



CITY OF COLUMBIA
CITY COUNCIL MEETING MINUTES
TUESDAY, MAY 17, 2011
6:00 P.M.
CITY HALL – COUNCIL CHAMBERS
1737 MAIN STREET

On Tuesday, May 17, 2011, the Columbia City Council conducted a Regular Meeting, a Sidewalk Vending Public Hearing; and a Zoning Public Hearing in the City Council Chambers located at City Hall, 1737 Main Street, Columbia, South Carolina. The Honorable Mayor Stephen K. Benjamin called the meeting to order at 6:16 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

Master Hakeem Hicks, Eau Claire High School Gates Millennium Scholar led the audience in the Pledge of Allegiance.

INVOCATION

Chaplain Clyde Waters, Columbia Police Department offered the Invocation.

APPEARANCE OF PUBLIC WITH COMMENTS RELATED TO THE AGENDA ITEMS

No one appeared at this time.

PRESENTATIONS

1. [Presentation of a Key to the City to Mrs. Linda Stern](#), the 2011 Recipient of the Elizabeth O'Neill Verner Award - The Honorable Mayor Stephen K. Benjamin

Mayor Benjamin presented Ms. Linda Stern with the Key to the City for being selected as the 2011 recipient of the Elizabeth O'Neill Verner Award.

2. Recognition of [Master Hakeem Hicks as a Gates Millennium Scholar](#) – The Honorable Sam Davis

Councilor Davis introduced Master Hakeem Hicks. We salute him for a number of reasons. He is a Bill and Belinda Gates Millennium Scholar, which is a scholarship that provides everything for his college education. The minimum required GPA is 3.3, but Mr. Hicks has a GPA of 4.38. He is the 2nd Gates Scholar from Eau Claire High School.

Master Hakeem Hicks, Eau Claire High School Senior and Gates Millennium Scholar said thanks for all the well wishes and congratulations. It has been a wonderful experience and it has opened many doors for me. I am speaking to and encouraging little children to be better. Whatever God has for me I will accept it wholeheartedly and give it my all. I will make you proud.

***Amendment to the Agenda*

Dr. Percy Mack, Superintendent of Richland School District One said that it's a tremendous scholarship; he's paid for through college and grad school depending on what area he enters. It is valued at \$1 million for books, tuition, room and board and everything he needs. He's a fine young man and an excellent student.

Mr. Tommy Preston, Vice President of Gates Scholar Alumni Association and recent graduate of the USC School of Law said that this is a personal commitment of Bill and Belinda Gates for high school graduates to go to college without expense.

Mr. Henry Hopkins, Eau Claire Community President thanked Principal Zimmerman of Eau Claire High School for a job well done.

Councilor Plough, an alumna of Eau Claire High School said that she is very proud of Hakeem's accomplishments.

3. Donation of Police Safety Vests – Chief Randy Scott, Columbia Police Department, Ms. Tina Cundari, Shandon Neighborhood Council President, and Mr. Travis Cronk and Mr. Ed Hinchey, Safariland/Second Chance

Ms. Carla Lewis Moore, President-Elect of the Shandon Neighborhood Council and other residents presented a \$700 check for the purchase of a bullet proof vest in honor of Officer Alexander S. Broder, the young officer that had only been patrolling the streets for five days before being shot in the line of duty. We are entirely grateful for your wellbeing and commitment to this City.

Officer Alexander S. Broder, Columbia Police Department said that he is thankful to be here after that early morning, because things could have gone another way. Thanks for what the Police Department has done; thank you doesn't say enough.

Chief Randy Scott, Columbia Police Department said that it is not a call that anyone wants to receive, but after Officer Broder was shot, he got back up and his partner was there with him. We can't thank the Shandon Community enough.

Mr. Ed Hinchey, Safariland/Second Chance said that they made the armor the officer was wearing that evening. It's a testament to the Police Chief and the Police Department for him to react the way he did. We have the replacement armor for Officer Broder and a plaque for the Police Department. He also presented Officer Broder with a Challenge Coin.

4. *Let's Move!* Into Summer Kickoff and National Kids to Parks Day – The Honorable Mayor Stephen K. Benjamin, Mr. Pat Connolly, Interim Director of Parks and Recreation, Mr. Randy Davis, Recreation Superintendent and Ms. Ray Gray, Senior Public Information Specialist

Mayor Benjamin said that we are here to request your support for a national movement to get our youth outdoors playing in our parks. In this digital world we live in, spending time playing outdoors is something we need to consciously encourage, just as our parents encouraged us to do when we were children. Getting our children outdoors is one way to ensure they get regular physical activity and exercise, which is what the First Lady's *Let's Move!* initiative is all about.

Mr. Pat Connolly, Interim Director of Parks and Recreation said that as recreation professionals, we know firsthand the benefits of having well-maintained outdoor spaces for use as passive and active recreation. We have a great summer planned with some exciting new additions to our traditional summer camp, which is the best deal in town.

Mr. Randy Davis, Superintendent of Recreation said that Parks and Recreation has the most affordable high quality summer camp program for children ages 6 to 12 with convenient hours for working parents. The cost is \$45 a week, which includes a nutritional lunch provided by Richland One School Nutrition Services. The camps are open from 7:30 a.m. to 6 p.m. Monday through Friday beginning May 31. We also have a camp designed just for teens that begins June 6. Through a partnership with the University of South Carolina Athletics, our campers will receive sports instruction from football players, cheerleaders, and volleyball and equestrian teams. Our campers will also spend time exploring nature with our Park Rangers, and reading grade level books taken from the Richland One Summer Reading list. Information about our summer camps and other programs can be found in the Park Life Magazine.

Ms. Ray Gray, Senior Public Information Specialist said that parents need information early to make decisions about how their children will spend their time while they're at work. Park Life is filled with information about no-cost or low cost programs, events and activities for youth, adults and families offered by Parks and Recreation including summer camps. The publication is only available online and is easy to download so people can share it with their friends. The publication also includes a complete listing of activities at neighborhood parks, a place where people can go to use computers to view or print Park Life magazine.

Mayor Benjamin and the members of Council proclaimed May 21, 2011 as National Kids to Parks Day to encourage the use of our city parks and to continue our efforts to officially be recognized as a *Let's Move!* city.

5. [Special Recognition of Mr. Nico Green](#), Recycling Truck Driver III, Solid Waste Division – The Honorable Mayor Stephen K. Benjamin

Mayor Benjamin recognized Mr. Nico Green, Recycling Truck Driver III for the Solid Waste Division for his continued exemplary work as a City employee. On a recent cold, rainy morning, he knocked on a resident's door to let him know that he had found some cash that was inadvertently dropped into our recycle bin. He accepted thanks, but refused to accept any of the money, saying that he was simply doing his job.

Mr. Nico Green, Recycling Truck Driver III for the Solid Waste Division said that he was just doing his job and doing what he would expect of his neighbors and peers.

6. [National Public Works Week](#) – Ms. Melissa Gentry, P.E., Public Works Director

Mayor Benjamin and the members of Council proclaimed May 15 - 21, 2011 as National Public Works Week in the City of Columbia.

7. [National Travel & Tourism Week](#) – Mr. Ric Luber, President and Chief Executive Officer of the Midlands Authority for Conventions, Sports & Tourism

Mr. Ric Luber, President and Chief Executive Officer of the Midlands Authority for Conventions, Sports & Tourism said that last week was an important week, because we have 3 million visitors in the region each year and tourism generates \$1 billion in direct spending in the Columbia region every year.

