



COLUMBIA CITY COUNCIL MEETING MINUTES TUESDAY, AUGUST 16, 2022

The Columbia City Council conducted a meeting on Tuesday, August 16, 2022 at City Hall, 1737 Main Street, Columbia, SC 29201. The Honorable Daniel J. Rickenmann, Mayor called the meeting to order at 4:05 p.m. and the following members of Council were present: The Honorable Howard E. Duvall, Jr., The Honorable Edward H. McDowell, Jr., Mayor Pro-Tempore, The Honorable William Brennan, The Honorable Aditi Bussells, The Honorable Tina N. Herbert, and The Honorable Joe E. Taylor, Jr. Also present were Ms. Teresa Wilson, City Manager and Ms. Erika D. Moore Hammond, City Clerk. This meeting was advertised in accordance with the South Carolina Freedom of Information Act. *The minutes are numbered to coincide with the order of the meeting.*

PLEDGE OF ALLEGIANCE

INVOCATION

The Honorable Edward H. McDowell, Jr., Mayor Pro-Tempore offered the invocation.

ADOPTION OF THE AGENDA

Upon a motion made by Mayor Rickenmann and seconded by Mr. McDowell, Council voted unanimously to adopt the agenda subject to the following amendments:

- a) *Defer consideration of Item 23 - Resolution No.: R-2022-064 - Authorizing the City Attorney's Office to file a petition in the Richland County Court of Common Pleas to close Devine Street at the railroad tracks between Pulaski and Gadsden Streets pursuant to §57-9-10 (Greene Street Phase 2 Road Closure); CF #353-16A and as required by Norfolk Southern.*
- b) *Defer consideration of Item 24 - Resolution No.: R-2022-066 - Authorizing the City Attorney's Office to file a petition in the Richland County Court of Common Pleas to close Gadsden Street at the railroad tracks between Wheat and Rice Streets pursuant to §57-9-10 (Greene Street Phase 2 Road Closure); CF #353-16A and as required by Norfolk Southern.*
- c) *Add Gadsden Street Property to Executive Session Item 33 - Discussion of negotiations incident to proposed contractual arrangements pursuant to S.C. Code §30-4-70(a)(2).*



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- d) *Add receipt of legal advice related to matters covered by attorney-client privilege pursuant to S.C. Code §30-4-70(a)(2) - Columbia College Drive, Resolution No.: R-2022-064, and Resolution No.: R-2022-066.*

PRESENTATIONS

1. Update from The COMET - Mr. Derrick Huggins, Interim Chief Executive Officer & Executive Director of The COMET

Mr. Derrick Huggins, Interim Chief Executive Officer & Executive Director of The COMET said I will give you a quick update on two issues that have been brought to me from my board members, Ms. Herbert and Mr. Brennan. The Lucius Road Super Stop Project is moving ahead and we are expecting completion by the end of September. It will have 16 bus bays. You will see alleviation of congestion on Sumter Street. You are going to see all different types of super stops across the county. I appreciate the support to get the signalization done. Mr. Brennan and the Mayor were definitely helpful. The second thing that we wanted to talk about was homelessness. We are working very closely with the city manager and Chief Holbrook to start a collaboration to move forward on correcting a lot of these issues. We will be very timely on giving you input and updates. I am going to ask the director of operations to clarify a couple of things with trespassing and some of the things that we already do during inclement weather.

Ms. Jackie Bowers, Director of Operations for The COMET said the homeless population is challenging. We have a trespassing process and anytime we trespass a person, they have five days to appeal. The appeals process comes to staff that reviews the appeal. If it's something minor we let them back on the bus or back on the premises. About 80% of the people that are trespassed are issued a copy of the trespass notice. Some of them refuse to take their copy or they'll tear it up. The copy states what the appeals process is. Days later or weeks later they call us and ask what to do to get back on the bus or to visit our premises. Even after the five days are gone, we still try to work with them because we know they need transportation. We provide transportation during inclement weather when it's real cold. We provide transportation to and from the shelters.

Councilor Taylor said the bus system gets a significant amount of money each year from the penny tax. The numbers I have seen in the past, are around \$18 million from the penny tax and the fares that we collect are in the \$2 million range. Should we as a community, especially in Richland County, begin to have a conversation of how we might make the bus system free for everybody? I have always had some real concern with the working folks in town that pay the penny tax and then have to pay to ride the bus. One of the ways that we could separate ourselves



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from other cities is to have a quality free public transportation system. That is something that we really ought to consider as a community as a way to set ourselves apart from other places.

Mr. Derrick Huggins, Interim Chief Executive Officer & Executive Director of The COMET said I'll work closely with the city manager and maybe we can attend a work session to discuss this further.

Councilor Brennan said last week our service subcommittee was interested in the use of technology to help with safety and beautification efforts on The COMET routes. Can you give us a general update on how technology is used? I know recruitment and retention is something we struggle with. Our operator does a wonderful job in bringing new talent and helps collaborate with our Public Works Department, Columbia Police Department, and other public safety outlets to keep the city safe and beautiful.

