



CITY OF COLUMBIA
CITY COUNCIL
CITY COUNCIL MEETING MINUTES
WEDNESDAY, NOVEMBER 8, 2006
9:00 A.M.
CITY COUNCIL CHAMBERS
1737 MAIN STREET

The City of Columbia City Council conducted a regular meeting and a Zoning Public Hearing on Wednesday, November 8, 2006 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 9:05 a.m. The following members of Council were present: The Honorable E.W. Cromartie, II, The Honorable Anne M. Sinclair, The Honorable Sam Davis, The Honorable Tameika Isaac Devine, The Honorable Daniel J. Rickenmann and The Honorable Kirkman Finlay III. Also present were Mr. Charles P. Austin, Sr., City Manager and Ms. Erika D. Salley, City Clerk.

APPROVAL OF MINUTES

1. Minutes for October 4 and 11, 2006

Upon motion by Ms. Devine, seconded by Ms. Sinclair, Council voted unanimously to approve the Minutes of October 4 and 11, 2006 on a single motion and as presented.

PRESENTATIONS

- 1a. **Recognition of Mr. Jacques Gilliam, Director of Human Resources for Obtaining Designation as a Certified Professional from the International Public Management Association – Ms. Gladys Brown, Assistant City Manager for Administrative Services

Ms. Gladys Brown, Assistant City Manager for Administrative Services recognized Mr. Jacques Gilliam, Human Resources Director for completing the requirements to obtain the designation of a Certified Professional. This credential demonstrates Mr. Gilliam's knowledge and abilities in a combination of mastery and journey level experience in various human resource functions.

2. Performance Contracting – Ms. Kim Smith, Johnson Controls

Ms. Kim Smith, Johnson Controls, stated that they appeared before the Council on September 6, 2006 to present the concept of performance based solutions. She stated that Mayor Coble signed the Mayors Climate Protection Agreement on October 10, 2006 and that she met with City staff on October 24, 2006 to share project references, experiences and to discuss the next steps. Performance Based Solutions are improvements in facilities and utilities that produce financial benefits which are guaranteed to exceed the total cost of the improvement measures. The areas of focus are energy upgrades in facilities, reduce costs and increase revenues in utilities and other opportunities. Facility upgrades include lighting, heating ventilation and air conditioning systems, electrical and mechanical systems, water conservation, controls and energy management strategies, pools, vending, windows, roofs, doors and much more. When looking at ways to increase revenue streams and to reduce costs, they will review water meter replacement programs, automatic meter reading technology, wastewater monitoring and technology that may be implemented to increase the City's efficiency. She cited the following possible opportunities: biomass, digester gas, alternative fuels, traffic and street lighting, utility management, and Leadership in Energy and Environmental Design (LEED) Certification.

Mr. Chris Mills, Johnson Controls Sales Manager, stated that the next step would be for the City to enter into a Memorandum of Understanding with Johnson Controls committing to provide information to be evaluated and then Johnson Controls would report back with the viability of this project. The next required step would be a Request for Qualifications selection process to choose a company that would complete a detailed audit. He said that information would be provided for the City's budget process and that a contract could be in place by the summer. He outlined the benefits of this process to the City, noting that this is about being good stewards of the environment and the resources consumed.

Upon motion by Mayor Coble, seconded by Mr. Rickenmann, Council voted unanimously to endorse the distribution of a Performance Contracting Request for Proposals or Qualifications within a 90-day timeframe.

CONSIDERATION OF BIDS AND AGREEMENTS

3. Council is asked to approve the Purchase of a Tapping Machine, as requested by the Water Distribution Division. Award to HD Supply, the lowest bidder, in the amount of \$21,872.04. This firm is located in West Columbia, SC. *Funding Source: 5516203-658400 - Approved*

Upon motion by Mr. Rickenmann, seconded by Ms. Sinclair, Council voted unanimously to approve the Purchase of a Tapping Machine, as requested by the Water Distribution Division. Award to HD Supply, the lowest bidder, in the amount of \$21,872.04.

