

RICHLAND COUNTY

REGULAR SESSION

AGENDA

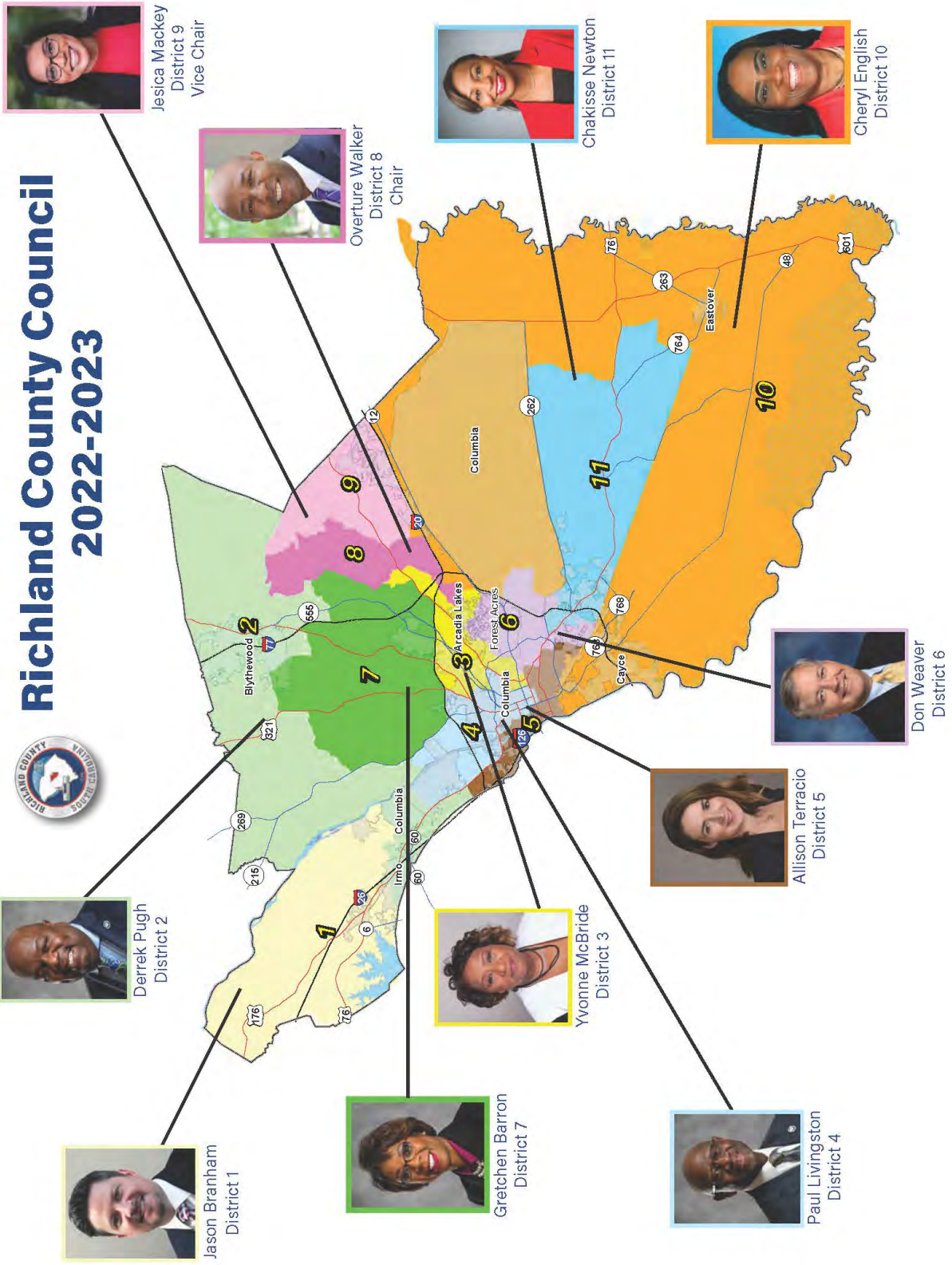


TUESDAY MAY 02, 2023

6:00 PM

COUNCIL CHAMBERS

Richland County Council 2022-2023





**Richland County
Regular Session**

AGENDA

May 02, 2023 - 6:00 PM

Council Chambers

2020 Hampton Street, Columbia, SC 29204

1. CALL TO ORDER

The Honorable Overture Walker,
Chair Richland County Council

a. ROLL CALL

2. INVOCATION

The Honorable Yvonne McBride

3. PLEDGE OF ALLEGIANCE

The Honorable Yvonne McBride

4. PRESENTATION OF PROCLAMATION

a. A Proclamation recognizing Goodwill Industries of
Upstate/Midlands SC

The Honorable Derrek Pugh

5. PRESENTATION OF RESOLUTION

a. A Resolution recognizing Mental Illness Recovery
Center Inc. and declaring May as Mental Health
Awareness Month

The Honorable Cheryl English
The Honorable Jason Branham
The Honorable Derrek Pugh
The Honorable Yvonne McBride
The Honorable Paul Livingston
The Honorable Allison Terracio
The Honorable Don Weaver
The Honorable Gretchen Barron
The Honorable Overture Walker
The Honorable Jesica Mackey
The Honorable Chakisse Newton
The H

b. A Resolution Recognizing "Small Business Week" - May
1-5, 2023

The Honorable Chakisse Newton
The Honorable Jason Branham
The Honorable Derrek Pugh
The Honorable Yvonne McBride
The Honorable Paul Livingston
The Honorable Allison Terracio
The Honorable Don Weaver
The Honorable Gretchen Barron
The Honorable Overture Walker

The Honorable Jessica Mackey
The Honorable Cheryl English

6. APPROVAL OF MINUTES

The Honorable Overture Walker

- a. Regular Session: April 18, 2023 [PAGES 9-21]
- b. Special Called Meeting: April 25, 2023 [PAGES 22-38]
- c. Zoning Public Hearing: April 25, 2023 [PAGES 39-40]

7. ADOPTION OF AGENDA

The Honorable Overture Walker

8. REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS [Pursuant to SC Code 30-4-70]

Patrick Wright,
County Attorney

After Council returns to open session, council may take action on any item, including any subsection of any section, listed on an executive session agenda or discussed in an executive session during a properly noticed meeting.

- a. Richland County Judicial Center Security

9. CITIZEN'S INPUT

The Honorable Overture Walker

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

10. CITIZEN'S INPUT

The Honorable Overture Walker

- a. Must Pertain to Richland County Matters Not on the Agenda (Items for which a public hearing is required or a public hearing has been scheduled cannot be addressed at this time.)

11. REPORT OF THE COUNTY ADMINISTRATOR

Leonardo Brown,
County Administrator

- a. UPDATES FOR CONSIDERATION [PAGES 41-45]

- 1. Alvin S. Glen Detention Center
- 2. Land Development Code Community Meetings
- 3. Professional Development: NACo High Performance Leadership Academy

12. REPORT OF THE CLERK OF COUNCIL

Anette Kirylo,
Clerk of Council

13. REPORT OF THE CHAIR

The Honorable Overture Walker

14. APPROVAL OF CONSENT ITEMS

The Honorable Overture Walker

- a. Case # 22-019MA
Bill Theus
PUD to PUD (55.2 Acres)
Wilson Blvd.
TMS # R14900-04-01, R14800-02-22, R14800-02-32,
R14800-02-27, R14800-02-35, and R14800-02-29
[SECOND READING] [PAGES 46-52]
- b. Department of Public Works - Engineering Division -
Traffic Calming Policy Update [PAGES 53-72]
- c. Utilities - Purchase of Roll-Off Truck [PAGES 73-90]
- d. Operational Services - 2020 Hampton St. Roof
Replacement Project - Solicitation RC-565-B-23
[PAGES 91-95]
- e. Procurement & Contracting - Approval to Award
Contract for Emergency Generator at the Coroner's
Office [PAGES 96-100]
- f. Any agency receiving funds from Richland County must
provide an accounting for those funds prior to a request
for funds in the next fiscal year budget. REASON:
Accountability is a must for taxpayer dollars
[MALINOWSKI - June 7, 2022] [PAGE 101]

15. SECOND READING ITEMS

The Honorable Overture Walker

- a. Authorizing the expansion of the boundaries of the I-77
Corridor Regional Industrial Park jointly developed with
Fairfield County to include certain property located in
Richland County; the execution and delivery of a public
infrastructure credit agreement to provide for public
infrastructure credits to Project Urban Renewal; and
other related matters [PAGES 102-124]

16. FIRST READING ITEMS

The Honorable Overture Walker

- a. An Ordinance authorizing the levying of Ad Valorem
property taxes which together with the prior year's
carryover and other State Levies and any additional
amount appropriated by the Richland County Council
prior to July 1, 2023 will provide sufficient revenues for
the operations of Richland County Government during
the period from July 1, 2023 through June 30, 2024. So
as to raise revenue, make appropriations and amend the
General Fund, Millage Agencies, Special Revenue
Funds, Enterprise Funds, and Debt Service Funds Budget

for Richland County, South Carolina for Fiscal Year Beginning July 1, 2023 and ending June 30, 2024 [BY TITLE ONLY]

- b. An Ordinance authorizing the levying of Ad Valorem property taxes which together with the prior year's carryover and other State Levies and any additional amount appropriated by the Richland County Council prior to July 1, 2023 will provide sufficient revenues for the operations of Richland County Government during the period from July 1, 2023 through June 30, 2024 [BY TITLE ONLY]

17. REPORT OF ADMINISTRATION & FINANCE COMMITTEE

The Honorable Jessica Mackey

- a. Direct the County Administrator to create a new IGA regarding the Alvin S. Glenn Detention Center Inmate Per Diem rate. Richland County is operating on fees that were implemented effective July 1, 2018 and but did not go into effect until July 1, 2019 due to the 90 day notice requirement pursuant to the agreement. The agreement in effect at that time was to have the fee only increase \$10 per year until it reached 95% of the actual cost to the County. We are currently losing thousands of dollars per year the way this is being handled. Richland County should not have taxpayers pay for outside entities who placed individuals in the County Detention Center, as that is the responsibility of the placing entity. Every entity who places an individual in the Alvin S. Glenn Detention Center should have an IGA with Richland County that reflects the current rate they will be paying as well as the fact rates are subject to change upward or downward on an annual basis. Those IGA's should also be worded as an annual agreement with up to so many extension years and the 90 day notice needs to be either reduced or more closely followed by staff. [MALINOWSKI - May 3, 2022] [PAGE 125]

18. REPORT OF RULES & APPOINTMENTS COMMITTEE

The Honorable Gretchen Barron

- a. Midlands Workforce Development Board Terms of Service [PAGES 126-133]

19. REPORT OF THE OFFICE OF SMALL BUSINESS OPPORTUNITY

The Honorable Derrek Pugh

- a. Office of Small Business Opportunity Ordinance [PAGE 134]

20. OTHER ITEMS

The Honorable Overture Walker

**a. FY23 - District 3 Hospitality Tax Allocations
[PAGES 135-136]**

1. Columbia Classical Ballet - \$5,000
2. Kingville Historical Foundation - \$1,500
3. Wiley Kennedy Foundation - \$15,000

**b. FY23 - District 4 Hospitality Tax Allocations
[PAGES 137-138]**

1. Kingville Historical Foundation - \$5,000
2. Historic Columbia - \$5,000
3. Columbia Classical Ballet - \$5,000
4. Beta Chi Sigma Chapter - \$5,000

**c. FY23 - District 8 Hospitality Tax Allocations
[PAGES 139-140]**

1. Columbia Classical Ballet - \$5,000

**d. FY23 - District 9 Hospitality Tax Allocations
[PAGES 141-142]**

1. Black Pages International - \$5,000
2. Kingville Historical Foundation - \$5,000

**e. FY23 - District 10 Hospitality Tax Allocations
[PAGES 143-144]**

1. Town of Eastover - \$10,000

**f. FY23 - District 11 Hospitality Tax Allocations
[PAGES 145-146]**

1. Black Pages International - \$5,000

21. EXECUTIVE SESSION

Patrick Wright,
County Attorney

After Council returns to open session, council may take action on any item, including any subsection of any section, listed on an executive session agenda or discussed in an executive session during a properly noticed meeting.

22. MOTION PERIOD

23. ADJOURNMENT

The Honorable Overture Walker



Special Accommodations and Interpreter Services Citizens may be present during any of the County's meetings. If requested, the agenda and backup materials will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), as amended and the federal rules and regulations adopted in implementation thereof. Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the Clerk of Council's office either in person at 2020 Hampton Street, Columbia, SC, by telephone at (803) 576-2061, or TDD at 803-576-2045 no later than 24 hours prior to the scheduled meeting.



Richland County Council
REGULAR SESSION
MINUTES

April 18, 2023 – 6:00 PM
Council Chambers

2020 Hampton Street, Columbia, SC 29204

COUNCIL MEMBERS PRESENT: Overture Walker, Chair; Jessica Mackey, Vice-Chair; Derrek Pugh, Jason Branham, Yvonne McBride, Paul Livingston, Allison Terracio, Don Weaver, Cheryl English, and Chakisse Newton

OTHERS PRESENT: Michelle Onley, Kyle Holsclaw, Judy Carter, Michael Byrd, Angela Weathersby, Dale Welch, Aric Jensen, Patrick Wright, Leonardo Brown, Anette Kirylo, Sandra Haynes, Susan O’Cain, Jeff Ruble, Ashiya Myers, Abhijit Deshpande, Stacey Hamm, Chelsea Bennett, Sarah Harris, Lori Thomas, Todd Money, Michael Maloney, Jennifer Wladischkin, Geo Price, Chris Eversmann, Andrew Haworth, Justin Martin, Dante Roberts, Zachary Cavanaugh, Callison Richardson, Randy Cherry, and John Thompson

1. **CALL TO ORDER** – Chairman Overture Walker called the meeting to order at approximately 6:00 PM.
2. **INVOCATION** – The Honorable Cheryl English led the Invocation.
3. **PLEDGE OF ALLEGIANCE** – The Pledge of Allegiance was led by Brigadier General Jason Kelly, Fort Jackson Commanding General.
4. **PRESENTATION OF PROCLAMATIONS**
 - a. A Proclamation recognizing the retirement of Carol C. Boler [WALKER and LIVINGSTON] – Mr. Walker presented a proclamation recognizing Carol C. Boler’s retirement from the Solicitor’s Office.
 - b. A Proclamation recognizing the retirement of Henrietta C. Joye [WALKER and LIVINGSTON] – Mr. Walker presented a proclamation recognizing Henrietta C. Joye’s retirement from the Solicitor’s Office.
5. **PRESENTATION OF RESOLUTIONS**

Ms. Newton moved to adopt the resolutions referenced below, seconded by Ms. Terracio.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

- a. A Resolution Honoring “Richland County Aviation Week” April 23-29, 2023 – Ms. Terracio presented a resolution honoring “Richland County Aviation Week.”
- b. A Resolution Recognizing April as Fair Housing Month – Ms. Mackey presented a resolution honoring April as Fair Housing Month.
- c. A Resolution Recognizing “EdVenture Children’s Museum” – Ms. Mackey presented a resolution recognizing “EdVenture Children’s Museum.”
- d. A Resolution recognizing “The Month of the Military Child” – Mr. Walker presented a resolution recognizing “The Month of the Military Child.”
- e. A Resolution recognizing Richland Library and declaring April 23-29 as National Library Week – Ms. Newton presented a resolution recognizing Richland Library and declaring April 23-29, 2023, as National Library Week.

Mr. Branham noted that he could not participate in the photo ops because he was suffering from back pain.

6. **APPROVAL OF MINUTES**

- a. Regular Session: April 4, 2023 – Mr. Branham requested the following changes to the minutes:
- On p. 3, the table needs to be modified so that it matches the information included in the presentation on page 14;
 - Also, p. 3 – HM = Over 3 acres and less than 35 acres.

Ms. McBride moved to approve the minutes as amended, seconded by Ms. Newton.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

7. **ADOPTION OF AGENDA** – Mr. Wright requested to add “Opioid Litigation Update” under the Report of the Attorney for Executive Session.

Ms. McBride moved to adopt the agenda as amended, seconded by Ms. Barron.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

8. **REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION (Pursuant to SC Code 30-4-70)** – Mr. Patrick Wright, County Attorney, indicated the following items qualify for Executive Session.

- Alvin S. Glenn Detention Center
- Allen University Project Request – 1741 Cushman Drive, Columbia, SC 29203
- Opioid Litigation Update

9. **CITIZENS' INPUT**

- For Items on the Agenda Not Requiring a Public Hearing – No one signed up to speak.

10. **CITIZENS' INPUT**

- Must Pertain to Richland County Matters Not on the Agenda (Items for which a public hearing is required or a public hearing has been scheduled cannot be addressed at this time.)

1. Lee Lumpkin, 21 Heathwood Circle, Columbia, SC 29205 – Columbia Classical Ballet
2. Richard Evans, 3108 Padgett Road, Hopkins, SC 29061 – Eastover Recycling Center

11. **REPORT OF THE COUNTY ADMINISTRATOR**

- Items for Consideration:

1. Fair Housing Month – Mr. Leonardo Brown, County Administrator, noted Fair Housing Month was acknowledged earlier in the meeting.
2. Land Development Code Community Meetings – Mr. Brown noted the Land Development Code Community meetings have been held. The process is still ongoing.
3. Ag + Art Tour – Mr. Brown stated the Ag + Art Tour is a tourism opportunity for individuals to participate in and tour and support our County.
4. Communications
 - a. Fireworks Ordinance Communication Plan
 - b. Residential Rental Property Registration & Regulations Ordinance Communication Plan
 - c. Redistricting Communication Plan

Mr. Brown stated the communication plans are designed to allow Council to look at mechanisms we plan to use to address these particular items. The design is for Council to be able to provide feedback. For example, some constituents may not watch TV or use social media or the Internet. Therefore, we could need another mechanism to reach them (i.e., community meetings).

Mr. Pugh thanked the Administrator for this information. He thinks it is essential that we disseminate the information in a way so individuals know who their representatives are and any recent ordinance changes.

Ms. Newton requested that we include the Land Development Code in upcoming communication plans. In addition, she requested FAQs for the Land Development Code.

b. Administrator's Nominations:

1. Solicitor's Office – Case Management System – Mr. Brown stated that the committee and Council had vetted and approved this project. ARPA dollars funded the project. Due to the time sensitivity of the implementation, the Solicitor is requesting to bypass the committee process and have Council approve the contract. Mr. Wright noted his office had reviewed the contract.

Ms. Terracio moved to approve the execution of the contract, seconded by Ms. Barron.

Mr. Weaver inquired if we are approving the procuring of the contract.

Mr. Brown responded you would be approving the execution of the contract.

Mr. Weaver inquired if Council had previously approved the contract.

Mr. Brown replied Council approved the funding and the project, and the contract would be approved tonight.

For clarification, Mr. Weaver stated that the funds are coming from the ARPA funds.

Mr. Brown responded the project is partially funded by ARPA and partially by another source.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

Ms. Barron moved to reconsider this item, seconded by Ms. English.

Opposed: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The motion for reconsideration failed.

2. Community Planning & Development – Community Development Division – Grant Single Audit Service – Mr. Brown stated the item before Council is a request to allow us to extend a task order to use Moss Adams to complete a portion of this process. He noted these particular programs are designed so we can ensure compliance with HUD. These audits are highly specialized and are an inherent part of administering federal grants in excess of \$750,000. Moss Adams will assist the County with meeting requisite timeliness and accuracy requirements for the HUD CDBG Disaster Recovery Mitigation, Emergency Rental Assistance Program, and Public Assistance Programs. The details are covered in the briefing document.

Mr. Livingston inquired if we are expanding the current contract.

Mr. Brown responded in the affirmative. We are adding a task order to the already-procured process.

Mr. Weaver inquired how the audit would be funded.

Mr. Brown replied these funds are associated with funding already in the program.

Ms. English moved to approve the request, seconded by Mr. Livingston.

In Favor: Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Recuse: Branham (due to his daughter working for Moss Adams during the summer.)

The vote in favor was unanimous.

Ms. English moved to reconsider the item, seconded by Ms. Barron.

Opposed: Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Recuse: Branham (due to his daughter working for Moss Adams during the summer.)

The motion for reconsideration failed.

3. Housing Court & NCSC Eviction Diversion Initiative Grant – This item was not taken up.

4. Detention Center Plan – Mr. Brown noted, on behalf of County Council, he submitted to the Department of Corrections a response to a letter received. It was timely submitted. He also submitted a supplemental response to additional questions raised. Tomorrow he will hold a news conference in the 4th Floor Conference Room at 9:30 AM. Releasable information will be made available to the public.

12. **REPORT OF THE CLERK OF COUNCIL**

- a. Budget Work Session – Ms. Anette Kirylo, Clerk to Council, reminded Councilmembers of the upcoming budget work session on Thursday, April 20th, at 3:00 PM.

13. **REPORT OF THE CHAIR** – No report was given.

14. **OPEN/CLOSE PUBLIC HEARINGS**

- a. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a public infrastructure credit agreement to provide for public infrastructure credit to Verve Columbia Blossom, LLC a company previously identified as Project Subtext; and other related matters – No one signed up to speak.
- b. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a public infrastructure credit agreement to provide for public infrastructure credits to Siguno RC, LLC a company previously identified as Project Siguno; and other related matters – No one signed up to speak.
- c. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes and incentive agreement between Richland County, South Carolina and FN America, LLC, a project previously identified as Project Charlie Echo, to provide for payment of a fee-in-lieu of taxes; authorizing certain special source credits; and other related matters
 - 1. Regina Williams, 3517 & 3529 White Street, Columbia, SC 29203
 - 2. Mark Talbert, 3608 Baywater Drive, Columbia, SC 29209
 - 3. James Starnes, 1001 Denton Drive, Columbia, SC 29203
- d. Authorizing the transfer of a certain real property owned by Richland County and located in the Northpoint Industrial Park to Osmium Development Group, a company previously identified as Project Osmium; and other matters related thereto – No one signed up to speak.

15. **APPROVAL OF CONSENT ITEMS**

- a. Case # 22-040MA, Mark Meadows, RU to GC (1.00 Acres), 311 Killian Road, TMS # R14781-04-10 [THIRD READING]
- b. Case # 23-001MA, Heather Bounds, M-1 to RS-HD (77.78 Acres), N/S Hard Scrabble Road, TMS # R17301-02-01 [THIRD READING]
- c. Case # 23-002MA, James Stembridge, PDD to RS-LD (4.01 Acres), 110 Jacobs Mill Pond Road, TMS # R25810-03-08 [THIRD READING]
- d. Case # 23-003MA, Wesley Slice, RU to GC (4 Acres), 1000 W Shady Grove Road, TMS # R02600-06-16 [THIRD READING]
- e. Case # 23-004MA, Carlos Hart, RS-MD to GC (0.31 Acres), 7011 Frost Ave, TMS # R07614-01-10 [THIRD READING]
- f. Case # 23-006MA, Ross P. McClary, PDD to RU (3.00 Acres), 11447 & 11451 Garners Ferry Rd, TMS # R35200-09-10 & 38 [THIRD READING]

Ms. Newton moved to approve Items 15(a)-15(f), seconded by Ms. Barron.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

16. **THIRD READING ITEM**

- a. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a public infrastructure credit agreement to provide for public infrastructure credits to Verve Columbia Blossom, LLC a company previously identified as Project Subtext; and other related matters – Mr. Livingston moved to approve this item, seconded by Mr. Weaver.

In Favor: Branham, Pugh, McBride, Livingston, Weaver, Barron, Walker, English, and Newton

Opposed: Terracio

Recuse: Mackey (due to her parent company representing the company)

The vote was in favor.

- b. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a public infrastructure credit agreement to provide for public infrastructure credit to Siguno RC, LLC a company previously identified as Project Siguno; and other related matters – Mr. Livingston moved to approve this item, seconded by Ms. Barron.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, English, and Newton
Recuse: Mackey (due to her parent company representing the company)

The vote in favor was unanimous.

Mr. Livingston moved to reconsider this item, seconded by Ms. Barron.

Opposed: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, English, and Newton

Recuse: Mackey (due to her parent company representing the company)

The motion for reconsideration failed.

- c. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes and incentive agreement between Richland County, South Carolina and FN America, LLC, a project previously identified as Project Charlie Echo, to provide for payment of a fee-in-lieu of taxes; authorizing certain special source credits; and other related matters – Mr. Weaver moved to approve this item, seconded by Ms. Barron.

Ms. McBride stated her vote against this item is not about whether you can purchase a gun. Her vote was not about the Second Amendment. She is voting against this item because she thinks using taxpayer dollars to incentivize a company selling guns commercially is wrong. This is not the first time the County has incentivized this company. She inquired when does taxpayer money stop going to big corporate companies. She noted it is sometimes necessary to incentivize corporate companies, but in this case, when do we say “no”? The company is bringing 100 new jobs, but thousands of lives are being lost. She reported there were over 35 guns in schools in less than six months. Moreover, we do not know who these new jobs are going to.

Ms. Terracio stated we are regularly horrified by mass shootings and shootings in our local communities. She noted these are exacerbated by some of the loose laws being pushed by the gun lobby at the State House. Those same lobbyists work at the Federal level to prevent any commonsense gun regulation that the vast majority of the American public support. Putting more dollars in the hands of these gun manufacturers is not something she will be able to support now or ever.

In Favor: Branham, Livingston, Weaver, Barron, and Walker

Opposed: Pugh, McBride, Terracio, English, and Newton

Recuse: Mackey (due to her parent company representing the company)

The motion for approval failed.

- d. Authorizing the transfer of certain real property owned by Richland County and located in the Northpoint Industrial Park to Osmium Development Group, a company previously identified as Project Osmium; and other matters related thereto – Mr. Livingston moved to approve this item, seconded by Ms. Barron.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

Mr. Livingston moved to reconsider Items 16(a) and 16(d), seconded by Ms. Barron.

Opposed: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, English, and Newton

Recuse: Mackey (due to her parent company representing Item 16(a)’s company)

The motion for reconsideration failed.