Mr. Derrick Huggins, Interim Chief Executive Officer & Executive Director of The COMET said I had a meeting yesterday with Chief Holbrook. We discussed more collaboration, more cameras, specific vehicle arrival times, and knowing who is on the bus. If we have the cameras and the work collectively with CPD or Richland County to be able to make sure our passengers are safe at all times and our drivers. One of the things that we have to be very careful about is putting our drivers in harm's way. They are the first line and we respond to them whenever there is a problem. I agree with you on working closely with the city and sharing that kind of information and technology will make it a much safer place.

Mayor Rickenmann said can you provide an update on Lucius Road and how the routes may change.

Mr. Derrick Huggins, Interim Chief Executive Officer & Executive Director of The COMET said we get into what is called centralization and decentralization. Right now it is a centralized route where everything transfers down to Laurel and Sumter Streets. What you are going to see with these super stops is people can stay in their districts. You won't have that staging on Sumter Street that you normally see. You won't see as many people at the stops. They will be more dispersed; more decentralized. They will be able to stay in their district and get to where they are going much quicker without having to come all the way downtown.



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PUBLIC INPUT ON AGENDA ITEMS

Mr. Bill Stangler, Congaree River Keeper said the primary concerns of my organization revolve around impacts to stormwater. The city is currently facing numerous stormwater issues with water quality improvements, urban waterways and rivers, and urban flooding. I have worked on numerous watershed improvement plans with the city for the Saluda and Congaree River watersheds, Rocky Branch, and Smith Branch. Redevelopment is one of our key opportunities to reduce stormwater runoff in the City of Columbia, especially in these highly urbanized watersheds like downtown, Rocky Branch, and Smith Branch. Not having redevelopment sites have to come into compliance with the current landscape requirements and current development standards is a lost opportunity for reducing stormwater impacts. We heard some analysis from staff and I was at that work session. The analysis they did seemed to suggest that if you were to lose any single parking space, you didn't have to comply with the landscape ordinance at all, not just for the one parking space. Is it just the one parking spot where you don't have to comply or is it overall? It also failed to account for the additional benefits that those landscaping requirements provide.

Mayor Rickenmann said if you are doing a rebuild over a certain dollar amount, you have to bring everything up to code; stormwater and everything. This doesn't eliminate everything. We need to be clear with the public that this is about the existing footprint. If you get over a certain threshold amount, any parking lot that changes into a new building structure has to come into code and we'll have to deal with all of the stormwater and everything in today's code. I wanted to make sure that point was clear.

Ms. Kathryn Fenner, University Hill Neighborhood Association said I live across the street from Maxcy Gregg Park. It is very hard for me to get out during minor flash flooding, which is frequent. Shandon has terrific problems with that. Upstream from us is all redevelopment. The fact that new development might have to do better compliance won't help us very much. We are hoping that we could get more trees to soak up the water so maybe I can get out or get home reliably if I am stuck out in the storm. I don't know why we need to change this at all, but if we do need to change it let's make sure we do it exactly right. The language that has been promulgated does not match what has been presented to you all.

Ms. Elizabeth Marks, Robert Mills Historic Neighborhood said this process has been very opaque. I pay attention to what is happening at City Council and on the boards and commission. We first found out about this when it showed up in planning. I have no record of there being a discussion of this amendment in City Council. We understand that it did occur in the Economic Development Committee. If so, it was not advertised in a way that that the city neighborhoods



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could respond. I have asked for Ms. Wilson to help us in locating some background information on this. We have asked for a list of the city committees where this topic was specifically discussed. We are not asking for any paper copies, just where we can find it online. We can't find the location of the Planning Department's work product containing the research and justifications for the proposed changes. We also can't find the location of the hydrology study that was prepared by the Engineering Department referenced in the recent stormwater presentation to City Council. We are requesting that this be deferred. It is obvious that there isn't a lot of clear information out there and the language is ineffective.

Ms. Vi Hendley, Olympia Neighborhood resident said I want to thank you for your service to our great city and your ongoing support of our firefighters and the future construction of our new Olympia firehouse. Today in the *State Newspaper*, the University announced the South Main Street makeover. It will include wide stretches of green space to encourage quality development. In the early 1990's the land study of Columbia called for greenways along our streams to preserve wetlands, to prevent flooding, and to provide recreation for its residents. The same study called for more tree lined sidewalks to replace Columbia's over-wide streets. Traditionally, Columbia city planners rarely considered the benefits of green infrastructure resulting in significant loss of canopy and wetlands. Our current code happens to take that into account. Derek Gruener, architect for the University of South Carolina, couldn't have said it better today in the paper: "I believe good ideas always find their place in time, it just sometimes takes extraordinary patience". I support Council's efforts to make Columbia a better environment in which small businesses will thrive as many do here in this room. However, I ask that you exercise extraordinary patience by extending the time you take to make such a significant change to the current code. Doing so will allow good ideas to find their place in the final revision, making our city attractive to business and to those who live, work, and play here.

