



CITY OF COLUMBIA  
CITY COUNCIL MEETING MINUTES  
WEDNESDAY, DECEMBER 12, 2007  
9:00 A.M.  
CITY COUNCIL CHAMBERS  
1737 MAIN STREET

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The Columbia City Council conducted a Meeting on Wednesday, December 12, 2007 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 City 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.

\*\*Mayor Robert D. Coble and the Council wished Ms. Dana Turner a Happy 50th Birthday.

### **PRESENTATIONS**

1. Fiscal Year 2005 / 2006 Comprehensive Annual Financial Report (CAFR) – Mr. Bud Addison, Audit Senior Manager / Webster Rogers, LLP

Mr. Bud Addison, Audit Senior Manager / Webster Rogers, LLP, stated that no changes had been made to the document since it was received by Council.

Councilor Devine asked Mr. Addison to explain the negative balance that's being reported for the Development Corporations under component units.

Mr. Bud Addison, Audit Senior Manager / Webster Rogers, LLP, stated that the negative number comes from the Columbia Action Council's excessive expenditures over revenues in the amount of \$29,000. He said that the Columbia Action Council has some challenges and the General Fund absorbs most of its costs. He stated that the Columbia Housing Development Corporation and the South Columbia Development Corporation lived off of past year surpluses.

Councilor Davis asked why the Columbia Action Council was classified as a component unit.

Mr. Bud Addison, Audit Senior Manager / Webster Rogers, LLP, stated that it is a separate legal entity.

Councilor Finlay asked that staff review our Money Market Accounts to ensure that they are as safe as we think they are. He also asked for the total assessed valuation for the entire city.

Mr. Bud Addison, Audit Senior Manager / Webster Rogers, LLP, stated that un-audited information on the city's assessed valuation can be found on page 106.

Councilor Finlay asked how the city's liabilities became over drafted.

Mr. Bud Addison, Audit Senior Manager / Webster Rogers, LLP, stated that a particular bank account was overdraft, because there were many outstanding checks.

Councilor Finlay asked about accrued salaries and benefits.

Mr. Bud Addison, Audit Senior Manager / Webster Rogers, LLP, noted that this is funding for pension cost. When the city makes its required monthly contribution to the State Retirement System the pension plan itself is responsible for paying the benefit and not the city so it eliminates our liabilities, but not under GASB45.

Councilor Finlay asked for Council's approval of his invitation of Mr. Bud Addison and Mr. Howard Duvall of the Municipal Association to an Audit Meeting at Doc's Barbeque Restaurant.

Mayor Coble asked Mr. Addison if he is comfortable with this arrangement.

Mr. Bud Addison, Audit Senior Manager / Webster Rogers, LLP, stated that his firm works for this body duly assembled and not any individual member of Council. He prefers a public session with official representation from the city presiding; however, if it is the wish of Council for him to attend that meeting then he will go.

Councilor Devine stated that the opportunity should be provided for public input, but she would prefer a central location with city representation. She noted that not all constituents received a letter of invitation and that it would be a conflict for Mr. Finlay to pay the Auditor himself.

Councilor Finlay suggested that they have one audit meeting each month in each district. He has noticed the local newspapers and media outlets about this meeting.

Councilor Cromartie said that the meeting should be held in a public venue.

Upon motion by Mr. Rickenmann, seconded by Ms. Sinclair, Council voted unanimously to authorize the City Manager to negotiate a fee for Mr. Bud Addison, Audit Senior Manager of Webster Rogers, LLP to attend four (4) separate District meetings to review and respond to questions relating to the fiscal year 2005/2006 Comprehensive Annual Financial Report and as deemed appropriate by Mr. Addison. These are to be public meetings, held during the evening and advertised through every means of communication available. Council authorized Mr. Finlay to move forward with the first Audit Meeting at Doc's BBQ on Thursday, December 13, 2007 at 5:30 p.m. until 6:30 p.m. Council directed Mr. Charles P. Austin, City Manager to preside over the public meetings and to have the necessary staff attend the meetings as well.