17. **SECOND READING ITEMS**

- a. Authorizing the execution and delivery of a fee-in-lieu of ad valorem taxes and incentive agreement by and between Richland County, South Carolina and Project Armitage to provide for payment of a fee-in-lieu of taxes; authorizing certain infrastructure credits; and other related matters – Mr. Livingston moved to approve this item, seconded by Ms. Barron.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

18. **REPORT OF ECONOMIC DEVELOPMENT COMMITTEE**

- a. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a public infrastructure credit agreement to provide for public infrastructure credits to Project Urban Renewal; and other related matters – Mr. Livingston stated the committee recommended approval of this item.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

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

a. **NOTIFICATION OF APPOINTMENTS**

1. Board of Zoning Appeals – Four (4) Vacancies – Ms. Barron stated the committee recommended re-advertising these vacancies.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

2. Township Auditorium – One (1) Vacancy – Ms. Barron stated the committee recommended re-appointing Mr. Carlos Gibbons, Jr.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

b. **ITEMS FOR DISCUSSION/ACTION**

1. Prior to the Rules and Appointments Committee interviewing applicants to serve on existing vacancies Councilmembers serving as a liaison on a Board, Commission, or Committee should provide the Rules and Appointments Committee with an update on current needs that particular board is trying to fill including but not limited to qualifications and expectations. The Councilmember should make an effort to attend those interviews. (January 3, 2023) – Ms. Barron stated the committee forwarded this item to Council without a recommendation.

Mr. Walker inquired if this was an item for action or discussion.

Ms. Barron responded it is an item for discussion unless Council wishes to take action.

Ms. Terracio stated she realizes the importance of having a handle on the board you serve on and the board's needs. She suggested having the Executive Director or Board Chair work with the Council liaison and staff to communicate what the board, commission, or committee seeks.

Mr. Pugh stated he thinks this is a wonderful idea. He indicated Councilmembers should assist the Rules and Appointments Committee to carry the ball. He believes it is crucial whenever we have hot topics in any committee a Councilmember feels strongly about, they should take it upon themselves to attend those specific committees to voice their opinions.

Ms. McBride stated there are two parts to this motion. One part would be to invite Council to the meetings to discuss the needs of the committee they serve.

Ms. Barron responded the intent is that we get input from the Councilmembers. Whether you choose to attend the meeting or send an email. We want your input as the liaison.

Ms. McBride stated she had concerns about putting certain things in policy, and this is one of them. This is an issue that has come up several times. She has no problem with Councilmembers being encouraged to provide information to the committee, but she has an issue with it being mandated. Secondly, we sometimes have unintended negative consequences based on rules we make when we limit the qualifications and expectations of the citizens we recommend serving on these committees. She noted we could get into an exclusionary situation. Many of the members serving on the committees may not have had the expertise in the area, but they were interested, which is why they are serving. If an area of expertise is needed, the boards, commissions, and committees have staff. The citizens bring their commitment and interest. She is reluctant to have anyone tell Councilmembers the qualifications that are needed. If it was stated there were specific qualifications to serve on County Council, some of them might not be on Council.

Ms. Barron indicated qualifications and skill sets have already been set. Some of them have been developed by ordinance or State law. Last year the Rules Committee spent a reasonable amount of time going over the overview of each board, commission, and committee, and full Council voted on them. The intent of this discussion is to determine what specific needs the Rules Committee should look for when interviewing applicants, not to put the citizens in a box by saying we only want this type of person. This could merely be a good practice.

Ms. McBride stated she is well-versed on the qualifications and expectations. On some committees, you have specific qualifications, but not on all of them. In this particular case, she was referring to the ones that did not have qualifications.

Ms. Newton stated that when we have helpful knowledge and information, she believes it is great for us to share not just about candidates but the context of what the organization is going through. She does think it would be wonderful for our organizations to be more involved in the process and reach out to us about things they are trying to achieve. She feels it would be helpful to the committee, which has limited time to spend with the applicants.

Ms. English stated she encourages the Directors of the boards she serves on to reach out.

Mr. Walker noted if you are a Councilmember who serves as a liaison to a specific board, commission, or committee, the Rules and Appointments Committee is requesting that you give some input to the current needs of that particular entity so the committee can make an informed decision and recommendation to the body.

No action was taken on this item.

2. Eliminate the requirement for applicants who are applying to serve on Boards, Committees, or Commissions to disclose their age range and sex during the application process. Appointments are done based on skills and knowledge. (January 3, 2023) – Ms. Barron stated this item had been before the committee before and did not move forward.

Mr. Wright stated, from a legal standpoint, these are identifiers. Your age, sex, etc., is not used to make the appointment. There is no legal problem with requesting someone to disclose these identifiers on an application.

Ms. Newton stated that Richland County interviews every applicant who applies, so no determination is made before we meet the applicants. In addition, any applicant that is not selected has the opportunity to leave their application on file for a year. She noted she is not in favor of this motion. Generally speaking, more data is helpful.

Mr. Weaver stated he believes age and gender need to be a part of the application.

Ms. McBride stated her overall concern was that we do not make policy out of everything.

No action was taken on this item.

POINT OF PERSONAL PRIVILEGE – Ms. Barron stated when she came on Council, there were hundreds of applicants awaiting interviews. As of today, all of those applicants have been interviewed and have filled the vast majority of the vacancies. There is currently an advertisement out that will close on April 21st. She applauded the Clerk’s Office and past Rules and Appointment Committee members for their hard work.

POINT OF PERSONAL PRIVILEGE – Mr. Livingston thanked the Rules and Appointments Committee for their hard work and tenacity.

20. REPORT OF THE CORONAVIRUS AD HOC COMMITTEE

- a. American Rescue Plan Act Fund Grant Application and Process – Ms. Barron noted the approval of these items is contingent upon a desk review and ensuring expenditures qualify and are allowable.

1. Broadband Services – Ms. Barron stated the committee recommended approving up to \$297,746.13 – Columbia International University: Broadband Expansion for 4th District of Richland County, and up to \$207,700.00 – Richland County Public Library – Hotspot: Bridging the Digital Divide.

Ms. Terracio requested to divide the question.

a. Columbia International Festival

In Favor: Branham, Pugh, McBride, Livingston, Weaver, Barron, Walker, Mackey, English, and Newton

Opposed: Terracio

The vote was in favor.

b. Richland County Public Library

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

2. Affordable Housing – Ms. Barron noted there was much discussion around this topic at the work session and in the committee meeting. She noted that Council feels very passionate about this matter, so much so that we allocated \$4M toward this category. The applications received were not necessarily aligned with the vision. The committee recommended directing the Administrator to propose a plan to invest \$4M in affordable housing, specifically to add

new affordable units to the market.

Ms. Mackey inquired if there was a specific timeline for the proposed plan to be returned to Council.

Ms. Barron responded we did not set a deadline. She requested the Administrator to propose a timeline for bringing forth the proposed plan.

Mr. Brown stated he could have the information back to Council by the May 16th Council meeting.

Mr. Weaver inquired if we are discussing assistance or constructing new affordable units.

Mr. Brown replied there was a conversation about new construction, but there was also a discussion about vacant units that could be remodeled to add new affordable housing unit availability.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

3. *Youth and Recreation Services* – Ms. Barron stated the committee felt like some of the applications we received were not necessarily aligned with the original intent. Committee members were to submit questions to staff for submission to the applicants to gain a better understanding. In addition, the committee requested staff have the applicants submit an abstract.
4. *Senior Assistance* – Ms. Barron stated this item was tabled due to the committee not having a quorum.
5. *Non-Profits* – Ms. Barron stated the committee recommended approving up to \$138,091.20 – The Cooperative Ministry, up to \$131,991.00 – Epworth Children’s Home, and up to \$130,000.00 – Midlands Mediation Center. She noted questions by the committee regarding the Columbia City Ballet were to be sent to Assistant County Administrator Lori Thomas by April 12th.

For the record, the additional categories will be taken up at a subsequent Coronavirus Ad Hoc Committee.

Ms. McBride thanked the committee for the work they have done thus far. She indicated it was no secret that she had significant concerns with the overall ARPA grant process. She believes efforts are being made to correct some of those issues.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Mr. Pugh congratulated the Coronavirus Ad Hoc Committee. He noted they have done a wonderful job of ensuring we get everything we need. In addition, he is excited that barriers in Chambers have been removed.

21. **OTHER ITEMS**

- a. FY23 – District 7 Hospitality Tax Allocations: Black Pages International - \$5,000; Historic Columbia - \$10,000; and Columbia International University - \$5,000
- b. FY23 – District 2 Hospitality Tax Allocations: Black Pages International - \$5,000
- c. FY23 – District 10 Hospitality Tax Allocations: Lower Richland Sweet Potato Fest - \$1,500; Kingville Historical Foundation - \$20,000; and EdVenture - \$5,000

Ms. Newton moved to approve Items 21(a)-21(c), seconded by Ms. Mackey.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

Ms. Newton moved to reconsider Items 21(a)-21(c), seconded by Ms. Barron.

Opposed: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The motion for reconsideration failed.

21. **EXECUTIVE SESSION** – Ms. Terracio moved to go into Executive Session, seconded by Ms. English.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton
The vote in favor was unanimous.

***Council went into Executive Session at approximately 8:06 PM
and came out at approximately 8:50 PM***

Ms. Barron moved to come out of Executive Session, seconded by Ms. Terracio.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

Mr. Walker indicated no action was taken in Executive Session. In addition, he requested the record to reflect that Mr. Pugh recused himself from Executive Session regarding the Allen University Property request.

- a. Alvin S. Glenn Detention Center – No action was taken.
- b. Allen University Property Request -1741 Cushman Drive, Columbia, SC 29203 – Ms. McBride moved to authorize the County Administrator and County Attorney to accept the most recent monetary offer from Allen University to purchase the property at 1741 Cushman Drive, as is, seconded by Ms. Barron.

In Favor: Branham, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

Recuse: Pugh

The vote in favor was unanimous.

- c. Opioid Litigation Update – No action was taken.

22. **MOTION PERIOD**

- a. I move to direct the County Administrator to add Paid Parental Leave as a benefit available to all full-time Richland County employees and to update the Employee Handbook with a policy that reflects a minimum of six weeks of available paid Parental Leave. The goal for implementation date of this new benefit is January 1, 2024. [MACKEY] – Ms. Mackey stated this motion aligns with the County’s current Strategic Plan Objective 6.2 – “Encouraging Investments in Employee and County Development.” Last year, Council voted to add Juneteenth as a paid employee holiday. She noted we continue to look for ways to add additional benefits to support Richland County employees to retain and recruit employees.

Ms. Mackey requested unanimous consent to take action on her motion, seconded by Ms. Terracio.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

Ms. Mackey moved to add “Paid Parental Leave” as a benefit for all full-time Richland County employees, seconded by Ms. McBride.

Ms. Newton stated, for clarification, the next step would be for the Administrator to prepare a plan and bring it back to Council for approval.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

Ms. Mackey thanked her colleagues for their support of her motion.

23. **ADJOURNMENT** – Ms. English moved to adjourn the meeting, seconded by Ms. Barron.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

The meeting adjourned at approximately 8:56 PM.



Richland County Council

STATEMENT OF RECUSAL

In accordance with Section 8-13-700(B) [provides in part that no public official, public member or public employee may make, participate in making, or in any way attempt to use their official office, membership or employment to influence a governmental decision in which they, a member of their immediate family, an individual with whom they are associated, or a business with which they are associated has an economic interest.], I hereby recuse myself from all votes, deliberations and other action on the following matter(s):

(Please add agenda Item number and description):

11(b)(2) Community planning and development grant Singh
service needs

REASONS FOR DISQUALIFICATION:

My daughter accepted an offer to intern for
the accounting firm proposed to be retained for
services

Jason Brubaker
Print and sign your name

4/18/23
Date

A. Kyle
Print and sign your name

4/18/23
Date received by Clerk Dept.



Richland County Council

STATEMENT OF RECUSAL

In accordance with Section 8-13-700(B) [provides in part that no public official, public member or public employee may make, participate in making, or in any way attempt to use their official office, membership or employment to influence a governmental decision in which they, a member of their immediate family, an individual with whom they are associated, or a business with which they are associated has an economic interest.], I hereby recuse myself from all votes, deliberations and other action on the following matter(s):

(Please add agenda Item number and description): Executive Session
Report of the County Attorney - Allen University Request
Item # 18a

REASONS FOR DISQUALIFICATION:

Darrek Pugh / Darrek Pugh

Print and sign your name

Darrek A. King

Print and sign your name

3/21/23

Date

3/21/23

Date received by Clerk Dept.



Richland County Council

STATEMENT OF RECUSAL

In accordance with Section 8-13-700(B) [provides in part that no public official, public member or public employee may make, participate in making, or in any way attempt to use their official office, membership or employment to influence a governmental decision in which they, a member of their immediate family, an individual with whom they are associated, or a business with which they are associated has an economic interest.], I hereby recuse myself from all votes, deliberations and other action on the following matter(s):

(Please add agenda Item number and description): Report of County Attorney
Executive Session item # 8 b. Allen University Request
1741 Cushman Drive.

REASONS FOR DISQUALIFICATION:

Darrek Pugh/Darrek Pugh
Print and sign your name

4/18/23
Date

A. King
Print and sign your name

4/18/23
Date received by Clerk Dept.



Richland County Council

STATEMENT OF RECUSAL

In accordance with Section 8-13-700(B) [provides in part that no public official, public member or public employee may make, participate in making, or in any way attempt to use their official office, membership or employment to influence a governmental decision in which they, a member of their immediate family, an individual with whom they are associated, or a business with which they are associated has an economic interest.], I hereby recuse myself from all votes, deliberations and other action on the following matter(s):

(Please add agenda item number and description):

16a - 3rd Reading Verve Columbia Blossom/Project Subtext
16b - 3rd Reading Siguno RC, LLC / Project Siguno
16c - 3rd Reading FN America, LLC / Project Charlie Echo

REASONS FOR DISQUALIFICATION:

My parent company represents the business listed.

Jessica Mackay/Jessica Mackay

Print and sign your name

A. King
Print and sign your name

4-18-2023

Date

4/18/23

Date received by Clerk Dept.



Richland County Council
Special Called Meeting
MINUTES
April 25, 2023 – 6:45 PM
Council Chambers
2020 Hampton Street, Columbia, SC 29204

COUNCIL MEMBERS PRESENT: Overture Walker, Chair; Jesica Mackey, Vice-Chair; Jason Branham, Derrek Pugh, Yvonne McBride, Paul Livingston, Allison Terracio, Don Weaver, Gretchen Barron, Cheryl English, and Chakisse Newton.

OTHERS PRESENT: Kyle Holsclaw, Michelle Onley, Ashiya Myers, Lori Thomas, Leonardo Brown, Patrick Wright, Anette Kirylo, Aric Jensen, Angela Weathersby, Chelsea Bennett, and Stacey Hamm.

1. **CALL TO ORDER** – Chairman Overture Walker called the meeting to order at approximately 6:45 PM.

ADOPTION OF AGENDA – Ms. Mackey moved to adopt the agenda as published, seconded by Ms. Barron.

2. In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton
The vote in favor was unanimous.

ITEMS FOR ACTION

3. a. **Midlands Workforce Development Area Interlocal Consortium Agreement** – Ms. Mackey moved to approve this item, seconded by Ms. English.

Ms. Mackey noted that several entities besides Richland County would have to sign. She inquired if the other entities have signed or plan to sign.

County Attorney, Patrick Wright, stated that he understands the other counties involved have signed the agreement. He noted this is something Richland County has participated in for years. The agreement is before the body because the agreement obligates the County fiscally and there is a potential liability. He indicated the County appoints to the Midlands Workforce Development Board; therefore, we are an active participant. In addition, the Central Midlands Council of Government (CMCOG) is fiscally involved.

Ms. Barron inquired how often this agreement has to be renewed and what financial obligations the County has.

Mr. Wright responded this is a federal program; therefore, the counties must be a part of it, or it is dissolved. The fiscal agent for the entities is the CMCOG. By agreeing, if there are any funds misspent, we are potentially liable for it. The agreement is renewed every two (2) years.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

Mr. Livingston moved to reconsider this item, seconded by Ms. Mackey.

Opposed: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The motion for reconsideration failed.

4. **ADJOURNMENT** – Ms. Newton moved to adjourn the meeting, seconded by Ms. Mackey.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

The meeting adjourned at approximately 6:52 PM.

Special Called Meeting
April 25, 2023

State of South Carolina
Workforce Innovation and Opportunity Act

Local Workforce Development Area Subsequent Designation Petition

This Petition must be used by any entity requesting subsequent designation as a Local Workforce Development Area pursuant to Public Law 113-128, the Workforce Innovation and Opportunity Act (WIOA).

Section I. Petitioning Jurisdiction(s)

A. Designation as a Workforce Development Area is requested for the following county(ies).

Richland

Lexington

Fairfield

B. Specify the name of the proposed Workforce Development Area.

Midlands

C. List the names of the chief elected officials (CEOs) representing the units of general local government on whose behalf this petition is being submitted.

<u>County</u>	<u>Name</u>
Richland	Overture Walker
Lexington	Beth Carrigg
Fairfield	Douglas Pauley

D. List the name, title, mailing address, telephone number, fax number and e-mail address of the primary contact person regarding this petition.

Name:	Tammy Beagen
Title:	Interim Director
Mailing Address:	100 Executive Center Drive
	Suite 218
	Columbia, SC 29210
Telephone Number:	(803) 744-1670 x303
Fax Number:	n/a
E-Mail Address:	tbeagen@midlandsworkforce.org

Section II. Consortium Agreement

If the local area includes more than one unit of general local government, the chief elected officials must negotiate a consortium agreement in order to establish a workforce development area to deliver WIOA funded services. Such agreement must be included as an attachment to this subsequent designation petition.

Section III. Existing Workforce Area

A. In the tables below, provide the final WIOA performance data for each of the last two (2) consecutive years.

Program Year 2021 (July 1, 2021 – June 30, 2022)							
Performance Measure		Employment Rate Q2	Employment Rate Q4	Median Earnings	Credential Rate	Measurable Skill Gains	Overall Program Score
Title I Adult	Goal	77.5%	72.6%	\$5705	50.5%	54.7%	109.6%
	Actual	75.1%	73.2%	\$6764	57.8%	64.1%	
	% of Goal	96.9%	100.8%	118.6%	114.5%	117.2%	
Title I DW	Goal	82.8%	81.3%	\$8300	64.4%	51.6%	102.2%
	Actual	81.7%	84.8%	\$8315	62.5%	57.1%	
	% of Goal	98.7%	104.3%	100.2%	97.0%	110.7%	
Title I Youth	Goal	74.5%	80.1%	\$4325	62.4%	41.9%	107.1%
	Actual	87.2%	76.5%	\$4287	52.9%	58.3%	
	% of Goal	117.0%	95.5%	99.1%	84.8%	139.1%	
Overall Indicator Score		104.2%	100.2%	106.0%	98.8%	122.3%	

Program Year 2020 (July 1, 2020 – June 30, 2021)							
Performance Measure		Employment Rate Q2	Employment Rate Q4	Median Earnings	Credential Rate	Measurable Skill Gains	Overall Program Score
Title I Adult	Goal	77.0%	72.1%	\$5656	49.5%	53.9%	103.9%
	Actual	71.9%	67.3%	\$6398	53.4%	60.2%	
	% of Goal	93.4%	93.3%	53.4%	107.9%	111.7%	
Title I DW	Goal	82.3%	80.8%	\$8300	63.9%	51.3%	109%
	Actual	82.6%	78.6%	\$8496	66.1%	72.7%	
	% of Goal	100.4%	97.3%	102.4%	103.4%	141.7%	
Title I Youth	Goal	74.0	79.5%	\$4325	61.9%	41.1%	99.9%
	Actual	75.5%	72.8%	\$4087	57.1%	49.0%	
	% of Goal	102.0%	91.6%	94.5%	92.2%	119.2%	
Overall Indicator Score		98.6%	94.1%	103.3%	101.2%	124.2%	

For each measure, the US Department of Labor defines performance as follows:

- Meets performance =
 - Individual Indicator Score—50% of goal for each individual measure
 - Overall Indicator Score—90% of goal for overall individual measure
 - Overall Program Score—90% of goal for overall program performance
- Does not meet performance =
 - Individual Indicator Score—less than 50% of goal for an individual measure
 - Overall Indicator Score—less than 90% of overall individual measure
 - Overall Program Score—less than 90% of overall program performance

If any measure was not met in either program year, address the reasons, corrective action measures taken, and current status.

N/A

B. Address fiscal integrity regarding funds provided under WIOA.

Has the Secretary made a formal determination, during either of the last 2 consecutive years, that WIOA funds provided to the area were misexpended due to willful disregard of the requirements of the provision involved, gross negligence, or failure to comply with accepted standards of administration?

No

Section IV. Local Board Information

Using Attachment A, provide a list of local board members, to include composition categories and contact information.

Section V. Grant Recipient/Fiscal Agent

Using Attachment B, designate the grant recipient/fiscal agent for the area. Signature of the lead official is required. Signatures of each chief elected official are also required. The use of electronic signatures is permissible.

Section VI. Public Comment

Attach documentation that public input was solicited and provide all comments received.

Section VII. Assurances and Signatures


A. Assurances

The chief elected officials (CEOs) making this designation request assure the following:

- That they have been duly authorized to participate by and on behalf of the governing bodies of the counties specified and documentation of this authorization can be provided;
- Compliance with the requirements of the Act, all federal regulations implementing the Act, any revisions or amendments thereto, state issued instructions, and any and all applicable federal, state or local rules and regulations; and,
- Acceptance of the liability for any misuse of grant funds.

B. Signatures—The use of electronic signatures is permissible.

I/We, the undersigned chief elected official(s) of the petitioning county(ies), do hereby submit this formal designation petition under the conditions delineated herein and with the assurances specified herein.

Richland County Attorney's Office

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

<u>County</u>	<u>Signature</u>	<u>Date</u>
Richland		4/25/23
Lexington		
Fairfield		

Submit Petition to WorkforceSupport@dew.sc.gov by 5:00 p.m., April 30, 2023.

Attachment A

WIOA Local Workforce Development Board Membership

Total Seats 24 Seats Occupied 23 Seats Vacant 1

Business (per Section 107(b)(2)(A))					
No.	Name	Affiliation and Title	Contact Phone and Email	Address	
1	Bonnie Austin	Private Healthcare, Consultant	(803) 269-8267 baustin@att.net	3907 MacGregor Drive Columbia, SC 29205	
2	George "Smokey" Davis	Lexington County Development Corp, President	(803) 513-5333 smokeydavis@outlook.com	1006 12 th Avenue Cayce, SC 29033	
3	Carl Kennedy	Element TV Company, LP, Vice President	(803) 815-1400 Carl.K@elementtv.com	PO Box 581 Winnsboro, SC 29180	
4	Adam Korycki	Ridge Manufacturing, Inc., President	(803) 532-4166 adamk@clipracks.com	109 Aiken Street Batesburg, SC 29006	
5	Cecilia Kusnirak	Wabtec Corporation, Human Resources Manager	(803) 256-1612 Cecilia.kusnirak@wabtec.com	949 Rosewood Dr Columbia, SC 29201	
6	Kate Lang	TRC Staffing, Director Professional & Commercial Recruiting	(803) 255-7267 Kate.lang@trcstaffing.com	1218 Henderson Street Columbia, SC 29203	
7	Donna Lax	Harsco Rail, HR Manager	(803) 822-7440 Dlax@harsco.com	2401 Edmund Road West Columbia, SC 29171	
8	Ritchie Monteith	Blanchard Machinery, Training and Development Manager	(803) 718-2403 jmonteith@blanchardmachinery.com	3151 Charleston Hwy West Columbia, SC 29172	
9	Reggie Murphy	Keller Williams Realty, Broker in Charge	(803) 348-1699 regmurph@bellsouth.net	701 Cornhill Rd Columbia, SC 29210	
10	Harry Plexico, Jr	Intertape Polymer Group, Plant Management	(803) 348-7404 hplexico@hotmail.com	PO Box 654 White Rock, SC 29177	
11	Michael Ray	Training Concepts, Sr Account Manager	(803) 765-9070 Michael@trainingconcepts.com	250 Berryhill Rd Ste 502 Columbia, SC 29210	
12	Sheena Thompson	Mark Anthony Brewing, People Operations Business Partner	(803) 917-9184 sthompson@markanthony.com	3160 Shop Road Columbia, SC 29209	
13	Maranta White	Trane Columbia, Human Resources Generalist	(980) 258-4412 Maranta.white@tranetechnologies.com	400 Killian Road Columbia, SC 29203	

Not Less Than 20% (per Section 107(b)(2)(B))

No.	Name	Affiliation and Title	Contact Phone and Email	Address
1	Brian Strickland	Federal Aviation Administration (Labor)	(803) 822-4421 strickbk@windstream.net	2823-B Airport Blvd West Columbia, SC 29170
2	Jimmy Burroughs	Christ Central/Good Samaritan, Director	(803) 936-3870 ccwinnsboro@truvista.net	3531 US Hwy 321 N Winnsboro, SC 29180
3	Chip Fallaw	Our Refuge: Ninety-One Co-Founder	(803) 603-0791 Clyde.fallaw@outlook.com	245 Woodwinds West Dr Columbia, SC 29212
4	Tim Miller	Walker White, Program Director (Apprenticeship)	(803) 691-0918 tmiller@walker-white.com	7402 Fairfield Road Columbia, SC 29203
5	David Prigge	Lexington/Richland School District Five Career & Technical Education Director	(803) 735-3332 dprigge@lexrich5.org	6671 St Andrews Rd Columbia, SC 29212
6	Vacant	Organized Labor		

Education & Training (per Section 107(b)(2)(C))

No.	Name	Affiliation and Title	Contact Phone and Email	Address
1	Bobby Cunningham	Richland County School District Two Adult Education Director	(803) 736-8787 bcunningham@richland2.org	750 Old Clemson Rd Columbia, SC 29229
2	Amy Scully	Midlands Technical College, Vice Provost for Corp & Cont. Education	(803) 691-3880 Scullya@midlandstech.edu	PO Box 2408 Columbia, SC 29202

Governmental, Economic, and Community Development (per Section 107(b)(2)(D))

No.	Name	Affiliation and Title	Contact Phone and Email	Address
1	Donna Earley	SC Commission for the Blind, Administrative Coordinator	(803) 898-1049 Donna.earley@sccb.sc.gov	1430 Confederate Avenue Columbia, SC 29201
2	Jeff Ruble	Richland County Director, Economic Development	(803) 576-1368 Ruble.jeffrey@richlandcountysc.gov	1201 Main St Ste 910 Columbia, SC 29201
3	Mike Wuest	SC Dept of Employment & Workforce Area Manager	(803) 737-4365 mwuest@dew.sc.gov	PO Box 995 Columbia SC 29202

Others as Chief-Elected Officials Determine Appropriate (per Section 107(b)(2)(E))

No.	Name	Affiliation and Title	Contact Phone and Email	Address
1				
2				
3				

Denote multiple representation with an asterisk (*).