Ms. Pamela Greenlaw, Midlands Group of the South Carolina Sierra Club Chair said our mission is to enjoy, explore, protect the earth, and engage others in doing the same. We work through an environmental injustice lens. First is the justice issue, we request to postpone making a decision. We would like to see a return of the practice that Council would hold regular public meetings with their constituents so that these issues can see the full light of day and constituents be fully informed, ask questions, and give input. The Midlands Group does support the city's desire and efforts to do the renovations that are necessary for commercial properties. However, there are mistakes that will bring the city to a hotter place by considering only upfront financial costs and not health and other costs. Non-compliant properties in need of renovation can already apply for and receive exemptions. The proposed amendments for relaxing vegetation requirements or eliminating them from properties will reduce opportunities to better manage stormwater. The University of South Carolina and partners just completed data collection for heat mapping of the



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city. We don't have the results yet and we need to know what that is. We need to see the analyses that are going to be forthcoming. The city could use the information. Lack of brand infrastructure in Columbia is resulting in a proliferation of heat islands. Let the ecosystems do the work of protecting water resources and property values. Mr. Mayor and Council Members go back and create a time with your constituents to talk about this important issue.

Ms. Denise Wellman, Cottontown / Bellevue Historic District President said I am here with some additional members of Cottontown, as well as a number of stakeholders that you have already heard. We want to affirm again that we stand against this amendment as it is currently written. Thank you for listening to us last week, and I'll be anxious to hear the amendment that you are going to recommend. We feel that it needs to clearly reflect what is important to the neighborhoods so that we can be protected while the city continues to grow and develop. Stormwater is a concern for us and this amendment seems to ignore the cumulative impact of many projects that could have an impact on reducing stormwater runoff. I appreciate where you're going with helping small businesses and making some adjustments to the parking if buffers are a problem. To wholesale eliminate all interior tree plantings in large projects seems to be very problematic to us. We would like to suggest that this only be allowed for small projects and large projects would still need to have some type of green infrastructure to help with stormwater runoff. The data shows that what happened on the 4th of July is not episodic. This is happening more and more and we have got to continue to take care of our city. We can incentivize developers to do things that help our city be pretty as they grow and help with stormwater runoff at the same time.

Ms. Mary Williams, Earlewood Community Citizens Organization incoming Vice President said first, the language in this amendment is very broad. You have heard that from many as well as Councilwoman Herbert. If it is only pertaining to a single parking space and only changing the design and development requirements for that single parking space, that is not clear here. I would caution the Council in adopting something that is so blatantly unclear to everyone in the room. Our area is primed for development. There are many unused parking lots or abandoned commercial buildings. However, what we envision for that area is sustainable and thoughtful development. That is not to say that small businesses wouldn't be interested in being in our area if they had to create a buffer, have permeable pavement space, or have additional grain space. We want to attract businesses to our area that have the same type of vision for our community as we do. My husband is a micro small business owner. He is a commercial residential electrician. There are many small business owners who have ideas about how they can engage with the city. Small business are looking for infrastructure investments that would assist with fiber or better access for their businesses. Finally, I am a member of the Bike and Pedestrian Advisory Committee for the city. Let's talk about how to make businesses more accessible to bicycles and



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pedestrians so that we can all enjoy walking to small businesses and being in neighborhoods. This is not the way to do it.

Ms. Elaine Cooper, Midlands Group of the South Carolina Sierra Club Vice Chair said I listened to the work session and could not hear anything. I speak for the trees. I planted trees and actually got rid of our lawn because it's not sustainable in the majority of the U.S. with the water issue. Planting trees and plants have not raised our taxes but it has increased the value of our neighborhood and our neighbors are doing the same. Maybe businesses haven't been educated about the value of trees. Trees actually save pavement. It can save the cost of pavement decay over time. If you build a buffer with trees you will save that business and the city from having to repair that pavement. I ask you to not hurry and listen to the community.

Mr. Paul Bouknight, Cottontown / Bellevue Historic District resident said I was in development in the city for Richland Memorial, Palmetto Health, and Prisma. Some of those requirements that we had to meet were pretty difficult. I support changes needed. I live in Cottontown and I have been involved in recruiting the businesses that have developed there. We were always on the defensive but we went on the offensive to get people out there and it worked. We are supporting those businesses and I do know there needs to be some change. I know you have been listening to things we have asked for. I feel like you need to get more involvement in it and I would love the opportunity to provide more input. I have an idea of what the amendments are but there's still a lot of people that need the opportunity.

CONSENT AGENDA ITEMS 2 THROUGH 16

Councilor Herbert requested to remove Item 8 from the Consent Agenda.

Upon a single motion made by Ms. Herbert and seconded by Mr. Duvall, Council voted unanimously to approve **Consent Agenda Items 2 through 7 and 9 through 16**.

