



CITY OF COLUMBIA
CITY COUNCIL MEETING &
ZONING PUBLIC HEARING MINUTES
WEDNESDAY, MAY 19, 2010
9:00 A.M.
COUNCIL CHAMBERS – 3RD FLOOR
1737 MAIN STREET

The Columbia City Council conducted a Regular Meeting and a Zoning Public Hearing on Wednesday, May 19, 2010 at City Hall, 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 Sam Davis, The Honorable Tameika Isaac Devine and The Honorable Belinda F. Gergel. The Honorable Kirkman Finlay III arrived at 9:13 a.m. The Honorable Daniel J. Rickenmann was absent. Also present were Mr. Steven A. Gantt, City Manager and Ms. Erika D. Salley, City Clerk.

INVOCATION

Bishop Darrell Croft, Chaplain for the Columbia Fire Department offered the invocation.

APPEARANCE OF PUBLIC HAVING BUSINESS RELATED TO THE AGENDA ITEMS

Mr. Bill Manley appeared before the members of Council to address concerns related to **Item 41**.

- **Mr. Finlay joined the meeting at 9:13 a.m.**

APPROVAL OF MINUTES

1. Minutes of September 16, September 23, and September 30, 2009 - *Approved*

Upon a single motion made by Mr. Davis and seconded by Ms. Devine, Council voted unanimously to approve the Minutes of September 16, 23 and 30, 2009 as presented.

FUNDING RECOMMENDATIONS

2. April 2010 Community Promotions Funding Recommendations – The Honorable Judge Mildred McDuffie, Chair of the Community Promotions Advisory Committee

Upon a motion made by Mr. Davis and seconded by Ms. Devine, Council voted unanimously to allocate \$2,500 from the Community Promotions Fund to A.J. Lewis Greenview Elementary School for the Odyssey of the Mind World Finals, as recommended by the Community Promotions Advisory Committee.

- 2a. ****Credit Card Convenience Fee – Mr. Jeff Palen, Treasurer**

Mr. Jeff Palen, Treasurer recommended that utility customers pay a convenience fee when using a credit card to make online utility payments through the City's Customer Web Access (CWA). The vendor offering the payment engine is SC.Gov and the fee which is currently paid by the City of Columbia is \$1.00 per transaction plus 1.70% per transaction amount. In order to avoid the convenience fee, customers can utilize the following payment options: US Mail; Washington Street and Eau Claire Collection sites; First Citizens Bank Drive-Thru locations; bank draft; or the Parklane Mailroom in Cayce.

There was a consensus of Council to direct the City Manager to schedule a Public Hearing for the consideration of a credit card convenience fee for all payments made through the City of Columbia Customer Web Access. This public hearing will be scheduled in conjunction with the budget public hearing. The public should be informed of all payment options.

- 2b. **Funding for Parks and Recreation Special Events – Mr. S. Allison Baker, Senior Assistant City Manager

Mr. S. Allison Baker, Senior Assistant City Manager requested \$60,550 from the Hospitality Tax Contingency Fund for fiscal year 2010/2011 to cover the expenses associated with special events hosted by the Parks and Recreation Department. He noted that the 2010 Summer Concert Series will be held in June 2010.

There was a consensus of Council to schedule a policy discussion on funding City events and whether or not to continue these events.

Upon a motion made by Ms. Devine and seconded by Mr. Finlay, Council voted unanimously to approve funding in the amount of \$60,550 from the Hospitality Tax Contingency Fund to cover the expenses associated with the following events:

Summer Concert Series 2010	\$8,010
WOW New Year's Eve	\$6,500
Summer Concert Series 2011	\$30,000
Kids Day Columbia	\$8,500
Veteran's Day Parade	\$7,540

- 2c. **NAACP Freedom Fund Celebration – Mr. Steven A. Gantt, City Manager

Mr. Steven A. Gantt, City Manager conveyed a request for a \$2,500 sponsorship for the Annual NAACP Freedom Fund Celebration. He explained that the City of Columbia has already agreed to provide parking in the Park Street Garage as an in-kind service.

Upon a substitute motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to decline the request for sponsorship and to direct the City Manager to determine if any other in-kind service can be provided in lieu of funding. The City Manager was directed to draft a policy for reviewing and approving sponsorship requests. The policy should include evaluation criteria and a funding source. We should consider in-kind services to supplement funding.

