

LARRY S. HARGETT
CHAIRMAN

GEORGE H. BAILEY
VICE-CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



WILLIE R. DAVIS

WILLIAM (BILL) HEARN, JR.

DAVID CHINNIS

RICHARD ROSEBROCK

JAY BYARS

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE

APRIL 4, 2011

7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin boards 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett, Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Jay Byars
Mr. David Chinnis
Mr. Willie Davis
Mr. William "Bill" Hearn
Mr. Richard Rosebrock
Mr. Jason Ward, County Administrator
Mrs. Ashley McDonald, Deputy County Administrator
Mr. John Frampton, County Attorney
Mrs. Sandy W. Lawley, Clerk to Council

Chairman Hargett called the meeting to order and Councilman Rosebrock gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

The following citizens filled out cards to address Council:

- Mr. Bruce Bates addressed Council and spoke in opposition to the proposed purchase of the Pine Trace property by the County. He stated that the purchase of the property at the price he read in the paper for a park would be appalling for all citizens and requested if any politicians would benefit from the purchase of this property. Mr. Bates stated the economic times were just not right.

REQUESTS TO ADDRESS COUNCIL-CONTINUED

- Ms. Angie Crum addressed Council regarding the increase of taxes. She suggested converting the old Courthouse into dormitory type housing for prisoners. She stated that jails become overcrowded every time you build one. Ms. Crum thanked Council and requested Council to look at all options before they spend the taxpayers' money.
- Mr. Eric Chatham, a partner with the research and consulting firm Civitas LLC., out of Charleston addressed Council and spoke in favor of the "Tri-County Housing Needs Assessment", which was on the agenda. Civitas LLC., would bid on the project if the BCD Council of Governments went forward with the project. Civitas LLC., had given a presentation to the Council of Governments earlier in the day. He stated when his firm performs a "Housing Needs Assessment Study" the most up to date material was used, including the County's latest census figures. Council was provided with a study commissioned by the Waccamaw Regional Council of Governments on a Housing Needs Assessment for Georgetown, Williamsburg, and Horry Counties.

ADOPTION OF MINUTES FROM MARCH 21ST, AND MARCH 24TH, 2011 COUNTY COUNCIL MEETINGS

1. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to adopt the minutes from its March 21, 2011, and March 24, 2011, County Council Meetings.

DORCHESTER COUNTY EMPLOYEE RECOGNITION PROGRAM

Dorchester County Council recognized county employees for their years of dedicated service to the County.

ADOPTION OF RESOLUTION 11-04, "FAIR HOUSING RESOLUTION"

2. On the motion of Mr. Rosebrock, seconded by Mr. Hearn, Council voted unanimously to adopt Resolution #11-04, "Fair Housing Resolution". Chairman Hargett read the Resolution aloud, in which Dorchester County declared April as "Fair Housing Month".

REQUEST FOR CHAIRMAN'S LETTER SUPPORTING A TRI-COUNTY HOUSING NEEDS ASSESSMENT

3. On the motion of Mr. Rosebrock, seconded by Mr. Chinnis, Council voted unanimously to authorize the Chairman to send a letter of support to the BCD COG requesting that the COG perform a "Housing Needs Assessment" for the Tri-County Region, as recommended by the Dorchester County Planning Commission.

CORRESPONDENCE

There were no correspondences reported out.

COUNCIL MEMBER'S TIME – COUNCILMAN GEORGE H. BAILEY

Councilman Bailey reported that on March 28, 2011, he and the Public Works Director, Mr. Richard Byrd, had a meeting with Mr. Noel Myers, Director of USDA Wildlife Services, to discuss the problem Dorchester County was having with "Beavers". Councilman Bailey reported that he had provided Council with a letter regarding the meeting and explained that Orangeburg, Berkeley, Calhoun, and Charleston Counties have already signed on with the USDA and DOT to get rid of their beaver problems. He stated he has had numerous complaints from citizens about this problem and wanted to give Council an update on the USDA Program. Councilman Bailey presented this for informational purposes only.

MOTION TO AMEND THE AGENDA

4. On the motion of Mr. Bailey, seconded by Mr. Davis, Council voted unanimously to amend the agenda and add an additional item under the "County Attorney's Time" under contractual matters, with that item being add Winding Woods Road.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD
REQUEST FOR APPROVAL OF NACO PRESCRIPTION DRUG CARD AGREEMENT

5. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to authorize the Administrator to execute the agreement with the National Association of Counties (NACo) for the County to participate in the NACo Prescription Program. This would be at no cost to the County or to the citizens who participate. Cardholders receive an average discount of 20% on prescriptions that are not covered by insurance.

1ST READING FOR THE FOLLOWING REZONING REQUESTS

#646, JOHN W. HILL; TMS# 152-00-00-099

#647, CONNIE B. & LARRY M. ROBERSON; TMS# 152-00-00-110

#648, VINCENT P. & LOURIE A. MINICHELLO; TMS# 152-00-00-130

#649, WILLIAM R. CUMMINGS; TMS# 152-00-00-129

Mr. Ward reported all four rezoning requests were related and requested Council take these requests as one item.

6. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to give 1st Reading to the below listed Rezoning Requests #646, #647, #648, and #649, as unanimously recommended by the Planning Commission and by the Zoning Administrator, and refer these requests to the Planning, Development, and Building Committee for further consideration. The requested rezoning on all four requests was for a zoning change from Residential Multi-family District (R-4) to Commercial Light Industrial District (CLI).

#646, John W. Hill; TMS# 152-00-00-099; 1.12 acres -103 Beaty Lane

#647, Connie B. & Larry M. Roberson; TMS# 152-00-00-110; 1.4 acres -109 Beaty Lane

#648, Vincent P. & Lourie A. Minichiello; TMS# 152-00-00-130 .82 acre -116 Beaty Lane

#649, William R. Cummings; TMS# 152-00-00-129; .82 acre -112 Beaty Lane

COMMITTEE REPORTS
PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE REPORT,
CHAIRMAN BILL HEARN

RECOMMENDATION FOR DENIAL OF 3RD READING FOR REZONING REQUEST #592
FOR DORCHESTER COUNTY COUNCIL, TMS #161-01-04-006

7. Chairman Hearn stated the Planning, Development, and Building Committee met earlier this evening with one item on the agenda. The items was regarding 3rd Reading of Rezoning Request #592, TMS #161-01-04-006, and the Committee's unanimous recommendation to Council was for denial of 3rd Reading of Rezoning Request #592. Council voted unanimously in favor of the recommendation.

OTHER BUSINESS
PARKING ON AND ACROSS SIDEWALKS

8. Chairman Hearn stated the Committee discussed one other item, which was "Parking on and Across Sidewalks", and the Committee voted unanimously to make the recommendation to Council to place this item in the Public, Safety, Health, and Human Services Committee for future action. Council voted unanimously in favor of the recommendation.

Chairman Hargett passed the gavel to Vice Chairman Bailey where he could give the Water and Sewer Committee report from its meeting that was held earlier in the evening.

WATER AND SEWER COMMITTEE REPORT, CHAIRMAN LARRY HARGETT

REQUEST FOR WATER AND SEWER SERVICE TO ARBORGEN GREENHOUSE, TMS#
150-00-00-202

9. Chairman Hargett stated that the Committee voted unanimously to recommend to Council to grant the request for approval for water and sewer service to Arborgen Greenhouse, identified by TMS# 150-00-00-202. Council voted unanimously in favor of the recommendation.

Vice Chairman Bailey passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were no appointments to Boards and Commissions.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON
REQUEST FOR EXECUTIVE SESSION

The County Attorney requested Council's consideration to enter into Executive Session to give legal advice concerning three matters, the condemnation of Tract 61, and 61P, a development agreement between the County and MeadWestvaco (East Edisto), and on the process of making appointments to the Dorchester County Career & Technology Center Board of Trustees, and to discuss three contractual matters, with those being, the Pine Trace Development, the County Detention Center, and Winding Woods. Councilman Bailey added the last item to executive session under contractual matters earlier in the meeting.

EXECUTIVE SESSION 7:31 P.M.

10. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to go into Executive Session, as requested by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 9:05 P.M.

The County Attorney reported that Council discussed the previously announced items prior to going into Executive Session, and no action was taken.

CONDEMNATION TRACT 61, AND 61P (BACONS BRIDGE ROAD)

11. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to authorize the condemnation of Tract 61, and 61P as part of the Bacons Bridge Road widening Project as requested by the Sales Tax Transportation Authority.

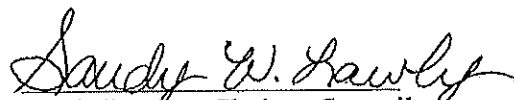
PINE TRACE

12. On the motion of Mr. Byars, seconded by Mr. Hearn, Council voted six in favor, and one abstention, to authorize the County Administrator to execute the Agreement to Buy and Sell between Dorchester County and the State of South Carolina for the purchase of the Pine Trace Property, as discussed in executive session, for a purchase price of \$2.75 million of which \$1.75 million will be cash at closing, and the remaining \$1 million to be payable to the State of South Carolina at the rate of \$200,000 per year for 5 years.

Councilman Rosebrock abstained.

ADJOURNMENT

13. On the motion of Mr. Bailey, seconded by Mr. Chinnis, Council voted unanimously to adjourn. Time of adjournment was p.m. 9:09 p.m.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
APRIL 19, 2011
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Requests to Address Council
- Adoption of Minutes from April 4, 2011 County Council Meeting
- Correspondence

3. GUESTS

- Mrs. Evelyn DeLaine Hart, Ph.D., Director, Trident Regional Minority Business Partnership- Request for Financial Support
- Mr. David Garber, GIS Coordinator, - Presentation of New Census Data
- Mr. Lee Moulder, Budget & Finance Director, - March 2011 Financial Report
- Mr. John Ekatis, Interim Emergency Services Dir., - “Great Shakeout Drop, Cover, & Hold – Earthquake Drill”

4. COUNCIL MEMBER'S TIME, COUNCILMAN GEORGE BAILEY

- Update on Winding Woods Development Park

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- Discussion -Knight Avenue/Knight Drive Paving
- Old Courthouse St. George – Space for Sheriff's Office

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
 - Confidential Economic Development Projects
 - Legal Advice -Dorchester County Magistrate's Court State Audit
 - Council Re-districting
 - Contractual Matters- Intergovernmental Agreement with the City of North Charleston
 - Strategic Plan for Economic Development
 - Transfer Agreement for FAA Funds with City of Orangeburg
 - Pine Trace Offer to Budget and Control Board
 - Lease with Town of Ridgeville

8. ADJOURN

AGENDA
DORCHESTER COUNTY COUNCIL
SPECIAL CALLED MEETING
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERSVILLE
APRIL 28, 2011
2:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

-Executive Session

-Legal Advice - East Edisto Development Agreement

3. ADJOURN

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JAY BYARS

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**MINUTES
SPECIAL CALLED MEETING OF
DORCHESTER COUNTY COUNCIL
HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
APRIL 28, 2011
2:00 P.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record,
The Summerville Journal Scene, and the Post and Courier were notified
and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett—Chairman
Mr. George Bailey—Vice Chairman
Mr. Jay Byars
Mr. David Chinnis
Mr. Willie Davis
Mr. Bill Hearn
Mr. Richard Rosebrock
Mr. Jason Ward—Administrator
Mrs. Ashley McDonald—Deputy Administrator
Mr. John Frampton—County Attorney
Mrs. Gina R. Sams—Admin. Asst. to Council

Chairman Hargett called the Special Called Council Meeting to order and gave the Invocation.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

Mr. Frampton requested Council's consideration to enter into Executive Session for the purpose of receiving legal advice concerning a contractual between Dorchester County and MeadWestvaco East Edisto, LLC. The following action was taken:

EXECUTIVE SESSION - 2:02 P.M.

1. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to enter into Executive Session for the purpose of receiving legal advice on a contractual matter between Dorchester County and MeadWestvaco- East Edisto, LLC.

RECONVENE FROM EXECUTIVE SESSION - 4:18 P.M.

Mr. Frampton reported that Council had entered into Executive Session to receive legal advice on the previously announced item and no action was taken.

ADJOURNMENT

2. On the motion of Mr. Bailey, seconded by Mr. Hearn, Council voted unanimously to adjourn. The time of adjournment was 4:19 p.m.



Gina R. Sams, Admin. Asst. to Council

LARRY S. HARGETT
CHAIRMAN

GEORGE H. BAILEY
VICE-CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



WILLIE R. DAVIS

WILLIAM (BILL) HEARN, JR.

DAVID CHINNIS

RICHARD ROSEBROCK

JAY BYARS

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MAY 2, 2011
7:01 P.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin boards 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett, Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Jay Byars
Mr. David Chinnis
Mr. Willie Davis
Mr. William "Bill" Hearn
Mr. Richard Rosebrock
Mr. Jason Ward, County Administrator
Mrs. Ashley McDonald, Deputy County Administrator
Mr. John Frampton, County Attorney
Mrs. Sandy W. Lawley, Clerk to Council

Chairman Hargett called the meeting to order and Councilman Rosebrock gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

The following individuals filled out cards to address Council:

- Ms. Allison Tysinger addressed Council and spoke in favor of the Smoke Free Ordinance, and requested Council to vote in favor of the smoking ban inside public businesses.
- Mr. Rodney Williams addressed Council and spoke in favor of the Smoke Free Ordinance, and requested Council to vote in favor of the smoking ban inside public places.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Mr. Tom Musolf addressed Council and spoke in favor of the Smoke Free Ordinance, and requested Council to vote in favor of the smoking ban inside public places, businesses and restaurants.
- Mr. Fred White addressed Council and spoke in favor of the Smoke Free Ordinance, and requested Council to vote in favor of the smoking ban inside public places, businesses and restaurants. He stated that he owned a smoke free restaurant and it had not hurt his business.
- Mr. Jim Ratcliff addressed Council and spoke in favor of the Smoke Free Ordinance, and requested Council to vote in favor of the smoking ban inside public places, businesses and restaurants.
- Mr. Buck Inabinet addressed Council and spoke in favor of the Smoke Free Ordinance, and requested Council to vote in favor of the smoking ban.
- Mrs. Diane Wilson addressed Council and spoke in favor of the Smoke Free Ordinance, and requested for Council vote in favor of the smoking ban inside public places, businesses and restaurants.
- Mrs. Diane Frankenberger addressed Council and spoke in favor of the Smoke Free Ordinance, and requested Council to vote in favor of the smoking ban in all public places.
- Ms. Sherry Swan addressed Council as a special needs advocate regarding the Pine Trace property purchase. She requested Council to do everything possible to assist children with special needs.
- Ms. Linda Haynes-Whetsell of 108 Atlantic Street addressed Council regarding two concerns. She stated her first problem was with Dorchester County Animal Control and their lack of assistance once called for cage/traps to capture stray or wild animals. Her second concern was with the industrial business Camtech, which is located behind her home, where an incident that involved an assault on her grandson and children associated with the owners or workers of the company. Chairman Hargett placed these items in the Public Safety, Health and Human Services Committee. (The Chairman also requested a copy of the police records that related to the assault on her grandson.)
- Ms. Martha Dunlap, who represented SCDHEC, addressed Council spoke in favor of the Smoke Free Ordinance, and requested Council to vote in favor of the smoking ban in the workplace and public places. She also provided Council with a copy of the Surgeon General's Report on the dangers of secondhand smoke.
- Mr. Casey Lavin, General Manager of The Woodlands, addressed Council and requested Council to vote in favor of the Ordinance on a smoke free environment in Dorchester County.

ADOPTION OF MINUTES FROM THE APRIL 19, 2011 COUNTY COUNCIL MEETING

1. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted six in favor, and one abstention, to adopt the Minutes from the April 19, 2011 County Council Meeting.

Mr. Chinnis abstained.

ADOPTION OF MINUTES FROM THE APRIL 28, 2011, SPECIAL CALLED COUNTY COUNCIL MEETING

2. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to adopt the Minutes from April 28, 2011, Special Called County Council Meeting.

1ST READING FOR "AN ORDINANCE REGULATING THE SMOKING OF TOBACCO PRODUCTS IN THE UNINCORPORATED AREAS OF DORCHESTER COUNTY"

Councilman Chinnis called for a point of order and stated that this item was tabled on February 7, 2011, and a motion and vote was necessary for it to be removed from the table and brought back before Council.

MOTION TO REMOVE "AN ORDINANCE REGULATING THE SMOKING OF TOBACCO PRODUCTS IN THE UNINCORPORATED AREAS OF DORCHESTER COUNTY" FROM THE TABLE

3. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted three in favor, and for four opposed to remove "An Ordinance Regulating the Smoking of Tobacco Products in the Unincorporated Areas of Dorchester County" from the table for a vote. (Motion failed)

Council Members Hearn, Byars, Bailey and Chinnis opposed.

After discussion by Council, the following motion was made:

MOTION TO AMEND THE AGENDA

4. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted five in favor, and two opposed, to amend the agenda to add an item concerning placing a non-binding Referendum concerning the Smoking Ordinance.

Council Members Hearn and Byars opposed.

PLACEMENT OF LOCAL NON-BINDING REFERENDUM ON THE 2012 BALLOT REGARDING REGULATING THE SMOKING OF TOBACCO PRODUCTS IN THE UNINCORPORATED AREAS OF DORCHESTER COUNTY

It was suggested that a "Citizens' Petition" be put together to have the Non-Binding Referendum placed on the 2012 Ballot instead of Council passing a Resolution to place it on the Ballot. The petition would only require the signatures of 15% of registered voters. Several Members of Council stated they would sign the petition themselves. In addition, one member of Council reported that only five Counties out of 46 have passed an Ordinance regulating smoking at the County level. After much discussion and comments by Council, the below motion was made:

5. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted three in favor, and four opposed, for County Council to place a Non-Binding Referendum on the 2012 Ballot regarding "Regulating the Smoking of Tobacco Products in the Unincorporated Areas of Dorchester County". (Motion failed)

Council Members Hearn, Byars, Bailey and Chinnis opposed.

1ST READING FOR "AN ORDINANCE REQUIRING BUSINESSES WITHIN UNINCORPORATED DORCHESTER COUNTY TO POST SIGNS INDICATING THE POLICY OF SUCH BUSINESSES FOR THE SMOKING OF TOBACCO PRODUCTS ON THE PREMISES OF SUCH BUSINESSES"

Councilman Chinnis called for a point of order and stated that this item was tabled on February 7, 2011, and a motion and vote was necessary for it to be removed from the table and brought back before Council.

MOTION TO REMOVE "AN ORDINANCE REQUIRING BUSINESSES WITHIN UNINCORPORATED DORCHESTER COUNTY TO POST SIGNS INDICATING THE POLICY OF SUCH BUSINESSES FOR THE SMOKING OF TOBACCO PRODUCTS ON THE PREMISES OF SUCH BUSINESSES" FROM THE TABLE

6. On the motion of Mr. Chinnis, seconded by Mr. Bailey, Council voted five in favor, and one opposed, to remove "An Ordinance Requiring Businesses within Unincorporated Dorchester County to Post Signs Indicating the Policy of Such Businesses for the Smoking of Tobacco Products on the Premises of Such Businesses" from the table for a vote.

Councilman Rosebrock opposed.

1ST READING FOR "AN ORDINANCE REQUIRING BUSINESSES WITHIN UNINCORPORATED DORCHESTER COUNTY TO POST SIGNS INDICATING THE POLICY OF SUCH BUSINESSES FOR THE SMOKING OF TOBACCO PRODUCTS ON THE PREMISES OF SUCH BUSINESSES"

7. On the motion of Mr. Chinnis, seconded by Mr. Byars, Council voted 0 in favor, and 7 opposed, to give 1st Reading for "An Ordinance Requiring Businesses within Unincorporated Dorchester County to Post Signs Indicating the Policy of Such Businesses for the Smoking of Tobacco Products on the Premises of Such Businesses". (All opposed- Ordinance failed)

ADOPTION OF RESOLUTION #11-05, "IN HONOR OF JACOBUS A. "DUTCH" KRAKEEL"

8. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to adopt Resolution #11-05, "In Honor of Jacobus A. "Dutch" Krakeel". A framed copy will be presented to the family of Mr. Krakeel at the "Road Dedication Program" later this month. Chairman Hargett read the Resolution aloud.

BUDGET MEETING MAY 5, 2011

9. On the motion of Mr. Bailey, seconded by Mr. Byars, Council voted unanimously to hold a County Council Budget Meeting on May 5, 2011, at 9:00 A.M. at the EMS Headquarters and Medic 1 Station.

CORRESPONDENCE

There were no items of correspondence.

GUESTS

MR. RONALD E. MITCHUM, EXECUTIVE DIRECTOR, BDC -COG

Mr. Ronald E. Mitchum, Executive Director, Berkeley-Charleston-Dorchester Council of Governments, presented a framed Resolution to County Council. The Resolution recognized that the County has purchased the St. George Wastewater Treatment Plant and System, and has reduced inflow to the plant and the discharge to the Polk Swamp by 25% the first year of owning it. This action was consistent with and supportive of "The Water Quality Management Plan and the Clean Water Act". Mr. Mitchum commended Dorchester County for working towards improving water quality in the BCD Region. Council thanked him for this Resolution, and Mr. Mitchum thanked Chairman Hargett for his service with the Council of Governments.

