

RICHLAND COUNTY GOVERNMENT



Office of the County Administrator

**COUNTY ADMINISTRATOR'S REPORT OF COUNCIL ACTIONS
REGULAR SESSION COUNCIL MEETING
December 2, 2008
6:00 PM**

Call to Order: Hutchinson

Invocation: Scott

Pledge of Allegiance: Scott

Presentations

- a. **Blythewood Comprehensive Land Use Plan: John Perry:** Mr. Perry updated Council on the plan.

Citizens' Input: No one spoke.

Approval of Minutes

- a. **Zoning Public Hearing: October 28, 2008:** The minutes were approved as amended.
- b. **Regular Session: November 18, 2008:** The minutes were approved as submitted.

Adoption of Agenda: The agenda was adopted as amended. Project Bay was added under Executive Session as a potential item for discussion, if requested.

Report of the County Attorney for Executive Session Items

- a. **Owens Field Personnel Matter**
- b. **Lower Richland Property Item / Potential Purchase of Property**
- c. **Business Service Center Appeals**
- d. **Project Bay**

Report of the County Administrator

- a. **Project Pet Documents:** The documents have been signed and forwarded to Lexington. The Administrator will resend the executed documents to Council. **ACTION: ADMINISTRATION**
- b. **Lower Richland Property:** Executive Session item.
- c. **Joint City / County Ad Hoc Committee Meeting Update:** The transit ad hoc committee meeting will take place Friday, December 12 at 9:00am at the CMRTA facility. Council is asked to direct questions to staff in advance of this meeting. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
- d. **Strategic Plan Update:** A draft will be brought to Council on December 16, with final approval scheduled for the first meeting in January. **ACTION: ADMINISTRATION, CLERK OF COUNCIL**
- e. **Hospitality Tax Ad Hoc Committee:** The Committee needs to meet once more to amend the guidelines, which need to go into effect before the end of the year. **ACTION: BUDGET, FINANCE, ADMINISTRATION, CLERK OF COUNCIL**
- f. **Introductions:** Mr. Pope introduced the newest members of Richland County staff: Sparty Hammett, Assistant County Administrator; and David Hoops, County Engineer.

Report of the Clerk of Council

- a. **Invitations for Swearing-In Ceremony**
- b. **Reminder of Parker Poe Holiday Party**

Report of the Chairman

The Vice Chair explained that former Chairman McEachern was sworn into the House of Representatives, and could not hold double office, and therefore, would not be presiding over Council meetings anymore. Everyone wished him well in his new venture.

Approval of Consent Items: 1a, 1b, ~~1e~~, 1g, ~~1h~~, 1i, 2c, 2d, 2e, 2f, ~~2g~~, ~~2h~~, 3a, 3b, 3c, 4a, 4b, 4c, 4d. Stricken items were removed from the Consent agenda. The remaining items were approved.

1. Third Reading Items

- a. 08-30MA; St. John's Baptist Church; Joe Sumter; RU to OI (2.87 acres); Family Life Center; 24400-01-66 & 67; Ault Road and Rosa Lee Drive [CONSENT]:** Council gave third reading approval to the zoning map amendment changing the zoning designation from RU to OI. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- b. 08-33MA; Tom Margle; OI / GC / OI to RM-HD (15.48 acres); Multi-Family; 19705-01-01, 19706-03-01 & 02; I-77 and Percival Road [CONSENT]:** Council gave third reading approval to the zoning map amendment changing the zoning designation from OI / GC / OI to RM-HD. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- c. 08-28MA; Sycamore Development; RU to RS-MD (36.35 acres); Residential; 20500-04-03 / 01 (p) / 04 (p); Rimer Pond Road:** Council deferred the item to the December 16, 2008 Council meeting. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- d. 08-29MA; Sycamore Development; RU to RS-MD (31.23 acres); Residential; 20500-04-01 (p); Rimer Pond Road:** Council deferred the item to the December 16, 2008 Council meeting. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- e. An Ordinance Establishing a Temporary Moratorium on the Issuance of New Permits within the Unincorporated Areas of Richland County for Signs that Use LED Technology [CONSENT]:** Council gave third reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- f. Request to approve the use of accrued interest from the Broad River Sewer bond issue toward the completion of the construction project:** Council gave third reading approval to the ordinance. **ACTION: ADMINISTRATION, UTILITIES, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**
- g. An ordinance amending the Fiscal Year 2008 – 2009 General Fund Annual Budget to move fifty thousand (\$50,000) from the Non-Departmental Budget to the Human Resources Budget due to health insurance savings [CONSENT]:** Council gave third reading approval to the budget amendment. **ACTION: HUMAN RESOURCES, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**
- h. Request to approve a budget amendment to the Hospitality Tax Fund in the amount of \$40,000 to provide operating capital for the Township Auditorium [CONSENT]:** Council deferred this item. Per

