

JAMES LEX BYARS, III
CHAIRMAN

GEORGE H. BAILEY
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

TRACEY L. LANGLEY
CLERK TO COUNCIL



CONVERSE A. CHELLIS, IV

C. DAVID CHINNIS

WILLIE R. DAVIS

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
JUNE 5, 2017
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. Jay Byars, Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Con Chellis
Mr. David Chinnis
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
Ms. Tracey L. Langley, Clerk to Council

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

CHAIRMAN'S TIME

REQUESTS TO ADDRESS COUNCIL

- Ms. Linda Saylor-Marchant, 410 Bryan Street, Summerville, she thanked Council for the Summer Youth Employment Program. She introduced Janee Campbell and Mia Campbell to Council and requested they be considered for the Youth Employment Program if there are any vacancies.
- Ms. Ethel D. Campbell, 160 Scalybark Road, Summerville, she requested Council provide additional funding for the Summer Youth Employment Program.

- Ms. Linda E. Haynes Whetsell, 108 Atlantic Street, Summerville, she opposes tax increase for Dorchester School District 2 and wants more accountability.
- Mr. Steven Wright, 102 Hammerback Road, Summerville, he opposes tax increase for Dorchester School District 2 and asks that Council vote against it.
- Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, she has concerns about 42' drainage pipe being installed next to her home. She encouraged the County to do its due diligence concerning water runoff.

MINUTES

1. On the motion of Councilman Hearn, seconded by Councilman Chinnis, County Council voted unanimously to adopt the minutes from the May 15, 2017, County Council Meeting and the May 22, 2017, Special Called County Council Meeting.

3RD READING OF AN ORDINANCE TO AMEND DORCHESTER COUNTY BUSINESS LICENSE ORDINANCE NUMBER 90-13, AS PREVIOUSLY AMENDED

Public Hearing and 3rd Reading of an Ordinance to Amend Dorchester County Business License Ordinance Number 90-13, as Previously Amended, With Respect to Section 2: "Definition," - to Define the Term Charitable Organization and to Delete the Interstate Commerce Exemption Within the Definition of Gross Revenue; With Respect to Section 6: "Deductions and Exemptions," - to Amend the Title of the Section to "Deductions, Exemptions, and Charitable Organizations"; With Respect to Section 6: "Deductions and Exemptions," Subsections 6(A)(1),(4), and (5) - to Delete Each of the Aforementioned Sections as they Reference Specific Exemptions Already Granted Under State Statute and/or Federal Law; With Respect to Section 6: "Deductions and Exemptions," Subsection 6(A)(3) - to Delete and Replace in Order to Better Define Exemptions to Include Federal Law; With Respect to Section 6: "Deductions and Exemptions," - to Add a New Subsection Which Provides Guidance with Regards to Charitable Organizations; With Respect To Section 6: "Deductions and Exemptions," Subsection 6(B) - to Delete the Words "Standard Industrial Classification" and Replace with "North American Industry Classification System"; With Respect to Section 20: "Nightclubs, Cabarets, Taverns, or Other Similar Establishments," Subsection 20(A) - to Delete the Words "Rate Class 7-5813" and Replace with "NAICS Sector 72 -- Drinking Places (Alcoholic Beverages)"; With Respect to Section 22: "Classification," - To Amend the Title of the Section to "Rate & Classification"; With Respect to Section 22: "Classification," - to Delete References to "SIC" and Replace with "NAICS"; and to Provide for the Inclusion of a New Rate Structure as Contained Therein (*The purpose of this amendment is to edit all exclusions and specific references to the SIC code to reference the NAICS code for the purpose of levying Business License fees in Dorchester County.*)

Chairman Byars struck the gavel, opening the public hearing. He then invited the public to come forward to speak on this issue. The following people spoke in regards to the request:

- Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, she asked how the Ordinance would affect residents.
- Ms. Linda Saylor-Marchant, 410 Bryan Street, Summerville, she noted that NAIC is used as the Standard Industrial Classification reference at the Dorchester County Library.

In the absence of additional requests to speak, Chairman Byars struck the gavel, closing the public hearing.

2. On the motion of Councilman Chinnis, seconded by Councilman Davis, County Council voted six in favor, with one opposed (Bailey), to give 3rd Reading to an Ordinance to Amend Dorchester County Business License Ordinance Number 90-13, as Previously Amended, With Respect to Section 2: "Definition," - to Define the Term Charitable Organization and to Delete the Interstate Commerce Exemption Within the Definition of Gross Revenue; With Respect to Section 6: "Deductions and Exemptions," - to Amend the Title of the Section to "Deductions, Exemptions, and Charitable Organizations"; With Respect to Section 6: "Deductions and Exemptions," Subsections 6(A)(1),(4), and (5) - to Delete Each of the Aforementioned Sections as they Reference Specific Exemptions Already Granted Under State Statute and/or Federal Law; With Respect to Section 6: "Deductions and Exemptions," Subsection 6(A)(3) - to Delete and Replace in Order to Better Define Exemptions to Include Federal Law; With Respect to Section 6: "Deductions and Exemptions," - to Add a New