Councilor Taylor said as we go forward on consent agenda items, I ask to list on the agenda whether the items are renewals, replacements, or new and note any price changes.

2. Council is asked to approve the Fiscal Year 2022/2023 Contract for Palmetto 800 MHz Radio Airtime, as requested by the Columbia Fire Department on July 26, 2022 & the Columbia Police Department on July 12, 2022. Award to Motorola Solutions, using the SC State Contract in an amount not to exceed \$484,600.00. This vendor is located in Lancaster, SC. – *Approved*



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Funding Source: Fire Suppression - Maintenance & Service Contract (1012303 - 638200) \$129,600.00 and Police Administrative Services - Other Lease/Rental (1012402-636500) \$355,000.00. The original budget amount is \$484,600.00.

3. Council is asked to approve the Fiscal Year 2022/2023 Renewal of Coban Data Video Mobile Service Solution Maintenance, as requested by the Columbia Police Department on July 13, 2022. Award to COBAN Technologies using the Houston-Galveston Area Council (H-GAC) Cooperative Contract in the amount of \$76,544.29. This vendor is located in Houston, TX. – *Approved*

Funding Source: Police Administrative Services - Maintenance & Service Contract (1012402-638200). The original budget amount is \$76,544.29.

4. Council is asked to approve the Purchase of 75 Safariland Body Armor Male Panel Sets, as requested by the Columbia Police Department on July 11, 2022. Award to Lawmen's Distribution, LLC using the SC State Contract in the amount of \$74,925.00. This vendor is located in Columbia, SC. – *Approved*

Funding Source: Police Administrative Services - Uniforms and Clothing (1012402-624100). The original budget amount is \$74,925.00

5. Council is asked to approve the Fiscal Year 2022/2023 Renewal of the Excess Workers Compensation Insurance Policy, as requested by the Safety and Risk Management Department. Award to Safety National/Atlantic Intermediaries in the amount of \$218,713.00. This vendor is located in Burlington, NC. – *Approved*

Funding Source: Worker's Compensation Administration Insurance and Bonding (6098939-636200). The original budget amount is \$218,713.00.

6. Council is asked to approve the Fiscal Year 2022/2023 Renewal of Property Insurance Policies for Citywide Buildings and the Columbia Canal Hydroelectric Facility, as requested by the Safety and Risk Management Department. Award to Willis Towers Watson in the amount of \$407,840.00. This vendor is located in Chicago, IL. – *Approved*

Funding Source: Premiums and Policies (6058935-644100). The original budget amount is \$407,840.00.



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7. Council is asked to approve a Contract for Citywide Uniform Rental Services, as requested by the Procurement and Contracts Department on August 3, 2022. Award to UniFirst Corporation, using the National Joint Powers Alliance Contract in the amount of \$450,000.00. This firm is located in Lexington, SC. – *Approved*

Funding Source: Central Stores - Uniforms and Clothing (6208956-624100). The original budget amount is \$450,000.00.

8. Council is asked to approve Professional Services Agreements for Grant Consultant Services, as requested by Executive Management on March 10, 2022. Award to the following firms in a total amount not to exceed \$500,000.00. Project specific administration shall be required, executed, and issued for each grant requested by the City. – *Approved*

Funding Source: Budget, Program Management & Grants - Professional Services (1011116-636600). The original budget amount is \$500,000.00.

Consultant	Category	Not to Exceed Amount
Michael Baker International, Inc. Columbia, SC	Community Development, Economic Development, Disaster Preparedness & Recovery	\$350,000.00
Kimley-Horn Columbia, SC	Infrastructure Development & Maintenance, Transportation / Highway, Sustainability, Transit, Public Safety	\$150,000.00

Councilor Herbert said we had some discussions with Michael Baker International. I wanted to note for the record who some of the subcontractors are because they are going to be helping do a substantial amount of the work, too. One of the subcontractors is Khan Resnik and the other subcontractor is Gatehouse.

Mayor Rickenmann said this is probably one of the most important things that we do at City Council, especially this type of agreement. With millions of dollars from infrastructure going to unsheltered homeless, energy, roads, small business opportunities, stormwater, future growth, and building. We are in a time that we have never seen before. But the majority of this money that is available is an application process. What we recognized early and what was recommended from the folks in Washington is to beef up our team to have folks who can help us take advantage of the money that is out there. We are talking about transforming a community by leveraging federal dollars that we may not see after four years.



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Councilor Bussells said one of the things that we have identified in our work around the prevention of homelessness is how many unique opportunities are coming down the pipe on the federal level that we really need to take advantage of, especially as we are thinking about affordable housing and non-congregate housing. I am excited to see us go through this rigorous RFP process and have infrastructure to support some of these very lengthy and competitive applications for the city. I think it positions us well for a lot of the priorities that we have moving forward.

