



CITY OF COLUMBIA
CITY COUNCIL MEETING &
ZONING PUBLIC HEARING **ACTION REPORT**
WEDNESDAY, MARCH 17, 2010
9:00 A.M.
COUNCIL CHAMBERS – 3RD FLOOR
1737 MAIN STREET

The Columbia City Council conducted a Regular Meeting; a Sidewalk Vending Public Hearing; and a Zoning Public Hearing on Wednesday, March 17, 2010 at City Hall, 1737 Main Street, Columbia, South Carolina. The Honorable Mayor Robert D. Coble called the meeting to order at 9:07 a.m. and the following members of Council were present: The Honorable Sam Davis, The Honorable Tameika Isaac Devine, The Honorable Kirkman Finlay III and The Honorable Belinda F. Gergel. The Honorable Daniel J. Rickenmann was absent. Also present were Mr. Steven A. Gantt, City Manager and Ms. Erika D. Salley, City Clerk.

INVOCATION

The Honorable Tameika Isaac Devine offered the Invocation.

APPEARANCE OF PUBLIC HAVING BUSINESS RELATED TO THE AGENDA ITEMS

No one appeared at this time.

APPROVAL OF MINUTES

1. Minutes of [September 2, 2009](#) - *Approved*

Upon a motion by Ms. Devine, seconded by Mr. Davis, Council voted unanimously to approve the Minutes of September 2, 2009 as presented.

FUNDING RECOMMENDATIONS

2. [February 2010 Community Promotions Funding Recommendations](#) – The Honorable Judge Mildred McDuffie, Chair of the Community Promotions Advisory Committee

Upon a motion by Mr. Davis, seconded by Ms. Devine, Council voted unanimously to approve a request for \$2,500 from the Community Promotions Fund for the Carolina Children's Home as recommended by the Community Promotions Advisory Committee.

PRESENTATIONS

3. [Introduction of the February 2010 Employee of the Month \(Ms. Kimberly Tsuboi, Animal Services Clerk\)](#) – Ms. Marli Drum, Superintendent of Animal Services

Ms. Marli Drum, Superintendent of Animal Services introduced Ms. Kimberly Tsuboi, Animal Services Clerk as the February 2010 Employee of the Month.

4. [Introduction of Mr. Dan Mann](#), AAE - Ms. Anne Sinclair, Vice Chair and Mr. Xavier Starkes, Member of the Richland / Lexington Airport Commission

Ms. Anne Sinclair, Vice Chair of the Richland / Lexington Airport Commission introduced Mr. Dan Mann as the new Executive Director of the Richland / Lexington Airport Commission

Mr. Xavier Starkes, Member of the Richland / Lexington Airport Commission updated the Council on the activities of the Richland / Lexington Airport Commission

5. Paperless ["E-Billing" Service](#) – Mr. Vincent Simonowicz, Director of the Information Technology Department

Upon a motion by Mr. Finlay, seconded by Mr. Davis, Council voted unanimously to endorse the E-Billing Service for water bill, parking and solid waste payments, as requested by the Information Technology Department.

CITY COUNCIL DISCUSSION / ACTION

6. Council is asked to approve a [Request for Certificate of Convenience and Necessity](#), as requested by the Business License Division. Award to Lamont Hampton doing business as Uptown Taxi Service.

Upon a motion by Mr. Davis, seconded by Mr. Finlay, Council voted unanimously to approve a Request for Certificate of Convenience and Necessity, as requested by the Business License Division. Award to Lamont Hampton doing business as Uptown Taxi Service.

7. [Central Midlands Regional Transit Authority](#) Request

Upon a motion by Ms. Devine, seconded by Mr. Davis, Council voted unanimously to approve a request from the Central Midlands Regional Transit Authority to allow for the amendment of the Interim Transit Funding Intergovernmental Agreement which would permit the Central Midlands Regional Transit Authority to use one-time American Recovery and Reinvestment Act funds for implementation of improvements to the transit system.

8. Street Lighting Requests – Mr. Dave Brewer, City Traffic Engineer

[City Animal Shelter](#)
[924 Hampton St.](#)

[Edisto Court](#)
[George Rogers Blvd.](#)

[Hyatt Park](#)
[Old Woodlands](#)

[Robert Mills](#)

Upon a motion by Ms. Devine, seconded by Mr. Davis, Council voted unanimously to approve seven (7) requests for street lighting in the total amount of \$5,091.00.

9. [Policy Procedures and Voting Process for Historic Designation](#) – Ms. Amy Moore, Historic Preservation Planner

Upon a motion by Dr. Gergel, seconded by Mr. Davis, Council voted unanimously to approve the policy procedures and voting process for Historic Designations.

