



CITY OF COLUMBIA
CITY COUNCIL MEETING **ACTION REPORT**
WEDNESDAY, SETEMBER 2, 2009
9:00 A.M.
CITY COUNCIL CHAMBERS
1737 MAIN STREET

The Columbia City Council conducted a Regular Meeting and a Public Hearing on Wednesday, September 2, 2009 in the City Hall Council Chambers located at 1737 Main Street, Columbia, South Carolina. Mayor Robert D. Coble called the meeting to order at 9:05 a.m. The following members of Council were present: The Honorable E.W. Cromartie, II, The Honorable Daniel J. Rickenmann and The Honorable Belinda F. Gergel. The Honorable Sam Davis arrived at 9:07 a.m. and The Honorable Kirkman Finlay III arrived at 9:54 a.m. The Honorable Tameika Isaac Devine was absent. Also present were Mr. Steve A. Gantt, Interim City Manager and Ms. Erika D. Salley, City Clerk.

INVOCATION

Rev. Wayne Horne, Senior Minister / Trenholm Road United Methodist Church offered the Invocation.

APPEARANCE OF PUBLIC HAVING BUSINESS RELATED TO THE AGENDA ITEMS

No one appeared at this time.

MINUTES

1. Minutes of February [11](#) and February [18](#), 2009
ACTION: APPROVED as presented.

PRESENTATIONS

- 1a. **Annual Palmetto Capital City Classic – Coach Willie Jefferies
ACTION: Coach Willie Jefferies announced the 8th Annual Palmetto Capital City Classic featuring the Benedict College Tigers versus the West Virginia State University Yellow Jackets on Saturday, September 5, 2009 at 4:00 p.m. at the Charlie W. Johnson Stadium.
2. [Introduction of the September 2009 Employee of the Month \(Mr. Tim Rushman, Assistant Superintendent\)](#) – Ms. Sara Hollar, Superintendent of Forestry and Beautification
ACTION: Ms. Sara Hollar, Superintendent of Forestry and Beautification introduced Mr. Tim Rushman, Assistant Superintendent for Forestry and Beautification as the September 2009 Employee of the Month.

Mayor Coble and Mr. Steve Gantt, Interim City Manager presented Mr. Rushman with tokens of appreciation.
3. [Achievement of Excellence in Procurement Award](#) – Mr. Bill Ellis, Deputy Finance Director
ACTION: Mr. Bill Ellis, Deputy Finance Director presented the Achievement of Excellence in Procurement Award to the Procurement Department. It is the only agency in South Carolina to receive the award.

4. [Viva la Vista](#) – Ms. Deirdre Mardon, Executive Director of the Congaree Vista Guild
ACTION: Ms. Deirdre Mardon, Executive Director of the Congaree Vista Guild outlined the extensive marketing efforts of the Congaree Vista Guild. She invited everyone to the annual Viva La Vista celebration on September 12, 2009 from 2:00 p.m. until 7:00 p.m. at Lincoln and Gervais Streets.
5. Update on Fast Forward – Ms. Dee Albritton, Executive Director of Fast Forward
ACTION: Ms. Dee Albritton, Executive Director of Fast Forward outlined the many activities, projects and partnerships they have undertaken over the years. She presented a national technology video which featured Fast Forward. In closing, she shared a cake with the City of Columbia in celebration of Fast Forward's 10th Anniversary.
6. [4th Annual Sickle Cell Walk](#) – Ms. Peggy Funny-Roanne, Chairperson of the Walk Committee for the James R. Clark Memorial Sickle Cell Foundation
ACTION: Ms. Peggy Funny-Roanne, Chairperson of the Walk Committee announced the 4th Annual James R. Clark Memorial Scholarship Fund Walk on Saturday, September 12, 2009 at 8:30 a.m. at St. Luke's Episcopal Church, 2211 Lady Street. Onsite registration begins at 7:30 a.m. Registration is \$15 per person and proceeds will benefit the James R. Clark Memorial Scholarship Fund providing educational awards to college bound high school graduates living with sickle cell disease.

