



CITY OF COLUMBIA  
CITY COUNCIL MEETING MINUTES  
TUESDAY, FEBRUARY 15, 2011  
6:00 P.M.  
COUNCIL CHAMBERS – 3<sup>RD</sup> FLOOR  
1737 MAIN STREET

The Columbia City Council conducted a Regular Meeting and Public Hearing on Tuesday, February 15, 2011 at City Hall, 1737 Main Street, Columbia, South Carolina. The Honorable Mayor Stephen K. Benjamin called the meeting to order at 6:06 p.m. and the following members of Council were present: The Honorable Sam Davis, The Honorable Tameika Isaac Devine, The Honorable Daniel J. Rickenmann, The Honorable Belinda F. Gergel, The Honorable Leona K. Plough and The Honorable Brian DeQuincey Newman. Also present were Mr. Steven A. Gantt, City Manager and Ms. Erika D. Salley, City Clerk.

### **PLEDGE OF ALLEGIANCE**

### **INVOCATION**

Chaplain Darrell Croft, Columbia Fire Department offered the Invocation.

Mr. Steven A. Gantt, City Manager recognized members of Eagle Scout Troop 8 from Incarnation Lutheran Church. Mr. Ken Gaines, City Attorney is a former adult leader for Troop 8.

### **PRESENTATION**

1. First Annual Columbia Lifesavers Blood Drive - Mr. Reggie Belcher, Donor Recruitment Representative for the American Red Cross

Mr. Reggie Belcher, Board Chair for the Blood Service Division / SC American Red Cross reported that during the First Annual Columbia Lifesavers Blood Drive conducted on February 4, 2011, 210 units of blood were collected from City of Columbia employees. The Columbia Police Department had 45 donors and the Parking Services Department had the highest percentage of employees to donate. Both will be awarded with a pizza party for their efforts. Mr. Belcher presented the City of Columbia with a plaque for Outstanding Support to the American Red Cross Blood Drive.

\*\*Mayor Benjamin recognized The Honorable Daniel E. Johnson, Solicitor for the Fifth Judicial Circuit of South Carolina. We are seeing the enhanced cooperation of public safety issues that we all hoped to see over this past year. It is encouraging to see the number of meetings that are taking place between the Police Chief, the Sheriff's Office and the Solicitor in an attempt to find comprehensive ways to help dramatically improve public safety across this community, particularly amongst our youth.

### **PUBLIC HEARING**

- **Council opened the Public Hearing at 6:15 p.m.**

### **ORDINANCE – SECOND READING**

2. Ordinance No.: 2010-160 – Amending Section 9 of the Franchise Agreement between South Carolina Electric & Gas Company ("SCE&G") and the City of Columbia dated February 20, 2002 – *First reading approval was given on December 14, 2010. Council voted five (5) to two (2) to approve on second reading.*

The following individuals appeared before the members of City Council to comment on **Item 2**:

Mr. Peter Kennedy, City resident  
Mr. Mac Bennett, United Way  
Mr. Robert Dozier, Chair-Elect for the Chamber of Commerce  
Mr. Keith Seymour, City Resident  
Mr. Bob Liming, Save Our Buses Taskforce  
Ms. Alexzena Furgess, President of the Jones McDonald Neighborhood Association  
Ms. Emily Cooper, City Resident  
Mr. Brian Flynn, City Resident  
Mr. Henry Hopkins, Eau Claire Community Resident  
Ms. Olivette Novella Akers, City Resident  
Ms. Bessie Watson, South Edisto Court Neighborhood President  
Ms. Ryan Nevius, City Resident  
Mr. Chris Sullivan  
Dr. Albert Reid, Greenview Community Resident  
Ms. Denise Woodward, City Resident  
Mr. Bill Manley, Eau Claire Community Resident  
Ms. Sandra Billmeyer, Columbia Resident  
Mr. Olufemi Olulenu, City Resident  
Mr. Eric Ruschky, City Resident  
Mr. Sean Siberia, City Resident

▪ **Council closed the Public Hearing at 7:35 p.m.**

\*\*Mayor Benjamin recognized The Honorable Verhonda Crawford; the youngest serving member of the Chesnee City Council and across the State of South Carolina.