Councilor McDowell said as we move forward we need to make sure we have adequate substantial minority participation. I am impressed with this but I am also keenly aware that minority subcontractor opportunities are crucial and vital for their existence.

Councilor Duvall said Mayor, I want to commend your enthusiasm for the funds available to local governments by the current administration and your recognition of the fact that we need to make sure that they stay there so that local governments can continue to get funded.

Upon a motion made by Ms. Herbert and seconded by Mr. Duvall, Council voted unanimously to approve Professional Services Agreements for Grant Consultant Services, as requested by Executive Management on March 10, 2022. Award to the following firms in a total amount not to exceed \$500,000.00. Project specific administration shall be required, executed, and issued for each grant requested by the City.

9. Council is asked to approve the Fiscal Year 2022/2023 Contract Renewal for Emergency Notification System Services, as requested by Columbia-Richland 911 Communications on August 2, 2022. Award to Everbridge Systems in the amount of \$94,345.03. This firm is located in Columbia, SC. – *Approved*

Funding Source: City Account (1012701-638200) \$47,172.51 and County Account (2082702-638200) \$47,172.52. The original budget amount is \$94,345.03.

10. Council is asked to approve a Contract to Purchase SharePoint Hosting and Maintenance Services, as requested by Columbia Water on August 3, 2022. Award to the Bross Group, as a Sole Source in an amount not to exceed \$189,407.40. This vendor is located in Lakewood, CO. – *Approved*

Funding Source: Engineering Administration - Special Contracts (5511701-638300). The original budget amount is \$189,407.40.



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11. Council is asked to approve Contract Amendment #3 for Project SS7560; Lower Crane Creek Equalization Storage, as requested by Columbia Water on June 16, 2022. Award to Hazen and Sawyer in the amount of \$588,283.00. This firm is located in Columbia, SC. – *Approved*

Funding Source: Water and Sewer Capital Projects - Unforeseen and Miscellaneous Projects - Capital Project Costs (5529999-658650). The current budget amount is \$2,317,415.00. The budget amount for this amendment is \$588,283.00. The total revised budget amount is \$2,905,698.00

This is a Clean Water 2020 Program Project and Mentor Protégé Program Project. Hazen and Sawyer of Columbia, SC is the mentor and will provide project guidance services at 77.72% (\$457,192.00) of the amendment amount. Palmetto Consulting Engineering Group, Inc., a Minority Business Enterprise (W) of Chapin, SC, is the protégé and will provide geotechnical field investigation, on-site observation and documentation, and CAD assistance during design services at 20.15% (\$118,555.00) of the amendment amount.

Howard Engineering, Inc. a Minority Business Enterprise (W) of Columbia, SC, will provide electrical services at 2.13% (\$12,536.00) of the amendment amount.

12. Council is asked to approve a Contract for Project SS6911; Annual Sanitary Sewer Root Control, as requested by Columbia Water on July 13, 2022. Award to Duke's Root Control, Inc. in an amount not to exceed \$559,470.00. This contractor is located in Syracuse, NY. – *Approved*

Funding Source: Utilities Wastewater Maintenance - Special Contracts Water/Sewer, Stormwater (5516205-SS6911-638305). The original budget amount is \$559,470.00.

13. Council is asked to approve a Contract for Project SS725802; Gravity Sewer from Greenlawn Drive Burnside #1 Pump Station - Phase 2, as requested by Columbia Water on January 27, 2022. Award to Stutts & Williams, LLC, Inc. in an amount not to exceed \$1,969,090.20, which includes contingency. This contractor is located in Lexington, SC. – *Approved*

Funding Source: Engineering - Water & Sewer Improvements (5529999-SS725802-658650). The original budget amount is \$1,969,090.20.

This is a Columbia Disadvantaged Business Enterprise (CDBE) program project with a 17% CDBE goal. The CDBE percentage is currently at 11.62%. This contract has been reviewed by the Office of Business Opportunities and deemed in compliance with the CDBE Program requirements. Stutts & Williams, LLC is the prime contractor and will provide sanitary sewer construction at 62.12% (\$1,112,082.00) of the total contract amount.



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The following subcontractors will provide additional services:

Knights Companies of Summerville, SC, will provide flowable fill and manhole services at 5.59% (\$100,000.00) of the total contract amount.

L.A. Barrier & Son, Inc., a Minority Business Enterprise (W) and CDBE of Lexington, SC, will provide hauling services at 5.03% (\$90,000.00) of the total contract amount.

Ferguson Waterworks of Elgin, SC, will provide pipe materials at 20.67% (\$370,000.00) of the total contract amount.

AOS Specialty Contractors Inc., a Minority Business Enterprise (W) and a CDBE of Lexington, SC, will provide milling and resurfacing services at 6.03% (\$108,000.00) of the total contract amount.

SCA Underground, a Minority Business Enterprise (W) and a CDBE of West Columbia, SC, will provide closed-circuit television (CCTV) services at 0.56% (\$10,000.00) of the total contract amount.

