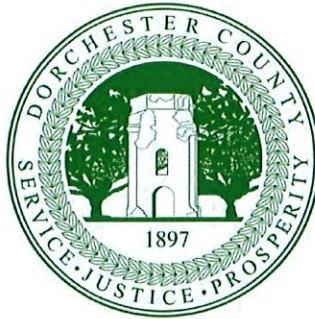


C. DAVID CHINNIS
CHAIRMAN

GEORGE H. BAILEY
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SALLY K. HEBERT
CLERK TO COUNCIL



JAY BYARS

WILLIE R. DAVIS

CARROLL S. DUNCAN

LARRY S. HARGETT

WILLIAM R. HEARN, JR.

COUNTY COUNCIL OF DORCHESTER COUNTY

500 N. MAIN STREET, SUITE 2
SUMMERVILLE, SOUTH CAROLINA 29483
(843) 832-0196 or (843) 563-0196

MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
NOVEMBER 7, 2016
7:00 P.M.

Pursuant to the Freedom of Information Act, a notice was posted on the bulletin board 24 hours before the meeting, and the following media outlets were notified: The Eagle-Record, The Summerville Journal Scene, The Post and Courier, WCBD Channel 2, WCIV Channel 4 and WCSC Channel 5.

PRESENT: Mr. C. David Chinnis, Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Jay Byars
Mrs. Carroll S. Duncan
Mr. Willie R. Davis
Mr. Larry S. Hargett
Mr. William R. Hearn, Jr.
Mr. Jason L. Ward, County Administrator
Mr. Charlie Potts, Deputy Administrator/Community Services
Mr. Daniel Prentice, Deputy Administrator/CFO
Mr. John Frampton, County Attorney
Mrs. Tracey L. Langley, Acting Clerk to Council

Chairman Chinnis called to order the meeting of Dorchester County Council. He invited all to stand for the invocation, given by Councilman Byars, and followed by the Pledge of Allegiance.

CHAIRMAN'S TIME

APPOINTMENT OF ACTING CLERK TO COUNCIL

1. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to appoint Mrs. Tracey L. Langley as Acting Clerk to Council.

REQUESTS TO ADDRESS COUNCIL

- Mr. Ron Swain, 949 Orangeburg Road, Summerville, he would like his property rezoned from the proposed OI to CN.
- Ms. Sherri Seymour, 9640 and 9662 Jamison Road, Summerville, in favor of rezoning property at 9640 Jamison Road to CG and 9662 Jamison Road to OI.
- Mr. John Mott, 244 B Luden Drive, Summerville, requesting aerial spraying for mosquitos at night. Concerning rules for Convenience Sites, he asked why trailer allowances are so small. He also does not understand the blanket statement that says no signage. In addition, he requested lockers be installed in Courthouse at Deming Way and in St. George for cell phones.
- Ms. Pat Mysock, 1002 Mayfield Court, Summerville, speaking on behalf of residents in Ashborough. Residents would like County Council to assist with flood issues. They also have concerns about aggressive development. She would like to have a gate installed on Bacons Bridge at the Ashley River, and to have storm drains and culverts cleaned.
- Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, thanked staff for their work during flood and election. She also encouraged citizens to contact the legislative delegation and let them know we need the Local Government Fund money and to address core responsibilities of government.

MINUTES

2. On the motion of Councilman Hargett, seconded by Councilman Hearn, Council voted six in favor, with one abstention, to adopt the minutes from the October 17, 2016, County Council Meeting. Councilwoman Duncan abstained because she was absent from the October 17 meeting.

ADOPTION OF RESOLUTION #16-10

3. On the motion of Councilman Hearn, seconded by Councilwoman Duncan, Council voted unanimously to adopt Proclamation #16-10 and repeal Resolution #14-02, as amended by Resolutions #14-11 and #14-13 allowing for the home garaging of county vehicles by designated county employees.

This resolution adds the following positions to the home garaging list: Deputy Administrator/CFO; Detention Center Major, Captains (2), Sergeant responsible for fugitive warrants and investigations (1); and Public Works Operations Manager, Operations Superintendent, and Engineering Manager.

COMMISSIONING OF MS. SAMANTHA MOORE

4. On the motion of Councilwoman Duncan, seconded by Councilman Hargett, Council voted unanimously to appoint and commission Ms. Samantha Moore as a Code Enforcement Officer to issue uniform summonses for violations of the Dorchester County Animal Control Ordinance.

COMMISSIONING OF MR. JAMIE COLLINS AND MS. REBECCA BROWN

5. On the motion of Councilman Davis, seconded by Councilman Bailey, Council voted unanimously to appoint and commission Mr. Jamie Collins and Ms. Rebecca Brown as Code Enforcement Officers to issue summonses for violations of the Dorchester County Building Code Ordinance and International Building Code.