\*\*Mayor Benjamin recognized Mr. Derrick Huggins, Vice President of Transportation at the University of South Carolina. He will be a significant piece of the puzzle as we move forward.

Upon a motion made by Dr. Gergel and seconded by Ms. Devine, Council voted five (5) to two (2) to give second reading approval to Ordinance No.: 2010-160 – Amending Section 9 of the Franchise Agreement between South Carolina Electric & Gas Company (“SCE&G”) and the City of Columbia dated February 20, 2002, with the following amendment expressing the intent of this City Council to restrict, on an annual basis, all of the revenue generated by the 2% franchise fee increase for public transportation. Voting aye were Mr. Davis, Ms. Devine, Dr. Gergel, Mr. Newman and Mayor Benjamin. Voting nay were Mr. Rickenmann and Ms. Plough.

Councilor Rickenmann asked who will be in charge of providing the Council with the upcoming budget request from the Central Midlands Regional Transit Authority due to the anticipated financial shortfall.

▪ **Council recessed at 8:20 p.m.**

▪ **Council reconvened at 8:31 p.m.**

**APPROVAL OF MINUTES**

Upon a single motion made by Ms. Plough and seconded by Mr. Rickenmann, Council voted unanimously to approve the Minutes of September 8, 15, 29, 2010; October 6 and 19, 2010; November 2, 9 and 16, 2010; December 7 and 14, 2010; January 25, 2011; and February 1, 2011 as presented.

3. Minutes of September 8, 2010 (revised); September 15, 2010; September 29, 2010 (revised); October 6, 2010; October 19, 2010; November 2, 2010; November 9, 2010; November 16, 2010; December 7, 2010 and December 14, 2010 – *Approved as presented.*
4. Minutes of January 25, 2011 (revised) – *Approved as presented.*
5. Minutes of February 1, 2011 – *Approved as presented.*

### **CONSENT AGENDA**

Upon a single motion made by Ms. Plaugh and seconded by Mr. Newman, Council voted unanimously to approve the **Consent Agenda Items 6.** through **22.** as presented.

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

6. Council is asked to approve the Maintenance Renewal of the VMware Software, as requested by the Information Technology Department. Award to Dell Marketing, using the SC State Contract in the amount of \$13,427.43. This vendor is located in Round Rock, TX. *Funding Source: Information Technology/Maintenance Contracts 1011120/638200 – **Note:** This software is an operating system which enables server consolidation. - Approved*
7. Council is asked to approve an Agreement to provide an Online Calendar of Events Website for the City of Columbia for Fiscal Year 2011-2012. Award to Leisure Fun in the amount of \$13,500. This vendor is located in Columbia, SC. *Funding Source: Hospitality Tax - Approved*
8. Council is asked to approve the Purchase of One (1) Smith & Loveless Pump Model 4B2 1800 RPM, as requested by the Metro Wastewater Treatment Plant. Award to Pete Duty & Associates, as a Sole Source in the amount of \$14,043.75. This vendor is located in Hillsborough, NC. *Funding Source: Utilities Metro Wastewater Plant/Equipment Repair-Service Supply, GL 5516208-631800 - Approved*
9. Council is asked to approve the Purchase of One (1) Chevrolet Impala, as requested by the Fleet Services Division. Award to Herndon Chevrolet, using the State Contract pricing in the amount of \$17,527.00. This vendor is located in Lexington, SC. *Funding Source: 70% Engineering Water Sys Impro-Auto, Trucks, Hvy Equip >\$5,000, 5516220-658500 and 30% Engineering Wastewater Sys Imp-Auto, Trucks, Hvy Equip >\$5,000, 5516221-658500 - Approved*
10. Council is asked to approve the Purchase of fourteen (14) inch Fire Fighter Boots, as requested by the Fire Department. Award to Safe Industries, the lowest bidder meeting specifications in the amount of \$17,590.80. This vendor is located in Piedmont, SC. *Funding Source: General Fund Fire Suppression-Safety Clothing and Supplies 1012303-625900; \$8,025.00 and County Services County Fire Administration-Safety Clothing and Supplies 2082306-625900; \$8,025.00 - Approved*
11. Council is asked to approve the Purchase of Dress Uniforms, as requested by the Fire Department. Award to US Patriot, LLC, using the SC State Contract in the amount of \$18,101.05. This vendor is located in Columbia, SC. *Funding Source: Fire Suppression-Uniforms and Clothing 1012303-624100; \$9,050.52 and County Fire Administration-Uniforms and Clothing 2082306-624100; \$9,050.52 - Approved*