ORDINANCES – SECOND READING

4. Ordinance No.: 2006-046 - 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. 23-14 Sewer service rates, (a) Generally *First reading approval was given on June 21, 2006.*

Upon motion by Mr. Davis, seconded by Mr. Cromartie, Council voted five (5) to two (2) to give second reading approval to Ordinance No.: 2006-046 - 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. 23-14 Sewer service rates, (a) Generally. Voting aye were Mr. Cromartie, Ms. Sinclair, Mr. Davis, Ms. Devine and Mayor Coble. Voting nay were Mr. Rickenmann and Mr. Finlay.

5. Ordinance No.: 2006-081 - Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article IV, Pollution Control, to add Division 5, Establishing Regulations and Requirements Relating to Smoking of Tobacco Products in the City of Columbia *First reading approval was given on October 18, 2006.*

Upon motion by Mr. Rickenmann, seconded by Mr. Finlay, Council voted four (4) to three (3) to give second reading approval to Ordinance No.: 2006-081 - Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article IV, Pollution Control, to add Division 5, Establishing Regulations and Requirements Relating to Smoking of Tobacco Products in the City of Columbia include the following amendments. Voting aye were Mr. Cromartie, Mr. Davis, Mr. Rickenmann and Mr. Finaly. Voting nay were Ms. Sinclair, Ms. Devine and Mayor Coble.

- A. Add an exception for Medical Research Facilities as defined.
- B. Add an exception for Private Clubs as defined.
- C. Add additional clarifying language for Private Clubs.
- D. Add a distance requirement, which prohibits smoking within 10-feet of any entry of an enclosed area where smoking is prohibited.
- E. Add an exception for theatrical events that include smoking as part of the act.
- F. Add an exception for drinking establishments (stand alone bars) as defined.
- G. If the State or Richland County and Lexington County enact a smoking ban this action would be rescinded.

ORDINANCES – FIRST READING

Upon motion by Mr. Cromartie, seconded by Ms. Sinclair, Council voted unanimously to give first reading approval to **Items 6.** through **11.** as presented.

6. Ordinance No.: 2006-090 – Amending Ordinance 2006-069 (Annexing 130 Fontaine Center Drive TMS# 14205-10-01) – *Approved on first reading.*
7. Ordinance No.: 2006-091 – Amending Ordinance 2006-070 (Annexing 411 Commerce Drive TMS# 14202-01-59) – *Approved on first reading.*
8. Ordinance No.: 2006-092 - Approving the purchase of a surety bond in replacement for moneys deposited into the City's 1993 Debt Service Reserve Fund relating to its Water and Sewer System refunding Revenue Bonds, Series 1993; approving the execution and delivery of a guaranty agreement by the City; and other matters relating thereto – *Approved on first reading.*
9. Ordinance No.: 2006-093 - Authorizing the execution and delivery of a forward delivery or supply agreement by the City of Columbia, South Carolina, in connection with the City's outstanding Waterworks and Sewer System Revenue Bonds; delegating the authority to the Mayor and City Manager to determine certain matters; approving the form of request for offers; repealing Ordinance No. 2005-105 enacted on October 12, 2005; and other matters relating thereto – *Approved on first reading.*
10. Ordinance No.: 2006-094 - Authorizing the execution and delivery of a forward delivery or supply agreement by the City of Columbia, South Carolina, in connection with the City's installment sale agreement dated November 1, 2004, between the City and Columbia Public Facilities Corporation entered into in connection with the \$19,365,000 Certificates of Participation (Hospitality Fee Pledge), Series 2004; delegating the authority to the Mayor and City manager to determine certain matters; approving the form of request for offers; and other matters relating thereto – *Approved on first reading.*

11. Ordinance No.: 2006-095 - Authorizing transfer of 0.032 acres (1,388.13 square feet) known as Parcel "A" adjacent to Richland County TMS #09010-10-08 to Pearl B. Fogle – *Approved on first reading.*
12. Ordinance No.: 2006-097 - Authorizing and directing the installation of solid raised medians on Gervais Street – *Approved on first reading.*

Upon motion by Mr. Cromartie, seconded by Ms. Sinclair, Council voted six (6) to one (1) to give first reading approval to Ordinance No.: 2006-097 - Authorizing and directing the installation of solid raised medians on Gervais Street. Voting aye were Mr. Cromartie, Ms. Sinclair, Mr. Davis, Mr. Rickenmann, Mr. Finlay and Mayor Coble. Ms. Devine voted nay.