Mayor Benjamin and the members of Council proclaimed May 7-15, 2011 as National Travel and Tourism Week in the City of Columbia.

BUDGET PUBLIC HEARING

8. [Budget Presentation](#)

[Ordinance No.: 2011-029](#) – To Raise and Adopt the Budget for the City of Columbia, South Carolina, for the Fiscal Year ending June 30, 2012

[Ordinance No.: 2011-027](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 23, Utilities and Engineering, Article V, Water and Sewer Rates, Sec. 23-143 Water service rates and Sec. 23-149 Sewer service rates, (a) Generally and (b) Consumers using water cooling towers for air conditioning

Mr. Steven A. Gantt, City Manager presented the proposed budget for fiscal year 2011/2012. The General Fund budget is \$115,201,254, which is a \$7.8 million increase over last year to include a transfer-in of \$5.3 million in bond proceeds for the capital replacement program; \$1 million for emergency or unanticipated expenditures; and an additional \$100,000 for fuel and electricity reserve. There is \$1,000,000 for homeless services to include funding the winter shelter operations and support for the Midlands Housing Alliance. Under the Capital Improvement Program, we will replace 53 vehicles and upgrade technology through the issuance of bonds. The budget includes \$246,433 for general capital projects. We project revenue collections in the amount of \$115,201,254 with property taxes being the largest source of revenue. Our largest expenditure is for Public Safety. The Water and Sewer Operating Fund is \$110,400,499, which is a \$6.7 million increase from fiscal year 2010/2011. The Stormwater Operating Budget is \$6,103,280 with a \$1 million transfer from the General Fund and storm drain capital projects at \$2,295,542.

- **Council opened the Budget Public Hearing at 7:21 p.m.**

Ms. Ellen Cooper, Coalition of Downtown Neighborhoods said that you all have followed a wonderful process this year and the City Manager has answered our questions. Thank you for funding the Housing First Program and the Chariots of Fire.

Mr. Joshua McDuffie reiterated Ms. Cooper's comments on funding for Housing First and the Chariots of Fire. This has not been a great year for our neighborhoods in terms of crime and safety.

Rev. Wiley Cooper, College Place Neighborhood Council said thank you for putting together the clearest budget without the smoke and mirrors. Thank you for stepping up to the table to deal with our water and sewer situation. I don't like paying more taxes but we must have a system that is not polluting our community. I don't see any other way to do it but to implement this 5% increase.

Mr. Albert Nagl said that he has lived out Veterans Road since 1967. I am objecting to the sewer rate which is 200% of my water bill. The quality of water is outstanding and the fire protection is great. I don't object to the water or the fire rate.

Mr. Femi Oluleni said that 6-months ago you all said that you were not going into our pockets anymore and now there's a 5% increase. We just gave you all money for the bus system. They are laying-off State employees. Where has all of the money been going Mr. Gantt? You all have been collecting this money for a long time. The EPA shouldn't have to tell you that the sewer system needs fixing. I am not making any money. If you managed the money better, we would be willing to pay. The water isn't costing you all a penny. Give us a break.

Ms. Susie Heyward, Chair of Sustainable Midlands said that they are in favor of the increase.

Ms. Ryan Nevius, Sustainable Midlands said that it is necessary for us to do these repairs. We haven't been good stewards and we have to look forward now. We have an opportunity to look at how we view our water services. It's not a revenue source; it's an expense. When we expand the sewer, we are increasing future maintenance expenses and sprawl, and we increase the cost of fire and police protection. The energy audit showed that pumping our water is the greatest use of energy in the city. We can design our ordinances toward infill development.

Mr. Bill Manley, Eau Claire Resident said that this is another raise from the pockets of the people that have the most difficult time paying. I understand, but when are we going to stop. Let's look at the franchise fee. I submitted a freedom of information request and I just received the last part of information. The General Fund increased by \$7 million. Why? That's what the franchise fee is going into. I would like for citizens to contact me so that we can examine our budget.

Ms. Cathy Novinger, Midlands Housing Alliance said that water has always been a cash cow and sewer has been a cash hog. I know the value of infrastructure. This is not the perfect time to do it, but I personally support the 5% increase. As it relates to our Transition Center and the Midlands Housing Alliance, I want to say from all of us that have worked together, thank you for your support and your spirit of cooperation. In June, we will have a grand opening. We commit to educate other local governments on all that you do. There isn't a representative of Homeless Helping Homeless on the MHA Board of Directors.

- **Council closed the Public Hearing at 7:42 p.m.**

SIDEWALK VENDING PUBLIC HEARING

- **Council opened the Sidewalk Vending Public Hearing at 8:04 p.m.**

9. NW Corner of Sumter & Greene Streets

ORDINANCE – FIRST READING

[Ordinance No.: 2011-035](#) – Granting a Franchise to Anthony Garvin d/b/a Taniya's Fire Grill for operation of a stationary sidewalk vending cart on the northwest corner of Sumter Street and Greene Street – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 9.**

Upon a motion made by Mr. Davis and seconded by Ms. Plough, Council voted unanimously to give first reading approval to Ordinance No.: 2011-035 – Granting a Franchise to Anthony Garvin d/b/a Taniya's Fire Grill for operation of a stationary sidewalk vending cart on the northwest corner of Sumter Street and Greene Street.

Councilor Devine explained that **Item 9a.** is the Resolution to add the new location; **Item 9b.** would approve the new location we're adding for Mr. Roberts; and Item **Item 9c.** is the first location that we deferred. We will not remove the location from the approved list, but we will not approve an application for that site while we are reviewing our current list.

RESOLUTION

- 9a. ****[Resolution No.: R-2011-035](#)** – Amending Sidewalk Vending Locations and Authorized Merchandise - *Approved*

No one appeared in support or in opposition to **Item 9a.**

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to approve Resolution No.: R-2011-035 – Amending Sidewalk Vending Locations and Authorized Merchandise.

ORDINANCES – FIRST READING

9b. Mid Block Pad North Side of 1100 Gervais Street

****[Ordinance No.: 2011-028](#)** – Granting a Franchise to David Roberts d/b/a Der Tacos, LLC for operation of a stationary sidewalk vending cart in the mid block pad of the north side of the 1100 block of Gervais Street – *Approved on first reading.*

No one appeared in opposition to **Item 9b.**

Upon a motion made by Ms. Devine and seconded by Mr. Rickenmann, Council voted unanimously to give first reading approval to Ordinance No.: 2011-028 – Granting a Franchise to David Roberts d/b/a Der Tacos, LLC for operation of a stationary sidewalk vending cart in the mid block pad of the north side of the 1100 block of Gervais Street.

9c. **NW Corner of Main and Gervais Streets**

**Ordinance No.: 2011-018 – Granting a Franchise to David Roberts d/b/a Der Tacos, LLC for operation of a stationary sidewalk vending cart on the northwest corner of Main Street and Gervais Street – *On March 24, 2010, the Sidewalk Vending Public Hearing was deferred to March 2011. On March 29, 2011, City Council voted unanimously to close the Public Hearing on this matter and to defer first reading consideration to April 19, 2011. This item was withdrawn by the Applicant.*

No one appeared in opposition to **Item 9c.**

Mr. David E. Roberts, Applicant withdrew his application for the operation of a stationary sidewalk vending cart on the northwest corner of Main Street and Gervais Street.

