



CITY OF COLUMBIA  
CITY COUNCIL MEETING ACTION REPORT  
WEDNESDAY, AUGUST 19, 2009  
9:00 A.M.  
CITY COUNCIL CHAMBERS  
1737 MAIN STREET

The Columbia City Council conducted a Regular Meeting on Wednesday, August 19, 2009 in the City Hall Council Chambers located at 1737 Main Street, Columbia, South Carolina. The Honorable Mayor Robert D. Coble called the meeting to order at 9:06 a.m. The following members of Council were present: The Honorable E.W. Cromartie, II, The Honorable Sam Davis, The Honorable Tameika Isaac Devine, The Honorable Daniel J. Rickenmann and The Honorable Belinda F. Gergel. The Honorable Kirkman Finlay III was absent.

### **INVOCATION**

- Reverend Charles B. Jackson, Sr. offered the invocation.

### **APPEARANCE OF PUBLIC HAVING BUSINESS RELATED TO THE AGENDA ITEMS**

No one appeared at this time.

### **MINUTES**

1. Minutes of December [17](#) and December [19](#), 2008

**ACTION: APPROVED as presented.**

### **PRESENTATIONS**

2. [Introduction of the August 2009 Employee of the Month \(Mr. Oscar "Sam" Catoe III, Construction Management\)](#) – Mr. John Dooley, Jr. PE., Director of Utilities and Engineering

**ACTION: Ms. Dana Higgins, Assistant City Engineer for Construction introduced Mr. Sam Catoe as the August 2009 Employee of the Month.**

3. [Recognition of Green Business Members](#) – Ms. Mary Pat Baldauf, Sustainability Facilitator

**ACTION: Ms. Mary Pat Baldauf recognized the new Green Business Members.**

4. [Tree City USA](#) – Mr. Jimmy Walters, Urban Forester for SC Forestry Commission

**ACTION: Mr. Jimmy Walters presented the City with its 30<sup>th</sup> Tree City USA Award.**

5. American Heart Association's Fit Friendly Company Designation – Ms. Tracey Waring, Manager of the Charles R. Drew Wellness Center and Mr. David Sloan, Director of Corporate Relations for the Mid-Atlantic Affiliate of the American Heart Association

**ACTION: Mr. David Sloan presented the City with a Platinum Level Fit Friendly Company designation.**

6. EngenuitySC Annual Report – Mr. Neal McLean, EngenuitySC

**ACTION: Mr. Neil McLean presented an annual report on the activities of EngenuitySC.**

7. \*\*Redevelopment District Plan – The Honorable E.W. Cromartie, II, The Honorable Sam Davis and The Honorable Tameika Isaac Devine

**ACTION:** Mr. Tony Lawton, Mr. Norman Whitaker, Mr. Calvin Grigsby and Mr. Dan McLeod, Esq. presented an update on the boundaries, demographics and financing options of the Columbia Renaissance Redevelopment District Plan. The plan will be adopted at a later date.

- Council recessed at 11:17 a.m.
- Council reconvened at 11:29 a.m.

#### **CITY COUNCIL DISCUSSION / ACTION**

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

**ACTION:** The Council voted unanimously to continue Mr. Howard Hammer's business license appeal at Mr. Hammer's request.

9. Business License Appeal (*Hammer & Hammer, LLC.*) –Ms. Brenda Kyzer, Business License Administrator

**ACTION:** The Council voted unanimously to continue Mr. Howard Hammer's business license appeal at Mr. Hammer's request.

10. Business License Appeal (*Matrix Scientific*) –Ms. Brenda Kyzer, Business License Administrator

**ACTION:** The Council voted unanimously to continue the Matrix Scientific business license appeal at the request of Mr. Montgomery.

11. Business License Fees – Ms. Brenda Kyzer, Business License Administrator

**ACTION:** This discussion was deferred until Wednesday, August 26, 2009.

12. [GovQA Citizens Response System](#) – Mr. S. Allison Baker, Assistant City Manager for Public Services

**ACTION:** This discussion was deferred.

13. Council is asked to approve an [Application for Certificate of Convenience and Necessity](#), as requested by the Business License Division. Award to Steve Mitchell Shealy doing business American Flag Cab located at 209 Sweetwater Court, Lexington, SC.

**ACTION:** APPROVED

14. Council is asked to approve an [Application for Certificate of Convenience and Necessity](#), as requested by the Business License Division. Award to Joanna Zeigler doing business Classic Limousine located at 910-A Meeting Street, West Columbia, SC.