CONSENT AGENDA

Upon a motion by Mr. Finlay, seconded by Ms. Devine, Council voted unanimously to approve the **Consent Agenda Items 10.** through **18.** as presented.

Upon a motion by Mr. Finlay, seconded by Dr. Gergel, Council voted unanimously to reconsider the motion to approve **Consent Agenda Items 10.** through **18.**

Upon a motion by Mr. Finlay, seconded by Dr. Gergel, Council voted unanimously to approve the **Consent Agenda Items 10.** through **17.** as presented. **Item 18.** was discussed in Executive Session and no action was taken.

CONSIDERATION OF BIDS, AGREEMENTS and CHANGE ORDERS

10. Council is asked to approve an [Independent Contractor Agreement for Technical Writing Advisement and Assistance](#), as requested by the Utilities and Engineering Department. Award to Dee A. Bennett in the amount of \$14,004.00. *Funding Source: 5529999-WM420501-636600 (50%) and 5529999-SS712401-636600 (50%) - Approved*
11. Council is asked to approve [Change Order #1 to Agreement for Engineering Services for Design and Construction of Storm Drainage Improvements along the Delverton Ditch adjacent to Northwood Hills Subdivision](#); CIP SD805905, as requested by Engineering Operations. Award to Cox and Dinkins in the amount of \$24,200.00. This firm is located in Columbia, SC. *Funding Source: Stormwater Utility 5549999-SD805905-636600 - Approved*
12. Council is asked to approve the [Purchase of Limitorque Actuators](#), as requested by the Columbia Canal Water Plant. Award to Chalmers & Kubeck-South as a sole source in the amount of \$41,624.00. This vendor is located in Watkinsville, GA. *Funding Source: GL5529999-851100 / JL WM419201-851100 - Approved*
13. Council is asked to approve a [12-month Contract Renewal for ESRI \(Arc\) Software Maintenance](#), as requested by the Information Technology Department. Award to ESRI in the amount of \$47,321.27. This firm is located in Redlands, CA. - *Approved*

Department	Funding Source	Amount
Eng, Planning, PW, Fire Police	5511121-638200	\$24,958.27
Engineering	5511706-638200	5,831.50
Engineering – Operations	5534201-638200	2,835.50
Engineering – Administration	5511701-638200	1,926.00
Planning	1014101-638200	2,782.00
Public Works Department	1011124-638200	3,638.00
Fire Department	1012301-638200	1,605.00
Police Department	1012402-638200	3,745.00
TOTAL		\$47,321.27

14. Council is asked to approve [Change Order #3; SS6966; Annual Sewer Rehabilitation](#), as requested by Engineering Administration. Award to Southeast Pipe Survey in the amount of \$58,125.00. This firm is located in Patterson, GA. *Funding Source: Sewer Improvement Funds – This change order is to compensate the contractor for the 12” open cut repair of an existing sewer main and bypass pump. - Approved*
15. Council is asked to approve [Change Order #7; SS701702](#); Removal of Beavers and Beaver Dam Debris, as requested by Engineering Administration. Award to McClam & Associates in the amount of \$94,975.00. This firm is located in Little Mountain, SC. *Funding Source: Sewer Improvement Funds – The additional costs are associated with clearing at the Columbia Canal Dike. - Approved*
16. Council is asked to approve the [Purchase of 2,000 Roll Carts](#), as requested by the Solid Waste Division. Award to Toter Inc. as a sole source in the amount of \$98,226.00. This vendor is located in Statesville, NC. *Funding Source: 1014401-627600 - Approved*

17. Council is asked to approve an [Agreement for Engineering Services for Evaluation and Design Services for Refurbishing or Replacing the City's West Columbia and Saluda River Sewage Pumping Stations and Completing Design of a Force Main between the West Columbia Pump Station and the City's Metro Plant; SS7115 and SS7116](#), as requested by Engineering Operations. Award to Brown and Caldwell in an amount not to exceed \$1,434,500. This firm is located in Columbia, SC. *Funding Source; Sewer Improvement Funds 5529999-SS711501-636600 & 5529999-SS711601-636600 – Brown and Caldwell proposes to team with Atlantic South Consulting Services, an approved MBE Protégé located in Charleston, SC at a fee of approximately \$171,500. The total amount subcontracted is \$553,030 or 40% of the total agreement value. - Approved*
18. Council is asked to approve a [Contract for Retiree Medicare Supplemental Insurance](#), as requested by the Employee Insurance Committee. Award to UnitedHealthcare in a project annual amount of \$1,474,200. This firm is located in Minnetonka, MN. *Funding Source: Health Insurance Fund 6048933 – This item was discussed in Executive Session. No action was taken.*