- **Council closed the Sidewalk Vending Public Hearing at 8:09 p.m.**

ZONING PUBLIC HEARING

- **Council opened the Zoning Public Hearing at 8:09 p.m.**

MAP AMENDMENT – FIRST READING

10. 1910 Oak Street, 2303-2305 Richland Street, TMS# 11408-04-18, -19, -20; request to rezone from RG-2 (General Residential) to C-1 (Office and Institutional). – *This item was approved on first reading.*

No one appeared in support of or in opposition to **Item 10.**

Upon a motion made by Mr. Newman and seconded by Mr. Davis, Council voted unanimously to give first reading approval to the *Map Amendment* for 1910 Oak Street, 2303-2305 Richland Street, TMS# 11408-04-18, -19, -20; request to rezone from RG-2 (General Residential) to C-1 (Office and Institutional).

11. 4523 Monticello Road; TMS# 09211-05-03; request to rezone from RS-3 (Single-Family Residential) to C-1 (Office and Institutional). – *This item was approved on first reading.*

No one appeared in support of or in opposition to **Item 11.**

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to give first reading approval to the *Map Amendment* for 4523 Monticello Road; TMS# 09211-05-03; request to rezone from RS-3 (Single-Family Residential) to C-1 (Office and Institutional).

ANNEXATION WITH MAP AMENDMENT – FIRST READING

12. [6 Bay Berry Mews, Capital Heights, and 4219 Lester Drive](#); TMS# 11611-02-15 thru 41, 11611-03-01, 11611-03-03 thru 40, 11611-07-01 thru 26, 11611-08-01 thru 33, 11611-09-01 thru 08, 11612-04-06, 11612-04-10 thru 45, 11612-06-01 thru 05, 11612-07-04 thru 16, and 11612-08-01 thru 20; request recommendation concerning application to annex and zone Bayberry Mews RG-2 (General Residential) and rezone Capital Heights RG-2 (General Residential) from C-3 (General Commercial). The property is zoned RM-HD (General Residential) and GC (General Commercial) in Richland County. – *This item was approved on first reading.*

[Ordinance No.: 2011-008](#) – Annexing Bay Berry Mews, Capital Heights and 4219 Lester Drive, Richland County TMS #11611-08-09, 11611-03-03, 11611-03-04, 11611-03-05, 11611-03-06, 11611-03-07, 11611-03-08, 11611-03-09, 11611-03-10, 11611-03-11, 11611-03-12, 11611-03-13, 11611-03-14, 11611-03-15, 11611-03-16, 11611-03-17, 11611-03-18, 11611-03-19, 11611-03-20, 11611-03-21, 11611-03-22, 11611-03-23, 11611-03-24, 11611-03-25, 11611-03-26, 11611-03-27, 11611-03-28, 11611-03-29, 11611-03-30, 11611-03-31, 11611-03-32, 11611-03-33, 11611-03-34, 11611-03-35, 11611-03-36, 11611-03-37, 11611-03-38, 11611-03-39, 11611-03-40, 11611-07-01, 11611-07-02, 11611-07-03, 11611-07-04, 11611-07-05, 11611-07-06, 11611-07-07, 11611-07-08, 11611-07-09, 11611-07-10, 11611-07-11, 11611-07-12, 11611-07-13, 11611-07-14, 11611-07-15, 11611-07-16, 11611-07-17, 11611-07-18, 11611-07-19, 11611-07-20, 11611-07-21, 11611-07-22, 11611-07-23, 11611-07-24, 11611-07-25, 11611-07-26, 11611-08-01, 11611-08-02, 11611-08-03, 11611-08-04, 11611-08-05, 11611-08-06, 11611-08-07, 11611-08-08, 11611-08-10, 11611-08-11, 11611-08-12, 11611-08-13, 11611-08-14, 11611-08-15, 11611-08-16, 11611-08-17, 11611-08-18, 11611-08-19, 11611-08-20, 11611-08-21, 11611-08-22, 11611-08-23, 11611-08-24, 11611-08-25, 11611-08-26, 11611-08-27, 11611-08-28, 11611-08-29, 11611-08-30, 11611-08-31, 11611-08-32, 11611-08-33, 11612-06-01, 11612-06-02, 11612-06-03, 11612-06-04, 11612-06-05; 1611-02-15, 11611-02-16, 11611-02-17, 11611-02-18, 11611-02-19, 11611-02-20, 11611-02-21, 11611-02-22, 11611-02-23, 11611-02-24, 11611-02-25, 11611-02-26, 11611-02-27, 11611-02-28, 11611-02-29, 11611-02-30, 11611-02-31, 11611-02-32, 11611-02-33, 11611-02-34, 11611-02-35, 11611-02-36, 11611-02-37, 11611-02-38, 11611-02-39, 11611-02-40, 11611-02-41, 11611-09-01, 11611-09-02, 11611-09-03, 11611-09-04, 11611-09-05, 11611-09-06, 11611-09-07, 11611-09-08, 11612-04-06, 11612-04-10, 11612-04-11, 11612-04-12, 11612-04-13, 11612-04-14, 11612-04-15, 11612-04-16, 11612-04-17, 11612-04-18, 11612-04-19, 11612-04-20, 11612-04-21, 11612-04-22, 11612-04-23, 11612-04-24, 11612-04-25, 11612-04-26, 11612-04-27, 11612-04-28, 11612-04-29, 11612-04-30, 11612-04-31, 11612-04-32, 11612-04-33, 11612-04-34, 11612-04-35, 11612-04-36, 11612-04-37, 11612-04-38, 11612-04-39, 11612-04-40, 11612-04-41, 11612-04-42, 11612-04-43, 11612-04-44, 11612-04-45, 11612-07-05, 11612-07-06, 11612-07-07, 11612-07-08, 11612-07-09, 11612-07-10, 11612-07-11, 11612-07-12, 11612-07-13, 11612-07-14, 11612-07-15, 11612-07-16, 11612-08-01, 11612-08-02, 11612-08-03, 11612-08-04, 11612-08-05, 11612-08-06, 11612-08-07, 11612-08-08, 11612-08-09, 11612-08-10, 11612-08-11, 11612-08-12, 11612-08-13, 11612-08-14, 11612-08-

15, 11612-08-16, 11612-08-17, 11612-08-18, 11612-08-19, 11612-08-20, 11612-07-04; and 11611-03-01 – *This item was approved on first reading.*

Ms. Krista Hampton, Director of Planning and Development Services reported that PVC piping is an acceptable system due to the elevation of the system. We understand that this property is under contract with the Columbia Housing Authority. If these streets remain private, we would not incur the cost of upgrades.

Councilor Rickenmann inquired about the responsibility of the current private water provider prior to the City annexing this property. I'm not willing to take a private entity off the hook.

Mr. Joey Jaco, City Engineer said that as far as the FDA and DHEC are concerned, there are no outstanding issues. It's a well system now and according to DHEC standards there are certain services they can't provide, such as fire protection and we would have to look at that. There are costs associated with water meters and we would have to flush the ground water system. We have to look at connectivity and the cost of connecting it to our system. They have asked to keep it as a private system.

Councilor Rickenmann said that we need to identify and flush out these issues prior to second reading.

Councilor Davis asked whose standards they would operate by if it remained a private system.

Mr. Joey Jaco, City Engineer said DHEC standards.

Councilor Gergel asked if we have annexed other areas in the City that have maintained their own water systems.

Mr. Joey Jaco, City Engineer said that he doesn't know of any other areas with private systems within the City. We have bulk metering systems.

Councilor Gergel asked if staff has changed its recommendation.

Ms. Krista Hampton, Director of Planning and Development Services said that the Public Safety concerns are still there.