GUESTS CONTINUED

MR. JON OZMINT, FORMER DIRECTOR OF THE SC DEPARTMENT OF CORRECTIONS

Mr. Jon Ozmint addressed Council concerning a Lease Purchase Option for Jails. Mr. Ozmint spoke about his former position as Director of the South Carolina Department of Corrections and told of how many prisoners and prisons he was responsible for during that period. He introduced Council to representatives from the Texas based company "MTC" Management and Training Corporation, who build and operate jails all over the country and stated they were called a "one-stop- shop" in the industry. Mr. Ozmint reported that the company was not just for the bottom line, they wanted offenders, if they behaved, to have some opportunity to leave better than when they were put in Jail. Mr. Mike Murphy, Vice President - Corrections Marketing, of "MTC" gave Council a presentation with a brief history of the company, which is one of the largest private operators of secure adult facilities in the world. He talked about sprung structures, but stated that these type structures would not be what Dorchester County would want for a permanent jail. He provided Council with a detailed presentation and informed Council that they could build a jail that had the ability to expand, as the County's needs increased. In addition, Mr. Murphy stated that MTC helped some clients with the inmate's educational components. In addition, Mr. Mike Harley with "MTC" addressed Council on how the County could fund the new Jail by creating a 6320 non-profit corporation that would raise funds and lease that facility back to the County. This would be the installment-lease option, which would give Council flexibility in preparing infrastructure for a larger facility than currently needed. Mr. Ozmint concluded by answering questions from Council Members. Council had questions regarding the sprung facilities; plans and blue prints and types of buildings for prisoners; and the cost comparison of types of construction. Council thanked all three men for the information, their time and for the informative presentation.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

RECOMMENDATION ON EMERGENCY MANAGEMENT DIRECTOR POSITION

10. On the motion of Mr. Bailey, seconded by Mr. Davis, Council voted unanimously to place the subject of the Emergency Management Director Position in the Public Safety, Health and Human Services Committee of Council.

CANCELLATION OF DEPENDENT ELIGIBILITY AUDIT – REQUESTS FOR PROPOSALS

11. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to authorize the Purchasing Director to notify all of those that have bid upon the Dependent Eligibility Audit, and tell them that Dorchester County will be cancelling that "Requests for Proposals". The reason for the cancelling of the Request for Proposals was that the State Employee Insurance Program would be performing the Audit beginning May 2, 2011.

**1ST READING FOR THE FY 2011-2012 DORCHESTER COUNTY BUDGET ORDINANCE
(BY TITLE ONLY)**

Mr. Ward requested County Council to give 1st Reading to the FY 2011-2012 County Budget Ordinance by title only.

12. On the motion of Mr. Davis, seconded by Mr. Hearn, County Council voted unanimously to give 1st Reading to the FY 2011-2012 County Budget Ordinance by title only.

COMMITTEE REPORT

PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE –CHAIRMAN BILL HEARN

RECOMMENDATION FOR 2ND READING FOR “AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT FOR OAKRIDGE TRACT PURSUANT TO THE SOUTH CAROLINA LOCAL GOVERNMENT DEVELOPMENT AGREEMENT ACT AND DORCHESTER COUNTY ORDINANCE # 10-13 AND AUTHORIZING THE CHAIRMAN OF DORCHESTER COUNTY COUNCIL TO EXECUTE SAID DEVELOPMENT AGREEMENT”

13. Chairman Hearn stated a Planning, Development, and Building Committee meeting was held earlier and the Committee’s recommendation to Council was for 2nd Reading to “An Ordinance Approving a Development Agreement for Oakridge Tract Pursuant to the South Carolina Local Government Development Agreement Act and Dorchester County Ordinance # 10-13 and Authorizing the Chairman of Dorchester County Council to Execute said Development Agreement”, and Council voted unanimously in favor of the recommendation.

The County’s Planning Commission will hold the first Public Hearing, and the second Public Hearing and 3rd Reading are scheduled before Council at its June 6, 2011 County Council Meeting.

PUBLIC HEARINGS & RECOMMENDATIONS FOR 2ND READINGS FOR THE FOLLOWING: REZONING REQUEST #646, JOHN W. HILL; TMS# 152-00-00-099; REZONING REQUEST #647, CONNIE B. & LARRY M. ROBERSON; TMS# 152-00-00-110; REZONING REQUEST #648, VINCENT P. & LOURIE A. MINICHELLO; TMS# 152-00-00-130; REZONING REQUEST #649, WILLIAM R. CUMMINGS; TMS# 152-00-00-129;

14. Chairman Hearn reported that Public Hearings were held on the following Rezoning Requests: #646, 647, 648, and 649, and the Committee’s unanimous recommendation to Council was to approve 2nd Reading to all 4 Rezoning Requests. Council voted unanimously in favor of the recommendation.

Below are descriptions of the four Rezoning Requests, which were all requested to change zonings from Residential Multi-family District (R-4) to Commercial Light Industrial District (CLI).

- Rezoning Request #646 for John W. Hill; TMS# 152-00-00-099, was a request to rezone 1.12 acres located at 103 Beaty Lane near Summerville.
- Rezoning Request #647 for Connie B. and Larry M. Roberson; TMS# 152-00-00-110, was a request to rezone 1.4 acres located at 109 Beaty Lane, near Summerville.
- Rezoning Request #648 for Vincent P. and Lourie A. Minichiello; TMS# 152-00-00-130, was a request to rezone .82 acre located at 104 Beaty Lane near Summerville.
- Rezoning Request #649 for William R. Cummings; TMS# 152-00-00-129, was a request to rezone .82 Acres located at 112 Beaty Lane near Summerville.

APPOINTMENTS TO BOARDS AND COMMISSIONS
DORCHESTER COUNTY SOCIAL SERVICES BOARD

15. On the motion of Mr. Davis, seconded by Mr. Bailey, Council voted unanimously to make a recommendation to the Governor for the re-appointment of Ms. Incentlee Lemon to the Dorchester County Social Services Board, as representative for District #1, and to encourage the Director to have this Board meet regularly.

REQUEST FOR EXECUTIVE SESSION

The County Attorney requested Council's consideration to enter into executive session to discuss a contractual matter concerning the Pine Trace Purchase and to give legal advice concerning the Dorchester Road Project with regard to some noise issues.

EXECUTIVE SESSION 8:35 P.M.

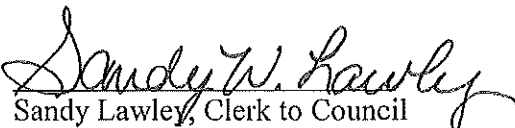
16. On the motion of Mr. Davis, seconded by Mr. Hearn, Council voted unanimously to enter into Executive Session, as requested by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 10:10 P.M.

The County Attorney reported that Council discussed the previously announced items prior to going into Executive Session, and no action was taken.

ADJOURNMENT

17. On the motion of Mr. Chinnis, seconded by Mr. Hearn, Council voted unanimously to adjourn. Time of adjournment was 10:11 p.m.


Sandy Lawley, Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MAY 16, 2011
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Requests to Address Council
- Adoption of Minutes from May 2, 2011 County Council Meeting and May 5, 2011, County Council Budget Meeting
- Adoption of Resolution #11-06, "In Honor of John G. Sullivan"
- Correspondence

3. GUESTS

- Ms. Carolyn Tomlinson, Keep Dorchester County Beautiful, Cigarette Litter Prevention Check Presentation
- Mr. Baird Sanders, President Florence Crittenton Program of SC, Request for Funding
- Mr. Lee Moulder, Dorchester County Budget & Finance Director, April 2011 Finance Report

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading for the following Rezoning Requests:
 - Rezoning Request #646, John W. Hill; TMS# 152-00-00-099,
 - Rezoning Request #647, Connie B. & Larry M. Roberson; TMS# 152-00-00-110
 - Rezoning Request #648, Vincent P. & Lourie A. Minichiello; TMS# 152-00-00-130
 - Rezoning Request #649, William R. Cummings; TMS# 152-00-00-129
- 1st Reading to Amend Section 14.3.2 of Ordinance #04-13, the Dorchester County Zoning and Land Development Standards Ordinance, Regarding Enforcement of Sign Regulations
- 1st Reading to Amend Section 5.6.1.2 of Ordinance #04-13 the Dorchester County Zoning and Land Development Standards Ordinance, Regarding Changing Discontinuation of Non-conforming Uses For One to Two Years

5. COMMITTEE REPORTS

Chairman George Bailey, Public Safety, Health and Human Services Committee Report

- Emergency Management Director Position

Chairman Larry Hargett, Water and Sewer Committee Report

- Request for Sewer Service Honest 1, TMS #136-09-00-043
- Request for Sewer Service Old Fort Fire Station #3, TMS #161-00-00-063

Chairman Larry Hargett, Budget, Finance, and Purchasing Committee Report

- Budget Presentation – School District #2
- Budget Presentation – Dorchester Seniors, Inc.
- Budget Presentation – Trident Technical College
- Budget Presentation – Children in Crisis
- Public Hearing & Recommendation for 2nd Reading for Budget Ordinance for Fiscal Year 2011-2012
- “An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposed for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County”

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- 1st Reading for “An Ordinance Modifying Robert Bosch’s 1992 and 2000 Fee in Lieu of Tax Agreements to Simplified Agreements”
- Law Enforcement Mutual Aid Agreement Dorchester County/Beaufort County
- Executive Session
 - Confidential Economic Development Projects
 - Legal Advice
 - Condemnation of Dorchester Road Tract No.10
 - Pine Trace MOU
 - Appointments Boards and Commissions
 - Fire Contract
 - Personnel Matters
 - Contractual Matters
 - East Edisto Development Agreement
 - Summerville CPW Diversion
 - GASB 45 Liability
 - Old Fort Fire Department Givhans Service Area
 - Truck Purchase – St. George Fire Department
 - State Infrastructure Bank Application

8. ADJOURN

LARRY S. HARGETT
CHAIRMAN

GEORGE H. BAILEY
VICE-CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



WILLIE R. DAVIS

WILLIAM (BILL) HEARN, JR.

DAVID CHINNIS

RICHARD ROSEBROCK

JAY BYARS

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MAY 16, 2011
7:00 P.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin boards 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett, Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Jay Byars
Mr. David Chinnis
Mr. Willie Davis
Mr. William "Bill" Hearn
Mr. Richard Rosebrock
Mr. Jason Ward, County Administrator
Mrs. Ashley McDonald, Deputy County Administrator
Mr. John Frampton, County Attorney
Mrs. Sandy W. Lawley, Clerk to Council

Chairman Hargett called the meeting to order and Councilman Hearn gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

The following individuals filled out cards to address Council:

- Mr. Richard Dash addressed Council concerning senior citizens and his concern over the closure of parts of the Health Department in St. George where seniors receive assistance with Medicaid and that office being open only in Summerville. He requested Council's assistance in getting the office reopened in St. George. Councilman Bailey reported that this was a State Office and requested that Mr. Dash check with the State officials on this change. Council stated that they would try to assist him in any way possible; however, it was a state issue.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

Councilman Hargett recognized Mrs. Janice Jolly from School District Two, who works with the Robotics Program and attended the meeting and introduced Mr. John Kendall Nowocin. Council had passed a Resolution for Mr. Nowocin back in 2006 on his achievements of becoming an Eagle Scout. Mr. Nowocin addressed Council and gave a brief speech on the importance of the Robotics Program. He attended School in District #4 and lives in the town of Dorchester, and was a past member of the First Robotics Team #342, and still works with the program today. He graduated from the Citadel on May 7, 2011 with high honors and continues to work for Bosh as an electrical engineer. Council recognized Mr. Nowocin because this coming fall he will continue to pursue a Master's and PHD in Electrical Engineering with a full scholarship from "MIT" Massachusetts Institute of Technology.