- Council recessed at 9:55 a.m.
- Council reconvened the meeting at 10:07 a.m.

SIDEWALK VENDING PUBLIC HEARING

ORDINANCES – FIRST READING

7. [NE Corner of Main and Lady Streets](#)
- Council opened the Public Hearing at 10:08 a.m.

No one appeared in support of or in opposition to **Item 7**.

- Council closed the Public Hearing at 10:08 a.m.

[Ordinance No.: 2009-094](#) – Granting a Franchise to Krista Anderson d/b/a Krista's Hot Dogs for operation of a stationary sidewalk vending cart on the northeast corner of Main Street and Lady Street

ACTION: APPROVED on first reading.

PUBLIC HEARING

- Council opened the Public Hearing at 10:25 a.m.

The following individuals appeared before the members of Council to comment on Item 8.

Mr. Scott Murray, V.P. for Safety and Risk Management / SC Trucking Association
Rev. Wiley Cooper, 5413 Colonial Drive
Mr. Peter Korper, President of the Elmwood Park Neighborhood Association
Ms. Alex Furgess, VP of the Columbia Council of Neighborhoods

Ms. Mazetta Austin, Highland Park Civic Club
Mr. Keith Seymour, Carolina Panorama

- **Council closed the Public Hearing at 10:47 a.m.**
- 8. [Ordinance No.: 2009-048](#) – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 12 Motor Vehicles and Traffic, Article I, General, Sec 12-13 Through trucks prohibited on certain streets and eighteen wheelers prohibited from single-family residential neighborhoods
ACTION: APPROVED on first reading, subject to the Interim City Manager scheduling a meeting with City Council members, the SC Trucking Association, SCDOT representatives and various neighborhood associations prior to second reading, which is scheduled for October 7, 2009.

CITY COUNCIL DISCUSSION / ACTION

- 9. Business License Appeal (*Matrix Scientific*) – Ms. Brenda Kyzer, Business License Administrator
ACTION: The members of Council heard the Business License Appeal from Mr. Al Montgomery of Matrix Scientific. No action was taken.
- 10. [Restructuring of the Central Midlands Regional Transit Authority Board](#) – The Honorable Mayor Robert D. Coble
ACTION: Mayor Coble asked the Council to consider the restructuring of the CMRTA Board by reducing the City of Columbia appointees from five (5) to three (3) before September 30, 2009. This matter will be considered on September 16, 2009.
- 11. Selection of a Firm to Conduct an Efficiency Study
 - The Mercer Group
 - Equa Terra, Inc.
 - MGT of America, Inc.
 - Berkshire Advisors**ACTION: There was a consensus of Council to defer consideration of this matter and to direct staff to review any previous studies related to management and efficiency and to draw a baseline assessment for discussion with the members of Council.**

TRAFFIC AND ENGINEERING

- 12. [Yorkshire Neighborhood Traffic Control Request](#)
Council is asked to approve the Installation of Speed Humps and the Request to remove the existing 3-way stops on Yorkshire Drive and Kimberly Street.
ACTION: APPROVED
- 13. Chimney Hill Road [Speed Hump Request](#)
Council is asked to approve the Installation of a Speed Hump on Chimney Hill Road near Flat Chimney Loop and the reduction of the speed limit from 30 mph to 25 mph.
ACTION: APPROVED

CONSIDERATION OF BIDS, AGREEMENTS and CHANGE ORDERS

14. Council is asked to approve [Project #WM4122 and #SS7075](#) Change Order #1; Agreement for Engineering Services for Infrastructure Development within the Village at River's Edge Subdivision, as requested by Utilities and Engineering. Award to Alliance in the amount of \$12,540.00. This vendor is located in Columbia, SC. *Funding Source: (Water Improvements Fund 5529999-WM412201-636600); (Sewer Improvements Fund 5529999-SS707501-636600); Stormwater Utility Fund 5549999-SD832501-636600 and 5549999-SR708301-636600)*

ACTION: APPROVED - Mayor Coble abstained from voting due to a conflict of interest.