Subsection Which Provides Guidance with Regards to Charitable Organizations; With Respect To Section 6: "Deductions and Exemptions," Subsection 6(B) - to Delete the Words "Standard Industrial Classification" and Replace with "North American Industry Classification System"; With Respect to Section 20: "Nightclubs, Cabarets, Taverns, or Other Similar Establishments," Subsection 20(A) - to Delete the Words "Rate Class 7-5813" and Replace with "NAICS Sector 72 -- Drinking Places (Alcoholic Beverages)"; With Respect to Section 22: "Classification," - To Amend the Title of the Section to "Rate & Classification"; With Respect to Section 22: "Classification," - to Delete References to "SIC" and Replace with "NAICS"; and to Provide for the Inclusion of a New Rate Structure as Contained Therein.

TRANSFER PERSONNEL SAVINGS AND CONTINGENCY FUNDS FOR RENOVATIONS AT THE SUMMERVILLE HUMAN SERVICES BUILDING

3. On the motion of Councilman Hargett, seconded by Councilman Davis, Council voted unanimously to approve the transfer of personnel savings and contingency funds in county council's budget for renovations at the Summerville Human Services Building including new trim, painting, floor coverings, furniture, and other minor improvements.

CORRESPONDENCE: No correspondence received.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

3RD READING OF AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF DORCHESTER COUNTY, SOUTH CAROLINA, WATERWORKS AND SEWER SYSTEM REVENUE BONDS (JUNIOR LIEN), SERIES 2017

4. On the motion of Councilman Bailey, seconded by Councilman Chinnis, County Council voted unanimously to give 3rd Reading to an Ordinance to Provide for the Issuance and Sale of Dorchester County, South Carolina, Waterworks and Sewer System Revenue Bonds (Junior Lien), Series 2017 in the Principal Amount of Not Exceeding \$2,500,000; to Prescribe the Purposes for Which the Proceeds Shall be Expended; to Provide for the Payment Thereof; and Other Matters Relating Thereto.

REZONING REQUEST #749

5. On the motion of Councilman Davis, seconded by Councilman Hearn, County Council voted unanimously to give 1st Reading and Referral to the Planning, Development, and Building Committee for a Public Hearing and Recommendation Regarding Rezoning Request #749 by Gregory S. Brooks to Rezone 20.9 acres at 119 Estates Drive and 121 Estates Drive from Single-Family Residential Manufactured Housing District (R-1MA) to Mixed Use Community District (MUC), TMS #134-00-00-034 and TMS #134-00-00-027.

APPROVAL OF CONSULTING AGREEMENT, DORCHESTER COUNTY CONTROLLER

6. On the motion of Councilman Chinnis, seconded by Councilman Hargett, County Council voted unanimously to approve a Consulting Agreement with Jan Crates, Acting Dorchester County Controller.

FUND RECOGNITION: FIRE RECOVERY FUNDS

7. On the motion of Councilman Davis, seconded by Councilman Hearn, County Council voted unanimously to approve a request to recognize and use fire recovery funds to supplement accounts that were utilized to pay for repairs and various equipment for District 209.

FUND RECOGNITION: HAZARDOUS MATERIAL RECOVERY FUNDS

8. On the motion of Councilman Davis, seconded by Councilman Chinnis, County Council voted unanimously to recognize and approve the use of hazardous material recovery funds paid by Giant Cement for an incident on March 25, 2017, to purchase new extrication equipment.

VEHICLE SALE: TOWN OF HARLEYVILLE

9. On the motion of Councilman Bailey, seconded by Councilman Hearn, County Council voted unanimously to approve the sale of two used pickup trucks to the Town of Harleyville.

APPROVAL TO USE GO BOND PROCEEDS

10. On the motion of Councilman Davis, seconded by Councilman Chinnis, County Council voted unanimously to approve the use of \$1,500 in 2010 GO Bond Proceeds for appraisal of the Walnut Hill Tract as recommended by the Conservation Commission.

COMMITTEE REPORTS

CHAIRMAN DAVIS – ADMINISTRATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE

Chairman Davis reported that the Committee met at 6:00 p.m. to hear from Mr. Daniel Prentice, Dorchester County Deputy Administrator/Chief Financial Officer, regarding the reorganization plan for Dorchester County Finance Department, Purchasing Department, and Budget Office inclusive of position reclassifications, title changes, and the creation of a new Business Services Department to consolidate all three operations.

11. On the recommendation of the Committee, Council voted unanimously to approve the reorganization plan for Dorchester County Finance Department, Purchasing Department, and Budget Office inclusive of position reclassifications, title changes, and the creation of a new Business Services Department to consolidate all three operations.

CHAIRMAN CHINNIS – PLANNING, DEVELOPMENT AND BUILDING COMMITTEE

Chairman Chinnis reported that the Committee met at 6:30 p.m. to hold public hearings and consider recommendations by Council.