CONSIDERATION OF BIDS, AGREEMENTS and CHANGE ORDERS

3. Council is asked to approve the Management of the Skate Park and Vending Area at Owens Field Park, as requested by Parks & Recreation Department. Award to Mark A. Winburn. This vendor is located in Columbia, SC. *This item was withdrawn from the agenda.*

Upon a single motion made by Mr. Finlay and seconded by Mr. Davis, Council voted unanimously to approve **Items 4.** through **11.** as amended.

4. **Council is asked to approve the Purchase of Black Cairns Defender Helmets, as requested by the Fire Department. Award to Newton's Fire and Safety, the lowest bidder in the amount of \$11,646.95. This vendor is located in Swepsonville, NC. *Funding Source: 1012303-62590 - Approved*

- 4a. Council is asked to approve the Purchase of One (1) Smith & Loveless Pump Model 4b2 1800 RPM for the Metro Wastewater Treatment Plant, as requested by Utilities and Engineering. Award to Pete Duty & Associates, as Sole Source in the amount of \$14,043.75. This vendor is located in Hillsborough, NC. *Funding Source: GL 5516208-631800 - Approved*
5. Council is asked to approve Project #SS707601; An Agreement Associated with Design and Construction of a Gravity Sewer Line from the Intersection of Interstate 77 and Bluff Road to the City's Existing Burnside #1 Sewage Pumping Station, as requested by Utilities and Engineering. Award to Power Engineering Company, Inc., in the amount of \$29,740.00. This vendor is located in Columbia SC. *Funding source: Sewer Improvements Fund 5529999-SS707601-636600 - Approved*
6. Council is asked to approve the Purchase of Roofing Services for the Animal Shelter, as requested by the Public Works Department. Award to Reliable Roofing and Repairs, the lowest bidder in the amount of \$48,030.00. This vendor is located in Kershaw, SC. *Funding Source: 1012102-659300 - Approved*
7. Council is asked to approve the Purchase of Service for Booking Youth and Adults Sports Officials, as requested by Parks & Recreations Department. Award to HOTEPE, the lowest bidder in the amount of \$54,096.53. This vendor is located in Columbia, SC. *Funding Source: 1015105-636600 - Approved*
8. Council is asked to approve Project #WM4201; Repaving of Forest Drive and N. Beltline Boulevard, as request by Utilities and Engineering. Award to McClam & Associates in the amount of \$115,678.71. This vendor is located in Little Mountain, SC. *Funding Source: WM420101 - Approved*
- 8a. ******Council is asked to approve Project #WM4191; Agreement Associated with 4011 West Beltline Boulevard to House City's Water Distribution and Wastewater Maintenance Division Offices and Supplies, as requested by Utilities and Engineering. Award to Watson, Tate, Savory Architects in the amount of \$134,159.00. *Funding Source: 5529999-WM419100-636600 - Approved*
9. Council is asked to approve Project #SS7101 & SS7102; Change order #1 for Grinder Additions and Hoist Systems for the North Columbia, Broad River, and Mill Creek Pump Stations and Broad River Pump Station Assessment and Rehabilitation, as requested by Utilities and Engineering. Award to BP Barber & Associates in the amount of \$285,299.000. This vendor is located in Columbia, SC. *Funding Source: Sewer Improvements Fund 5529999-SS710101-636600 & 5529999-SS710201-636600 - Approved*
10. Council is asked to approve Project #SS7120; Increase in Project Amount for Emergency Bypass at West Columbia Pump Station, as requested by Utilities and Engineering. Award to McClam & Associates in the amount of \$618,335.00. This vendor is located in Little Mountain, SC. *Funding Source: 5529999-SS7120-851600 - Approved*
11. Council is asked to approve Project #SS6722; A Subcontracting Outreach Program Project Improvements for the Metro Wastewater Treatment Plant, as requested by Utilities and Engineering. Award Adams Robinson Enterprise in the amount of \$41,917,000.00. This vendor is located in Dayton, Ohio. *Funding Source: SS672201- Approved*

There was a consensus of Council to direct the City Attorney to draft an ordinance authorizing the use of local preference in conjunction with the Subcontracting Outreach Program.

