



CITY OF COLUMBIA  
CITY COUNCIL MEETING MINUTES  
WEDNESDAY, AUGUST 9, 2006  
10:00 A.M.  
CITY HALL – COUNCIL CHAMBERS  
1737 MAIN STREET  
THIRD FLOOR

The Columbia City Council conducted a Regular Meeting on Wednesday, August 9, 2006 in the City Hall Council Chambers located at 1737 Main Street, Columbia, South Carolina. The Honorable Mayor Robert D. Coble called the meeting to order at 10:03 a.m. The following members of Council were present: The Honorable Anne M. Sinclair, The Honorable Sam Davis, The Honorable Tameika Isaac Devine, The Honorable Daniel J. Rickenmann and The Honorable Kirkman Finlay III. The Honorable E.W. Cromartie, II was absent due to his attendance at a National Black Caucus for Local Elected Officials Conference. Also present were Mr. Charles P. Austin, Sr., City Manager and Ms. Erika D. Salley, City Clerk.

### **APPROVAL OF MINUTES**

1. Minutes for July 5 and 12, 2006

Upon motion by Mr. Rickenmann, seconded by Ms. Sinclair, Council voted unanimously to approve the Minutes of July 5, 2006 and July 12, 2006 on a single motion and as presented.

### **CONSENT AGENDA**

Upon motion by Ms. Sinclair, seconded by Mr. Davis, Council voted unanimously to approve the **Consent Agenda Items 2. through 9.** on a single motion and as presented.

### **CONSIDERATION OF BIDS AND AGREEMENTS**

2. Council is asked to approve the Purchase of Equipment, as requested by the Fire Department. Award to the following low bidders of each lot in the total amount of \$12,520.93. *Funding Source: 2082306-631800 / 2082306-627100 - Approved*

Lot 1	Hose testers and Bleeder caps	Action Fire MES	Charlotte, NC	\$7,591.93
Lot 2	Fire Hose	Newton Fire & Safety	Swepsonville, NC	\$4,929.00

3. Council is asked to approve the Purchase of a White Eight (8) Passenger Flex Fuel Minivan, as requested by the Information Technology Department. Award to Butler Chrysler Dodge Jeep, using the SC State Vehicle Contract, in the amount of \$15,690.00. This vendor is located in Beaufort, SC. *Funding Source: 5511121-658500 - Approved*
4. Council is asked to approve the Purchase of Four (4) Containment Fill Stations, as requested by the Fire Department. Award to Safe Air Systems, the lowest bidder meeting specifications, in the amount of \$19,374.00. This firm is located in Randleman, NC. *Funding Source: 23082306-657400 - Approved*
5. Council is asked to approve the Replacement of the Two (2) HVAC Units at 1225 Laurel Street, as requested by the Support Services Department. Award to W.B. Thomasson, the lowest bidder, in the amount of \$19,965.00. This firm is located in Columbia, SC. *Funding Source: 5511219-659300 – Approved*

6. Council is asked to approve the Purchase of MASA Carbon Cylinders, Turn Masks and Air Packs, as requested by the Fire Department. Award to Newton's Fire & Safety, the lowest bidder, in the amount of \$24,065.18. This firm is located in Swepsonville, NC. *Funding Source: The Carbon Cylinders will be purchased out of account 2082306-627100. Everything else will be purchased out of account 2082306-625900 - Approved*
7. Council is asked to approve the Purchase of 50 Body Armor Vests, as requested by the Police Department. Award to Wright Johnson, using the SC State Contract, in the amount of \$31,429.00. *Funding Source: 1012402-624100 - Approved*
8. Council is asked to approve the Purchase of Bearings, Couplings and Shafts to Repair Basins 1 through 4 for the Flocculator Equipment, as requested by the Lake Murray Water Plant. Award to Industrial Bearing Technologies, the lowest bidder, in the amount of \$37,235.26. This vendor is located in Brooklyn, NY. *Funding Source: GL-5529999-851200 / JL-55693301-851200 - Approved*
9. Council is asked to approve the Purchase of 21 each Vehicular Radio Modems and Antennas, as requested by the Police Department. Award to Motorola C & E, Inc., as a Sole Source, in the amount of \$50,106.15. This vendor is located in Sumter, SC. *Funding Source: 1012401-657800 - Approved*

### **CONSIDERATION OF BIDS, AGREEMENTS AND CHANGE ORDERS**

Upon motion by Mr. Davis, seconded by Ms. Sinclair, Council voted unanimously to approve **Items 10.** and **11.** on a single motion.

