

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

April 1, 2008

6:00 PM

Call to Order: McEachern

Invocation: Smith

Pledge of Allegiance: Smith

Adoption of Agenda: The agenda was adopted as published.

Citizens' Input: 8 citizens spoke.

Approval of Minutes

Regular Session: **March 18, 2008:** Approved as amended.

Special Called: **March 25, 2008:** Approved as submitted.

Zoning Public Hearing: **March 25, 2008:** Approved as submitted.

Report of the County Administrator

- a. **Report on Farmers' Market:** Mr. Pope informed Council of the status of S.1066. He will get an updated / amended copy of the legislation from Representative Bales and share the document with Council. **ACTION: ADMINISTRATION**
- b. **Pending Claim:** Mr. Pope stated that this item would be discussed in Executive Session.
- c. **Transportation Meetings:** Mr. Pope presented Council with a timeline for the public meetings and the date for the upcoming funding recommendations (5-20-08).

Report of the County Attorney for Potential Executive Session Items

- a. **Personnel Matter**
- b. **Richland County vs. Isaac Cloud**
- c. **Contractual Matter: Utilities Consulting Services**
- d. **Supreme Court Ruling re: Smoking Ban:** Mr. Smith informed Council that the Supreme Court ruled that local governments may impose smoking bans in public places.

Report of the Clerk of Council

- a. **Muni Update: IT Department:** IT presented an update on the project. IT is to give a firm date for implementation at the 4-15-08 Council meeting. **ACTION: CLERK OF COUNCIL, INFORMATION TECHNOLOGY**
- b. **Carolina Bay Walk:** The walk will take place April 9, 2008 at 12:00 noon.
- c. **SCAC Annual Conference:** The conference will occur July 29 – August 3, 2008.
- d. **RTA Dedication:** The dedication of the Spires RTA facility will be April 9, 2008 at 7:30 am at the site on Lucius Road.
- e. **Inferno Night:** Richland County night at the Inferno is April 4, 2008. Tickets are \$8.00.
- f. **Account Expenditures:** Council's account expenditures were handed out.

Report of the Chairman

- a. **Personnel Matter:** Regarding Clerk's contract. To be discussed in Executive Session.
- b. **Clear Cutting Restoration:** Mr. McEachern and Mrs. Hutchinson spoke on this item. Further action was discussed in the Motion Period.

Open / Close Public Hearing Items: 1a, 1b. No one spoke.

Approval of Consent Items: The following consent items were approved: 1a, 1b, 2b, ~~3a, 4a, 4c, 4d, 5a, 5b,~~ and 5c. Stricken items were removed from the Consent agenda.

1. Third Reading Items

- a. An Ordinance Authorizing Deed to the City of Columbia for Certain Water Lines to Serve the Palmetto Heart Medical Office Building at the Palmetto Richland Hospital Campus; Richland County TMS #11503-01-04 (p) [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL**
- b. An Ordinance Authorizing Deed to the City of Columbia for Certain Sewer Lines to Serve the Palmetto Heart Medical Office Building at the Palmetto Richland Hospital Campus; Richland County TMS #11503-01-04 (p) [PUBLIC HEARING] [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL**

2. Second Reading Items

- a. 08-04MA; David Armstrong, Jr.; RU to GC (1.15 acres); Wash Shed; TMS# 20200-01-02; 600 Longtown Road:** Council gave second reading approval to the zoning map amendment changing the zoning designation from RU to GC. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- b. 08-05MA; Baylen Moor; RU to RS-LD (1.39 acres); Residential Low Density; TMS# 01409-03-05, 06, 07 & 01413-01-06; Brody Road [CONSENT]:** Council gave second reading approval to the zoning map amendment changing the zoning designation from RU to RS-LD. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**

3. First Reading Item

- a. Budget Amendment / Approval of Contract for Utilities Consulting Services [~~CONSENT~~]:** This item was deferred until after Executive Session. After Executive Session, Council gave first reading approval to the budget ordinance, as well as approving the contract for services. **ACTION: ADMINISTRATION, BUDGET, FINANCE, PROCUREMENT, LEGAL, CLERK OF COUNCIL, PUBLIC WORKS**

