



CITY OF COLUMBIA
CITY COUNCIL MEETING AGENDA **REVISED**
TUESDAY, DECEMBER 13, 2011
6:00 P.M.
CITY HALL – COUNCIL CHAMBERS
1737 MAIN STREET

The Columbia City Council will conduct a Regular Meeting on Tuesday, December 13, 2011 at 6:00 p.m. at City Hall, 1737 Main Street, Columbia, South Carolina.

ROLL CALL

PLEDGE OF ALLEGIANCE

INVOCATION – Chaplain Clyde Waters, Columbia Police Department

ADOPTION OF THE AGENDA

APPEARANCE OF PUBLIC WITH COMMENTS RELATED TO THE AGENDA

APPROVAL OF MINUTES

1. Minutes of November [15](#), 2011

PRESENTATIONS

2. Update on the South Carolina Philharmonic – Ms. Rhonda Hunsinger, Executive Director

PUBLIC HEARING

ORDINANCES –FIRST READING

3. [Ordinance No.: 2011-093](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 11, Licenses, Permits and Miscellaneous Business Regulations, Article II, Business and Professional License, Sec. 11-32 Definitions to add Boardinghouse and Roominghouse, and Charitable purpose, Sec. 11-34 License fee, Sec. 11-35 Registration of businesses; application for license; Sec. 11-36 Deductions from gross income; exemptions; determination of classification; Sec. 11-49 Classification rate schedules

OTHER MATTERS

4. [The Economic and Community Development Committee](#) recommends the approval of using City funding previously disbursed to the Fuel Cell Collaborative (managed by SCRA) to support the development of a portable fuel cell back-up generator in the amount of \$12,500. This fuel cell generator is being developed by a new, start up, fuel cell company, Logan Energy Carolinas (LEC) that has been established in Columbia by LOGANEnergy Corporation at the Enterprise Campus of Midlands Technical College. The generator will be maintained by LEC personnel and be available to the City for use at public, and other events to provide "green" electrical power to support the events. After the initial development period, estimated to be five years, the generator will become the property of the City. LOGANEnergy is expected to create 15 new jobs at LEC over the next five years.

CONSENT AGENDA

Council is asked to approve the **Consent Agenda Items 5. through 20.**

CONSIDERATION OF BIDS, AGREEMENTS and CHANGE ORDERS

5. Council is asked to approve a [Mutual Aid and Assistance Agreement](#) with the South Carolina Water/Wastewater Agency Response Network to provide and seek immediate relief during emergencies for Water and Wastewater Utilities, as requested by Utilities and Engineering.
6. Council is asked to approve the [Purchase of Two \(2\) Chevrolet Caprices](#), as requested by the Police Department. Award to Love Chevrolet, using the SC State Contract in the amount of \$51,464.00. This vendor is located in Columbia, SC. *Funding Source: US Justice Grants Control-Auto, Trucks Heavy Equipment Capital; 2659999-658500.*
7. Council is asked to approve the [Purchase of 1200 Ninety-six \(96\) Gallon Roll Carts](#), as requested by the Solid Waste Division. Award to Toter Inc., as a Sole Source in the amount of \$62,145.60. This vendor is located in Statesville, NC. *Funding Source: Solid Waste Roll Carts-Roll Carts and Recycle Bins; 1014401-627600.*
8. Council is asked for the [Continual Support of the Special City Prosecutor for Fiscal Year 2011/2012](#), as requested by Richland County Solicitor Dan Johnson. Award to the Fifth Judicial Circuit Solicitor's Office in the amount of \$70,000.00. *Funding is included in the FY 2011/2012 General Fund Budget.*

