



RICHLAND COUNTY COUNCIL

ADMINISTRATION AND FINANCE COMMITTEE

Joyce Dickerson	Paul Livingston	Greg Pearce (Chair)	Jim Manning	Kelvin Washington
District 2	District 4	District 6	District 8	District 10

**APRIL 28, 2015
6:00 PM**

2020 Hampton Street

CALL TO ORDER

APPROVAL OF MINUTES

1. Regular Session: March 24, 2015 [**PAGES 3 - 9**]

ADOPTION OF AGENDA

ITEMS FOR ACTION

2. Alcohol on County Property: Palmetto Tasty Tomato Festival; Development of Process Moving Forward [**PAGES 10 - 23**]
3. Judicial Center Flooring Contract [**PAGES 24 - 27**]

4. Lease Agreements with Non-County Entities that are Occupying and Utilizing County Owned Property [PAGES 28 - 31]

ITEMS PENDING ANALYSIS: NO ACTION REQUIRED

5. McCrady Training Center [PAGES 32 - 33]

ADJOURNMENT



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 Request of Action

Subject

Regular Session: March 24, 2015 [PAGES 3 - 9]

Reviews

RICHLAND COUNTY COUNCIL

SOUTH CAROLINA

ADMINISTRATION AND FINANCE COMMITTEE

March 24, 2015
6:00 PM
Council Chambers

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

CALL TO ORDER

Mr. Pearce reconvened the February A&F Committee meeting at approximately 6:00 PM.

APPROVAL OF MINUTES

February 24, 2015 – Mr. Livingston moved, seconded by Mr. Washington, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Manning moved, seconded by Mr. Washington, to adopt the agenda as published. The vote in favor was unanimous.

Mr. Malinowski inquired if the approval of the minutes were properly before the committee.

Mr. Smith stated the minutes were properly before the committee as they reflected the actions of the committee up until there was no longer a quorum present.

ITEMS FOR ACTION

Extension of EMS Billing Contract – Mr. Manning moved, seconded by Mr. Washington, to forward this item to Council with a recommendation to approve the request to extend the Emergency Medical Services billing contract with EMS Management & Consultants, Inc. through June 30, 2019 with a contract effective date of July 1, 2015. The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Mr. Manning inquired if the purchase of a fire truck was on the agenda tonight.

Mr. Pearce stated it on the agenda, but is currently not an action item.

PPACA (Patient Protection and Affordable Care Act) Compliance: Part Time and Temporary Employees, Determination Periods, and Development of a Second



Committee Members Present

Greg Pearce, Chair
District Six

Paul Livingston
District Four

Jim Manning
District Eight

Kelvin E. Washington, Sr.
District Ten

Others Present:

Bill Malinowski
Torrey Rush
Damon Jeter
Julie-Ann Dixon
Norman Jackson
Seth Rose
Tony McDonald
Sparty Hammett
Warren Harley
Brandon Madden
Larry Smith
Monique Walters
Daniel Driggers
Tracy Hegler
Michelle Onley
Monique McDaniels
Nancy Stone-Collum
Ismail Ozbek
Amelia Linder
Cheryl Patrick
Dwight Hanna

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SOUTH CAROLINA



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Health Plan with Lower Benefits – Mr. Hanna stated the Human Resource Department is attempting to comply with Healthcare Reform and to manage the liability, as it relates to providing health insurance.

Mr. Malinowski inquired if the County will be required to provide a second healthcare plan with lower benefits for part time and temporary/seasonal employees.

Mr. Hanna stated it is not required by Healthcare Reform, but is just an option if a part time employee exceeded 25 hours a week.

Mr. Livingston moved, seconded by Mr. Manning, to forward to Council with a recommendation to approve County policy revisions related to the work hours of part-time County employees and the length of temporary/seasonal County jobs, and staff recommendations regarding compliance with the PPACA.

Approval supports the following directives:

- Limit the work hours of part-time employees to no more than an average of 25 hours per week.
- Limit the length of temporary and seasonal County jobs to no more than 3 months or 90 consecutive days.
- Provide the County Administrator with the authority to designate determination periods for the PPACA.
- Grant staff permission to develop a second health plan with lower benefits that would be used primarily for part-time and temporary/seasonal employees, if needed, for Council review and action.

The vote was in favor.

Financial Contribution to SC Slave Dwelling Survey – Mr. Livingston moved, seconded by Mr. Manning, to forward to Council with a recommendation to approve the request by RCCC to expend \$5,000 in FY15 funds to assist with the grant match for the SC Slave Dwelling Survey. The County will be provided with architect-prepared condition assessments of the extant slave dwellings in the County.

Ms. Stone-Collum stated an architect will be taking measurements of each of the slave dwellings, a photographer/videographer will be documenting the dwelling and a survey cards will be completed for the Department of Archives.

Mr. Washington inquired as to what historical nature the RCCC is pursuing.

Ms. Stone-Collum stated the RCCC interest is so that as many of the slave dwellings in Richland County can be documented, but at this time RCCC has not identified how they will proceed with the information obtained.

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The vote was in favor.

Budget Amendment – Paved Road Repair – Mr. Hammett stated the Arthurtown Roads are included in the list in the agenda packet and the addition of Sunny Acres Subdivision is recommended.

Mr. Washington moved, seconded by Mr. Manning, to forward to Council with a recommendation to approve a budget amendment in the amount of \$800,000 to fund the repair of 27 paved roads that are in the process of being added to the County's road maintenance system. The vote was in favor.

Distribution of Mulch and Compost – Mr. Livingston moved, seconded by Mr. Manning, to forward to Council with a recommendation to approve the proposed rate structure for the distribution of excess mulch and compost generated by the Solid Waste & Recycling Department's Wood Grinding/Compost Facility. The vote in favor was unanimous.

Neighborhood Improvement Program Property Purchase – Candlewood – Mr. McDonald stated the request is to negotiate a property purchase in the Candlewood Subdivision. The purchase would provide property for a neighborhood park, which is a part of the neighborhood master plan for the community. The Neighborhood Improvement Program funds would be utilized to purchase the property.

Mr. Washington inquired if there is an agreement with the Richland County Recreation Commission.

Mr. Rush recommended a formal agreement be secured if the County is partnering with the Recreation Commission.