15. Council is asked to approve the [Purchase of Fencing for Finlay Park Café](#), as requested by Parks & Recreation Department. Award to Ryan Brewer Enterprises, LLC, the lowest bidder in the amount of \$13,902.14. This vendor is located in Columbia, SC. *Funding Source: Capital Projects: Finlay Park 4039999-659300 PK005601-659300*

ACTION: APPROVED

16. Council is asked to approve a [Memorandum of Understanding between the South Carolina Minority Business Enterprise Center \(SCMBEC\) and the City of Columbia](#) in the amount of \$15,000.00 for Services Provided in Coordination with the Office of Business Opportunities. *Funding Source: Office of Business Opportunities General Administration*

ACTION: APPROVED

17. 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 to September 9, 2009.

18. 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 to September 9, 2009.

19. 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 to September 9, 2009.

20. Council is asked to approve [Project #SS7106](#); Reimbursement of Two-Thirds of the Cost for a Portable Generator required for Upgrades at the Existing Andrews Yard Pump Station, as requested by Utilities and Engineering. Award to Dovetail Companies in the amount of \$27,155.55. This vendor is located in Athens, GA. *Funding Source: Sewer Improvement Fund SS7010601 851600*

ACTION: APPROVED

21. Council is asked to approve an [Agreement for Professional Financial Consulting Services for a one \(1\) year Service Extension period](#). Award to JB & Associates in the amount of \$30,000. *Funding Source: 1011101*

ACTION: APPROVED

22. Council is asked to approve [Project #SD805906](#); Agreement for Consulting Services to Provide Bid and Construction Phase Services, including Special Monitoring, for Construction of Improvements to the Delverton Ditch from Fairfield Road to its End, as requested by Utilities and Engineering. Award to Environmental Permitting Consultants (EPC) in the amount of \$79,060.00. This vendor is located in Greenville, SC. *Funding Source: 5549999-SD805906-636600*

ACTION: APPROVED

23. Council is asked to approve the [Scope of Work](#) to provide services to clients in accordance with the Master Consulting Services Agreement dated December 18, 2008, as requested by the Employee Insurance Committee. Award to Towers Perrin in the amount of \$85,000. This vendor is located in Charlotte, NC. *Funding Source: 6048933*
Note: The fixed fee is payable in installments with 30% of the fee due upon executions of Scope of Work; 40% of fee due October 1, 2009 and the remaining 20% of the fee is due upon completion of services. The fixed fee has three phases and it's broken down as follows:

- \$5,000 for the Planning / Educational Session
- \$40,000 for the medical RFP
- \$40,000 for the prescription drug RFP

ACTION: APPROVED

24. Council is asked to approve [Project #CM1022](#); Lincoln Street Canopy Renovation, as requested by Utilities and Engineering. Award to I & E Specialties, Inc., the lowest bidder in the amount of \$120,396.00. This vendor is located in Lexington SC. *Funding Source: CP09001*

ACTION: APPROVED

25. Council is asked to approve [Project #SS6884 and #SD8141](#) Change Order #1; Agreement for Design and Construction of Sanitary Sewer and Storm Drain Improvements in the Read Street Area, as requested by Utilities and Engineering. Award to Wilbur Smith Associates (WSA) in the amount of \$262,001.00. This vendor is located in Columbia, SC. *Funding Source: Capital Improvements Program Budget 5529999-SS688401-636600 and 5549999-SD814101-636600*

ACTION: APPROVED

26. Council is asked to approve [Project #SS7104](#); Emergency Repairs for 60" Sewer Crossing at Rocky Branch, as requested by Utilities and Engineering. Award to the lowest bidders in the amount of \$330,000.00. *Funding Source: Sewer Improvements Fund SS710401 851600*

Chao & Associates	Engineering and Construction Inspection	\$35,000.00
Terratech Inc.	Construction of Piles	\$45,000.00
McClam and Associates	Repairs and Construction	\$250,000.00
	Total Emergency Repair	\$330,000.00