ADOPTION OF MINUTES FROM THE MAY 2, 2011 COUNTY COUNCIL MEETING AND THE MAY 5, 2011, COUNTY COUNCIL BUDGET MEETING

1. On the motion of Mr. Bailey, seconded by Mr. Davis, Council voted unanimously to adopt the Minutes from the May 2, 2011 County Council Meeting, and the May 5, 2011, County Council Budget Meeting.

ADOPTION OF RESOLUTION #11-06, "IN HONOR OF JOHN G. SULLIVAN"

2. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to adopt Resolution #11-06, "In Honor of John G. Sullivan". Chairman Hargett read this Resolution aloud in honor of Mr. Sullivan for his service to the County on the Dorchester County Planning Commission.

CORRESPONDENCE

There were no items of correspondence.

GUESTS

MS. CAROLYN TOMLINSON, KEEP DORCHESTER COUNTY BEAUTIFUL, CIGARETTE LITTER PREVENTION CHECK PRESENTATION

Ms. Carolyn Tomlinson, Keep Dorchester County Beautiful, and several Board Members appeared before Council to present them with a check from Keep America Beautiful in the amount of \$5,000. The check was for the Cigarette Litter Prevention Program. Council thanked Ms. Tomlinson and the members for all of their hard work and dedication to Dorchester County.

MR. BAIRD SANDERS, PRESIDENT FLORENCE CRITTENTON PROGRAM OF SC REQUEST FOR FUNDING

Mr. Baird Sanders, President of the Florence Crittenton Program of SC, addressed Council and presented a short video, which explained the program. In addition, the video was a testimonial to the program because Mr. Sanders was born at the home in Charleston. He stated their mission was to provide young, at-risk pregnant and parenting women comprehensive services to help them become self-sufficient and responsible mothers, and that they value the right of every pregnant young woman to obtain the education, skills, and support needed to have a healthy start in life - for both herself and her child. He stated that the Florence Crittenton residential facility for single pregnant women has been in operation, and continues to be the only agency of its kind in South Carolina. Mr. Sanders requested County Council consider supporting this organization next year, since his request had come after the deadline for budget requests.

GUESTS CONTINUED

FLORENCE CRITTENTON PROGRAM OF SC, REQUEST FOR FUNDING

In addition, Mr. Sanders asked Council if they would be interested in participating as Berkeley County Council did and donate to the organization as private citizens. He gave each member a packet with information about the home and on making a donation. Council thanked Mr. Sanders for his presentation and gave him the information he needed to apply for funding in next year's budget.

MR. LEE MOULDER, DORCHESTER COUNTY BUDGET & FINANCE DIRECTOR, APRIL 2011 FINANCE REPORT

Mr. Lee Moulder, Budget and Finance Director, presented the April 2011 Financial Report and reported the County was holding its own. The report included a summary on tax revenue collection, fines and penalties, intergovernmental revenues, licenses and permits and other financing sources. Mr. Moulder stated all Departments were working hard to keep operating cost in line, and that the majority of taxes have been collected to date, as well as tax revenues from taxes on real property and fees collected. In addition, he stated the report included revenues and expenditures for each of the county's major funds. Mr. Moulder reported that there was a \$3.8 million dollar "Reserve Fund", which was the County's emergency fund. He then explained several different types of funds listed in the report. In addition, Mr. Moulder received and answered questions from Council. Council thanked Mr. Moulder for his report.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

3RD READING FOR THE FOLLOWING REZONING REQUESTS: REZONING REQUESTS #646, JOHN W. HILL; TMS# 152-00-00-099; REZONING REQUEST #647, CONNIE B. & LARRY M. ROBERSON; TMS# 152-00-00-110; REZONING REQUEST #648, VINCENT P. & LOURIE A. MINICHELLO; TMS# 152-00-00-130; REZONING REQUEST #649, WILLIAM R. CUMMINGS; TMS# 152-00-00-129

3. On the motion of Mr. Bailey, seconded by Mr. Hearn, Council voted unanimously to give 3rd Reading to Rezoning Requests #646 for John W. Hill, TMS #152-00-00-099; Rezoning Request #647 for Connie B. and Larry M. Roberson, TMS #152-00-00-110; Rezoning Request #648 for Vincent P. and Lourie A. Minichiello, TMS #152-00-00-130; and Rezoning Request #649 for William R. Cummings, TMS #152-00-00-129.

1ST READING TO AMEND SECTION 14.3.2 OF ORDINANCE #04-13, THE DC ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE, REGARDING ENFORCEMENT OF SIGN REGULATIONS

4. On the motion of Mr. Rosebrock, seconded by Mr. Chinnis, Council voted unanimously to give 1st Reading to "An Ordinance to Amend Section 14.3.2 of Ordinance #04-13, the Dorchester County Zoning and Land Development Standards Ordinance, Regarding Enforcement of Sign Regulations", and to refer this item to the Planning, Development and Building Committee for further consideration. This amendment was recommended by the Planning Commission, and Planning and Zoning Manager, and would empower the Zoning Administrator to confiscate and remove illegal signage placed on public property.

COUNTY ADMINISTRATOR'S TIME-CONTINUED
1ST READING TO AMEND SECTION 5.6.1.2 OF ORDINANCE #04-13 THE DORCHESTER
COUNTY ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE,
REGARDING CHANGING DISCONTINUATION OF NON-CONFORMING USES FOR ONE
TO TWO YEARS

5. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to give 1st Reading to "An Ordinance to Amend Section 5.6.1.2 of Ordinance #04-13 the Dorchester County Zoning and Land Development Standards Ordinance, Regarding Changing Discontinuation of Non-conforming Uses For One to Two Years", and to refer this item to the Planning, Development and Building Committee for further consideration. This amendment was recommended by the Planning Commission and the Planning and Zoning Manager and would extend the discontinuation period for non-conforming uses from one year to two years.

COMMITTEE REPORTS -PUBLIC SAFETY, HEALTH, AND HUMAN SERVICES
COMMITTEE -CHAIRMAN GEORGE BAILEY
RECOMMENDATION ON EMERGENCY MANAGEMENT DIRECTOR POSITION

6. Chairman Bailey reported the Public Safety, Health, and Human Services Committee met earlier and voted to make a recommendation to County Council that the fulltime Emergency Management Director position be consolidated with the Fire Coordinator Director position. Chairman Bailey stated this was a good idea to save taxpayers money, and he felt that it would not put any citizens in jeopardy. This would make the Emergency Management over the Fire Coordinator Director position.

County Council discussed this recommendation in depth before making a decision along with the County Administrator. They also discussed the Administrator's recommendation from the last meeting.

7. Mr. Chinnis motioned to amend the recommendation, seconded by Mr. Hearn, and Council voted six in favor, and one opposed, to the Committee's recommendation and to refer this item back Committee for further study before making a decision.

Councilman Rosebrock opposed.

Chairman Hargett passed the gavel to Vice Chairman Bailey where he could give the Water and Sewer Committee report from its meeting that was held earlier in the evening.

WATER AND SEWER COMMITTEE- CHAIRMAN LARRY HARGETT
REQUEST FOR NEW SEWER SERVICE HONEST 1, TMS #136-09-00-043

8. Chairman Hargett reported a Water and Sewer Committee Meeting was held earlier in the evening and the Committee's recommendation to Council was for approval of new sewer service for Honest 1, identified by TMS #136-09-00-043. Council voted unanimously in favor of the recommendation.

REQUEST FOR SEWER SERVICE OLD FORT FIRE STATION #3, TMS #161-00-00-063

9. Chairman Hargett reported the Committee's recommendation to Council was to approve the request for sewer service to Old Fort Fire Station #3, identified by TMS #161-00-00-063. Council voted unanimously in favor of the recommendation.

BUDGET, FINANCE, AND PURCHASING COMMITTEE, CHAIRMAN LARRY HARGETT

**BUDGET PRESENTATIONS FOR SCHOOL DISTRICT #2, DORCHESTER SENIORS, INC., TRIDENT TECHNICAL COLLEGE AND CHILDREN IN CRISIS
 PUBLIC HEARING & RECOMMENDATION FOR 2ND READING FOR BUDGET FOR ORDINANCE FISCAL YEAR 2011-2012 "AN ORDINANCE TO MAKE APPROPRIATIONS FOR COUNTY GOVERNMENT, EDUCATIONAL, AND FIRE PROTECTION PURPOSED FOR DORCHESTER COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND ENDING JUNE 30, 2012; TO LEVY TAXES FOR THE PAYMENT THEREOF; AND TO PROVIDE FOR THE EXPENDITURE OF SAID TAXES AND OTHER REVENUES COMING INTO THE COUNTY"**

10. Chairman Hargett reported that a Budget, Finance, and Purchasing Committee Meeting was held and the Committee received budget presentations from the following: School District #2, Dorchester Seniors, Inc. Trident Technical College, and Children in Crisis. He reported that a Public Hearing was held on the County's Budget Ordinance for FY 2011-2012 and that the Committee's recommendation to Council was for approval of 2nd Reading of the Budget Ordinance. He then requested the County Administrator to read into the record the figures from the Ordinance.

Mr. Ward read into the record the budget for each of the various entities that Council approves millage and requested to be instructed in any changes needed to be made whereby the motion for 2nd Reading should be changed if necessary:

County General Fund	\$40,964,358
No Tax Increase Budget	
County Capital Improvement Fund	\$3,582,932
No Tax Increase Budget	

School District #2 Operating Budget (Requested)	\$37,899,152
Dorchester County (Net of State Portion)	
State of South Carolina Homestead Exemption Fund	\$ 28,785,156
Total	\$66,684, 308

Mr. Ward stated that currently the Budget Ordinance reflects a no tax increase Budget for District #2 plus the amount of money they receive from the state, which again is comprised of property tax relief, homestead exemption, and the substitute sales tax for 4% properties.

School District #4 Operating Budget (Request not received yet)	
Dorchester County (Net of State Portion)	\$ 9,578,822
State of South Carolina Homestead Exemption Fund	\$ 3,257,922
Total	\$12,836,744

Career School Operating Budget (Request not received yet)	
Dorchester County (Net of State Portion)	\$ 2,369,553
State of South Carolina Homestead Exemption Fund	\$ 1,690,329
Total	\$ 4,059,882

Trident Technical College (No Tax Increase)	\$ 1,705,358
County Library (No Tax Increase)	\$ 2,387,735

However, they have requested an amount that would be near the cap, we have included a no Tax Increase.

BUDGET, FINANCE, AND PURCHASING COMMITTEE
BUDGET PRESENTATIONS- BUDGET PUBLIC HEARING AND 2ND READING
CONTINUED

Dorchester Senior's Inc. (No Tax Increase)	\$ 922,066
Children In Crisis (No Tax Increase)	\$ 489,124
Dorchester County Fire Protection Improvement Fund (No Tax Increase)	\$1,009,108

Mr. Ward stated the remaining numbers are non-tax related entities for Proprietary Fund budgets:

Sewer and Water Utility Fund	\$16,709,107
Solid Waste Enterprise Fund	\$ 5,555,500
Stormwater Utility Fund	\$ 2,224,050

He reported that the remained of the Ordinance stated that 1st Reading was given on the 2nd of May, 2011 and a Public Hearing was held this evening, and one additional Public Hearing was scheduled for May 23, 2011.