APPOINTMENTS

13. First Tee Columbia Advisory Committee - Mr. S. Allison Baker, Assistant City Manager for Public Services

Mr. S. Allison Baker, Assistant City Manager for Public Services, introduced Mr. Ollie Johnson, a long time volunteer at the Columbia Golf Driving Range. He will speak briefly about our need to form a First Tee Columbia Advisory Committee.

Mr. Ollie Johnson, Golf Driving Range Volunteer, he asked for Council's approval and guidance in forming a First Tee Columbia Advisory Committee. The mission of the program is to make golf more accessible to people of all diversities. The mission of the First Tee shall be accomplished by combining a pool of assets and life skills curriculum that emphasizes golf's unique ability to instill and develop central values. In 2004 the City of Columbia entered into an agreement with the World Golf Foundation to establish the First Tee program. A provision of the agreement was to establish and maintain a diverse and effective First Tee Program Advisory Committee that reports to the Department of Parks and Recreation and will adhere to approved business practices. He recommended that a minimum of fifteen (15) members be appointed to the Committee with each City Council member appointing one (1) member. The Committee will handle fundraising, apply for grants, advisory oversight of the program, program outreach, and help to establish a 501c3. All funds would be designated and restricted for the First Tee Program.

Upon motion by Mr. Cromartie, seconded by Mr. Rickenmann, Council voted unanimously to endorse the formulation of a First Tee Columbia Advisory Committee to assist in the growth and outreach of the programs of First Tee and the Columbia Golf Driving Range. The committee will consist of fifteen (15) members; with each Council member appointing one member for a total of seven (7) and the remaining eight (8) vacancies will be advertised.

- **Council adjourned the meeting to break at 10:00 a.m.**
- **Council reconvened the meeting at 10:10 a.m.**

OTHER MATTERS

- 13a. ** Ordinance No.: 2006-101 – An Emergency Ordinance Establishing a Curfew for Colony Apartments and Bethel Bishop Chappelle Apartments

Councilor Cromartie said that City representatives met with residents of the Colony Apartments, Mr. Walter Trent, Owner, the management staff and others to address concerns related to the recent triple homicide that occurred there. He said that every person has the right to feel safe in his or her home and in the community. The owner imposed a curfew some time ago, but it is not enforced. He recommended that the City impose an emergency curfew for a sixty-day period to calm the community and to let people know that we mean business. He noted that the City is taking over management of the Bethel Bishop Chappelle Apartments.

Upon motion by Mr. Cromartie, seconded by Mr. Finlay, Council voted unanimously to approve Ordinance No. 2006-101 – An Emergency Ordinance Establishing a Curfew for Colony Apartments and Bethel Bishop Chappelle Apartments effective November 15, 2006 through January 15, 2007. Staff was directed to disseminate this information widely throughout the impacted community.

- 13b. **Criminal Domestic Violence Taskforce

Upon motion by Mayor Coble, seconded by Ms. Sinclair, Council voted unanimously to direct staff to create a broader taskforce that goes beyond the City of Columbia to look at strategies and different ways to address the issue of Criminal Domestic Violence; to ask Ms. Nancy Barton of Sister Care to serve as chair and if she declines, staff should make a recommendation. Staff is to determine who should serve on the committee. Each Council member will make one individual appointment. Councilwoman Devine is asked to serve on the committee.

ZONING PUBLIC HEARING

- **Council opened the Zoning Public Hearing at 10:31 a.m.**

CONFIRM ZONING OF PREVIOUSLY ANNEXED PROPERTIES – FIRST READING

Upon motion by Mayor Coble, seconded by Ms. Sinclair, Council voted unanimously to give first reading approval to **Items 14.** through **23.** as presented. No one appeared in support of or in opposition to the confirmations.