CORRESPONDENCE: Staff forwarded items of correspondence as received.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

1ST READING OF ORDINANCE STORMWATER FEES

6. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to give 1st Reading and referral to the Public Works, Property and Utilities Committee for a public hearing and recommendation to County Council regarding an Ordinance Amending and Supplementing the Code of

Ordinances, Dorchester County, South Carolina, by deleting Section 36-180, Chapter 36, Article VI and substituting in lieu thereof a new Section 36-180, Chapter 36, Article VI.

REZONING REQUEST #733: 1ST READING

7. On the motion of Councilman Davis, seconded by Councilman Hearn, Council voted unanimously to approve 1st Reading and referral to the Planning, Development and Building Committee for a public hearing and recommendation to County Council for Rezoning Request #733 by Raynard Shannon to rezone 1.00 Acres on Jedburg Road from Multi-Family Residential District (R-4) to Mixed Use Community District (MUC), TMS #122-00-00-079.

REZONING REQUEST #734: 1ST READING

8. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to approve 1st Reading and Referral to the Planning, Development and Building Committee for a Public Hearing and Recommendation Regarding Rezoning Request #734 by Charles Reeves to Rezone 2.01 Acres on Boonehill Road from Multi-Family Residential District (R-4) to Mixed Use Community District (MUC), TMS #152-01-01-010.

REZONING REQUEST #735: 1ST READING

9. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to approve 1st Reading and Referral to the Planning, Development and Building Committee for a Public Hearing and Recommendation Regarding Rezoning Request #735 by Sherri Seymour to Rezone 1.06 Acres at 9640 Jamison Road from Single Family Residential District (R-1) to General Commercial District (CG), TMS #154-03-00-016.

REZONING REQUEST #736: 1ST READING

10. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to approve 1st Reading and Referral to the Planning, Development and Building Committee for a Public Hearing and Recommendation Regarding Rezoning Request #736 by Sherri Seymour to Rezone 1.06 Acres at 9662 Jamison Road from Single Family Residential District (R-1) to Office and Institutional District (OI), TMS #154-03-00-012.

3RD READING OF ORDINANCE #16-11

11. On the motion of Councilman Hearn, seconded by Councilwoman Duncan, Council voted unanimously to give 3rd Reading of an Ordinance Amending and Supplementing the Code of Ordinances, Dorchester County, South Carolina, by Adding a New Article V, Convenience Sites, Sections 34-130, 34-131, 34-132, 34-133 and 34-134 to Chapter 34, Solid Waste.

On the motion of Councilman Bailey, seconded by Councilman Hearn, Council voted unanimously to reconsider the vote.

On the motion of Councilman Bailey, seconded by Councilman Hearn, Council voted unanimously to amend the proposed Ordinance regarding Section 34-133 by deleting the language contained therein and substituting the following language: "Any person convicted for violating any of the terms of this Ordinance shall be guilty of a misdemeanor and shall be fined not more than \$500 and/or imprisoned for not more than 30 days."

On the motion of Councilman Hearn, seconded by Councilwoman Duncan, Council voted unanimously to give 3rd Reading of the Ordinance as amended.

CONSULTING AGREEMENT PLANNING AND ZONING

12. On the motion of Councilwoman Duncan, seconded by Councilman Davis, Council voted unanimously to approve a Consulting Agreement with Alec Brebner.

AIRPORT COURTESY VEHICLE

13. On the motion of Councilman Hearn, seconded by Councilman Bailey, Council voted unanimously to approve the use of a 2008 Ford Escape as an airport courtesy vehicle.

FUNDING FOR REPAIR AND TRAILER PURCHASE

14. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to approve funds for skid steer repair and lowboy trailer purchase.

COUNTY RESERVE FUND

15. On the motion of Councilman Davis, seconded by Councilman Hearn, Council voted unanimously to approve funds for the purpose of funding repairs to facilities and force account labor.

SOLID WASTE FUND

16. On the motion of Councilman Hargett, seconded by Councilman Davis, Council voted unanimously to approve funds for funding debris removal.

Mr. Hearn questioned whether FEMA would reimburse overtime labor by county employees. Mr. Ward said that overtime is included in force account labor and that FEMA would reimburse overtime labor.

Chairman Chinnis then asked everyone who spent time working in the Emergency Operations Center to raise their hand. He led a round of applause in recognition of all they did during Hurricane Matthew.

WATER AND SEWER FUND

17. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to approve funds for the purpose of funding repairs to facilities and force account labor.