11. Chairman Hargett motioned to amend the main motion of giving 2nd Reading to the FY 2011-2012 DC Budget Ordinance, due to a letter he received from Chief Justice Jean Toal sent this week, requesting that the number of hours worked per week for the Dorchester County Magistrates be increased from 200 hours to 210 hours per week. The reason for the request was so the Magistrate's can catch up on their backlog of cases. Therefore, Chairman Hargett proposed that the Magistrates hours be increased from 200 hours per week to 210 hours per week.
12. Mr. Bailey motioned to amend the amendment to the main motion of 2nd Reading to the FY 2011-2012 County Budget Ordinance, regarding the number of hours worked per week for the Dorchester County Magistrates by Chief Justice Jean Toal, requesting the need to increase the hours for the Magistrates from 200 hours to 210 hours per week, and to place this in the Budget, Finance and Purchasing Committee for study. The motion was seconded by Mr. Davis, and Council voted unanimously in favor of the amendment to the amendment to the recommendation.

(Vote on Motion #10)

Vice Chairman Bailey called for the question on the original Committee's recommendation to Council, which was to give 2nd Reading for Budget Ordinance for Fiscal Year 2011-2012 "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposed for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County".

Mr. Ward, stated before Council voted, he had asked for clarification as to whether or not Council wanted to change the amount requested for Schools District Two from the amount that was included (no tax increase) to their requested amount (tax increase). He reported this would be the appropriate time if Council were making the decision to give them the amount they requested versus the no tax increase amount. Councilman Hearn stated he felt the request needed more discussion. Council voted unanimously in favor of the Committee's recommendation for 2nd Reading (motion #10).

Council voted on the Ordinance as read by Mr. Ward and the other issues would be addressed at 3rd Reading.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY PLANNING COMMISSION

13. On the motion of Mr. Hearn, seconded by Mr. Davis, Council voted unanimously to appoint Dr. Dan Heagerty to the Dorchester County Planning Commission, as representative for District #4, as requested by Chairman Hargett.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

1ST READING FOR "AN ORDINANCE MODIFYING ROBERT BOSCH'S 1992 AND 2000 FEE IN LIEU OF TAX AGREEMENTS TO SIMPLIFIED AGREEMENTS"

14. On the motion of Mr. Rosebrock, seconded by Mr. Bailey, Council voted unanimously to give 1st Reading for "An Ordinance Modifying Robert Bosch's 1992 and 2000 Fee in Lieu of Tax Agreements to Simplified Agreements".

LAW ENFORCEMENT MUTUAL AID AGREEMENT - BETWEEN DORCHESTER COUNTY SHERIFF'S OFFICE AND THE BEAUFORT COUNTY SHERIFF'S OFFICE

15. On the motion of Mr. Davis, seconded by Mr. Chinnis, Council voted unanimously to approve the Law Enforcement Mutual Aid Agreement by and between Dorchester County Sheriff's Office and Beaufort County Sheriff's Office.

REQUEST FOR EXECUTIVE SESSION

The County Attorney requested Council's consideration to enter into executive session to receive an update concerning economic development projects, and to give legal advice concerning the condemnation of Dorchester Road Tract 10, a Memorandum of Understanding concerning the Pine Trace property, to discuss and receive legal advice concerning dual office holding and scheduling of DSS Board meetings, and to discuss a proposed new contract with the Fire Departments, and additionally two Personnel Matters and the following Contractual Matters: East Edisto Development Agreement, a diversion of county sewer to Summerville CPW, a Liability concerning GASB 45, a fire contract with Old Fort Fire Department concerning the Givhans Service Area, a truck purchase for the St. George Fire Department, and the State Infrastructure Bank Application.

EXECUTIVE SESSION 8:20 P.M.

16. On the motion of Mr. Davis, seconded by Mr. Hearn, Council voted unanimously to enter into Executive Session, as requested by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 11:40 P.M.

The County Attorney reported that Council discussed the previously announced items prior to going into Executive Session, and no action was taken.

TRUCK PURCHASE – ST. GEORGE FIRE DEPARTMENT

17. On the motion of Mr. Bailey, seconded by Mr. Davis, Council voted unanimously to authorize the approval of the sale of the 2002 Chevrolet Suburban vehicle used by the Coroner's Office to the St. George Fire Department for the sum of \$2,500., with the purchase price coming out of that fire district budget.

DORCHESTER COUNTY ELECTIONS AND VOTER REGISTRATION

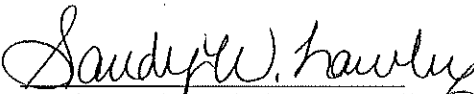
18. On the motion of Mr. Chinnis, seconded by Mr. Rosebrock, Council voted unanimously to approve the reorganization of the Dorchester County Elections and Voter Registration Commission as presented by the Executive Director Joshua Dickard in Executive Session.

SUMMERVILLE CPW DIVERSION

19. On the motion of Mr. Hearn, seconded by Mr. Rosebrock, Council voted unanimously to accept the proposal of the Summerville Commissioners of Public Works of the Town of Summerville to accept the temporary diversion of county sewer flow from County pump station #25 to the Summerville CPW system.

ADJOURNMENT

20. On the motion of Mr. Rosebrock, seconded by Mr. Bailey, Council voted unanimously to adjourn.
Time of adjournment was 11:44 p.m.


Sandy Lawley, Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
BUDGET MEETING
EMS HEADQUARTERS AND MEDIC ONE STATION
821 WEST 5TH NORTH STREET
SUMMERVILLE, SC
JUNE 1, 2011
9:00 A.M.**

1. **INVOCATION AND PLEDGE OF ALLEGIANCE**
2. **DISCUSSION OF FY 2011-2012 COUNTY BUDGET**
3. **ADJOURN**

LARRY S. HARGETT
CHAIRMAN

GEORGE H. BAILEY
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAY BYARS

DAVID CHINNIS

WILLIE DAVIS

WILLIAM "BILL" HEARN, JR.

RICHARD ROSEBROCK

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
BUDGET MEETING
EMS HEADQUARTERS & MEDIC ONE STATION
821 WEST 5TH NORTH STREET
SUMMERVILLE, SOUTH CAROLINA
JUNE 1, 2011
9:00 A.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record,
The Summerville Journal Scene, and the Post and Courier were notified
and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett--Chairman
Mr. George Bailey--Vice Chairman
Mr. Jay Byars
Mr. David Chinnis
Mr. Willie Davis
Mr. Richard Rosebrock
Mr. Jason Ward--Administrator
Mrs. Ashley McDonald--Deputy Administrator
Mr. John Frampton--County Attorney
Mrs. Gina R. Sams--Admin. Asst. to Council

ABSENT: Mr. Bill Hearn

Chairman Hargett called the meeting to order and gave the Invocation.

DISCUSSION OF FY 2011-2012 COUNTY BUDGET

Dorchester County's Administrator, Mr. Ward, stated that this was the 3rd Budget Meeting in a retreat style setting. He stated that in terms of the General Fund, there were some items from the May 5, 2011, Council Budget Meeting, that Council wished to add back into the Budget. Mr. Ward explained the purpose of this meeting was to walk back through the items to be added back and to review the cuts to revenues to fund the add-backs. The following agenda for the FY 2011-2012 Budget was presented:

DISCUSSION OF FY 2011-2012 COUNTY BUDGET-CONTINUED

Agenda Items:

- General Fund
 - I. Add Backs
 - II. Cuts and Revenues to Cover Add Backs
- Capital Fund
- Stormwater Enterprise Fund
- Outside Agencies

Mr. Ward clarified there have not been any changes to the Budget since it was last presented and if there were changes required, Council would need to make a motion to amend the FY 2011- 2012 Budget prior to giving it 3rd Reading.

Budget Balancing Strategies:

The Budget Balancing Strategies as presented included: No New Positions and Limited Operating Requests, Sheriff/Detention Payroll Funded at 99%, a Freeze on Open Positions such as Deputy Administrator-Growth, Appraiser, Maintenance Worker, MEO I, Dispatcher, Vacuum Truck Operator, MEO I, Emergency Planner, and a Fuel Contingency Carry Forward.

Mr. Ward stated the next step was to identify additional cuts and revenues to balance the budget. He reported staff's recommendations for the following items inclusion into the County's FY 2011-2012 Budget:

- Fund Annuity (Grandfather current enrollees at current amount)
- Eliminate Three Unpaid Holidays
- Provide Funding for Essential Add-back Items
- Change Other Post Employment Benefits (GASB 45)

Add Back Expenses-General Fund:

An overview of Departmental concerns regarding additional funding needed for the FY 2011-2012 Budget, as of May 23, 2011, was presented. The departmental overview included the following departments: Auditor, Codes Enforcement, Master in Equity, Magistrate, Sheriff, Fleet Maintenance, Insurance, a listing titled various Departments for unpaid holidays, and Health Insurance Annuity. The sum of the proposed added back expenses to the General Fund totaled \$989,240.

DISCUSSION OF FY 2011-2012 COUNTY BUDGET-CONTINUED

Additional 101 Revenues:

An overview of Additional 101 Revenues were presented and included items for Additional Tax Revenues totaling \$176,660; IT Refresh totaling \$93,930 ;and, Forfeit Land Commission totaling \$17,000. Also presented were the following Carryovers from FY 2011, bringing the Additional 101 Revenues total to \$357,790, and would leave a General Fund deficit of (\$631,450):

- Drug Screening – Risk Management & Safety
- Eliminating LDO Project- Code Enforcement
- Postage from the Assessor
- IT Refresh (changed the way the program was financed)

Add Back Expenses-Capital Fund:

An overview of Departmental concerns regarding additional funding needed for the FY 2011-2012 Budget, as of May 23, 2011 was presented. The departmental overview included the following departments: Facilities Maintenance (Chemical Sprayer for Mosquitoes), EMS (10 Toughbooks for Ambulance), and Detention Center (2 Live Scans). The sum of the proposed add-back expenses to the Capital Fund totaled \$82,118.

Additional 201 Revenues:

An overview of Additional 201 Revenues were presented and included items for Additional Tax Revenues totaling \$24,635.00; Capital Fund Budget for Transfer (into General Fund) totaling \$348,626; Sale of John Deere Grader totaling \$35,000; Sheriff to use alternative funds to purchase Detention Center Van totaling \$28,207; and, reduce Trident Technical College for the Nurse & Science Building from the FY 2012 Budget totaling \$156,927. Also presented were the following Carryovers from the FY 2011 from Trident Technical Distribution in the amount of \$120,173, bringing the Additional 201 Revenues total to \$713,568; and thereby, as proposed would balance the General Fund by having a Capital Fund surplus of \$631,450.

Transfers to General Fund:

Mr. Ward reported the following transfers would be made to balance the FY 2011-2012 Budget and by doing so this would add back the paid holidays and maintain the current plan of Annuity as requested:

- | | |
|--|-------------|
| ▪ General Fund Deficit | (\$631,450) |
| ▪ Capital Fund (transfer to General Fund): | \$631,450 |
| ▪ General Fund Deficit: | \$-0- |

Mr. Ward answered questions for Council Members regarding the County's Capital Improvement Plans and no action was taken.