14. 7736 Garners Ferry Road, TMS# 19102-02-07; confirm C-3 zoning. – *Approved on first reading.*
15. 130 Fontaine Center Drive, TMS# 14205-10-01; confirm M-1 zoning. – *Approved on first reading.*
16. 411 Commerce Drive NE, TMS# 14202-01-59; confirm M-1 zoning. – *Approved on first reading.*
17. W/S Farrow Road, 7905 Farrow Road, 8016 Wilson Boulevard, N/S Anders Drive, and W/S Parklane Road, TMS# 14400-01-01; 14403-03-01; 17101-01-02 and 17102-01-01; confirm C-1 zoning. – *Approved on first reading.*
18. N/S Beckman Road, TMS# 14400-01-01 (p); confirm C-1 zoning. – *Approved on first reading.*
19. 1100 Bluff Road (The Spur), TMS# 11205-03-01; confirm C-3 zoning. – *Approved on first reading.*

20. 730 Buckner Road, TMS# 11704-03-01(p), 02, 24(p); confirm M-1 zoning. – *Approved on first reading.*
21. E/S Cushman Drive and E/S Baldwin Road, TMS# 14103-03-18A and 14103-04-01; confirm C-3 zoning. – *Approved on first reading.*
22. E/S Woodcreek Farms Road, TMS# 25800-03-28 (p); confirm PUD-R zoning. – *Approved on first reading.*
23. 3440 Broad River Road, TMS# 06110-03-17 and 20, 06115-01-07; confirm C-3 zoning. – *Approved on first reading.*

ANNEXATION WITH MAP AMENDMENTS / REZONINGS – FIRST READING

24. S/S Saint Andrews Terrace Road, TMS# 06115-01-08; annex and rezone from RG-2 to C-3. – *Approved on first reading.*

Ordinance No.: 2006-085 – Annexing 3440 Broad River Road and 14.5 +/- acres S/S St. Andrews Road, Richland County TMS# 06110-03-17; 06110-03-20; 06115-01-07 and 06115-01-08 – *Approved on first reading.*

No one appeared in support of or in opposition to the request.

Upon motion by Mr. Rickenmann, seconded by Mr. Cromartie, Council voted unanimously to give first reading approval on a single motion to the Annexation with Map Amendments / Rezoning for S/S Saint Andrews Terrace Road, TMS# 06115-01-08; annex and rezone from RG-2 to C-3 **and** Ordinance No.: 2006-085 – Annexing 3440 Broad River Road and 14.5 +/- acres S/S St. Andrews Road, Richland County TMS# 06110-03-17; 06110-03-20; 06115-01-07 and 06115-01-08.

25. W/S Gibson Street and N/S McRae Street (The Village at Rivers Edge), Richland County TMS# 09103-02-01; 09103-02-04; 09103-02-05; 09103-02-06; 09104-01-01; 09104-01-02; 09104-01-03; 09104-01-04; 09104-01-05; 09104-01-06; 09104-01-17; 09104-01-18; 09104-01-19; 09104-01-20; 07316-02-11; 07316-02-12 and 07316-02-13; annex and rezone from RS-2, RG-2, and M-1 to PUD-LS. – *Approved on first reading, subject to compliance with descriptive statement revised by staff.*

Ordinance No.: 2006-084 – Annexing 28.2 +/- acres, W/S Gibson Street and N/S McRae Street, Richland County TMS# 09103-02-01; 09103-02-04; 09103-02-05; 09103-02-06; 09104-01-01; 09104-01-02; 09104-01-03; 09104-01-04; 09104-01-05; 09104-01-06; 09104-01-17; 09104-01-18; 09104-01-19; 09104-01-20; 07316-02-11; 07316-02-12 and 07316-02-13 – *Approved on first reading.*

No one appeared in support of or in opposition to the request.

Upon motion by Mr. Rickenmann, seconded by Mr. Cromartie, Council voted unanimously to give first reading approval on a single motion to the Annexation with Map Amendments / Rezoning for W/S Gibson Street and N/S McRae Street (The Village at Rivers Edge), Richland County TMS# 09103-02-01; 09103-02-04; 09103-02-05; 09103-02-06; 09104-01-01; 09104-01-02; 09104-01-03; 09104-01-04; 09104-01-05; 09104-01-06; 09104-01-17; 09104-01-18; 09104-01-19; 09104-01-20; 07316-02-11; 07316-02-12 and 07316-02-13; annex and rezone from RS-2, RG-2, and M-1 to PUD-LS **and** Ordinance No.: 2006-084 – Annexing 28.2 +/- acres, W/S Gibson Street and N/S McRae Street, Richland County TMS# 09103-02-01; 09103-02-04; 09103-02-05; 09103-02-06; 09104-01-01; 09104-01-02; 09104-01-03; 09104-01-04; 09104-01-05; 09104-01-06; 09104-01-17; 09104-01-18; 09104-01-19; 09104-01-20; 07316-02-11; 07316-02-12 and 07316-02-13, subject to compliance with descriptive statement revised by staff.