Ms. Hegler stated the MOU could be presented to Council prior to any offer.

Mr. Washington moved, seconded by Mr. Manning, to forward to Council with a recommendation to approve staff negotiating with the property owner, up to the appraised value of \$73,000, the purchase of subject property for implementation of the Candlewood Master Plan Project-Catalyst 3, Neighborhood Park. The vote in favor was unanimous.

Wateree Community Actions, Inc. Funding Request – Mr. Washington moved to forward to Council with a recommendation to approve the request to fund Wateree Community Action, Inc. at \$225,000. The motion died for lack of a second.

Mr. Manning moved to forward to Council with a recommendation to approve the request to fund Wateree Community Action, Inc. at \$100,000.

Mr. Manning withdrew his motion.

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Mr. Washington moved, seconded by Mr. Manning, to forward Wateree Community Actions, Inc.'s request to be considered during the upcoming budget process to the Budget Ad Hoc Committee.

Mr. Manning made a substitute motion to table this item.

Mr. Pearce stated the committee is accepting Wateree Community Action Inc.'s withdrawal of their original request and requesting Wateree Community Action Inc. to submit a request for future funding to the County Administrator. The request will then be considered during the upcoming budget process.

The committee unanimously approved the withdrawal of the request.

Alcohol on County Property: Palmetto Tasty Tomato Festival: Development of Process Moving Forward – Mr. McDonald stated the Palmetto Tasty Tomato Festival is presently held across the street from the Curtiss-Wright Hangar property and the event has outgrown the venue and Sustainable Midlands has requested the use of the County's property. An obstacle to their request is there is a County ordinance that prohibits the consumption of alcohol on County or public property and alcohol is served at the event. The request before the committee is does the County want to allow an exemption for this event and/or develop a policy for these kinds of events in the future similar to the City of Columbia.

Mr. Manning cautioned using the term "selling of alcohol" on County property and to insure that the date and time of the event is reflected in the resolution.

Mr. Washington inquired if the Airport Commission has been contacted about Sustainable Midlands request and the process for the use of airport facilities.

Mr. Manning moved, seconded by Mr. Livingston, to approve the request, via resolution, to allow for the consumption of beer on County property for the Palmetto Tasty Tomato Festival. The vote in favor was unanimous.

Mr. Manning moved, seconded by Mr. Livingston, to direct staff to develop a process by which approval is obtained for the consumption of alcohol on County property. The vote in favor was unanimous.

Audit of Intergovernmental Fire Agreement (IGA) with the City of Columbia

Mr. Pearce stated the implementation of the inventory system has just been completed and it would seem to be premature to issue an audit.

Mr. Washington stated the intent of his motion to examine the previous audit.

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Mr. Washington moved, seconded by Mr. Livingston, to move forward with a forensic audit of the fire contract.

Mr. Livingston requested the scope of the audit before this item goes to Council.

Mr. Livingston made a substitute motion, seconded by Mr. Manning, to forward this item to Council without a recommendation. The vote in favor was unanimous.

Motion to amend certain Council Districts to At-Large Districts instead of Single Member Districts

Mr. Smith stated the election of Council districts is governed by SC Code Section 4-9-10(a), which allows for Counties to either elect single member or at-large.

Mr. Manning moved, seconded by Mr. Livingston, to forward to Council with a recommendation for denial. The vote in favor was unanimous.

County Council Implementing an Electronic Voting System – Mr. Manning moved, seconded by Mr. Livingston, to defer this item to the April Committee meeting. The vote in favor was unanimous.

Employee Benefits Comparison – Mr. Livingston moved, seconded by Mr. Manning, to forward the information to the budget process. The vote in favor was unanimous.

Renewal of Operating Agreement between Richland County and Columbia Rowing Club – Mr. Livingston moved, seconded by Mr. Manning, to forward to Council with a recommendation to approve the request to renew the Operating Agreement for five (5) years with the Columbia Rowing Club, allowing them to continue to operate as they have for the last 15 years. The vote in favor was unanimous.

ITEMS PENDING ANALYSIS

Establish a Budget Committee – The Budget Committee has been established.

Emergency Services Department – Fire Truck Purchase – Mr. Manning moved, seconded by Mr. Livingston, to waive the rules and move this item to an “Item for Action”. The vote in favor was unanimous.

Mr. Manning moved, seconded by Mr. Livingston, to forward this item to Council without a recommendation. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 6:00 p.m.

RICHLAND COUNTY COUNCIL
SOUTH CAROLINA



Richland County Council Request of Action

Subject

Alcohol on County Property: Palmetto Tasty Tomato Festival; Development of Process Moving Forward [**PAGES 10 - 23**]

Reviews

Richland County Council Request of Action

Subject: Alcohol on County Property: Palmetto Tasty Tomato Festival; Development of Process Moving Forward

A. Purpose

Council is requested to approve, via Resolution, the consumption of alcohol on County property for the Palmetto Tasty Tomato Festival on July 18, 2015. Council is also requested to direct staff to develop a process by which this approval is obtained moving forward.

B. Background / Discussion

Sustainable Midlands is having its 5th Annual Tasty Tomato Festival on July 18th. The Festival is held at City Roots Farm on Airport Boulevard, and runs from 4PM to 9PM. The street in front of the farm from Jim Hamilton Blvd. to Commerce Drive is closed for the event. The City of Columbia Police Department monitors the family-friendly crowd. Last year, the event had 3,000 attendees, and it has run out of room. Sustainable Midlands would like to expand to the field behind the old hangar at Owens Field, which is County property, and allow attendees to have beer on said property. Please see attached map for current and proposed Festival expansion.

From the Palmetto Tasty Tomato Festival's website:

“Presented by Sustainable Midlands, the Palmetto Tasty Tomato Festival is a celebration of locally grown food – the people who grow it, the restaurants who place it on their menus, the markets that sell it, and the people who eat it!

Continuing its traditions of old-time festival fun, Tasty Tomato's programming includes a free heirloom tomato tasting, live music, local food and drink vendors, tomato bobbing, and the highly anticipated Tasty Tomato Contests!

Returning as well this year is the Tasty Tomato Restaurant Feast, a collaboration with local restaurants that will offer special dishes on their menus made with Midlands Grown ingredients the week before the festival, from July 11-18, 2014. [Note: Website has not yet been updated for this year's event.] Festival food will also feature local food with a tomato theme!