10. Council is asked to approve the Purchase of Four (4) Lots of Grounds Maintenance for 11 Months, as requested by the Forestry and Beautification Department. Award to Green Earth Services, the lowest bidder, in the amount of \$77,825.00. This firm is located in Columbia, South Carolina. *Funding Source: GL-1011217-636600 - Approved*
11. Council is asked to approve an Agreement for the Design of the Lincoln Street Parking Deck, as requested by the Special Projects Administrator. Award to LPA Group Inc. in the amount of \$591,500.00. This firm is located in Columbia, SC. *Funding Source: 2005 Parking Facilities Revenue Bond Issue (PG-001105 / PG-001106) - Approved*

### **ORDINANCES – FIRST READING**

Upon motion by Mr. Rickenmann, seconded by Ms. Sinclair, Council voted unanimously to give first reading approval on a single motion to **Items 12., 13., 15.** and **16.**

12. Ordinance No.: 2006-059 – Granting encroachment to Wendy J. Bailey for installation and maintenance of a driveway with turnaround, landscaping, irrigation system, privacy fence and brick retaining wall at 1630 Catawba Street – *Approved on first reading.*
13. Ordinance No.: 2006-062 - Annexing State parcels bounded by I-20; Hwy 21 (North Main Street / Wilson Boulevard); Pisgah Church Road; Parkland Road and Farrow Road, Richland County Tax Map # 14400-01-01; 14403-03-01; 17101-01-02 and 17102-01-01; LESS AND EXCEPTING property known or formerly known as Meadowlake Park (being portion of the southwestern corner of Richland County Tax Map Sheet 14400, Block 01, Lot 01) and a ten (10') foot wide buffer – *Approved on first reading.*

14. Ordinance No.: 2006-063 – Granting encroachment to Delaney’s Music Pub & Eatery for construction and maintenance of an awning and for placement of seven tables and twenty-eight chairs for outdoor dining at 741 Saluda Avenue – *Approved on first reading.*

Upon motion by Ms. Sinclair, seconded by Mr. Rickenmann, Council voted unanimously to give first reading approval to Ordinance No.: 2006-063 – Granting encroachment to Delaney’s Music Pub & Eatery for construction and maintenance of an awning and for placement of seven tables and twenty-eight chairs for outdoor dining at 741 Saluda Avenue, subject to the following conditions:

- I. The applicant does the installation as proposed with tables mounted to the facade.
  - II. Applicant maintains a minimum of 36” clearance between tables and edge of brick pavers.
  - III. Must maintain special (\$600,000) insurance policy on liability.
  - IV. They will work with the City and pay for tree grate including installation.
  - V. The awing will be the protection from sun/rain and no umbrellas will be used.
  - VI. Applicant is responsible for installing and enforcing brass plaques stating no chairs at end of tables.
15. Ordinance No.: 2006-065 - Ordinance Setting a Franchise Fee for Cable Service Providers Upon Expiration or Termination of an Existing Franchise for Cable Service – *Approved on first reading.*
16. Ordinance No.: 2006-066 - Ordinance Granting Consent to Application for Franchise for Cable Service and Setting Franchise Fee – *Approved on first reading.*
17. Ordinance No.: 2006-068 - Annexing Lots 1 and 2, Wilson Boulevard, Meadow Lake Drive and Beckham Drive, Portion of Richland County TMS #14400-01-01- *Approved on first reading.*

Upon motion by Ms. Sinclair, seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2006-068 - Annexing Lots 1 and 2, Wilson Boulevard, Meadow Lake Drive and Beckham Drive, Portion of Richland County TMS #14400-01-01.

### **OTHER MATTERS**

- 17a. \*\*Code Enforcement Taskforce – Mayor Robert D. Coble

Mayor Robert D. Coble distributed copies of a draft motion pertaining to the proposed Code Enforcement Taskforce. He began by recognizing that the City has made dramatic improvements in code enforcement, the goal of the taskforce and its charge.

Councilor Kirkman Finlay III suggested that they remove sentence three, which suggests that we have maximized interdepartmental cooperation. He said that the sentence eliminates the need for the taskforce. The goal is to better work together.