PRESENTATIONS

12. Richland County Public Library – Ms. Melanie Huggins, Executive Director

Ms. Melanie Huggins, Executive Director of the Richland County Public Library stated that South Carolina needs to put literacy at the top of all agendas. She provided a brief overview of their strategic plan for 2010 to 2013 and 2011 to 2014.

13. Public Works Week – Ms. Melisa Smith Gentry, PE, Director of Public Works

Mayor Coble and the members of Council proclaimed May 16-22, 2010 as National Public Works Week in the City of Columbia.

- 13a. **Columbia City Ballet Update - Mr. William Starrett, Executive and Artistic Director

Mr. William Starrett, Executive / Artistic Director and Mr. Fred Sheheen, President of the Board of Directors provided an update on the Columbia City Ballet and the recent performance in Chicago.

14. Parking Meter Project – Ms. Mary Pat Baldauf, Sustainability Facilitator

Ms. Mary Pat Baldauf, Sustainability Facilitator reported that the City of Columbia has a surplus of nearly 300 defunct parking meters deemed unusable because of broken locks or outdated technology. WACH FOX would like to repurpose 125 of these surplus meters in an effort to generate funding to support media for initiatives specified by the City of Columbia. WACH FOX will commission local artists and schools to paint the old meters for placement in local businesses as an art installation.

There was a consensus of Council to support the parking meter public art project.

ZONING PUBLIC HEARING

- **Council opened the Zoning Public Hearing at 10:00 a.m.**

TEXT AMENDMENT – FIRST READING

15. **Create new text in Article III, Division 9-CC1 (Community Character – Permanent), and Amend §17-677 DDRRC Appeals.**

Ordinance No.: 2010-060 – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 17, Planning Land Development and Zoning Article III, Zoning, Division 9, Supplementary District Regulations, to add 17-324 Permanent measures for community character protection and to renumber subsequent sections; and Article V, Historic Preservation and Architectural Review, Division 2, Preservation Standards for Landmarks and Design Protection District, Sec. 17-677 Appeals – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 15.**

Upon a motion made by Dr. Gergel and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2010-060 – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 17, Planning Land Development and Zoning Article III, Zoning, Division 9, Supplementary District Regulations, to add 17-324 Permanent measures for community character protection and to renumber subsequent sections; and Article V, Historic Preservation and Architectural Review, Division 2, Preservation Standards for Landmarks and Design Protection District, Sec. 17-677 Appeals.