12. Council is asked to approve the Purchase of Automatic License Plate Recognition Technology (ALPR), as requested by the Columbia Police Department. Award to ELSAG North America, as a Sole Source in the amount of \$22,336.25. This vendor is located in Greensboro, NC. *Funding Source: GL:US Justice Grants Control-Video/Photography Equipment >\$5,000/2659999-658610 and JL:FY10 JAG Justice Grant Asst Grant-Video/Photography Equipment >\$5,000/9211000104-658610 - Approved*
13. Council is asked to approve the Purchase of One (1) Ford F-350 Crew Cab with Utility Body, as requested by the Street Division. Award to Magic City Motor Corp, using the State Contract in the amount of \$28,436.00. This vendor is located in Roanoke, VA. *Funding Source: Streets-Water & Sewer Repair/Auto Trucks Heavy Equipment >\$5,000; 5513202-658500 - Approved*
14. Council is asked to approve the Purchase of One (1) Ford F-450 Truck with Platform Body, as requested by the Fleet Services Division. Award to Magic City Motor Corp, using the SC State Contract in the amount of \$39,704.00. This vendor is located Roanoke, VA. *Funding Source: Capital Replacement-Auto, Trucks, Heavy Equipment >\$5,000; 6308972-658500 - Approved*
15. Council is asked to approve the Purchase of One (1) Ford F-450 Maintenance Service Truck, as requested by the Lake Murray Water Plant. Award to Magic City Motor Corp, using the State Contract in the amount of \$48,852.00. This vendor is located in Roanoke, VA. *Funding Source: Utilities Lake Murray Water Plant/Auto Trucks Heavy Equipment >\$5,000; 5516207-658500 - Approved*
16. Council is asked to approve the Milling and Resurfacing of Bower Parkway, as requested by the Street Division. Award to Boggs Paving Inc., the lowest bidder in the amount of \$188,920.60. This vendor is located in Monroe, NC. *Funding Source: Street Resurfacing Capital Project/Paving and Asphalt Supplies Bower Parkway Improvement/Paving and Asphalt Supplies; GL 4079999/623500, JL SR803001/623500 - Approved*
17. Council is asked to approve Project #SS7155; Metro Wastewater Treatment Plant Primary Standby Pump Station Improvements and Effluent Flume Modifications, as requested by Utilities and Engineering. Award to M.B. Kahn Construction Co., Inc., the lowest bidder in the amount of \$1,607,388.00. This vendor is located in Columbia, SC. *Funding Source: Sanitary Sewer-Special Contracts 5516212-638300 - Approved*

**CASES WITH MAP AND TEXT AMENDMENTS – SECOND READING**

18. **2300 WILMOT AVENUE (Text Amendment), TMS# 11311-04-01; Amend Section 17-691(c) to add structure as a Group II Landmark**  
  
Ordinance No.: 2010-153 – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article V, Historic Preservation and Architectural Review, Division 4, Landmarks, Sec. 17-691 Building and site list, ( c ) to add 2300 Wilmot Avenue, TMS #11311-04-01 – First reading approval was – *First reading approval was given on February 1, 2011. – Approved on second reading.*
- 18a. **2300 WILMOT AVENUE (Map Amendment), TMS# 11311-04-01; Rezone to add –DP overlay to designate structure as a Landmark. – Approved on second reading.**
19. **1620 MAIN STREET (Text Amendment), TMS# 09014-04-17; Amend Section 17-691(d) to add structure as a Group III Landmark**

Ordinance No.: 2011-003 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article V, Historic Preservation and Architectural Review, Division 4, Landmarks, Sec. 17-691 Buildings and site list, (d) to add 1620 Main Street, Richland County TMS #09014-04-17 *First reading approval was given on February 1, 2011. – Approved on second reading.*