Councilor Anne M. Sinclair suggested that the sentence be modified to say that Administration has worked diligently to maximize all available opportunities and will continue to do so.

Upon motion by Mayor Coble, seconded by Mr. Rickenmann, Council voted unanimously to create the Code Enforcement Taskforce, its mission, objectives and the appointment of City staff persons to the taskforce as outlined. Each member of Council will appoint one representative by August 23, 2006 and six to eight at-large members and the Chairperson on August 30, 2006. Mr. Marc Mylott, Director of Development Services was directed to call the first meeting with a final report being due 6-months after that meeting. Staff was directed to modify sentence three as discussed.

17b. \*\*Transfer of Two Parcels to Development Corporations – Mr. Steve A. Gantt, Senior Assistant City Manager for Operations

Mr. Steve Gantt, Senior Assistant City Manager for Operations outlined his intent to transfer a one-acre parcel behind the Wardlaw Apartments on Park Street and a six-acre parcel acquired with the purchase of the Industrial Park to the Commerce and Development Group. The Commerce and Development Group is to create a plan for the highest and best use of the property in the private sector. This will generate revenue for the Development Corporations to be used as seed money for future projects.

Councilor Sam Davis suggested that they take note of buffering issues related to the Industrial Park and how it is abutted by a residential development.

Councilor Anne M. Sinclair suggested that they get feedback from the Planning Department. She noted that the property in question is separated from the Industrial Park. She asked staff to determine if the property is within the Empowerment Zone and to outline the benefits that are available.

Councilor Kirkman Finlay III asked if there was a fund to use as security to tie down property? He suggested that some of the proceeds from the sale of these properties go into the Land Acquisition Fund.

Upon motion by Ms. Sinclair, seconded by Mr. Davis, Council voted unanimously to authorize staff to proceed with the transfer of a one-acre parcel and a six-acre parcel to the Commerce and Development Group as outlined.

### **APPEARANCE OF PUBLIC HAVING BUSINESS WITH CITY COUNCIL**

Ms. Susan Hogue appeared before the members of Council on behalf of a large group of people interested in Public Access Television. They are working on a proposal to encourage that public voice, which is missing in media and new media such as the Web.

Mayor Robert D. Coble asked the City Attorney if our choices were to get another channel for Public Access or to use the existing Channel 2 used by local government. He also asked for funding options. He asked Mr. Jim Meggs, City Attorney to brief the members of Council on the new State Legislation pertaining to Cable Television Franchises.

Mr. Charles P. Austin, Sr., City Manager informed the members of Council that he met with the group and requested that a proposal be submitted for review and consideration. That proposal has not been received.

Mr. Jason Craig appeared before the members of Council on behalf of a large group of people interested in Public Access Television. He said that he is concerned about funding as well, but asked the members of Council to keep in mind how the franchise fees are currently being utilized.

Mr. Temple Ligon, The Columbia Star, invited the members of Council to attend a lecture on the History of the Streets of London on Friday, August 11, 2006 at 7:00 p.m. at the Tapas Restaurant.

### **EXECUTIVE SESSION**

Upon motion by Mr. Davis, seconded by Ms. Devine, Council voted unanimously to go into Executive Session at 10:35 a.m. for the discussion of **Items 18.** through **20.** as amended.

18. Receipt of legal advice, which relates to pending, threatened or potential claim - *This item was discussed in Executive Session. No action was taken.*
19. Discussion of employment of an employee
  - City Attorney's Office
  - \*\*Municipal Court Judges

*These items were discussed in Executive Session. No action was taken.*
- **Council adjourned the Executive Session discussion at 11:16 a.m. to reconvene the meeting.**
20. Discussion of negotiations incident to the proposed purchase of property

Upon motion by Mr. Davis, seconded by Mr. Rickenmann, Council voted unanimously to authorize Mr. Charles P. Austin, Sr., City Manager to expend up to \$50,000 as earnest money for the acquisition of property related to the catalyst projects within the North Columbia Master Plan. The City Manager is further directed to develop a plan for the expenditure of an additional \$200,000 for the North Columbia Master Plan in an effort to jumpstart the catalyst projects.

- **Council reconvened the Executive Session at 11:17 a.m.**
- **Council adjourned the meeting at 11:47 a.m.**

Respectfully submitted by:

Erika D. Salley  
City Clerk