2. Introduction of the December 2007 Business Spotlight Program Honoree (Dennis Corporation) – Mr. Tony Lawton, Director of the Office of Business Opportunities

Mr. Tony Lawton, Director of the Office of Business Opportunities recognized the Dennis Corporation as the December 2007 Business Spotlight Program Honoree. This is a South Carolina licensed engineering, surveying and construction firm that began in 2005 with a staff of two (2). They now have forty-eight (48) employees. They have demonstrated corporate excellence by their many contributions to the community. They helped the Department of Transportation to establish a mentor protégé program to expand the number of disadvantaged businesses conducting business with DOT. They regularly recruit high school and college students for their mentoring program, internships and on the job training.

Mayor Coble presented a proclamation honoring the Dennis Corporation.

Councilman Cromartie presented the Dennis Corporation with a gift certificate for the Business Fast Trac Planning Program.

Mr. Dan Dennis, Dennis Corporation, stated that this has been a group effort that could not be done without his staff, city staff and City Council. This year sales will be \$3 million loan from the City of Columbia for the Dennis Corporation. He stated that they intend to stay in the Empowerment Zone. They received a \$300,000 to help them purchase a building on Huger Street.

3. Columbia Green Presentation – Ms. Sara Hollar, Forestry and Beautification Superintendent - *This item was rescheduled for January 9, 2008.*
4. Update on the Spay / Neuter Program – Mr. Jim “Soni” Sonefeld, President of the Animal Mission

Mr. Jim Sonefeld, President of the Animal Mission of the Midlands, provided an update on the initiatives of the Animal Mission and the progress of the Spay/Neuter Program. Their long-term goal is to see a decrease in the number of animals brought into the Animal Shelter and those that are euthanized. There are thousands of animals seen and unseen. He recognized the board members that were in attendance. They are able to continue the Spay and Neuter Program through the boards continued fundraising efforts and to date they have spent \$170,000 of private dollars since 2005 on this program. Over 4,000 vouchers have been used this year to date. The next fundraiser will be March 14, 2008.

### **UPDATES AND REPORTS**

5. City Manager’s Report – Mr. Charles P. Austin, Sr., City Manager

Mr. Charles P. Austin, Sr., City Manager presented an update on the Nationwide Police Chief Search, Financial Audit, General Obligation Bonds, Energy Audit, Winter Shelter and the Wayfinder Signage Plan.

Upon motion by Mr. Cromartie, seconded by Mr. Davis, Council voted unanimously to authorize the City Manager to proceed with the nationwide police chief search and to proceed with contract negotiations to retain SLED Chief (Ret.) Robert Stewart as a consultant as it relates to the nationwide police chief search.

6. Legislative Priorities for 2008 - Ms. Teresa Wilson Florence, Executive Assistant to the City Manager/ Director of Governmental Affairs

Ms. Teresa Wilson Florence, Executive Assistant to the City Manager/ Director of Governmental Affairs, introduced the City’s Lobbyists to the Council. She provided a brief introduction to today’s discussion.

State Priorities - Ms. Mia Butler, McLeod Butler Communications, LLC / Mr. Joe Grant, The Grant Group, Inc. / Mr. John C. West, Jr. & Mr. Ronald C. Fulmer, State Capitol Group, LLC

Upon motion by Ms. Sinclair, seconded by Ms. Devine, Council voted unanimously to approve the 2008 State Legislative Priorities for the City of Columbia to include Spending Caps, Homeless Services, Outstanding Parking Tickets / Treating Rental Car Companies as any other Registered User, Business License Tax, Annexation, Takings / Eminent Domain, 107% Assessments to the State, Reimbursement for Police Training and Immigration.

Federal Priorities - Ms. Barbara McCall, Barbara T. McCall Associates, Inc.

Upon motion by Mr. Cromartie, seconded by Mr. Davis, Council voted unanimously to approve the 2009 Federal Projects for the City of Columbia to include Innovista, North Main Street, Harden Street and the Energy Conservation Demonstration Project.