DISCUSSION OF FY 2011-2012 COUNTY BUDGET-CONTINUED

Overviews of the County's General & Capital Funds were presented and included information of each Fund's millage rate and millage value.

Additionally, discussions were held on the item "*Other Post Employment Benefits GASB 45*". It was reported the Annual Required Contributions and Unfunded Accrued Liability were able to be significantly reduced by utilizing a more accurate formula based upon the percentage of retirees.

There were 2 scenarios offered for Council's consideration. Scenario 1 as presented did not include the additional expense of providing the non-grandfathered employees with any Dorchester County benefit. Scenario 2 did present a \$100 per month subsidy for non- grandfathered employees upon retirement. Under both scenarios this would be until age 65.

COUNCIL'S REQUEST FOR ADMINISTRATOR TO RESERCH REGIONAL IMPLEMENTATION OF SUBJECT MATTER: "OTHER POST EMPLOYMENT BENEFITS GASB 45"

Upon further discussion of the item "*Other Post Employment Benefits GASB 45*", Council requested the County's Administrator to review what has been implemented regionally, possibility through the South Carolina Association of Counties (SCAC) and to review what the regional municipalities were implementing.

Enterprise Funds/Stormwater & Solid Waste:

Mr. Jack Ellis came before Council to present the current Stormwater Program. The presentation provided information regarding Stormwater Regulatory Requirements and Staffing Needs relating to the Municipal Separate Storm Sewer Systems (MS4) Permitting, which focuses on urbanized areas as determined by the most recent census (currently they have been working from the 2000 Census, while waiting for the 2010 Census). The MS4 applies to the southern half of the County (below the Jedburg Road and East of the Ashley River. Discussions were held on the changes in the MS4 Permitting process and its implementation would increase of costs and staffing needs. It was recommended to increase staff for in-house design projects, Agreements with North Charleston, the development of a Long-term Water Quality Monitoring Program and the need to have a Stormwater Discharge Monitoring Program for the Ashley River.

Council discussed receiving data from the South Carolina Department of Environmental Control (DHEC) to better determine the current situation of where Dorchester County stands in the MS4 Permitting concerning the subject of the Ashley River.

RECESS – 10:19 A.M.

Chairman Hargett called for a recess.

RETURN FROM RECESS-10:31A.M.

Chairman Hargett called the meeting back to order.

Chairman Hargett requested a motion to amend the agenda to go into Executive Session and the following actions were taken:

AMENDMENT TO THE AGENDA TO ENTER INTO EXECUTIVE SESSION

1. Mr. Davis motioned to amend the agenda to go into Executive Session, Mr. Bailey seconded the motion.

Clarification was requested on the purpose of going into Executive Session

2. Mr. Bailey motioned to go into Executive Session to receive legal advice concerning the budget requests from School District's Two and Four, Mr. Davis seconded the motion and upon for further clarification the following action was taken:
3. Mr. Chinnis motioned to amend the motion (*Ref: Motion #2*), by amending the agenda to enter into Executive Session for the purpose of receiving legal advice concerning the budgets for School District Two and School District Four, Mr. Davis seconded the motion, and Council voted six in favor and one absent to the motion.

Councilman Hearn was absent.

EXECUTIVE SESSION- 10:35 A.M.

4. On the motion of Mr. Davis, seconded by Mr. Rosebrock , Council voted six in favor and one absent, to enter in to Executive Session for the purpose of receiving legal advice concerning the budgets for School Districts Two and Four.

Councilman Hearn was absent.

RECONVENCE FROM EXECUTIVE SESSION ~ 11:28 A.M.

The meeting was called back to order and no actions were taken on any items discussed in Executive Session.

DISCUSSION OF FY 2011-2012 COUNTY BUDGET-CONTINUED

Discussions were held on the following subjects and no actions were taken:

- Dorchester Career School
- Fire Protection Improvement Fund
- Trident Technical College
- Dorchester County Library
- Children in Crisis, Inc.
- Dorchester Seniors, Inc.
- Non-Profit Requests (unfunded)
- Other Request for Funding (Unfunded)

ADDITIONAL BUSINESS

Prior to concluding the meeting discussion were held on the subject(s) of Cable Franchise Fees and Funding for Parks in Dorchester County.

ADJOURNMENT-11:53 A.M.

4. On the motion of Mr. Bailey, seconded by Mr. Davis, Council voted six in favor and one absent, to adjourn.

Councilman Hearn was absent.

A handwritten signature in black ink, appearing to read "Gina R. Sams", written over a horizontal line.

Gina R. Sams, Admin. Asst. to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
JUNE 6, 2011
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Requests to Address Council
- Adoption of Minutes from May 16, 2011, County Council Meeting and June 1, 2011, Council Budget Meeting
- Public Hearing and 3rd Reading for Ordinance #11-08, "An Ordinance Approving a Development Agreement for Oakridge Tract Pursuant to the South Carolina Local Government Development Agreement Act and Dorchester County Ordinance #10-13 and Authorizing the Chairman of Dorchester County Council to Execute said Development Agreement"
- Adoption of Proclamation #11-01, "Proclaiming June as Myasthenia Gravis Awareness Month"
- Correspondence

3. GUEST

- Mr. Joseph Pye, Superintendent Dorchester County School District Two, Presentation on the State of the District

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading for Ordinance #11-09, the Dorchester County Budget Ordinance for Fiscal Year 2011-2012, "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposes for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County"
- Request for Computers for St. George Police Department
- Road Maintenance Agreement Application –Butternut Ridge Road
- 1st Reading (By Title Only) Dorchester County, South Carolina Fifth Supplemental Ordinance, "A Fifth Supplemental Ordinance Making Provision for the Terms and Conditions of Waterworks and Sewer System Revenue Borrowing by Dorchester County, South Carolina, Authorized by General Bond Ordinance No. 03-06 Enacted by the County Council of Dorchester County, South Carolina on September 2, 2003; Approving the Financing of System Improvements in Dorchester County, South Carolina Through the Borrowing of not Exceeding \$1,398,540 (Plus Capitalized Interest, if any,) from the State Water Pollution Control Revolving Fund, by Agreement with the South Carolina Water Quality Revolving Fund Authority, Pursuant to Title 48, Chapter 5, Code of Laws of South Carolina 1976, as amended; providing for the Agreement to make and to accept a Loan, the Execution and Delivery of a Loan Agreement between Dorchester County and the South Carolina Water Quality Revolving Fund Authority, the Execution and Delivery of a Promissory Note from Dorchester County to the South Carolina Water Quality Revolving Fund Authority; and Other Matters Relating Thereto"

LARRY S. HARGETT
CHAIRMAN

GEORGE H. BAILEY
VICE-CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



WILLIE R. DAVIS

WILLIAM (BILL) HEARN, JR.

DAVID CHINNIS

RICHARD ROSEBROCK

JAY BYARS

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
JUNE 6, 2011
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin boards 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett, Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Jay Byars
Mr. David Chinnis
Mr. Willie Davis
Mr. William "Bill" Hearn
Mr. Richard Rosebrock
Mr. Jason Ward, County Administrator
Mrs. Ashley McDonald, Deputy County Administrator
Mr. John Frampton, County Attorney
Mrs. Sandy W. Lawley, Clerk to Council

Chairman Hargett called the meeting to order and Councilman Hearn gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Only one person filled out a card to address Council:

- Mr. Robert Nenner of Summerville and an employee of School District #2, addressed Council and spoke in favor of School District #2's Budget. He requested Council support and approve the amount of funding requested by the School District.

ADOPTION OF MINUTES FROM MAY 16, 2011 COUNTY COUNCIL MEETING AND JUNE 1, 2011, COUNTY COUNCIL BUDGET MEETING

1. On the motion of Mr. Davis, seconded by Mr. Chinnis, Council voted unanimously to adopt the Minutes from the May 16, 2011 County Council Meeting, and the June 1, 2011, County Council Budget Meeting.

PUBLIC HEARING AND 3RD READING FOR ORDINANCE #11-08, "AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT FOR OAKRIDGE TRACT PURSUANT TO THE SOUTH CAROLINA LOCAL GOVERNMENT DEVELOPMENT AGREEMENT ACT AND DORCHESTER COUNTY ORDINANCE #10-13 AND AUTHORIZING THE CHAIRMAN OF DORCHESTER COUNTY COUNCIL TO EXECUTE SAID DEVELOPMENT AGREEMENT"

Chairman Hargett opened the Public Hearing to receive public comments for proposed Ordinance 11-08, "An Ordinance Approving a Development Agreement for Oakridge Tract Pursuant to the South Carolina Local Government Development Agreement Act and Dorchester County Ordinance #10-13 and authorizing the Chairman of Dorchester County Council to Execute said Development Agreement".

He asked if anyone from the public had any comments. Hearing no comments, the public hearing was closed.

Chairman Hargett entertained a motion for 3rd Reading.

2. On the motion of Mr. Hearn, seconded by Mr. Bailey, Council voted unanimously to give 3rd Reading to Ordinance #11-08, "An Ordinance Approving a Development Agreement for Oakridge Tract Pursuant to the South Carolina Local Government Development Agreement Act and Dorchester County Ordinance #10-13 and Authorizing the Chairman of Dorchester County Council to Execute said Development Agreement".

ADOPTION OF PROCLAMATION #11-01, "PROCLAIMING JUNE AS MYASTHENIA GRAVIS AWARENESS MONTH"

3. On the motion of Mr. Rosebrock, seconded by Mr. Hearn, Council voted unanimously to adopt Proclamation #11-01, "Proclaiming June as Myasthenia Gravis (mi-uhs-THEE-ne-uh GRA-vis) Awareness Month". The Chairman read the Proclamation aloud, and presented it to Ms. Janet A. Myder and Mr. Julian Carnes, co-chairs of the Low Country Myasthenia Gravis Support Group. They both thanked Council and provided insight on this disease.

CORRESPONDENCE

There were no items of correspondence.

GUEST

MR. JOSEPH PYE, SUPERINTENDENT DORCHESTER SCHOOL DISTRICT 2
"STATE OF THE DISTRICT"

Mr. Joseph Pye, Superintendent of Dorchester County School District Two, appeared before Council and stated he wanted to clear up a few issues, which he felt he had not adequately presented in his first presentation to Council in Summerville, and provide a clearer picture on the "State of the District". Mr. Pye stated the main problem was student enrollment was up and funding was down. He reported they are short 262 employees coming to a total of \$13,354,000. Mr. Pye stated the district was asking for \$7.5 million to help meet its goals of maintaining class sizes, beginning to decrease elementary class sizes, and instituting a high school intervention program to address the dropout rate, along with other goals.

Ms. Allyson Duke, Chief Financial Officer, joined Mr. Pye and stated that the \$7.5 million would come from local taxes, state funds and the fund balance. In addition, Ms. Duke compared District 2 to other school districts in the State and explained how their Council's were handling their school budgets. Mr. Pye stated that in the last two budget years, the District was short 102 teachers, through attrition and not filling new positions and now the teachers have too many students to teach. Mr. Pye also discussed the negative results and effects of Act 388 on school funding, and how when the act passed, some members of the Legislative Delegation assured him that it was the best thing for the school. However, he now knows it was not the best thing for the School. One member of Council suggested the School District Two Board complain to the Legislative Delegation in Columbia as a whole, using one voice.