Sustainable Midlands, a champion of the region's sustainable food efforts and festival founder, is producing this celebration of the tomato season. The festival will be held at City Roots Urban Farm.”

Because of the quick turn-around time for this item, it is requested that Council approve the Resolution (attached) permitting the consumption of alcohol on County property for the 2015 Palmetto Tasty Tomato Festival.

Further, it is requested that Council direct staff to develop a process by which this approval (sale of alcohol and/or consumption of alcohol on County property) is obtained moving forward.

The City of Columbia requires requestors to submit an application to allow alcohol (beer and/or wine only) on City property and streets. The request and application are then submitted to

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Council via Resolution to permit this use. Attached is a copy of the City application to allow alcohol (beer and/or wine only), as well as Sustainable Midlands's 2014 Resolution for the Palmetto Tasty Tomato Festival.

The County may mirror somewhat the process used by the City of Columbia for these types of requests, which may increase with the County properties currently in our system (ie, Caughman Park), or those under consideration (ie, Waterpark, Sports Complex.). Therefore, it is requested that staff be allowed time to develop a process for such approvals, and present this to Council once available.

C. Financial Impact

There is no financial impact associated with this request. The Palmetto Tasty Tomato Festival organizers will be responsible for any and all costs associated with the festival, and any potential costs that occur as a result of alcohol on the County's property.

D. Alternatives

1. Approve the request, via Resolution, to allow for the consumption of beer on County property for the Palmetto Tasty Tomato Festival. Direct staff to develop a process by which this approval (sale of alcohol and/or consumption of alcohol on County property) is obtained moving forward.
2. Do not approve the request to allow for the consumption of beer on County property for the Palmetto Tasty Tomato Festival. Direct staff to develop a process by which this approval (sale of alcohol and/or consumption of alcohol on County property) is obtained moving forward.
3. Do not approve the request to allow for the consumption of beer on County property for the Palmetto Tasty Tomato Festival. Do not direct staff to develop a process by which this approval (sale of alcohol and/or consumption of alcohol on County property) is obtained moving forward.

E. Recommendation

Approve the request, via Resolution, to allow for the consumption of beer on County property for the Palmetto Tasty Tomato Festival. Direct staff to develop a process by which this approval (sale of alcohol and/or consumption of alcohol on County property) is obtained moving forward.

Recommended by: Roxanne Ancheta

Department: Administration

Date: 3/11/2015

F. Reviews

(Please **SIGN** your name, ✓ the appropriate box, and support your recommendation before routing. Thank you!)

Finance

Reviewed by: Daniel Driggers

Date: 3/11/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

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This is a policy decision for Council.

Airport

Reviewed by: Chris Eversmann

Date: 3/12/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: The Curtiss-Wright Hangar compound apron area is separate from the airfield and, therefore, this event and associated alcohol use should not impact airport security or operations. However, this request has not been presented to the Richland County Airport Commission for consideration and, in informal communications, both the Commission Chairman and Vice Chairman (who is also a neighborhood representative) have expressed concerns about this request. Until this request has been considered by the Airport Commission, I cannot recommend approval. The next scheduled meeting of the Airport Commission is on May 11th.

Risk Management

Reviewed by: David Chambers

Date:

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Broader use requests and requests to waive insurance protection due to affordability are likely to follow.

Solid Waste

Reviewed by: Rudy Curtis

Date: 3/12/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: This would seem to be a policy decision and would have no impact on solid waste and recycling matters.

Support Services

Reviewed by: John Hixon

Date: 3/12/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

It is a policy decision of Council to determine if the sell and or consumption of alcohol shall be permitted on county property, but if that is Councils direction I recommend approval of alternative #1 in order for staff to have time to define a procedure and possibly pair or utilize the procedure in conjunction with the Public Use of County Facility's Policy that was approved late 2013.

Relating to this event, all facilities related items were discussed and included in the Resolution to ensure the Sustainable Midlands will be responsible for all clean-up and any potential damage of the County's property.

Legal

Reviewed by: Elizabeth McLean

Date: 3/17/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Policy decision left to Council's discretion. Council should be aware that opening the property to the public comes with potential liability that the County cannot completely avoid even with the use of a Hold Harmless and Indemnification Agreement.

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Administration

Reviewed by: Sparty Hammett

Date: 3/19/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: This is a Council policy decision.

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

**A RESOLUTION OF THE
RICHLAND COUNTY COUNCIL**

A RESOLUTION TEMPORARILY WAIVING THE PROHIBITION OF ALCOHOL ON COUNTY OWNED PROPERTY AND AUTHORIZING CONSUMPTION OF BEER AND WINE ONLY AT THE TASTY TOMATO FESTIVAL

WHEREAS, Sustainable Midlands is sponsoring the 5th Annual Palmetto Tasty Tomato Festival (the “Festival”) on July 18, 2015, at City Roots Urban Farm in the City of Columbia from 4pm to 9pm; and

WHEREAS, the Festival is a celebration of locally grown food, the people who grow it, the restaurants who place it on their menus, the markets that sell it, and the people who eat it; and

WHEREAS, the Festival takes place on City Roots’ property and on the 1000 block of Airport Boulevard between Commerce Drive and Jim Hamilton Boulevard, which area will be closed temporarily for the Festival by the City of Columbia and is at all times during the Festival monitored by the City of Columbia Police Department; and

WHEREAS, the Festival includes a free heirloom tomato tasting, live music, local food and drink vendors (including the sale and consumption of beer and wine), tomato bobbing, and other fun events; and

WHEREAS, the Festival has grown over the years and last year had over 3,000 attendees, causing a crowding issue; and

WHEREAS, to accommodate the growing crowds, Sustainable Midlands is requesting to use the field located across the street from City Roots Urban Farm, behind the Curtiss-Wright Hangar at Jim Hamilton-LB Owens Airport, which is County property (the “Property”) and as is further described on the attached map (Attachment A); and

WHEREAS, the Property would only be used for crowd overflow, ~~and not for food~~ vendors, educational exhibits, stages, but not for ~~or~~ the sale of beer and wine, however, the persons on the Property may be consuming beer and wine; and

WHEREAS, it is the policy of Richland County that alcoholic beverages of all kinds are prohibited on all County property; and