Total Number of Seats Filled	23
Number of Seats Filled Representing Business	13
Percentage of Seats Filled Representing Business	56.5%
Number of Seats Filled Representing Not Less than 20%	5
Percentage of Seats Filled Representing Not Less than 20%	21.7%
Number of Seats Filled Representing Education & Training	2
Number of Seats Filled Representing Gov't, Economic & Comm. Dev.	3
Number of Seats Filled Representing Others by Chief Elected Officials	0

Attachment B

Midlands Local Workforce Development Area

Designation of Grant Recipient/Fiscal Agent

The Chief Elected Officials of the Midlands Local Workforce Development Area hereby designate Central Midlands Council of Governments as the grant recipient and fiscal agent pursuant to the Workforce Innovation and Opportunity Act (WIOA).

While WIOA permits the local Chief Elected Officials (CEOs) to designate an entity to serve on their behalf as grant recipient and fiscal agent, the CEOs understand that this designation does not relieve them of their liability for any misuse of grant funds. The use of electronic signatures is permissible.

Richland County Attorney's Office



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

<u>County</u>	<u>Authorized Signature</u>	<u>Date</u>
Richland		4/25/23
Lexington		
Fairfield		

As the authorized signatory official of Central Midlands Council of Governments, I accept the responsibilities as WIOA grant recipient and fiscal agent for the Midlands Workforce Development Area.

Rebecca Vance, Acting
Executive Director

Name and Title

Signature

Date

MIDLANDS WORKFORCE DEVELOPMENT AREA INTERLOCAL CONSORTIUM AGREEMENT

This Agreement is mutually reached among the following parties: Elected Officials of Fairfield, Lexington and Richland Counties; Midlands Workforce Development Board; and Central Midlands Council of Governments.

WHEREAS, the State of South Carolina Workforce Development Board, pursuant to Public Law 113-128, the Workforce Innovation and Opportunity Act (WIOA), has designated the Midlands Workforce Development Area (MWDA) to include Fairfield, Lexington and Richland Counties; and

WHEREAS, the Midlands Workforce Development Area has a local Workforce Development Board, the Midlands Workforce Development Board (hereinafter, MWDB) established in accordance with WIOA criteria at section 107 (b) (1) (2) (3) (4) (5) (6) of the Workforce Innovation and Opportunity Act of 2014;

Now, therefore, the respective county councils, the MWDB and the Central Midlands Council of Governments (hereinafter, CMCOG) enter into the following agreement for the provision of programs and services authorized by WIOA;

1. Purpose. MWDB, a workforce development planning entity, will implement and carry out the provisions of the Workforce Innovation and Opportunity Act for Fairfield, Lexington and Richland counties and such other workforce initiatives as may result from cooperative and collaborative relationships fostered by MWDB in carrying out its responsibilities for workforce development in the Midlands Workforce Development Area.
2. Consortium Structure. The parties to this agreement concur to an equitable delineation of responsibility, duty and partnership with regard to the implementation and execution of WIOA. This partnership includes selection of the fiscal agent and administrative entity for the purposes of oversight, management and operation of Adult, Dislocated Worker and Youth activities, as well as the One-Stop delivery system.
3. Designation of Chief Local Elected Official (CLEO). The CLEO is the Chief Local Elected Official selected among the consortium of Local Elected Officials and representing the Local Elected Officials in the Workforce Development Area. The CLEO shall be a rotating position, serving a term of one (1) year, to be filled by a consortium member County Council Chair on a rotating basis. The service order for CLEO shall be by alphabetical order of the county name. To avoid any conflict of interest (actual or perceived), the CLEO shall not serve as the highest ranking officer on any Board or other entity that governs the fiscal agent or service delivery provider(s). The CLEO shall be the designated authority to execute documents, agreements, transactions, make decisions and execute time sensitive issues.

4. **Fiscal Agent.** All funds allocated by the Governor to any of the MWDA counties, under the Workforce Innovation and Opportunity Act shall be received by CMCOG as the fiscal agent of the grant recipient and disbursed as provided in Attachment A to this agreement and in accordance with state and federal WIOA requirements and conditions.
5. **Administrative Entity.** CMCOG will serve as Administrative Entity and carry out the functions described in Attachment A to the agreement.
6. **Liability.** In accordance with WIOA the Local Elected Officials of the Consortium counties retain financial liability for the MWDA even when designating the Administrative Entity as the fiscal agent for WIOA funds. Fiscal responsibilities will be allocated among the Consortium counties based on the ratio of funds received each year through the Act.
7. **Board Appointment.** The parties to this agreement shall establish and maintain a Local Workforce Development Board in accordance with federal and state guidelines. The WDB shall be comprised of the mandatory partners and maintain a majority of membership by business representatives from the private sector, as identified in WIOA. Appointments to the board will be conducted by the respective counties in accordance with the accepted processes and guidelines generally followed for board, commission or other service positions. To maintain consistency and effectiveness of leadership, the service term of seats on the board shall expire on a staggered or alternating basis.
8. **Amendments.** This interlocal consortium agreement is dynamic in nature, and can be modified or amended, if the need arises and the respective signatories agree.
9. **Duration.** Subject to its execution by all parties, the agreement shall become effective and continue indefinitely; unless it is amended or terminated under the terms of this document.
10. **Termination.** Any County that is part of this agreement may withdraw from it rendering it null and void by giving 180 calendar days written notice prior to the end of the then existing program year. The same conditions for termination of the agreement shall apply to CMCOG and the MWDB.

Signed for and on behalf of:

FAIRFIELD COUNTY

By: _____
Its: Chairman

Date: _____

LEXINGTON COUNTY

By: _____
Its: Chairman

Date: _____

RICHLAND COUNTY

By:  _____
Its: Chairman

Date: 4/25/23

MIDLANDS WORKFORCE DEVELOPMENT BOARD

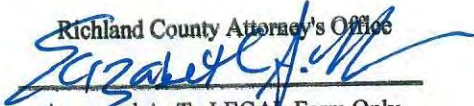
By: _____
Its: Chairman

Date: _____

CENTRAL MIDLANDS COUNCIL OF GOVERNMENTS

By: _____
Its: Executive Director

Date: _____

Richland County Attorney's Office

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

ATTACHMENT A

ROLES AND RESPONSIBILITIES

CHIEF LOCAL ELECTED OFFICIALS (CLEO), MWDB, FISCAL AGENT AND ADMINISTRATIVE ENTITY

I. Role of Midlands Workforce Area Chief Elected Officials (CLEOs)

CLEOs shall be responsible for:

- A. **Fiscal Liability:** In accordance with WIOA, the Local Elected Officials of the Consortium counties retain financial liability for the MWDA (even when designating the Administrative Entity as the fiscal agent for) WIOA funds. Fiscal responsibilities will be allocated among the Consortium counties based on the ratio of funds received each year through the Act (**Ref. Item 6**).
- B. **Local Grant Recipient/Fiscal Agent Selection:** All funds allocated by the Governor to any of the MWDA counties, under the Workforce Innovation and Opportunity Act shall be received by CMCOG as the fiscal agent of the grant recipient and disbursed as provided in Attachment A to this agreement and in accordance with state and federal WIOA requirements and conditions (**Ref Items 4, 5**).
- C. **Appointment of MWDB members:** The MWDB will be comprised of membership in Accordance with WIOA Sec. 107, and compliance with criteria established by the Governor, and State Workforce Development Board (SWDB).

Appointments to the board will be conducted by the respective counties in accordance with the accepted processes and guidelines generally followed for board, commission or other service positions. To maintain consistency and effectiveness of leadership, the service term of seats on the board shall expire on a staggered or alternating basis (**Ref Item 7**).
- D. **Designation of Chief Elected Official (CLEO).** The CLEO is the Chief Local Elected Official selected among the consortium of Local Elected Officials and representing the Local Elected Officials in the Workforce Development Area. The CLEO shall be a rotating position, serving a term of one (1) year, to be filled by a consortium member County Council Chair on a rotating basis. The service order for CLEO shall be by alphabetical order of the county name. To avoid any conflict of interest (actual or perceived), the CLEO shall not serve as the highest ranking officer on any Board or other entity that governs the fiscal agent or service delivery provider(s). The CLEO shall be the designated authority to execute documents, agreements, transactions, make decisions and execute time sensitive issues (**Ref. Item 3**).

II. Role of the MWDB

MWDB (in partnership with CLEO) shall be responsible for:

- A. Approving policies and providing oversight of WIOA funded and other workforce-funded activities in the three-county workforce development area;
- B. Providing oversight of the day-to-day operation of the Workforce Development system and ensure that all activities comply with the provisions of the Act, MWDB policies and directives, federal state and county regulations to include:
 - 1. Implementing Board workforce system policies and directives;
 - 2. Maintaining a management information system;
 - 3. Providing monthly programmatic and financial reports;
 - 4. Implementing customer grievance procedures as established by MWDB and CMCOG;
 - 5. Implementing Board approved procedures to ensure appropriate conduct and performance of programs and services;
 - 6. Conducting monitoring and providing technical assistance to promote and enhance optimal performance; and
 - 7. Providing technical assistance to service providers as required.
- C. Developing and modifying the five-year local workforce development plan and conducting oversight of the One-Stop system, WIOA funded Adult, Dislocated Worker and Youth employment and training activities;
- D. Selecting of Director and staff to serve the MWDB in compliance with the Administrative Entities policies and applicable available to work criteria, as well as within the means of MWDB budget. Additionally, this shall include determination of staff location, movement, replacement and/or termination of the staff that serve under the periphery of the MWDB Staff within the policies and criteria of the Administrative Entity;
- E. Coordinating workforce development activities with economic development strategies and cultivating employer linkages by promoting private sector involvement in the workforce development system through effective connecting, brokering, leveraging and partnership-building activities;
- F. Selecting operators and providers of WIOA services in the MWDA in accordance with the provisions of WIOA sections inclusive of One-Stop Operators, Youth providers, eligible providers of training services and eligible providers of career services;
- G. Developing a budget for the purpose of carrying out Board activities including an annual budget and any required modifications thereto for the Administrative Entity's

MWDB staff, in accordance with WIOA section 107(d)(12) (A); and forwarding this budget to the CMCOG Board for adoption;

- H. Ensuring that all contracts with service providers establish clear goals and obligations in unambiguous terms;
 - I. Negotiating and reaching agreement on local performance measures with the chief elected officials and the Governor;
 - J. Designate and maintain standing committees for planning, operation, management, etc., in accordance with WIOA that include:
 - 1. Operation and management of the One-Stop delivery system;
 - 2. Youth services;
 - 3. Services to individuals with disabilities.
 - K. Scheduling and staffing all board and committee meetings; and
 - L. Attending federal, state and local meetings, conferences and training as needed.
- III. Role of the Administrative Entity and Fiscal Agent: Central Midlands Council of Governments
- A. Support activities of the MWDB and carry out WIOA grant requirements and policy directives, including:
 - 1. Staying abreast of and keeping MWDB apprised of federal and state policy directives and pending changes;
 - 2. Providing information regarding anticipated and pending legislation;
 - 3. Ensuring compliance with federal, state and local directives, as required by WIOA; and
 - 4. Attending federal, state and local meetings, conferences and training as needed
 - B. Utilization of contracting system which includes:
 - 1. Employing an MWDB-approved system for the award and monitoring of contracts with eligible service providers, said contracts containing acceptable standards for ensuring accountability and ensuring the CMCOG Executive Director's approval, by signature, as designated agent for MWDB, of each MWDB contract;
 - 2. Acting with due diligence to monitor the implementation of the contracts, including carrying out appropriate fiscal monitoring activities (including audits) at regular intervals;
 - 3. Taking prompt and appropriate corrective action upon notice of violations of the Act or the implementing of regulations with all contracts;

4. Ensuring that all contracts for services approved by MWDB are competitively procured in accordance with CMCOG requirements; and
 5. Implementing contract type, terms, and specifications as approved by MWDB.
-
- C. Ensure the appropriate use and management of the funds provided under WIOA subtitle B for the activities and system and for workforce development activities, ensure the appropriate use, management, and investment of funds to maximize performance outcomes under section 116 (ref: WIOA sec 107 (d))
 - D. Receipt and accountability for all Workforce Innovation & Opportunity Act funds;
 - E. Establishment and maintenance of a financial management system;
 - F. Providing monthly financial reports;
 - G. Establishment and maintenance of procurement and contracting system;
 - H. Processing payment and reimbursements authorized by duly enacted board approved policies;
 - I. Monitoring and reporting as required to the MWDB, local elected officials, state, CMCOG and US Department of Labor; and
 - J. Engaging and selecting an auditor to audit all funds as required by the Act.



Richland County Council
Zoning Public Hearing
MINUTES
April 25, 2023 – 7:00 PM
Council Chambers
2020 Hampton Street, Columbia, SC 29204

COUNCIL MEMBERS PRESENT: Jason Branham, Derrek Pugh, Yvonne McBride, Paul Livingston, Allison Terracio, Don Weaver, Gretchen Barron, Overture Walker, Jesica Mackey, Cheryl English, and Chakisse Newton.

OTHERS PRESENT: Geo Price, Angela Weathersby, Kyle Holsclaw, Anette Kirylo, Michelle Onley, Patrick Wright, Aric Jensen, and Leonardo Brown.

1. **CALL TO ORDER** – Chairman Overture Walker called the meeting to order at approximately 7:00 PM.
2. **ADDITIONS/DELETIONS TO THE AGENDA**- There were no additions/deletions to the agenda.
3. **ADOPTION OF AGENDA** – Ms. Barron moved to adopt the agenda as published, seconded by Ms. Mackey.
In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton
The vote in favor was unanimous.
4. **OPEN PUBLIC HEARING**
 - a. **MAP AMENDMENTS [ACTION]**
 1. **Case # 22-019MA**
Bill Theus
PUD to PUD (55.2 Acres)
Wilson Blvd.
TMS# R14900-04-01, R14800-02-22, R14800-02-32, R14800-02-27, R14800-02-35, and R14800-02-29
[FIRST READING]

Mr. Walker opened the floor to the public hearing.
 1. Mr. Bill Theus. 1528 Tanglewood Road, Columbia, SC 29205 – Spoke in favor.The floor to the public hearing was closed.

Ms. Barron stated, as is her custom, this item was deferred until a town hall could be held. Mr. Theus attended a virtual town hall. The developer has clarified the concerns expressed by staff.

Ms. Barron moved to approve the re-zoning request, seconded by Mr. Livingston.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.
 2. **Case # 22-037MA**
Kevin Steelman
RU to RS-E (90.79 Acres)
1000 Kelly Mill
TMS# R23300-02-02 [FIRST READING]

Mr. Walker opened the floor to the public hearing.

Zoning Public Hearing
April 25, 2023

1. Mr. Kevin Steelman, 120 Harborside Circle, Columbia, SC 29229 – Spoke in favor.
2. Mr. Don Sanders, 107 Reunion Lane, Columbia, SC 29206 – Spoke in favor.
3. Mr. Steven Doan, 5 Pin Oak Drive, Columbia, SC 29229 – Spoke in opposition.

The floor to the public hearing was closed.

Mr. Pugh stated due to traffic issues not yet being resolved; he moved to deny the re-zoning request, seconded by Ms. Barron.

Mr. Livingston inquired if the lot sizes would be consistent with those in Crickentree.

The Zoning Administrator, Geo Price, responded in the affirmative.

Ms. English inquired if the traffic calming policy assist with this request.

Ms. Newton responded she needed more information to address the question. She would direct the question to staff. She inquired if RU or RS-E is less dense.

Mr. Price replied RS-E is less dense than RU.

In Favor: Branham, Pugh, McBride, Terracio, Barron, Walker, Mackey, English, and Newton

Opposed: Livingston and Weaver

The vote was in favor of denial.

3. Case # 23-007MA

Cory Swindler
LI to RM-MD
W/S Farrow Road
TMS # R17600-01-12

Mr. Walker opened the floor to the public hearing.

No one signed up to speak.

The floor to the public hearing was closed.

Mr. Pugh stated that the applicant requested to defer this item; therefore, he moved to defer this item to the May Zoning Public Hearing and to hold an additional public hearing on the matter, seconded by Ms. Newton.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton.

The vote in favor was unanimous.

5. ADJOURNMENT – Ms. Barron moved to adjourn the meeting, seconded by Ms. Newton.

In Favor: Branham, Pugh, McBride, Livingston, Terracio, Weaver, Barron, Walker, Mackey, English, and Newton

The vote in favor was unanimous.

The meeting adjourned at approximately 7:21 PM.



Report of the County Administrator

Regular Session - May 02, 2023

UPDATES FOR CONSIDERATION:

Alvin S. Glen Detention Center

Land Development Code Community Meetings

The D&S Committee is scheduled to consider the Planning Commission recommended Zoning Map and text amendments at its regularly scheduled meeting on May 23, 2023. Planning Commission Chair Christopher Yonke is scheduled to present and respond to the questions of the Committee members.

There is still time to schedule and hold additional LDC informational open houses. County Administration via Assistant County Administrator Aric Jensen will make arrangements upon receipt of a request that includes a date and identifies a community area of focus.

Professional Development: NACo High Performance Leadership Academy

The NACo High Performance Leadership Academy is an innovative, completely online 12-week program created to equip frontline county government professionals with practical leadership skills to deliver results for counties and communities.

With a robust curriculum developed by the Professional Development Academy in partnership with Fortune 1000 executives, public sector leaders, world-renowned academics and thought leaders, including General Colin Powell and Dr. Marshall Goldsmith, HPLA was designed specifically for the unique challenges and opportunities of serving in county government.

South Carolina Infrastructure Investment Grant Awards

Richland County Eastover Wastewater Treatment Plant Expansion

Award Amount: \$ 10,000,000

Project Synopsis: The proposed project includes the following upgrades/additions for the Eastover Wastewater Treatment Plant to expand its current average daily capacity to 2.5 million gallons per day (MGD) to address current deficiencies and support growth.

- New 2.5 MGD headworks structure with provisions for future expansion
- New 1.3 MGD A2O activated sludge treatment train with provisions for future expansion
- Two new secondary clarifiers
- New chlorine contact chamber and post aeration structure with provisions for future expansion
- Upgrades to the existing water and electrical systems for the expanded loads of plant upgrade
- New disinfection system
- New de-chlorination system
- New aerobic sludge digester
- New sludge dewatering system
- New chemical equipment for lime and alum feed
- New building for testing laboratory and plant office space
- Piping, Site Work, and other necessary appurtenances

This grant has a 15% match requirement similar to the SCRIA grant received for the Shady Grove Pump Station Project.

Next Steps: Staff will attend the project management workshop hosted by the SC Infrastructure Investment Program to be held on May 31, 2023.

Project Design: 12 months; approximately \$1.7 million (engineering fee)

Project Construction: 24 months; cost to be determined

Richland County Hickory Ridge Stormwater Conveyance System Upgrades

Award Amount: \$ 9,984,882

Project Synopsis: The proposed project is to mitigate flooding in the Hickory Ridge Development and improve water quality impairments within the Mill Creek and Cabin Branch watersheds. Both watersheds are on the South Carolina 303d list with impairments for E. coli. The Department of Public Works has responded to numerous complaints related to localized flooding in the area and frequently provides maintenance to the drainage system to remove excess sediment deposits.

The flooding and water quality impairments in the area include undersized pipes, erosion, and pollutants such as sediment, nitrogen, phosphorus, oils, bacteria, and metals, among others. In

high enough concentrations, these pollutants can be harmful to humans, fish, amphibians, and aquatic insects.

Using the Planning & Mitigation Assessment for the area, DPW developed a plan with recommend improvements that include replacing the existing pipes with larger diameters, excavating wider channels with shallow slopes, adding additional drainage pipe networks, and installing oil-grit separators.

This grant has a 25% match requirement.

Next Steps: Staff will attend the project management workshop hosted by the SC Infrastructure Investment Program to be held on May 31, 2023.

Project Cost: \$13,000,000 (includes construction and non-construction costs)

ADMINISTRATOR'S NOMINATION:

There are no items for consideration/action as nominated by the County Administrator.

ATTACHMENTS:

1. NACo High Performance Leadership Academy Certifications for County Administrator Leonardo Brown and Assistant to the County Administrator Ashiya Myers



High Performance Leadership Master Certificate

By authority of the National Executive Committee and upon recommendation of the Leadership Coaches and Faculty, The Professional Development Academy has conferred this Master Certificate of Leadership upon

Leonardo Brown

with all the rights, privileges and honors appertaining thereto in consideration of the completion of program activities prescribed. As witness to this accomplishment, we hereby award this

Master Certificate on this fourteenth day of April, 2023.

WELCOME TO THE NEXT LEVEL OF LEADERSHIP.



Colin L. Powell
(1937-2021)

Former General & Secretary of State
United States of America





Matt Chase
Executive Director
National Association of Counties



Tim Rahschulte Ph.D.
Chief Executive Officer
Professional Development Academy





High Performance Leadership Master Certificate

By authority of the National Executive Committee and upon recommendation of the Leadership Coaches and Faculty, The Professional Development Academy has conferred this Master Certificate of Leadership upon

Ashliya Meyers

with all the rights, privileges and honors appertaining thereto in consideration of the completion of program activities prescribed. As witness to this accomplishment, we hereby award this Master Certificate on this fourteenth day of April, 2023.

WELCOME TO THE NEXT LEVEL OF LEADERSHIP.


Colin L. Powell
(1937-2021)
Former General & Secretary of State
United States of America




Matt Chase
Executive Director
National Association of Counties




Tim Rahschulte Ph.D.
Chief Executive Officer
Professional Development Academy

Richland County Council Request for Action

Subject:

Case # 22-019MA

Bill Theus

PUD to PUD (55.2 Acres)

Wilson Blvd.

TMS # R14900-04-01, R14800-02-22, R14800-02-32, R14800-02-27, R14800-02-35, and
R14800-02-29

Notes:

First Reading: April 25, 2023

Second Reading: May 2, 2023 {Tentative}

Third Reading: May 16, 2023 {Tentative}

Public Hearing: April 25, 2023

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-23HR

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 # R14900-04-01, R14800-02-22, R14800-02-32, R14800-02-27, R14800-02-35, AND R14800-02-29 FROM PLANNED UNIT DEVELOPMENT DISTRICT (PUD) DISTRICT TO PLANNED UNIT DEVELOPMENT DISTRICT (PUD); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # R14900-04-01, R14800-02-22, R14800-02-32, R14800-02-27, R14800-02-35, and R14800-02-29 from Planned Unit Development District (PUD) to Planned Unit Development District (PUD).

Section II. PUD Site Development Requirements.

- a) The sit development shall be limited to a total of 1,200 dwelling units consisting of both multi-family units and single-family units; the 55.2 acres currently categorized as Commercial/Industrial will be renamed to Mixed Use (as depicted on Exhibit B, which is attached hereto) and shall be limited to the following uses:
- 1) Retail establishments;
 - 2) Service and repair establishments;
 - 3) Personal service establishments, including such uses as beauty shops, barber shops, shoe repair shops, dry cleaning and laundry, dressmaking and tailoring;
 - 4) Offices;
 - 5) Photography studios, art studios, art sales, interior design studios, craft studios, craft sales, antique shops, and establishments for the teaching of music, dancing, and/or other performing arts;
 - 6) Financial institutions;
 - 7) Eating and drinking establishments, including drive-in eating and drinking establishments;
 - 8) Wholesaling and distribution establishments not involving over 8,000 square feet of area for storage of wares to be wholesaled or distributed;
 - 9) Commercial recreation and entertainment structures and uses, such as theaters, bowling alleys, miniature golf courses, night clubs, and the like
 - 10) Hotels and motels;
 - 11) Commercial parking lots and parking garages;
 - 12) Commercial printing and job printing establishments;
 - 13) Veterinary establishments, provided that all animals are kept within suitably designed sound-proof, air-conditioned buildings;
 - 14) Funeral homes;
 - 15) High-rise structures containing non-residential uses that are permitted principal uses for this district, subject to the provisions of Section 26-80 of the Richland County Code of Ordinances, or its relevant successor regulations;
 - 16) Business and vocational schools not involving operations of an industrial nature;
 - 17) Private clubs and lodges, civic and fraternal organizations not involving residential uses;
 - 18) Medical and health related centers, clinics, laboratories;
 - 19) Parks, playgrounds, and playfields;
 - 20) Community service structures and uses, such as community service centers, libraries, fire stations, civic, cultural, or recreational uses;
 - 21) Churches and other places of worship, including educational buildings related hereto;
 - 22) Utility substations;
 - 23) Automobile service stations;
 - 24) Cemeteries;

- 25) Day nurseries and kindergartens, subject to the provisions of Section 26-84 of the Richland County Code of Ordinances, or its relevant successor regulations; and adult day care facilities, provided that the Zoning Administrator shall ensure that the applicant has applied to the South Carolina Department of Health and Environmental Control (SCDHEC) for a license to operate the facility and that all SCDHEC requirements, including, but not limited to, those dealing with the maximum number of persons to be cared for at the facility are satisfied;
 - 26) Dwelling units that are located over retail establishments;
 - 27) Do not involve operations not in keeping with the character of the area or of a nature prohibited under Section 26-70.8 12 of the Richland County Code of Ordinances, or its relevant successor regulations;
 - 28) Hospitals, sanitariums, nursing homes, rest homes, convalescent homes, homes for orphans, homes for the aged, provided that no such facility shall have a lot area less than one (1) acre, and that no building in connection with such facility shall be closer twenty-five (25) feet to any lot residentially zoned;
 - 29) Mini-warehouses with or without an accessory apartment (one apartment only) for security purposes and parking and storing of retail rental vehicles;
 - 30) Elementary or high schools;
 - 31) Wholesaling, warehousing, storage, supply, and distribution facilities;
 - 32) Light manufacturing and processing;
 - 33) Laboratories and establishments for filling, repair, or production of eyeglasses, hearing aids, or prosthetic devices; and
 - 34) Single-Family and Multi-Family dwellings so long as the maximum number of permitted units in the Mixed Use area does not exceed 300 units.
- b) Within the subject site, a minimum of 0.5 acres shall be set aside as a playground; and
 - c) The applicant shall provide a phasing plan for the single-family residential portions of the project to the PDSB prior to the department's review of any construction plans or site plans; and
 - d) Unless otherwise provided herein, all development shall conform to all relevant land development regulations in effect at the time a permit application is received by the PDSB; and
 - e) The provisions of Sections 26-70.7, 26-70.8, 26-70.10, and 26-70.11 of the Richland County Code of Ordinances shall not apply to this project; and
 - f) No Special Exceptions, as defined in Section 26-602 of the Richland County Code of Ordinances, or its relevant successor regulations, shall be permitted; and
 - g) Pursuant to the requirements of Section 26-70.17 of the Richland County Code of Ordinances, the following changes shall require a review and recommendation by the Planning Commission and a new ordinance by the County Council:
 - 1) Any increase in the number of access points to the external road network;
 - 2) Any decrease in the amount of open space/commercial areas;
 - 3) Any increase in the gross project density (measured in DU/acre); and/or
 - 4) Change in traffic flow; and
 - h) The Planning Commission is hereby authorized to make minor amendments to Exhibit B or as otherwise allowed by Section 26-70.17 of the Richland County Code of Ordinances, or its relevant successor regulations; and
 - i) The PDSB is authorized to make minor adjustments to the phasing schedule: as may become necessary during the project's construction; and
 - j) No site clearing activity shall begin until the Richland County Public Works Department issues a Grading Permit and the PDSB issues a Controlled Clearing letter; and
 - k) All internal streets shall be publicly owned and maintained by Richland County; and
 - l) Access to all development sites shall be limited to the internal roadway network; and
 - m) Unless recommended by a traffic impact assessment and management plan prepared by a recognized professional traffic consultant to the contrary, the access to the subject site shall be limited to an entrance opposite Community Road, an entrance opposite Turkey Farm Road, an entrance opposite Dunwoody Place, and one additional entrance on Highway 21, for a total of four (4) entrances on Highway 21; provided, however, that in no event shall there be an entrance on Marthan Road; and
 - n) Parking shall be prohibited on all principal access roads; and
 - o) Street trees and ground cover shall be installed within the right-of-way along the principal access road on a phase-by-phase basis; and
 - p) A minimum twenty-five (25) foot wide buffer shall be established on the subject property along its common property line with Marthan Road property owners (the buffer may be

- established either by deed of property to the Home Owners Association or by an easement prohibiting clearing over the rear portion of the lots); and
- q) Street lights shall be installed along at least the principal access roads on a phase by phase basis; and
 - r) Some type of coordinated signage program shall be established for each portion of the project; and
 - s) The non-residential and multi-family portion of the project shall establish minimum setbacks from the principal access roads; and
 - t) Parking shall be prohibited in the front setback area of the non-residential portions of the project; and
 - u) The developer shall pay the costs associated with the construction of any necessary acceleration, deceleration, turn lanes that may be required by the South Carolina Department of Transportation; and
 - v) With future development (engineering and construction), the developer shall provide public water access to Marthan Road - the exact location to be determined by the developer; and
 - w) The applicant has submitted draft description of proposed procedures of any homeowners association or other group maintenance or group ownership features for the Department's review and inclusion in the project records; and
 - x) Richland County shall not be responsible for the enforcement of any deed restrictions imposed by the applicant, the developer, or their successors in interest; and
 - y) All of the above enumerated conditions shall apply to the applicant, the developer, and/or their successors in interest.