Police Chief Randy Scott said that the area has traditionally had issues of property crimes and burglary. We would definitely police it and figure out what we need to do to bring quality of life and consistency to the area. Currently, we don't have funds in the budget to cover this area, but we will make a way to cover it and add it to the budget in 2012/2013.

Councilor Devine asked if they would work with the Columbia Housing Authority security just as they do with other areas under their jurisdiction.

Police Chief Randy Scott said yes we work closely with Officer Angel Cruz.

Councilor Plough asked if the property would come off of the tax roll and computed into the Fee in Lieu of Taxes. My other issue is that this property cannot come in at an expense to the City of Columbia tax payers. I am not a proponent of bulk sales.

Police Chief Randy Scott said that it is a condensed area with more population.

Ms. Krista Hampton, Director of Planning and Development Services stated that the Housing Authority is fully aware of the costs they would incur as it relates to installing taps.

Mr. Robert F. Fuller, Esquire / Representative of the Applicant and Seller said that the Housing Authority and the owners have discussed matters relating to the private water system. It is a functional system approved by DHEC. It has fire protection and it is fully approved for all prerequisite requirements. They are all aware of the water service provisions and to the extent that there would be a future devolution of that authority, it would presumably be a negotiation between the owner and the City of Columbia. At this point, there is no requirement to do anything with the water system to continue servicing the community. It has a residents association and it is a viable community. They are a donut hole surrounded by the City.

Councilor Rickenmann suggested that we get something worked out on these points and an assurance about how the future would work out.

Ms. Krista Hampton, Director of Planning and Development Services reminded the Council that we can't condition the annexation.

Councilor Davis requested a meeting with Chief Scott and Mr. Gilbert Walker.

Councilor Gergel wants this cleared up prior to first reading approval. Where is the Housing Authority in the negotiations?

Mr. Gilbert Walker, Executive Director of the Columbia Housing Authority said that we are under contract.

Ms. Julia Prater, Deputy Director of the Columbia Housing Authority said that we hope to close next week. We have done a lot of due diligence about this water system. We have confidence in the reports from DHEC and the water quality reports. We also conducted a very detailed cost analysis as to what it would cost if we had to replace the entire system and we have factored that into the budget for the project.

Mr. Ken E. Gaines, City Attorney reported that we have scheduled second reading for May 24, 2011 in accordance with redistricting. Any delay will interfere with redistricting by pushing our deadlines out. You can approve annexations, but they won't be effective until April 30, 2012.

Councilor Gergel asked why this is urgent.

Mr. Ken E. Gaines, City Attorney said that it's being purchased by CHA and these residents would be able to vote in the City of Columbia 2012 General Election.

Councilor Gergel said that the sense is that we have to do this right now. I would prefer that we hold first reading until the issues are resolved. I would like to clear up the matter with the water.

Mayor Benjamin said that staff is satisfied with their annexation concerns.

Mr. Ken E. Gaines, City Attorney suggested that we make the annexation effective April 30, 2012, but you don't want one hanging out there that long. We are asking that this be on the agenda so that we can meet our proposed redistricting timetable.

Mayor Benjamin said that the applicant voluntarily withdrew the application previously.

Councilor Devine added that with any annexation, especially one of this nature the Department of Justice will inquire about the process. It is a large low income and predominately African American neighborhood; I wouldn't want us to be in a position of putting this off when it is clearly within the annexation goals we voted on several years ago.

Councilor Plough debated the point about it being a donut hole. It was against our housing policy at one time. It is not a typical donut at any stretch of the imagination.

Mayor Benjamin submitted that it was a bad policy decision then and it would be now.

Councilor Davis recalled that at that time it was a bad decision in which the way the developer and owner went about it. We are here now and this is a donut hole and no one pushes more to eliminate them than I have.

Mr. Ken E. Gaines, City Attorney said that he can't recall a residential annexation that was denied by this Council. The city refused to furnish water, but we did agree to provide sewer. They don't have to hook into the City's water system; they could use the current system.

Councilor Gergel requested more data on the police costs.

Upon a motion made by Mr. Rickenmann and seconded by Ms. Devine, Council voted unanimously to give first reading approval to the *Map Amendment* for 6 Bay Berry Mews, Capital Heights, and 4219 Lester Drive; TMS# 11611-02-15 thru 41, 11611-03-01, 11611-03-03 thru 40, 11611-07-01 thru 26, 11611-08-01 thru 33, 11611-09-01 thru 08, 11612-04-06, 11612-04-10 thru 45, 11612-06-01 thru 05, 11612-07-04 thru 16, and 11612-08-01 thru 20; request recommendation concerning application to annex and zone Bayberry Mews RG-2 (General Residential) and rezone Capital Heights RG-2 (General Residential) from C-3 (General Commercial). The property is zoned RM-HD (General Residential) and GC (General Commercial) in Richland County **and** Ordinance No.: 2011-008 – Annexing Bay Berry Mews, Capital Heights and 4219 Lester Drive, Richland County TMS #11611-08-09, 11611-03-03, 11611-03-04, 11611-03-05, 11611-03-06, 11611-03-07, 11611-03-08, 11611-03-09, 11611-03-10, 11611-03-11, 11611-03-12, 11611-03-13, 11611-03-14, 11611-03-15, 11611-03-16, 11611-03-17, 11611-03-18, 11611-03-19, 11611-03-20, 11611-03-21, 11611-03-22, 11611-03-23, 11611-03-24, 11611-03-25, 11611-03-26, 11611-03-27, 11611-03-28, 11611-03-29, 11611-03-30, 11611-03-31, 11611-03-32, 11611-03-33, 11611-03-34, 11611-03-35, 11611-03-36,

11611-03-37, 11611-03-38, 11611-03-39, 11611-03-40, 11611-07-01, 11611-07-02,
 11611-07-03, 11611-07-04, 11611-07-05, 11611-07-06, 11611-07-07, 11611-07-08,
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 11611-07-15, 11611-07-16, 11611-07-17, 11611-07-18, 11611-07-19, 11611-07-20,
 11611-07-21, 11611-07-22, 11611-07-23, 11611-07-24, 11611-07-25, 11611-07-26,
 11611-08-01, 11611-08-02, 11611-08-03, 11611-08-04, 11611-08-05, 11611-08-06,
 11611-08-07, 11611-08-08, 11611-08-10, 11611-08-11, 11611-08-12, 11611-08-13,
 11611-08-14, 11611-08-15, 11611-08-16, 11611-08-17, 11611-08-18, 11611-08-19,
 11611-08-20, 11611-08-21, 11611-08-22, 11611-08-23, 11611-08-24, 11611-08-25,
 11611-08-26, 11611-08-27, 11611-08-28, 11611-08-29, 11611-08-30, 11611-08-31,
 11611-08-32, 11611-08-33, 11612-06-01, 11612-06-02, 11612-06-03, 11612-06-04,
 11612-06-05; 1611-02-15, 11611-02-16, 11611-02-17, 11611-02-18, 11611-02-19,
 11611-02-20, 11611-02-21, 11611-02-22, 11611-02-23, 11611-02-24, 11611-02-25,
 11611-02-26, 11611-02-27, 11611-02-28, 11611-02-29, 11611-02-30, 11611-02-31,
 11611-02-32, 11611-02-33, 11611-02-34, 11611-02-35, 11611-02-36, 11611-02-37,
 11611-02-38, 11611-02-39, 11611-02-40, 11611-02-41, 11611-09-01, 11611-09-02,
 11611-09-03, 11611-09-04, 11611-09-05, 11611-09-06, 11611-09-07, 11611-09-08,
 11612-04-06, 11612-04-10, 11612-04-11, 11612-04-12, 11612-04-13, 11612-04-14,
 11612-04-15, 11612-04-16, 11612-04-17, 11612-04-18, 11612-04-19, 11612-04-20,
 11612-04-21, 11612-04-22, 11612-04-23, 11612-04-24, 11612-04-25, 11612-04-26,
 11612-04-27, 11612-04-28, 11612-04-29, 11612-04-30, 11612-04-31, 11612-04-32,
 11612-04-33, 11612-04-34, 11612-04-35, 11612-04-36, 11612-04-37, 11612-04-38,
 11612-04-39, 11612-04-40, 11612-04-41, 11612-04-42, 11612-04-43, 11612-04-44,
 11612-04-45, 11612-07-05, 11612-07-06, 11612-07-07, 11612-07-08, 11612-07-09,
 11612-07-10, 11612-07-11, 11612-07-12, 11612-07-13, 11612-07-14, 11612-07-15,
 11612-07-16, 11612-08-01, 11612-08-02, 11612-08-03, 11612-08-04, 11612-08-05,
 11612-08-06, 11612-08-07, 11612-08-08, 11612-08-09, 11612-08-10, 11612-08-11,
 11612-08-12, 11612-08-13, 11612-08-14, 11612-08-15, 11612-08-16, 11612-08-17,
 11612-08-18, 11612-08-19, 11612-08-20, 11612-07-04; and 11611-03-01