MAP AMENDMENTS/REZONINGS – FIRST READING

26. 7736 Garners Ferry Road, TMS#19102-02-07(p); rezone from C-3 to C-3, -AS. – *Approved on first reading.*

No one appeared in support of or in opposition to the request.

Upon motion by Mr. Rickenmann, seconded by Ms. Devine, Council voted unanimously to give first reading approval to the Map Amendment / Rezoning of 7736 Garners Ferry Road, TMS#19102-02-07(p); rezone from C-3 to C-3, -AS.

27. 602 Richland Street, TMS# 09010-03-01; rezone from RG-3, -DD to PUD-R, -DD. – *Approved on first reading*, subject to condition that uses and regulations not specified within the descriptive statement shall adhere to RG-3 zoning requirements.

No one appeared in support of or in opposition to the request.

Upon motion by Mr. Cromartie, seconded by Ms. Sinclair, Council voted unanimously to give first reading approval to the Map Amendment / Rezoning of 602 Richland Street, TMS# 09010-03-01; rezone from RG-3, -DD to PUD-R, -DD.

28. Vacant lot adjacent to 501-03 Beltline Boulevard, TMS#13810-01-06; rezone from PUD-C to amended PUD-C. – *Approved on first reading, provided (1) single-family lots of record must have the required street frontage width; (2) private drives may not be considered streets; (3) townhouses may need to be configured in a horizontal property regime; and (4) where descriptive statement silent, RG-2 zoning requirements shall apply.*
29. 501-03 Beltline Boulevard, TMS#13810-01-07; rezone from PUD-C to PUD-C. – *Approved on first reading, provided (1) townhouses may need to be configured in a horizontal property regime; and (2) where descriptive statement silent, RG-2 zoning requirements shall apply.*

Mr. Ed Shuler, 4222 Blossom Street, appeared before the members of Council in opposition to the requests. He is concerned about the plan to bring more density to this block and the public safety events that occur frequently. He said that this proposal is to get enough land to build a townhouse and will allow the duplex to be considered as condominiums and sold individually. He is in favor of owner occupancy, because the current tenants are very problematic. He is not in favor of another townhouse and more density.

The Applicant stated that Mr. Shuler is correct; he is looking for the highest and best use of the property. He admitted that there was gunfire at the duplex in June or July and that tenant was evicted to alleviate the problems. The neighborhood association president asked the owner to see what could be done to have the property occupied by its owner. The proposal is to convert the duplex into a townhouse, but the additional building would not increase density.

Upon motion by Ms. Sinclair, seconded by Mr. Rickenmann, Council voted unanimously to give first reading approval on a single motion to the Map Amendment / Rezoning of Vacant lot adjacent to 501-03 Beltline Boulevard, TMS#13810-01-06; rezone from PUD-C to amended PUD-C, provided **(1)** single-family lots of record must have the required street frontage width; **(2)** private drives may not be considered streets; **(3)** townhouses may need to be configured in a horizontal property regime; and **(4)** where descriptive statement silent, RG-2 zoning requirements shall apply **and** 501-03 Beltline Boulevard, TMS#13810-01-07; rezone from PUD-C to PUD-C, provided **(1)** townhouses may need to be configured in a horizontal property regime; and **(2)** where descriptive statement silent, RG-2 zoning requirements shall apply.

30. 1400 Hyatt Avenue, TMS# 09215-11-04; rezone from RG-2 to PUD-R. – *Approved on first reading, provided (1) building materials shall not be vinyl siding or masonite, instead materials shall be brick, HardiPlank, HardiSiding, stucco, or other like materials; (2) elevations shall include oversized windows and other features similar to structures in the immediate area; (3) the development shall include a regime fee for maintenance of all properties and common areas; and (4) the parking area shall not be a pervious surface.*

No one appeared in support of or in opposition to the request.