**ACTION:** APPROVED

#### **STAFF REPORTS**

15. [Holiday Pay](#) – Mr. Steven Gantt, Interim City Manager

**ACTION:** The Holiday Pay Policy will be reaffirmed on Wednesday, August 26, 2009.

16. Use of Community Development Block Grant/Economic Development Initiative for the Village at Rivers' Edge Project - Mr. Tony Lawton, Director of Community Development

**ACTION:** This report was deferred. A meeting between all parties is scheduled for Wednesday, August 26, 2009.

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

17. Council is asked to approve [Project #SS7099\(2\)](#); Purchase of Digester Recirculation Parts for the Repair of the Digester & Old DAF Mixed Sludge Pump for the Metro Wastewater Treatment Plant, as requested by Utilities and Engineering. Award to Liberty Process Equipment, the lowest bidder in the amount of \$12,875.31. This vendor is located in Arlington Heights, IL. *Funding Source: Sewer Improvement Fund 5529999-SS709902-851200*

**ACTION: APPROVED**

18. Council is asked to approve [Project #SS709901](#); Purchase of Sludge Conveyors Parts to Repair Sludge Conveyor Bearing for the Metro Wastewater Treatment Plant, as requested by Utilities and Engineering. Award to C&D Specialty Parts, the lowest bidder in the amount of \$16,895.30. This vendor is located in Florence, SC. *Funding Source: Sewer Improvement Fund 5529999-SS709901-851200*

**ACTION: APPROVED**

19. 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: Council voted unanimously to defer consideration until Wednesday, August 26, 2009.**

20. 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: Council voted unanimously to defer consideration until Wednesday, August 26, 2009.**

21. Council is asked to approve an [Agreement to Remove and Paint Twenty-six \(26\) Steel Poles on Sumter Street, Gervais Street and South Main Street](#), as requested by Utilities and Engineering. Award to South Carolina Electric & Gas in the amount of \$22,925.45. This vendor is located in Columbia, SC. *Funding Source: Non-Standard Fund Agreement 4139999-CP000801-639900*

**ACTION: APPROVED**

22. Council is asked to approve an [Agreement to Remove four \(4\) Steel Poles and Paint twenty-two \(22\) Steel Poles from Washington to Taylor between Assembly and Marion Streets](#), as requested by Utilities and Engineering. Award to South Carolina Electric & Gas in the amount of \$34,292.00. This vendor is located in Columbia, SC. *Funding Source: Non-Standard Fund Agreement 4139999-CP000801-639900*

**ACTION: APPROVED**

23. 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: Council voted unanimously to defer consideration until Wednesday, August 26, 2009.**

24. Council is asked to approve [Project #SS7099\(3\)](#); Purchase of one (1) Hansen P4 Gear Reducer for the Repair of Primary & Raw Screw Pumps at the Metro Wastewater Treatment Plant, as requested by Utilities and Engineering. Award to Bearing Distributors, Inc., the lowest bidder in the amount of \$50,028.92. This vendor is located in Columbia, SC. *Funding Source: Sewer Improvement Fund 5529999-SS709903-851200*

**ACTION: APPROVED**

25. Council is asked to approve the [Purchase of Lawn Maintenance](#), as requested by Wastewater Treatment Plant. Award to Byron Hanna Lawn & Tractor, the lowest bidder in the amount of \$55,800.00. This vendor is located in Blythewood, SC. *Funding Source: 5516208-638300*

**ACTION: APPROVED**

26. Council is asked to approve [Purchase of Grit, Ash, Sludge Hauling and Container Rental](#), as request by Wastewater Treatment Plant. Award to Palmetto Environmental Solutions Inc, the lowest bidder in the amount of \$147,070.00. This vendor is located in West Columbia, SC. *Funding Source: 5516208-638300*

**ACTION: APPROVED**

27. Council is asked to approve [Project #SS691103](#); Root Removal Annual Contract, as requested by Utilities and Engineering. Award to Duke's Root Control, the lowest bidder in the amount of \$468,490.00. This vendor is located Syracuse, NY. *Funding Source: SS691103-851600*

**ACTION: APPROVED**

#### **ORDINANCES – SECOND READING**

28. [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*) – *First reading approval was given on August 5, 2009*

**ACTION: APPROVED on second reading.**

29. [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 – *First reading approval was given on August 5, 2009*

