



CITY OF COLUMBIA
CITY COUNCIL MEETING **ACTION REPORT**
WEDNESDAY, AUGUST 5, 2009
9:00 A.M.
CITY COUNCIL CHAMBERS
1737 MAIN STREET

The Columbia City Council conducted a Regular Meeting at 9:05 a.m. on Wednesday, August 5, 2009 in the City Hall Council Chambers located at 1737 Main Street, Columbia, South Carolina.

INVOCATION

- Reverend Floyd Waters, Chaplin for the Columbia Police Department offered the Invocation.

APPEARANCE OF PUBLIC HAVING BUSINESS RELATED TO AGENDA ITEMS

Dr. Lorraine Fowler, Interim Chair of the Renaissance Foundation
Ms. Mary Skinner Jones, Director of the Renaissance Foundation

****Council voted unanimously to schedule a Work Session for an in-depth discussion on the issues and challenges of funding for the Renaissance Foundation.**

Ms. Linda Khoury, Artistic Director for the South Carolina Shakespeare Company
Mr. Fred Shehan, Columbia City Ballet Board of Directors
Mr. Dan Johnson, Columbia City Ballet Board of Directors

There was a consensus of Council to schedule a Work Session on August 26, 2009 at 9:00 a.m. to hear from organizations that would like to request funding outside of the committee process. A letter will be sent to all organizations that received allocations from the Hospitality Tax Fund and those organizations are required to submit their information for consideration. It is noted that \$100,000 remains in the Hospitality Tax Fund.

PUBLIC HEARING

1. [Closing of the Finlay Park Parking Lot](#) – Mr. S. Allison Baker, Assistant City Manager for Public Services and Mr. Michael King, Assistant City Manager for Public Safety

ACTION: Mr. S. Allison Baker, Assistant City Manager for Public Services presented an Operational Plan for Finlay Park and the upper parking lot at Finlay Park.

- Council opened the Public Hearing at 10:11 a.m.

Individuals appeared before the Council to comment on the recommendations as it relates to the closing of the upper parking lot at Finlay Park.

- Council closed the Public Hearing at 11:53 a.m.

ACTION: Council voted unanimously to direct staff to prepare a comprehensive safety and security report for all City of Columbia parks. Staff is directed to work with neighborhood leaders in developing this plan, which is to be presented to City Council within sixty (60) days.

Council voted unanimously to direct staff to proceed with adding twelve (12) parking spaces on Gadsden Street; to evaluate the need and effectiveness of speed reduction devices, i.e. speed humps; evaluate the need and effectiveness of additional regulatory signs at the entrance of the parking area to include prohibition of nuisance violations and closing times of the parking lot; to evaluate the need for improved lighting coverage/quality (park wide); and to place the parking lot on Zone Watch by the Columbia Police Department as outlined within the recommendations.

- Council recessed at 12:21 p.m.
- Council reconvened at 12:36 p.m.

MINUTES

2. Minutes of December [3](#), [4](#), and [10](#), 2008

ACTION: APPROVED as presented.

PRESENTATIONS

2a. ****[Jail and Bail March of Dimes Fundraiser Event](#)** - Ms. Jacki Apel, Communications Director for the March of Dimes

ACTION: Ms. Jacki Apel, Communications Director for the March of Dimes announced the upcoming Jail and Bail Event being hosted at the Columbia Police Department Headquarters located at #1 Justice Square on August 20, 2009 from 12:00 p.m. until 2:00 p.m. Each Jailbird is asked to raise \$300.

CITY COUNCIL DISCUSSION / ACTION

3. Business License Appeal (*Howard Hammer, Attorney at Law, P.A.*) – Ms. Brenda Kyzer, Business License Administrator

ACTION: Mr. Howard Hammer's business license appeal has been continued at the request of Mr. Hammer.

4. Department of Commerce Broadband Technology Opportunities Program – Ms. Teresa Wilson Florence, Director of Governmental Affairs

ACTION: Council voted unanimously to authorize staff to partner with Benedict College and Richland County to apply for the Broadband Technology Opportunities Program Grant in an estimated amount of \$8 to 10 million with a 20% match.

5. [Liquor Rebate Fund](#) - Mr. Bill Ellis, Deputy Finance Director

ACTION: Council voted unanimously to authorize the transfer of \$480,000 from the Liquor Rebate Fund to General Capital Projects for various capital and improvement park projects.