SIDEWALK VENDING PUBLIC HEARING

ORDINANCES – FIRST READING

19. [Ordinance No.: 2010-048](#) – Granting a Franchise to David Roberts d/b/a Der Tacos, LLC for operation of a stationary sidewalk vending cart on the northwest corner of Main Street and Gervais Street – *The Public Hearing was conducted and first reading approval was deferred to March 24, 2010.*

RESOLUTION

20. [Resolution No.: R-2010-020](#) – Amending Sidewalk Vending Locations and Authorized Merchandise – *Consideration of this item was deferred to March 24, 2010.*

- **Council opened the Sidewalk Vending Public Hearing at 10:07 a.m.**

The following individuals appeared before the Council in opposition to **Item 10**:

Ms. Amy Stone, City Center Partnership
Ms. Ellyn Seasons
Ms. Adrienne Newber, Holder Properties
Ms. Cheryl Love, Director of Property Management / Holder Properties
Mr. J.P. Scurry, Colliers & Keenan

The following individuals appeared before the Council in support of **Item 10**:

Mr. David Roberts, Applicant
Mr. Temple Ligon, The Columbia Star

- **Council closed the Sidewalk Vending Public Hearing at 10:33 a.m.**

Upon a motion by Ms. Devine, seconded by Mr. Davis, Council voted unanimously to defer the Sidewalk Vending Public Hearing on Ordinance No.: 2010-048 – Granting a Franchise to David Roberts d/b/a Der Tacos, LLC for operation of a stationary sidewalk vending cart on the northwest corner of Main Street and Gervais Street and to defer consideration of Resolution No.: R-2010-020 – Amending Sidewalk Vending Locations and Authorized Merchandise to allow Mr. David Roberts, Applicant to meet with Mr. Marc Mylott, Director of Planning and Development Services; Mr. Jonathan Chambers, Deputy Zoning Administrator; and Ms. Amy Stone, City Center Partnership to identify an alternate location for the sidewalk vending cart.

ZONING PUBLIC HEARING

- **Council opened the Zoning Public Hearing at 10:41 a.m.**

MAP AMENDMENT – FIRST READING

21. [1207 Greenlawn Drive](#), TMS# 16414-01-06; rezone from RS-1 (Single-Family Residential) to UTD (Urban Transitional District). *The Zoning Public Hearing was held on January 20, 2010. No action was taken. - Denied.*

The following individuals appeared before the Council in opposition to **Item 21**:

Mr. Richard
Mr. Jim Brown, 1010 Kenmore Drive
Dr. Jonathan Leader, 1205 Haven Drive
Ms. Nancy Raley, 903 Asbury Drive
Mr. Lee Hemphill, 1015 Fairwood Drive

The following individual appeared before the Council to provide observations on the City's zoning regulations:

Mr. Keith Seymour, Carolina Panorama

The following individuals appeared before the Council in support of **Item 21**:

Mr. Marion McDonald, Co-Owner of 1207 Greenlawn Drive
Ms. Sara McDonald Derrick, Co-Owner of 1207 Greenlawn Drive
Ms. Robin Newton, Applicant
Ms. Trisha Buff
Ms. Harriet Armstrong, Realtor

Upon a motion by Mr. Finlay, seconded by Ms. Devine, Council voted unanimously to deny first reading approval of the Map Amendment for 1207 Greenlawn Drive, TMS# 16414-01-06; rezone from RS-1 (Single-Family Residential) to UTD (Urban Transitional District).

MAP AMENDMENT – SECOND READING

22. [NC Overlay District](#): Create new and/or amend pertinent sections of Zoning Ordinance relating to the creation of the NC (North Main Corridor) zoning overlay district.

[Ordinance No.: 2009-131](#) - 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, Sec. 17-231 Districts enumerated to add -NC North Columbia overlay district; Sec. 17-275 Lot size, setback and height requirements, Table 2; Sec. 17-

283 Wireless Communication facilities (c) Districts where permitted, height and setbacks (6) Table 3 to add "NC" (North Main Corridor); and to add Sec. 17-295-NC North Main Corridor; Division 9, Supplementary District Regulations to add Sec. 17-324 -NC North Main Corridor overlay district; Article V, Historic Preservation and Architectural Review, Division 1, Generally, Sec. 17-653 Design and development review commission (9) to add -NC; and Sec. 17-655 Administration to amend (d) Administration of -ID and to add (e) Administration of -NC design guideline – *First reading approval was given on January 20, 2010. – Approved on second reading.*