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

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

Section IV. Effective Date. This ordinance shall be effective from and after _____, 2023.

RICHLAND COUNTY COUNCIL

By: _____
Overture Walker, Chair

Attest this _____ day of _____, 2023

Anette A. Kirylo
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: April 25, 2023
First Reading: April 25, 2023
Second Reading: May 2, 2023
Third Reading: May 16, 2023

I-77/HWY 21 MIXED USE PUD

Update and Amendment

Planned Development (PUD 1-R)

January 30, 2005

Revised March 15, 2005

Revised June 9, 2022

The I-77/Hwy 21 Mixed Use Planned Urban Development was approved by Richland County in 2005 and was intended to be a mixed-use development which consisted of Single Family Residential, Multi-Family Residential, Industrial and Commercial uses. The total land area encompassing the PUD was 154 acres. This type of PUD was very common in the early 2000's. The original plan consisted of specific areas for the various types of uses. The single-family residential area was designed for 342 single family homes, the multi-family was created to accommodate 558 units, and the remaining 55.2 acres was established for general commercial and industrial uses, subject to and limited to certain specific uses. The expected build out for the entire track of land was anticipated to be 5 years. Between the date of first approval and today, the infrastructure has all been created, with public water and sewer lines running throughout as well the creation of Blythewood Crossings Lane, which extends about 700 feet to the multi-family project.

In 2022 and about 12 years beyond the scheduled completion date, remains an active development. The residential and multi-family dedicated areas have been completed, however, the density associated with these areas was much less than the PUD anticipated. There are 286 single family homes and 384 apartment units although the PUD allowed for 342 and 558 units, respectively. Thus, there are 230 available units that have not been permitted. The development of the commercial and industrial area has been extremely slow. 7/11 is under construction on 3 acres for a convenience store but that is the only commercial activity generated in over 17 years.

The lack of progress in this development is attributable to the Great Recession of 2008, which lasted until 2013 in the commercial real estate sector, and also the rapidly growing eCommerce /internet business. The net result is that the PUD no longer meets the market demands. The 55 acres of commercial and industrial space will likely never be fully developed. In addition to the market, there are a vast number of competing commercial properties available in priority areas, such Killian Rd. and in the new created Richland County Industrial Park. Additionally, with ever evolving eCommerce and home delivery services, the demand for bricks and mortar isn't as dominant as it was in 2005, when the PUD was created.

As a result of the factors above, it will be imperative to find other alternate uses for the large Commercial/Industrial tracts. Given that the PUD has not used its total unit allocation and the land areas designated for single-family and multi-family residential have been fully developed leaving 230 units available, we believe that an appropriate use for the remaining land would be residential

in nature in addition to some commercial as already provided. Forbes and US News both published reports that the preferences of the millennial generation are flexibility, amenities and community. They estimate that 350,000 new multi-family units were constructed in the United States in 2019. Since the PUD has available units and since it is clear that the demand for multi-family residential will continue to grow, it seems appropriate to allow residential concepts in the commercial and industrial areas, and to also increase the permitted unit count.

Amendment

The owners of the I-77/ Hwy 21 Mixed Use PUD kindly request a PUD amendment which would change the name of the “Commercial/Industrial” area to “Mixed-Use” and allow both single-family and multi-family residential uses in the Mixed-Use area, and to increase the overall allowable unit count to 1200 from 900. The maximum number of allowable units in the Mixed-Use area shall be 300.



LEGEND	MIXED-USE	TOTAL AREA	APPROXIMATE WETLANDS AREA	% OF ENTIRE TRACT	MAXIMUM # OF UNITS
COMMERCIAL / INDUSTRIAL		55.2 Ac	5.9 Ac	35.7%	300
MULTI-FAMILY RESIDENTIAL		37.2 Ac	6.5 Ac	24.1%	558
SINGLE FAMILY RESIDENTIAL		62.2 Ac	3.6 Ac	40.2%	342
TOTALS		154.6 Ac		100%	900
ROAD ROW		10.3 Ac	BASED ON SCHEMATIC ROAD ALIGNMENT SHOWN THAT IS SUBJECT TO CHANGE. THIS ACREAGE IS INCLUDED IN THE ABOVE TOTALS.		

NOTES: WETLANDS SHOWN ARE APPROXIMATE BASED ON DRAWINGS FROM PREVIOUS DEVELOPER BY STANTEC, INC.
 WETLANDS LOCATIONS ARE NOT CERTIFIED BY THE U.S. ARMY CORPS OF ENGINEERS.
 ROAD ALIGNMENT SUBJECT TO MINOR AND MAJOR RELOCATIONS ACCORDING TO CERTIFIED WETLANDS SURVEY
 TO ASSURE MINIMUM IMPACT TO EXISTING WETLANDS.

AMENDED MARCH 15, 2005
 AMENDED MAY 03, 2022

GENERAL DEVELOPMENT PLAN

I-77 / US 21 MIXED USE PUD

52 COLUMBIA, SC



Richland County Council Request for Action

Subject:

Department of Public Works - Engineering Division - Traffic Calming Policy Update

Notes:

April 25, 2023 – The Development and Services Committee recommended Council adopt the Traffic Calming Policy as revised March 1, 2023.

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

Prepared by:	Shirani Fuller	Title:	County Engineer
Department:	Public Works	Division:	Engineering
Date Prepared:	March 6, 2023	Meeting Date:	March 28, 2023
Legal Review	Patrick Wright via email	Date:	March 9, 2023
Budget Review	Abhijit Deshpande via email	Date:	March 9, 2023
Finance Review	Stacey Hamm via email	Date:	March 17, 2023
Approved for consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM, SCEM	
Meeting/Committee	Development & Services		
Subject	Traffic Calming Policy		

RECOMMENDED/REQUESTED ACTION:

The Department of Public Works requests County Council adopt the Traffic Calming Policy as revised March 1, 2023.

Request for Council Reconsideration: Yes

FIDUCIARY:

Are funds allocated in the department’s current fiscal year budget?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
If not, is a budget amendment necessary?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

There are no budgetary implications.

Applicable department/grant key and object codes:

OFFICE OF PROCUREMENT & CONTRACTING FEEDBACK:

Not applicable.

COUNTY ATTORNEY’S OFFICE FEEDBACK/POSSIBLE AREA(S) OF LEGAL EXPOSURE:

There are no legal concerns regarding this matter.

REGULATORY COMPLIANCE:

There is not an external regulation to this policy. Regulation is set by the Traffic Calming Policy.

MOTION OF ORIGIN:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

STRATEGIC & GENERATIVE DISCUSSION:

The Department of Public Works (DPW) has the ability to evaluate a limited number of County and state-maintained roads annually to determine if traffic-calming devices should be installed. The intent of traffic-calming is to reduce the negative impacts of speeding within residential areas. This service is provided by staff members in the Engineering Division who evaluate geometry of roads, program and install sensors to capture traffic data, download and interpret reports.

The County Traffic Calming Policy sets standards to ensure all roads are evaluated in the same manner. Studies are performed almost year-round; however, common industry practice is to not perform studies when school is out of session. Therefore, studies are not performed during summer or school holidays.

Based on the overwhelming number of requests received and the small percentage of requests that meet all criteria for an installation, staff recommends adjusting the policy to reflect the need for neighborhood support prior to a traffic study being performed. The policy change reorganizes the process so that after staff provides an initial review, the neighborhood must sign on to the traffic calming, then staff conducts the traffic study to make the final determination of feasibility.

DPW recognized there has been a change in motorist behavior towards static traffic control devices over the last several years. Physical devices help regulate speed within residential areas. Staff would like to see the installation shift to the planning stage of a new development as opposed to becoming the County’s burden after neighborhoods are complete.

ASSOCIATED STRATEGIC GOAL, OBJECTIVE, AND INTIATIVE:

Goal 3: Commit to Fiscal Responsibility; Objective 3.2: Establish process to prioritize initiatives to align with available resources.

Staff has recommended a clear process for vetting projects including establishing facility priorities and determining financial resources aligning with the improvement plan. The reorganization of the process will achieve the desired result in this alignment of the needs to the funds.

ATTACHMENTS:

- 1. Traffic Calming Policy
- 2. Traffic Calming Devices
- 3. Petition Form

RICHLAND COUNTY
DEPARTMENT OF PUBLIC WORKS400 Powell Road
Columbia, SC 29203

Traffic Calming Policy

Updated: March 1, 2023

References:

Manual on Uniform Traffic Control Devices (MUTCD)
Institute of Transportation Engineers - Traffic Calming
SCDOT Traffic-Calming Guidelines 2019

Enclosures:

Traffic Calming Options
Petition Form

Section 1- Purpose:

To establish criteria and considerations that will allow Richland County to install traffic calming devices on County- and state-maintained streets, in order to mitigate or reduce the negative impact of speeding through residential areas.

Section 2- Definitions:

Arterial Highways - Roads that carry longer distance traffic between important activity and population centers.

Functional Classification - Refers to the different types or classes of highways that comprise a complete road system.

Impacted Area - Area that is generally a neighborhood area, but can be the same as a petition area, as determined by the Richland County Department of Public Works (DPW) for County-maintained streets and in cooperation with the South Carolina Department of Transportation (SCDOT) for state-maintained streets.

Local Residential - A street in a residential area used primarily for access to abutting properties and for feeding traffic to collector streets.

Mean Speed - The average individual vehicle's speed passing a point on a roadway or lane in miles per hour (mph).

Minor Collector - Road that links the local system with arterial highways.



Petition Area - Area bounded by surrounding collector or arterial roads, as determined by DPW for County-maintained streets and in cooperation with the SCDOT for state-maintained streets.

Section 3- Background:

A. General

Effective traffic calming measures can safely reduce vehicle speeds on streets when installed in accordance with standard provisions. For traffic calming devices to be effective, they must be located specifically in accordance with well defined traffic engineering criteria for the sole purpose of mitigating documented speeding situations.

The traffic calming standards in this document identify criteria used to determine the viability of traffic calming installations. Also outlined in Section 4- Procedures, is the mandatory level of neighborhood support needed to approve installations and cost responsibilities associated with the installation of the traffic calming devices.

The Department of Public Works (DPW) will be responsible for implementing the traffic calming policy on all public streets within Richland County, to include County- and state-maintained streets, and excluding areas within the City of Columbia.

In addition, any municipalities within Richland County that currently have an intergovernmental agreement with Richland County Public Works will be responsible for the equal sharing of legal liability for the installation of traffic calming devices on all streets.

B. Criteria for Traffic Calming Installation

Traffic calming devices shall be considered for installation only when a location meets all of the following criteria:

1. The traffic calming devices shall be located on a paved street with a functional classification designation of “local residential” or “minor collector”;
2. The street shall not have more than one moving lane in each direction and shall be at least 1,000 feet in length;
3. Annual average daily traffic volume on the street shall be more than 500 vehicles but less than 4,000 vehicles;
4. The street must have a speed limit of 30 miles per hour (mph) or less on a County road and 25 mph or less on a state road;



5. In both directions, the mean speed on the street shall be at least 5 mph over the posted speed limit; and/or the 85th percentile speed must be 10 mph over the posted speed limit;
6. The street shall not be a route that is heavily used because of close proximity to emergency vehicle facilities;
7. Primary accesses to commercial or industrial sites are not eligible;
8. Any street selected for the installation of a speed humps as a traffic calming device shall not be resurfaced within five years of speed hump installation.

Section 4- Procedures:

A. Request for Traffic Calming Devices

The procedure to request installation of traffic calming devices in Richland County shall be as follows:

1. The installation of traffic calming devices shall be considered only upon written request of a resident living on the subject street of the request. If an organized homeowner's association (HOA) or neighborhood association exists, they must concur with the request. Requests can be submitted to the Ombudsman's Office through the One-Call Response Center or sent to the following address:

Richland County Department of Public Works (DPW)
Engineering Division
400 Powell Road
Columbia, SC 29203

2. The written formal request shall assign a point of contact (POC) to represent the HOA or subject street. The POC must be willing to serve as a contact person with whom DPW can work with throughout the traffic calming request process. Other duties for the POC are described within this document.
3. Upon receiving the request, DPW will perform a review of the subject street to determine if meets the readily available criteria for consideration of a traffic calming device.

B. Neighborhood Support Documentation

Once a request has been determined to be eligible for consideration of a traffic calming device, the support of the neighborhood and the impacted areas must be documented as described below:



1. A petition area will be defined by DPW for County-maintained streets and will be defined by the County in conjunction with SCDOT for state-maintained streets.
2. After a petition area is determined, DPW will discuss the area with the POC. In addition, DPW will supply the POC a map of the petition area and petition forms for use.
3. The POC will be responsible for obtaining at least 75 percent of the total occupied households or businesses within the designated petition area.
4. If the minimum 75 percent concurrence within the petition area is not met, a request for an exception can be made to the County Engineer. Community support is viewed as essential to this process. Only in special circumstances will an exception be granted on a County-owned road. SCDOT will allow exceptions on state roads only as approved by County Council.
5. If the minimum 75 percent concurrence within the petition area is met and submitted within the time frame above, the request will be placed on a list to receive a traffic study analysis.

C. Traffic Study

1. DPW will perform all necessary vehicle counts and speed evaluations. If a traffic study meets criteria to have a traffic calming device installed (see section B(3) Criteria) then DPW will contact County Maintenance, the Sheriff's Department, and Emergency Management for input on the request.
2. Based on a review of all data and consideration of input from other departments, final determination will be made by the responsible agency:
 - a. DPW will determine the eligibility of County-maintained roads. A written, formal response will be sent to the POC. The response will report the findings of the review and whether the subject street meets all criteria for traffic calming device installation.
 - b. If the street is maintained by the state, DPW will forward all data collected to the District Traffic Engineer for the S.C. Department of Transportation (SCDOT) for their concurrence and an encroachment permit.
3. Subject streets found to be ineligible for traffic-calming device installation may request a new traffic study after a two-year waiting period.

Meeting eligibility requirements does not guarantee approval of a traffic-calming project or measure.



- Traffic-calming measures are not eligible if they compromise roadway safety, based on limited sight distance, severe grades, or other engineering judgment.
- Traffic-calming measures are not eligible if the petition requiring 75 percent support or County Council approval cannot be obtained. Residential support of the project is necessary for a successful program.
- Some solutions might be acceptable for one portion of the impacted area but not acceptable for another portion.

D. Location of Traffic Calming Devices

DPW staff, under the direct supervision of the County Engineer, will determine the final location of all traffic-calming devices in accordance with these standards, and in accordance with safe engineering principles based on, but not limited to, the following guidelines:

1. The traffic-calming device shall not be located within 200 feet of a stop sign or an intersection on the selected street;
2. The traffic-calming device shall not be located within a horizontal curve with a radius of 300 feet or less;
3. The traffic-calming device shall not be installed in a vertical curve with inadequate stopping sight distance and/or with a grade of 8 percent or more;
4. Drainage on the street shall not be compromised by installation of the traffic calming device;
5. Safety on the roadway shall not be compromised by installation of the traffic calming device.

E. Traffic Calming Device Removal

In order for traffic calming devices to be removed, the following criteria must be applied:

1. The traffic calming devices considered for removal must be in place for at least two years.
2. If one traffic calming device is requested for removal on a street with multiple traffic calming devices, the DPW will review all locations to determine whether additional

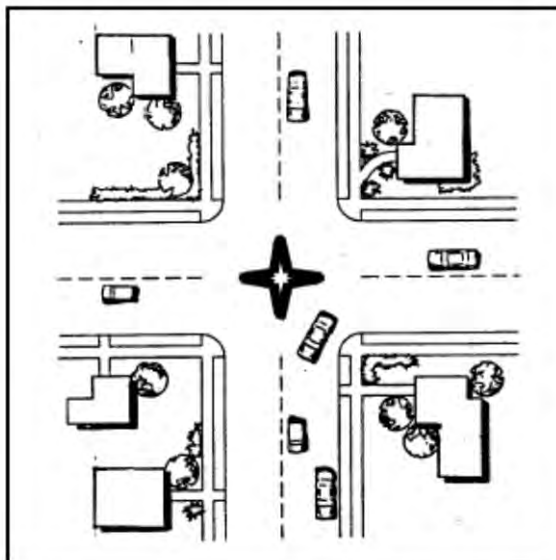


traffic calming devices must be included in the removal process. Removing one traffic calming device in a series could have an adverse impact on traffic speeds on that street.

3. In order for removal to occur, a formal written request must be sent to the Director of Public Works. A POC must be assigned in this request. If a neighborhood association or HOA exists, they must concur with the removal request.
4. A petition must be obtained from the original designated petition area. DPW will give this information to the POC.
5. The POC will be responsible for obtaining support of at least 75 percent of the total occupied households or businesses within the designated petition area.
6. If a request fails to meet the 75 percent minimum, the request to remove the traffic-calming devices will be denied.
7. If a request meets the 75 percent minimum, DPW will remove the requested and/or designated traffic calming devices at the expense of the requesting neighborhood/community, HOA or by the residents along the subject street. Costs associated with the removal of traffic-calming devices will not be incurred by Richland County.
8. DPW will determine a cost for an internal crew to remove the device based on current labor and equipment rates, as well as fuel cost. If necessary, a contractor currently under contract or three quotes can be solicited to remove the traffic calming devices. This cost will be submitted to the POC. Once Richland County receives a check from the POC, work to remove the speed humps will start.



STAR DIVERTER

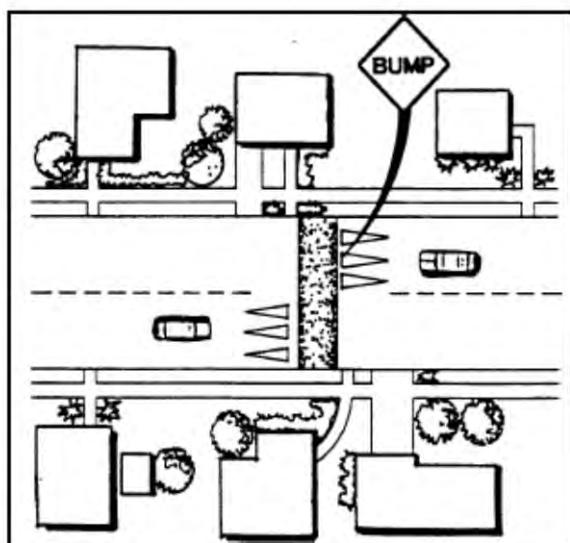


The **star diverter** is a raised island permitting only right turns at an intersection, similar to a forced turn island. They are often compared to the traffic circle (see *Speed Control Measures*), but are more restrictive. Star diverters are the least common installations among volume control measures.

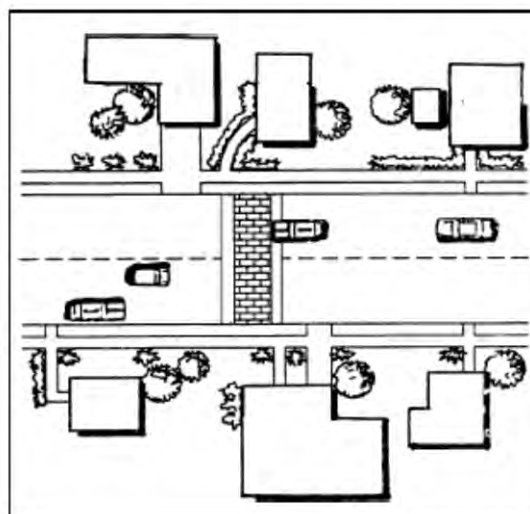
Phase II - Speed Control Measures are primarily used to address speeding problems by changing vertical alignment, changing horizontal alignment, or narrowing the roadway. Their intent is to slow traffic in an area.

Speed humps are rounded raised areas placed across the road. ITE recommends that a speed hump be 12 feet long (in the direction of travel), 3 to 4 inches high, parabolic in shape, and have a design speed of 15 to 20

SPEED HUMPS (road humps, undulations)

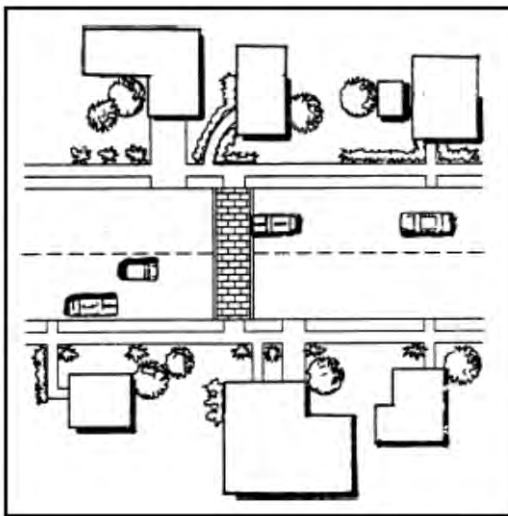


SPEED TABLES (trapezoidal humps, speed platform)

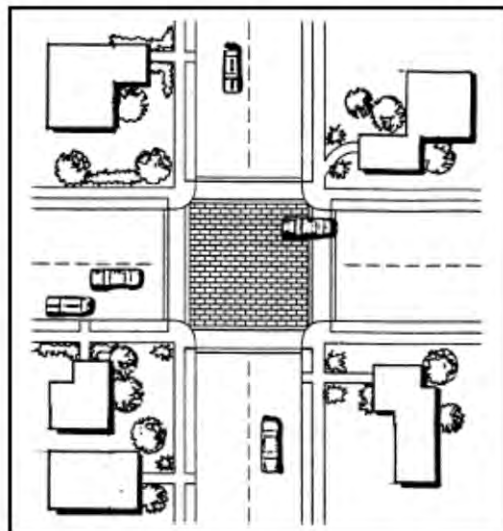


mph. Other humps have also been used successfully, including 22-foot long humps and humps with rounded, sinusoidal, and circular profiles. They have been rated well for low cost and effectiveness in reducing vehicle speed and negatively for appearance and legal liability. To alleviate controversy from emergency services, the "split" or "offset" speed humps were created. Split humps extend from curb to centerline on one side of the street and then, separated by a gap, continue on the other side allowing fire trucks to weave around them. **Speed tables** are essentially flat-topped speed humps often constructed with brick or other textured materials on the flat section. The textured surface provides a visual cue to the driver that the road is changing who must adapt by slowing. The most common speed table (designed by Seminole County, FL) is 3 to 4 inches high and 22 feet long (in the direction of travel), with 6-foot ramps at the ends and a 10-foot field on top. Speed tables have an 85th percentile speed of 25 to 30 mph, are less jarring than the standard speed hump, and

RAISED CROSSWALKS
(raised crossings, sidewalk extension)



RAISED INTERSECTIONS
(raised junctions, intersection humps, plateaus)



have better aesthetic appeal. The speed table can be used on higher classification roads and is more expensive than the speed hump.

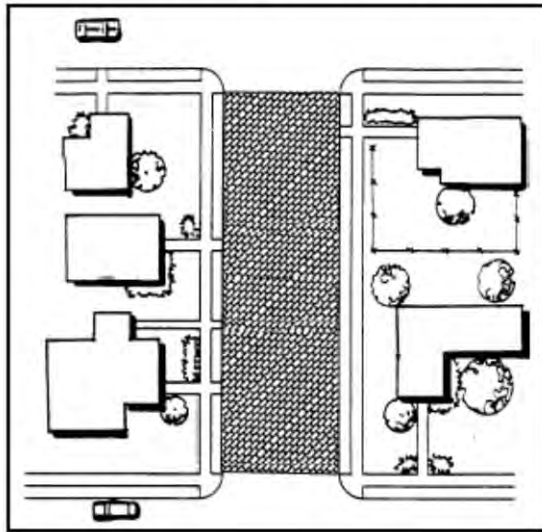
Speed humps and speed tables can be installed for costs vary depending on the type and design.

Raised crosswalks are mid-block speed tables using with crosswalk markings and signage to indicate the pedestrian crossing to drivers and direct pedestrians to the crossing. A raised crossing brings the street up to sidewalk level, or slightly below to provide a "lip" for the visually impaired. Slowed traffic and enhanced pedestrian visibility improve safety at the crossing.