STAFF REPORTS

6. [Fiscal Year 2009 / 2010 Accommodations Tax / Community Promotions / Hospitality Tax Funding Recommendations](#) – The Honorable Judge Mildred McDuffie, Chair of the Community Promotions Advisory Committee and Ms. Libby Gober, City Council Liaison

ACTION: Council voted unanimously to approve the fiscal year 2009/2010 Community Promotions funding recommendations.

Council voted unanimously to approve the fiscal year 2009/2010 Accommodations Tax funding recommendations with the understanding that all recipients are required to apply the Famously Hot logo on all new marketing materials.



Council voted unanimously to approve the fiscal year 2009/2010 Hospitality Tax funding recommendations.

7. [Hollywood/Rose Hill Historic District Designation](#) – Ms. Amy Moore, Preservation Planner IV

ACTION: There was a consensus of Council to direct staff not to work with the neighborhood to determine if a lesser degree of protection may be acceptable; to let the interim measures remain in effect until the scheduled sunset date; and to direct staff to prepare a written policy that outlines the process through which a neighborhood would go to request historic design protection for City Council to adopt.

APPEARANCE OF PUBLIC HAVING BUSINESS WITH CITY COUNCIL

Ms. Constance McCarthy, 1001 Tree Street

STAFF REPORTS

8. [Economic Development Activities and Special Projects Account](#) – Mr. Jim Gambrell, Director of Economic Development

ACTION: Mr. Jim Gambrell, Director of Economic Development provided an overview of current projects and activities as well as a proposed plan of action for the future.

There was a consensus of Council to further discuss the Economic Development Special Projects Account once there has been a review of the July 2009 financials.

CONSIDERATION OF BIDS, AGREEMENTS and CHANGE ORDERS

9. Council is asked to approve a [Professional Services Contract for Grants Professional Services](#), as requested by the Office of Governmental Affairs. Award to Chris M. Segars doing business as More Than Just Words in an annual amount not to exceed \$85,000.00. This firm is located in Columbia, SC. *Funding Source: 1011103-638600*

ACTION: APPROVED

10. Council is asked to approve a [Professional Services Contract for Lobbying Services](#), as requested by the Office of Governmental Affairs. Award to McLeod Butler Communications, LLC in the monthly amount of \$1,491.00 for a total annual amount of \$17,892.00. This firm is located in Columbia, SC. *Funding Source: 1011103-638300*

ACTION: Consideration of this item was deferred.

11. Council is asked to approve a [Professional Services Contract for Lobbying Services](#), as requested by the Office of Governmental Affairs. Award to The Grant Group, Inc. in the monthly amount of \$1,491.00 for a total annual amount of \$17,892.00. This firm is located in Columbia, SC. *Funding Source: 1011103-638300*

ACTION: Consideration of this item was deferred.

12. Council is asked to approve a [Professional Services Contract for Lobbying Services](#), as requested by the Office of Governmental Affairs. Award to the State Capitol Group, LLC in the monthly amount of \$2,982.00 for a total annual amount of \$35,784.00. This firm is located in Columbia, SC. *Funding Source: 1011103-638300*

ACTION: Consideration of this item was deferred.

13. Council is asked to approve a [Professional Services Contract for Lobbying Services](#), as requested by the Office of Governmental Affairs. Award to Barbara McCall and Ralph Garboushian doing business as CapitalEdge Strategies, LLC in the monthly amount of \$5,175.00 for a total annual amount of \$62,100.00. This firm is located in Washington, DC. *Funding Source: 1011103-638300*

ACTION: APPROVED

14. Council is asked to approve the [Purchase of Vehicles](#), as requested by Various Departments using the SC State Contract, in the amount of \$78,794.00. *This will be charged as follows:*

ACTION: APPROVED

15. Council is asked to approve [Change Order #1, SD8279; Storm Drainage Improvements for Martin Luther King Park](#), as requested by Utilities and Engineering. Award to Trussell Bros. Construction Co., Inc. in the amount of \$500,000.00. This vendor is located in Columbia, SC. *Funding Source: SS709801 851600 – **Note:** This change will relocate and/or rehabilitate various conflicting sanitary sewer pipes located in Martin Luther King Park.*

ACTION: APPROVED

ZONING CONFIRMATIONS –SECOND READING

16. [5432 Farrow Road](#), TMS# 11612-07-18; confirm C-3 (General Commercial) zoning for property annexed 02/18/2009. – *First reading approval was given on July 15, 2009*

ACTION: APPROVED on second reading.