13. [N/S Jacobs Mill Pond Road](#), TMS 28900-01-21, -22; request to annex and zone the property PUD-R. The property is zoned PDD in Richland County. – *This item was approved on first reading.*

[Ordinance No.: 2011-030](#) – Annexing N/S Jacobs Mill Pond Road, Richland County TMA # 28900-0121 and 28900-0122 – *This item was approved on first reading.*

No one appeared in support of or in opposition to **Item 13.**

Upon a motion made by Ms. Plough and seconded by Ms. Devine, Council voted unanimously to give first reading approval to the *Map Amendment* for N/S Jacobs Mill Pond Road, TMS 28900-01-21, -22; request to annex and zone the property PUD-R. The property is zoned PDD in Richland County **and** Ordinance No.: 2011-030 – Annexing N/S Jacobs Mill Pond Road, Richland County TMA # 28900-0121 and 28900-0122.

ANNEXATION WITH INTERIM ZONING CLASSIFICATION – FIRST READING

14. [14 Coatesdale Circle](#), TMS# 16307-08-03; Request annexation with interim zoning of RS-2 (Single-Family Residential). The property is zoned RS-MD (Single-Family Residential) in Richland County. – *This item was approved on first reading.*
[Ordinance No.: 2011-026](#) – Annexing 14 Coatesdale Circle, Richland County TMS# 16307-08-03 – *This item was approved on first reading.*

No one appeared in support of or in opposition to **Item 14.**

Upon a motion made by Ms. Plough and seconded by Mr. Rickenmann, Council voted unanimously to approve the *Interim Zoning Classification* for 14 Coatesdale Circle, TMS# 16307-08-03; Request annexation with interim zoning of RS-2 (Single-Family Residential). The property is zoned RS-MD (Single-Family Residential) in Richland County **and** Ordinance No.: 2011-026 – Annexing 14 Coatesdale Circle, Richland County TMS# 16307-08-03.

15. [100 Coopers Nursery Road](#), 108 Coopers Nursery Road, 112 Coopers Nursery Road, 6 Buckthorn Court, 102 Buckthorn Circle, 103 Buckthorn Circle, 106 Buckthorn Circle, 204 Buckthorn Circle, and 208 Buckthorn Circle; TMS# 28906-01-09, 28906-01-11, 28905-02-12, 28906-01-07, 28905-02-07, 28905-01-05, 28905-02-09, 28906-01-02, and 28902-01-30; request annexation with interim zoning of PUD-R (Residential Planned Unit Development). The property is zoned PDD (Planned Development District) in Richland County. – *This item was approved on first reading.*
[Ordinance No.: 2011-025](#) – Annexing 100 Coopers Nursery Road, 108 Coopers Nursery Road, 112 Coopers Nursery Road, 6 Buckthorn Court, 102 Buckthorn Circle, 103 Buckthorn Circle, 106 Buckthorn Circle, 204 Buckthorn Circle, and 208 Buckthorn Circle; TMS# 28906-01-09, 28906-01-11, 28905-02-12, 28906-01-07, 28905-02-07, 28905-01-05, 28905-02-09, 28906-01-02, and 28902-01-30 – *This item was approved on first reading.*

No one appeared in support of or in opposition to **Item 15.**

Upon a motion made by Ms. Plough and seconded by Mr. Rickenmann, Council voted unanimously to give first reading approval to the *Interim Zoning Classification* for 100 Coopers Nursery Road, 108 Coopers Nursery Road, 112 Coopers Nursery Road, 6 Buckthorn Court, 102 Buckthorn Circle, 103 Buckthorn Circle, 106 Buckthorn Circle, 204 Buckthorn Circle, and 208 Buckthorn Circle; TMS# 28906-01-09, 28906-01-11, 28905-02-12, 28906-01-07, 28905-02-07, 28905-01-05, 28905-02-09, 28906-01-02, and 28902-01-30; request annexation with interim zoning of PUD-R (Residential Planned Unit Development). The property is zoned PDD (Planned Development District) in Richland County **and** Ordinance No.: 2011-025 – Annexing 100 Coopers Nursery Road, 108 Coopers Nursery Road, 112 Coopers Nursery Road, 6 Buckthorn Court, 102 Buckthorn Circle, 103 Buckthorn Circle, 106 Buckthorn Circle, 204 Buckthorn Circle, and 208 Buckthorn Circle; TMS# 28906-01-09, 28906-01-11, 28905-02-12, 28906-01-07, 28905-02-07, 28905-01-05, 28905-02-09, 28906-01-02, and 28902-01-30.

TEXT AMENDMENT – FIRST READING

16. [Amend §17-283 Wireless Communication Facilities \(WCF\)](#) to include language for property owner notification and clarify meaning of WCF.

[Ordinance No.: 2011-034](#) - *Amending* the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 8, District Descriptions; Use and Dimensional Regulations, Sec. 17-283 Wireless Communication Facilities – *This item was approved on first reading.*

Ms. Amie Clifford, Resident of the Historic Trenholm Buchanan Neighborhood Association encouraged the Council to include other amendments as follows: any notice for a tower should include the words cell towers; add a provision for the drop zone to equal the height of the tower in order to protect nearby properties; give consideration to the impact of vapors coming from nearby gas stations; consider the proximity to residential properties; and consider a process for non-applicants to ask the Board to reconsider its decisions.

Ms. Krista Hampton, Director of Planning and Development Services advised Ms. Clifford that she can request mediation.

Mr. Alden Richardson stated that a cell tower is not a wireless communication center and that 1,000' is not enough.

Upon a motion made by Ms. Plough and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2011-034 - *Amending* the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 8, District Descriptions; Use and Dimensional Regulations, Sec. 17-283 Wireless Communication Facilities, subject to the words cell towers being inserted in ~~place of~~ **addition to** wireless communication facilities and to require that property owners within a 1,000' radius be notified by certified mail at least fourteen (14) days prior to the hearing.