7. Accommodations Tax Advisory Committee Report– Ms. Wendy Nance, Accommodations Tax Advisory Committee Chair and Ms. Libby Gober, Ombudsman

Ms. Wendy Nance, Accommodations Tax Advisory Committee Chair, recommended that a portion of the 2008/2009 Accommodations Tax Fund be given to the Columbia Conventions and Visitors Bureau (CVB) at \$1 million and that \$200,000 be given to Capital City Lake Murray Country. This will provide additional support and resources for the CVB to launch better strategies to attract conventions and conferences to make Columbia a destination. This would be an annual recommendation and the groups would be required to provide quarterly reports for evaluation on how the money is being spent. This recommendation is contingent upon Council's willingness to allocate \$2.5 million to the Hospitality Tax Fund, as there are concerns for applicants who previously applied for Accommodations Tax funding. Those applicants will be considered through the Hospitality Tax Fund. The recommendations are as follows:

1. Accommodations Tax funding for fiscal year 2008/2009 be given to the Convention and Visitors Bureau ("CVB") (\$1M) and Capital City Lake Murray Country ("Lake Murray") (\$200,000).
2. These groups would submit applications and provide quarterly reports as back up to show how the dollars were spent. The committee will review the reports the following year to determine if the same recommendation would be made. Other applications received would be referred to Hospitality Tax for funding.
3. The remainder of Accommodations Tax dollars would be used by the City of Columbia as allowed by law.
4. This is an annual recommendation.
5. The CVB and Lake Murray would be encouraged to attract more visitors to the city to increase the pool of money and therefore, increase their funding.
6. This recommendation is contingent upon Council allocating \$2.5 million to the Hospitality Tax Advisory Committee. The Accommodations Tax Advisory Committee is concerned about organizations historically funded through Accommodations Tax dollars. If the Hospitality Tax Committee has an additional \$500,000 and some organizations not in the committee/application process, the funding dollars would remain very close to the amount previously funded through both grants.

Councilor Davis has heartburn with giving the CVB \$1million. He noted his concern for smaller organizations that aren't approved for funding. He asked about the Monteith School and asked that the committee look at organizations that really have a need.

Councilor Devine stated that this is not a new concept. The Tourism Expenditure Review Committee suggested that we can do this, but it has to be a committee recommendation. She noted that the rules are stringent and some applicants don't qualify. The Hospitality Tax Fund has less stringent regulations and makes it easier for applicants to receive funding.

Mr. Ken May, Accommodations Tax Advisory Committee Member, said that the board spent a lot of time discussing this. The recommendations were done with the understanding that neither the CVB nor the Capital City Lake Murray Country can apply for Hospitality Tax funding, thus freeing up additional funds. The contingent recommendation is that the absolute dollars in the Hospitality Tax Fund must increase by \$500,000.

Ms. Libby Gober, Ombudsman, reported on a hearing she attended on behalf of the city of Columbia with the Tourism Expenditure Review Committee (TERC). She reported that the city was cited for funding the annual Christmas Parade, but were not fined, because funding came from prior year surplus.

Upon motion by Ms. Sinclair, seconded by Ms. Devine, Council voted unanimously to accept this report and directed staff to bring back a report on the impact of the above recommendations on January 9, 2007.

- **Council recessed at 12:24 p.m.**
- **Council reconvened at 12:33 p.m.**

8. Code Enforcement Taskforce – Reverend Wiley Cooper, Committee Chair

Reverend Wiley Cooper, Code Enforcement Taskforce Committee Co-Chair requested the following on behalf of the Code Enforcement Taskforce: **1)** A specific attorney from the City's Legal Department be instructed to attend every meeting of the Taskforce; **2)** The city employee members who were appointed to the Taskforce be instructed to attend every meeting or if that is not possible, that a permanent replacement for each be appointed who will attend the meeting; **3)** All vacant seats be promptly and appropriately filled; and **4)** Appointments be made from each of the major commercial corridors in the city, including Garners Ferry Road, Devine Street, Farrow Road, Rosewood Drive, Two Notch Road, Broad River Road and North Main Street. The Code Enforcement Taskforce meets every two weeks on Thursday at 2:00 p.m. Upcoming meetings will be held at Washington Square located at 1136 Washington Street.

There was a consensus of Council to obtain attendance records from the Taskforce meetings. No action was taken.