MAP AMENDMENTS – FIRST READING

16. **Shandon Neighborhood, Area generally bounded on the north by Devine Street, to the east by Kilbourne Road, to the south by Rosewood Drive, and the west by Harden Street** and further noted on Richland County TMS# 11310-05-01, thru 18; 11310-06-01, -03, thru 17; 11310-07-01 thru 19; 11310-08-01 thru -10; 11310-09-01 thru 19; 11310-10-01 thru 06; 11311-04-01 thru 13; 11311-05-01 thru 19; 11311-06-01 thru 17; 11311-07-01 thru 05, -07, -08; 11311-08-01; 11311-09-01 thru 11, -13 thru 16; 11311-10-01 thru 17; 11311-11-01 thru 20; 11311-12-01, -03 thru 25, -27, -28, -29, -30; 11311-13-01 thru 16, -18, 19; 11312-05-10 thru 21; 11312-06-08 thru 16; 11312-07-03 thru 05; 11312-08-01, -02, -03, -05, -06; 11312-09-01 thru 20; 11312-10-01, thru 16; 11312-11-01 thru 08; 11312-12-01 thru 08; 11312-16-08 thru 13, -15, -16; 11313-02-01 thru 04, -08, -09; 11313-03-01 thru 04, -08, -09, -10; 11313-04-01, -02, -07; 11314-01-01 thru 15; 11314-02-01 thru 17; 11314-03-01 thru 20; 11314-04-01 thru 08; 11314-05-01 thru 13; 11314-06-01 thru 10; 11314-07-01 thru 05, -10, -11; 11314-08-01 thru 07, -09; 11314-09-01 thru 08; -11 thru 18; 11314-10-01 thru 20; 11314-11-01 thru 20; 11314-12-01 thru 19; 11314-13-01 thru 05; 11314-14-01 thru 06; 11314-15-01 thru 17; 11314-16-01 thru 15; 11314-17-01 thru 13; 11315-01-01 thru 11; 11315-02-01 thru 16; 11315-03-01 thru 16, -18, -19, -20; 11315-04-01 thru 04, -06 thru 26; 11315-05-01 thru 15; 11315-06-01 thru -10; 11315-07-01 thru 07; 11315-08-01 thru 21; 11315-09-01 thru 23; 11315-10-01 thru 23; 11315-11-01 thru 16, -18 thru 25; 11315-12-01, -02, -04 thru 21; 11315-13-01 thru 22; 11315-14-01 thru 16; 11315-15-01; 11316-05-07 thru 15; 11316-06-10 thru 16; 11316-07-01 thru 09; 11316-08-01 thru 10; 11316-09-01, -02, -04 thru 15; 11316-10-06; 11316-11-03, -09, -10, -11, -13, -18 thru 24; 11325-01-01 thru 11; 11382-01-01 thru 04; 11382-02-01 thru 10; 11382-03-01 thru 10; 11382-04-01 thru 10; 11382-05-01 thru 10; 11382-06-01 thru 10; 11382-07-01 thru 10; 11382-08-01 thru 10; 11382-09-01 thru 10; 11392-01-01 thru 22; 13802-01-01 thru 19; 13802-02-01 thru 18; 13802-03-02 thru 19; 13802-04-01 thru 15; 13802-05-01 thru 12; 13802-06-01, -03, thru 06, -08, -09; 13802-07-01 thru 04, -06 thru 34; 13802-08-01 thru 13; 13802-09-01 thru 16; 13802-10-02 thru 21, -23; 13802-11-03, -05 thru 19; 13802-12-01 thru 10, -12, -17 thru 23; 13802-13-01 thru 14, -16 thru 29; 13802-14-01 thru 05, -08 thru 18, -20 thru 24; 13802-15-01 thru 03, -06 thru 20; 13802-16-01 thru 30; 13802-17-01 thru 06; 13802-18-01 thru 04, -06 thru 13; 13802-19-01 thru 10; 13802-20-01 thru 10, -12 thru 15; 13803-01-01 thru 24; 13803-02-02 thru 22; 13803-03-01 thru 21; 13803-04-01 thru 21; 13803-05-01 thru 16; 13803-06-01 thru 16; 13803-07-01 thru 08, -10 thru 18; 13803-08-01 thru 09, -11 thru 17; 13803-09-01 thru 21; 13803-10-01 thru 07, -09 thru 20; 13803-11-02 thru 06, -08 thru 12; 13803-12-01 thru 17; 13803-13-01 thru 20; 13803-14-01 thru 21; 13803-15-01 thru 13; 13803-16-02 thru 12, -19; 13804-06-05 thru 11; 13804-07-03 thru 08; 13804-08-08 thru 14; 13804-15-08 thru 16; 13804-16-06 thru 09, -11 thru 15; 13804-17-04 thru 07; 13806-01-01 thru 10; 13806-02-01 thru 16; 13806-10-01 thru 03, -05 thru 12; 13806-11-01, -02, -04, -05, -08 thru 16; 13806-12-01 thru 10, -15 thru 20, -23; 13806-13-01 thru 15; 13807-01-01 thru 10; 13807-02-01 thru 03, -05 thru 07, -08, -09 thru 12, -14 thru 24, -25; 13807-06-01 thru 09, -11 thru 18; 13807-07-01 thru 09; 13807-08-01 thru 14; 13807-09-01 thru 16; 13807-10-01 thru 14, -16 thru 28; 13807-11-01 thru 12, -14 thru 23; 13807-12-01 thru 10; 13808-11-01; 13808-15-04 thru 08; 13881-01-01 thru 21. Rezone to remove –CC (Community Character – Interim) overlay and add CC1 (Community Character – Permanent). – *Approved on first reading.*

The following individuals appeared before the members of Council in support of **Item 16**:

Ms. Carla Moore
Mr. Derek Gruner
Mr. John Myrick
Ms. Tina Cundari
Mr. Neal Coyle
Mr. Femi Olulenu

Mr. Murray Lide
Mr. Jim C. Moore
Ms. Mary Belser
Mr. Gene Dinkins
Ms. Melanie Baker
Ms. Susan Lake

Ms. Janie McCullough

The following individuals appeared before the members of Council in opposition to **Item 16**:

Ms. Pamela Mullis	Ms. Kay Powell Rushe
Mr. Ron Anderson	Mr. John Blackmon
Ms. Suzanne Powell Gordon	Mr. John Nester

Upon a motion made by Mayor Coble and seconded by Dr. Gergel, Council voted unanimously to give first reading approval to the Map Amendment for the Shandon Neighborhood, Area generally bounded on the north by Devine Street, to the east by Kilbourne Road, to the south by Rosewood Drive, and the west by Harden Street to remove –CC (Community Character – Interim) overlay and add CC1 (Community Character – Permanent).