Upon motion by Mr. Davis, seconded by Mr. Finlay, Council voted unanimously to give first reading approval to the Map Amendment / Rezoning of 1400 Hyatt Avenue, TMS# 09215-11-04; rezone from RG-2 to PUD-R, provided **(1)** building materials shall not be vinyl siding or masonite, instead materials shall be brick, HardiPlank, HardiSiding, stucco, or other like materials; **(2)** elevations shall include oversized windows and other features similar to structures in the immediate area; **(3)** the development shall include a regime fee for maintenance of all properties and common areas; and **(4)** the parking area shall not be a pervious surface. Mr. Rickenmann abstained from voting due to a potential conflict of interest. Ms. Devine was not present for the vote.

31. 1907 and 1913 Huger Street, TMS# 09006-06-02 and 03; rezone from M-2, -DD to PUD-C, -DD. – *Approved on first reading.*

No one appeared in support of or in opposition to the request.

Upon motion by Mr. Cromartie, seconded by Mr. Rickenmann, Council voted unanimously to give first reading approval to the Map Amendment / Rezoning of 1907 and 1913 Huger Street, TMS# 09006-06-02 and 03; rezone from M-2, -DD to PUD-C, -DD. Ms. Devine was not present for the vote.

- A. 701 thru 711 Lady Street, 717 thru 729 Lady Street, 704 and 708 Lady Street, 1320 thru 1332 Wayne Street, 704-16 Washington Street (Lady Street Shoppes), TMS#09009-08-01 and 04, 08912-07-01; rezone from M-1, PD, DD, M-1, -DP, -DD to PUD-C, PD, DD. – *Approved on first reading, provided the amount of space allocated for restaurants/nightclubs/drinking establishments does not exceed 30,000 square feet. Staff was directed to meet with Mr. Tom Cox and others to resolve the parking concerns in the Vista by seeking a long-term resolution. Staff should resume normal enforcement of parking regulations in the Vista.*

Mr. Tom Cox, Carl Thomas Lamps / 724 Lady Street, appeared before the members of Council in opposition to the requests. He urged the Council to look at the whole parking situation in the Vista area. He said that he did not have a problem with parking until the construction began on Lady Street. He stated that people park on Lady Street between Gadsden Street and Assembly Street all day to avoid paying a meter or parking in a garage. He said that the Wild Wing Restaurant has increased traffic as well. Mr. Cox explained that this is an inconvenience and causes him to lose customers. He suggested that the City implement 30 minute parking in the area because the meters expire and there is no enforcement within the 700 block of Lady Street; that meters be installed on Gadsden Street and Lady Street to prevent people from parking long term; that employees have reserved spaces in the parking deck to free up customer parking; and that the City review the situation again early next year.

Councilor Rickenmann explained that thirty minute parking would not be adequate for customers and that there have been parking concerns in the Vista area for quite some time. He noted that the Lady Street construction project is also a contributing factor to the parking situation.

Councilor Cromartie urged the group to plan now so that the area can be compatible for all. He said that the Council supports Mr. Arnold's project.

Mr. Marc Mylott, Development Services Director stated that the construction of the Lady Street Parking Garage would begin early 2007.

Mr. Steve Gannt, Senior Assistant City Manger for Operations, explained that the Lady Street Project is 95% complete and a mixture of 30-minute and 2-hour parking meters are being installed as sections are completed. He said that parking is not being enforced, because of the chaos.

Councilor Finlay said that the issue is who is using public parking in the Vista. He said that the request is strictly a zoning request and it is not an exception. He urged the Council to consider the request before them.

Mayor Coble suggested that staff review Mr. Cox's concerns and work to provide immediate and long-term relief regarding the parking situation in the Vista area. He noted that this would not delay the project.