9. Staff Reports

- Five Points Master Plan Implementation – Mr. Chip Land, Planning Director

Ms. Lucinda Statler, Urban Design Planner provided an update on the Five Points Master Plan Implementation and staff recommendations on the new zoning and design overlay. The Staff Report was received as information, but no action was taken.

- Housing First Program Update and Approval – Ms. Dana D. Turner, Assistant City Manager for Commerce and Development

Ms. Dana Turner, Assistant City Manager for Commerce and Development, provided an update on the Housing First Program.

Upon motion by Mr. Cromartie, seconded by Mr. Davis, Council voted unanimously to authorize Ms. Dana Turner to proceed with contract negotiations with the Columbia Housing Authority and the USC Department of Medicine as Housing First Program partners.

- Security Cameras – Ms. Melissa Gentry, P.E., Director of Public Works and Mr. Vincent Simonowicz, Director of Information Technology

Ms. Melissa Gentry, P.E., Director of Public Works, Mr. Vincent Simonowicz, Director of Information Technology and Mr. Charlie Hopkins of CH2M HILL provided an update on the security camera system and requested approval of the scope of work.

Upon motion by Mr. Cromartie, seconded by Ms. Sinclair, Council voted unanimously to approve the Scope of Work for Phase I of the system design for the security camera project in the amount of \$92,230.

- Express Review Implementation Update – Mr. Marc Mylott, Director of Development Services and Ms. Krista Hampton, Development Center Administrator

Ms. Krista Hampton, Development Center Administrator, provided an update on the express review option for building permits and recommended that the service be implemented effective February 4, 2007. The Staff Report was received as information, but no action was taken.

10. City Council Meeting Schedule – Mr. Charles P. Austin, Sr., City Manager  
Council is asked to conduct a Special Called Meeting on Wednesday, December 19, 2007 for the review and discussion of the fiscal year 2005/2006 Comprehensive Annual Financial Report (CAFR). - *This item was withdrawn from the agenda.*
- 10a. \*\*Wastewater Treatment Plant Levees – Mr. John Dooley, Director of Utilities and Engineering

Mr. John Dooley, Director of Utilities and Engineering, explained that the City of Columbia maintains approximately 3,500 feet of the existing levee system at the Metro Wastewater Treatment Plant. If the existing levees to the north and south of us were removed, it would leave a gap in the City's system. He would expect the Corp of Engineers to require the movers to tie back into our levee. There is an exhaustive permitting process for FEMA map revisions that would allow the City the opportunity to comment on the project, just as any other impacted municipality or property owner.

There was a consensus of Council to direct staff to closely monitor this situation and report back to the members of Council on a periodic basis.

- 10b. \*\*Request for Sewer Service in Lower Richland – Mr. Steve Gantt, Senior Assistant City Manager for Operations and Mr. John Dooley, Director of Utilities and Engineering

Mr. John Dooley, Director of Utilities and Engineering, and Mr. Cliff Kindler of Lower Richland Sewer Associates, LLC provided a briefing on the County's request for the City of Columbia to allow five (5) developers (LRSA) to temporarily connect interceptor lines, pump stations and force main lines to the City of Columbia's sewer collection system in the Mill Creek drainage basin to meet the developers' immediate needs as it relates to the proposed development of five (5) tracts of land near the intersection of Sumter Highway and Lower Richland Boulevard.

There was a consensus of Council to further discuss this matter in Executive Session. No action was taken.

### **TRAFFIC ENGINEERING**

11. Sherwood Forest Neighborhood request for a four-way stop

Upon motion by Ms. Sinclair, seconded by Mr. Finlay, Council voted unanimously to approve a request from the Sherwood Forest Neighborhood Association to install four-way stops at the intersections of Kalmia Drive at Blossom Street and Kalmia Drive at Yale Avenue. Staff will proceed with requesting approval from SCDOT.