23. **North Main Corridor** - generally encompassing North Main Street from Elmwood Avenue to Craven Street and further identified on TMS# 09012-06-08, 09, 10, 11; 09016-01-02; 09016-02-01, 02, 06 thru 09, 11; 09016-03-01, 10, 11, 12, 14; 09016-09-01, 19 thru 24; 09016-12-01, 02, 04, 05, 06, 12 thru 20; 09016-13-06, 08, 13; 09016-14-03 thru 07; 09016-15- 12, 13; 09109-05-15, 16, 18, 20; 09109-06-01, 05, 06, 07; 09109-08-01, 06, 07, 08; 09109-09-01, 02, 04, 05, 06, 08; 09109-10-20, 45, 46; 09109-12-07 thru 10, 16, 17; 09109-13-06, 07 (partial)*, 08, 10; 09110-05-01, 02, 03, 04, 12; 09110-10-06 (partial)*, 10; 09110-11-01, 12, 13; 09110-12-01, 02; 09110-13-01, 02, 03; 09110-14-03 thru 07; 09110-16-04 thru 08; 09110-22-01; 09110-24-01; 09111-04-01 thru 07, 12; 09111-05-01; 09111-06-01 thru 04; 09111-07-01, 02, 04; 09112-04-02 thru 07, 16, 17, 18; 09112-05-01, 06; 09112-06-01 thru 11; 09112-07-01, 06, 07, 09; 09112-08-02 thru 08, 18; 09112-09-01, 03; 09113-01-03, 04, 05; 09113-12-20; 09113-13-01, 02, 15 thru 23, 25, 26, 27; 09209-18-01, 02, 05 thru 08; 09209-19-03, 04; 09209-20-01 thru 04; 09209-21-01 thru 03; 09209-22-01 thru 06, 08; 09209-23-04 thru 07; 09210-04-10, 11, 12, 21; 09210-05-08 thru 11, 15, 16, 17, 20; 09210-06-02 thru 06; 09213-01-01, 19 thru 24; 09213-06-01 (partial)*; 09213-07-01 thru 04, 12, 13, 14 ; 09214-02-06; 09214-03-01; 09214-12-01, 08, 09; 09214-13-01, 02; 09214-14-01, 05, 07, 08, 17; 09214-15-01 thru 07; 09215-07-09 thru 13; 09215-08-01 thru 04; 09215-09-04, 07; 09215-10-01, 21, 22, 23; 09215-13-01 (partial)* and 02 thru 07, 21; 09215-17-05; 09216-07-10, 11, 12; 09216-08-31, 32, 34, 62; 11604-03-01 thru 05, 07 thru 10, 12; 11604-04-01; 11604-05-01; 11604-06-03 thru 09, 17, 18; 11604-15-01, 02, 04 thru 09, 18, 19; 1604-17-02, 07, 09; 11604-18-15, 17 thru 20; 11701-08-10, 11; 11701-09-01; 11701-10-01, 02, 03, 05, 06, 09, 12; 11701-11-01, 02. **Rezone parcels to MX-1 (Mixed-Use Neighborhood).** * Refer to zoning maps for delineation of parcels which are partially included. – *First reading approval was given on January 20, 2010. - Approved on second reading.*
24. **North Main Corridor** - generally encompassing North Main Street from Elmwood Avenue to Craven Street, and further identified on TMS# 09012-06-08, 09, 10, 11; 09016-01-02; 09016-02-01, 02, 06 thru 09, 11; 09016-03-01, 10, 11, 12, 14; 09016-09-01, 19 thru 24; 09016-12-01, 02, 04, 05, 06, 12 thru 20; 09016-13-06, 08, 13; 09016-14-03 thru 07; 09016-15- 12, 13; 09109-05-15, 16, 18, 20; 09109-06-01, 05, 06, 07; 09109-08-01, 06, 07, 08; 09109-09-01, 05, 06, 08; 09109-10-20, 45, 46; 09109-12-07 thru 10, 16, 17; 09109-13-06, 07 (partial)*, 08, 10; 09110-10-06 (partial)*, 10; 09110-11-01, 12, 13; 09110-12-01, 02; 09110-13-01, 02, 03; 09110-14-01, 02; 09110-14-03 thru 07; 09110-22-01; 09110-24-01; 09111-04-01 thru 07, 12; 09111-05-01; 09111-06-01 thru 04; 09111-07-01, 02, 04; 09112-04-02 thru 07, 16, 17, 18; 09112-05-01, 06; 09112-06-01 thru 11; 09112-07-01, 06, 07, 09; 09112-08-02 thru 08, 18; 09112-09-01, 03; 09113-01-03, 04, 05; 09113-12-20; 09113-13-01, 02, 15 thru 23, 25, 26, 27; 09209-18-01, 02, 05 thru 08; 09209-19-03, 04; 09209-20-01 thru 04; 09209-21-01 thru 03; 09209-22-01 thru 06, 08; 09209-23-04 thru 07; 09210-04-10, 11, 12, 21; 09210-05-08 thru 11, 15, 16, 17, 20; 09210-06-02 thru 06; 09213-01-01, 19 thru 24; 09213-06-01 (partial)*; 09213-07-01 thru 04, 12, 13, 14; 09214-02-06; 09214-03-01; 09214-12-01, 08, 09; 09214-13-01, 02; 09214-14-01, 05, 07, 08, 17; 09214-15-01 thru 07; 09215-07-09 thru 13; 09215-08-01 thru 04; 09215-09-01, 03, 04, 07; 09215-10-01, 21, 22, 23; 09215-13-01 (partial)*