WHEREAS, Richland County Council has the right to suspend, waive, amend or nullify any County policy at any time; and

WHEREAS, it has been determined that the Festival is in the best interest of the citizens of Richland County;

NOW, THEREFORE, BE IT RESOLVED that the Richland County Council does hereby grant Sustainable Midlands the right to use the Property only during the hours and for the purposes stated above, and for the stated time and place, does temporarily waive and suspend the prohibition against alcohol on County property to specifically allow consumption of beer and wine on the Property for overflow patrons of the Festival; and

BE IT FURTHER RESOLVED that Sustainable Midlands may erect a stage and tents, have educational exhibits, food vendors and place tables, chairs, trash and recycling receptacles and temporary toilet facilities on the Property, but may not locate any liquor, beer or wine vendor ~~or Festival event~~ on the Property and that all food and beverage containers shall be paper, plastic, Styrofoam or aluminum. All glass containers are strictly prohibited. No weapons of any kind shall be allowed on the Property except for those possessed by City of Columbia Police Officers or Richland County Sheriff's Deputies during the course of their law enforcement activities; and

BE IT FURTHER RESOLVED that Sustainable Midlands is responsible or shall make arrangements for clean-up of all trash and debris and removal of such from the Property. If Sustainable Midlands fails to remove all trash and debris from the Property and return the Property to its original condition, as much as is practicable, the costs incurred by the County for such clean-up shall be billed to and paid by Sustainable Midlands. If the Property, including any permanent fencing, is damaged, the costs incurred by the County in remediating any damage shall be billed to and paid by Sustainable Midlands; and

BE IT FURTHER RESOLVED that only pedestrian traffic will be allowed within the Property. All other traffic, including but not limited to, automobiles, trucks, motorcycles, mopeds, bicycles and skate boards is prohibited. All pets and animals are prohibited; and

BE IT FURTHER RESOLVED that Sustainable Midlands is responsible for installing a temporary fence to prohibit pedestrian traffic to the Curtiss-Wright Hangar and for locking the gate to the Property after the clean-up of the Property. All questions regarding the fence and gate security shall be directed to Chris Eversmann, Airport Director (767-1789); and

BE IT FURTHER RESOLVED that Sustainable Midlands shall provide the names and telephone numbers of at least two contact persons who can receive complaints during the event, including any set-up, breakdown, and clean-up. The cell phones of the contact persons shall remain on at all times during the Festival and all set-up, breakdown, and clean-up times; and

BE IT FURTHER RESOLVED that Sustainable Midlands is responsible for removing persons from the Property who are observed engaging in any unsafe activity or illegal activity, including but not limited to, underage use of alcohol, use of illegal drugs or possession of weapons of any kind; and

BE IT FURTHER RESOLVED that Sustainable Midlands will be required to obtain the requisite Special Event license from the South Carolina Department of Revenue for the sale of beer and wine (in accordance with Richland County Ordinance §18-5); to sign an Indemnification and Hold Harmless Agreement (Attachment B); and ~~for to obtain~~ing and ~~maintain~~ing an adequate general liability insurance policy for the Festival, which shall include Richland County as an additional insured, whether such policy is Sustainable Midlands's general liability insurance or a liability policy for the Festival. Proof of such insurance shall be provided to David Chambers, Richland County Risk Manager (chambersd@rcgov.us – 576-2064) at least fourteen (14) days prior to the event. Failure to sign the Indemnification and Hold Harmless Agreement or timely provide the required proof of insurance shall immediately nullify this Resolution.

ADOPTED THIS ____ day of _____, 2015.