### **OTHER MATTERS**

12. Wrecker Service Contract Appeal – Mr. Chuck Cochran, Sandy Run Towing - *This item was moved. Please refer to Item N1.*
13. Council is asked to approve the Disposition of Twenty Seven (27) Cell Phones and Accessories, as requested by the Police Department's Evidence and Property Unit. Award to Sister Care for 911 Emergency Use. - *Approved*

Upon motion by Ms. Devine, seconded by Mr. Finlay, Council voted unanimously to approve the Disposition of Twenty Seven (27) Cell Phones and Accessories, as requested by the Police Department's Evidence and Property Unit. Award to Sister Care for 911 Emergency Use.

## CONSENT AGENDA

Upon motion by Mr. Cromartie, seconded by Mr. Rickenmann, Council voted unanimously to approve the **Consent Agenda Items 14.** through **H.** as amended and on a single motion.

### CONSIDERATION OF BIDS AND AGREEMENTS

14. Council is asked to approve Contract Negotiations for the Manufacturing and Installation of a "Spray Park" at Drew Park, as requested by Parks and Recreation. Award to Hobbs Architectural Fountains of Atlanta, GA as recommended by the Selection Committee. *Funding Source: PK004302-6593 - Approved*
15. Council is asked to approve the Annual Renewal of Reverse 9-1-1 Software Maintenance Support, as requested by Emergency Operations. Award to Sigma Communications, LLC, as a sole source, in the amount of \$10,500.00. This firm is located in Indianapolis, IN. *Funding Source: 1012201-638200 - Approved*
16. Council is asked to approve the Purchase of Electronic Equipment Recycling Services, as requested by the Solid Waste Division. Award to Global Investment Recovery, the lowest bidder, in the amount of \$10,700.00. This vendor is located in Salley, SC. *Funding Source: 6208955-631900 - Approved*
17. Council is asked to approve the Purchase of Self Adhesive Sign Materials, as requested by the Traffic and Engineering Department. Award to Nippon Carbide Industries, (USA), Inc., the lowest bidder, in the amount of \$11,733.35. This vendor is located in W. Columbia, SC. *Funding Source: 1013204-625400 - Approved*
18. Council is asked to approve Moving Services, as requested by the Utilities & Engineering Department. Award to Carolina Moving and Storage, the lowest bidder, in the amount of \$14,144.00. This vendor is located in Columbia, SC. *Funding Source: 5529999 / 639900 & JL WM41310 / 639900 - Approved*
19. Council is asked to approve the Purchase of Motor Oil, as requested by Fleet Services. Award to Southern Lubricants, Inc., the low bidder, in the amount of \$15,151.20. This vendor is located in Columbia, SC. *Funding Source: 6308970-672200 - Approved*
20. Council is asked to approve the Purchase of Actuators for Pratt Pump Control Valves, as requested by the Lake Murray Water Plant. Award to Henry Pratt Co., as a sole source, in the amount of \$40,830.00. This firm is located in Aurora, IL. *Funding Source: GL-5516207-631800 / JL-WM3731-851100 - Approved*
21. Council is asked to approve the Purchase of Vehicles, as requested by Various Departments. Award to Burns Automotive (\$36,230.00) of Rock Hill, SC and Benson Ford Mercury (\$25,732.00) of Easley, SC, using the SC State Contract, in the total amount of \$61,962.00. *Funding Source: 2082306-658500 (Fire - County Administration Ford F-450 \$36,230.00) and 1012303-658500 (Fire - Shop Maintenance Ford F-350 \$25,732.00) - Approved*
22. Council is asked to approve Change Order #5 to Agreement for Engineering Services for Streetscaping Improvements along Main Street, as requested by Engineering Operations. Award to Chao and Associates, the lowest bidder, in the amount of \$72,300.00. This vendor is located in Columbia, SC. *Funding Source: CIP34-6366 - Approved*