14. Council is asked to approve a Contract for Project SS7271-22/23; Sanitary Sewer Easement Maintenance, as requested by Columbia Water on April 27, 2022. Award to DS Utilities, Inc. in an amount not to exceed \$2,367,320.00. This contractor is located in Little Mountain, SC. – *Approved*

Funding Source: Engineering-Water and Sewer Improvements (5516205-SS7271-638305). The original budget amount is \$2,367,320.00.

This is a Columbia Disadvantaged Business Enterprise (CDBE) program project with a 10% CDBE goal. The CDBE goal for this project was exceeded at 13%.

DS Utilities, Inc. is the prime contractor and will provide sanitary sewer easement maintenance at 86.91% (\$2,057,320.00) of the total contract amount.

The following subcontractor will provide additional services:

Smoak Construction, LLC, a Minority Business Enterprise (W) and a CDBE of Little Mountain, SC, will provide light to medium clearing and herbicide application at 13.09% (\$310,000.00) of the total contract amount.

15. Council is asked to approve a Contract for Project SD837104; Penn Branch Stabilization Project, as requested by Columbia Water on March 16, 2022. Award to L-J, Inc. in an amount not to exceed \$6,946,515.00, which includes contingency. This firm is located in Cayce, SC. – *Approved*

Funding Source: Stormwater Improvement Capital Project Control - Penn Branch Drainage Improvements - Capital Project Costs (5549999-SD837102-658650). The original budget amount is \$7,175,608.80.



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This is a Columbia Disadvantaged Business Enterprise (CDBE) program project with an 18% CDBE goal. The CDBE percentage is currently at 12.75%. This contract has been reviewed by the Office of Business Opportunities and deemed in compliance with the CDBE Program requirements.

L-J, Inc. is the prime contractor and will provide repair or replacement services of existing masonry walls at 83.11% (\$4,810,991.20) of the total contract amount.

The following subcontractors will provide additional services:

K and D Contracting Services, a Minority Business Enterprise and a CDBE of Columbia, SC, will provide masonry wall scour repair and modular wall services at 12.75% (\$737,979.20) of the total contract amount.

Chason Landscaping of Columbia, SC, will provide landscaping services at 4.14% (\$239,792.10) of the total contract amount.

16. Ordinance No.: 2022-033 - Granting First Renewal to MCImetro Access Transmission Services Corp., it's 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 Service to Its Customers in the Limits of the City of Columbia for Such Period as Provided Herein; and to Provide for the Payment of Compensation for the Use of the Streets and Public Places - *First reading approval was given on August 2, 2022 – Approved on second reading.*

ZONING / PLANNING MATTERS - SECOND READING

17. Amendment to the Unified Development Ordinance for Non-Conforming Sites

Ordinance No.: 2022-068 Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17 (Unified Development Ordinance), Article 5: Development Standards, Sec. 17-5.3, Landscaping and Sec. 17-7.6, Nonconforming Site Features - First reading approval was given on July 26, 2022 – Approved on second reading.

Proposal: Request to amend Chapter 17 of the Columbia Code of Ordinances to eliminate or reduce requirements that require loss of parking and modify requirements related to non-conforming site features.

Applicant: Krista Hampton, Director of Planning and Development Services

Staff Recommendation: Approval

PC Recommendation: 06/09/2022; Approval (6-0)



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Councilor Bussells asked to hear the amendments.

Mayor Rickenmann said the first amendment calls for the development that consist of a renovation or reuse of an existing structure where the buffer would require reduction of the number of parking spaces in an existing parking lot under the transitional buffers which now reflects the language we discussed. The second amendment is the draft modification which is what we are proposing for development that consists of renovation or reuse of an existing structure. This amendment will read: the vegetation portion of the transitional buffer yard is not required where it would result in the removal of an existing parking space in an existing lot. The current amendment for on-street protection yards development that consists of renovation or reuse of an existing structure where the protective yard would require the reduction in the number of parking spaces in an existing parking lot will now read: the vegetation portion of the street protective yard is not required where it will result in the removal of an existing parking lot and existing parking spaces in an existing parking lot.

Upon a motion made by Mayor Rickenmann and seconded by Mr. Taylor, Council voted four (4) to three (3) to give second reading approval to the Ordinance No.: 2022-068 Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 17 (Unified Development Ordinance), Article 5: Development Standards, Sec. 17-5.3, Landscaping and Sec. 17-7.6, Nonconforming Site Features with the concurrence that at the end of the meeting, Mayor Rickenmann will sign an amendment to go to the Planning Commission to change the current language based on the discussions that have taken place. Mr. Taylor, Dr. Bussells, Mr. Brennan, and Mayor Rickenmann voted aye. Ms. Herbert, Mr. McDowell, and Mr. Duvall voted nay.