9. Council is asked to approve the [Purchase of Five \(5\) Chevrolet Impalas](#), as requested by the Fleet Services Division. Award to Love Chevrolet, using the SC State Contract in the amount of \$91,130.00. This vendor is located in Columbia, SC. *Funding Source: Capital Replacement-Auto Trucks, Heavy Equipment>\$5K; 6308972-658500 – Note: These are for the Columbia Police Department Investigators.*
10. Council is asked to approve [Capital Improvement Projects SS7101 and SS7102; Contract Amendment #2 for Engineering Services for Grinder & Hoist Additions at the North Columbia, Broad River and Mill Creek Pump Stations](#), as requested by Utilities and Engineering. Award to URS Corporation in the amount of \$118,200.00. This vendor is located in Columbia, SC. *Funding Source: Sewer Improvement Fund; 5529999-SS710101-636600 & 5529999-SS710201-636600 – Note: DESA, Inc. (Columbia, SC) will provide Technical Work, Construction, Administration and Record Drawing assistance at 21.9% of the total contract.*
11. Council is asked to approve [Contract Amendments to Agreement for Professional Services for Renovation, Painting, Preventative Maintenance Services](#), as requested by Utilities and Engineering. Award to Utility Services Company, Inc. for a total amount of \$410,727.24. This vendor is located in Columbia, SC. *Funding Source: Water Maintenance Fund; 5516210-WM377907-638300. – Note: \$214,971.24 of the agreement will be used for Contracts Extension and \$195,756.00 will be use for a One (1) Time Cost of Tank Containment for Lead Abatement Work for the Wales Garden Tank.*
12. Council is asked to approve [Capital Improvement Project SS7183; An Agreement for Engineering Services for Solids Handling Master Plan at the Columbia Metropolitan Wastewater Treatment Plant Phase I](#), as requested by Utilities and Engineering. Award to H&S in the amount of \$315,112.00. This vendor is located in Charlotte, NC. *Funding Source: Sewer Improvements Fund; 5516212-SS7183-636600 – Note: The following sub-consultants will be assisting with work under this Agreement: Florence & Hutcheson (Columbia, SC) will provide planning services at 5.14% of the total contract and Applied Filter Technology (Bothell, VA) will provide Digester Gas Sampling & Analysis services at 1.86%.*
13. Council is asked to approve [Capital Improvement Project SS7171-1A; A Task Order for Design and Improvement for North & South Levee Improvement Project Near the Metro Wastewater Treatment Plant](#), as requested by Utilities and Engineering. Award to Terracon Consulting, Inc., in the amount of \$600,000.00. This vendor is located in Columbia, SC. *Funding Source: Sewer Improvements Fund; 5529999-SS717101-658600 – Note: URS Corporation (Columbia, SC) will assist with engineering, surveying and permitting services at 32.8% of the total contract.*

ORDINANCES – SECOND READING

14. [Ordinance No.: 2011-094](#) – Authorizing consumption of beer and wine at the 2011 Famously Hot New Year Event – *First reading approval was given on November 15, 2011.*

ANNEXATION WITH MAP AMENDMENT – SECOND READING

15. [5307 and 5311 Forest Drive](#), TMS# 16706-03-29 and-30; request recommendation to annex and zone the property C-3 (General Commercial). The property is zoned GC (General Commercial) in Richland County. – *First reading approval was given on November 15, 2011.*
- Council District: 4
Proposal: Annex and zone property C-3. Donut Hole Area
Applicant: Coffee Out-Forest Dr, Inc.
PC Recommendation: Approve C-3 zoning, (7-0) 09/12/11
Staff Recommendation: Approve

[Ordinance No.: 2011-022](#) – Annexing 5307 Forest Drive and 5311 Forest Drive, Richland County TMS #16706-03-29 and 16706-03-30 – *First reading approval was given on November 15, 2011.*

16. [840 Sparkleberry Lane](#), TMS# 25608-10-29; request recommendation to annex and zone the property C-3 (General Commercial). The property is zoned GC (General Commercial) in Richland County. – *First reading approval was given on November 15, 2011.*
- Council District: 4
Proposal: Annex and zone property C-3. Donut Hole Area
Applicant: Intermark Associates V, LLC
PC Recommendation: Approve C-3 zoning, (7-0) 09/12/11
Staff Recommendation: Approve

