

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

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

October 19, 2010

6:00 p.m.

Call to Order: Livingston

Invocation: Manning

Pledge of Allegiance: Manning

Approval of Minutes

Regular Session: October 5, 2010: Approved as presented.

Adoption of the Agenda: Approved as presented.

Report of the County Attorney: The Employee Grievance may be discussed in Executive Session if Council wishes.

Citizens' Input: No one spoke.

Report of the County Administrator

- a. **Employee Grievance:** Executive Session
- b. **Lower Richland Sewer Update:** Mr. Pope stated that Columbia City Council is discussing this item at their October 19, 2010 meeting, and that he will forward the document to them once received. **ACTION: ADMINISTRATION**
- c. **Presentation of Budget Books:** The 2011 Budget Books were given to Council members, and staff urged Council to contact them with any questions they may have regarding the document.

Report of the Clerk of Council: The Clerk shared invitations with Council.

Report of the Chairman

- a. **Personnel Consultant Report:** Mr. Livingston stated that Council members should sign up to meet with the personnel consultant.
- b. **Redistricting Committee:** Mr. Livingston stated that the members of the committee are: Damon Jeter, Gwen Kennedy, and Jim Manning. He will email Council members about the privatization committee to be established.

Presentation: Navigating from Good to Great – Ted Speth, Chairman, Good to Great: Mr. Speth updated Council on the initiative and requested \$100,000 for the next 5 years of the program.

1. Public Hearing Items

- a. **An Ordinance Amending the Fiscal Year 2010 – 2011 General Fund Annual Budget to appropriate \$211,347 of General Fund Undesignated Fund Balance to Non Departmental for Grant Match Funds based on Attachment A:** No one spoke.
- b. **Ordinance authorizing pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a fee-in-lieu of tax agreement, by and between Richland County, South Carolina, and Verizon Wireless, as sponsor, and one or more sponsor affiliates, to provide for a fee-in-lieu of ad valorem taxes incentive, including the grant of an infrastructure credit; and other related matters:** One person spoke.
- c. **Rite Dose (formerly known as Holopack) Resolution to Approve Security Interest in Property:** No one spoke.

2. Consent Items

- a. **10-23MA, Cynthia South, RS-LD to RS-MD (8.18 acres), TMS# 07306-05-15 & 07306-04-05/21/24, Brevard Street & Jefferson Allen Drive [Third Reading]:** Council gave third reading approval to the map amendment ordinance. The vote to reconsider failed. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**
- b. **10-24MA, Lexington Land Development Co., LLC, Benjamin E. Kelly, Jr., HI to GC (1.65 acres), TMS# 17400-04-02/06/11, Clemson Road & Farrow Road [Third Reading]:** Council gave third reading approval to the map amendment ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- c. **An Ordinance amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article IV, Amendments and Procedures; Section 26-54, Subdivision Review and Approval; Subsection (B); so as to correct the section reference for the adopted flood insurance rate map [Third Reading]:** Council gave third reading approval to the ordinance. **ACTION: PLANNING, CLERK OF COUNCIL, LEGAL**

- d. **An Ordinance Amending the Fiscal Year 2010 – 2011 General Fund Annual Budget to appropriate \$211,347 of General Fund Undesignated Fund Balance to Non Departmental for Grant Match Funds based on Attachment A [Third Reading]:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, FINANCE, BUDGET, GRANTS, LEGAL, CLERK OF COUNCIL**

- e. **An Ordinance Amending the Fiscal Year 2010 – 2011 Hospitality Tax Annual Budget to appropriate \$100,000 of Hospitality Tax Undesignated Fund Balance to the Renaissance Foundation [Second Reading]:** Council gave second reading approval to a budget amendment for the Renaissance Foundation from Hospitality Tax fund balance in the amount of \$100,000. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, GRANTS**

- f. **An Ordinance Amending the Fiscal Year 2010 – 2011 General fund Annual Budget to appropriate \$37,741 of General Fund Undesignated Fund Balance to Voter Registration for additional funding of part-time employment [Second Reading]:** Council gave second reading approval to a budget amendment for the Board of Voter Registration Department for \$37,741 to cover part-time employment for the November 2, 2010 General Election. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, VOTER REGISTRATION**