**ACTION: APPROVED on second reading.**

30. [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*) – *First reading approval was given on August 5, 2009*

**ACTION: APPROVED on second reading.**

31. [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. – *First reading approval was given on August 5, 2009*

**ACTION: APPROVED on second reading.**

- A. [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. – *First reading approval was given on August 5, 2009*

**ACTION: APPROVED on second reading.**

- B. [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. – *First reading approval was given on August 5, 2009*

**ACTION: APPROVED on second reading.**

### **ORDINANCES – FIRST READING**

- C. [Ordinance No.: 2009-067](#) – Granting an encroachment to the Laurens Street Homeowners Association for installation and maintenance of a brick wall and columns with iron fencing within the right of way area adjacent to 1020 Laurens Street, 1022 Laurens Street, 1024 Laurens Street, 1026 Laurens Street, 1028 Laurens Street and 1030 Laurens Street, known as Richland County TMS #11405-11-30, 11405-11-31, 11405-11-32, 11405-11-33, 11405-11-34 and 11405-11-35

**ACTION: APPROVED on first reading.**

- D. [Ordinance No.: 2009-095](#) – Granting a Temporary Easement to the South Carolina Department of Transportation for the Broad River Road Bridge Replacement Project along a Portion of City Property identified as Richland County TMS #07316-02-14, TMS #07316-02-01A, TMS #07314-02-05, & TMS #09102-01-02 (Portion); Project #BR40(004); SCDOT File #40.249B.1; CF #315-11

**ACTION: APPROVED on first reading.**

### **RESOLUTIONS**

- E. [Resolution No.: R-2009-058](#) – Authorizing adoption of policy public invocations

**ACTION: APPROVED**

- F. [Resolution No.: R-2009-059](#) – Authorizing consumption of beer and wine and Group Therapy's Annual Chili Cookoff

**ACTION: APPROVED**

- G. [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:** Council voted four (4) to two (2) to approve Resolution No.: 2009-060 with the understanding that Police Chief Tandy Carter has committed to raise funds through private donations for the Mounted Patrol operations during fiscal year 2010/2011 and to expose the Mounted Patrol to parks, Five Points and residential areas as an added security measure. It is understood that the Mounted Patrol will be removed from the fiscal year 2010/2011 budget if the necessary funding is not acquired.

- H. [Resolution No.: R-2009-062](#) – Authorizing consumption of beer and wine at The Blue Marlin's 15<sup>th</sup> Anniversary benefiting 100 Years of Boy Scouting

**ACTION:** APPROVED

- I. [Resolution No.: R-2009-063](#) – Authorizing consumption of beer and wine and South Carolina Pride Festival 2009 at Finlay Park

**ACTION:** APPROVED

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

Ms. Margaret M. Hicks

- Council voted unanimously to go into Executive Session for the discussion of Items L. through O. as amended and after the Budget Committee Meeting.
- Council recessed at 12:40 p.m.
- Council convened the Budget Committee Meeting at 1:04 p.m. on the 2<sup>nd</sup> floor.

### **BUDGET COMMITTEE MEETING**

- J. [Treasurer's Report](#) – Mr. Jeff Palen, Treasurer

**ACTION:** Mr. Jeff Palen reported that all bank accounts have been reconciled through July 2009.

- K. July 2009 Financials – Mr. Bill Ellis, Deputy Finance Director

**ACTION:** Mr. Bill Ellis presented a full expenditure report for each account in the General Fund.

### **EXECUTIVE SESSION**

- Council went into Executive Session at 1:37 p.m.

- L. Discussion of negotiations incident to proposed contractual arrangements

- The Dennis Corporation
- Towers Perrin

**ACTION:** These items were discussed in Executive Session. No action was taken.

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

- Carolina Walk Litigation

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

- N. Discussion of compensation of an employee

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

O. \*\* Discussion of negotiations incident to settlement of legal claims

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

- Council adjourned the Executive Session and reconvened the meeting at 2:37 p.m.

P. \*\*Integrating Research into Homeless Services

**ACTION:** Council voted unanimously to enter into a Professional Services Contract to provide services in the City of Columbia's Winter Shelter with Dr. David Parker, the University of South Carolina Department of Internal Medicine, Office of Supportive Housing Services in conjunction with The Cooperative Ministry to provide case management and coordination services as well as establish a transitional research center, which will investigate the causes and factors of and related to homelessness among the City of Columbia's homeless residents.

- Council adjourned the meeting at 2:38 p.m.