and 02 thru 07, 21; 09215-17-05; 09216-07-10, 11, 12; 09216-08-31, 32, 34, 62; 11604-03-01 thru 05, 07 thru 10, 12; 11604-04-01; 11604-05-01; 11604-06-03 thru 09, 17, 18; 11604-15-01, 02, 04 thru 09, 18, 19; 11604-17-01, 02, 07, 08, 09; 11604-18-15, 17 thru 20; 11701-08-10, 11; 11701-09-01; 11701-10-01, 02, 03, 05, 06, 09, 12; 11701-11-01, 02. **Rezone parcels to add NC (North Main Corridor) overlay district.** * Refer to zoning maps for delineation of parcels which are partially included. – *First reading approval was given on January 20, 2010. - Approved on second reading.*

No one appeared in support of or in opposition to **Items 22.** through **24.**

Upon a motion by Mr. Davis, seconded by Mr. Finlay, Council voted unanimously to give second reading approval to **Map Amendment Items 22.** through **24.** with a single motion.

TEXT AMENDMENT – FIRST READING

25. [Amend §17-258](#) concerning district permissions for MX-1 to permit certain manufacturing uses as special exceptions to facilitate artisans/craftspersons.

[Ordinance No.: 2010-050](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Development and Zoning, Article III, Division 8, Sec. 17-258 Table of permitted uses, Division D Manufacturing, SIC 23, Apparel and other finished products made from fabrics and similar materials; SIC 26 Paper and allied products; SIC 32 Stone, clay, glass and concrete products; SIC 34 Fabricated metal products, except machinery and transportation equipment and SIC 39 Manufacturing industries, not elsewhere classified – *Approved on first reading.*

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

Upon a motion by Mr. Finlay, seconded by Ms. Devine, Council voted unanimously to give first reading approval to Ordinance No.: 2010-050 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Development and Zoning, Article III, Division 8, Sec. 17-258 Table of permitted uses, Division D Manufacturing, SIC 23, Apparel and other finished products made from fabrics and similar materials; SIC 26 Paper and allied products; SIC 32 Stone, clay, glass and concrete products; SIC 34 Fabricated metal products, except machinery and transportation equipment and SIC 39 Manufacturing industries, not elsewhere classified. Mayor Coble was not present for the vote.

MAP AMENDMENT – FIRST READING

26. [3901 Rosewood Drive](#), TMS# 13806-08-18; rezone from RS-2 –CC to UTD – *Approved on first reading.*

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

Upon a motion by Dr. Gergel, seconded by Mr. Finlay, Council voted unanimously to give first reading approval to the Map Amendment for 3901 Rosewood Drive, TMS# 13806-08-18; rezone from RS-2 –CC to UTD.

CASES WITH MAP AND TEXT AMENDMENTS – FIRST READING

27. **1601 Main Street, TMS# 09014-10-16; rezone to add –DP (Design Preservation) -** *Approved on first reading.*

28. [Amend §17-691\(c\)](#) to add structure as a Group II Landmark

[Ordinance No.: 2010-049](#) – 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 sites list, (c) to add 1601 Main Street, TMS# 09014-10-16 – *Approved on first reading.*

No one appeared in support of or opposition to **Items 27.** and **28.**

Upon a motion by Ms. Devine, seconded by Mr. Finlay, Council voted unanimously to give first reading approval to the Map Amendment for 1601 Main Street, TMS# 09014-10-16; rezone to add –DP (Design Preservation) **and** Ordinance No.: 2010-049 – 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 sites list, (c) to add 1601 Main Street, TMS# 09014-10-16 with a single motion. Mayor Coble abstained from voting due to a conflict of interest.