23. Council is asked to approve the Annual Renewal of the Computer Aided Dispatch (CAD) Software Maintenance Support, as requested by the Communications Center. Award to Cross Current Corporation, as a sole source, in the amount of \$99,500.00. This firm is located in New Hope, PA. *Funding Source: 1012701-638200 (\$49,750.00) / 2082702-638200 (\$49,750.00) - Approved*
24. Council is asked to approve the Agreement for Design and Construction Phase Services for New Water Supply to the South Carolina Army National Guard McCrady Training Center, as requested by Engineering Operations. Award to Black and Veatch, the lowest bidder, in the amount of \$325,000.00. This vendor is located in Greenville, SC. *Funding Source: FY 2007 / 2008 Capital Improvement Program Budget. - Approved*
25. Council is asked to approve Project WM3928 / WM3871 24" Water Main Extension along Rimer Pond Road, as requested by Utilities and Engineering. Award to D.S. Utilities, the low bidder, in the amount of \$1,670,827.45. This firm is located in Little Mountain, SC. *Funding Source: GL-5529999-851500 / JL-WM392801-851500 - Approved*
- 25a. Council is asked to approve the Purchase of APC Solutions for the 1136 Washington Street and 1401 Main Street Buildings, as requested by the Information Technology Department. Award to Dell, using the SC State Contract, in the amount of \$61,080.18. This vendor is located in Round Rock, TX. *Funding Source: 1011120-658600 - Approved*

#### CONFIRM ZONING OF PREVIOUSLY ANNEXED PROPERTIES – SECOND READING

26. 7232 Broad River Road, TMS# 05004-02-11; previously zoned C-3 (General Commercial) within Richland County. *First reading approval was given on November 28, 2007. – Approved on second reading.*

#### ANNEXATIONS WITH REZONING - SECOND READING

27. N/S Hickory Forest Drive (Canary Woods: portion of Phase II and IV); TMS# 22016-01-07(p), annex and rezone from Richland County RS-HD (Single-Family Residential, RS-2 equivalent) to RS-3 (Single-Family Residential). – *Approved on second reading.*

Ordinance No.: 2007-091 – Annexing 32.038 acres, N/S Hickory Forest Drive Richland County TMS# 22012-01-09; 22109-02-05; 22012-01-03; 22012-01-02; 22012-01-04 and 22016-01-07 *First reading approval was given on November 28, 2007. – Approved on second reading.*

#### MAP AMENDMENTS / REZONINGS – SECOND READING

28. 13.09 acres of 24.97-acre parcel S/S South Beltline Boulevard (2150 South Beltline Boulevard—Travel Centers of America), TMS# 13605-02-01(p); rezone from M-2 (Heavy Industrial) to M-1 (Light Industrial). *First reading approval was given on November 28, 2007. – Approved on second reading.*
29. 1210 Atlas Road, TMS# 16306-07-02; rezone from M-2 (Heavy Industrial) to M-1 (Light Industrial). *First reading approval was given on November 28, 2007. – Approved on second reading.*
30. 2314 Pinehurst Road (Pinehurst Village), TMS# 11514-12-22; rezone from RG-2 (General Residential) to RS-2 (Single Family Residential). *First reading approval was given on November 28, 2007. – Approved on second reading.*

31. Block bounded by Assembly, Whaley, Heyward Streets & CSX RR, (Assembly Station) TMS# 11301-21-01; 11301-03-01 through -9, -11 through -13, -15 through -20; rezone from M-2, -PD (Heavy Industrial, -Planned Development), M-2, -FP (Heavy Industrial, -Flood Plain), C-3, -PD (General Commercial, -Planned Development), and C-3 (General Commercial) to PUD-R, -FP (Residential Planned Unit Development, -Flood Plain). *First reading approval was given on November 28, 2007. – Approved on second reading.*
- A. 4500 Block Jon Wall Court (Katherine Place), TMS# 13913-03-23, -24, -25, -26, -27, -28, -29, -30, -31, -32, -33 and -34; rezone from RG-1 (General Residential) to PUD-R (Residential Planned Unit Development). *First reading approval was given on November 28, 2007 - Approved on second reading, subject to the following: 1) Where the PUD is silent, RG-1 zoning shall apply; 2) The applicant shall construct a 6-foot brick wall surrounding the development as shown on the plat labeled “Katherine Place”, dated September 24, 2007, and prepared by Baxter Land Surveying Co., Inc. 3) Mr. Gray is asked to continue to work with the neighbors to ensure the development, as it is built, fits with the surroundings and considers all environmental issues. 4) Lot coverage for the proposed homes shall be in substantial conformance with the PUD as presented, including necessary allowances for any typical accessory structure, and shall not be limited to a particular percentage. Staff will ensure the development is platted and foot printed as proposed by the developer.*