COMMITTEE REPORTS

CHAIRWOMAN DUNCAN – PLANNING, DEVELOPMENT AND BUILDING COMMITTEE

Chairwoman Duncan reported that the Committee met at 6:00 p.m. to hold public hearings two public hearings and consider recommendations for 2nd Reading by Council.

18. On the motion of Councilman Davis, seconded by Councilman Hargett, the Committee voted unanimously to clarify tax map numbers for two parcels, TMS #135-12-00-007 from Institutional District (OI) to Neighborhood Commercial (CN) and TMS #135-12-00-023 from Institutional District (OI) to Neighborhood Commercial (CN).

On the recommendation of the Committee, Council voted unanimously in favor, to approve 2nd Reading as amended of an Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance Number 04-13, As Previously Amended, with Respect to Article IV, Section 4.2 “Zoning District Boundaries and the Official Zoning Map.”

The purpose of this amendment is to map zoning districts as intended with respect to various parcels within a quarter mile radius of the intersection at Orangeburg Road and Central Avenue.

19. On the recommendation of the Committee, Council voted unanimously in favor, to approve 2nd Reading of an Ordinance to amend Dorchester County Zoning and Land Development Standards Ordinance Number 04-13, as previously amended, with respect to Article VII, Section 7.11 "Planned Development District" Subsection (d), (e), and (f) to increase the amount of developable acreage for which a Planned Development District must be submitted in certain zoning districts from 25 acres to 50 acres.

The purpose of this amendment is to ensure that development property without sufficient acreage to achieve a true mixture of uses, as required in PDD, can proceed on moderately sized tracts of land.

APPOINTMENTS TO BOARDS AND COMMISSIONS

20. On the motion of Councilman Hearn, seconded by Councilman Bailey, Council voted unanimously to recommend Mr. Randall Lowndes Charpia to the Governor for appointment to the Dorchester County Board of Disabilities and Special Needs. The application for appointment to the Dorchester County Board of Disabilities and Special Needs by Mr. Gary Robert Fredericks will be held as he is not a resident of Dorchester County.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

ORDINANCE: PROJECT HARRINGTON

21. On the motion of Councilman Hearn, seconded by Councilwoman Duncan, Council voted unanimously to give 2nd Reading of an Ordinance Authorizing, Under Certain Conditions, the Execution and Delivery by Dorchester County, South Carolina, of a Fee in Lieu of Taxes Agreement with Project Harrington with Respect to a Project in the County Whereby the Project Would be Subject to Payment of Certain Fees in Lieu of Taxes, and Would Be Provided Certain Special Source Credits Against Fee Payments; and Related Matters

EXECUTIVE SESSION

The County Attorney requested Council's consideration to enter into Executive Session to discuss the following:

- Contractual Matters
 - Cost Sharing Agreement between Lennar Carolinas, LLC and Dorchester County regarding Windsor Hill
 - Legal Advice
 - Fire Protection Services, District 209
 - Amendments to Sections 17.1.2, 18.2.1, 18.2.2, 18.2.3 and 19.3 of Ordinance #04-13 the Dorchester County Zoning and Land Development Standards Ordinance
22. On the motion of Councilman Hearn, seconded by Councilman Hargett, Council voted unanimously to enter into Executive Session at approximately 7:35 p.m. to discuss the previously stated matters.

RECONVENE FROM EXECUTIVE SESSION

At approximately 8:31 p.m., Mr. Frampton reported that Council discussed the previously announced items, but no action was taken.

23. On the motion of Councilman Hargett, seconded by Councilwoman Duncan, Council voted unanimously to authorize the County Administrator to execute a sewer lift station cost sharing agreement between Lennar Carolinas, LLC and Dorchester County regarding Windsor Hill with such edits, amendments and/or additions as shall be deemed appropriate by the Administrator in consultation with the Water and Sewer Director and County Attorney. Our contribution will not exceed \$750,000 and no refund of impact fees.
24. On the motion of Councilman Hearn, seconded by Councilman Davis, Council voted unanimously to reconsider its vote giving 3rd Reading to Ordinance #16-05 as was amended at the October 17, 2016 Council Meeting so that if this motion is approved, the status of the proposed Ordinance would be in its form as previously given 2nd Reading by Council on July 18, 2016. Third Reading would be taken up at a later date.

25. On the motion of Councilwoman Duncan, seconded by Councilman Davis, Council voted unanimously to authorize the County Administrator to notify Old Fort Fire District that any leases, whether in writing or not, for any land and/or buildings owned by Dorchester County and being utilized by Old Fort Fire District for fire protection services are terminated effective January 17, 2017.

ADJOURNMENT

26. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to adjourn at approximately 8:45 p.m.



Tracey L. Langley, Acting Clerk to Council