17. **416 Princess Street**, TMS# 11311-06-01; request to rezone from RS-2 to RG-1. – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 17**.

Upon a motion made by Mr. Finlay and seconded by Ms. Devine, Council voted unanimously to give first reading approval to the Map Amendment for 416 Princess Street, TMS# 11311-06-01; request to rezone from RS-2 to RG-1.

18. **5406 Farrow Road**, TMS# 11612-04-01; request to rezone from C-3 (General Commercial) to PUD-C (Commercial Planned Unit Development). – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 18**.

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to give first reading approval to the Map Amendment for 5406 Farrow Road, TMS# 11612-04-01; request to rezone from C-3 (General Commercial) to PUD-C (Commercial Planned Unit Development).

TEXT AMENDMENTS – FIRST READING

19. Amend Chapter 17, Article 3, Division 8, §17-277 Projections into Yards.

Ordinance No.: 2010-051 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 8, District Descriptions; Use and Dimensional Regulations, Sec. 17-277 Projections into required yards (4) – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 19**.

Upon a motion made by Mr. Finlay and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2010-051 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 8, District Descriptions; Use and Dimensional Regulations, Sec. 17-277 Projections into required yards (4).

20. **Amend Chapter 17, Article 3, Division 9, §17-301 and Article 4, Division 5, Cluster Housing and § 17-554 Design Standards.**

Ordinance No.: 2010-058 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 9, Supplementary District Regulations, Sec. 17-301 Cluster housing, e and g.1; Article IV, Subdivisions, Division 5, Cluster Housing, Sec. 17-554 Design standards, 3(a) and 4 – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 20.**

Upon a motion made by Mr. Finlay and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2010-058 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 9, Supplementary District Regulations, Sec. 17-301 Cluster housing, e and g.1; Article IV, Subdivisions, Division 5, Cluster Housing, Sec. 17-554 Design standards, 3(a) and 4.

21. **Amend Chapter 17 - Article 3, Division 10 - §17-343 Required improvements for parking areas.**

Ordinance No.: 2010-059 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning Land Development and Zoning, Article III, Zoning, Division 10, Off-Street Parking and Loading Facilities, Sec. 17-343 Required improvements for parking areas – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 21.**

Upon a motion made by Mr. Finlay and seconded by Dr. Gergel, Council voted unanimously to give first reading approval to Ordinance No.: 2010-059 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning Land Development and Zoning, Article III, Zoning, Division 10, Off-Street Parking and Loading Facilities, Sec. 17-343 Required improvements for parking areas.

ANNEXATION WITH MAP AMENDMENT – FIRST READING

22. **1744 Busby Street**, TMS# 11607-07-04; request to annex and zone property RG-2. The property is zoned RM-HD in Richland County.

Ordinance No.: 2010-064 – Annexing 1744 Busby Street, Richland County TMS #11607-07-04 – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 22.**

Upon a motion made by Mr. Davis and seconded by Dr. Gergel, Council voted unanimously to give first reading approval to Ordinance No.: 2010-064 – Annexing 1744 Busby Street, Richland County TMS #11607-07-04.

23. **1746 Busby Street**, TMS# 11607-07-03; annex and zone property RG-2 (General Residential). The property is zoned RM-HD (General Residential) in Richland County.

Ordinance No.: 2010-065 – Annexing 1746 Busby Street, Richland County TMS #11607-07-03 – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 23.**

Upon a motion made by Mr. Davis and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2010-065 – Annexing 1746 Busby Street, Richland County TMS #11607-07-03.

24. **1838 Columbia College Drive**, TMS# 11606-07-06; annex and zone property RG-1 (General Residential). The property is zoned RM-MD (General Residential) in Richland County.

Ordinance No.: 2010-063 – Annexing 1838 Columbia College Drive, Richland County TMS #11606-07-06 – *Approved on first reading.*

Ms. Nevada Johnson said that she is concerned about the condition of the area. What are your plans for this area? She is also concerned about protecting the services she also receives such as trash pick-up.