Raised intersections are speed tables covering entire intersections, with ramps on all approaches using brick or other textured materials on the flat section. The textured surface provides a visual cue to the driver to slow down. These intersections rise to sidewalk level, or slightly below to provide a "lip" for the visually impaired. They make entire intersections into pedestrian territory.

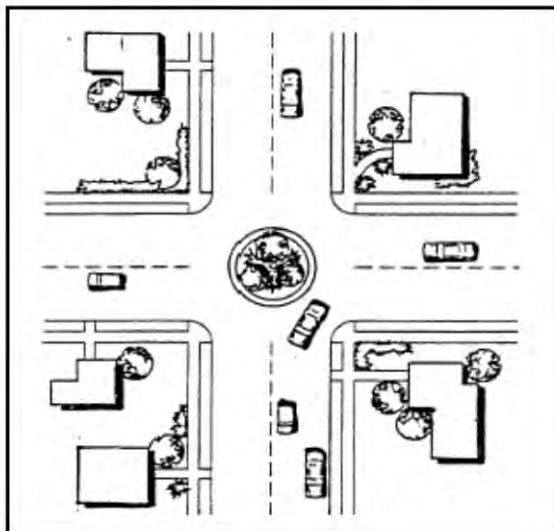
The cost for installation of raised crosswalks and raised sidewalks will range per square foot.

TEXTURED PAVEMENTS



Textured pavements are roadway surfaces paved with brick, concrete pavers, stamped asphalt, or other surface materials that produce constant small changes in vertical alignment. These surfaces also provide a visual cue that the road is changing and the driver must adapt by slowing. Textured pavements aim to mimic the effect of old cobblestone and brick streets on travel speeds. However, they can present difficulties to pedestrians and bicycles, particularly in wet conditions. Textured pavement can be installed for a cost ranging per city block (500 feet), depending upon the texture type selected.

NEIGHBORHOOD TRAFFIC CIRCLES (intersection islands)

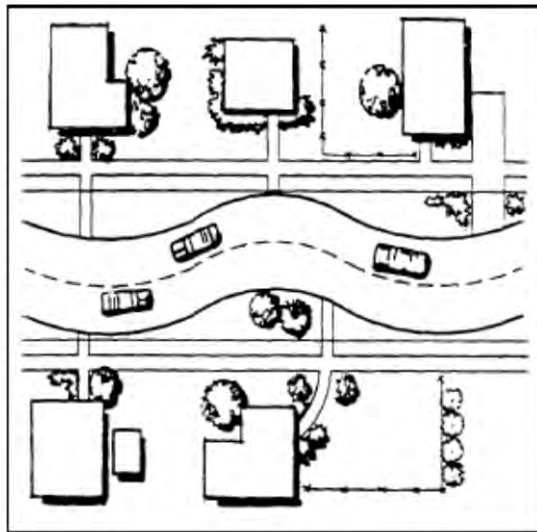


Traffic circles are raised islands, placed in intersections, around which traffic circulates. They are typically controlled by YIELD signs on all approaches. Traffic circles impede the through movement and force drivers

to slow down to yield. Traffic circles are not as controversial as speed humps, but also raise concerns such as the inability of large vehicles to turn at small-radius curves. This impact to truck movements has led some jurisdictions allow the left movement through the circle.

Traffic circles can be designed and installed for costs vary depending upon the type and dimensions of the circle. This cost could also increase significantly if street reconstruction is required to expand the traffic circle geometrics to roundabout proportions – for higher volume applications.

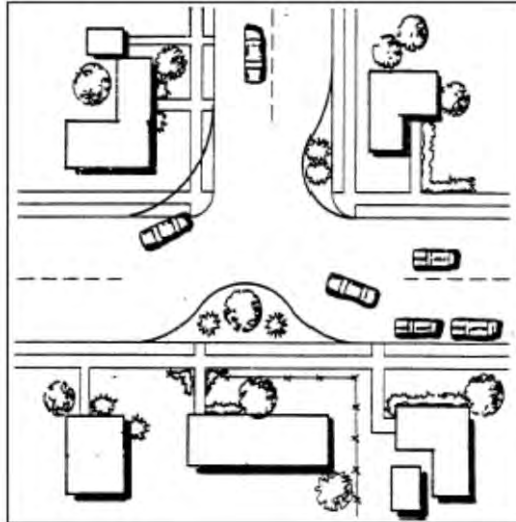
CHICANES **(deviations, serpentine, reversing curves, twists)**



Chicanes utilize a series of curb extensions alternating from one side of the street to the other and form S-shaped curves. They are less common than traffic circles, partly because of the high costs of curb realignments and potential relocation of drainage structures. Improperly designed chicanes may still permit speeding by drivers cutting straight paths across the centerline.

Typically, Chicanes may require total street reconstruction over several blocks to realize the desired effects. The cost of this reconstruction can vary depending on the desired aesthetic treatment.

REALIGNED INTERSECTIONS (modified intersections)

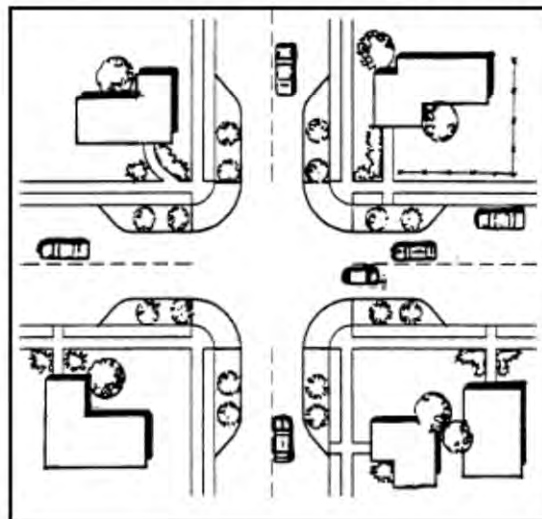


Realigned intersections involve changes to the road alignment that convert T-intersections with straight approaches into curving streets that meet at right angles. A former through movement along the top of the T becomes a turning movement.

The cost for this alternative can be extremely high. In most cases, significant roadway reconstruction and drainage adjustments are required. In addition, this alternative can also require additional right-of-way acquisition, and can create substantial impacts to adjacent properties

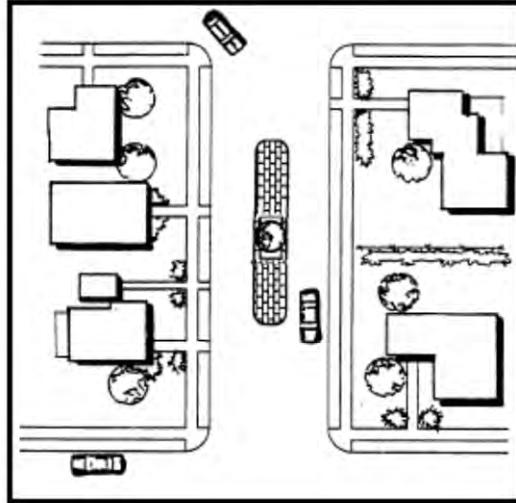
NECKDOWNS

(nubs, bulbouts, knuckles, intersection narrowings, corner bulges, safe crosses)



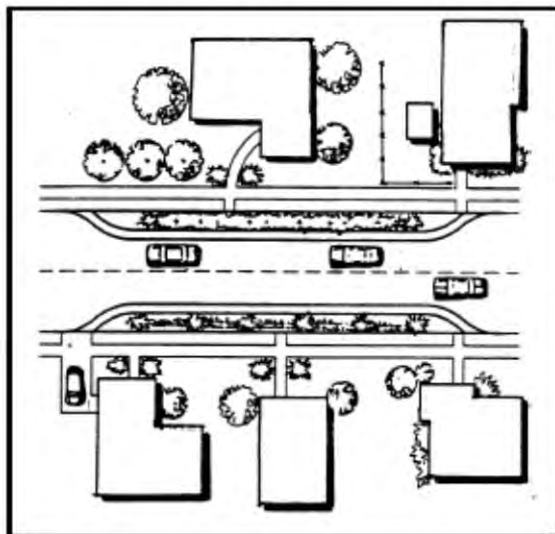
Neckdowns utilize curb extensions at intersections to reduce roadway width thereby shortening pedestrian crossing distance and enhancing pedestrian visibility. Neckdowns are the most common type of street narrowing. Issues to consider with neckdowns include drainage structure relocation, parking or truck movements, landscaping, and location of bus stops.

CENTER ISLAND NARROWINGS
(midblock medians, median slowpoints, median chokers)



Center island narrowings are raised islands installed along the centerline of a street to narrow the travel lanes at that location. They are often landscaped to provide a visual amenity and neighborhood identity. When used as short interruptions to an otherwise open street cross-section, they can result in slowed average traffic speeds.

CHOKERS
(pinch points, midblock narrowings, midblock yield points, constrictions)



Center island narrowing can be installed for costs similar to median barriers, as discussed in the preceding section.

Chokers utilize curb extensions at midblock to narrow a street by widening the sidewalk or planting strip. Chokers can leave the street cross-section with two narrow lanes or just one lane. If the roadway is narrowed

down to one lane, the lane may be parallel to the alignment (*parallel choker*) or angled to the alignment (*angled choker*). Chokers will typically result in a net reduction of on-street parking space. Construction of Chokers is very similar in scope as installation of traffic diverters and neckdowns. In these cases, the redesign must include provisions for curb and gutter, adjustment/installation of catch basins, and landscaping appurtenances.

Speed Reduction Note:

It is generally agreed that changes in horizontal alignment (e.g., Chicanes) or vertical alignment (e.g., Speed Humps) will typically result in the most effective means to physically control speed. Alternatively, neckdowns, island narrowing, and chokers are installed to reduce speed by reducing the available lane widths to drivers. Research indicates that speed reduction through narrowing of lanes may result in only minor impacts on average travel speeds, and will usually have little or no effect on maximum speeds. Combining lane narrowing (10' or less) with other treatments which psychologically impact driver perception (e.g., foliated trees near the roadway, minimum building setbacks, etc.) will usually (but not always) result in a net slowing effect.

**RICHLAND COUNTY
DEPARTMENT OF PUBLIC WORKS**

400 Powell Road
Columbia, SC 29203



Petition for Traffic Calming

We, the undersigned property owners and neighbors of RICHLAND COUNTY do hereby request that RICHLAND COUNTY, under the Traffic Calming Program, implement a traffic calming study in the area bounded by **Intersection of Intersecting Road Name** (north boundary) and the **Intersection of Intersecting Road Name** (south boundary). We support the implementation of a Residential Traffic Calming Program and feel it will improve the safety of our neighborhood by installation of such devices the County deems appropriate on **Road Name.**

Name (Print)	Address	Signature	Date
1.			
2.			
3.			
4.			
5.			
6.			
7.			
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10.			
11.			
12.			





Agenda Briefing Addendum

Prepared by:	Shirani W Fuller	Title:	County Engineer
Department:	Public Works	Division:	Engineering
Contributor:	Michael Maloney	Title:	Director
Date Prepared:	April 14, 2023	Meeting Date:	March 28, 2023
Approved for Consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM, SCCEM	
Committee/Meeting:	Development & Services		
Agenda Item:	4. Department of Public Works - Engineering Division -Traffic Calming Policy Update		

COUNCIL INQUIRY #1:

“...the proposed policy referenced...that sometimes developers shift the responsibility for traffic calming to the county instead of planning for it in their developments.

... [please provide] more information about that concept and what, if anything, [the County] plans to do to address it.”

Reply:

Where the County knows that certain road geometry lends itself to higher speeds, we will start to evaluate these areas during the plan review process. Many traffic calming devices can be planned for and easily installed during development but become difficult and, in some cases expensive, to retrofit.

Additional language will be added to the Land Development Manual to advise designers on traffic calming options that should be considered. Prioritizing safety above all else gives us the ability to take a different approach to road design.

COUNCIL INQUIRY#2:

“...do we have any data or anecdotal information about meeting the 75% threshold for approval of traffic calming?”

In general, does this prevent just a few neighbors from imposing their will upon the neighborhood, or alternatively does it allow just a few neighbors from supporting the will of the neighborhood?”

Reply:

Neighborhood support is considered essential to the process.

75% support is chosen to prevent a few people from imposing their will upon the entire neighborhood. Petition areas are designated by the Engineering division, and then, 75% of those “affected” residents must sign on in agreement for the device. All residents who front the device have to sign on at 100% as they may experience the majority of any negative effects (heavy braking, heavy accelerating).

COUNCIL INQUIRY#3:

“...we were taught that public art (murals, etc.) were helpful in slowing people down..this approach is probably more suited to business and commercial thoroughfares, but it may also be helpful where we have public schools in residential districts. Have staff considered this option, and is it prudent to include it here for future needs?”

Reply:

The focus of our efforts thus far has been on approved methods and devices for traffic calming based on the Institute of Transportation Engineers. We are aware other methods may be available but are not supported through Public Works’ funding at this time. Off-road distractions are a cause of concern by those who study accident rates.

Richland County Council Request for Action

Subject:

Utilities - Purchase of Roll-Off Truck

Notes:

April 25, 2023 – The Administration and Finance Committee recommended Council approve the purchase of a roll-off truck from National Auto Fleet Group.

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

Prepared by:	Bill Davis	Title:	Director
Department:	Utilities	Division:	
Date Prepared:	March 9, 2023	Meeting Date:	April 25, 2023
Legal Review	Patrick Wright via email	Date:	March 28, 2023
Budget Review	Abhijit Deshpande via email	Date:	March 29, 2023
Finance Review	Stacey Hamm via email	Date:	March 28, 2023
Approved for consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM, SCEM	
Meeting/Committee	Administration & Finance		
Subject	Purchasing of Roll-Off Truck		

RECOMMENDED/REQUESTED ACTION:

Utilities staff recommends County Council to approve the purchase of a roll-off truck from National Auto Fleet Group.

Request for Council Reconsideration: Yes

FIDUCIARY:

Are funds allocated in the department’s current fiscal year budget?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
If not, is a budget amendment necessary?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

The cost of the new roll-off truck is \$266,038. Utilities has the funds which are presently encumbered in the current fiscal year’s budget (FY23) to purchase the 2024 Kenworth roll-off.

Applicable department/grant key and object codes: 2110367000.531400

OFFICE OF PROCUREMENT & CONTRACTING FEEDBACK:

This purchase has been quoted through a cooperative agreement which has the support of Procurement; however, Council approval is required.

COUNTY ATTORNEY’S OFFICE FEEDBACK/POSSIBLE AREA(S) OF LEGAL EXPOSURE:

There are no legal concerns regarding this matter.

REGULATORY COMPLIANCE:

Not applicable

MOTION OF ORIGIN:

There is no associated Council motion or origin.

Council Member	
Meeting	
Date	

STRATEGIC & GENERATIVE DISCUSSION:

The Utilities Department seeks approval to purchase a Kenworth roll-off truck from National Auto Group. This new roll-off truck is needed to haul wastewater sludge to the landfill.

Utilities currently has two trucks: one manual roll-off truck and one automatic dump truck. The existing roll-off truck is thirteen years old, and parts are not readily available causing it to be out of service for a longer period of times. This results in Utilities having to use sludge hauling contractors which affects the department’s operating budget. The growth in the southeast has increased the receive flow into the Eastover Wastewater Treatment Plant. The department has equipment on-site to de-water the sludge, but another truck is necessary to haul the sludge to landfill.

ASSOCIATED STRATEGIC GOAL, OBJECTIVE, AND INTIATIVE:

Strategic Goal 4 - Plan for growth through inclusive and equitable infrastructure

- Objectives 4.3 - Create excellent facilities.

The new roll-off truck will provide staff with the equipment needed to do their job safely and effectively.

ADDITIONAL COMMENTS FOR CONSIDERATION:

This purchase also meets key performance indicator (KPI) #2: Develop Master Plans for Utilities Department Facilities and water and sewer services.

ATTACHMENTS:

1. Quote for the Kenworth roll-off



National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076

(855) 289-6572 • (831) 480-8497 Fax

Fleet@NationalAutoFleetGroup.com

3/6/2023

Quote ID#1900HD (R2)

Mr. Bill Peters

Richland County
400 Powell Road
Columbia, SC 29203

Dear Bill Peters,

National Auto Fleet Group is pleased to quote the following vehicle(s) for your consideration. One (1) New/Unused (**2024 Kenworth T880, MX-13 455 Engine, Allison 4500 RDS Transmission with Galbreath 60,000# Roll Off via Carolina Environmental Systems**) and provided by Mr. Adam Gaffney with Kenworth, each for:

	Contract Price
Chassis and Option	\$ 208,038.00
CES Inc. Quote	\$ 57,500.00
State Tax	\$ 500.00
Total	\$ 266,038.00

This vehicle(s) is available under the Sourcwell (Formerly Known as NJPA) Contract 060920-NAF. Please reference this Bid Number on all Purchase Orders.

Thank you in advance for your consideration. Should you have any questions, please do not hesitate to call.

Sincerely,

Ben Rodriguez

HD Contract Manager

HD@NationalAutoFleetGroup.com

Office (855) 289-6572

Fax (831) 480-8497



Carolina Environmental Systems, Inc.

***306 Pineview Drive, Kernersville, NC 27284
2701 White Horse Road, Greenville, SC 29611
500 Lee Industrial Blvd, Austell, Ga 30168***

***Phone: 800-239-7796
336-869-9900***

HOIST QUOTE

01/20/23

Robert Gomez
Worldwide Equipment

We would like to submit the following specifications and pricing on one (1) new Galbreath Rolloff hoist and Pioneer tarper mounted on a chassis with Allison 4500RDS Transmission.

Hoist Specs

New Galbreath 60,000 lbs. reeving type outside rail
Model – U5-OR-174
48 degree dump angle
Front – automatic nose roller container lock, rear ratchet straps
Main frame – 8"x4"x1/2" A500 tubing
Cylinders: Lift 6"x4.5" rod x 72", Reeving 7"x3" rod x 80"
Low pressure hydraulics – 1850 PSI
50 gallon oil tank with filter
Hot Shift PTO for Allison 4500
Inside air controls, outside levers
Hoist up – in cab – light
Automatic rear folding ICC bumper, back up alarm
Rear light bar with 4" recessed bulbs, 4-red LED, 2-clear regular, LED side markers
Mid body turn signals – LED
Steel tool box – 48" x 20" x 16"
Tandem steel fenders
Work lights on tarp gantry
Mud flaps
Hucks bolts used on mounting at CES facility
RP4500SARG Pioneer rack and pinion tarp system with integrated valve
Galbreath warranty – 1 year excluding cable, 2 year hydraulic
High gloss black paint
Overspeed PTO/Pump Protection

Price does not include any applicable taxes or delivery



WORLDWIDE KENWORTH - WEST COLUMBIA (W040)
707 CHEROKEE LANE
WEST COLUMBIA, South Carolina 29169

Richland County
400 Powell Road
Columbia, South Carolina 29203
United States of America

Adam Gaffney
Cell Phone: 803-807-0702
Office Phone: 803-926-2900
Email: adam.gaffney@thetruckpeople.com

Bill Peters
Cell Phone: 803-576-2457
Email: petersb@rcgov.us

Vehicle Summary

	Unit		Chassis	
Model:	T880 Series Conventional	Fr Axle Load (lbs):		20000
Type:	FULL TRUCK	Rr Axle Load (lbs):		46000
Description 1:	ROLLOFF SPEC	G.C.W. (lbs):		66000
Description 2:	Copy of ROLLOFF SPEC			
	Application	Road Conditions:		
Intended Serv.:	Refuse hauler: Vehicles which haul	Class A (Highway)		87
	refu			
Commodity:	Refuse/recycled material	Class B (Hwy/Mtn)		10
		Class C (Off-Hwy)		3
		Class D (Off-Road)		0
	Body	Maximum Grade:		6
Type:	Roll on/roll off	Wheelbase (in):		261
Length (ft):	20	Overhang (in):		90
Height (ft):	13.5	Fr Axle to BOC (in):		74
Max Laden Weight (lbs):	4000			
		Cab to Axle (in):		187
		Cab to EOF (in):		277
	Trailer	Overall Comb. Length (in):		399.5
No. of Trailer Axles:	0			
Type:				
Length (ft):	0			
Height (ft):	0			
Kingpin Inset (in):	0			
Corner Radius (in):	0			
		Special Req.		
		U.S. Domestic registry, 50-state.		
	Restrictions			
Length (ft):	120			
Width (in):	102			
Height (ft):	13.5			

Approved by: _____

Date: _____

Note: All sales are F.O.B. designated plant of manufacture.

Price Level: January 1, 2023

100% Complete

Date: March 03, 2023

Deal: ROLLOFF SPEC

Quote Number: QUO-943422-V4M5Y0

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Std/ Opt	Description	Weight
Model		
S	T880 Series Conventional	15,549
S	T880	0
O	CARB Idle Emissions Reduction - MX	0
S	Non-Sleeper w/rear axle capacity less than 59K.	0
O	State of Registry: South Carolina	0
Engine & Equipment		
S	MX-13 455 455@1600 1650@900 2021 with Engine Brake N09020 AE001 NO...ENBL MX RETARDER IN NEUTRAL N08200 AE002 650...IDLE TARGET N09100 AA003 68...CC MAX TARGET SPD N09110 AA004 10...CC MIN ENABLE SPD N09120 AA005 OFF...DYNAMIC CC ENABLE N09440 AA061 2000..CAB:MAX ENG SPD-ACCEL CNTRL N09430 AA062 2000..CAB: MAX ENG SPD - SW CNTRL N09420 AA063 6.....CAB: MAX VEH SPD N09510 AA065 800...CAB: DEDICATED PRESET "-" N09520 AA066 900...CAB: DEDICATED PRESET "+" N09780 AA049 CNCL..CAB: CUSTOM PRESET 1 FUNC N09640 AA050 0.....CAB: CUSTOM PRESET 1 N09790 AA051 CNCL..CAB: CUSTOM PRESET 2 FUNC N09650 AA052 0.....CAB: CUSTOM PRESET 2 N09800 AA053 CNCL..CAB: CUSTOM PRESET 3 FUNC N09660 AA054 0.....CAB: CUSTOM PRESET 3 N09500 AA060 OFF...CAB: PRESET +/- SW TYPE N09630 AA067 TRQ...CAB:ACCEL PEDAL TYPE IN PTO N09400 AA068 YES...CAB:ACCEL ACTV IN CAB PTO N09470 AA055 ON....CAB: CLUTCH INTLK N09840 AA056 OFF...CAB: CUSTOMER INTLK N09480 AA057 ON....CAB: NEUTRAL INTLK N09460 AA058 ON....CAB: PARK BRK INTLK N09490 AA059 ON....CAB:SER BRK INTLK:NO PTO N09540 AA074 2000..REM:MAX ENG SPD-ACCEL CNTRL N09530 AA075 2000..REM:MAX ENGSPD-SW/TSC1 CTRL N09610 AA077 800...REM: DEDICATED PRESET "-" N09620 AA078 900...REM: DEDICATED PRESET "+" N09810 AA043 CNCL..CAB/REM:CUSTOM PRESET1 FUNC N09670 AA044 750...CAB/REM: CUSTOM PRESET 1 N09820 AA045 CNCL..CAB/REM:CUSTOM PRESET2 FUNC N09680 AA046 850...CAB/REM:CUSTOM PRESET 2 N09830 AA047 CNCL..CAB/REM:CUSTOM PRESET3 FUNC N09690 AA048 950...CAB/REM: CUSTOM PRESET 3 N09600 AA079 OFF...REM: PRESET +/- SW TYPE N09410 AA069 YES...PTO REM PEDAL ENABLE	0

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Std/ Opt	Description	Weight
	N09560 AA070 ON AD.REM: CLUTCH INTLK	
	N09700 AA071 OFF...REM: CUSTOMER INTLK	
	N09570 AA072 ON AD.REM: NEUTRAL INTLK	
	N09580 AA073 ON AD.REM:SER BRK INTLK:NO PTO	
	N09550 AA076 650...REM: MIN ENG SPD	
	N09450 AA064 650...CAB: MIN ENG SPD	
	N09760 AA009 5.....DRIVER REWARD VEH SPD BONUS	
	N09770 AA010 -5.....DRIVER REWARD VEH SPD PNLTY	
	N09750 AA013 NONE..OFFSET MODE	
	N09720 AA015 3.....MIN SPD FOR DR SHIFT AID	
	N09730 AA016 1.....DSA LOWEST ACTV GEAR	
	N09740 AA017 1.....DSA HIGHEST ACTV GEAR	
	N09340 AA019 YES...EIST PARK BRK RESET ENABLE	
	N09300 AA022 30....EIST LO CLNT TEMP OVERRIDE	
	N09290 AA023 80....EIST HI AMBAIR TEMP OVRRDE	
	N09280 AA024 39....EIST LO AMBAIR TEMP OVRRDE	
	N09260 AA025 5.....EIST PTO MAX IDLE TIME	
	N09230 AA026 5.....EIST PARKED MAX IDLE TIME	
	N09220 AA027 5.....EIST STANDSTILL IDLE TIME	
	N09240 AA029 YES...EIST RESET FROM ENG LOAD	
	N09250 AA030 NO....EIST OVERRIDE FROM ENG LOAD	
	N09200 AA031 0.....EIST EXPIRATION DISTANCE	
	N09310 AA032 YES...EIST ACCEL PEDAL RESET	
	N09330 AA033 YES...EIST SERVICE BRK RESET	
	N09320 AA034 YES...EIST CLUTCH PEDAL RESET	
	N09270 AA035 YES...EIST PTO OVERRIDE	
	N08030 AA086 64....MAX ACCEL PEDAL VEH SPD	
	N08000 AA087 0.....VSL EXPIRATION DISTANCE	
	N08020 AA088 64....LRSL SPD LMT	
	N09350 AA042 1900..FAST IDLE CNTRL MAX ENG SPD	
	N09050 AA037 4.....DSL SPD OFFSET	
	N09040 AA038 2.....AUTO RTRDR VEH SPD OFFSET	
	N09030 AA039 0.....TIME DELAY FOR RTRDR ACT	
	N09130 AA006 MT....MULTI TORQUE IN CC	
	N09080 AQ001 4.....PCC Negative Offset	
	N09090 AQ002 4.....PCC Positive Offset	
	N09710 AA089 YES...REMOTE INPUTS IN CAB PTO	
	N08200 AE002 650...IDLE TARGET	
O	EPA Emissions Warranty Engine	0
S	PremierSpec	0
O	Engine monitoring protection -Derate- PACCAR MX engine parameter.	0
O	Gearing Analysis: Balance power/economy blend results.	0
O	Customer's Typical Operating Spd: 55 MPH.	0
O	MX Retarder State Cruise Control On Manual Mode	0