In conclusion, Mr. Pye thanked Council and took questions regarding his request and presentation. Council had questions for Mr. Pye regarding Act 388, the number of students per class, and the number of classes taught per day. In addition, Council had questions on the schools bonded indebtedness, and interest rates on the bonds for the Schools. Ms. Duke stated that she would forward the information to Council on the bond rates and the bonded indebtedness. Two Council Members stated they would like copies of this year's complete School Budget and last year's School Budget. Mr. Pye told them he would be glad to provide them with copies of both. Council thanked Mr. Pye for his presentation and his dedication to the School District.

At this time, Representative Patsy Knight addressed Council and stated that as Treasurer of Dorchester County she opposed Act 388. However, as a Legislature now she faces a problem because the people voted on the changes of Act 388. Representative Knight stated that she would look into this further and stated her door was always open to anyone who needed her assistance.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

3RD READING ORDINANCE FOR ORDINANCE #11-09, THE DORCHESTER COUNTY BUDGET ORDINANCE FOR FISCAL YEAR 2011-2012, "AN ORDINANCE TO MAKE APPROPRIATIONS FOR COUNTY GOVERNMENT, EDUCATIONAL, AND FIRE PROTECTION PURPOSES FOR DORCHESTER COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND ENDING JUNE 30, 2012; TO LEVY TAXES FOR THE PAYMENT THEREOF; AND TO PROVIDE FOR THE EXPENDITURE OF SAID TAXES AND OTHER REVENUES COMING INTO THE COUNTY"

Mr. Ward the County Administrator requested that Council give 3rd Reading to proposed Ordinance #11-09, the Dorchester County Budget Ordinance for Fiscal Year 2011-2012, "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposes for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County", with the amendments that were presented to Council on 6/6/2011.

4. Mr. Chinnis motioned and Mr. Davis seconded, for Council to adopt the changes as presented on June 6, 2011, to the proposed Budget Ordinance #11-09, prior to giving 3rd Reading.

The Chairman asked if there was any discussion before a vote was taken on the above motion. Councilman Hearn asked for a point of clarification on the motion, as to whether or not the motion was referring to the totality of the changes as presented. Councilman Chinnis stated yes, he was referring to the totality of the changes as presented. However, Councilman Chinnis asked Mr. Ward if the amendments changed the total budget, or does it simply reorder items within the budget. Mr. Ward answered that it does, however he did point out that the last two motions found on page three were different, one had to do with information received from the School District #4 Board, and the last change was an amendment, which was not discussed last week involving the Dorchester Senior's Budget.

Councilman Rosebrock stated he had a problem transferring capital funds to the general fund; therefore, he would abstain on voting on the amendments to the Budget. Councilman Hearn added he had a problem with the \$100,000 reduction in the budget for the Dorchester Seniors Inc., and he stated he could not vote to cut the senior's Budget. After discussion, Chairman Hargett called for a vote. Councilman Byars asked if Councilman Chinnis would consider a delay in voting on the budget until Council could get full information from the State on the School Budgets.

Mr. Chinnis withdrew his motion, and Mr. Davis withdrew his second.

5. Mr. Byars motioned, seconded by Mr. Hearn, and Council voted unanimously, to delay 3rd Reading to the proposed Ordinance #11-09, the Dorchester County Budget Ordinance for Fiscal Year 2011-2012, "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposes for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County", for two weeks until the June 20th County Council Meeting, where at that time Council will have all the figures from the State on the funding of the Schools' Budgets.

REQUEST FOR COMPUTERS FOR ST. GEORGE POLICE DEPARTMENT

6. On the motion of Mr. Chinnis, seconded by Mr. Hearn, Council voted unanimously to authorize the donation of up to 13 computers, which do not have an operating system, to the St. George Police Department for their use as requested by Police Chief Anthony Britt.

ROAD MAINTENANCE AGREEMENT APPLICATION – BUTTERNUT RIDGE ROAD

7. On the motion of Mr. Hearn, seconded by Mr. Bailey, Council voted unanimously to approve the Road Maintenance Agreement Application for Butternut Ridge Road. The 1-year maintenance warranty period for Sago Palm Court, which is a 694 foot road was recommended by the Public Works Director.

REQUEST FOR 1ST READING (BY TITLE ONLY) DORCHESTER COUNTY, SOUTH CAROLINA FIFTH SUPPLEMENTAL ORDINANCE, “A FIFTH SUPPLEMENTAL ORDINANCE MAKING PROVISION FOR THE TERMS AND CONDITIONS OF WATERWORKS AND SEWER SYSTEM REVENUE BORROWING BY DORCHESTER COUNTY, SOUTH CAROLINA, AUTHORIZED BY GENERAL BOND ORDINANCE NO. 03-06 ENACTED BY THE COUNTY COUNCIL OF DORCHESTER COUNTY, SOUTH CAROLINA ON SEPTEMBER 2, 2003; APPROVING THE FINANCING OF SYSTEM IMPROVEMENTS IN DORCHESTER COUNTY, SOUTH CAROLINA THROUGH THE BORROWING OF NOT EXCEEDING \$1,398,540 (PLUS CAPITALIZED INTEREST, IF ANY,) FROM THE STATE WATER POLLUTION CONTROL REVOLVING FUND, BY AGREEMENT WITH THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY, PURSUANT TO TITLE 48, CHAPTER 5, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED; PROVIDING FOR THE AGREEMENT TO MAKE AND TO ACCEPT A LOAN, THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN DORCHESTER COUNTY AND THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY, THE EXECUTION AND DELIVERY OF A PROMISSORY NOTE FROM DORCHESTER COUNTY TO THE SOUTH CAROLINA WATER QUALITY REVOLVING FUND AUTHORITY; AND OTHER MATTERS RELATING THERETO”

8. On the motion of Mr. Rosebrock, seconded by Mr. Bailey, Council voted unanimously to give 1st Reading (by title only) to “A Fifth Supplemental Ordinance Making Provision for the Terms and Conditions of Waterworks and Sewer System Revenue Borrowing by Dorchester County, South Carolina, Authorized by General Bond Ordinance No. 03-06 Enacted by the County Council of Dorchester County, South Carolina on September 2, 2003; Approving the Financing of System Improvements in Dorchester County, South Carolina Through the Borrowing of not Exceeding \$1,398,540 (Plus Capitalized Interest, if any,) from the State Water Pollution Control Revolving Fund, by Agreement with the South Carolina Water Quality Revolving Fund Authority, Pursuant to Title 48, Chapter 5, Code of Laws of South Carolina 1976, as amended; providing for the Agreement to make and to accept a Loan, the Execution and Delivery of a Loan Agreement between Dorchester County and the South Carolina Water Quality Revolving Fund Authority, the Execution and Delivery of a Promissory Note from Dorchester County to the South Carolina Water Quality Revolving Fund Authority; and Other Matters Relating Thereto”.

RECESS

Chairman Hargett called for a five minutes recess. The meeting was called back to order at 8:05 p.m.

Chairman Hargett passed the gavel to Vice Chairman Bailey where he could give his Committee reports from the Water and Sewer Committee meeting that was held earlier in the evening, and the Budget, Finance and Purchasing Committee, held on May 23, 2011.

WATER AND SEWER COMMITTEE- CHAIRMAN LARRY HARGETT
REQUEST FOR SEWER SERVICE PINE FOREST PHASE 1, TMS #129-00-00-100
CONTINUED

9. Chairman Hargett stated that there was a request for sewer service to Pine Forest Phase 1, identified by TMS #129-00-00-100, and the Committee's recommendation to Council was to grant the request for approval for the sewer service. Council voted six in favor, and one abstention, on the recommendation.

Councilman Hearn abstained.

REQUEST FOR SEWER SERVICE TAYLOR PLANTATION -PHASE 3A ADDITIONAL
LOTS, TMS #180-00-00-046

10. Chairman Hargett stated that there was a request for sewer service for Taylor Plantation Phase 3A, Additional Lots, identified by TMS# 180-00-00-046, and the Committee's recommendation to Council was for approval of sewer service to the three additional lots. Council voted unanimously in favor of the recommendation.

BUDGET, FINANCE, AND PURCHASING COMMITTEE REPORT,
CHAIRMAN LARRY HARGETT (FROM MAY 23, 2011)
BUDGET PRESENTATIONS FOR SCHOOL DISTRICT #4, DORCHESTER COUNTY
LIBRARY, DORCHESTER COUNTY CAREER AND TECHNOLOGY CENTER, AND
DORCHESTER COUNTY FIRE DEPARTMENT, AND A PUBLIC HEARING FOR BUDGET
ORDINANCE FOR FISCAL YEAR 2011-2012 "AN ORDINANCE TO MAKE
APPROPRIATIONS FOR COUNTY GOVERNMENT, EDUCATIONAL, AND FIRE
PROTECTION PURPOSES FOR DORCHESTER COUNTY FOR THE FISCAL YEAR
BEGINNING JULY 1, 2011, AND ENDING JUNE 30, 2012; TO LEVY TAXES FOR THE
PAYMENT THEREOF; AND TO PROVIDE FOR THE EXPENDITURE OF SAID TAXES
AND OTHER REVENUES COMING INTO THE COUNTY"

Chairman Hargett reported that a Budget, Finance, and Purchasing Committee Meeting was held and the Committee received Budget Presentations from the following entities: School District #4, Dorchester County Library, Dorchester County Career and Technology Center, and Dorchester County Fire Departments. He also stated that a Public Hearing for Budget Ordinance for Fiscal Year 2011-2012, "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposed for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County", and no actions were taken on any of these items.

Vice Chairman Bailey passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

**DORCHESTER COUNTY MENTAL HEALTH CENTER BOARD
FOSTER CARE REVIEW BOARD 1-B**

11. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to make the following two recommendations to the Governor. The appointment of Ms. Sharon Marie Atkinson to the Dorchester County Mental Health Center Board, and the appointment of Ms. Lynn C. Nowell to the Dorchester County Foster Care Review Board 1-B, both as representatives for Dorchester County (At Large).

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

APPROVAL OF EMS MUTUAL AID AGREEMENT

12. On the motion of Mr. Bailey, seconded by Mr. Rosebrock, Council voted unanimously to authorize the execution of three EMS Mutual Aid Agreements with Berkeley, Charleston, and Colleton Counties.

**2ND READING FOR “AN ORDINANCE MODIFYING ROBERT BOSCH’S 1992 AND 2000
FEE IN LIEU OF TAX AGREEMENTS TO SIMPLIFIED AGREEMENTS”**

13. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to give 2nd Reading for “An Ordinance Modifying Robert Bosch’s 1992 and 2000 Fee in Lieu of Tax Agreements to Simplified Agreements”. This will provide the SSRC needed so that the Bosch plant can be connected to the reclaimed water line.