- 19a. **1620 MAIN STREET (Map Amendment), TMS# 09014-04-17; Rezone to add –DP overlay to designate structure as a Landmark.** – *Approved on second reading.*

MAP AMENDMENT – SECOND READING

20. **4054 Water Street, 3869 Shaw Street, 3863 Shaw Street** – TMS# 11602-10-01, 11602-10-02, 11602-10-03; rezone from RS-3 (Single-Family Residential) to RG-3 (General Residential). – *First reading approval was given on February 1, 2011. – Approved on second reading.*
21. **4626, 4628, 4630 North Main Street, 1304, 1308, 1312 Columbia College Drive** – TMS# 9215-09-01, 9215-09-03, 11603-01-01 (portion); rezone from PUD-C (Planned Unit Development) to MX-1 (Mixed-Use), -NC North Main Corridor). – *First reading approval was given on February 1, 2011. – Approved on second reading.*

ANNEXATION WITH MAP AMENDMENT – SECOND READING

22. **6903 Deloach Drive**, TMS# 16415-04-28; request recommendation concerning application to annex and zone property RS-1 (Single-Family Residential). The property is zoned RS-LD (Single-Family Residential) in Richland County. – *Approved on second reading.*

Ordinance No.: 2011-007 – Annexing 6903 Deloach Drive, Richland County TMS #16415-4-28 – *First reading approval was given on February 1, 2011. – Approved on second reading.*

ORDINANCES – SECOND READING

23. Ordinance No.: 2011-001 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 14, Article IV, Offenses Against the Public Peace and Order to add Sec. 14-106 Hours of sale restricted for commercial establishments which allow for on-premises consumption of beer, ale, porter and/or wine – *First reading approval was given on February 1, 2011. – Approved on second reading.*

Upon a motion made by Dr. Gergel and seconded by Ms. Devine, Council voted unanimously to give second reading approval to Ordinance No.: 2011-001 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 14, Article IV, Offenses Against the Public Peace and Order to add Sec. 14-106 Hours of sale restricted for commercial establishments which allow for on-premises consumption of beer, ale, porter and/or wine.

ORDINANCES – FIRST READING

24. Ordinance 2010-159 - Repealing Ordinance 2008-087 Granting an encroachment to the Preston Green Homeowner's Association, LLC for installation and maintenance of front walks within the rights of way areas of Preston Green Drive, Preston Green Court, Addleston Court, Charnock Way, Brooksby Court, Castile Cary Court and Chesman Court; Authorizing Acceptance and Dedication of Streets, excluding front walks and walkways, known as Preston Green Drive, Preston Green Court, Addleston Court, Charnock Way, Brooksby Court, Castile Cary Court and Chesman Court, located in Preston Green Subdivision to the City of Columbia; RC TMS# 16311-03-02 (p); CF#

271-04; Granting an encroachment to the Preston Green Homeowners' Association, LLC for installation and maintenance of front walks within the right of way areas of Preston Green Drive, Preston Green Court, Addleston Court, Charnock Way, Brooksby Court, Castile Cary Court and Chesman Court – *Approved on first reading.*

Upon a motion made by Ms. Plough and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance 2010-159 - Repealing Ordinance 2008-087 Granting an encroachment to the Preston Green Homeowner's Association, LLC for installation and maintenance of front walks within the rights of way areas of Preston Green Drive, Preston Green Court, Addleston Court, Charnock Way, Brooksby Court, Castile Cary Court and Chesman Court; Authorizing Acceptance and Dedication of Streets, excluding front walks and walkways, known as Preston Green Drive, Preston Green Court, Addleston Court, Charnock Way, Brooksby Court, Castile Cary Court and Chesman Court, located in Preston Green Subdivision to the City of Columbia; RC TMS# 16311-03-02 (p); CF# 271-04; Granting an encroachment to the Preston Green Homeowners' Association, LLC for installation and maintenance of front walks within the right of way areas of Preston Green Drive, Preston Green Court, Addleston Court, Charnock Way, Brooksby Court, Castile Cary Court and Chesman Court. Dr. Gergel was not present for the vote.