There was a consensus of Council to direct the City Manager to coordinate a meeting between the Development Services Department and Ms. Johnson.

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to give first reading approval to Ordinance No.: 2010-063 – Annexing 1838 Columbia College Drive, Richland County TMS #11606-07-06. Mr. Finlay was not present for the vote.

25. **26 Bethune Court**, TMS# 11605-03-02; annex and zone property RS-3 (Single-Family Residential). The property is zoned RS-HD (Single-Family Residential) in Richland County.

Ordinance No.: 2010-062 – Annexing 26 Bethune Court, Richland County TMS #11605-03-02 – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 25.**

Upon a motion made by Mr. Davis and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2010-062 – Annexing 26 Bethune Court, Richland County TMS #11605-03-02. Mr. Finlay was not present for the vote.

26. **121 Pontiac Business Center Drive**, TMS# 25715-02-02; annex and zone property M-1 (Light Industrial). The property is zoned M-1 (Light Industrial) in Richland County.

Ordinance No.: 2010-074 – Annexing 121 Pontiac Business Center Drive, Richland County TMS #25715-02-02 – *Approved on first reading.*

No one appeared in support of or in opposition to **Item 26.**

Upon a motion made by Ms. Devine and seconded by Dr. Gergel, Council voted unanimously to give first reading approval to Ordinance No.: 2010-074 – Annexing 121 Pontiac Business Center Drive, Richland County TMS #25715-02-02. Mr. Finlay was not present for the vote. No one appeared in support of or in opposition to **Items 27. through 37.**

Upon a single motion made by Mr. Davis and seconded by Dr. Gergel, Council voted unanimously to give first reading approval to **Items 27. through 37.**

27. **111 Pontiac Business Center Drive**, TMS# 25715-02-03; annex and zone property M-1 (Light Industrial). The property is zoned M-1 (Light Industrial) in Richland County.

Ordinance No.: 2010-073 – Annexing 111 Pontiac Business Center Drive, Richland County TMS #25715-02-03 – *Approved on first reading.*

28. **2020 Bluff Road**, TMS# 13605-01-04; annex and zone property M-2 (Heavy Industrial). The property is zoned HI (Heavy Industrial) in Richland County.
Ordinance No.: 2010-075 – Annexing 2020 Bluff Road, Richland County TMS #13605-01-04 – *Approved on first reading.*
29. **3111 Farrow Road**, TMS# 11504-30-48; annex and zone property C-3 (General Commercial). The property is zoned C-3 (General Commercial) in Richland County. Ordinance No.: 2010-061 – Annexing 3111 Farrow Road, Richland County TMS #11504-30-48 – *Approved on first reading.*
30. **W/S Dickson Street**, TMS# 11713-06-05; annex and zone property C-3 (General Commercial). The property is zoned C-3 (General Commercial) in Richland County.
Ordinance No.: 2010-067 – Annexing W/S Dickson, Richland County TMS #11713-06-05 – *Approved on first reading.*
31. **2420, 2421, 2425 Dickson St, 5603, 5606, 5608, 5720, 5612, and 5626 Kirkland Street**, TMS# 11713-06-07, -08, 09, -12, -13, -14, -15, -16, -17, and 11713-07-11; annex and rezone property RS-3 (Single-Family Residential). The property is zoned RU (Rural) in Richland County.
Ordinance No.: 2010-066 – Annexing 2420 Dickson Street, 2421 Dickson Street, 2425 Dickson Street, 5603 Kirkland Street, 5606 Kirkland Street, 5608 Kirkland Street, 5720 Kirkland Street, 5612 Kirkland Street, and 5626 Kirkland Street, Richland County TMS #11713-06-07, 11713-06-08, 11713-06-09, 11713-06-12, 11713-06-13, 11713-06-14, 11713-06-15, 11713-06-16, 11713-06-17, and 11713-07-11 – *Approved on first reading.*
32. **5731 Farrow Road**, TMS# 11713-01-06; annex and zone property C-3 (General Commercial). The property is zoned C-3 (General Commercial) in Richland County.
Ordinance No.: 2010-069 – Annexing 5731 Farrow Road, Richland County TMS #11713-01-06 – *Approved on first reading.*
33. **5728 Farrow Road**, TMS# 11713-07-04 (portion); annex and zone property C-3 (General Commercial). The property is zoned GC (General Commercial) in Richland County.
Ordinance No.: 2010-068 – Annexing 5728 Farrow Road, Richland County TMS #11713-07-04 (portion) – *Approved on first reading.*
34. **51 Clemson Road**, TMS# 25600-04-17; annex and zone property C-3 (General Commercial). The property is zoned GC (General Commercial) in Richland County.
Ordinance No.: 2010-070 – Annexing 51 Clemson Road, Richland County TMS #25600-04-17 – *Approved on first reading.*
35. **441 Clemson Road**, TMS# 25700-03-06; annex and zone property M-1 (Light Industrial). The property is zoned M-1 (Light Industrial) in Richland County.
Ordinance No.: 2010-071 – Annexing 441 Clemson Road, Richland County TMS #25700-03-06 – *Approved on first reading.*
36. **110 Pontiac Business Center Drive**, TMS# 25715-01-04; annex and zone property M-1 (Light Industrial). The property is zoned M-1 (Light Industrial) in Richland County.