17. [Amend §17-258 Table of Permitted Uses SIC 723Beauty Shops and 724 Barber Shops](#) to modify off-street parking requirement.

[Ordinance No.: 2011-033](#) – *Amending* the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 8, District Descriptions; Use and Dimensional Regulations, Sec. 17-258 Table of permitted uses, Division I, Services, 72 Personal Services, SIC 723 Beauty Shops and SIC 724 Barber Shops – *This item was approved on first reading.*

No one appeared in support of or in opposition to **Item 17**.

Upon a motion made by Mr. Rickenmann and seconded by Ms. Plough, Council voted unanimously to give first reading approval to Ordinance No.: 2011-033 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 8, District Descriptions; Use and Dimensional Regulations, Sec. 17-258 Table of permitted uses, Division I, Services, 72 Personal Services, SIC 723 Beauty Shops and SIC 724 Barber Shops.

18. [Amend §17-343 Required Improvements for Parking Areas](#) to expand districts in which alternative surfaces may be requested by special exception.

[Ordinance No.: 2011-032](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development, and Zoning, Article III, Zoning, Division 10, Off-Street Parking and Loading Facilities, Sec. 17-343 Required Improvements for parking areas – *This item was approved on first reading.*

No one appeared in support of or in opposition to **Item 18.**

Councilor Rickenmann suggested that staff consider reducing the required parking when businesses are near a parking garage.

Councilor Plough suggested that these matters be approved by staff instead of the Board of Zoning Appeals.

Upon a motion made by Mr. Rickenmann and seconded by Mr. Davis, Council voted unanimously to give first reading approval to Ordinance No.: 2011-032 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development, and Zoning, Article III, Zoning, Division 10, Off-Street Parking and Loading Facilities, Sec. 17-343 Required Improvements for parking areas

19. [Amend DP Ordinance](#) – Chapter 17 - Article V – Historic Preservation and Architectural Review

[Ordinance No.: 2011-010](#) – 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 1, Sec. 17-652 Definitions to add Contributing and Non-contributing; Sec. 17-653 Design and development review commission (b)(9) to add –DP and -NC; Sec. 17-654 Designation of historic protection classifications (b) Procedures for designation; Sec. 17-655 Administration, and Division 2 Preservation Standards for Landmarks and Design Protection Districts, Sec. 17-674 Review process – *This item was approved on first reading.*

No one appeared in support of or in opposition to **Item 19.**

Upon a motion made by Dr. Gergel and seconded by Mr. Davis, Council voted unanimously to give first reading approval to Ordinance No.: 2011-010 – 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 1, Sec. 17-652 Definitions to add Contributing and Non-contributing;

Sec. 17-653 Design and development review commission (b)(9) to add –DP and -NC;
Sec. 17-654 Designation of historic protection classifications (b) Procedures for designation;
Sec. 17-655 Administration, and Division 2 Preservation Standards for Landmarks and Design Protection Districts, Sec. 17-674 Review process.

- **Council closed the Zoning Public Hearing at 9:16 p.m.**

APPROVAL OF MINUTES

20. Minutes of [April 12, 2011](#) – *Approved*

21. [May 3, 2011](#) – *Approved*

Upon a single motion made by Ms. Devine and seconded by Mr. Rickenmann, Council voted unanimously to approve the Special Called Meeting Minutes of April 12, 2011 and the Regular Council Meeting Minutes of May 3, 2011, as presented.

CONSENT AGENDA

Upon a motion made by Ms. Devine and seconded by Mr. Rickenmann, Council voted unanimously to approve the **Consent Agenda Items 22. through 41.**

CONSIDERATION OF BIDS, AGREEMENTS and CHANGE ORDERS

22. Council is asked to approve a [Contract for Collection Services](#) as requested by the Parking Services, Collections, and Water Divisions. Award to Penn Credit of Harrisburg, PA. Services will be based on an 18% recovery fee of collected outstanding revenue. *Funding Source: Collected outstanding revenue. – Approved with the caveat that Council will receive monthly collections reports.*
23. Council is asked to approve the purchase of [Cisco Routers/Switches](#), as requested by Emergency Operations. Award to Vology as the low bidder meeting specifications in the amount of \$12,921.21. The vendor is located in Oldsmare, FL. *Funding Source: Homeland Security Grant Control – Special Departmental Supplies 2549999/627100 and Metro Medical Response System – Special Departmental Supplies 961000101-627100 - Approved*
24. Council is asked to approve the [Annual Renewal of the Joint Funding Agreement with the U.S. Department of the Interior, U.S. Geological Survey](#) in the amount of \$13,530.00. *Funding Source: Stormwater Utility Fund – 5549999-SD831504/658660. Note: This agreement was originally approved by council on January 10, 2007 and shares the operation costs of three stream monitoring stations that are used to assist with flood warning in the Rocky Branch drainage basin for the period of April 1, 2011 to March 31, 2012. The stations will benefit both City Council Districts 2 and 3. - Approved*

25. Council is asked to approve the purchase of [Four \(4\) Valk Snow Plows with Mounting Bracket, Lift Cylinders, and Power Unit](#) as requested by the Street Division. Award to Carolina Industrial Equipment as the Sole Source in the amount of \$20,458.40. The vendor is located in Charlotte, NC. *Funding Source: Street & Sidewalk Repair/Machinery & Equipment – Capital 1013201/658300 - Approved*
26. Council is asked to approve the purchase of [Three \(3\) Mobile Radios and Accessories](#) as requested by Traffic Engineering. Award to Motorola Solutions in the amount of \$23,342.32 under SC State Contract # 5000011320. The vendor is located in Sumter, SC. *Funding Source: Radio Repair/Radio Equipment 6238961/627800 - Approved*
27. Council is asked to approve [Contract Amendment #1 to Project SD826401](#); an Agreement for Engineering Services for stabilization of portions of an unnamed tributary that floods area adjacent to Greenview Park as requested by Utilities and Engineering. Award to Brown & Caldwell in the amount of \$38,853.00. This vendor is located in Columbia, SC. *Funding Source: Stormwater Utility Fund 5534210/SD26401/636600. Note: Original agreement was dated December 7, 2009. Additional Services are required to improve flooding conditions for residential homes adjacent to Greenview Park. Brown and Caldwell agrees to provide project administration, topographic surveying, field data collection, and hydrologic and hydraulic modeling services. Brown & Caldwell also proposes to subcontract a fee of \$ 8,990.00 (23.14% of the contract amendment value) to Construction Support Services, a DBE firm located in Hopkins, SC. - Approved*
28. Council is asked to approve the purchase of [96 Gallon Roll Carts and Parts](#) as requested by Solid Waste Division. Award to Toter Inc. as the Sole Source in the amount of \$63,477.75. The vendor is located in Statesville, NC. *Funding Source: Solid Waste Roll Carts/ Roll Carts and Recycle Bins 1014401-627600 - Approved*
29. Council is asked to approve [CIP #SS7159\(8\) Repairs to Pumps #1 and #2 at the Mill Creek Lift Station](#) as requested by Utilities and Engineering. Award to Charles R. Underwood in the amount of \$71,996.64. This vendor is located in Sanford, NC. *Funding Source: Sanitary Sewer Maintenance Fund 5516212/638300. Note: The City has 67 sewer lift stations which direct wastewater flow to the Metro Wastewater Treatment Plant for treatment. Sewer lift stations are designed to a specific flow of wastewater and many stations contain multiple pumps to manage large capacities. Mill Creek utilizes 4 pumps to direct wastewater from the Bluff Road area. - Approved*
30. Council is asked to approve [Change Order #3 Project #SS6785; Sanitary Sewer Rehabilitation Annual Contract](#), as requested by Utilities and Engineering. Award to Improved Technologies Group, LLC., in the amount of \$74,920.00. This vendor is located in Knoxville, TN. *Funding Source: Sewer Improvement Fund – Note: This change order is necessary to compensate the contractor to perform additional work requested by the City of Columbia for the rehabilitation of an existing deteriorated sanitary sewer main along Harden St. - Approved*