## **RESOLUTIONS**

Upon a single motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to approve **Resolution Items 25.** through **29.** as presented. Dr. Gergel was not present for the vote.

25. Resolution No.: R-2011-015 – Authorizing Acceptance and Dedication of Streets Known as Bluff Pointe, North Woodburn Lane, South Woodburn Lane and Waybrook Court, located in the Bluff, Phase 2 at Chestnut Hill Plantation to the City of Columbia; Richland County TMS #05211-04-01 (Portion) CF #199-11E - *Approved*
26. Resolution No.: R-2011-016 – Authorizing Acceptance and Dedication of Streets Known as Gauley Drive, River Run Road, Coxsfeld Court and Wiltown Court in Lakeshore at the Grove, Phase 1 as Chestnut Hill Plantation (formerly the Grove, Phase 4A) to the City of Columbia; Richland County TMS #05208-05-01 (Portion); CF #199-11O - *Approved*
27. Resolution No.: R-2011-017 – Authorizing Acceptance and Dedication of Street Known as Gauley Drive in Lakeshore at The Grove, Phase 2 at Chestnut Hill Plantation (formerly The Grove, Phase 4B) to the City of Columbia; Richland County TMS #05208-05-02 (Portion); CF #199-11P - *Approved*
28. Resolution No.: R-2011-018 – Authorizing Acceptance and Dedication of Streets Known as Sandalewood Lane, Sandalewood Court and Ironcrest Way in Highland Creek, Phase 3 at Chestnut Hill Plantation to the City of Columbia; Richland County TMS #05209-04-02 (Portion); CF #199-11M - *Approved*
29. Resolution No.: R-2011-019 – Authorizing Acceptance and Dedication of Streets Known as Sandalewood Lane and Waban Court in Highland Creek, Phase 4 at Chestnut Hill Plantation to the City of Columbia; Richland County TMS #05209-04-03 (Portion); CF #199-11M - *Approved*
30. Resolution No.: R-2011-020 – Authorizing the Mayor to execute an Employment Contract between the City of Columbia and Steven A. Gantt - *Approved*

Councilor Plough reported that the Council met today to consolidate the comments for the City Manager's evaluation. At our next meeting, we will sit down with him; discuss his historic performance; and discuss objectives for the future.

Upon a motion made by Ms. Plough and seconded by Ms. Devine, Council voted unanimously to approve Resolution No.: R-2011-020 – Authorizing the Mayor to execute an Employment Contract between the City of Columbia and Steven A. Gantt. Dr. Gergel was not present for the vote.

31. Resolution No.: R-2011-021 – Authorizing consumption of beer and wine at the Main Street Latin Festival – *Approved*

Upon a motion made by Mr. Rickenmann and seconded by Ms. Devine, Council voted unanimously to approve Resolution No.: R-2011-021 – Authorizing consumption of beer and wine at the Main Street Latin Festival. Dr. Gergel was not present for the vote.

### **CITY COUNCIL COMMITTEE REPORTS**

32. Council is asked to provide committee reports and/or present motions to refer specific matters to a particular Council Committee at this time.

- **Councilor Gergel returned to the meeting at 8:42 p.m.**

Councilor Davis, **Economic and Community Development Committee** Chair reported from the Tuesday, February 8, 2011 meeting as follows:

- The Greater Columbia Community Relations Council has made a request for City Council to reconsider funding cuts to their agency. There was a consensus of the committee not to consider the request at this time.
- There was a request submitted regarding the use of the Tapps Building at 1644 Main Street. Given the information available at that time, the committee also elected not to take any actions on that. We anticipate a return request based on the discussion that was held. At that time, we will come back with the recommendation.
- For the past couple of months, the Committee has been considering various proposals regarding taxi cab services in the City. As a result, our last meeting consisted of a larger number of participants. We recommended that the parties consisting of the smaller cab companies and the corporate cab companies form a subcommittee to hash out their differences and come back to the committee with some recommendations to be presented to Council.
- The committee did consider the recommendation that came from Mr. Franklin Lee regarding his deliverables. Based on our in-depth discussion, we are recommending that City Council approve the deliverables so that we can communicate with him and he will be able to modify the timetables attached to it. Staff was directed to minimize Mr. Lee's expenses as much as possible. This item will be placed on the March 1, 2011 Council agenda for consideration.