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Std/ Opt	Description	Weight
	Selecting this code will program the engine controller to make manual mode available when cruise control is on, but not set, and the engine brake switch is on. Manual mode means the engine retarder activates whenever the throttle pedal is not depressed. 2013+	
O	PTO mode control - cab station.	0
O	Effective VSL Setting NA	0
O	Engine Idle Shutdown Timer Disabled	0
O	Eff EIST NA Expiration Miles Use only with MX and Cummins engines	0
S	Air Compressor: WABCO 25.9 CFM PACCAR MX 2017+ 440cc Air Compressor	0
S	Air Cleaner: composite firewall mounted PACCAR or Cummins engines	0
S	Fan hub: Horton 2-Speed for PACCAR MX	0
S	Cooling module: 1330 square inches. Includes aluminum radiator core, aluminum charge air cooler, translucent surge tank and washer bottle, silicone hoses, and extended life coolant.	0
O	Radiator bug screen mounted between hood & grille.	2
S	EXH: 2021 RH Under DPF/SCR with RH SOC Vertical tailpipe. Not 2.1m high roof sleepers	0
O	Tailpipe: 5 in. single 30 in. 45 degree curved.	-1
S	Fuel Filter: PACCAR Extended Service Interval On-Engine Fuel/Water Separator. 2021 Emissions MX Engines only.	0
S	Run Aid:Fuel Heat *For Fuel Filter	0
S	Start Aid:12V Heat *For Fuel Filter	0
O	Alternator: Delco 40SI 240 amp Brushless with battery voltage sense	0
S	Batteries: 3 PACCAR GP31 threaded post (700-730) 2100-2190 CCA dual purpose.	0
S	PACCAR Premium 12V Starter with PACCAR MX Engines PACCAR 12 volt electrical system. With centralized power distribution incorporating plug-in style relays. Circuit protection for serviceability, 12-volt light system w/circuit protection circuits number & color coded.	0
O	Battery disconnect switches 2, mounted on battery box.	2
S	12V low voltage disconnect for starter battery protection.	0
S	Remote PTO/Throttle, 12-Pin, Engine Bay Remote Control Provision	0

Transmission & Clutch

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Std/ Opt	Description	Weight
O	Transmission: Allison 4500RDS 6-speed, With PTO drive gear. No Retarder. 6th Generation controls. For vocational applications. Includes shift control, transmission oil temperature gauge, oil level sensor & heat exchanger. Transynd transmission fluid is standard on all Allison 1000, 2000, 3000 & 4000 series transmissions.	478
O	Driveline: 3 Meritor RPL25; 2 Centerbearing	193
O	Torque converter included w/Allison Transmission.	0
O	Left hand Pto access, right hand dip stick tube Allison 3000 series only.	0
O	Pushbutton control center console mounted. Class 8 with Allison Transmission.	0
O	Allison Fuel Sense: Delete	0
O	J1939 Park Brake Auto Neutral	0
U	Decline Allison Neutral at Stop Stand-Alone	0
U	TORQUE CONVERTER:TC571 F/4000 SERIES <i>Narr TORQUE CONVERTER:TC571 F/4000 SERIES</i>	0
O	Customer installed transmission PTO in the LH Mounted position (8 o'clock) for Allison 3000 & 4000 transmissions.	0
Front Axle & Equipment		
O	Meritor MFS20 Front Axle rated 20K 3.5 in. drop, standard track.	-7
O	Front Brakes: 20K Meritor Q-Plus 16.5x6 in.	-38
O	Front Brake Drum: 22,000 lbs. 16-1/2x6 in. Cast.	104
O	Front Hubs Iron hub pilot 20,000 lbs. 10 Bolt 16.5x6in. or 7in. or air disc brakes. 10 Bolt, 11-1/4 in. bolt circle. Consider Wheelguards (5850002) with aluminum wheels.	80
S	ConMet PreSet Plus Hub package; front axle.	0
S	Hubcap: front vented.	0
O	Front Auto Slack Adjuster.	0
S	Front Springs: Taperleaf 20K w/ shock absorbers w/ maintenance-free elastomer spring pin bushings. Standard with rubber pins except for C500 which has threaded pins. Not available on W900L. W900B use 2866021.	0
S	Dual power steering gear: 16-22K Sheppard HD94. Heavy duty. Not for use on T3.	0
S	Power Steering Cooler:Radiator Mounted Air-to-Oil	0

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Std/ Opt	Description	Weight
Rear Axle & Equipment		
S	Dual Meritor RT46-160 rear axle rated at 46K. Tandem rear axles.	0
O	Rear Axle Ratio - 4.56.	0
O	Dual Rear Brakes 16-1/2x7 in. to 46K; Meritor Q- plus-extended service S-cam.	16
S	Dual Rear Brake Drums: cast.	0
S	Dual Rear Hubs: Aluminum hub pilot 46K 11-1/4 in. bolt circle.	0
S	ConMet PreSet Plus Hub package; dual rear axle.	0
S	Dual Rear axle automatic slack adjusters.	0
S	Spring Brake: 3030 long stroke dual 30 square inches travel. Helps keep brakes in adjustment longer.	0
O	Bendix 4S/4M anti-lock brake system w/ air traction control (ATC).	2
S	Interaxle Driveline: 1 Meritor RPL20 Replacing I/A *Use W/ RPL(SD) 25 Main D/L	0
O	Driver Controlled Differential Lock (Crosslock) for Meritor Axles 40K to 52K forward rear & rear rear axle. Under Speed Interlock is standard on T680.	39
O	Separate switch for dual axles: differential lock or crosslock.	0
O	Rear suspension: Tandem Hendrickson RT463 46K. 54 in. axle spacing. Steel beams & barpin bushing. 6 in. saddle height. Unladen Height: 11.1 in. Laden Height: 10 in.	689
O	Delete standard heavy-duty air springs for rear suspension.	-28
Tires & Wheels		
O	Front tires: Michelin XZE 425/65R22.5 20PR 20.6 in. SLR.	-12
O	Rear tires: Bridgestone M799 11R22.5 16PR. 42 in. diameter, drive. 19.5 in. SLR. Code is priced per pair of tires.	80
O	Rear Tire Quantity: 8	0
O	Front Wheel: Alcoa 82462 22.5x12.25 aluminum, with Lvl One [TM] High Polish finish, hub-pilot mount. 11000lb. maximum rating. 5.80 in. offset. Air disc brake compatible.	-3
S	Rear Wheel: Accuride 50344 22.5x8.25 steel Steel Armor[TM] powder coat, hub-pilot mount. Heavy-duty 5 hand-hole hub pilot mount. Code is priced per pair of wheels.	0
O	Powder coat white steel wheel. Use in conjunction with front, dual front, rear, spare or lift axle wheel code(s). All wheels on chassis must have same finish color.	0

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Std/ Opt	Description	Weight
O	Rear Wheel/Rim Quantity: 8	0
Frame & Equipment		
O	Frame Rails: 10-3/4 x 3-1/2 x 3/8in. Steel 337in. to 416 in. Truck frame weight is 3.48 lb.-in. per pair of rails. Section modulus is 17.80, RBM is 2,132,000 in-lbs per rail. Frame rail availability may be restricted based upon application, axle/suspension capacity, fifth wheel setting, or component/dimensional specifications. The results of the engineering review may result in a change to the requested frame rail. If a change is required Kenworth Application Engineering will advise the dealer of the appropriate material specification for a substitute rail.	598
O	Full Steel Insert: for 10-5/8 in. or 10-3/4 in. Steel 337 in. to 416 in. or 2nd insert for 11-5/8 in. steel frame. Adds 1,149,000 in-lb to main rail RBM. Truck insert weight is 2.05 lb.-in. per pair of rails. Full frame insert length is equal to wheelbase plus rear frame cutoff plus dimension forward of front axle by model: T660, T680, T800, T880 = 21.26 in.; C500B = bumper setting minus 0.79 in.; W900B = 5.27 in., W900L = 1.50 in., W900S = 3.27 in.; T440/T470 50 in. bumper setting = 21.26 in., T470 73 in. bumper setting = 72.3 in.	763
O	Bumper: Tapered polished aluminum channel. Requires a bumper setting code.	-6
S	48.5 in. Bumper setting. Requires a bumper code.	0
O	Removable Front Tow Hooks: 2.	15
O	Battery box cantilever aluminum BOC with fiberglass cover.	8
O	Battery box location: RH Side.	15
S	T470,C5, T6, T8 non-polished DPF/SCR or CNG cover diamond plate w/ step. For use w/ 2010 or later exhaust systems. For T8, use extended length non-polished battery box on opposite rail to match the length of under cab components. End plates will be painted standard black frame color.	0
U	2021 SERIES EMISSIONS ENGINE <i>Narr 2021 SERIES EMISSIONS ENGINE</i>	0
O	Final end-of-frame cut-off dimension will be modified to 61 in. to 65 in.	0
S	Rear mudflap arms: Betts B-25 standard-duty, straight. Includes B1732 mounting brackets as standard.	0
S	Rear mudflap shields: White plastic antisail w/ Kenworth logo.	0
S	Square end-of-frame w/o crossmember; non-towing.	0
Fuel Tanks & Equip		
O	Fuel Tank: 90 US gallon 24.5in. aluminum under replace. Class 8 fuel tanks w/o locking caps include an anti-siphon device on the filler neck.	-4

Std/ Opt	Description	Weight
S	Small round DEF tank, 14 gallons. The DEF tank will be located on the side you specified. If you have specific configuration or body builder concerns, please utilize the Custom Frame Layout option. Standard capacity is calculated by fuel capacity of the vehicle and will accommodate two diesel fill-ups for every DEF fill-up. For 1:1 DEF fuel fill ratio, add 7889204.	0
O	6 in. wide lower fuel tank step, for one 22 in. or 24.5 in. tank LH.	2
S	DEF to fuel fill ratio 2:1 or greater.	0
S	Anti-siphon device in fuel tank filler neck. For any number of fuel tanks.	0
S	DEF tank location is LH.	0
O	Location: 90 gal fuel tank LH under cab	0

Cab & Equipment

S	Cab: Stamped aluminum cab with panoramic curved glass windshield. Standard with stamped aluminum doors, heavy duty in-swinging hinges, and triple sealed doors. Manufactured using self-piercing rivets and structural adhesive. Includes LED exterior marker lights and turn signals.	0
O	Hood: T880 Standard Length With Mechanically Fastened Fenders. 122.6 inch BBC.	15
S	Cab HVAC - Day Cab and 40in Sleeper System With Defrost, A/C, and 48,000 BTU/hr Heater. Includes automatic temperature control with one touch defrost operation and dash mounted cab temperature and solar intensity sensors. Pleated fresh air filter and cabin recirculation air filter standard. The Kenworth HVAC system is designed to provide optimal heating and cooling in all operating environments without need for additional insulation. Cab HVAC without sleeper heater AC is available with 40in sleeper.	0
S	Kenworth Smartwheel: 18 in. Non-Leather With Integrated Radio and Cruise Controls.	0
O	Column Mtd Retarder Control, RH Side Use with Manual & Allison Transmissions Only.	0
S	Adjustable telescoping tilt steering column.	0
O	5 sets of keys. Replaces standard 2 sets of keys.	0
O	Two spare switches: Wired to power.	0
O	Gauge: Dash mounted air filter restriction gauge.	0
S	Gauge: DD Virtual Gauge - Oil Temp Engine	0
S	Gauge: DD Virtual Gauge - Manifold Pressure Boost	0

<i>Std/ Opt</i>	<i>Description</i>	<i>Weight</i>
S	Gauge: DD Virtual Gauge - Engine Percent Torque	0
O	Gauge: Fuel filter restriction gauge.	0
O	Gauge: Axle oil temperature, dual-drive axle. (2 gauges) w/integral warning light.	0
S	Main Instrument Package: 15" Digital Display. Includes Speedometer, Tachometer, Primary Air Pressure, Secondary Air Pressure, Fuel Level #1, DEF Level, DPF Filter Status, Fuel Economy, Oil Pressure, Coolant Temp, OAT and Voltmeter, and Air Application.	0
S	Interior color: Slate Gray	0
S	Interior package: Vantage daycab Includes durable headliner and vinyl sidewalls with geometric patterned trim and anodized aluminum accents throughout. Convenient overhead storage cubbies, full size glove box, two center console cupholders, and large door pad map pocket. Standard LH/RH power windows, electric door locks, interior LED lighting, nighttime-friendly red ambient lighting for dash and footwell, and door mounted courtesy light. Includes two standard 12V power outlets. Driver sunvisor includes strap.	0
S	Rubber floormat	0
O	Driver Seat: GT701 HB with Vinyl material. The GT701 is standard with a single air bag, scissor linkage seat suspension. It includes a single chamber lumbar support, 10in Fore/Aft adjustment, 7in Up/Down adjustment, 2.5in pan extension, 51 degree seat back recline, and 16 degree full seat tilt. Includes 3-point matching seat belts. DR seat standard w/ dual armrests.	0
O	Rider Seat: GT701 IB with Vinyl material. The GT701 is standard with a single air bag, scissor linkage seat suspension. It includes a single chamber lumbar support, 10in Fore/Aft adjustment, 7in Up/Down adjustment, 2.5in pan extension, 51 degree seat back recline, and 16 degree full seat tilt. Includes 3-point matching seat belts. RD seat standard w/ LH armrest.	34
S	Seat Color: Black	0
O	Air line fitting: At driver seat. Customer-installed air chuck.	4
O	Kenworth Radio DEA710 AM/FM/WB/USB, Bluetooth	0
S	Base Level Audio System - Daycab:High Performance Door Speakers.	0
O	CB installation kit: Center mounted of header. W/header mounted quick release CB mount. One red power post & one black ground post. Includes dual antenna leads located on the mirror brackets. Includes dual antenna & separate speaker.	2
O	Turn Signal: Self-Cancelling	0

Std/ Opt	Description	Weight
S	LH and RH Trip Ledge Rain Deflectors	0
S	Kenworth TruckTech+ The Kenworth Remote Diagnostics system provides the Worlds Best reporting of engine and aftertreatment fault codes, as well as enhanced support for the truck owner through rapid communication of fault severity and recommended actions. This option is Standard on all Heavy Duty Kenworths with a PACCAR MX engine, Cummins X15 engine, PX engine or Natural Gas engine. Optional on Medium Duty Kenworths.	0
O	Grabhandle: LH, Exterior, Side of Cab - Ergonomic Grab Handle Mounted To The Left Hand Exterior Of The Cab For Entry and Exit.	3
S	Dual Cab Interior Grabhandles: A Pillar Mounted Dash Wrap and B Pillar Mounted Grabhandles	0
S	Kenworth Daylite Door with standard LH/RH electric door locks and LH/RH electric window controls.	0
O	Dual rectangular air horn 23 in. LH & RH top of roof. Includes air horn covers.	4
S	Look-Down, Pass. Door, Black 11x6	0
S	Aero Mirror: Dual Kenworth Aerodynamic Motorized heated mirrors, 7in X 13in with cab color mirror shell and black mirror arms. Also includes LH/RH heated 6in X 7in convex mirrors. Mirror brackets set for 8-1/2 ft load width. Mirror controls located on driver side door pad.	0
S	Rear cab stationary window 19in x 36in	0
S	One-piece bonded-in windshield with curved glass. Standard.	0
S	Exterior stainless steel sunvisor.	19
O	Fender close-out: Below headlamp, behind bumper. *NOT available with 3-piece bumper.	0
S	Wheelwell Fender Extension: 2.5 Inches	0
S	Kenworth Cab/Sleeper Air Suspension.	0
Lights & Instruments		
S	Headlamps: SAE Dual Halogen Complex Reflector	0
S	Marker Lights: Five, rectangular, LED	0
S	Turn Signal Lights: Flush mounted LED. Mounted at top of fender wheel arc.	0
S	LED Stop,Turn,Tail: With Two LED Backup Lights and With An LED License Plate.	0
S	Marker Lights: Interrupter Switch.	0

Std/ Opt	Description	Weight
	Included in Turn Signal For All Models Except T3. The T3 Switch Is In The Dash.	
S	Omit Brake Light with Engine Brake. Can only be selected when chassis also has engine brake. Cannot be used with options to delete engine brake.	0
O	Reflectors: Two Midframe	0
O	Polyswitches replacing fuses. Switch will automatically reset after removal of excess load.	0
Air Equipment		
S	Air Dryer: Bendix AD-HF Puraguard Heated	0
S	Moisture ejection valve w/ pull cable drain.	0
S	Nylon air tubing in frame & cab, excluding hoses subject to excessive heat or flexing.	0
Extended Warranty		
O	Base Warranty - PACCAR MX-11 & MX-13 Engine 24 months / 250,000 miles / 400,000 km / 6250 hours.	0
S	Base Warranty - Standard Service Heavy Duty 12 months / 100,000 miles / 160,000 km.	0
S	24 Month TruckTech+ Subscription for PACCAR MX Engines w/ OTA Functionality	0
O	Base Warranty: Emissions 5YR/100K MI - EPA Engine	0
Miscellaneous		
O	GHG Secondary Manufacturer: Does Not Apply	0
O	Warning triangle reflector kit: Shipped loose. Kit consists of 3 triangles in plastic carrying case. Not floor mounted.	4
O	One 5 lb. dry chemical type fire extinguisher mounted inboard of driver seat. Class ABC.	11
S	VMUX Architecture	0
Promotions		
U	2022 2ND HALF FCA - HD <i>Narr 2022 2ND HALF FCA - HD</i>	0
Paint		
O	Paint color number(s). N9702 A - L0006 WHITE N9720 FRAME N0001 BLACK	0
O	Bumper Unpainted	0

Std/ Opt	Description	Weight
O	Day Cab Bulk Paint	0
O	Day Cab Standard Paint	0
S	1 - Color Paint - Day Cab Color will be White if no other color is specified.	0
S	Base coat/clear coat. The Kenworth Color Selector contains additional instructions, as well as information on Kenworth paint guidelines and surface finish applications. Kenworth is standard with Dupont Imron Elite paint.	0

Order Comments

Total Weight

18,633

Prices and Specifications Subject to Change Without Notice.

Unpublished options may require review/approval.
Dimensional and performance data for unpublished options may vary from that displayed in CRM.

PRICING DISCLAIMER

While we make every effort to maintain the web site to preserve pricing accuracy, prices are subject to change without notice. Although the information in this price list is presented in good faith and believed to be correct at the time of printing, we make no representations or warranties as to the completeness or accuracy of this information. We reserve the right to change, delete or otherwise modify the pricing information which is represented herein without any prior notice. We carefully check pricing specifications, but occasionally errors can occur, therefore we reserve the right to change such prices without notice. We disclaim all liability for any errors or omissions in the materials. In no event will we be responsible for any damages of any nature whatsoever from the reliance upon information from these materials. Please check your order prebills to confirm your pricing information



Shipping Destinations

Intermediate Destination:

Final Destinations	Quantity
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Richland County Council Request for Action

Subject:

Operational Services - 2020 Hampton St. Roof Replacement Project - Solicitation RC-565-B-23

Notes:

April 25, 2023 – The Administration and Finance Committee recommended Council approve the award of a contract to Frizzell Construction Company, Inc. d/b/a Summit BSR Roofing, for construction and installation of a replacement roofing system at 2000 and 2020 Hampton Street.

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

Prepared by:	Hayden Davis	Title:	Project Manager
Department:	Operational Services	Division:	Administration
Date Prepared:	March 19, 2023	Meeting Date:	April 25, 2023
Legal Review	Patrick Wright via email	Date:	April 5, 2023
Budget Review	Abhijit Deshpande via email	Date:	April 6, 2023
Finance Review	Stacey Hamm via email	Date:	April 5, 2023
Approved for consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM, SCEM	
Meeting/Committee	Administration & Finance		
Subject	2020 Hampton St. Roof Replacement Project - Solicitation RC-565-B-23		

RECOMMENDED/REQUESTED ACTION:

Staff recommends approval of the award of a contract to Frizzell Const. Co., Inc. DBA Summit BSR Roofing, for construction and installation of a replacement roofing system at 2000 and 2020 Hampton Street.

Request for Council Reconsideration: Yes

FIDUCIARY:

Are funds allocated in the department’s current fiscal year budget?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
If not, is a budget amendment necessary?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

The funds encumbered on requisition R2202081 are sufficient to cover the bid amount of \$1,350,000.00 plus contingency for a total requested approval amount of \$2,225,000.00. The high contingency is due to the unknown condition of the metal roofing deck which may require replacement because of long-term roof leaks rusting out the decking.

Applicable department/grant key and object codes: JL-4881900.530300

OFFICE OF PROCUREMENT & CONTRACTING FEEDBACK:

Request for Bids RC-565-B-23 was issued on January 27, 2023 and closed on March 1, 2023. There were three submissions, with Frizzell Const. Co., Inc. DBA Summit BSR Roofing being the lowest, responsive, responsible bidder.

COUNTY ATTORNEY’S OFFICE FEEDBACK/POSSIBLE AREA(S) OF LEGAL EXPOSURE:

There are no legal concerns regarding this matter.

REGULATORY COMPLIANCE:

In accordance with DHEC's regulatory requirements, the roof has been tested for asbestos containing materials; all tests were negative or below the minimum thresholds. Therefore, the roofing system can be removed and disposed of utilizing normal practices.

MOTION OF ORIGIN:

There is no Council motion of origin.

Council Member	
Meeting	
Date	

STRATEGIC & GENERATIVE DISCUSSION:

The existing roof at the 2000 and 2020 Hampton St. building complex (consisting of a metal deck, insulation, and tar paper) has exceeded its serviceable lifespan of twenty (20) years. Staff believes the roof is original to the building, built in 1990, making the roof thirteen (13) years past the expected lifespan. It has become difficult and cost-prohibitive to maintain and repair ongoing and developing roof leaks. These roof leaks can lead to building environmental hazards such as mold and mildew along with air quality issues throughout the buildings. Additionally, these leaks can lead to building function interruptions, thereby impacting services provided to the public in these facilities and potentially exposing employees and the public to potential health hazards.

Staff recommends the Council approval of the award of a contract to remove and replace the existing roofing system with a new roofing system consisting of a metal deck, insulation, 60mm KEE-EPI (Ketone Ethylene Ester - Ethylene Interpolymer) based sheet roofing system single-layer membrane with heat welded seams creating a monolithic roof that has a material and labor warranty of thirty (30) years by the manufacturer to be installed by Frizzell Const. Co., Inc. DBA Summit BSR Roofing. This single-ply roofing system is white in color, thus leading to potential energy savings beyond that of the existing roof due to its reflective nature. This roofing system also meets ASTM 06754 standards.

The project will take an estimated three to four months to complete once a Notice to Proceed has been issued to the contractor, and the materials have been delivered to the site. The key steps in this project include removing the current roofing system, assessing the condition of the structural metal decking, and if found to be acceptable, installing the new roofing system.

ASSOCIATED STRATEGIC GOAL, OBJECTIVE, AND INTIATIVE:

This project aligns with Goal 4: Plan for growth through inclusive and equitable infrastructure; Objective 4.3: Create excellent facilities.

ATTACHMENTS:

1. Bid Tabulation

RC-565-B-23- Roof Replacement
Due: March 1, 2023 @ 2:00PM

C.E. Bourne & Co., Inc.

**Frizzell Const. Co., Inc. DBA Summit
BSR Roofing**

**Palmetto State Roofing & Sheet
Metal Co.**

Total Cost

\$ 2,250,520.0

\$ 1,350,000.0

\$ 1,450,000.0

Richland County Council Request for Action

Subject:

Procurement & Contracting - Approval to Award Contract for Emergency Generator at the Coroner's Office

Notes:

April 25, 2023 – The Administration and Finance Committee recommended Council approve the award of a contract to DNB Electric, Inc. for the construction and installation of an emergency generator at the Coroner's Office.

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

Prepared by:	Jennifer Wladischkin	Title:	Director
Department:	Office of Procurement & Contracting	Division:	
Date Prepared:	March 8, 2023	Meeting Date:	April 25, 2023
Legal Review	Patrick Wright via email	Date:	April 5, 2023
Budget Review	Abhijit Deshpande via email	Date:	April 6, 2023
Finance Review	Stacey Hamm via email	Date:	April 5, 2023
Approved for consideration:	Assistant County Administrator	Lori J. Thomas, MBA, CGFO	
Meeting/Committee	Administration & Finance		
Subject	Approval to Award Contract for Emergency Generator at the Coroner's Office		

RECOMMENDED/REQUESTED ACTION:

Staff recommends approval of the award of a contract to DNB Electric, Inc. for the construction and installation of an emergency generator at the Coroner's Office.

Request for Council Reconsideration: Yes

FIDUCIARY:

Are funds allocated in the department's current fiscal year budget?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
If not, is a budget amendment necessary?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

The funds encumbered on requisition R2300971 are sufficient to cover the bid amount of \$332,505.00 plus contingency of \$17,495 for any unforeseen events.

Applicable department/grant key and object codes: 1344995000.530300/13443710.530300 (\$350,000)

OFFICE OF PROCUREMENT & CONTRACTING FEEDBACK:

Request for Bids RC-564-B-23 was advertised on January 27, 2023. A non-mandatory pre-bid and site visit was held at the Coroner's Office on February 8th. Five vendors were in attendance. The bids were opened on February 28th at 2:00PM, and there were two submittals. Upon evaluation, DNB Electric, Inc was the lowest, responsive, responsible bidder with a bid of \$332,505.00

COUNTY ATTORNEY'S OFFICE FEEDBACK/POSSIBLE AREA(S) OF LEGAL EXPOSURE:

There are no legal concerns regarding this matter.

REGULATORY COMPLIANCE:

The Coroner's Office is considered a critical operations facility due to its responsibility to respond to emergency situations that can and do occur 24 hours a day, 7 days a week. It is best practice to have the facility fully operational at all times. Due to these needs, staff recommends that the facility have permanent generator back-up power that can run the entire facility. By installing the requested generator, the Coroner will be able to operate the entire facility during power outages.

MOTION OF ORIGIN:

There is no Council motion of origin for this request. This project is staff-originated to address the emergency power needs of the facility.

Council Member	
Meeting	
Date	

STRATEGIC & GENERATIVE DISCUSSION:

Staff requests Council approval of the award of a contract to DNB Electric, Inc for the construction and installation of an emergency generator at the Coroner's Office. The project involves relocating the power service coming into the building to a more suitable and appropriate location, and installing an automatic transfer switch which detects power outages and switches to generator power. The generator to be installed will match the power that is provided by the utility allowing the facility to continue operating without interruption. The back-up generator will have a fuel tank that will allow the generator to run for three days (72 hours) at full load at all times before the tank will need to be refilled. This will allow the Coroner's facility to fully operate in accordance with best practices during power outages. Having back-up power also addresses the need to provide electricity to the areas requiring continuous cold storage.