ANNEXATION WITH MAP AMENDMENT – FIRST READING

[Residential Annexations](#) – Section 5 of the Voting Rights Act requires pre-clearance for the City's April 6, 2010 election. The timeframes for pre-clearance and compliance with the election laws do not permit the City to annex any additional residential properties after September 30, 2009 through April 30, 2010 during an election year.

29. [5901 N. Main Street](#), TMS# 11711-12-24; annex and zone property C-3 (General Commercial). The property is zoned GC in Richland County. – *Approved on first reading.*

[Ordinance No.: 2010-042](#) – Annexing 5901 N. Main Street, Richland County TMS# 11711-12-24 – *Approved on first reading.*

30. [1624 Browning Road](#), TMS# 05916-01-10; annex and zone property C-3 (General Commercial). The property is zoned GC in Richland County. – *Approved on first reading.*

[Ordinance No.: 2010-043](#) – Annexing 1624 Browning Road, Richland County TMS# 05916-01-10 – *Approved on first reading.*

No one appeared in support of or opposition to **Items 29.** and **30.**

Upon a motion by Ms. Devine, seconded by Mr. Davis, Council voted unanimously to give first reading approval to the Annexation with Map Amendment for **Items 29.** and **30.** with a single motion.

31. [5400 Farrow Road](#), TMS# 11612-07-02; annex and zone property C-3 (General Commercial). The property is zoned GC in Richland County. – *Approved on first reading.*

[Ordinance No.: 2010-044](#) – Annexing 5400 Farrow Road, Richland County TMS# 11612-07-02 – *Approved on first reading.*

32. [4126 Beecliff Drive](#), TMS# 13809-03-13; annex and zone property RS-2 (Single-Family Residential). The property is zoned RS-MD (Single-Family Residential) in Richland County. – *Approved on first reading.*
- [Ordinance No.: 2010-039](#) – Annexing 4126 Beecliff Drive, Richland County TMS# 13809-03-13 – *Approved on first reading.*
33. [4032 Rosewood Drive, 4040 Rosewood Drive, 209 and 223A-C South Beltline Blvd.](#) TMS#13805-05-07, -09, -10, -11; annex and zone property C-3 (General Commercial) and [307 South Beltline Blvd, TMS # 13805-05-12](#); annex and zone property C-1 (Office and Institutional). The property is zoned GC (General Commercial) and OI (Office and Institutional) in Richland County. – *Approved on first reading.*
- [Ordinance No.: 2010-038](#) – Annexing 4032 Rosewood Drive, 4040 Rosewood Drive, 209 South Beltline Boulevard, 223 A-C South Beltline Boulevard and 307 South Beltline Boulevard, Richland County TMS# 13805-05-07, 13805-05-09, 13805-05-10, 13805-05-11 and 13805-05-12 – *Approved on first reading.*
34. [150 and 166 Pontiac Business Center Drive](#), TMS# 25714-01-01, -02; annex and zone property M-1 (Light Industrial). The property is zoned M-1 (Light Industrial) in Richland County. – *Approved on first reading.*
- [Ordinance No.: 2010-037](#) – Annexing 150 Pontiac Business Center Drive and 166 Pontiac Business Center Drive, Richland County TMS# 25714-01-01 and 25714-01-02 – *Approved on first reading.*
35. [595 Spears Creek Church Road](#), TMS# 28800-01-15; annex and zone property PUD-C (Commercial Planned Unit Development). The property is zoned PDD (Planned Development) in Richland County. – *Approved on first reading.*
- [Ordinance No.: 2010-036](#) – Annexing 595 Spears Creek Church Road, Richland County TMS# 28800-01-15 – *Approved on first reading.*
36. [901 Spears Creek Court](#), TMS# 28802-02-03; annex and zone property M-1 (Light Industrial). The property is zoned M-1 (Light Industrial) in Richland County. – *Approved on first reading.*
- [Ordinance No.: 2010-035](#) – Annexing 901 Spears Creek Church Road, Richland County TMS# 28802-02-03 – *Approved on first reading.*
37. [120 Pontiac Business Center Drive](#), TMS# 25715-01-03; annex and zone property M-1 (Light Industrial). The property is zoned M-1 (Light Industrial) in Richland County. – *Approved on first reading.*
- [Ordinance No.: 2010-034](#) – Annexing 120 Pontiac Business Center Drive, Richland County TMS# 25715-01-03 – *Approved on first reading.*
38. [3113 Farrow Road](#), TMS# 11504-30-16; annex and zone property C-3 (General Commercial). The property is zoned GC (General Commercial) in Richland County. – *Approved on first reading.*
- [Ordinance No.: 2010-040](#) – Annexing 3113 Farrow Road, Richland County TMS# 11504-30-16 – *Approved on first reading.*