Torrey Rush, Chair
Richland County Council

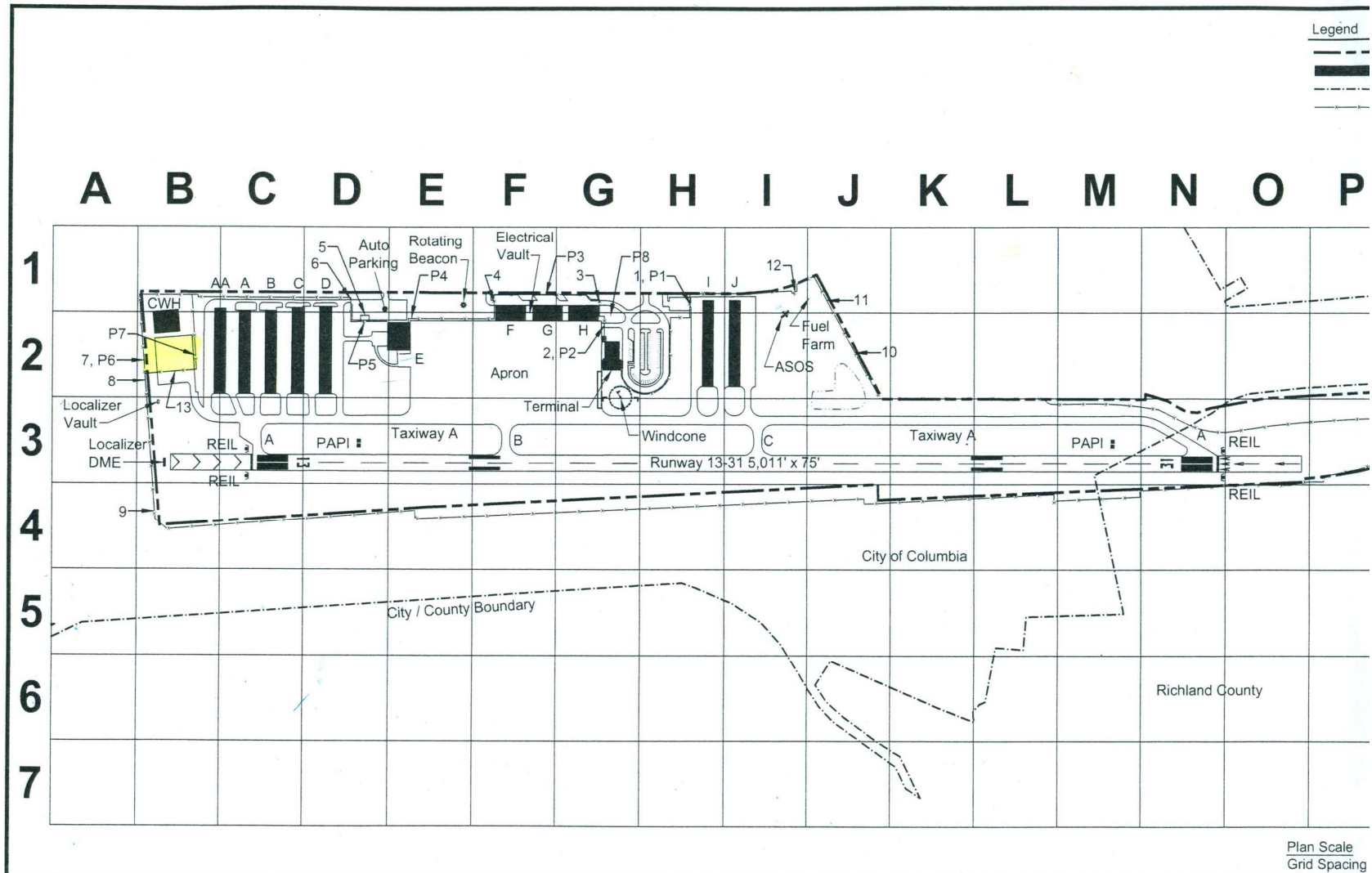
Attest: _____
S. Monique McDaniels

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Clerk of Council

ATTACHMENT A



Airport Grid Map
 Jim Hamilton - L.B. Owens Airport (CUB)
 1400 Jim Hamilton Boulevard
 Columbia, South Carolina 29205

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ATTACHMENT B

INDEMNIFICATION AND HOLD HARMLESS AGREEMENT

By signing the below, Sustainable Midlands, its officers, employees, agents, directors, successors, and assigns hereby agree to indemnify, defend and hold harmless Richland County, its officials, directors, employees and agents, from and against any and all claims, demands, damages of any kind, attorneys' fees, costs, actions, cause of action, or suit in law or equity of whatsoever kind or nature whether heretofore or hereafter accruing against Richland County, its officials, directors, employees and agents, as a result of the Sustainable Midlands' use of the Property pursuant to the Resolution or the exercise by Sustainable Midlands of any and all rights and privileges granted to Sustainable Midlands by the aforementioned Resolution.

By: _____

Its: _____

Print Name: _____

Date: _____

DATE OF REQUEST REQUESTOR'S NAME/CONTACT INFORMATION (E-MAIL/PHONE#/FAX#)

EVENT NAME/PURPOSE (i.e., St. Patrick's/Charity Fund-raiser)

DATE(S) OF EVENTS:

LOCATION OF EVENT (i.e., Amphitheater area of Finlay Park; 1300 and 1400 blocks of Main Street between Lady Street and Hampton Street)

STREET(S) OR PARK AREA TO BE CLOSED (i.e., 1300 and 1400 blocks of Main Street between Lady Street and Hampton Street; Amphitheater area of Finlay Park; Boyd Plaza)

HOURS FOR STREET(S) OR PARK AREA TO BE CLOSED (i.e., 5:00 p.m. - 12:00 a.m.) ALLOW TIME FOR SET UP/CLEAN UP

HOURS OF EVENT (i.e., 6:00 p.m. - 10:00 p.m.)*

HOURS OF SERVICE OF BEER/WINE BEVERAGES ONLY (NO LIQUOR**) (Service should end one-half hour prior to end of event, i.e., event is 6-10 p.m., beer/wine service is 6-9:30 p.m.)*

Requests should be submitted by mail, e-mail or fax at least ***NINETY (90) days in advance of the event*** to allow for preparation and review of the Resolution and scheduling on Council's agenda. Requests may be sent by e-mail (slardis@columbiasc.net), fax (803-737-4250) or mailed to City Attorney's Office, ATTN: Shari Ardis, POB 667, Columbia, SC 29202. A draft Resolution will be prepared and forwarded for review to the event organizer, as well as to the City departments for coordination of City services and requirements (i.e., Police, Solid Waste, Parks and Recreation, etc.). Approval from the adjoining business/property owners must be obtained before your request will be submitted to City Council if streets are to be closed off during business hours. The event organizer is responsible for obtaining a permit or license if required by the South Carolina Department of Revenue.

***Outdoor possession and consumption of beer and wine beverages only, all outdoor musical performances and use of sound-amplifying devices shall end by 10:00 p.m. due to the proximity of the event to residential properties.**

****With the exception of the parks listed in Sec. 15-1 Prohibited acts in parks (8), POSSESSION OF LIQUOR IS STRICTLY PROHIBITED. VIP tents or VIP areas for possession and consumption of alcoholic beverages or alcoholic liquors within the event area are prohibited.**

NOTE: **This form should only be used for public events where beer and/or wine are to be sold and consumed on City property** (i.e., Five After Five, St. Patrick's Festival, Concerts in Finlay Park, etc.).

This form **should not** be used to request use of City property for **private** events (birthday, retirement, anniversary parties, etc.) nor for sidewalk sales or neighborhood block parties. Requests for private events at City parks should be made through the Parks and Recreation Department. Requests for sidewalk sales should be made to the City Manager. Requests for street closings for private neighborhood block parties should be made to the Police Department Special Events and Public Safety.

Fire Marshal George N. Adams, Jr., 545-3703; 413-8553; cfdgadams@columbiasc.net
 Legal Department - Shari Ardis; 737-4242; slardis@columbiasc.net - resolution preparation
 Police Department Special Events - Officer Robert Hall; 545-3535; rjhall@columbiasc.net parade permit, police
 Parks and Recreation - Loretta Coleman; 545-3100; lcoleman@columbiasc.net park reservations
 Police Department Community Services - Brenda Murphy; 545-3507; bmmurphy@columbiasc.net street closing

Last revised: 2/20/2013

Item# 2

Attachment number 1

RESOLUTION NO.: R-2014-052

Authorizing consumption of beer and wine beverages only at the Palmetto Tasty Tomato Festival

WHEREAS, Sustainable Midlands ("Sponsor") is sponsoring the Palmetto Tasty Tomato Festival at City Roots Urban Farm in the 1000 block of Airport Boulevard between Commerce Drive and Jim Hamilton Boulevard from 4:00 p.m. until 9:30 p.m. on Saturday, July 19, 2014; and,