Upon motion by Mayor Coble, seconded by Mr. Cromartie, Council voted unanimously to give first reading approval to the Map Amendment / Rezoning of 701 thru 711 Lady Street, 717 thru 729 Lady Street, 704 and 708 Lady Street, 1320 thru 1332 Wayne Street, 704-16 Washington Street (Lady Street Shoppes), TMS#09009-08-01 and 04, 08912-07-01; rezone from M-1, PD, DD, M-1, -DP, -DD to PUD-C, PD, DD, provided the amount of space allocated for restaurants/nightclubs/drinking establishments does not exceed 30,000 square feet. Staff was directed to meet with Mr. Tom Cox and others to resolve the parking concerns in the Vista by seeking a long-term resolution. Staff was directed to resume normal enforcement of parking regulations in the Vista.

MAP AMENDMENT / TEXT AMENDMENT – FIRST READING

- B. 1605-07 Main Street, TMS# 09014-10-15; rezone from C-5 to C-5, -DP. – *Approved on first reading.*

No one appeared in support of or in opposition to the request.

Upon motion by Mayor Coble, seconded by Ms. Sinclair, Council voted unanimously to give first reading approval to the Map Amendment for 1605-07 Main Street, TMS# 09014-10-15; rezone from C-5 to C-5, -DP

- C. 2626 Stratford Road, TMS# 11415-03-01; rezone from RS-1 to RS-1, -DP. – *Approved on first reading.*

Ordinance No.: 2006-077 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article V, Historic Preservation and Architectural Review, Division 4, Landmarks, Sec. 17-691, Buildings and site list, (c) is amended to add the following: 2627 Stratford Road and 1607 Main Street – *Approved on first reading.*

No one appeared in support of or in opposition to the request.

Upon motion by Mayor Coble, seconded by Ms. Sinclair, Council voted unanimously to give first reading approval on a single motion to the Map Amendment / Text Amendment 2626 Stratford Road, TMS# 11415-03-01; rezone from RS-1 to RS-1, -DP **and** Ordinance No.: 2006-077 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article V, Historic Preservation and Architectural Review, Division 4, Landmarks, Sec. 17-691, Buildings and site list, (c) is amended to add the following: 2627 Stratford Road and 1607 Main Street.

- **Council adjourned the Zoning Public Hearing at 11:12 a.m.**

APPEARANCE OF PUBLIC HAVING BUSINESS WITH CITY COUNCIL

Mr. Lee Carroll appeared before the members of Council on behalf of a kid that is in jail on a \$3 million bail. He stated that a Columbia Police Officer threatened to arrest him for getting involved in the case.

An unidentified female appeared before the members of Council to seek assistance with a situation involving youth violence. She accused representatives of the Columbia Police Department of mishandling the situation.

Ms. April Heyward invited the members of Council to an African American Achievement Award event honoring Mr. James Bennett and Reverend Charles Jackson, Sr. and Family on Wednesday, November 15, 2006 at 7:30 a.m. at the Marriott Hotel.

**Mayor Coble urged his colleagues to reach out and establish contact with newly appointed officials as a result of last night's election. He asked staff to contact the City's Washington Lobbyist and to work closely on national committees. He said that this would ensure that our voice is heard and that they know what we think the policies should be.

**Councilor Rickenmann requested that this topic be incorporated into the City's upcoming Planning Session Agenda.

EXECUTIVE SESSION

Upon motion by Mr. Cromartie, seconded by Ms. Sinclair, Council voted unanimously to go into Executive Session at 11:30 a.m. for the discussion of **Items D.** through **F.** as amended.

- D. Receipt of legal advice, which relates to matters covered by attorney-client privilege
- University Parking Garages
 - **Non-disclosure Agreement for Project Ceres
 - **Criminal Domestic Violence Court

Items were discussed in Executive Session. No action was taken.

- E. **Discussion of negotiations incident to the proposed sale of property

Items were discussed in Executive Session. No action was taken.

- F. **Receipt of legal advice, which relates to matters covered by attorney-client privilege
- Vista Tax Increment Financing

Items were discussed in Executive Session. No action was taken.

- **Councilor Sinclair left the meeting at 12:03 p.m.**
- **Councilor Rickenmann left the meeting at 12:30 p.m.**
- **Council adjourned the meeting at 1:14 p.m.**

Respectfully submitted by:

Erika D. Salley
City Clerk