#### ORDINANCES – SECOND READING

- B. Ordinance No.: 2007-095 - Authorizing transfer of streets in The Village at River's Edge Subdivision to The Village At River's Edge, LLC *First reading approval was given on November 28, 2007. – Approved on second reading.*
- C. Ordinance No.: 2007-096 – Annexing 5213, 5243 and 5247 Forest Drive, Richland County TMS# 16706-03-34, 16706-03-35 and 16703-03-36 *First reading approval was given on November 28, 2007. – Approved on second reading.*
- D. Ordinance No.: 2007-097 – Annexing 3396 Broad River Road, Richland County TMS# 06114-01-03 *First reading approval was given on November 28, 2007. – Approved on second reading.*
- E. Ordinance No.: 2007-098 – Annexing 1055 Berea Road, Richland County TMS# 11206-03-03 *First reading approval was given on November 28, 2007. – Approved on second reading.*
- F. Ordinance No.: 2007-099 – Annexing 7655 Garners Ferry Road, Richland County TMS# 16314-03-21 *First reading approval was given on November 28, 2007. – Approved on second reading.*
- G. Ordinance No.: 2007-100 – Authorizing transfer of 100 Gabriel Street, Richland County TMS# 14203-11-06 to Lisa Michelle Caesar *First reading approval was given on November 28, 2007. – Approved on second reading.*
- H. Ordinance No.: 2007-101 – Calling for a Referendum and Ballot Question to authorize the South Carolina Department of Revenue to issue temporary permits for Off-Premises Sales of Beer and Wine Sales without regard to the days or hours of sales *First reading approval was given on November 28, 2007. – Approved on second reading.*

## **MAP AMENDMENTS / REZONINGS – SECOND READING**

- I. 700 Saluda Avenue, 701 and 709 Santee Avenue (formerly Kenny's Auto), TMS# 11308-08-02, -03, -08 and -09; rezone from C-3 (General Commercial) to PUD-C (Planned) Unit Development -Commercial). *First reading approval was given on November 28, 2007. – Approved on second reading.*

Councilor Devine explained that they are moving forward with the zoning portion, but this doesn't commit the city to do the parking. She also noted that the height restriction is what's allowed under the current zoning.

Councilor Sinclair reminded everyone that if parking goes to a different location, this building would simply drop down to four (4) stories, this proposal will not build over our tunnels and that we have a separate parking fund that is a standalone enterprise fund supported by the users of parking.

Upon motion by Ms. Sinclair, seconded by Mr. Rickenmann, Council voted unanimously to give first reading approval to the *Map Amendment / Rezoning* of 700 Saluda Avenue, 701 and 709 Santee Avenue (formerly Kenny's Auto), TMS# 11308-08-02, -03, -08 and -09; rezone from C-3 (General Commercial) to PUD-C (Planned) Unit Development -Commercial) subject to recommendations: **1)** Development must conform to PUD document as revised on August 28, 2007 with following changes: **a)** Pg. 13, no. 7 first bullet shall read, "Signage will comply with the city sign ordinances as if the PUD were zoned C-3 except the maximum total area cannot exceed 750 sq. ft."; and **b)** Pg. 14, VI, revised language in red shall read, "The minimum parking space size shall be 8' x 16' in the garage and 9' x 20' for surface parking." And **2)** Building shall include growth on back wall [wall facing Yesterdays], such as fig vine. Mr. Finlay did not vote due to a potential conflict of interest.

## **ORDINANCES – FIRST READING**

Upon motion by Mr. Cromartie, seconded by Ms. Sinclair, Council voted unanimously to give first reading approval to **Items J.** through **M.** on a single motion.