ACTION: APPROVED

27. Council is asked to approve [Project #SS7101 & SS7102](#); Agreement for services relating to Grinder Additions and Hoist Systems for the North Columbia, Broad River, and Mill Creek Pump Stations and Broad River Pump Station Assessment and Rehabilitation Plan, as requested by Utilities and Engineering. Award to B P Barber and Associates, Inc., in the amount of \$760,600.00. This vendor is located in Columbia SC. *Funding Source: Sewer Improvement Fund 5529999-SS710101-636600 and 5529999-SS7100201-636600 – This is Mentor Protégé Program*

ACTION: APPROVED

ORDINANCES – SECOND READING

28. [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 – *First reading approval was given on August 19, 2009*

ACTION: APPROVED on second reading.

29. [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 – *First reading approval was given on August 19, 2009*

ACTION: APPROVED on second reading.

ORDINANCES – FIRST READING

30. [Ordinance No.: 2009-084](#) – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 11, Licenses, Permits and Miscellaneous Business Regulations, Article VII, Peddlers and Solicitors, Division 3, Sidewalk Vending, Sec. 11-254, Franchise and license required; franchise fee; transfer of franchise (b)

ACTION: APPROVED on first reading.

31. [Ordinance No.: 2009-085](#) – Granting an encroachment to Frank Paul Investments, LLC for installation and maintenance of landscaping and an irrigation system within the right of way area of the 1800 block of Barnwell Street and 1700 block of Richland Street adjacent to its property at 1825 Barnwell Street - *Mr. Marc Mylott, Director of Planning and Development Services: Recommends approval*

ACTION: APPROVED on first reading.

- A. [Ordinance No.: 2009-090](#) – Annexing 4011 West Beltline Boulevard Richland County TMS #11610-05-26 (*Mr. Marc Mylott, Director of Planning and Development Services: Recommends approval*)

ACTION: APPROVED on first reading.

- B. [Ordinance No.: 2009-091](#) – Annexing N/S 5521 Fairfield Road Richland County TMS # 11703-01-16 (*Mr. Marc Mylott, Director of Planning and Development Services: Recommends approval*)

ACTION: APPROVED on first reading.

- C. [Ordinance No.: 2009-092](#) – Annexing E/S Cushman Road Richland County TMS #14104-04-25 (*Mr. Marc Mylott, Director of Planning and Development Services: Recommends approval*)

ACTION: APPROVED on first reading.

RESOLUTIONS

- D. [Resolution No.: R-2009-064](#) – Authorizing consumption of beer and wine and Halloween in Five Point's fund-raiser and concert

ACTION: APPROVED

- E. [Resolution No.: R-2009-065](#) – Authorizing consumption of beer and wine and Collective Soul's Outdoor Concert on Gadsden Street adjacent to Jillian's and Wet Willie's

ACTION: APPROVED

- F. [Resolution No.: R-2009-068](#) – Authorizing execution of the Written Decision by Columbia City Council Concerning the Business License Appeal of Angelica Corporation

ACTION: APPROVED

- G. [Resolution No.: R-2009-069](#) – Amending Resolution R-2007-019 authorizing condemnation to obtain 15' water main easement and fee simple acquisition of 7.18 acres from Richland County TMS #11000-01-02, N/F Columbia Ventures, LLC for CIP Projects #WM3631, #SS6395 and #SS6722 (02); CF #250-212 & CF #251-71

ACTION: APPROVED – Mr. Finlay abstained from voting due to a potential conflict of interest.

APPEARANCE OF PUBLIC HAVING BUSINESS WITH CITY COUNCIL

Mr. Keith Seymour, Carolina Panorama

Mr. Temple Ligon, The Columbia Star

EXECUTIVE SESSION

- **Council voted unanimously to go into Executive Session at 12:27 p.m. for the discussion of Items H. and I. as presented.**

- H. Discussion of negotiations incident to the proposed sale of property

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

- I. **Discussion of negotiations incident to proposed contractual arrangements

- Compost Waste

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

- **Councilor Finlay left at 1:43 p.m.**
- **Mayor Coble left at 1:50 p.m.**
- **Council adjourned the meeting at 1:53 p.m.**