39. [1804 Gary Street](#), TMS# 11612-02-04; annex and zone property RS-3 (Single-Family Residential). The property is zoned RS-HD (Single-Family Residential) in Richland County. – *Approved on first reading.*

[Ordinance No.: 2010-041](#) – Annexing 1804 Gary Street, Richland County TMS# 11612-02-04 – *Approved on first reading.*

No one appeared in support of or opposition to **Items 31.** through **39.**

Upon a motion by Ms. Devine, seconded by Dr. Gergel, Council voted unanimously to give first reading approval to Annexation with Map Amendment for **Items 31.** through **39.** with a single motion.

- **Council closed the Zoning Public Hearing at 11:42 a.m.**

ORDINANCES- FIRST READING

40. [Ordinance No.: 2010-028](#) – Granting an encroachment to Preston Sabalis and Louisa Sabalis for installation and maintenance of landscape timbers within the right of way area of the 3200 block of Cannon Street adjacent to 123 S. Ravenel Street – *Approved on first reading.*

Upon a motion by Dr. Gergel, seconded by Mr. Finlay, Council voted unanimously to give first reading approval to Ordinance No.: 2010-028 – Granting an encroachment to Preston Sabalis and Louisa Sabalis for installation and maintenance of landscape timbers within the right of way area of the 3200 block of Cannon Street adjacent to 123 S. Ravenel Street.

41. [Ordinance No.: 2010-029](#) – Granting an encroachment to the Historic Waverly Improvement and Protection Association for installation and maintenance of landscaping and irrigation within the right of way areas of 2214 Washington Street; 2214 Hampton Street; North side of the 2300 block of Hampton Street; NE corner of Heidt Street and Gervais Street; NE corner of Pine Street and Gervais Street; NW corner of Hampton Street and North Millwood Avenue; NW Corner of Oak Street and Washington Street; NE corner of Oak Street and Washington Street; SE corner of Washington Street and Oak Street; SW corner of Washington Street and Oak Street; NW corner of Lady Street at Pine Street; SW corner of Lady Street and Pine Street; SE corner of Lady Street and Pine Street; NE corner of Lady Street and Pine Street; SE corner of Taylor Street and Oak Street; 1421 Oak Street; SE corner of Hampton Street and Oak Street; and SE corner of Hampton Street and Harden Street – *Approved on first reading.*

Upon a motion by Ms. Devine, seconded by Dr. Gergel, Council voted unanimously to give first reading approval to Ordinance No.: 2010-029 – Granting an encroachment to the Historic Waverly Improvement and Protection Association for installation and maintenance of landscaping and irrigation within the right of way areas of 2214 Washington Street; 2214 Hampton Street; North side of the 2300 block of Hampton Street; NE corner of Heidt Street and Gervais Street; NE corner of Pine Street and Gervais Street; NW corner of Hampton Street and North Millwood Avenue; NW Corner of Oak Street and Washington Street; NE corner of Oak Street and Washington Street; SE corner of Washington Street and Oak Street; SW corner of Washington Street and Oak Street; NW corner of Lady Street at Pine Street; SW corner of Lady Street and Pine Street; SE corner of Lady Street and Pine Street; NE corner of Lady Street and Pine Street; SE corner of Taylor Street and Oak Street; 1421 Oak Street; SE corner of Hampton Street and Oak Street; and SE corner of Hampton Street and Harden Street.

42. [Ordinance No.: 2010-030](#) – Granting an encroachment to Ursula R. Pallares for installation and maintenance of an aluminum fence, double walk gate, four brick columns, brick pavers and landscaping within the right of way area adjacent to 407 S. Ravenel Street, Richland County TMS# 13801-03-09 – *Approved on first reading.*

Upon a motion by Ms. Devine, seconded by Mr. Finlay, Council voted unanimously to give first reading approval to Ordinance No.: 2010-030 – Granting an encroachment to Ursula R. Pallares for installation and maintenance of an aluminum fence, double walk gate, four brick columns, brick pavers and landscaping within the right of way area adjacent to 407 S. Ravenel Street, Richland County TMS# 13801-03-09.