- J. Ordinance No.: 2007-084 – Granting encroachment to Richard A. Harpootlian for installation and maintenance of landscaping, a brick wall and drive gates within the right of way area adjacent to 228 St. James Street – *Approved on first reading, subject to the following conditions: 1) The Homeowner will be responsible for maintaining landscaping within the wall, but will coordinate with Forestry & Beautification. 2) The wall near the driveway will be brick & wrought iron and not over 4' in height. 3) Minor variations in footing & location of the wall can be approved by Forestry & Beautification, in order to save tree roots.*
- K. Ordinance No.: 2007-104 – Authorizing transfer of an unused portion of right of way in the 1900 block of Wayne Street to Townhomes at Arsenal Hill Community Association, Inc. – *Approved on first reading.*
- L. Ordinance No.: 2007-105 - Granting an encroachment to London I, LLC for the Palmetto Building at the northeastern corner Washington Street and Main Street – *Approved on first reading.*
- M. Ordinance No: 2007-106 - Authorizing transfer of Parcel 1 (2.1686 acres) and Parcel 3 (2.2758 acres) and transfer of Parcel 2 (2.1309) acres to Carolina Wrecking, Inc. – *Approved on first reading.*

## **RESOLUTIONS**

- N. Resolution No.: R-2007-062 – Authorizing execution of Extension of Lease for Office Space at 1401 Main Street - *Approved*

Upon motion by Mr. Cromartie, seconded by Ms. Devine, Council voted unanimously to approve Resolution No.: R-2007-062 – Authorizing execution of Extension of Lease for Office Space at 1401 Main Street.

## **OTHER MATTERS**

- N1. Wrecker Service Contract Appeal – Mr. Chuck Cochran, Sandy Run Towing

Mr. Chuck Cochran, Sandy Run Towing, appeared before the members of Council to appeal Public Work's decision to add them to the city's wrecker rotation service list.

Upon motion by Ms. Devine, seconded by Ms. Sinclair, Council voted unanimously to waive the two-year city limit requirement and allow Sandy Run Towing to apply to be on the city's wrecker rotation service list.

## **CITY COUNCIL APPOINTMENTS TO BOARDS AND COMMISSIONS**

- O. Central Midlands Council of Governments - *Consideration of this matter was deferred.*
- P. Code Enforcement Taskforce - *Consideration of this matter was deferred.*
- Q. Citizens Advisory Committee for Community Development - *Consideration of this matter was deferred.*
- R. City Center Partnership Board of Directors

Upon motion by Ms. Sinclair, seconded by Ms. Devine, Council voted unanimously to approve the appointment of Ms. Patricia Durkin and Ms. Adrienne Montare to the City Center Partnership Board of Directors for a three (3) year term effective January 1, 2008 through January 1, 2011.

- S. Columbia Museum of Art - *Consideration of this matter was deferred.*
- T. Columbia Music Festival Association - *Consideration of this matter was deferred.*
- U. Election Commission - *Consideration of this matter was deferred.*
- V. Greater Columbia Community Relations Council - *Consideration of this matter was deferred.*
- W. Midlands Authority for Conventions, Sports and Tourism Board - *Consideration of this matter was deferred.*
- X. Mini Grant Committee - *Consideration of this matter was deferred.*

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

No one appeared at this time.

## **EXECUTIVE SESSION**

Upon motion by Mr. Cromartie, seconded by Mr. Davis, Council voted unanimously to go into Executive Session at 2:32 p.m. for the discussion of **Items Y. and Z.** as amended.

- Y. Discussion of negotiations incident to proposed contractual arrangements
- Security Cameras
  - Lower Richland sewer
  - Time Warner Cable
- These items were discussed in Executive Session. No action was taken.*

- **\*\*LCK Construction Services**  
*This item was discussed in Executive Session. See Item Y1.*

- **Council adjourned the Executive Session discussion at 3:06 p.m.**

- Y1. **\*\*LCK Construction Services – Mr. Steve Gantt, Senior Assistant City Manager for Operations**

Upon motion by Mr. Finlay, seconded by Mr. Davis, Council voted unanimously to amend the LCK Construction Services contract by an additional \$16,000.00 for pre-construction services rendered at Canal Front.

- **Council reconvened the Executive Session at 3:09 p.m.**

- Z. Discussion of employment of an employee  
*This item was discussed in Executive Session. No action was taken.*

- **Council adjourned the meeting at 3:45 p.m.**

Respectfully submitted by:

Erika D. Salley  
City Clerk