12. On the recommendation of the committee, Council voted unanimously to approve Rezoning Request #746 by Andrew Ladson, to Rezone 1.48 Acres Located at 163 Pine Land Lane from Multi-Family Residential District (R-4) to Single-Family Residential Manufactured Housing District (R-1M), TMS #153-10-00-022 and TMS #153-10-00-028 Roadway Connection to Bailey Drive for Carrington Chase Subdivision.
13. On the recommendation of the committee, Council voted unanimously to approve Rezoning Request #747 by Dorchester County, to Rezone 85.91 Acres Located on Renken Road from Planned Development District (PD), and General Commercial District (CG) to Public Institutional District (PI), TMS #161-00-00-025 and TMS #161-00-00-074.
14. On the recommendation of the committee, Council voted unanimously to approve Rezoning Request #748 by Ronald and Doreen Slosser, to Rezone 1.89 Acres Located at 107 Weeping Willow Lane and 0 Embassy Drive from Multi-Family Residential District (R-4) to Single-Family Residential Manufactured Housing District (R-2M), TMS #143-07-00-036 and TMS #143-07-00-037.
15. On the recommendation of the committee, Council voted unanimously 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 7.8: "CG, General Commercial District," to Add Density Limits To Multi-Family Residential; With Respect To Article VIII, Section 8.2: "MUC, Mixed Use Community District," to Remove Multi-Family Residential as a Permitted Use; and With Respect To Article IX, Section 9.1: "AC, Absence of Controls District." To Change Multi-Family Residential from a Permitted Use to a Special Exception Use *(The purpose of this amendment is to limit those districts which allow Use Group 4, Multi-Family Residential and to establish density limits where none is provided.)*

APPOINTMENTS TO BOARDS AND COMMISSIONS:

16. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to appoint Mr. Jim Bozard to the Trident Workforce Development Board.
17. On the motion of Councilman Chinnis, seconded by Councilman Chellis, Council voted unanimously to reappoint Mr. Bill Hearn to the Charleston Regional Development Alliance.

18. On the motion of Councilman Hearn, seconded by Councilman Davis, Council voted unanimously to reappoint Mr. Robert Pratt to the Planning Commission.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

PUBLIC HEARING – OBJECTIONS TO ASSESSMENTS WITHIN THE SUMMERS CORNER IMPROVEMENT DISTRICT

The County Attorney requested Council's consideration to open the public hearing so County Council can receive objections, if any, to the assessments within the Summers Corner Improvement District.

Chairman Byars struck the gavel, opening the Public Hearing.

Chairman Byars invited the public to come forward to speak on this issue.

In the absence of any requests to speak, Chairman Byars struck the gavel, closing the public hearing.

RESOLUTION ASSESSMENT ROLL

19. On the motion of Councilman Chinnis, seconded by Councilman Hearn, County Council voted unanimously to adopt a Resolution confirming the assessment roll set forth in Ordinance 17-05 and directing the filing of such Assessment Roll with the Dorchester County Clerk of Court and Dorchester County Register of Deeds, and other matters related thereto.

ORDINANCE – PROJECT PLANK

20. On the motion of Councilman Davis, seconded by Councilman Bailey, County Council voted unanimously to give 2nd Reading to an Ordinance (1) Approving an Amendment to the Existing Amended and Restated Agreement for Development of Joint County Industrial Park By and Between Dorchester County, South Carolina and Orangeburg County, South Carolina to (A) Enlarge the Boundaries of the Industrial Park to Include, to the Extent Not Already Included, Certain Property Located in Dorchester County, South Carolina Now or to be Hereafter Owned and/or Operated by a Company Identified for the Time Being as Project Plank and (B) Provide for an Extended Term for Inclusion of Such Property in the Park; and (2) Authorizing Other Related Matters.

EXECUTIVE SESSION

The County Attorney requested Council's consideration to enter into Executive Session at 7:36 p.m. to discuss the following:

- Confidential Economic Development Project
 - Project Ambassador
- Contractual Matter
 - Old Fort Fire Department Merger with Dorchester County Fire Rescue
- Confidential Economic Development Project
 - Discussion of Jarrell Settlement Agreement
 - Transitional Overlay District

RECONVENE FROM EXECUTIVE SESSION

At approximately 8:49 p.m., Mr. Frampton reported that Council discussed the previously announced items, but no action was taken.

21. On the motion of Councilman Hargett, seconded by Councilman Bailey, County Council voted unanimously to approve the expenditure of not exceeding \$70,000 from the Economic Development Fund towards the

relocation costs of the sewer line for Project Ambassador, contingent upon the project moving forward with its expansion. The current sewer line bisects the property required for the expansion of the facility.

22. On the motion of Councilman Hearn, seconded by Councilman Chinnis, County Council voted unanimously to authorize the County Administrator to execute the Settlement Agreement with Jack Jarrell as resolved in Mediation.

ADJOURNMENT

23. On the motion of Councilman Davis, seconded by Councilman Hearn, Council voted unanimously to adjourn at approximately 8:49 p.m.


Tracey L. Langley, Clerk to Council