ZONING / PLANNING MATTERS - FIRST READING

18. Zoning Map Amendment for 5609 Farrow Road, TMS# 11612-03-02 – *Approved on first reading.*

Ordinance No.: 2022-067 - Amending the Official Zoning Map to modify the zoning for 5609 Farrow Road, Richland County TMS# 11612-03-02 – Approved on first reading.

Council District: 1

Proposal: Request to rezone the property from Community Activity Center/Corridor District (CAC) to General Commercial District (GC).

Applicant: John C. Sims



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Staff Recommendation: Denial

PC Recommendation: 05/12/2022; Approval (4-1)

The public hearing was held on July 26, 2022.

Upon a motion made by Ms. Herbert and seconded by Mr. Duvall, Council voted unanimously to give first reading approval to the Zoning Map Amendment for 5609 Farrow Road, TMS# 11612-03-02 **and** Ordinance No.: 2022-067 - Amending the Official Zoning Map to modify the zoning for 5609 Farrow Road, Richland County TMS# 11612-03-02. Mr. Taylor was not present for the vote.

ORDINANCES - FIRST READING

19. Ordinance No.: 2022-076 - Granting an encroachment to Central Midlands Regional Transit Authority (CMRTA), for the use of the right of way area of the 3700 and 3800 blocks of Lucius Road and the 3800 block of River Drive for the installation and maintenance of sidewalks and a bus stop adjacent to 3800 and 3808 Lucius Road, Richland County TMS#09103-07-01 – *Approved on first reading.*

Upon a motion made by Mr. McDowell and seconded by Ms. Herbert, Council voted unanimously to give first reading approval to Ordinance No.: 2022-076 - Granting an encroachment to Central Midlands Regional Transit Authority (CMRTA), for the use of the right of way area of the 3700 and 3800 blocks of Lucius Road and the 3800 block of River Drive for the installation and maintenance of sidewalks and a bus stop adjacent to 3800 and 3808 Lucius Road, Richland County TMS#09103-07-01.

20. Ordinance No.: 2022-077 - Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 2, Administration, Article V, Procurement Sec. 2-210 Purchase and sale of real property, exceptions for certain utilities project and site acquisitions – *Approved on first reading.*

Upon a motion made by Mr. Taylor and seconded by Mr. Duvall, Council voted unanimously to give first reading approval to Ordinance No.: 2022-077 - Amending the 1998 Code of Ordinances of the City of Columbia, South Carolina, Chapter 2, Administration, Article V, Procurement Sec. 2-210 Purchase and sale of real property, exceptions for certain utilities project and site acquisitions.



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21. Ordinance No.: 2022-078 - Approval for Conveyance of 0.33 acre portion of City property located at 1796 Shady Lane and identified as Richland County TMS#16606-03-09; CF#250-528 – *Approved on first reading.*

Upon a motion made by Mr. McDowell and seconded by Mr. Duvall, Council voted unanimously to give first reading approval to Ordinance No.: 2022-078 - Approval for Conveyance of 0.33 acre portion of City property located at 1796 Shady Lane and identified as Richland County TMS#16606-03-09; CF#250-528.

RESOLUTIONS

22. Resolution No.: R-2022-063 - Authorizing the City Manager to execute a 911 Communications Center Consolidation Agreement Extension between the City of Columbia and Richland County – *Approved*

Upon a motion made by Mr. Duvall and seconded by Mr. McDowell, Council voted unanimously to approve Resolution No.: R-2022-063 - Authorizing the City Manager to execute a 911 Communications Center Consolidation Agreement Extension between the City of Columbia and Richland County.

23. Resolution No.: R-2022-064 - Authorizing the City Attorney's Office to file a petition in the Richland County Court of Common Pleas to close Devine Street at the railroad tracks between Pulaski and Gadsden Streets pursuant to §57-9-10 (Greene Street Phase 2 Road Closure); CF #353-16A and as required by Norfolk Southern – *Deferred*
24. Resolution No.: R-2022-066 - Authorizing the City Attorney's Office to file a petition in the Richland County Court of Common Pleas to close Gadsden Street at the railroad tracks between Wheat and Rice Streets pursuant to §57-9-10 (Greene Street Phase 2 Road Closure); CF #353-16A and as required by Norfolk Southern – *Deferred*

EVENT RESOLUTIONS

25. Resolution No.: R-2022-041 - Authorizing consumption of beer and wine only at the Tunnel to Towers 5K Walk/Run for Injured Military and First Responders in the 1100 block of Lincoln Street between Senate Street and Pendleton Street on Friday, September 9, 2022 – *Approved*



We Are Columbia

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Upon a motion made by Mr. Brennan and seconded by Mr. McDowell, Council voted unanimously to approve Resolution No.: R-2022-041 - Authorizing consumption of beer and wine only at the Tunnel to Towers 5K Walk/Run for Injured Military and First Responders in the 1100 block of Lincoln Street between Senate Street and Pendleton Street on Friday, September 9, 2022.