Councilor Gergel, Chair of the **Arts and Historic Preservation Committee** reported that the Mayor's Transition Team Arts and Historic Preservation Committee reported to the Council Committee on Wednesday, March 9, 2011. Mr. Steve Morrison, Co-Chair of the Transition Team Arts and Historic Preservation Committee announced that we have four (4) major celebrations coming up over the next year: the 50<sup>th</sup> Anniversary of the Columbia City Ballet; the 50<sup>th</sup> Anniversary of the Historic Columbia Foundation; and the completion of the Nickelodeon Theatre and the Renaissance Foundation. There was a consensus of the Committee that we want to continue this dialog with the Transition Team. We asked the Transition Team if they would be willing to build the 225<sup>th</sup> Anniversary of the City of Columbia into a larger initiative and the Committee said that if they were asked, they would do the best they could do to come back to this Council with some ideas, even perhaps a year long celebration. The Committee also brought and shared with us some wonderful branding ideas and ways to publicize and market under one theme, all of the fabulous arts and cultural initiatives that we have in the City. Again, recognizing that as we work together; as we partner; as we join hands; between the wonderful multitudes of

organizations, we have the ability to do some things that none of these organizations could do alone. It was a great meeting. If we wish to pursue asking this group to come back with some ideas on the 225<sup>th</sup> Birthday celebration involving some of the great arts organizations that we have, we will need to move quickly. Mr. Mayor, I am going to make that request that they come back to us with some ideas. There were also some discussions of looking at the interaction of the Hospitality Tax Funding Advisory Committee with this group and figuring out how we better set a strategic arts cultural vision for our community. In addition to asking that we be more strategic with Hospitality funding, this group also indicated the willingness to help raise some funds for us. The next committee meeting is scheduled for Wednesday, March 2, 2011 at 10:00 a.m.

Councilor Devine said that there is a lot of misinformation about what is being requested by the Transition Team Committee and what will officially come to City Council as an ask. It will be in our best interest to clarify that information sooner rather than later; understand what does celebrating those four groups entail; what is going to be asked of this City; and how does that relate to other groups that aren't celebrating an anniversary this year. She requested a written report to help alleviate the fears brought on by the rumor mill.

Councilor Gergel explained that it was shared that these events will take place over the next year along with how we can maximize all of our arts groups into the celebrations. For example, all of our dance organizations should be excited about the 50<sup>th</sup> anniversary of the Columbia City Ballet. How do we make sure that we encourage the engagement of residents' interest? We saw a very inclusive request for us to think in bigger ways about the future of the arts and the cultural organizations in our community and that we use the talent and the energy of this committee and others.

Upon a motion made by Mr. Rickenmann and seconded by Ms. Plaugh, Council voted unanimously to appropriate up to \$10,000 from the Hospitality Tax Fund for the City of Columbia's 225<sup>th</sup> birthday celebration.

Councilor Rickenmann, **Finance, Audit and Budget Committee** Chair reported that the Committee has been meeting on Tuesdays and they are excited about this year's budget process. The Committee will not meet for the next two weeks, but they will look at the second round of budgets on March 2, 2011.

There was a consensus of Council to conduct a Budget Retreat on April 5, 2011 at 9:00 a.m. at City Hall.

Councilor Newman, **Public Safety Committee** Chair reported that the Committee met on Thursday, February 10, 2011. We conducted an efficiency overview with Judge Turner, which was a productive discussion. We asked Judge Turner to meet with Chief Scott to determine if Police Officer schedules can work better with our trial schedules. If not, it may be necessary to reduce the number of weeks that we schedule Jury Trials. We look forward to receiving a report back from them on March 1, 2011. We received a comprehensive report from Chief Scott, which laid out all of the initiatives and programs that he's working on. It was such a great presentation that we requested that the presentation be made to the community as a whole. Chief Scott did ask that we look at how we declare a nuisance. He has requested our assistance with identifying problem areas in the community and the level of recourse we have as a Council in doing that. The final presentation was the introductory discussion on the ban on texting while driving. The City Attorney advised us that this needed to be discussed in Executive Session this evening. It was met with great reception from the Public Safety Committee and this is something that everyone is very interested in doing. Despite the fact that our General Assembly is currently working on something, we believe that it is incumbent upon the City of Columbia to take an affirmative step. We hope that it will come back to our Committee on March 1, 2011 and move right along to our Council Meeting. I am deferring to Council as to how we proceed with the selection process for the Municipal Court Judgeship.