Ordinance No.: 2010-072 – Annexing 110 Pontiac Business Center Drive, Richland County TMS #25716-01-04 – *Approved on first reading.*

37. **1435 St. Andrews Road**, TMS# 06113-02-30; annex and zone property C-3 (General Commercial). The property is zoned GC (General Commercial) in Richland County.

Ordinance No.: 2010-076 – Annexing 1435 St. Andrews Road, Richland County TMS #06113-02-30 – *Approved on first reading.*

- **Council closed the Zoning Public Hearing at 10:53 a.m.**

ORDINANCES- FIRST READING

38. Ordinance No.: 2010-025(a) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article IV, Pollution Control, Division 5, Regulations and Requirements Relating to Smoking of Tobacco Products, Sec. 8-216, Definitions, to add "Bar", "Cigar Bar" and Cigarette, and to amend "Retail tobacco store"; and Sec. 8-218, Exceptions to amend (4) and to add (8). – *Consideration of this item was deferred.*

Ordinance No.: 2010-25 (b) - Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article IV, Pollution Control, Division 5, Regulations and Requirements Relating to Smoking of Tobacco Products, Sec. 8-216, Definitions, Retail tobacco store – *Consideration of this item was deferred.*

Ordinance No.: 2010-025(c) – Amending the 1998 Code of Ordinance of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article IV, Pollution Control, Division 5, Regulations and Requirements Relating to Smoking of Tobacco Products, Sec. 8-216, Definitions, Retail tobacco store – *Consideration of this item was deferred.*

39. Ordinance No.: 2010-077 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article IV, Pollution Control, Division 5, Regulations and Requirements Relating to Smoking of Tobacco Products, Sec. 8-220 Jurisdiction, enforcement and penalties – *Consideration of this item was deferred.*

40. Ordinance No.: 2010-079 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article II, Nuisances, to add Sec. 8-41 Outdoor placement of certain items prohibited (*Code Enforcement Taskforce Recommendation*) – *Approved on first reading.*

Upon a motion made by Dr. Gergel and seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2010-079 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article II, Nuisances, to add Sec. 8-41 Outdoor placement of certain items prohibited.

41. Ordinance No.: 2010-084 – Authorizing the transfer of 5208 Randall Avenue, Richland County TMS #11701-06-05 to Eau Claire Development Corp. and 612 Glenlea Road, Richland County TMS #09314-06-06; 136 Springway Drive, Richland County TMS #16310-05-25; 2514 Louise Street, Richland County TMS #11510-01-20; 1216 Pine Street, Richland County TMS #11406-07-20; 4061 Water Street, Richland County TMS #11602-12-07; 1501 Manning Avenue, Richland County TMS #11411-06-09; 1525 Manning Avenue, Richland County TMS #R11412-06-06; and R11411-06-03; 1527 Manning Avenue, Richland County TMS #R11412-06-06; and 926 East Campanella Drive, Richland County TMS #R14305-15-25 to Columbia Housing Development Corporation – *Approved on first reading.*

Ms. Deborah Livingston, Executive Director of the Columbia Housing Development Corporation explained that the Community Development Department made loans to individuals that did not repay and those properties went into foreclosure. These homes are being turned over to the Development Corporations for rehabilitation. The homes will be sold by the Development Corporations to recoup the funds due to the City of Columbia and any rehabilitation costs. The funds will be returned to the Community Development Department less any fees incurred by the Development Corporations.