3. Second Reading Items

- a. **An Ordinance Amending the Fiscal Year 2010 – 2011 Hospitality Tax Annual Budget to appropriate \$11,500 of Hospitality Tax Undesignated Fund Balance to the Palmetto Capital City Classic:** Council gave second reading approval in the amount of \$11,500 for the Palmetto Capital City Classic. **ACTION: ADMINISTRATION, BUDGET, FINANCE, GRANTS, LEGAL, CLERK OF COUNCIL**

- b. **Ordinance authorizing pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a fee-in-lieu of tax agreement, by and between Richland County, South Carolina, and Verizon Wireless, as sponsor, and one or more sponsor affiliates, to provide for a fee-in-lieu of ad valorem taxes**

incentive, including the grant of an infrastructure credit; and other related matters [Second Reading]: Council gave second reading approval to the ordinance. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER, BUDGET, FINANCE**

4. Report of Economic Development Committee

- a. Rite Dose (formerly known as Holopack) Resolution to Approve Security Interest in Property:** Council approved the Resolution and corresponding consents. **ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL, AUDITOR, ASSESSOR, TREASURER**

5. Report of Rules and Appointments Committee

- a. Notification of Vacancies:** Council voted to advertise the following vacancies: **ACTION: CLERK OF COUNCIL**
- i. Building Codes Board of Adjustments and Appeals (Plumbing) – 1 [David A. Cook, November 20, 2010]**
 - ii. Community Relations Council – 1 [Jennifer Butler, September 11, 2010]**
 - iii. Riverbanks Park Commission – 1 [Lloyd S. Liles, November 16, 2010]**
- b. Notification of Appointments:** Council voted to advertise i, ii, iii, and v, as no applications were received: **ACTION: CLERK OF COUNCIL**
- i. Accommodations Tax Committee (Hospitality) – 2**
 - ii. Appearance Commission – Landscape Architect / Landscaper – 1**
 - iii. Building Codes Board of Adjustments and Appeals – 1**
 - iv. Central Midlands Council of Governments – 3: Stephen B. Corboy and W.L. “Chip” Harriford, III: Corboy and Harriford were appointed. ACTION: CLERK OF COUNCIL**
 - v. Internal Audit Committee - 2**

c. **Discussion from Rules and Appointments Committee**

i. **Financial System Access for Council members [Washington]:**
This item remains in Committee. **ACTION: CLERK OF COUNCIL, ADMINISTRATION, FINANCE**

ii. **To change Section 18 – 1 to eliminate the underlined and italicized wording shown below:**

(b) Within three hundred yards of the property boundaries of any dwelling, business, or subdivision. It shall be unlawful for any person in the unincorporated area of the county to discharge any rifle, gun, pistol, revolver, or other similar instrument from or by means of which any bullet, shot, or other missile of any kind may be projected within three hundred (300) yards of any building used as a dwelling or business, or within the boundaries of any subdivision or within three hundred (300) yards of any subdivision, as that term is defined in Sec. 26-22 of this Code. This subsection shall not apply to a peace officer or member of the armed forces of the United States or any authorized gun club, or in the lawful defense of life or property. This subsection also shall not apply to hunting or other lawful use of firearms by persons while upon their own property, nor shall this subsection apply to persons hunting or otherwise lawfully discharging firearms on another person's property with the landowner's express permission. [Malinowski]

This item remains in Committee. **ACTION: CLERK OF COUNCIL**

iii. **Motion: When vacancies are identified on Richland County Boards and/or Commissions that require actions of County Council to fill, the Clerk assigned to advertise and process applications for these positions will notify the Executive Director and/or Chairman of the Board of the agency, Board or Commission either by telephone, email or regular mail prior to posting the public announcement of the vacancy [Pearce]:**
This item remains in Committee. **ACTION: CLERK OF COUNCIL**

iv. **Voter Registration Attorney General Opinion:** A draft ordinance was provided and discussed in the Rules and Appointments Committee. Council approved the Administrator and County Attorney meet with current Voter Registration employees to explain the item, the corresponding legalities, and the HR issues associated with the item. A meeting is to be arranged with the Legislative Delegation and the Rules and Appointments Committee regarding the proposed ordinance amendments.