The process to replace the generator and relocate permanent power has several key steps. The contractor will prepare the area (level the ground, set a foundation, etc.) and install the backup generator. At the same time, the contractor will install the required infrastructure (conduit, transfer switch, etc.) to relocate permanent power to the more appropriate site at the building. Once all equipment and infrastructure is in place, the contractor will coordinate with the Coroner for the power switch-over (from the initial power location to the new location) to minimize any interruption and impact to the facility. The project is anticipated to take approximately six months to complete once the generator is delivered. The generator manufacturer will give a delivery date once a Notice to Proceed has been issued. At this time, the manufacturer's time for delivery of a generator is forty (40) weeks. All work will be coordinated with the Coroner.

The ordinance governing the responsibilities of the Coroner's Office will be positively affected by the requested improvements by providing a facility better equipped to meet those responsibilities and enabled to operate 24 hours a day/7 days a week during power outages. This allows the Coroner's Office to better serve the citizens of Richland County.

If this request is denied, the Coroner's facility will have to continue to operate on the portable generator that only provides power to the cold storage areas. The current backup generator does not have the capacity to operate the entire facility. Computer usage and lighting are currently inoperable during power outages, thus limiting the services the facility and staff are able to provide.

ASSOCIATED STRATEGIC GOAL, OBJECTIVE, AND INITIATIVE:

This project aligns with Goal 4: Plan for growth through inclusive and equitable infrastructure; Objective 4.3: Create excellent facilities.

ATTACHMENTS:

1. Bid Tabulation

RC-564-B-23 Coroner's Facility Emergency Gener		Carrick contracting		DNB Electric, Inc	
Total Cost		\$ 498,336.0		\$ 332,505.0	
#	Unit of Measure	Unit Price	Total Cost	Unit Price	Total Cost
0					
#0-1	LS	\$ 498,336.0	\$ 498,336.0	\$ 332,505.0	\$ 332,505.0

Richland County Council Request for Action

Subject:

Any agency receiving funds from Richland County must provide an accounting for those funds prior to a request for funds in the next fiscal year budget. REASON: Accountability is a must for taxpayer dollars.

Notes:

April 25, 2023 – The Administration and Finance Committee recommended referring this item to the Community Impact Grants Committee.

Richland County Council Request for Action

Subject:

Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a public infrastructure credit agreement to provide for public infrastructure credits to Project Urban Renewal; and other related matters

Notes:

First Reading: April 18, 2023

Second Reading:

Third Reading:

Public Hearing:

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

AUTHORIZING THE EXPANSION OF THE BOUNDARIES OF THE I-77 CORRIDOR REGIONAL INDUSTRIAL PARK JOINTLY DEVELOPED WITH FAIRFIELD COUNTY TO INCLUDE CERTAIN PROPERTY LOCATED IN RICHLAND COUNTY; THE EXECUTION AND DELIVERY OF A PUBLIC INFRASTRUCTURE CREDIT AGREEMENT TO PROVIDE FOR PUBLIC INFRASTRUCTURE CREDITS TO PROJECT URBAN RENEWAL; AND OTHER RELATED MATTERS.

WHEREAS, Richland County (“County”), acting by and through its County Council (“County Council”), is authorized pursuant to the provisions of Article VIII, Section 13(D) of the South Carolina Constitution and the provisions of Title 4, Chapter 1 of the Code of Laws of South Carolina, 1976, as amended (collectively, “Act”), to (i) develop a multicounty park with counties having contiguous borders with the County; and (ii) include property in the multicounty park which inclusion under the terms of the Act (A) makes such property exempt from *ad valorem* property taxes, and (B) changes the character of the annual receipts from such property to fees-in-lieu of *ad valorem* property taxes in an amount equal to the *ad valorem* taxes that would have been due and payable but for the location of the property in such multicounty park (“Fee Payments”);

WHEREAS, the County is further authorized by Section 4-1-175 of the Act, to grant credits against Fee Payments (“Public Infrastructure Credit”) to pay costs of designing, acquiring, constructing, improving or expanding infrastructure serving the County (collectively, “Public Infrastructure”);

WHEREAS, pursuant to the authority provided in the Act, the County has developed with Fairfield County, South Carolina (“Fairfield”), the I-77 Corridor Regional Industrial Park (“Park”) and executed the Amended and Restated Master Agreement Governing the I-77 Corridor Regional Industrial Park, dated September 1, 2018 (“Park Agreement”), which governs the operation of the Park;

WHEREAS, Project Urban Renewal (“Company”) desires to develop a multi-use commercial, recreational, and entertainment venue within the County (“Project”), consisting of taxable investments in real and personal property of not less than \$38,000,000 and the creation of approximately 60 new, full-time equivalent jobs;

WHEREAS, at the Company’s request, the County desires to expand the boundaries of the Park and amend the Park Agreement to include the real and personal property relating to the Project (“Property”) in the Park; and

WHEREAS, the County further desires to enter into a Public Infrastructure Credit Agreement between the County and the Company, the substantially final form of which is attached as Exhibit A (“Agreement”), to provide Public Infrastructure Credits against certain of the Company’s Fee Payments with respect to the Project for the purpose of assisting in paying the costs of certain Public Infrastructure.

NOW THEREFORE, BE IT ORDAINED, by the County Council as follows:

Section 1. Statutory Findings. Based on representations made by the Company to the County, the County finds that the Project and the Public Infrastructure will enhance the economic development of the County and promote the welfare of its citizens.

Section 2. *Expansion of the Park Boundaries, Inclusion of Property.* The expansion of the Park boundaries and an amendment to the Park Agreement to include the Property in the Park is authorized. The Chair of County Council (“Chair”), is authorized to execute such documents and take such further actions as may be necessary to complete the expansion of the Park boundaries and the amendment to the Park Agreement. Pursuant to the terms of the Park Agreement, the expansion of the Park’s boundaries to include the Property is complete on the adoption of this Ordinance by County Council and delivery of written notice to Fairfield of the inclusion of the Property, which written notice shall include a copy of this Ordinance and identification of the Property.

Section 3. *Approval of Public Infrastructure Credit; Authorization to Execute and Deliver Agreement.* The Public Infrastructure Credits, as more particularly set forth in the Agreement, against the Company’s Fee Payments with respect to the Project are approved. The form, terms and provisions of the Agreement that is before this meeting are approved and all of the Agreement’s terms are incorporated in this Ordinance by reference as if the Agreement was set out in this Ordinance in its entirety. The Chair is authorized and directed to execute the Agreement in the name of and on behalf of the County, subject to the approval of any revisions or changes as are not materially adverse to the County by the County Administrator and counsel to the County, and the Clerk to County Council is hereby authorized and directed to attest the Agreement and to deliver the Agreement to the Company.

Section 4. *Further Assurances.* The County Council confirms the authority of the Chair, the County Administrator, the Director of Economic Development and the Clerk to County Council, and various other County officials and staff, acting at the direction of the Chair, the County Administrator, the Director of Economic Development or Clerk to County Council, as appropriate, to take whatever further action and to negotiate, execute and deliver whatever further documents as may be appropriate to effect the intent of this Ordinance and the incentives offered to the Company under this Ordinance and the Agreement.

Section 5. *Savings Clause.* The provisions of this Ordinance are separable. If any part of this Ordinance is, for any reason, unenforceable then the validity of the remainder of this Ordinance is unaffected.

Section 6. *General Repealer.* Any prior ordinance, the terms of which are in conflict with this Ordinance, is, only to the extent of that conflict, repealed.

Section 7. *Effectiveness.* This Ordinance is effective after its third reading and public hearing.

RICHLAND COUNTY, SOUTH CAROLINA

Chair, Richland County Council

(SEAL)
ATTEST:

Clerk of Council, Richland County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

First Reading: April 18, 2023
Second Reading: May 2, 2023
Public Hearing:
Third Reading:

EXHIBIT A
FORM OF AGREEMENT

PUBLIC INFRASTRUCTURE CREDIT AGREEMENT

by and between

RICHLAND COUNTY, SOUTH CAROLINA

and

PROJECT URBAN RENEWAL

Effective as of: _____, 2023

PUBLIC INFRASTRUCTURE CREDIT AGREEMENT

This PUBLIC INFRASTRUCTURE CREDIT AGREEMENT, effective as of _____, 2023 (“Agreement”), is by and between RICHLAND COUNTY, SOUTH CAROLINA, a body politic and corporate, and a political subdivision of the State of South Carolina (“County”), and PROJECT URBAN RENEWAL (“Company” together with the County, “Parties,” each, a “Party”).

WITNESSETH:

WHEREAS, the County, acting by and through its County Council (“County Council”), is authorized and empowered under and pursuant to the provisions of Article VIII, Section 13(D) of the South Carolina Constitution and the provisions of Title 4, Chapter 1 of the Code of Laws of South Carolina, 1976, as amended (collectively, “Act”), to (i) develop multicounty parks with counties having contiguous borders with the County; and (ii) include property in the multicounty park, which inclusion under the terms of the Act (A) makes such property exempt from *ad valorem* property taxes, and (B) changes the character of the annual receipts from such property to fees-in-lieu of *ad valorem* property taxes in an amount equal to the *ad valorem* taxes that would have been due and payable but for the location of the property in such multicounty park (“Fee Payments”);

WHEREAS, the County is further authorized by Section 4-1-175 of the Act to grant credits against Fee Payments (“Public Infrastructure Credit”) to pay costs of designing, acquiring, constructing, improving or expanding public infrastructure serving the County (collectively, “Public Infrastructure”);

WHEREAS, pursuant to the authority provided in the Act, the County has developed with Fairfield County, South Carolina, the I-77 Corridor Regional Industrial Park (“Park”) and executed the “Amended and Restated Master Agreement Governing the I-77 Corridor Regional Industrial Park” dated September 1, 2018 (“Park Agreement”), which governs the operation of the Park;

WHEREAS, the Company has committed to establish a multi-use commercial, recreational, and entertainment venue in the County (“Project”) on property more particularly identified by Exhibit A (“Land”), consisting of taxable investment in real and personal property of not less than \$38,000,000;

WHEREAS, by an ordinance enacted on _____, 2023 (“Ordinance”), the County authorized the expansion of the boundaries of the Park and an amendment to the Park Agreement to include the Land and other real and personal property relating to the Project (“Property”) in the Park; and

WHEREAS, pursuant to the Ordinance, the County further authorized the execution and delivery of this Agreement to provide Public Infrastructure Credits against the Company’s Fee Payments with respect to the Project for the purpose of assisting in paying the costs of certain Public Infrastructure invested by the Company at or in connection with the Project, subject to the terms and conditions below.

NOW, THEREFORE, in consideration of the respective representations and agreements hereinafter contained, the County and the Company agree as follows:

ARTICLE I REPRESENTATIONS

Section 1.1. *Representations by the County.* The County represents to the Company as follows:

- (a) The County is a body politic and corporate and a political subdivision of the State of South Carolina;
- (b) The County is authorized and empowered by the provisions of the Act to enter into and carry out its obligations under this Agreement;
- (c) The County has duly authorized and approved the execution and delivery of this Agreement by adoption of the Ordinance in accordance with the procedural requirements of the Act and any other applicable state law;
- (d) The County is not in default of any of its obligations (contractual or otherwise) as a result of entering into and performing its obligations under this Agreement;
- (e) The County has approved the inclusion of the Property in the Park; and
- (f) Based on representations made by the Company to the County, the County has determined the Project and the Public Infrastructure will enhance the economic development of the County and promote the welfare of its citizens. Therefore, the County is entering into this Agreement for the purpose of promoting the economic development of the County and the welfare of its citizens.

Section 1.2. *Representations and Covenants by the Company.* The Company represents to the County as follows:

- (a) The Company is in good standing under the laws of the State of South Carolina, has power to conduct business in the State of South Carolina and enter into this Agreement, and by proper company action has authorized the officials signing this Agreement to execute and deliver it;
- (b) The Company will use commercially reasonable efforts to achieve the Investment Commitment, each as defined below, at the Project;
- (c) The Company's execution and delivery of this Agreement, and its compliance with the provisions of this Agreement do not result in a default under any agreement or instrument to which the Company is now a party or by which it is bound; and
- (d) The Company covenants to complete the Public Infrastructure in a workmanlike manner and in accordance with all applicable codes and regulations.

ARTICLE II PUBLIC INFRASTRUCTURE CREDITS

Section 2.1. *Investment Commitment.* The Company shall invest not less than \$38,000,000 in taxable property at the Project ("Investment Commitment") by the Certification Date, as defined below. The Company shall certify to the County achievement of the Investment Commitment by no later than December 31, 2028 ("Certification Date"), by providing documentation to the County sufficient to reflect achievement of the Investment Commitment, in form and substance reasonably acceptable to the County. If the Company fails to achieve and certify the Investment Commitment by the Certification Date, the County may terminate this Agreement and, on termination, the Company is no longer entitled to any further

benefits under this Agreement. Notwithstanding anything in this Agreement to the contrary, the Certification Date shall not be later than, and may not be extended past, the last day of the year which is five years after the effective date of this Agreement.

Section 2.2. Public Infrastructure Commitment.

(a) Prior to receiving the Public Infrastructure Credits under this Agreement, the Company shall make an investment in Public Infrastructure in the County which may be comprised of the following improvements and facilities benefitting the public or dedicated to public use: water, sewer, or stormwater improvements, greenspaces, recreation or community facilities, pedestrian or transportation facilities, parking facilities, facade redevelopment, roadway improvements, and energy production or communications technology infrastructure. Public Infrastructure may also include expenditures on the eradication of blight.

(b) The Company has committed to invest in the Public Infrastructure as described on Exhibit B. The Company shall certify its actual investment in the Public Infrastructure to the County by the Certification Date, by providing documentation, in form and substance reasonably acceptable to the County, to the County's Economic Development Department sufficient to reflect the amount invested in the Public Infrastructure. If the Company fails to complete the Public Infrastructure by the Certification Date, then the Company may not be entitled to the full value of the Public Infrastructure Credits as provided by this Agreement.

(c) Following the Certification Date, the County's Economic Development Department shall have 30 days ("Verification Date") to verify the Company's investment in the Public Infrastructure. The County has the right to exclude from the investment in Public Infrastructure certified by the Company any costs the County determines, in its sole discretion, to be ineligible costs. The County may also reject any Public Infrastructure investment as ineligible if the County determines, in its sole discretion, that it has not been completed in a workmanlike manner or in accordance with applicable codes or regulations. The County's Economic Development Department shall, on a date no later than the Verification Date, provide to the Company, by written notice, the County's determination of the verified amount of investment made by the Company in Public Infrastructure. Failure to provide a written verification by the Verification Date shall be deemed to be a determination by the County that all costs certified by the Company are verified as eligible costs.

Section 2.3. Public Infrastructure Credits.

(a) To assist in paying for costs of Public Infrastructure, the County shall provide a Public Infrastructure Credit against certain of the Company's Fee Payments due with respect to the Project, commencing with the first Fee Payment following the Verification Date. The term, amount and calculation of the Public Infrastructure Credit is described in Exhibit B.

(b) For each property tax year in which the Company is entitled to a Public Infrastructure Credit ("Credit Term"), the County shall prepare and issue the Company's annual Fee Payment bill with respect to the Project net of the Public Infrastructure Credit set forth in Section 2.3 (a) ("Net Fee Payment"). Following receipt of the bill, the Company shall timely remit the Net Fee Payment to the County in accordance with applicable law.

(c) THIS AGREEMENT AND THE PUBLIC INFRASTRUCTURE CREDITS PROVIDED BY THIS AGREEMENT ARE LIMITED OBLIGATIONS OF THE COUNTY. THE PUBLIC INFRASTRUCTURE CREDITS ARE DERIVED SOLELY FROM AND TO THE EXTENT OF THE FEE PAYMENTS MADE BY THE COMPANY TO THE COUNTY PURSUANT TO THE ACT AND

THE PARK AGREEMENT. THE PUBLIC INFRASTRUCTURE CREDITS DO NOT AND SHALL NOT CONSTITUTE A GENERAL OBLIGATION OF THE COUNTY OR ANY MUNICIPALITY WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY LIMITATION AND DO NOT AND SHALL NOT CONSTITUTE OR GIVE RISE TO A PECUNIARY LIABILITY OF THE COUNTY OR ANY MUNICIPALITY OR A CHARGE AGAINST THE GENERAL CREDIT OR TAXING POWER OF THE COUNTY OR ANY MUNICIPALITY. THE FULL FAITH, CREDIT, AND TAXING POWER OF THE COUNTY OR ANY MUNICIPALITY ARE NOT PLEDGED FOR THE PROVISION OF THE PUBLIC INFRASTRUCTURE CREDITS.

(d) The County makes no representation or warranty with respect to the Public Infrastructure. The execution and delivery of this Agreement and the extension of the Public Infrastructure Credit do not constitute a commitment by the County to maintain the Public Infrastructure.

Section 2.4. Filings. To assist the County in administering the Public Infrastructure Credits, the Company shall, for the Credit Term, prepare and file with the County such separate schedules or information with respect to the Property as may be necessary to distinguish the Property from any other property of the Company. Additionally, the Company shall, on or before January 31 of each year during the Credit Term, commencing in January 31, 2024, deliver to the Economic Development Director of the County the information required by the terms of the County's Resolution dated December 12, 2017, which is attached hereto as Exhibit C, as may be amended by subsequent resolution, with respect to the Company.

Section 2.5. Cumulative Public Infrastructure Credit. The cumulative dollar amount of the Public Infrastructure Credit shall not exceed the amount invested by the Company in Public Infrastructure, as verified, or deemed verified, by the County as of the Verification Date. The County Economic Development Department shall provide the verified investment amount to the County Auditor for purposes of applying the Public Infrastructure Credit in accordance with Section 2.3 of this Agreement.

ARTICLE III DEFAULTS AND REMEDIES

Section 3.1. Events of Default. The following are "Events of Default" under this Fee Agreement:

(a) Failure by the Company to make a Net Fee Payment, which failure has not been cured within 30 days following receipt of written notice from the County specifying the delinquency in payment and requesting that it be remedied;

(b) An abandonment or closure of the Project; For purposes of this Agreement, "abandonment or closure of the Project" means cessation of operations for a continuous period of six months or longer other than as a result of a casualty event or in connection with a renovation or rehabilitation project;

(c) A representation or warranty made by the Company which is deemed materially incorrect when deemed made;

(d) Failure by the Company to perform any of the terms, conditions, obligations, or covenants under this Agreement (other than those described in Sections 2.1 and 2.2 and under (a) above), which failure has not been cured within 30 days after written notice from the County to the Company specifying such failure and requesting that it be remedied, unless the Company has instituted corrective action within the 30-day period and is diligently pursuing corrective action until the default is corrected, in which case the 30-day period is extended to include the period during which the Company is diligently pursuing corrective action;

(e) A representation or warranty made by the County which is deemed materially incorrect when deemed made; or

(f) Failure by the County to perform any of the terms, conditions, obligations, or covenants hereunder, which failure has not been cured within 30 days after written notice from the Company to the County specifying such failure and requesting that it be remedied, unless the County has instituted corrective action within the 30-day period and is diligently pursuing corrective action until the default is corrected, in which case the 30-day period is extended to include the period during which the County is diligently pursuing corrective action.

Section 3.2. Remedies on Default.

(a) If an Event of Default by the Company has occurred and is continuing, then the County may take any one or more of the following remedial actions:

(i) terminate the Agreement; or

(ii) take whatever action at law or in equity may appear necessary or desirable to collect amounts due or otherwise remedy the Event of Default or recover its damages.

(b) If an Event of Default by the County has occurred and is continuing, the Company may take one or more of the following actions:

(i) bring an action for specific enforcement;

(ii) terminate the Agreement; or

(iii) in case of a materially incorrect representation or warranty, take such action as is appropriate, including legal action, to recover its damages, to the extent allowed by law.

Section 3.3. Reimbursement of Legal Fees and Other Expenses. On the occurrence of an Event of Default, if a Party is required to employ attorneys or incur other reasonable expenses for the collection of payments due under this Agreement or for the enforcement of performance or observance of any obligation or agreement, the prevailing Party is entitled to seek reimbursement of the reasonable fees of such attorneys and such other reasonable expenses so incurred.

Section 3.4. Remedies Not Exclusive. No remedy described in this Agreement is intended to be exclusive of any other remedy or remedies, and each and every such remedy is cumulative and in addition to every other remedy given under this Agreement or existing at law or in equity or by statute.

Section 3.5. Nonwaiver. A delay or omission by the Company or County to exercise any right or power accruing on an Event of Default does not waive such right or power and is not deemed to be a waiver or acquiescence of the Event of Default. Every power and remedy given to the Company or County by this Agreement may be exercised from time to time and as often as may be deemed expedient.

**ARTICLE IV
MISCELLANEOUS**

Section 4.1. Examination of Records; Confidentiality.

(a) The County and its authorized agents, at any reasonable time on prior notice, may enter and examine the Project and have access to and examine the Company's books and records relating to the Project for the purposes of (i) identifying the Project; (ii) confirming achievement of the Investment Commitment; (iii) verifying the investment in Public Infrastructure; and (iv) permitting the County to carry out its duties and obligations in its sovereign capacity (such as, without limitation, for such routine health and safety purposes as would be applied to any other manufacturing or commercial facility in the County).

(b) The County acknowledges that the Company may utilize confidential and proprietary processes and materials, services, equipment, trade secrets, and techniques ("Confidential Information") and that disclosure of the Confidential Information could result in substantial economic harm to the Company. The Company may clearly label any Confidential Information delivered to the County pursuant to this Agreement as "Confidential Information." Except as required by law, the County, or any employee, agent, or contractor of the County, shall not disclose or otherwise divulge any labeled Confidential Information to any other person, firm, governmental body or agency. The Company acknowledges that the County is subject to the South Carolina Freedom of Information Act, and, as a result, must disclose certain documents and information on request, absent an exemption. If the County is required to disclose any Confidential Information to a third party, the County will use its best efforts to provide the Company with as much advance notice as is reasonably possible of such disclosure requirement prior to making such disclosure and to cooperate reasonably with any attempts by the Company to obtain judicial or other relief from such disclosure requirement.

Section 4.2. Assignment. The Company may assign or otherwise transfer any of its rights and interest in this Agreement on prior written consent of the County, which may be given by resolution, and which consent will not be unreasonably withheld.

Section 4.3. Provisions of Agreement for Sole Benefit of County and Company. Except as otherwise specifically provided in this Agreement, nothing in this Agreement expressed or implied confers on any person or entity other than the County and the Company any right, remedy, or claim under or by reason of this Agreement, this Agreement being intended to be for the sole and exclusive benefit of the County and the Company.

Section 4.4. Severability. If any provision of this Agreement is declared illegal, invalid, or unenforceable for any reason, the remaining provisions of this Agreement are unimpaired, and the Parties shall reform such illegal, invalid, or unenforceable provision to effectuate most closely the legal, valid, and enforceable intent of this Agreement.

Section 4.5. Limitation of Liability.

(a) The County is not liable to the Company for any costs, expenses, losses, damages, claims or actions in connection with this Agreement, except from amounts received by the County from the Company under this Agreement.

(b) All covenants, stipulations, promises, agreements and obligations of the County contained in this Agreement are binding on members of the County Council or any elected official, officer, agent, servant or employee of the County only in his or her official capacity and not in his or her individual capacity, and no recourse for the payment of any moneys or performance of any of the covenants and agreements under this Agreement or for any claims based on this Agreement may be had against any member of County Council or any elected official, officer, agent, servant or employee of the County except solely in their official capacity.

(c) The County is not responsible for the Public Infrastructure and disclaims all liability with respect to the Public Infrastructure.

Section 4.6. Indemnification Covenant.

(a) Except as provided in paragraph (d) below, the Company shall indemnify and save the County, its employees, elected officials, officers and agents (each, an “Indemnified Party”) harmless against and from all liability or claims arising from the County’s execution of this Agreement, performance of the County’s obligations under this Agreement or the administration of its duties pursuant to this Agreement, or otherwise by virtue of the County having entered into this Agreement.

(b) The County is entitled to use counsel of its choice and the Company shall reimburse the County for all of its costs, including attorneys’ fees, incurred in connection with the response to or defense against such liability or claims as described in paragraph (a) above. The County shall provide a statement of the costs incurred in the response or defense, and the Company shall pay the County within 30 days of receipt of the statement. The Company may request reasonable documentation evidencing the costs shown on the statement. However, the County is not required to provide any documentation which may be privileged or confidential to evidence the costs.

(c) The County may request the Company to resist or defend against any claim on behalf of an Indemnified Party. On such request, the Company shall resist or defend against such claim on behalf of the Indemnified Party, at the Company’s expense. The Company is entitled to use counsel of its choice, manage and control the defense of or response to such claim for the Indemnified Party; provided the Company is not entitled to settle any such claim without the consent of that Indemnified Party.

(d) Notwithstanding anything herein to the contrary, the Company is not required to indemnify any Indemnified Party against or reimburse the County for costs arising from any claim or liability (i) occasioned by the acts of that Indemnified Party, which are unrelated to the execution of this Agreement, performance of the County’s obligations under this Agreement, or the administration of its duties under this Agreement, or otherwise by virtue of the County having entered into this Agreement; or (ii) resulting from that Indemnified Party’s own negligence, bad faith, fraud, deceit, or willful misconduct.

(e) An Indemnified Party may not avail itself of the indemnification or reimbursement of costs provided in this Section unless it provides the Company with prompt notice, reasonable under the circumstances, of the existence or threat of any claim or liability, including, without limitation, copies of any citations, orders, fines, charges, remediation requests, or other claims or threats of claims, in order to afford the Company notice, reasonable under the circumstances, within which to defend or otherwise respond to a claim.

Section 4.7. Notices. All notices, certificates, requests, or other communications under this Agreement are sufficiently given and are deemed given, unless otherwise required by this Agreement, when (i) delivered and confirmed by United States first-class, registered mail, postage prepaid or (ii) sent by facsimile, and addressed as follows:

if to the County:	Richland County, South Carolina Attn: Director of Economic Development 2020 Hampton Street Columbia, South Carolina 29204 Phone: 803.576.2043 Fax: 803.576.2137
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with a copy to
(does not constitute notice):

Parker Poe Adams & Bernstein LLP
Attn: Ray E. Jones
1221 Main Street, Suite 1100 (29201)
Post Office Box 1509
Columbia, South Carolina 29202
Phone: 803.255.8000
Fax: 803.255.8017

if to the Company: PROJECT URBAN RENEWAL

with a copy to
(does not constitute notice):

Haynsworth Sinkler Boyd, P.A.
Attn: William R. Johnson
1201 Main Street, 22nd Floor (29201)
Post Office Box 11889
Columbia, South Carolina 29211
Phone: 803.779.3080
Fax: 803-765.1243

The County and the Company may, by notice given under this Section, designate any further or different addresses to which subsequent notices, certificates, requests or other communications shall be sent.