43. [Ordinance No.: 2010-052](#) – Granting an easement to South Carolina Electric & Gas Company (SCE&G) for Relocation of Power Lines along a portion of City Property for Service to the Metro Wastewater Treatment Plant; Richland County TMS# 11000-01-02 and TMS# 11000-01-03 (portion); CF# 250-277 – *Approved on first reading.*

Upon a motion by Mr. Finlay, seconded by Mr. Davis, Council voted unanimously to give first reading approval to Ordinance No.: 2010-052 – Granting an easement to South Carolina Electric & Gas Company (SCE&G) for Relocation of Power Lines along a portion of City Property for Service to the Metro Wastewater Treatment Plant; Richland County TMS# 11000-01-02 and TMS# 11000-01-03 (portion); CF# 250-277.

RESOLUTIONS

44. [Resolution No.: R-2010-009](#) – Authorizing consumption of beer and wine at Five Points Association's 5 After 5 Concert Series – *Approved*
45. [Resolution No.: R-2010-014](#) – Authorizing consumption of beer and wine at Capital City Music and Wing Fling Charity Fundraiser - *Approved*
46. [Resolution No.: R-2010-015](#) – Authorizing consumption of beer and wine at The Crawfish Festival - *Approved*
47. [Resolution No.: R-2010-018](#) – Authorizing consumption of beer and wine within Boyd Plaza adjacent to the Columbia Museum of Art for the Contemporaries Oyster Roast - *Approved*
48. [Resolution No.: R-2010-019](#) – Release and Abandonment of a Portion of the City's Existing Sanitary Sewer Easement along Richland County TMS# 11405-10-03 (portion); 1001 Harden Street and 901 Harden Street (Marketplace & Chick-Fil-A Restaurant); CF# 316-17 - *Approved*
49. [Resolution No.: R-2010-021](#) – Authorizing consumption of beer and wine at the MYPA Spring Fling – Vista Block Party - *Approved*
50. [Resolution No.: R-2010-022](#) – Release and Abandonment of a Portion of the City's Existing 25' Storm Drainage Easement along Richland County TMS# 11216-23-23 (portion); 23 Graymont Circle; Lot 6, Graymont; CF# 246-10A - *Approved*
51. [Resolution No.: R-2010-023](#) – Release and Abandonment of a Portion of the City's Existing 15' Sanitary Sewer Easement along Richland County TMS# 11216-23-16 (portion); 51 Graymont Circle; Lot 13, Graymont; CF# 246-10A - *Approved*

52. [Resolution No.: R-2010-024](#) – Release and Abandonment of a Portion of the City's Existing 12' Storm Drainage Easement along Richland County TMS# 11216-23-15 (portion); 55 Graymont Circle; Lot 14, Graymont; CF# 246-10A - *Approved*
53. [Resolution No.: R-2010-025](#) – Release and Abandonment of a Portion of the City's Existing 15' Sanitary Sewer Easement along Richland County TMS# 11216-23-14 (portion); 59 Graymont Circle; Lot 15, Graymont; CF# 246-10A - *Approved*
54. [Resolution No.: R-2010-026](#) – Release and Abandonment of a Portion of the City's Existing 15' Sanitary Sewer Easement along Richland County TMS# 13815-03-12 (portion); 858 Burwell Lane; Lot 9, Block T, Deaswood; CF# 37-04 & CF# 250-83D - *Approved*

Upon a motion by Mr. Finlay, seconded by Mr. Davis, Council voted unanimously to approve **Items 44.** through **54.** with a single motion.

APPEARANCE OF PUBLIC HAVING BUSINESS WITH CITY COUNCIL

Ms. Catherine Bruce
Mr. Keith Seymour

****Mr. Steven A. Gantt**, City Manager reported that so far through the 2009/2010 budget, staff has done an extraordinary job with controlling expenses and we are \$5 million under our anticipated expenses for the year. We have done an exhaustive review of our revenue for 2009/2010 and we will probably make our revenue for this year although the revenue may come from a different source than anticipated. For 2010/20011, with the exception of two departments everybody came in at or below last year's allotment. At first blush of the budget we are \$4.8 million (including the reserve out of balance).

EXECUTIVE SESSION

Upon a motion by Mr. Davis, seconded by Mr. Finlay, Council voted unanimously to go into Executive Session at 12:27 p.m. for the discussion of **Items 55.** through **57.** as outlined. **Item 58.** was withdrawn.

55. Discussion of negotiations incident to the proposed sale of property – *This item was discussed in Executive Session. No action was taken.*
 56. Discussion of employment of an employee – *This item was discussed in Executive Session. No action was taken.*
 57. ****Discussion** of negotiations incident to proposed contractual arrangements – *This item was discussed in Executive Session. No action was taken.*
 58. ****Investigative** proceedings regarding allegations of criminal misconduct – *This item was not discussed in Executive Session.*
- **Council adjourned the meeting at 1:15 p.m.**