31. Council is asked to approve the Purchase of the [Replacement Make Up Air Unit for the Police Station](#) as requested by Support Services. Award to Custom Air Inc., in the amount of \$77,653.11. The vendor is located in Aiken, SC. *Funding Source: Support Services Public Building- Special Projects – 5511219/638500 - Approved*
32. Council is asked to approve [CIP #SS759 \(9\) Rebuild Pumps #1, #2, and #3 at the Saluda River Pump Station](#) as requested by Utilities and Engineering. Award to Charles R. Underwood in the amount of \$96,448.39. This vendor is located in Sanford, NC. *Funding Source: Sanitary Sewer Maintenance Fund 5516212/638300. Note: The City has 67 sewer lift stations which direct wastewater flow to the Metro Wastewater Treatment Plant for treatment. Sewer lift stations are designed to a specific flow of wastewater and many stations contain multiple pumps to manage large capacities. Saluda River Pump Station utilizes 3 pumps to direct wastewater from the Irmo area. All 3 pumps are old and worn. They are in need of rebuilding to ensure adequate wastewater flow to the treatment plant. - Approved*
33. Council is asked to approve [Project # SS6722; Contract Amendment 1 for Construction of a 150 Million Gallon Per Day \(MGD\) Influent Pump Station and Associated Preliminary Treatment Facility at the Metro Wastewater Treatment Plant](#), as requested by the Utilities and Engineering Department. Award to Hazen and Sawyer, P.C. in the amount of \$99,037 to bring the total to \$1,830,317.00. This vendor is located in New York City, NY. *Funding Source: Sanitary Sewer SS6722; 552999/SS6722/658660 – Note: This change in agreement was requested to include Septage Receiving Building Preliminary Design, Septage Receiving Building Final Design, and Administration Building Modifications. This was not included in the original agreement dated August 16, 2010, submitted for Council approval. - Approved*
34. Council is asked to approve [Mentor Protégé Program Project # SD8353 Sanitary Sewer Easement Clearing at Crane Creek](#) as requested by Utilities and Engineering. Award to Carolina Tap and Bore, Inc. in the amount of \$116,986.00. This vendor is located in West Columbia, SC. *Funding Source: Storm Water Special Contracts 5534210/638300. Note: CIP budgeted amount for this project is \$ 150,710.00. - Approved*
35. Council is asked to approve a [City Wide Copier Contract](#) as requested by General Services. Award to Pollock Company in an amount not to exceed \$165,432.72. The vendor is located in West Columbia, SC. *Funding Source: Copying/Copying and Supplies 6208951/627200. Note: Per copy pricing shall include cost of paper, copier supplies, and maintenance, along with the addition of fax and scan capabilities. - Approved*
36. Council is asked to approve the purchase of [Seven \(7\) vehicles](#), using SC State Contract, as requested by Fleet Services for the Fire and the Police Departments. Award to vendors listed below in the total amount of \$168,117.00. *Funding Sources: Confiscated Funds DEA-Auto Trucks/Heavy Duty Equipment > 5K – 2042412/658500 \$35,170.00; Confiscated Funds DEA-Auto Trucks/Heavy Duty Equipment > 5K – 2042412/658500 \$33,598.00; Capital Replacement Auto*

Trucks/Heavy Duty Equipment > 5K – 6308972/658500 \$79,740.00; Capital Replacement Auto Trucks/Heavy Duty Equipment > 5K – 6308972/658500 \$19,609.00 – Approved

Vendor	Vendor Location	State Contract #	Quantity and Type	Department	Amount
Herndon Chevrolet	Lexington, SC	4400001664	2 Chevrolet Impalas	Police Department	\$35,170.00
Burns Automotive	Rock Hill, SC	4400002993	1 Chevrolet Tahoe	Police Department	\$33,598.00
Love Chevrolet	Columbia, SC	4400002966	3 Chevrolet Tahoes	Fire Department	\$79,740.00
Herndon Chevrolet	Lexington, SC	4400001664	1 Chevrolet Impala	Fire Department	\$19,609.00

37. Council is asked to approve a [Change Order #3-SS701703 for Beaver Control and Debris Removal](#) as requested by Utilities and Engineering. Award to McClam and Associates in the amount of \$210,834.92. Vendor is located in Little Mountain, SC. *Funding Source: Sewer Maintenance Fund - \$171,586.92; Stormwater Maintenance Fund - \$39,248.00. Note: This Change Order is necessary to compensate the contractor to perform additional work requested by the City for trapping and maintenance of several additional areas identified with beaver activity. These areas include: Lake Catherine along Gills Creek, Monticello Road to Fairfield Road along Crane Creek, City of Columbia Canal, Assembly Street to Congaree River along Rocky Branch including Martin Luther King Park and Smith’s Branch Creek from Congaree River to I-277. The contractor will continue maintenance on the current areas for an additional four months. This change order also extends the contract completion date to November 25, 2011. - Approved*

38. Council is asked to approve [Project #SS7159 \(5\); Increase in Project Amount for Repair of Alfa Laval Sharples Bowl and Scroll Type Centrifuges #1 and #2 at the Metro Wastewater Treatment Plant](#), as requested by Utilities and Engineering. Award to Alfa Laval in the amount of \$300,000.00. This vendor is located in Chesapeake, VA. *Funding Source: Sanitary Sewer Maintenance Fund; 5516212/638300. Note: Centrifuge #1 is being reconditioned by Alfa Laval. When they transport and reinstall the repaired centrifuge, they will need to remove and transport Centrifuge #2 to Chesapeake, VA, for reconditioning on the same day. This is to ensure the integrity of the Centrifuges. - Approved*

39. Council is asked to approve [Mentor Protégé Program Project #SS712901: Construction of a 10” Sanitary Sewer Line from Blaine Street to Basil Road](#), as requested by Utilities and Engineering. Award to G.H. Smith Construction in the amount of \$327,407.00. This vendor is located in Columbia, SC. *Funding Source: Sanitary Sewer Improvement Fund SS712901/658650 Note: CIP budgeted amount for this project is \$647,070.00. This project is located in City Council District 4. - Approved*

40. Council is asked to approve a [Contract for Business License Software](#) to automate the administration of Business Licenses, Hospitality Taxes, Tourism Development Fees, and other licenses as requested by Business License. Award to EnerGov Solutions in the amount not to exceed \$398,678.00. Vendor is located in Duluth, GA. *Funding Source: GO 2011 Bond Issue. - Approved*

ORDINANCES – SECOND READING

41. [Ordinance No.: 2011-024](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 2, Administration, Article V, Procurement, Sec. 2-207, Award of Contracts. *First reading approval was given on May 3, 2011. – Approved on second reading.*

ORDINANCE –FIRST READING

42. [Ordinance No.: 2010-161](#) - Authorizing the City Manager to execute an Interim Agreement and a Services Agreement for Rehabilitation, Operation, Repair and Maintenance of the Canal Hydroelectric Facilities between the City of Columbia and Lockhart Power Company – *Approved on first reading.*

Mr. Steven A. Gantt, City Manager explained that this is a twenty-five (25) year agreement with a South Carolina firm to operate our Hydro Plant. It will be a guaranteed source of revenue for the City of Columbia.