Council action, this item is to receive two readings, and be held by council for third reading pending a demonstrated need by the Township for additional funding later in the fiscal year. **ACTION:**

ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL, TOWNSHIP

- i. **Request to approve a budget amendment in the amount of \$100,000 to redirect funds allocated to support the Midlands Area Commission on Homelessness to the Midlands Housing Alliance [CONSENT]:** Council gave third reading approval to the budget amendment. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**
- j. **An ordinance amending the Richland County Code of Ordinances, so as to remove the requirement of Development Review Team review prior to PDD approval and to delete the provision for the PDD expiration:** Council gave third reading approval to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**

2. Second Reading Items

- a. **08-03MA; Charlie Waite; Summit Contractors, Inc.; HI to RM-HD (27.86 Acres); Multi-Family Apartments; 17400-05-30; Clemson Road & Longreen Parkway:** Council gave second reading approval to the zoning map amendment changing the zoning designation from HI to RM-HD. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- b. **08-31MA; Jim Poston; M-1 to GC (.92 acres); Zaxby's; 17400-05-40(p); Clemson & Longtown Road:** Council gave second reading approval to the zoning map amendment changing the zoning designation from M-1 to GC. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- c. **08-34MA; University Suites; HI to RM-HD (13.94 acres); Multi-Family Use; 13607-02-01; Bluff Road [CONSENT]:** Council gave second reading approval to the zoning map amendment changing the zoning designation from HI to RM-HD. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- d. **08-36MA; Security Federal; NC to OI (2 acres); 02505-02-10; Highway 176 & Rauch Metz Road [CONSENT]:** Council gave second reading approval to the zoning map amendment changing the zoning designation from NC to OI. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**

- e. **08-37MA; Bruce Oswalkd; GC to RS-MD (.83 Acres); Residential; 11708-06-06; 5706 Fairfield Road [CONSENT]:** Council gave second reading approval to the zoning map amendment changing the zoning designation from GC to RS-MD. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- f. **08-38MA; Deborah Shaffer; RU to RS-LD (2.94 acres); Residential; 01316-01-01 / 02 / 03/ 04 / 05 / 06 / 07; Summer Haven 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**
- g. **08-39MA; Martha Crawford; RU to OI (3 acres); Child Care Facility; 17800-03-30 & 31; 1235 Trading Post Road [CONSENT]:** Council deferred this item. The deferment should not exceed 60 days. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- h. **An ordinance amending the Richland County Code of Ordinances, regarding lighting standards [CONSENT]:** Council gave second reading to the ordinance. Amendments regarding lighting at athletic events are to be made prior to third reading. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- i. **An ordinance amending the Richland County Code of Ordinances, so as to correctly reflect that Sexually Oriented Businesses are permitted in the HI Zoning District, as well as in the GC Zoning District:** Council gave second reading to the ordinance. **ACTION: PLANNING, LEGAL, CLERK OF COUNCIL**
- j. **Ordinance Authorizing an Amendment to the Master Agreement Governing the I-77 Corridor Regional Industrial Park by and between Richland County, South Carolina, and Fairfield County, South Carolina, to Expand the Boundaries of the Park to Include Certain Property Owned by Primesouth, Inc., and Other Related Matters:** Council gave second reading approval to the ordinance. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL, AUDITOR'S OFFICE, TREASURER'S OFFICE**
- k. **Ordinance Authorizing Certain Economic Incentives, Including Payment of a Fee In Lieu of Property Taxes and Other Related Matters, Pursuant to a Fee Agreement Between Richland County, South Carolina, and Project Bay, Pursuant to Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as Amended, for a Project Involving an Investment of Not Less Than \$30,000,000:** Council gave

second reading approval to the ordinance. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL, AUDITOR'S OFFICE, TREASURER'S OFFICE**

3. Report of Development and Services Committee

- a. Request to approve the collaboration between the Planning and Community Development Departments for the purpose of leveraging resources and funds for neighborhood programs and improvements [CONSENT]: Council approved the request. ACTION: PLANNING, COMMUNITY DEVELOPMENT, BUDGET, FINANCE**
- b. Request to approve a change order with Thomas & Hutton in the amount of \$120,120 for the watershed modeling project of Gills Creek and Crane Creek [CONSENT]: Council approved the change order. ACTION: PUBLIC WORKS, PROCUREMENT, BUDGET, FINANCE**
- c. An ordinance amending the Richland County Code of Ordinances, Chapter 10, Fire Prevention and Protection [CONSENT]: Council gave first reading approval to the ordinance. ACTION: LEGAL, CLERK OF COUNCIL, EMERGENCY SERVICES, FIRE MARSHAL, PLANNING**
- d. Alternative Dirt Road Paving Program Ordinance to permit adoption of countywide dirt road paving program standards: Council gave first reading approval to the ordinance as presented. At second reading (scheduled for December 16), the staff version of the ordinance is to appear in the agenda. ACTION: ADMINISTRATION, LEGAL, PUBLIC WORKS, CLERK OF COUNCIL**
- e. Ozone Non-Attainment Boundary Recommendation: Council approved the boundary recommendation. ACTION: ADMINISTRATION**