WHEREAS, Sponsor has requested permission for the temporary closing and use of the 1000 block of Airport Boulevard between Commerce Drive and Jim Hamilton Boulevard from 10:30 a.m. until 10:00 p.m. for set up, clean up, and staging of the event to be held from 4:00 p.m. until 9:30 p.m.; for patrons to consume beer and wine beverages only during the event hours of 4:00 p.m. until 9:00 p.m.; and for crowd control and overflow; and,

WHEREAS, it has been determined that such an event would be in the public interest; NOW, THEREFORE,

BE IT RESOLVED by the Mayor and Council this ___ day of _____, 2014, that the sale of beer and wine beverages only is authorized between the hours of 4:00 p.m. and 9:00 p.m. on Saturday, July 19, 2014; and,

BE IT FURTHER RESOLVED that all vendors be restricted to stationary location; and,

BE IT FURTHER RESOLVED that outdoor possession and consumption of beer and wine beverages, all outdoor musical performances and use of sound-amplifying devices shall end by 10:00 p.m. due to the proximity of the event to residential properties; and,

BE IT FURTHER RESOLVED that possession and consumption of alcoholic liquors or alcoholic beverages other than beer and/or wine beverages within the event area is prohibited; and,

BE IT FURTHER RESOLVED that VIP tents or VIP areas for the possession and consumption of alcoholic liquors or alcoholic beverages, other than beer or wine beverages, within the event area are prohibited; and,

BE IT FURTHER RESOLVED that organizer is responsible or shall make arrangements for the clean up of all trash and debris within the festival area and shall place same in the roll carts provided by the City. Any overflow of trash and debris shall be placed in garbage bags with the top securely closed and placed beside the City roll carts. The number of roll carts needed for the event shall be determined by organizer and the City Solid Waste Division prior to the event and placed throughout the event area to ensure that trash and debris are well contained. Roll carts and bagged trash and debris shall be returned to the collection point designated by the City in a timely manner. If the organizer has not opted to use City services to clean up the festival area, any costs incurred by the City in removing loose trash and debris within the festival area, which the organizer has failed to clean up, shall be billed to and paid by the organizer; and,

BE IT FURTHER RESOLVED that only pedestrian traffic will be allowed within the area. All other traffic, including, but not limited to, automobiles, trucks, motorcycles, mopeds, bicycles, skate boards, and horses, except police horses, is prohibited. All pets, including snakes, shall be prohibited. Coolers, glass bottles, breakable glasses and/or cups, large bags and backpacks shall be prohibited; and,

Last Revised: 5/20/2014
14050944

LEGAL DEPARTMENT DRAFT

BE IT FURTHER RESOLVED that during the designated time that the closed portion of the 1000 block of Airport Boulevard between Commerce Drive and Jim Hamilton Boulevard, with the exception of the parking area and any other areas posted as to not allow alcoholic beverages, shall be declared to be a Public Park and provisions of Chapter 15, Parks and Recreation, Sec. 15-1, 15-2 and 15-3, Code of Ordinances of the City of Columbia, South Carolina are in effect. Pursuant to Chapter 14, Offenses and Miscellaneous Provisions, Article IV, Offenses Against the Public Peace and Order, Sec. 14-99, 1998 Code of Ordinances of the City of Columbia, South Carolina, the closed portion of the 1000 block of Airport Boulevard between Commerce Drive and Jim Hamilton Boulevard, with the exception of the parking area and any other areas posted as to not allow alcoholic beverages, is deemed to be the site of a public festival at which beer and wine beverages only may be consumed and the prohibition against possession or consumption of alcoholic beverages set forth in Sec. 14-99 shall not apply. Possession and consumption of beer and wine beverages shall be permitted only in plastic cups, plastic or aluminum bottles or aluminum cans provided by vendors within the areas designated.

PROVIDED, FURTHER, that the event organizer shall provide the names and cell phone numbers of a least two contact persons who can receive complaints during the event, including any set up and breakdown times. The cell phones shall remain on at all times during the event and during any set up and breakdown time.

PROVIDED, FURTHER, that failure of the event organizer to strictly comply with the time frames and other requirements and responsibilities set forth in this resolution may result in a denial of subsequent requests to allow the event.

PROVIDED, HOWEVER, that no solicitation or transactions be made in violation of Sec. 14-32, 1998 Code of Ordinances of the City of Columbia, South Carolina.

Requested by:

Sustainable Midlands

Mayor

Approved by:

ATTEST:

City Manager

Approved as to form:

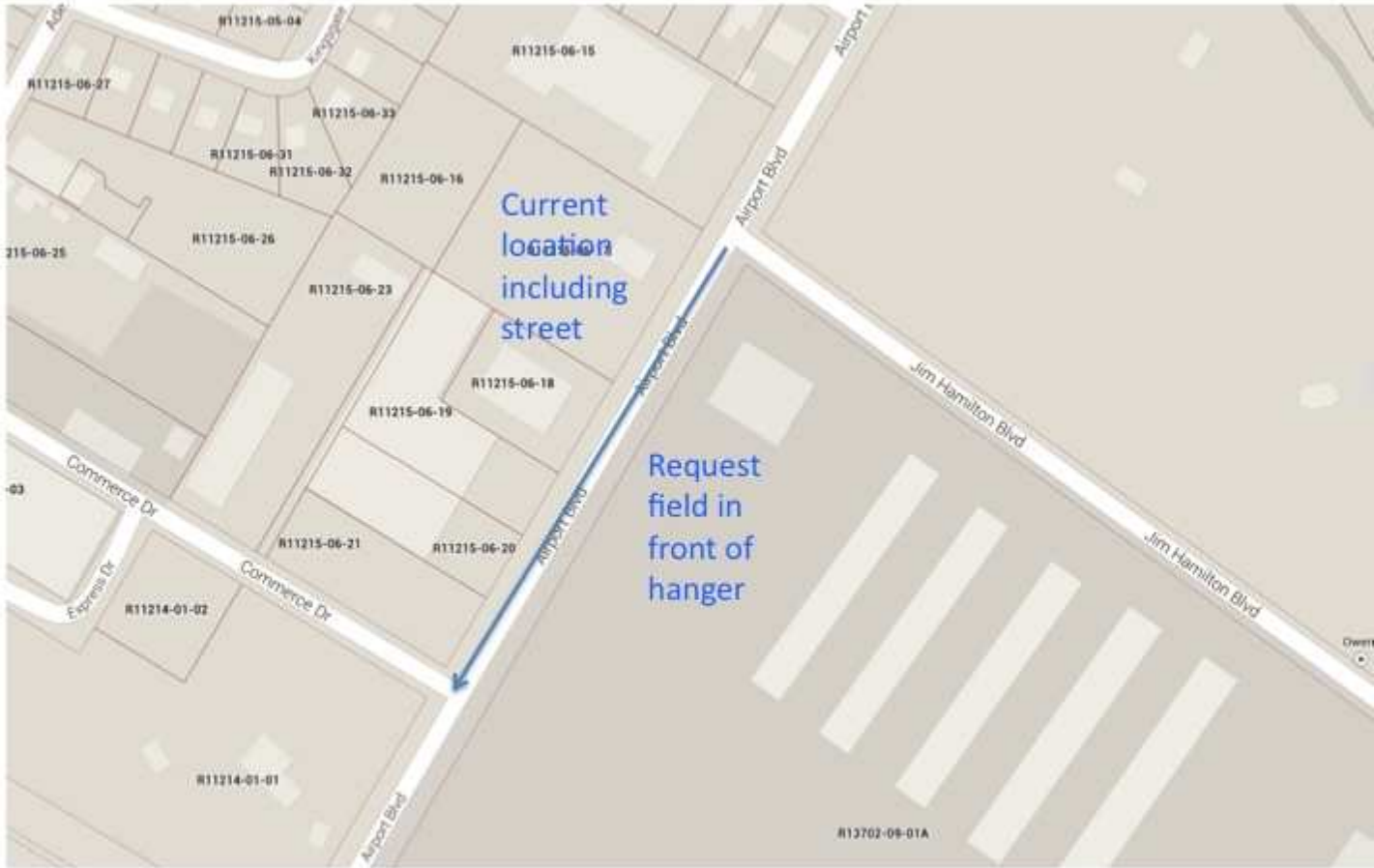
City Clerk

City Attorney

Introduced:

Final Reading:

Palmetto Tasty Tomato Festival Current Location / Proposed Festival Expansion onto County Property



Richland County Council Request of Action

Subject

Judicial Center Flooring Contract [PAGES 24 - 27]

Reviews

Richland County Council Request of Action

Subject: Judicial Center Flooring Contract

A. Purpose

County Council is requested to enter into a contract with O’Neal Flooring in the amount of \$695,863 to provide the labor needed to remove the existing flooring in the Judicial Center and to replace with new flooring materials.

B. Background / Discussion

The Richland County Judicial Center is in need of having the vinyl tile and carpet replaced in all locations of the facility. The flooring replacement (which will include both vinyl tile and carpet, depending on the area) will provide the Judicial Center with a fresh, new look and will create a cohesive product throughout the facility which will assist on future maintenance of the flooring products.

This contract will include the removal and proper disposal of all existing flooring materials in the designated areas, installation of the new flooring material and all subcomponents, and the placement of all existing furniture and fixtures to its pre-renovation state.

All work for this project will be completed during non-business hours, meaning the Judicial Center will continue to operate under normal conditions throughout the life of this project. The project will take approximately 2-3 months to complete. The contractor will be required to clean all work areas and return all furniture and fixtures to its original location each night, so that normal working conditions are not negatively affected.

Richland County competitively solicited proposals from qualified contractors for this project. We received 2 proposals in response to the RFP – see below:

Vendor(s)	Proposed Cost
Bonitz	\$873,060
O’Neal Flooring	\$695,863

Both proposals were evaluated by a cross-departmental selection committee. The committee’s recommendation was that based on both qualifications and proposed cost, that Council move forward with awarding the contract to O’Neal Flooring.

C. Legislative / Chronological History

- The 2013 General Obligation Bond provided \$700,000 for the replacement of the flooring material in the Judicial Center.

D. Financial Impact

Through the 2013 General Obligation Bond, Council designated \$700,000 to be used towards the rehabilitation of the flooring products in the Judicial Center. The following is a preliminary total project cost estimate:

Broadloom Carpet	\$403,473
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Carpet Tile	\$72,954
Luxury Vinyl Tile	\$192,215
Cove Base	\$27,221
Sales Tax	\$36,453
Total	\$695,863

Funds for this request are available in the 2013 GO Bond. Therefore, no new funds are needed.

E. Alternatives

1. Approve the request to enter into a contract with O’Neal Flooring in the amount of \$695,863 to provide the labor needed to remove the existing flooring in the Judicial Center and to replace with new flooring materials.
2. Do not approve the recommendation to enter into a contract with O’Neal Flooring. If this alternative is chosen, negotiations could begin with the next most responsive bidder or it could be decided that a re-solicitation is necessary. A total re-solicitation process could take up to an additional 3 months when considering the time required to follow the procurement process and then Council approval process.

F. Recommendation

It is recommended that Council approve the request to enter into a contract with O’Neal Flooring in the amount of \$695,863 to provide the labor needed to remove the existing flooring in the Judicial Center and to replace with new flooring materials.

Recommended by: Chad Fosnight
 Department: Administration
 Date: 04/07/15

G. Reviews

(Please replace the appropriate box with a ✓ and then support your recommendation in the Comments section before routing on. Thank you!)

Please be specific in your recommendation. While “Council Discretion” may be appropriate at times, it is recommended that Staff provide Council with a professional recommendation of approval or denial, and justification for that recommendation, as often as possible.

Finance

Reviewed by: Daniel Driggers Date: 4/13/15
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation:

Procurement

Reviewed by: Cheryl Patrick Date: 4/14/15
 Recommend Council approval Recommend Council denial
 Comments regarding recommendation:

The Procurement method used for this project was an RFP (Request for Proposal). Two submittals were received. Both proposals were deemed responsive and responsible and were forwarded to the Evaluation Committee members for their independent scoring and

evaluations. The highest ranked offeror is O'Neal Flooring and Procurement supports Council awarding the project to O'Neal Flooring.

Legal

Reviewed by: Elizabeth McLean

Date: 4/21/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Policy decision left to Council's discretion.