ACTION: ADMINISTRATION, LEGAL, CLERK OF COUNCIL

6. **Cherokee Garden Grant:** Council approved the \$950 grant. **ACTION: PLANNING, BUDGET, FINANCE**
7. **Citizens' Input:** Three people spoke.
8. **Executive Session**
 - a. **Employee Grievance:** Council upheld the Administrator's recommendation. **ACTION: ADMINISTRATION, HUMAN RESOURCES**
9. **Motion Period**
 - a. **Council will schedule at a minimum Quarterly 1/2 Day Work Sessions to coincide with the receipt of the 50 plus page Quarterly Strategic Plan Update and 24 associated annual goals or dispose of the plan and subsequent reports. [Manning]:** Forwarded to the Rules and Appointments Committee. **ACTION: CLERK OF COUNCIL**
 - b. **Eason Memorial Baptist Church 100th Anniversary Resolution [Washington]:** Council approved the Resolution. **ACTION: CLERK OF COUNCIL**
 - c. **I move that staff draft an ordinance that would allow the development review team to impose standards above the minimum required whenever it has been determined that sensitive environmental and/or topographical conditions would be adversely affected by the proposed development or whenever the intent of the regulations or the purpose of Chapter 26 would not be met; and to take this ordinance to the Planning Commission for their recommendation. [Malinowski]** Forwarded to the Development and Services Committee. **ACTION: ADMINISTRATION, PLANNING**
 - c. **Resolution for Chief Deputy Wash James of the Richland County Sheriff's Department for being promoted to Chief Deputy of the Uniformed Division. [Kennedy]** Council approved the Resolution. **ACTION: CLERK OF COUNCIL**
 - d. **Would like to explore the possibility of having the appropriate person(s) to attend a Work Session with Richland County Council to discuss the Redistricting process, policies and procedures [Dickerson]** Forwarded to the Redistricting Committee. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**

- e. **The County Council forms a citizen advisory committee to work with the county and community at large and that council also develop a process to help assure that as many jobs as possible are kept in the local community if voters in Richland County approve a one cent authorization for transportation infrastructure. [Livingston] Council unanimously approved to establish this committee if the transportation penny sales tax passes. They will also develop a process to promote and encourage local participation in the procurement process. ACTION: ADMINISTRATION**

- f. **Any changes made in any way to an item coming to council from a committee or previous council meeting, to include consent items, must not be placed on the consent agenda in order to make council aware the item before them is not exactly the same. [Malinowski] Forwarded to the Rules and Appointments Committee. ACTION: CLERK OF COUNCIL**

- g. **Council direct staff to allocate \$100,000.00 to fund Good to Great. [Manning] Forwarded to the Administration and Finance Committee. ACTION: ADMINISTRATION**

- h. **Council allocate \$12,000.00 from Hospitality funds for Highway Lighting to be established on Richland County's International Corridor. [Manning & Jackson] Forwarded to the Administration and Finance Committee. ACTION: ADMINISTRATION, PLANNING, NEIGHBORHOOD IMPROVEMENT**

- i. **The Palmetto Health luncheon will be November 16 at noon.**

- j. **The November and December Council Meetings are as follows:**
 - November 9:** Regular Session (also Rules and Appointments and Economic Development Committee)

 - November 16:** Regular Session (also Rules and Appointments and Economic Development Committee)

 - November 23:** D&S, A&F, and Zoning Public Hearing

 - December 7:** Regular Session (also Rules and Appointments and Economic Development Committee)

 - December 14:** Regular Session (also Rules and Appointments and Economic Development Committee)

December 21: D&S, A&F, and Zoning Public Hearing

- 10. Adjournment:** Council adjourned at 7:20 p.m.