17. [2629 Percival Road](#), TMS# 19716-01-06; confirm C-3 (General Commercial) zoning for property annexed 02/18/2009. – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
18. [1313 Rosewood Drive](#), TMS# 11208-01-02; confirm M-1 (Light Industrial) zoning for property annexed 01/07/2009. – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
19. [11.24 acres, N/S Clemson Road](#), TMS# 25700-04-05; confirm M-1 (Light Industrial) zoning for property annexed 02/18/2009. – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
20. [0.76 acres, SE/S Wildewood Centre Drive](#), TMS# 25608-10-11; confirm C-3 (General Commercial) zoning for property annexed 03/25/2009. – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
21. [1019 and 1023 Darlington Street](#), TMS# 09106-03-10; confirm RG-2 (General Residential) zoning for property annexed 03/25/2009. – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
22. [121 Shop Road Extension](#), TMS# 16200-04-18; establish City of Columbia M-1 (Light Industrial) zoning for property annexed 06/24/2009. – *First reading approval was given*
ACTION: APPROVED on second reading.

MAP AMENDMENTS – SECOND READING

23. [USC Athletics Village – Area generally bound by Heyward Street, S. Marion Street, Norfolk Southern R.R., and Rosewood Drive](#), TMS# 11305-01-01, -02; 11305-02-01; 11305-14-19; rezone from C-1 (Office and Institutional) to PUD-C (Commercial Planned Unit Development). – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
24. [6810 N. Main Street](#), TMS# 11813-05-23; rezone City of Columbia Fire Station #12 from D-1 (Development District) to C-1 (Office and Institutional). – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
25. [1215 and 1225 Confederate Avenue](#), TMS# 9113-01-03, -04; rezone to remove –CC (Community Character) overlay from C-3 (General Commercial) base district zoning. – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
26. [1000 Catawba Street](#), TMS# 11301-02-01; rezone from M-2 (Heavy Industrial) PD (Planned Development) To PUD-C (Commercial Planned Unit). – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.
27. [Rosewood Community](#), TMS# Multiple - please refer to case summary; add –CC (Community Character) overlay to all zoning districts. – *First reading approval was given on July 15, 2009*
ACTION: APPROVED on second reading.

TEXT AMENDMENTS – SECOND READING

28. [Amend §17-258](#) to permit Computer and Data Processing Services as a permitted use in M-2 (Heavy Industrial) zoning districts. – *First reading approval was given on July 15, 2009*

[Ordinance No.: 2009-064](#) – 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, SIC 737 computer and data processing services

ACTION: APPROVED on second reading.

ORDINANCES – SECOND READING

29. [Ordinance No.: 2009-066](#) (*Revised*) - Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 5, Buildings and Building Regulations to add Article VIII, Absentee Landlord Registration Program– *First reading approval was given on July 8, 2009*

ACTION: APPROVED on second reading.

ORDINANCES – FIRST READING

30. [Ordinance No.: 2009-065](#) – Granting an encroachment to CSL Plasma for installation and maintenance of an irrigation system and landscaping adjacent to 215 South Assembly Street (*Mr. Marc Mylott, Director of Planning and Development Services: Recommends approval*)

ACTION: APPROVED on first reading.

31. [Ordinance No.: 2009-080](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 19, Solid Waste Management, Article II, Collection and Disposal, Sec. 19-31 Definitions, Multiple residential unit and Sec. 19-41 Restrictions on collection, (g) Bulk containers for multiple dwelling units

ACTION: APPROVED on first reading.

- A. [Ordinance No.: 2009-082](#) – Annexing 3825 Eureka Street, Richland County TMS #13708-09-19 (*Mr. Marc Mylott, Director of Planning and Development Services: Recommends approval*)

ACTION: APPROVED on first reading.

- B. [Ordinance No.: 2009-083](#) – A Seventh Supplemental Ordinance Supplementing Fifth Supplemental Ordinance No. 2009-072 and Providing for the Issuance and Sale of City Columbia, South Carolina, Waterworks and Sewer System Revenue Bonds, Series 2009, in the principal amount of not exceeding \$105,000,000; delegating the authority to the Mayor and Interim City Manager to determine certain matters with respect to the bonds; prescribing the form and details of such bonds; making certain amendments to general bond ordinance No.94-43; and other matters relating thereto.

ACTION: APPROVED on first reading.