Section 4.8. *Administrative Fees.* The Company will reimburse, or cause reimbursement to, the County for the Administration Expenses in the amount of not exceeding \$5,000. The Company will reimburse the County for its Administration Expenses on receipt of a written request from the County or at the County's direction, which request shall include a statement of the amount and nature of the Administration Expense. The Company shall pay the Administration Expenses as set forth in the written request no later than 60 days following receipt of the written request from the County. For purposes of this Section, "Administration Expenses" means the reasonable expenses incurred by the County in the negotiation, approval and implementation of the terms and provisions of this Agreement, including reasonable attorneys' fees. Administration Expenses do not include any costs, expenses, including attorneys' fees, incurred by the County (i) in defending challenges to the Fee Payments or Public Infrastructure Credits brought by third parties or the Company or its affiliates and related entities, or (ii) in connection with matters arising at the request of the Company outside of the immediate scope of this Agreement, including amendments to the terms of this Agreement. The payment by the Company of the County's Administration Expenses shall not be construed as prohibiting the County from engaging, at its discretion, the counsel of the County's choice.

Section 4.9. *Entire Agreement.* This Agreement expresses the entire understanding and all agreements of the Parties with each other, and neither Party is bound by any agreement or any representation to the other Party which is not expressly set forth in this Agreement or in certificates delivered in connection with the execution and delivery of this Agreement.

Section 4.10 *Agreement to Sign Other Documents.* From time to time, and at the expense of the Company, to the extent any expense is incurred, the County agrees to execute and deliver to the Company such additional instruments as the Company may reasonably request and as are authorized by law and reasonably within the purposes and scope of the Act and this Agreement to effectuate the purposes of this Agreement.

Section 4.11. *Agreement's Construction.* Each Party and its counsel have reviewed this Agreement and any rule of construction to the effect that ambiguities are to be resolved against a drafting party does not apply in the interpretation of this Agreement or any amendments or exhibits to this Agreement.

Section 4.12. *Applicable Law.* South Carolina law, exclusive of its conflicts of law provisions that would refer the governance of this Agreement to the laws of another jurisdiction, governs this Agreement and all documents executed in connection with this Agreement.

Section 4.13. *Counterparts.* This Agreement may be executed in any number of counterparts, and all of the counterparts together constitute one and the same instrument.

Section 4.14. *Amendments.* This Agreement may be amended only by written agreement of the Parties.

Section 4.15. *Waiver.* Either Party may waive compliance by the other Party with any term or condition of this Agreement but the waiver is valid only if it is in a writing signed by the waiving Party.

Section 4.16. *Termination.* Unless first terminated under any other provision of this Agreement, this Agreement terminates on the expiration of the Credit Term and payment by the Company of any outstanding Net Fee Payment due on the Project pursuant to the terms of this Agreement.

Section 4.17. *Business Day.* If any action, payment, or notice is, by the terms of this Agreement, required to be taken, made, or given on any Saturday, Sunday, or legal holiday in the jurisdiction in which the Party obligated to act is situated, such action, payment, or notice may be taken, made, or given on the following business day with the same effect as if taken, made or given as required under this Agreement, and no interest will accrue in the interim.

*[TWO SIGNATURE PAGES FOLLOW]
[REMAINDER OF PAGE INTENTIONALLY BLANK]*

IN WITNESS WHEREOF, Richland County, South Carolina, has caused this Agreement to be executed by the appropriate officials of the County and its corporate seal to be affixed and attested, effective the day and year first above written.

RICHLAND COUNTY, SOUTH CAROLINA

Chair, Richland County Council

(SEAL)
ATTEST:

Clerk to Council, Richland County Council

[SIGNATURE PAGE 1 TO PUBLIC INFRASTRUCTURE CREDIT AGREEMENT]

IN WITNESS WHEREOF, PROJECT URBAN RENEWAL, has caused this Agreement to be executed by its authorized officer(s), effective the day and year first above written.

PROJECT URBAN RENEWAL

By: _____

Name: _____

Its: _____

[SIGNATURE PAGE 2 TO PUBLIC INFRASTRUCTURE CREDIT AGREEMENT]

EXHIBIT A

LAND DESCRIPTION

The legal description includes parcels bearing Richland County tax map numbers: _____ . It being understood that such parcels may be further subdivided or combined or may be enlarged by the closure of adjoining public roadways or public rights-of-way in accordance with applicable law.

EXHIBIT B (See Section 2.2)

DESCRIPTION OF PUBLIC INFRASTRUCTURE

Public infrastructure improvements include burial of utilities, pedestrian and bicycle improvements, installation of street canopies and lighting, construction of structured parking, and landscaping improvements. Improvement costs are anticipated to be approximately \$16,154,000.

EXHIBIT C (See Section 2.3)

DESCRIPTION OF PUBLIC INFRASTRUCTURE CREDIT

The County shall provide a 50% Public Infrastructure Credit against the Fee Payments due and owing from the Company to the County with respect to the Project as provided in this Agreement, provided, the cumulative total amount of the Public Infrastructure Credit shall not exceed aggregate investment in the Public Infrastructure by the Company.

The Company is eligible to receive the Public Infrastructure Credit against each of the Company's Fee Payments due with respect to the Project for a period of the greater of ten (10) consecutive years or the year in which the Company's aggregate investment in the Public Infrastructure is fully reimbursed, beginning with the first such Fee Payment due with respect to the Project following the Verification Date and ending on the later of the 10th year or the year in which the cumulative total amount of the Public Infrastructure Credit equals aggregate investment in the Public Infrastructure by the Company ("Credit Term").

EXHIBIT D (See Section 2.5)

**RICHLAND COUNTY RESOLUTION REQUIRING CERTAIN ACCOUNTABILITY PRACTICES CONCERNING
ECONOMIC DEVELOPMENT PROJECTS IN THE COUNTY**

**A RESOLUTION TO AMEND THE DECEMBER 21, 2010,
RESOLUTION REQUIRING CERTAIN ACCOUNTABILITY
PRACTICES CONCERNING ECONOMIC DEVELOPMENT
PROJECTS IN RICHLAND COUNTY**

WHEREAS, Richland County Council adopted a resolution dated as of December 21, 2010 (“Prior Resolution”), which requires companies receiving economic development incentives from Richland County, South Carolina (“County”) to submit annual reports to the Richland County Economic Development Office; and

WHEREAS, the County desires to make the form of the annual reports submitted by such companies uniform in order to make the substantive information contained in the annual reports more easily tracked and documented by the Richland County Economic Development Office.

NOW, THEREFORE, BE IT RESOLVED by Richland County Council as follows:

Section 1. The County affirms that each company awarded an incentive by the County in exchange for the location or expansion of a facility or facilities within the County shall submit an annual report to the Richland County Economic Development Office by January 31 of each year throughout the term of the incentives.

Section 2. The Richland County Economic Development Office is authorized to create (and from time to time, if necessary, amend or recreate) and make available the form of the annual report; however, such form, shall require, at a minimum, the following information:

- a. Name of company;
- b. Cumulative capital investment (less any removed investment) to date as a result of the project;
- c. Net jobs created to date as a result of the project;

Section 3. A copy of the then-current form of the annual report may be obtained from the following address. The annual report shall likewise be submitted to the following address by the required date.

Richland County Economic Development Office
Attention: Kim Mann
1201 Main Street, Suite 910
Columbia, SC 29201

Section 4. This Resolution amends the Prior Resolution and sets forth the County’s requirements with respect to the annual reports to be submitted by each company awarded an incentive by the County as described in Section 1.

Section 5. The substance of this Resolution shall be incorporated into the agreement between the County and each company with respect to the incentives granted by the County to the company.


Section 6. In the event that any company shall fail to submit an annual report, or any portion thereof, such company may be required to return all incentives, or a dollar amount equal thereof, to the County. Such incentives, or the dollar amount equal thereto, shall be paid to the County within 60 days after the date upon which the information was originally due.

RESOLVED: December 12 2017

RICHLAND COUNTY, SOUTH CAROLINA


Chair, Richland County Council

(SEAL)
ATTEST:


Clerk to County Council

Richland County Council Request for Action

Subject:

Direct the County Administrator to create a new IGA regarding the Alvin S. Glenn Detention Center Inmate Per Diem rate. Richland County is operating on fees that were implemented effective July 1, 2018 and but did not go into effect until July 1, 2019 due to the 90 day notice requirement pursuant to the agreement. The agreement in effect at that time was to have the fee only increase \$10 per year until it reached 95% of the actual cost to the County. We are currently losing thousands of dollars per year the way this is being handled.

Richland County should not have taxpayers pay for outside entities who placed individuals in the County Detention Center, as that is the responsibility of the placing entity. Every entity who places an individual in the Alvin S. Glenn Detention Center should have an IGA with Richland County that reflects the current rate they will be paying as well as the fact rates are subject to change upward or downward on an annual basis. Those IGA's should also be worded as an annual agreement with up to so many extension years and the 90 day notice needs to be either reduced or more closely followed by staff.

Notes:

April 25, 2023 – The Administration and Finance Committee recommended referring this item to the Detention Center Ad Hoc Committee.

P.O. Box 995
1550 Gadsden Street
Columbia, SC 29202
dew.sc.gov



Henry McMaster
Governor

G. Daniel Ellzey
Executive Director

STATE INSTRUCTION NUMBER 14-03, Change 1

To: Chief Elected Officials
Local Workforce Area Signatory Officials
Local Workforce Area Board Chairs
Local Workforce Area Administrators

Subject: State Criteria for WIOA Local Workforce Development Boards

Issuance Date: September 30, 2020

Effective Date: Immediately

Purpose: Pursuant to the provisions of the Workforce Innovation and Opportunity Act (WIOA), a Local Workforce Development Board (LWDB) must be established in each workforce development area within the state and must be certified by the Governor. The purpose of this instruction is to issue additional state criteria regarding LWDB composition requirements. These criteria will assist chief elected officials in appointing appropriate representatives with optimum policymaking authority within the organizations, agencies, or entities represented and ensure that LWDBs create required standing committees. **This policy guidance replaces State Instruction 14-03.**

References:

- Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §§ 107
- State Instruction Number 14-03

Policy: Section 107 (b)(1) of WIOA requires the Governor, in partnership with the State Workforce Development Board (SWDB), to establish criteria for use by chief elected officials in local areas for appointment of members of the local boards. The chief elected officials in each local workforce development area must comply with the following criteria:

- The chief elected official(s) in a local area are authorized to appoint the members of the local board for such area in accordance with this policy. The LWDB must meet WIOA composition requirements as outlined in Section 107(b)(2) of Public Law 113-128.
- LWDB composition requirements under WIOA and the SWDB's criteria supersede those of local government entities, including by-laws, ordinances, regulations, etc.
- Members of the local board shall be individuals with optimum policymaking authority within the organization, agency, or entity represented.

- Core program representatives pursuant to Section 107 (b)(2), (C) and (D) under Board Composition, must be nominated by the organization, agency or entity represented to ensure appropriate representation. The selected representative’s county of residence shall not be a prerequisite for board appointment, as the individual serving on the local board represents the entity or program rather than the county of residence.

Core Programs Representing:	Nominating Entity:
Eligible providers administering adult education and literacy activities under title II	SC Department of Education, Office of Adult Education
State employment service office under the Wagner-Peyser Act serving the local area	SC Department of Employment and Workforce
Programs carried out under title I of the Rehabilitation Act of 1973, other than section 112 or part C of that title	SC Department of Vocational Rehabilitation or SC Commission for the Blind

- Standing committees of the local board must consist of the three committees identified in Section 107(b)(4)(A) of Public Law 113-128, as specified below. The local board may designate additional standing committees.
- A local board will not be certified unless it is in compliance with the composition requirements in the statute and this policy.

Board Composition

WIOA specifies the following criteria for the local workforce development board:

(2) COMPOSITION.—Such criteria shall require that, at a minimum—

(A) a majority of the members of each local board shall be representatives of business in the local area, who—

(i) are owners of businesses, chief executives or operating officers of businesses, or other business executives or employers with optimum policymaking or hiring authority;

(ii) represent businesses, including small businesses, or organizations representing businesses described in this clause, that provide employment opportunities that, at a minimum, include high-quality, work-relevant training and development in in-demand industry sectors or occupations in the local area, and

(iii) are appointed from among individuals nominated by local business organizations and business trade associations;

(B) not less than 20 percent of the members of each local board shall be representatives of the workforce within the local area, who –

(i) shall include representatives of labor organizations (for a local area in which employees are represented by labor organizations), who have been nominated by local labor federations, or (for a local area in which no employees are represented by such organizations) other representatives of employees;

(ii) shall include a representative, who shall be a member of a labor organization or a training director, from a joint labor-management apprenticeship program, or if no such joint program exists in the area, such a representative of an apprenticeship program in the area, if such a program exists;

(iii) may include representatives of community-based organizations that have demonstrated experience and expertise in addressing the employment needs of individuals with barriers to employment, including organizations that serve veterans or that provide or support competitive integrated employment for individuals with disabilities; and

(iv) may include representatives of organizations that have demonstrated experience and expertise in addressing the employment, training, or education needs of eligible youth, including representatives of organizations that serve out-of-school youth;

(C) each local board shall include representatives of entities administering education and training activities in the local area, who—

(i) shall include a representative of eligible providers administering adult education and literacy activities under title II;

(ii) shall include a representative of institutions of higher education providing workforce investment activities (including community colleges);

(iii) may include representatives of local educational agencies, and of community-based organizations with demonstrated experience and expertise in addressing the education or training needs of individuals with barriers to employment;

(D) each local board shall include representatives of governmental and economic and community development entities serving the local area, who—

(i) shall include a representative of economic and community development entities;

(ii) shall include an appropriate representative from the State employment service office under the Wagner-Peyser Act (29 U.S.C. 49 et seq.) serving the local area;

(iii) shall include an appropriate representative of the programs carried out under title I of the Rehabilitation Act of 1973 (29 U.S.C. 720 et seq.), other than section 112 or part C of that title (29 U.S.C. 732, 741), serving the local area;

(iv) may include representatives of agencies or entities administering programs serving the local area relating to transportation, housing, and public assistance; and

(v) may include representatives of philanthropic organizations serving the local area; and

(E) each local board may include such other individuals or representatives of entities as the chief elected official in the local area may determine to be appropriate.

Standing Committees

The following committees must be included in the standing committees of the local board:

(i) A standing committee to provide information and assist with operational and other issues relating to the one-stop delivery system, which may include as members representatives of the one-stop partners;

(ii) A standing committee to provide information and to assist with planning, operational, and other issues relating to the provision of services to youth, which shall include community-based organizations with a demonstrated record of success in serving eligible youth; and

(iii) A standing committee to provide information and to assist with operational and other issues relating to the provision of services to individuals with disabilities, including issues relating to compliance with section 188, if applicable, and applicable provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) regarding providing programmatic and physical access to the services, programs, and activities of the one-stop delivery system, as well as appropriate training for staff on providing supports for or accommodations to, and finding employment opportunities for, individuals with disabilities.

Action: Please ensure that local chief elected officials, board members, and appropriate staff receive and understand this policy.

Inquiries: Questions may be directed to polnpro@dew.sc.gov.



Kevin Cummings, Director
Technical Services, Policies and Reporting

Attachment

Attachment A

Appointment of WIOA §107(b)(2)(C), (D) LWDB Representatives Required Nomination Form

SC Department of Education, Office of Adult Education	
Representative Name:	Title:
Local Area Served or Local Board	Phone:
	Email:
Nomination Approval:	
_____ Michael R. King, State Director of Adult Education 1429 Senate Street, Columbia, SC 29201	_____ Date

SC Department of Employment and Workforce	
Representative Name:	Title:
Local Area Served or Local Board	Phone:
	Email:
Nomination Approval:	
_____ G. Daniel Ellzey, Executive Director of DEW 1550 Gadsden Street, Columbia, SC 29204	_____ Date

SC Vocational Rehabilitation Department	
Representative Name:	Title:
Local Area Served or Local Board	Phone:
	Email:
Nomination Approval:	
_____ Felicia W. Johnson, Commissioner of VR 1410 Boston Avenue, West Columbia, SC 29171	_____ Date

SC Commission for the Blind	
Representative Name:	Title:
Local Area Served or Local Board	Phone:
	Email:
Nomination Approval:	
_____ Darlene Graham, Commissioner of SCCB 1430 Confederate Avenue, Columbia, SC 29201	_____ Date

MIDLANDS WORKFORCE DEVELOPMENT BOARD

Richland County appoints 12 members, as follows:

- a. Private Sector – 5 appointees
- b. Apprenticeship Program – 2 appointees
- c. Education – 2 appointees ((1) Midlands Technical College (Higher Education) and (1) Career & Technical Education)
- d. Economic Development – Economic Development Director or designee
- e. SC Dept. of Employment & Workforce – 1 appointee (employee nominated and recommended by SC Dept. of Employment & Workforce)
- f. Adult Education – 1 appointee (employee nominated and recommended by SC Dept. of Education-Adult Education)

Proposed recommended terms of services:

- a. Private Sector (Three (3): 5-year terms; Two (2): 3-year terms)
- b. Apprenticeship (Two (2): 5-year term)
- c. Education (Midlands Technical College: 5-year term; and Career and Technical Education and (YOUTH EDUCATION): 3-year term)
- d. Economic Development *
- e. SC Dept. of Employment & Workforce *
- f. Adult Education *

*The request is for the terms to follow the length of their employment

MIDLAND WORKFORCE DEVELOPMENT

	Appointment Date	Re-Appointment Date
<u>PRIVATE SECTOR:</u>		
Sheena Thompson (5-yr.) (Private Sector)	July 1, 2021	June 30, 2026
<i>Expired Term</i> (3-yr.) (Private Sector)	July 1, 2023	June 30, 2026
<i>Expired Term</i> (3-yr.) (Private Sector)	July 1, 2023	June 30, 2026
<i>Expired Term</i> (5-yr.) (Private Sector)	July 1, 2023	June 30, 2028
J. Michael Harpe (5-yr.) (Private Sector)	July 1, 2023	June 30, 2028
<u>APPRENTICESHIP:</u>		
Maria Calloway (3-yr.) (Apprenticeship)	July 1, 2023	June 30, 2026
Tim Miller (5-yr.) (Apprenticeship)	July 1, 2023	June 30, 2028
<u>EDUCATION:</u>		
<i>Expired Term</i> (3-yr.) (Career & Technical Education)	July 1, 2023	June 30, 2026
Amy Scully (MTC - Education)	July 1, 2023	June 30, 2028
<u>CORE PROGRAMS:</u>		
Bobby Cunningham (Adult Education)*	July 1, 2015	
VACANT (SC Dept. of Employment & Workforce)*		
Jeff Ruble (Economic Development)*		

**Terms following the length of employment.*

DRAFT

Richland County Council Request for Action

Subject:

Office of Small Business Opportunity Ordinance

Notes:

April 25, 2023 – The Office of Small Business Opportunity Ad Hoc Committee recommended the committee work with the County Attorney’s Office to draft a new ordinance allowing the Office of Small Business Opportunity to be a standalone department. Committee and Councilmembers are to provide any recommendations regarding the ordinance to the County Attorney’s Office by May 15, 2023.



REQUEST OF ACTION

Subject: FY23 - District 3 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$21,500** for District 3.

B. Background / Discussion

For the 2022 - 2023 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

Motion List (3rd reading) for FY23, Regular Council Meeting – June 7, 2022: Establish Hospitality Tax discretionary accounts for each district in FY23 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY21-22 be carried over and added to any additional funding for FY22-23.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY23 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 3 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding	\$ 82,425
FY2022 Remaining	\$ 53,900
Columbia Classical Ballet	\$ 5,000
Kingville Historical Foundation	\$ 1,500
Wiley Kennedy Foundation	\$ 15,000
Total Allocation	\$ 21,500
Remaining FY2023 Balance	\$114,825

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of the Budget FY19- June 21, 2018
- 3rd Reading of the Budget FY20- June 10, 2019
- 3rd Reading of the Budget FY21- June 11, 2020
- 3rd Reading of the Budget FY22- June 10, 2021
- 3rd Reading of the Budget FY23- June 7, 2022

D. Alternatives

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.



REQUEST OF ACTION

Subject: FY23 - District 4 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$20,000** for District 4.

B. Background / Discussion

For the 2022 - 2023 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

Motion List (3rd reading) for FY23, Regular Council Meeting – June 7, 2022: Establish Hospitality Tax discretionary accounts for each district in FY23 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY21-22 be carried over and added to any additional funding for FY22-23.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY23 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 4 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding	\$ 82,425
FY2022 Remaining	\$ 34,400
Kingville Historical Foundation	\$ 5,000
Historic Columbia	\$ 5,000
Columbia Classical Ballet	\$ 5,000
Beta Chi Sigma Chapter	\$ 5,000
Total Allocation	\$ 20,000
Remaining FY2023 Balance	\$ 81,325

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of the Budget FY19- June 21, 2018
- 3rd Reading of the Budget FY20- June 10, 2019
- 3rd Reading of the Budget FY21- June 11, 2020
- 3rd Reading of the Budget FY22- June 10, 2021
- 3rd Reading of the Budget FY23- June 7, 2022

D. Alternatives

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.



REQUEST OF ACTION

Subject: FY23 - District 8 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$5,000** for District 8.

B. Background / Discussion

For the 2022 - 2023 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

Motion List (3rd reading) for FY23, Regular Council Meeting – June 7, 2022: Establish Hospitality Tax discretionary accounts for each district in FY23 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY21-22 be carried over and added to any additional funding for FY22-23.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY23 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 8 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding	\$ 82,425
FY2022 Remaining	\$ 85,200
Columbia Classical Ballet	\$ 5,000
Total Allocation	\$ 5,000
Remaining FY2023 Balance	\$135,125

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of the Budget FY19- June 21, 2018
- 3rd Reading of the Budget FY20- June 10, 2019
- 3rd Reading of the Budget FY21- June 11, 2020
- 3rd Reading of the Budget FY22- June 10, 2021
- 3rd Reading of the Budget FY23- June 7, 2022

D. Alternatives

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.



REQUEST OF ACTION

Subject: FY23 - District 9 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$10,000** for District 9.

B. Background / Discussion

For the 2022 - 2023 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

Motion List (3rd reading) for FY23, Regular Council Meeting – June 7, 2022: Establish Hospitality Tax discretionary accounts for each district in FY23 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY21-22 be carried over and added to any additional funding for FY22-23.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY23 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 9 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding	\$ 82,425
FY2022 Remaining	\$175,400
Black Pages International	\$ 5,000
Kingville Historical Foundation	\$ 5,000
Total Allocation	\$ 10,000
Remaining FY2023 Balance	\$222,325

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of the Budget FY19- June 21, 2018
- 3rd Reading of the Budget FY20- June 10, 2019
- 3rd Reading of the Budget FY21- June 11, 2020
- 3rd Reading of the Budget FY22- June 10, 2021
- 3rd Reading of the Budget FY23- June 7, 2022

D. Alternatives

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.



REQUEST OF ACTION

Subject: FY23 - District 10 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$10,000** for District 10.

B. Background / Discussion

For the 2022 - 2023 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

Motion List (3rd reading) for FY23, Regular Council Meeting – June 7, 2022: Establish Hospitality Tax discretionary accounts for each district in FY23 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY21-22 be carried over and added to any additional funding for FY22-23.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY23 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 10 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding	\$ 82,425
FY2022 Remaining	\$ 1,700
Town of Eastover	\$ 10,000
Total Allocation	\$ 10,000
Remaining FY2023 Balance	\$ 42,625

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of the Budget FY19- June 21, 2018
- 3rd Reading of the Budget FY20- June 10, 2019
- 3rd Reading of the Budget FY21- June 11, 2020
- 3rd Reading of the Budget FY22- June 10, 2021
- 3rd Reading of the Budget FY23- June 7, 2022

D. Alternatives

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.



REQUEST OF ACTION

Subject: FY23 - District 11 Hospitality Tax Allocations

A. Purpose

County Council is being requested to approve a total allocation of **\$5,000** for District 11.

B. Background / Discussion

For the 2022 - 2023 Fiscal Year, County Council approved designating the Hospitality Discretionary account funding totaling \$82,425.00 for each district Council member. The details of these motions are listed below:

Motion List (3rd reading) for FY17: Hospitality Tax discretionary account guidelines are as follows: (a) Establish a H-Tax discretionary account for each Council District; (b) Fund the account at the amount of \$164,850.00; (c) Council members will recommend Agencies to be funded by their allocation. Agencies and projects must meet all of the requirements in order to be eligible to receive H-Tax funds; (d) All Council recommendation for appropriations of allocations to Agencies after the beginning of the fiscal year will still be required to be taken back to Council for approval by the full Council prior to the commitment of funding. This would only require one vote.

Motion List (3rd reading) for FY23, Regular Council Meeting – June 7, 2022: Establish Hospitality Tax discretionary accounts for each district in FY23 at the amount of \$82,425. Move that all unallocated district specific H-Tax funding for FY21-22 be carried over and added to any additional funding for FY22-23.

Pursuant to Budget Memorandum 2017-1 and the third reading of the budget for FY23 each district Council member was approved \$82,425.00 to allocate funds to Hospitality Tax eligible organizations of their own discretion. As it relates to this request, District 11 H-Tax discretionary account breakdown and its potential impact is listed below:

Initial Discretionary Account Funding	\$ 82,425
FY2022 Remaining	\$171,102
Black Pages International	\$ 5,000
Total Allocation	\$ 5,000
Remaining FY2023 Balance	\$208,527

C. Legislative / Chronological History

- 3rd Reading of the Budget – June 8, 2017
- Regular Session - May 15, 2018
- 3rd Reading of the Budget FY19- June 21, 2018
- 3rd Reading of the Budget FY20- June 10, 2019
- 3rd Reading of the Budget FY21- June 11, 2020
- 3rd Reading of the Budget FY22- June 10, 2021
- 3rd Reading of the Budget FY23- June 7, 2022

D. Alternatives

1. Consider the request and approve the allocation.
2. Consider the request and do not approve the allocation.

E. Final Recommendation

Staff does not have a recommendation regarding this as it is a financial policy decision of County Council. The funding is available to cover the request. Staff will proceed as directed.