Upon a motion made by Ms. Plough and seconded by Dr. Gergel, Council voted unanimously to refer the Municipal Court Judgeship to the Public Safety Committee to determine how to proceed with filling any perceived vacancies.

**APPOINTMENTS**

33. Charles R. Drew Wellness Center

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to affirm the following City Council nominations to the Charles R. Drew Wellness Center Scholarship and Advisory Committee. Dr. Gergel was asked to make a nomination on March 1, 2011.

<b>Reappointments</b>		<b>New Appointments</b>	
Elise Martin	Mayor Benjamin	Tracey Goodwin	Mayor Benjamin
Yvette Wider	Mr. Davis	Todd Wrenn	Mayor Benjamin
Bertram Bailey	Ms. Devine	Dean Slade	Ms. Plough
Bobby Brown	Mr. Rickenmann	<i>Vacant</i>	Dr. Gergel
Mary Skinner- Jones	Mr. Newman		

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

Mr. Temple Ligon

**ORDINANCE – SECOND READING**

34. **\*\*Ordinance No.: 2010-154 – Authorizing the City Manager to execute an Agreement of Sale and Purchase between the City of Columbia and Baker and Baker Real Estate Developers, LLC for the sale of approximately 64,469 square feet known as 319 Blanding Street and 22 Williams Street, Richland County TMS #09005-02-44 and #09005-02-23 – *First reading approval was given on January 25, 2011. This item was removed from Executive Session and City Council voted six (6) to one (1) to approve on second reading.***

Mr. Ken Gaines, City Attorney explained that the Ordinance was revised to reflect the new sales price as \$625,000.00.

Upon a motion made by Mr. Rickenmann and seconded by Mr. Davis, Council voted six (6) to one (1) to give second reading approval to Ordinance No.: 2010-154 – Authorizing the City Manager to execute an Agreement of Sale and Purchase between the City of Columbia and Baker and Baker Real Estate Developers, LLC for the sale of approximately 64,469 square feet known as 319 Blanding Street and 22 Williams Street, Richland County TMS #09005-02-44 and #09005-02-23.

**EXECUTIVE SESSION**

35. Discussion of negotiations incident to proposed contractual arrangements

- Ordinance No.: 2010-154 – Authorizing the City Manager to execute an Agreement of Sale and Purchase between the City of Columbia and Baker and Baker Real Estate Developers, LLC for the sale of approximately 64,469 square feet known as 319 Blanding Street and 22 Williams Street, Richland County TMS #09005-02-44 and #09005-02-23 – *First reading approval was given on January 25, 2011. This item was removed from the Executive Session Agenda and City Council voted six (6) to one (1) to approve on second reading. Please refer to **Item 34.***

Upon a motion made by Mr. Rickenmann and seconded by Dr. Gergel, Council voted unanimously to go into Executive Session at 9:23 p.m. for the discussion of **Item 36**.

36. Receipt of legal advice which relates to matter covered by attorney-client privilege – *This item was discussed in Executive Session.*

▪ **Council adjourned the Executive Session to reconvene the meeting at 9:32 p.m.**

Upon a motion made by Mr. Newman and seconded by Dr. Gergel, Council voted unanimously to authorize the City Attorney, the Columbia Police Department and any other resources to intervene in the Department of Revenue proceeding involving Club Dreams currently pending in the Administrative Law Court. The City Attorney will inform the Department of Revenue of the City's intent.

Upon a motion made by Ms. Devine and seconded by Dr. Gergel, Council voted unanimously to adjourn the meeting at 9:34 p.m.

Respectfully submitted by:

Erika D. Salley  
City Clerk