[Ordinance No.: 2011-089](#) – Annexing 840 Sparkleberry Lane, Richland County TMS #25608-10-29 – *First reading approval was given on November 15, 2011*

TEXT AMENDMENTS – SECOND READING

17. [Amend §17-305 – Planned Unit Developments](#) to modify review process for special exceptions in Planned Unit Development districts. – *First reading approval was given on November 15, 2011.*

Proposal: Amend §17-305 – Planned Unit Developments to modify review process for special exceptions in Planned Unit Development districts.
Applicant: Johnathan Chambers, Zoning Administrator
PC Recommendation: Approve, (8-0) 07/11/11
Staff Recommendation: Approve

[Ordinance No.: 2011-084](#) – 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. 17-305 Planned unit developments – *First reading approval was given on November 15, 2011.*

18. [Amend §17-55 Definitions, §17-258 Table of Uses, and §17-321 Private Dormitory to permit Private Dormitories as a conditional use in the MX-2 zoning district.](#) – *First reading approval was given on November 15, 2011*

Proposal: Amend §17-55 Definitions, §17-258 Table of Uses, and §17-321 Private Dormitory to permit Private Dormitories as a conditional use in the MX-2 zoning district.
Applicant: Johnathan Chambers, Zoning Administrator
PC Recommendation: Approve provided staff study and recommendation of a higher density cap up to 150 bedrooms per acre. (5-1) 10/03/11
Staff Recommendation: Approve subject to Planning Commission recommendations.

[Ordinance No.: 2011-085](#) – 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. 17-321 Private Dormitory and Sec. 17-258 Table of permitted uses SIC 8811.6 – *First reading approval was given on November 15, 2011.*

19. [Amend §17-55 - Definitions and 17-464 Definitions](#) to modify requirements for site plan review approval. – *First reading approval was given on November 15, 2011.*

Proposal: Amend §17-55 - Definitions and 17-464 Definitions to modify requirements for site plan review approval.
Applicant: Johnathan Chambers, Zoning Administrator
PC Recommendation: Approve, (5-2) 07/11/11
Staff Recommendation: Approve

[Ordinance No.: 2011-083](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17, Planning, Land Development and Zoning, Article III, Zoning, Division 1, Generally, Sec. 17-55 Definitions, Group commercial or industrial development and Group housing development, and Article IV, Subdivisions, Division 1, Generally, housing development, and Article IV, Subdivisions, Division 1, Generally, Sec. 17-464 Definitions, Subdivision development types – *First reading approval was given on November 15, 2011.*

20. [Adjust corporate boundary to include S/S of Forest Drive \(former US Army Reserve Center\) and exclude 5133 Forest Drive.](#) – *First reading approval was given on November 15, 2011.*

Proposal: Adjust Columbia’s corporate limits to include and apply interim zoning of RS-1 the parcel located at the S/S Forest Drive TMS# 16701-05-01 and to exclude from its corporate limits the parcel located at 5133 Forest Drive, TMS# 16705-05-11.
Staff Recommendation: Approve

[Ordinance No.: 2011-022](#) – Adjustment to corporate limits, S/S Forest Drive, Richland County TMS #16701-05-01 and 5133 Forest Drive, Richland County TMS #16705-05-11 – *First reading approval was given on November 15, 2011.*

END CONSENT AGENDA

ORDINANCES – FIRST READING

21. [Ordinance No.: 2011-077](#) – Granting encroachment to the Hermitage House Home Owners Association for installation and maintenance of a flagstone path, landscaping and an irrigation system within the right of way area of the 600 block of King Street adjacent to 619 King Street, Richland County TMS #11382