26. Resolution No.: R-2022-062 - Authorizing consumption of beer and wine only at the Rosewood Art and Music Festival at Rosewood Park, 901 S. Holly Street and the corner of S. Holly Street and Airport Blvd., to S. Holly and Gardenia Street, on Saturday, October 15, 2022 – *Approved*

Upon a motion made by Mr. Brennan and seconded by Mr. Taylor, Council voted unanimously to approve Resolution No.: R-2022-062 - Authorizing consumption of beer and wine only at the Rosewood Art and Music Festival at Rosewood Park, 901 S. Holly Street and the corner of S. Holly Street and Airport Blvd., to S. Holly and Gardenia Street, on Saturday, October 15, 2022.

27. Resolution No.: R-2022-067 - Authorizing consumption of beer and wine only at the Contemporaries Present Beer and Brats on Boyd Plaza on Thursday, September 29, 2022 – *Approved*

Upon a motion made by Mr. Brennan and seconded by Mr. Duvall, Council voted unanimously to approve Resolution No.: R-2022-067 - Authorizing consumption of beer and wine only at the Contemporaries Present Beer and Brats on Boyd Plaza on Thursday, September 29, 2022.

28. Resolution No.: R-2022-070 - Authorizing consumption of beer and wine only at Vista Lights Annual Holiday Festival on Thursday, November 17, 2022 – *Approved*

Upon a motion made by Mr. Brennan and seconded by Mr. Duvall, Council voted unanimously to approve Resolution No.: R-2022-070 - Authorizing consumption of beer and wine only at Vista Lights Annual Holiday Festival on Thursday, November 17, 2022.

CITY COUNCIL COMMITTEE REFERRALS, REPORTS AND NEW BUSINESS

29. Administrative Policy Committee Report - The Honorable Edward H. McDowell, Jr.

Councilor McDowell said we did an overview of our committee's work last time. There were no concretized recommendations made to Council. I'd like for us to meet again, because there are some issues that we need to firm up and bring to Council at a later date.



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Councilor Duvall said we asked the Administrative Policy Committee to review specific qualifications for some of the committee appointments like for an architect or architect historian to see if there are any qualifications we can modify.

- 30. Affordable Housing Task Force Report - The Honorable Tina N. Herbert – *Deferred*
- 31. Economic and Community Development Committee Report - The Honorable Joe E. Taylor, Jr.

Councilor Taylor said we met on Tuesday, August 9, 2022. We will have a standing committee meeting the second Tuesday of every month going forward. We covered the economic development plan presented by the city manager. It is going back to the city manager to be finalized. We will review it at our next committee meeting and bring it to Council. We received an update on the Office of Business Opportunities. We discussed the grease trap program and we are looking for something to bring back to Council. Our Clerk of Council does a magnificent job with the summaries and I have asked her if she would include a copy of the committee summary from this point forward as part of our reports.

Councilor Herbert said I would like to refer a presentation from the Food Policy Committee to the next meeting of the Economic and Development Committee.

- 32. Healthy Start Funding Request - The Honorable Daniel J. Rickenmann, Mayor – *Denied*

Mayor Rickenmann said we have the healthy start funding request I brought forward. I am a big believer in what they are doing with this program and its investment. They have asked us for some leftover resilience funding. This is for the healthy start program, which is building a new facility and obviously with COVID and everything else the cost ran up. They raised all their money to build this facility that provides discounted and affordable fresh vegetables and fruits to our clientele, which about 60% are delivered within the city limits.

Councilor Duvall asked how much.

Mayor Rickenmann said it's \$80,000 out of the Resilience Fund.

Councilor Taylor said I respect what these folks do and I respect a lot of it comes in the city, but the Resilience Fund was specifically created for three things and this doesn't qualify.



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Councilor Herbert said the other issue that we have is according to the budget. Food Share, which is the organization that will receive funds, has already received \$25,000 from the fund. This would be a second request and that amount is a lot higher than the other one. We read that it was designed for nonprofits within the city limits. This is not the appropriate funding source.

Upon a motion made by Mayor Rickenmann and seconded by Mr. Brennan, Council voted to approve the Healthy Start Funding Request which failed by a vote of two (2) to five (5). Mr. Brennan and Mayor Rickenmann voted aye. Mr. Taylor, Dr. Bussells, Ms. Herbert, Mr. McDowell, and Mr. Duvall voted nay.

PUBLIC INPUT

No one appeared at this time.

EXECUTIVE SESSION

Upon a motion made by Mr. Duvall and seconded by Dr. Bussells, Council voted unanimously to enter into Executive Session at 5:53 p.m. as amended.

33. Discussion of negotiations incident to proposed contractual arrangements pursuant to S.C. Code §30-4-70(a)(2)

Homeless Services Contracts

34. Discussion of the employment of an employee pursuant to S.C. Code §30-4-70(a)(1)

Municipal Court

ADJOURNMENT

The meeting was adjourned at 7:30 p.m.

Respectfully submitted:

Erika D. Moore Hammond, CMC
City Clerk