- C. [Ordinance No.: 2009-086](#) – Repealing Sixth Supplemental Ordinance No. 2009-081 (A Sixth Supplemental Ordinance Supplementing Fifth Supplemental Ordinance No. 2007-072 and Providing for the Issuance and Sale of City of Columbia, South Carolina Waterworks and Sewer System Revenue Bonds, Series 2009, in the principal amount of not exceeding \$105,000,000; delegating the authority to the Mayor and Interim City Manager to determine certain matters with respect to the bonds; prescribing the form and details of such bonds; making certain amendments to general bond ordinance No.94-43; and other matters relating thereto.

ACTION: APPROVED on first reading.

- D. [Ordinance No.: 2009-087](#) – A Sixth Supplemental Ordinance Supplementing Fifth Supplemental Ordinance No. 2007-072 and Providing for the Issuance and Sale of City of Columbia, South Carolina Waterworks and Sewer System Revenue Bonds, Series 2009, in the principal amount of not exceeding \$105,000,000; delegating the authority to the Mayor and Interim City Manager to determine certain matters with respect to the bonds; prescribing the form and details of such bonds; making certain amendments to general bond ordinance No.94-43; and other matters relating thereto

ACTION: APPROVED on first reading.

RESOLUTIONS

- E. [Resolution No.: R-2009-046](#) – Release and Abandonment of a Portion of the City's Existing 20' Sanitary Sewer Easement along Richland County TMS #07413-03-01 (Portion); 4500 Williamsburg Drive; Lot 5; Block G, Riverview Terrace; CF#50-79A

ACTION: APPROVED

- F. [Resolution No.: R-2009-047](#) – Release and Abandonment of the City's Existing 20' Sanitary Sewer Easement along Richland County TMS #07316-02-05 (Portion); 4516 Williamsburg Drive; Lot 3, Block G, Riverview Terrace; CF #50-79A

ACTION: APPROVED

- G. [Resolution No.: R-2009-048](#) – Release and Abandonment of a Portion of the City's Existing 20' Sanitary Sewer Easement along Richland County TMS #07316-02-06 (Portion) 4508 Williamsburg Drive; Lot 4, Block G, Riverview Terrace; CF #50-79A

ACTION: APPROVED

- H. [Resolution No.: R-2009-049](#) – Release and Abandonment of the City's Existing 20' Sanitary Sewer Easement along Richland County TMS #07316-02-03 (Portion); 4532 Williamsburg Drive; Lots 1 & 2, Block G, Riverview Terrace; CF #50-79A

ACTION: APPROVED

- I. [Resolution No.: R-2009-053](#) – Authorizing consumption of beer and wine at the Vista Bike Night fundraiser benefiting Honor Flight South Carolina

ACTION: APPROVED

- J. [Resolution No.: R-2009-055](#) – Authorizing consumption of beer and wine at the USC Pep Rally at Wild Wing Café in the Vista

ACTION: APPROVED

- K. [Resolution No.: R-2009-060](#) – Authorizing the City Manager to execute a Lease between the City of Columbia and Allard H. Dial for lease of 150 Montgomery Road, Richland County TMS #06700-01-05 – *Funding Source: 1012406-636300*

ACTION: Consideration of this item was deferred to allow the Police Chief to determine if the Equestrienne Unit is a cornerstone of the Police Department operations.

- L. [Resolution No.: R-2009-061](#) – Adopting the City of Columbia's Identity Theft Prevention and Detection and Red Flags Rule Policy Statement

ACTION: APPROVED

EXECUTEIVE SESSION

- Council voted unanimously to go into Executive Session at 3:06 p.m. for the discussion of Items M. through O. as amended.

- M. Discussion of negotiations incident to proposed contractual arrangements

- Request For Qualifications for External/Internal Auditor
- SCANA Communications, Inc

ACTION: This item was discussed in Executive Session. No action was taken.

- N. Receipt of legal advice which relates to matter covered by attorney-client privilege

- Angelica Textile Appeal

ACTION: This item was discussed in Executive Session. No action was taken.

- O. **Discussion of compensation of an employee

ACTION: This item was discussed in Executive Session. No action was taken.

- Council adjourned the Executive Session at 4:10 p.m.

CITY COUNCIL DISCUSSION / ACTION

- P. Purchase of Real Property

ACTION: Council voted unanimously to approve a voice resolution authorizing the Interim City Manager to execute any and all documents to consummate the purchase of real property known as 2126 Devine Street, Richland County TMS# R11312-15-05 for the purchase price of \$850,000.00 plus commissions and fess of \$56,866.99 and the real property known as 2132 Devine Street, Richland County TMS# R11312-15-06 and 07 for the purchase price of \$1,080,000.00 plus commissions and fees of \$16,200.00.

- Council adjourned the meeting at 4:11 p.m.