4. Report of the Development and Services Committee

- a. Intergovernmental Agreement with the Town of Irmo Regarding the Sease Road Paving Project [~~CONSENT~~]:** Council deferred this item until all parties (Irmo, Richland County, CSX) have an opportunity to

meet and further discuss the item. **ACTION: ADMINISTRATION, LEGAL**

- b. **Request to Provide Temporary Funds for the Completion of Delayed C Fund Projects**
 - 1. **Bluff Road:** This item failed.
 - 2. **Padgett Road:** This item failed.
 - c. **Request to Approve the Awarding of a Contract to B.P. Barber & Associates, Inc. in the Amount of \$135,000 for the Purpose of Funding Preparation of Gills Creek Watershed Management Plan Project [CONSENT]:** Council approved the contract, with \$87,000 to be paid from Stormwater Management and \$48,000 from the Conservation Commission. **ACTION: ADMINISTRATION, BUDGET, FINANCE, PUBLIC WORKS, CONSERVATION COMMISSION, PROCUREMENT**
 - d. **Request to Approve an Engineering Contract with Joel Wood and Associates in the Amount of \$311,220 for the Hopkins Community Water System [CONSENT]:** Council approved the contract. **ACTION: ADMINISTRATION, BUDGET, FINANCE, PUBLIC WORKS, PROCUREMENT**
5. **Report of the Administration and Finance Committee**
- a. **Authorizing of a Public Hearing Regarding a Resolution in Support of the Issuance by the South Carolina Jobs-Economic Development Authority of Its Not Exceeding \$200,000,000 Hospital Refunding and Improvement Revenue Bonds, in One or More Series, Pursuant to the Provisions of Title 41, Chapter 43 of the Code of Laws of South Carolina as Amended [CONSENT]:** Council voted to authorize a public hearing on the matter, to be held April 15, 2008 at 6:00 pm. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
 - b. **Carolina Scholarships Apollo Night [~~CONSENT~~—DENIAL]:** Council denied the funding request. The Clerk is to contact Council members wishing to contribute individually to this event. **ACTION: CLERK OF COUNCIL**
 - c. **Draft Intergovernmental Agreement for Detention Center Services [CONSENT]:** Council approved the IGA. **ACTION: ADMINISTRATION, LEGAL, BUDGET, FINANCE**

6. **Report of Rules and Appointments Committee**
 - I. **Notification of Vacancies on Boards, Commissions, and Committees**
 - a. **Building Codes Board of Adjustments and Appeals: 1:** Council voted to advertise the vacancy. **ACTION: CLERK OF COUNCIL**
 - II. **Notification of Appointments to Boards, Commissions, and Committees**
 - a. **Accommodations Tax Committee: 1:** Ken Ivey was appointed. **ACTION: CLERK OF COUNCIL**
 - b. **Building Codes Board of Adjustments and Appeals: 1:** Isabel Berry was appointed. **ACTION: CLERK OF COUNCIL**
 - c. **Business Service Center Appeals Board: 4:** Teri Salane and Patrice Viton were appointed. The remaining vacancies are to be advertised. **ACTION: CLERK OF COUNCIL**
 - d. **Employee Grievance Committee: 2:** Vivian McCray was appointed. The remaining vacancy is to be advertised. **ACTION: CLERK OF COUNCIL**
 - e. **Internal Audit Committee: 2:** Marlon Walters was appointed. The remaining vacancy is to be advertised. **ACTION: CLERK OF COUNCIL**
 - f. **Planning Commission: 1:** Matos Ward was appointed. **ACTION: CLERK OF COUNCIL**
 - III. **Discussions**
 - a. **Motion Period:** The Clerk is to provide the Committee with more information at their next meeting. **ACTION: CLERK OF COUNCIL**
 - b. **BSC Appeals Board Terms:** Staff is to present options to the Committee with regards to the staggering of terms on the Appeals Board. **ACTION: BUSINESS SERVICE CENTER, LEGAL**
7. **Application for Locating a Community Residential Care Facility in an Unincorporated Area of Richland County: Columbia Recovery House, LLC; 1101 Olympia Avenue; Columbia, SC, 20205 [SCOTT]:** Council objected to the site. **ACTION: ADMINISTRATION, CLERK OF COUNCIL, LEGAL**