Upon a motion made by Mr. Rickenmann and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2010-161 - Authorizing the City Manager to execute an Interim Agreement and a Services Agreement for Rehabilitation, Operation, Repair and Maintenance of the Canal Hydroelectric Facilities between the City of Columbia and Lockhart Power Company.

43. [Ordinance No.: 2011-037](#) – Authorizing the City Manager to execute a Lease between the City of Columbia and Old Boy Properties, LLC for property consisting on 100+ acres in Richland County, South Carolina being a portion of the property formerly owned by Columbia Venture, LLC and Sunday School, LLC – *Approved on first reading.*

Mr. Steven A. Gantt, City Manager explained that this lease will generate some revenue; there's no liability for the City; Old Boy Properties, LLC will upkeep the property; and the lease must be renewed annually.

Upon a motion made by Mr. Rickenmann and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2011-037 – Authorizing the City Manager to execute a Lease between the City of Columbia and Old Boy Properties, LLC for property consisting on 100+ acres in Richland County, South Carolina being a portion of the property formerly owned by Columbia Venture, LLC and Sunday School, LLC.

CITY COUNCIL DISCUSSION / ACTION

44. Council is asked to authorize the submission of an encroachment permit application to the South Carolina Department of Transportation for the [installation of speed humps on Medway Road between Trenholm Road and Sunbury Lane](#) as requested by Traffic Engineering. – *Approved*

Upon a motion made by Dr. Gergel and seconded by Ms. Plough, Council voted unanimously to authorize the submission of an encroachment permit application to the South Carolina Department of Transportation for the installation of speed humps on Medway Road between Trenholm Road and Sunbury Lane, as requested by Traffic Engineering.

45. Council is asked to approve a [Contract for Sentencing Alternative and Rehabilitation Services for Misdemeanor Offenders placed on scheduled time payment plans by Municipal Court](#). This contract is being awarded to Professional Probation Services, Inc. of Norcross, GA. The programs are voluntary and all costs will be paid by the offender. - *Approved*

Upon a motion made by Mr. Rickenmann and seconded by Ms. Devine, Council voted unanimously to approve a Contract for Sentencing Alternative and Rehabilitation Services for Misdemeanor Offenders placed on scheduled time payment plans by Municipal Court. This contract is being awarded to Professional Probation Services, Inc. of Norcross, GA. The programs are voluntary and all costs will be paid by the offender.

Upon a single motion made by Mr. Davis and seconded by Ms. Plough, Council voted unanimously to approve **Item 46**. Award a request for a Certificate of Convenience and Necessity for the Operation of a Limousine Service to Christopher J. Harrison doing business as Midlands Commuting Services and **Item 47**. Award a request for a Certificate of Convenience and Necessity for the Operation of a Taxi Cab to Jackie Horger doing business as Party Cab c/o Affiliated Transportation.

46. Council is asked to approve a Request for a [Certificate of Convenience and Necessity for the Operation of a Limousine Service](#). Award to Christopher J. Harrison doing business as Midlands Commuting Services. This service is located at 113 Lambeth Drive, Columbia, SC. - *Approved*
47. Council is asked to approve a [Request for a Certificate of Convenience and Necessity for the Operation of a Taxi Cab](#). Award to Jackie Horger doing business as Party Cab c/o Affiliated Transportation. This service is located at 4824 Smallwood Road Apt 95 Columbia, SC. - *Approved*

APPOINTMENTS

48. [Design Development and Review Commission](#)

Upon a motion made by Dr. Gergel and seconded by Ms. Devine, Council voted unanimously to approve the reappointment of Mr. Bruce Harper and Ms. Leslie Skinner (Chair) to the Design Development Review Commission for a second and final term expiring in February 2014.

49. [Greater Columbia Community Relations Council](#)

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to approve the reappointment of Mr. Walid N. Hakim, Mr. Hal W. Stephenson and Mr. Melvin Lewis Carter, III for a second and final term expiring on June 30, 2013 and the appointment of Mr. Elliott F. Epps for a term expiring on June 30, 2014 to the Greater Columbia Community Relations Council.

50. [Planning Commission](#)

Upon a motion made by Ms. Plough and seconded by Mr. Rickenmann, Council voted unanimously to approve the reappointment of Ms. Maryellyn Cannizzaro for a second and final term expiring on February 11, 2014 and the appointment of Mr. Richard H. Cohn for a three (3) year term to the Planning Commission

CITY COUNCIL COMMITTEE REPORTS

51. Arts and Historic Preservation Committee

Councilor Gergel reported that the Arts and Historic Preservation Committee met today to discuss access to municipal documents and artifacts and we will continue this discussion at our next meeting. We will be visiting the vault, the Records Administration Division and the library. Staff has recommended that we not pursue the demolition by neglect ordinance for residential properties, but that we strengthen our existing property maintenance codes. We will discuss with the Columbia Fire Department the need for an assessment of commercial areas. We did not discuss public art today. She added that museum space is needed, because we also plan to recognize all municipal leaders.

APPEARANCE OF PUBLIC HAVING BUSINESS WITH CITY COUNCIL

Mr. Frederick Hill and Mr. Carl Mitchell appeared before the members of Council to discuss a business venture at 1025 Huger Street. We detail State vehicles across from the State garage. We put money down on the property and found out that it is zoned MX-2, which doesn't allow a carwash. We also wanted to offer shuttle services to games with secure parking and car washes. We also have a contract to detail vehicles on the old CCI property. We've spoken with several people that welcome the services we offer.

There was a consensus of Council to encourage continued discussions among Mr. Hill, Mr. Mitchell and Mr. Jonathan Chambers, Zoning Administrator to explore all options and to develop a plan for evaluation by Ms. Krista Hampton, Director of Planning and Development Services. The applicants should contact the Waterfront Steering Committee; consider an alternative location; and address storm water runoff and treatment.

Upon a motion made Mr. Rickenmann and seconded by Ms. Plaugh, Council voted unanimously to adjourn the meeting at 10:01 p.m.

Respectfully submitted by:

Erika D. Salley
City Clerk

Meeting Dates	Type of Meeting	Meeting Times
June 1, 2011	RC/COC Joint Economic Development Meeting <i>City Hall – 2nd Floor - City Council Conference Room</i>	2:00 p.m. – 4:00 p.m.
June 7, 2011	Work Session (<i>City Attorney Evaluation</i>) Council Meeting / 2 a.m. Bar Closing Public Hearing	2:00 p.m. 6:00 p.m.

In accordance with Ordinance No.: 2004-094 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 2, Administration, to add VI, Lobbyist, Sec. 2-302. (a) Any person who acts as a lobbyist must within fifteen days of being employed or retained as a lobbyist, register with the city clerk. (b) The registration must be in a form approved by the city council that includes only the name and business address of the lobbyist, the name and business address of the person or entity that compensates the lobbyist and the issue or matter for which the lobbyist has been retained. A separate form shall be submitted for each issue or matter and each person or entity who compensates the lobbyist. (c) Any lobbyist who is employed by the city or has contracts with the city must seek approval by city council to be a lobbyist for other clients so long as he is employed or under contract. To obtain a Lobbyist Registration Form please contact the Office of the City Clerk at (803) 545.3045 or send your request to cityclerk@columbiasc.net.

**Amendment to the Agenda