Administration

Reviewed by: Tony McDonald

Date: 4/24/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Richland County Council Request of Action

Subject

Lease Agreements with Non-County Entities that are Occupying and Utilizing County Owned Property [**PAGES 28 - 31**]

Reviews

Richland County Council Request of Action

Subject: Lease Agreements with Non-County Entities that are Occupying and Utilizing County Owned Property

A. Purpose

Council is requested to direct staff regarding obtaining formal lease agreements with all non-county entities that are occupying and utilizing county owned property.

B. Background / Discussion

There are a number of non-county entities that are occupying and utilizing county owned property. The County is oftentimes required to provide space to certain state entities, but throughout the years we have not required the entities to execute lease agreements with the County. Entering into formal lease agreements with these non-county entities can protect the county's interests and regulate the use of the property by the non-county entities. Additionally, this will provide the county with the flexibility needed to mitigate any potential liability issues that may arise or result from the utilization of county owned property by non-county entities.

Some of the non-county entities have entered into a formal lease agreement with the county to utilize county owned property in past years. Staff recommends entering into formal lease agreements with the non-county entities where no lease agreement exists, and amending existing agreements if needed.

A list of all non-county entities that are occupying and utilizing county owned property is presented here:

Non-County Entities Occupying and Utilizing County-owned Property				
Agency	Address	City	Zip	Existing Lease Agreement
Department of Social Services	3220 Two Notch Rd.	Columbia	29204	No
Wateree Community Actions	3220 Two Notch Rd.	Columbia	29204	No
Probation, Pardon and Parole (PPP)	1221 Gregg St.	Columbia	29201	No
Public Health Department	2020 Hampton St.	Columbia	29201	Yes
United Way (Eye/Dental Clinics)	2020 Hampton St.	Columbia	29201	Yes
Elections/Voter Registration	2020 Hampton St.	Columbia	29201	No
Legislative Delegation	1701 Main Street	Columbia	29201	No
Babcock Center	6 Mauney Court	Columbia	29201	Yes
Eagle Aviation	1400 Jim Hamilton Blvd.	Columbia	29205	Yes
Aircraft Maintenance Services	1400 Jim Hamilton Blvd.	Columbia	29205	Yes
First Vehicle Services	400 Powell Road	Columbia	29203	Yes
Correct Care Solutions (Detention Center)	201 John Mark Dial Dr.	Columbia	29209	Yes

Columbia Rowing Club	Chesterfield Square	Columbia	29210	Yes
Palmetto Richland Hospital	5 Medical Park Rd.	Columbia	29203	Yes
Commission of the Blind	Multiple locations (2020 Hampton St., 1701 Main St.)	Columbia	29201	No
Ballentine Community Center	1009 Bickley Road	Irmo	29063	Yes

Staff can develop a standard lease agreement, which can be amended, as needed, with provisions to protect the county and address the needs/concerns of the non-county entities (i.e., hold harmless agreements, insurance policies, etc.).

C. Legislative / Chronological History

This is a staff initiated request. Therefore, there is no legislative history.

D. Financial Impact

There is no known financial impact to the county as this time as it pertains to this request.

E. Alternatives

1. Direct staff to obtain formal lease agreements with all non-county entities that are occupying and utilizing county owned property. If this alternative is selected, staff will proceed with drafting the formal agreements and begin discussions with the non-county entities to enter into the agreements. The agreements will be brought to Council for review and action.
2. Do not direct staff to obtain formal lease agreements with all non-county entities that are occupying and utilizing county owned property. If this alternative is selected, the county may be vulnerable to liability issues as it pertains to the operation of non-counties entities on county owned property.

F. Recommendation

Staff recommends obtaining formal lease agreements with all non-county entities that are occupying and utilizing county owned property.

Recommended by: Administration/Legal

Department: Administration/Legal

Date: April 13, 2015

G. Reviews

(Please replace the appropriate box with a ✓ and then support your recommendation in the Comments section before routing on. Thank you!)

Please be specific in your recommendation. While “Council Discretion” may be appropriate at times, it is recommended that Staff provide Council with a professional recommendation of approval or denial, and justification for that recommendation, as often as possible.

Finance

Reviewed by: Daniel Driggers

Date: 4/13/15

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Support Services

Reviewed by: John Hixon

Date: 4/13/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: If approved the lease agreements could also be used to solidify the end users responsibilities for protecting the county property, define the boundaries of use, ensure that no changes are made on the physical structure without prior approval from the County, ensure a clear understanding that the County does not have the responsibility of maintaining the operating equipment procured with, other than County funding.

Risk Management

Reviewed by: David Chambers

Date: 4/14/15

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation: For governmental entities it is advisable to have mutual waivers of subrogation to avoid conflicts and litigation.

Legal

Reviewed by: Elizabeth McLean

Date: 4/22/15

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Policy decision left to Council's discretion. See legal advice under separate cover.

Administration

Reviewed by: Tony McDonald

Date: 4/24/15

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend approval.

Items Pending Analysis

Subject

McCrary Training Center [PAGES 32 - 33]

Reviews

McCrary Training Center, located on the southeast side of Ft. Jackson, is licensed by the United States Army Corps of Engineers to the South Carolina Army National Guard (SCARNG) for use as a training site. The SCARNG and other DoD components habitually use the site to prepare for their federal and state missions. The center's average daily population is approximately 1,500 personnel, with a peak summer load of approximately 3,000.

The McCrary Training Center Fire Department provides support to Richland County Fire Services under a mutual aid agreement (currently pursuing an automatic aid agreement), which affords the citizens of Richland County improved fire services. Additionally, the McEntire Fire Department provides tanker support and Aircraft Rescue & Fire Fighting to Richland County fire services when requested.

SCARNG and McCrary Training Center leadership desire 24/7 EMS coverage. It is the intent of SCARNG leadership to have Advanced Life Support (ALS) capability for the site. . At a minimum, we request one paramedic and one Quick Response Vehicle be stationed at McCrary Training Center. In addition, we also request one ambulance be assigned to McCrary Training Center. We understand the ambulance will be reassigned as needed and per Richland County policy. In exchange for Richland County EMS services, the SCARNG would provide Richland County EMS personnel with housing and vehicle storage. In addition, the SCARNG will be responsible for all utilities and building maintenance. Our intent is for a true partnership between our organizations that is mutually beneficial to soldiers and citizens alike.