22. [Ordinance No.: 2011-079](#) – Granting an encroachment to Art Bar for installation and maintenance of a scored concrete patio and landscaping within the right of way area adjacent to 1211 Park Street, Richland County TMS #09013-11-08 and twenty (20) chairs and five (5) tables for use by its patrons for outdoor dining during normal business hours
23. [Ordinance No.: 2011-081](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 23, Utilities and Engineering, Article V, Water and Sewer Rates, Sec. 23-152 Sewer plant expansion fee (b)
24. [Ordinance No.: 2011-092](#) – Granting an encroachment to Timothy G. Adams, Sr. for installation and maintenance of a brick wall and landscaping within the right of way adjacent to 29 Samson Circle, Richland County TMS #14203-14-11
25. [Ordinance No.: 2011-097](#) – Granting an encroachment to City Center Partnership for placement and maintenance of one bike rack and one sculpture within the sidewalk right of way of the 1300 block of Main Street adjacent to 1136 Washington Street
26. [Ordinance No.: 2011-098](#) – To Grant to Sprint-Nextel Communications Company, its Successors and Assigns the Right, Power and Authority to Construct, Install, Maintain and Operate In, Over, Upon and Under the Streets and Public Places of the City of Columbia, its Lines, Poles, Wires, Cables and other Telecommunications Facilities to Render Telecommunications Services to its Customers in the Limit of the City of Columbia for Such Period as Provided Herein; and to Provide for the Payment for Compensation for the Use of the Streets and Public Places
27. [Ordinance No.: 2011-100](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 8, Environmental Health and Sanitation, Article III, Noise, Division 1, Generally, Sec. 8-67 Radios, phonographs, musical instruments and other sound-amplifying devices
28. [Ordinance No.: 2011-101](#) – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 2, Administration, Article V, Procurement to add Sec. 2-208 Purchase and sale of real property, exceptions for certain utilities project and site acquisitions

RESOLUTIONS

29. [Resolution No.: R-2011-074](#) – Authorizing consumption of beer and wine within Boyd Plaza adjacent to the Columbia Museum of Art of Arts and Draughts
30. [Resolution No.: R-2011-075](#) – Authorizing Notice of 2012 Election for Three Members of City Columbia

APPOINTMENTS

- 31. [Citizens Advisory Committee for Community Development](#)
 - Council is asked to approve the appointment of Mr. John Hall Dozier to complete the rest of the term of Mr. Cecil Hannibal, as requested by The Honorable Tameika Isaac Devine. The term will end March 29, 2015.
 - Council is asked to approve the reappointment of Mr. Paul Grimes for a final four (4) year term, as requested by The Honorable Daniel Rickenmann

- 32. [Climate Protection Action Committee](#)

CITY COUNCIL COMMITTEE REPORTS

Members of Council are asked to provide committee reports and/or present motions to refer specific matters to a Council Committee at this time.

- 33. Economic & Community Development Committee

- 34. Environment and Infrastructure Committee

APPEARANCE OF PUBLIC HAVING BUSINESS WITH CITY COUNCIL

Meeting Dates	Type of Meeting	Meeting Times
December 13, 2011	Work Session	2:00 p.m.
	Council Meeting	6:00 p.m.
December 20, 2011	Work Session	3:00 p.m.
	Council Meeting	6:00 p.m.

In accordance with Ordinance No.: 2004-094 – Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 2, Administration, to add VI, Lobbyist, Sec. 2-302. (a) Any person who acts as a lobbyist must within fifteen days of being employed or retained as a lobbyist, register with the city clerk. (b) The registration must be in a form approved by the city council that includes only the name and business address of the lobbyist, the name and business address of the person or entity that compensates the lobbyist and the issue or matter for which the lobbyist has been retained. A separate form shall be submitted for each issue or matter and each person or entity who compensates the lobbyist. (c) Any lobbyist who is employed by the city or has contracts with the city must seek approval by city council to be a lobbyist for other clients so long as he is employed or under contract. To obtain a Lobbyist Registration Form please contact the Office of the City Clerk at (803) 545.3045 or send your request to Hcityclerk@columbiasc.net.