4. Report of Administration and Finance Committee

- a. Sheriff: Request to approve a \$5,000 grant from Palmetto Pride (No personnel or matching funds required) [CONSENT]: Council approved the grant. ACTION: SHERIFF, BUDGET, FINANCE**
- b. Emergency Services: Request to approve a contract with Walter L. Hunter Construction Company, Inc. for storage building site work [CONSENT]: Council approved the contract. ACTION: EMERGENCY SERVICES, BUDGET, FINANCE, PROCUREMENT, LEGAL**

- c. **Emergency Services: Request to approve the purchase of a Medical Ambulance Bus from Sartin Services, Inc. in an amount not to exceed \$350,000 [CONSENT]:** Council approved the purchase. **ACTION: EMERGENCY SERVICES, BUDGET, FINANCE, PROCUREMENT, LEGAL**
- d. **An ordinance amending the Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Personnel Regulations; Division 6, Conditions of Employment; so as to amend the county's holiday schedule [CONSENT FOR DENIAL]:** Council did not approve the ordinance.
- e. **Eastover Sewer Budget Amendment:** Council gave first reading approval to the ordinance. **ACTION: ADMINISTRATION, UTILITIES, PUBLIC WORKS, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL**

5. Report of the Economic Development Committee

- a. **Project Loop:** Council approved (1) the inducement and millage rate resolution, (2) the inducement and millage rate agreement, and (3) first reading of the FILOT ordinance. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL, AUDITOR'S OFFICE, TREASURER'S OFFICE**
- b. **Project Coil:** Council approved the inducement and millage rate resolution. **ACTION: ADMINISTRATION, BUDGET, FINANCE, LEGAL, CLERK OF COUNCIL, AUDITOR'S OFFICE, TREASURER'S OFFICE**

6. Business License Appeals

- a. **Dick Smith Automotive Group, Inc.**
- b. **FN Manufacturing, LLC**
- c. **McEntire Produce**

After discussing the matters in Executive Session, Council voted to:

- a. Sustain the decisions of the BSC Appeals Board for all three cases.
- b. Give first reading by title only to an ordinance amending the business license fee schedule, placing a cap at an amount to be determined. Staff is also to provide the economic impact of this ordinance by second reading. **ACTION: ADMINISTRATION,**

LEGAL, BUSINESS SERVICE CENTER, CLERK OF COUNCIL, BUDGET, FINANCE

- c. Give first reading by title only to an ordinance allowing the reassessment of the business license fee structure each year during the budget process. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, CLERK OF COUNCIL, BUDGET, FINANCE**
7. **Lower Richland Property Purchase:** After discussing the matter in Executive Session, Council voted to not allow the county administrator to negotiate the purchase of the property.
 8. **Citizens' Input:** One person spoke.
 9. **Executive Session**
 - a. **Owens Field Personnel Matter:** The County Administrator was authorized to proceed as discussed in Executive Session. **ACTION: ADMINISTRATION**
 - b. **Lower Richland Property Item / Potential Purchase of Property:** Council voted to not allow the county administrator to negotiate the purchase of the property.
 - c. **Business Service Center Appeals:** Council voted to:
 - a. Sustain the decisions of the BSC Appeals Board for all three cases.
 - b. Give first reading by title only to an ordinance amending the business license fee schedule, placing a cap at an amount to be determined. Staff is also to provide the economic impact of this ordinance by second reading. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, CLERK OF COUNCIL, BUDGET, FINANCE**
 - c. Give first reading by title only to an ordinance allowing the reassessment of the business license fee structure each year during the budget process. **ACTION: ADMINISTRATION, LEGAL, BUSINESS SERVICE CENTER, CLERK OF COUNCIL, BUDGET, FINANCE**
 - d. **Project Bay:** Not discussed in Executive Session.
 10. **Motion Period**
 - a. **Ruth and Abraham Gold's 50th Wedding Anniversary Resolution [Jeter]:** Approved. **ACTION: CLERK OF COUNCIL**

- b. Arbor Day Resolution [Hutchinson]:** Approved. **ACTION: CLERK OF COUNCIL**
 - c. Resolution to rename Owens Field Airport [Scott]:** This item was forwarded to a Special Called D&S Committee Meeting on December 16, 2008 at 5:30pm. **ACTION: CLERK OF COUNCIL, ADMINISTRATION, LEGAL**
- 11. Adjournment:** Council adjourned at 9:00pm.