Upon a motion made by Ms. Devine and seconded by Mr. Davis, Council voted unanimously to give first reading approval to Ordinance No.: 2010-084 – Authorizing the transfer of 5208 Randall Avenue, Richland County TMS #11701-06-05 to Eau Claire Development Corp. and 612 Glenlea Road, Richland County TMS #09314-06-06; 136 Springway Drive, Richland County TMS #16310-05-25; 2514 Louise Street, Richland County TMS #11510-01-20; 1216 Pine Street, Richland County TMS #11406-07-20; 4061 Water Street, Richland County TMS #11602-12-07; 1501 Manning Avenue, Richland County TMS #11411-06-09; 1525 Manning Avenue, Richland County TMS #R11412-06-06; and R11411-06-03; 1527 Manning Avenue, Richland County TMS #R11412-06-06; and 926 East Campanella Drive, Richland County TMS #R14305-15-25 to Columbia Housing Development Corporation, subject to staff drafting an agreement outlining the flow of funding prior to second reading approval. Any future transfers of this nature should be accompanied by such an agreement.

RESOLUTIONS

42. Resolution No.: R-2010-046 - Procedure for investigation of certain traffic offenses by and traffic collisions involving motor vehicles or motorcycles of the Mayor, City Council members, the City Manager, Assistant City Managers, Municipal Court Judges, the City Attorney, Assistant City Attorneys, Mayors elect and Council members elect - *Councilor Devine requested legal advice in Executive Session as it relates to **Item 42**. Please refer to **Item 46**.*

Upon a motion made by Ms. Devine and seconded by Mr. Finlay, Council voted unanimously to go into Executive Session after the appearance of the public having business with City Council for the discussion of **Items 44. and **45**. as outlined.

CITY COUNCIL DISCUSSION / ACTION

43. **Ridgewood / North Main Extension Project

Upon a motion made by Mr. Davis and seconded by Ms. Devine, Council voted unanimously to direct the City Manager to submit a request to Richland County Administration for a minor amendment to the funding recommendations associated with the High Priority Roadway Projects by adding the Ridgewood / North Main Extension Project.

- **Mayor Coble left the meeting at 11:13 a.m.**

APPEARANCE OF PUBLIC HAVING BUSINESS WITH CITY COUNCIL

Dr. Marie Faltas appeared before the members of Council to express her dissatisfaction with the written response received from the Planning and Development Services Department. She urged the Council to reconsider their position as it relates to her requests for the installation of sewer taps and the use of renewable energy.

Mr. John Holmes appeared before the members of Council to express concerns related to the homeless constituency. He urged the Council to have open dialog with homeless individuals. Mr. Holmes submitted a proposal outlining how the City of Columbia can help homeless people through education and rehabilitation.

EXECUTIVE SESSION

- **Council entered into Executive Session at 11:26 a.m. Mayor Coble was present for the Executive Session.**
- 44. ****Receipt of legal advice which relates to pending, threatened or potential claim – *This item was discussed in Executive Session. No action was taken.***
- 45. ****Receipt of legal advice which relates to a matter covered by attorney-client privilege – *This item was discussed in Executive Session. Please refer to **Item 46.*****
- **Council adjourned the Executive Session at 11:40 a.m. to reconvene the meeting.**

RESOLUTIONS

46. Resolution No.: R-2010-046 - Procedure for investigation of certain traffic offenses by and traffic collisions involving motor vehicles or motorcycles of the Mayor, City Council members, the City Manager, Assistant City Managers, Municipal Court Judges, the City Attorney, Assistant City Attorneys, Mayors elect and Council members elect - *Approved*

Upon a motion made by Dr. Gergel and seconded by Ms. Devine, Council voted unanimously to approve Resolution No.: R-2010-046 - Procedure for investigation of certain traffic offenses by and traffic collisions involving motor vehicles or motorcycles of the Mayor, City Council members, the City Manager, Assistant City Managers, Municipal Court Judges, the City Attorney, Assistant City Attorneys, Mayors elect and Council members elect. Mayor Coble was not present for the vote.

- **Council adjourned the meeting at 11:48 a.m.**

Respectfully submitted by:

Erika D. Salley
City Clerk