8. **Citizens' Input:** Chief Harrell spoke regarding this weekend's activities benefiting the American Heart Association.
9. **Executive Session**
 - a. **Personnel Matter:** The Clerk's contract was extended for another 2 years, expiring June 2010.
 - b. **Richland County vs. Isaac Cloud:** Council requested Staff follow up with questions raised in Executive Session. **ACTION: LEGAL, ADMINISTRATION**
 - c. **Contractual Matter: Utilities Consulting Services:** Council gave first reading approval to the budget ordinance, as well as approving the contract for services. **ACTION: ADMINISTRATION, BUDGET, FINANCE, PROCUREMENT, LEGAL, CLERK OF COUNCIL, PUBLIC WORKS**
10. **Motion Period**
 - a. **Table Purchase: Roast & Toast for Senator Kay Patterson [McEachern / Scott]:** Council members are to inform the Clerk of their attendance. **ACTION: CLERK OF COUNCIL**
 - b. **Motion to Direct Staff to Conduct a Thorough Review and Prepare a Report on the Financial Impact of the Recently Adopted Richland County Business License Ordinance Specific to the Section Addressing how Interstate Commerce is Factored into the Determination of the Business License Fee. More Specifically, I Would Like for Council to be Apprised as to: (1) How Many Businesses in Richland County Doing Interstate Commerce Have Been Significantly (ie, Greater Than 3 or 4%) Impacted by Increases on Their Business License Fees Due to Our Change of Policy; (2) An Accurate List of which SC Counties Use a Similar Formula to Richland County in Determining the Business License Fees; (3) A Comparison of Richland County's Business License Fee Ordinance with the Counties Immediately Adjoining Richland (ie, Fairfield, Lexington, Kershaw, Calhoun, Sumter) in Terms of Fee Structure or Whether They have Business Licenses at All. I am Suggesting that this Item be Forwarded to the A&F Committee for Discussion. [Pearce]:** **ACTION: BUSINESS SERVICE CENTER, ADMINISTRATION**
 - c. **Motion to direct staff to identify a staff person to be liaison to the Army Corps of Engineers representing Richland County during the monitoring period of the restoration of the wetlands at I-77 and**

Killian Road. I further move to direct staff to meet and come up with appropriate restoration preservation sites in Richland County and submit these suggestions to the Army Corps of Engineers within 3 weeks from today. [Hutchinson]: ACTION: ADMINISTRATION

- d. ~~Motion to consider an advancement in the amount of \$401,079.00 from the road maintenance fee to pave Wade Kelly and the adjacent Ray Kelly Roads to be reimbursed from the CTC funds as soon as those funds are available or review the possibility of a bond to pave all roads in Richland County to address all direct roads to relieve the distress and stressful suffering of the residents who suffer from asthma and other health problems associated with dust. (It is my understanding that the CTC funds should be available within the next year.) [Dickerson]~~ This item was removed.
 - e. **Motion to direct staff to make sure that the maintenance of Stoop Creek in Bonnie Forest is properly being maintained. [Dickerson] ACTION: ADMINISTRATION, PUBLIC WORKS**
 - f. **Motion to direct staff to review and report on the possibility of an entitlement grant to assist the Round Top / Sandhill community located off Rimer Pond Road to assist the residents with their water and sewer problems. [Dickerson] ACTION: ADMINISTRATION, COMMUNITY DEVELOPMENT**
 - g. **Motion to present a resolution to Patricia M. Dennis for her assistance with the Hopkins Water Project. [Scott] ACTION: CLERK OF COUNCIL**
11. **Adjournment:** Council adjourned at 8:52 p.m.