**APPROVAL OF CRIMINAL PATROL TRANSFER AGREEMENT (MOU) BETWEEN
SPARTANBURG COUNTY AND DORCHESTER COUNTY**

14. On the motion of Mr. Chinnis, seconded by Mr. Davis, Council voted unanimously to authorize the execution of a Mutual Aid Agreement between Spartanburg Counties Sheriff’s Office and Dorchester Counties Sheriff’s Office. This agreement will allow the temporary transfer of law enforcement officers, deputies, and agents for the purpose of criminal patrol and interdiction efforts.

**REQUEST FOR CONDEMNATION OF TRACTS #6, TMS #154-16-01-001; &
7, TMS #163-00-00-027 – CONNECTION WITH THE CONSTRUCTION OLD FORT DRIVE**

15. On the motion of Mr. Chinnis, seconded by Mr. Bailey, Council voted unanimously to approve the condemnation of Tract #6, TMS #154-16-01-001, and Tract 7, TMS #163-00-00-027, as recommendation by the Dorchester County Transportation Authority, in connection with the construction of Old Fort Drive Extension.

REQUEST FOR EXECUTIVE SESSION

The County Attorney requested Council’s consideration to enter into executive session to give legal advice regarding County Council Redistricting, and to discuss one contractual matter regarding the Pine Trace Purchase.

EXECUTIVE SESSION 8:20 P.M.

16. On the motion of Mr. Davis, seconded by Mr. Byars, Council voted unanimously to enter into Executive Session, as requested by the County Attorney.

**CHAIRMAN HARGETT CALLED THE MEETING BACK TO ORDER
TO AMEND THE AGENDA TO ADD AN ADDITIONAL ITEM (8:22 P.M.)**

Chairman Hargett called the meeting back to order to request that Council amend the agenda and add an addition item to Executive Session.

17. On the motion of Mr. Bailey, seconded by Mr. Davis, Council voted unanimously to amend the agenda to add an additional item to be discussed in Executive Session, with that item being Winding Woods Development Park.

RECONVENE FROM EXECUTIVE SESSION 9:45 P.M.

The County Attorney reported that Council discussed the previously announced items prior to going into Executive Session, and no action was taken.

PINE TRACE PURCHASE

18. On the motion of Mr. Byars, seconded by Mr. Hearn, Council voted unanimously to authorize the County Administrator to execute the Contract for Purchase of Property for the Pine Trace Property prepared by the State Budget and Control Board and submitted by it to the County.

ADJOURNMENT

19. On the motion of Mr. Rosebrock, seconded by Mr. Bailey, Council voted unanimously to adjourn. Time of adjournment was 9:47p.m.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
JUNE 20, 2011
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Requests to Address Council
- Adoption of Minutes from June 6, 2011 County Council Meeting
- Correspondence

3. GUEST

- Mr. Lou Caputo, CEO of Summerville Medical Center, Briefing on Expansion at Summerville Medical Center

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading for Ordinance #11-09, the Dorchester County Budget Ordinance for Fiscal Year 2011-2012, "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposes for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County"
- Cancellation of the Joint Operating Agreement dated January 11, 2000, between Dorchester County and Frances R. Willis SPCA
- Approval of the "AMENDMENT OF AGREEMENT", between Dorchester County and Frances R. Willis SPCA
- Request for Computers Ridgeville Community Center

5. COMMITTEE REPORTS

Chairman Larry Hargett, Water and Sewer Committee Report

- Request for Water Service to Courtyards at Westcott HOA TMS #162-12-08-061

Chairman Bill Hearn, Planning, Development and Building Committee Report

- Public Hearing and Recommendation for 2nd Reading for "An Ordinance To Amend Dorchester County Zoning and Land Development Standards Ordinance Number 04-13, as Previously Amended, and with Respect to Article V, Section 5.6.1.2. to Change the Time Period from One Year to Two Years and With Respect to Article XIV, Section 14.3.2 To Authorize the Confiscation and Disposal of Illegal Signage"

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

-Public Hearing for "An Ordinance Authorizing the Transfer of Property from a Lease Agreement dated December 1, 2000 by and between Dorchester County and Robert Bosch, LLC with a fee in lieu of Tax and Infrastructure Tax Credit Pursuant to Title 4, Chapter 29 of the Code of Laws of South Carolina, 1976, and a Lease Agreement with Fee In Lieu of Tax Pursuant to Title 4, Chapter 29 of the Code of Laws of South Carolina, 1976, as Amended to a Fee of Infrastructure Tax Credit Agreement Pursuant to Title 12, Chapter 44 of the Code of Laws of South Carolina, 1976, as Amended; The Entering into of Certain Covenants and Agreements and the Execution and Delivery of Certain Instruments Including the Aforesaid Fee and Infrastructure Tax Credit Agreement and the Satisfaction of the Industrial Revenue Bond, Series 2000, and the Satisfaction of the Industrial Revenue Bonds, Series 1992, and Prescribing Matters Related Thereto"

- Executive Session
 - Confidential Economic Development Prospects
 - Legal Advice- 'Mini-Jail Concept'
 - Contractual Matters-Lease of former Newman Clinic Building
 - Stormwater Agreement with North Charleston
 - Personnel Matter

8. ADJOURN

LARRY S. HARGETT
CHAIRMAN

GEORGE H. BAILEY
VICE-CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



WILLIE R. DAVIS

WILLIAM (BILL) HEARN, JR.

DAVID CHINNIS

RICHARD ROSEBROCK

JAY BYARS

COUNTY COUNCIL OF DORCHESTER COUNTY

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MINUTES

DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE

JUNE 20, 2011

7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin boards 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett, Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Jay Byars
Mr. David Chinnis
Mr. Willie Davis
Mr. William "Bill" Hearn
Mr. Richard Rosebrock
Mr. Jason Ward, County Administrator
Mrs. Ashley McDonald, Deputy County Administrator
Mr. John Frampton, County Attorney
Mrs. Sandy W. Lawley, Clerk to Council

Chairman Hargett called the meeting to order and Councilman Davis gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Only one person filled out a card to address Council:

- Mrs. Faith Sellers, with the Dorchester Senior's Inc., addressed Council regarding the Senior Center funding and the type of activities the centers provide. She stated that over 5,000 seniors have registered as members of the centers and reminded Council that the voters passed the Referendum that opened the doors of the two Senior Centers. She requested that all members of Council please take a closer look and leave the Senior Centers Inc., Budget at 2 mills, where they can keep up operations and make improvements as needed.

ADOPTION OF MINUTES FROM JUNE 6, 2011, COUNTY COUNCIL MEETING

1. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to adopt the Minutes from the June 6, 2011, County Council Meeting.

CORRESPONDENCE

There were no items of correspondence.

GUEST

MR. LOU CAPUTO, CEO OF SUMMERVILLE MEDICAL CENTER

Mr. Lou Caputo, CEO of the Summerville Medical Center, addressed and briefed Council on the large expansion at the Summerville Medical Center. Mr. Caputo presented Council with the proposal and a fact sheet on the hospital's first major expansion since 1993, when the hospital opened its doors. He said the 94-bed hospital would expand by adding 30 more beds. Mr. Caputo also gave Council a breakdown of the expansion cost, which would be a \$26 Million project, and would create 250 construction jobs, as well as 50 facility jobs. In conclusion, he thanked Council for all of their support in the past and asked if they had any specific questions. Chairman Hargett asked if there was any way that Council could assist with this expansion. Mr. Caputo explained that the proposal was in the hands of the South Carolina Department of Health and Environmental Control and Council could assist by going to the website on the fact sheet and sending e-mails to DHEC showing its support of the need for expansion. Council thanked Mr. Caputo for briefing and his service to Dorchester County.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

3RD READING FOR ORDINANCE #11-09, THE DORCHESTER COUNTY BUDGET ORDINANCE FOR FISCAL YEAR 2011-2012, "AN ORDINANCE TO MAKE APPROPRIATIONS FOR COUNTY GOVERNMENT, EDUCATIONAL, AND FIRE PROTECTION PURPOSES FOR DORCHESTER COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND ENDING JUNE 30, 2012; TO LEVY TAXES FOR THE PAYMENT THEREOF; AND TO PROVIDE FOR THE EXPENDITURE OF SAID TAXES AND OTHER REVENUES COMING INTO THE COUNTY"

Mr. Ward, County Administrator, requested Council to consider giving 3rd Reading to the proposed Ordinance #11-09, "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposes for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County "; however, he also requested that prior to 3rd Reading, Council please consider amending the budget by making a motion to include amendments.

2. Councilman Bailey motioned to adjourn debate on the FY 2011-2012 Budget Ordinance until Friday, June 24, 2011, and requested to schedule a "Council Budget Workshop" for 6:00 p.m. and to schedule a County Council Meeting for 7:00 p.m. the same evening, to vote on the above titled subject (3rd Reading of the FY 2011-2012 Budget Ordinance). Councilman Rosebrock seconded the motion, and the Chairman asked if there was any discussion on this motion.

3RD READING FOR ORDINANCE #11-09, THE DORCHESTER COUNTY BUDGET ORDINANCE FOR FISCAL YEAR 2011-2012, "AN ORDINANCE TO MAKE APPROPRIATIONS FOR COUNTY GOVERNMENT, EDUCATIONAL, AND FIRE PROTECTION PURPOSES FOR DORCHESTER COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND ENDING JUNE 30, 2012; TO LEVY TAXES FOR THE PAYMENT THEREOF; AND TO PROVIDE FOR THE EXPENDITURE OF SAID TAXES AND OTHER REVENUES COMING INTO THE COUNTY" -CONTINUED

Discussion on above Councilman Bailey's motion:

Councilman Bailey explained his reason for making the above motion was due to there being a lot of items he did not understand and wanted answers to. Councilman Byars requested clarification that Councilman Bailey wanted to have the meeting on a Friday evening at 6:00 p.m. Chairman Hargett then asked if Councilman Bailey wanted to designate a location for the meeting, and he replied Summerville, Council Chambers. Councilman Chinnis stated that delaying the vote would only give Council a few days to get answers and only 60 minutes to discuss them that Friday before voting on the Budget Ordinance, and Council really has had months to look at this budget. Councilman Davis stated Council started early in the year working on the Budget and now the constituents have attended Council meetings expecting the Budget to be adopted, which he understood that issues arose at the State level beyond Council's control, but he did have a problem with the constant delays. Councilman Hearn also joined the discussion and made the following amendment to the motion.

3. Councilman Hearn motioned to amend the main motion to have the proposed "Council Budget Workshop" on Friday, June 24, 2011, at 6:00 p.m. and have the proposed County Council Meeting on Monday, June 27, 2011, at 7:00 p.m. in Summerville in the County Council Chambers, where Council would be more assured to have the answers from Columbia from the Legislators on the School Budgets.

Discussions on the above motion were held prior to it being seconded. Councilman Chinnis stated that on Monday, he would be in Germany and would have to vote via- teleconference. Councilman Byars stated that before Councilman Hearn made this motion he was going to amend the motion having the workshop on Friday morning and the meeting on Monday. Chairman Hargett asked Councilman Bailey if his primary concern was the school budgets, and Councilman Bailey stated that it was. The Chairman asked the County Attorney if Council could pass part of the County Budget and pass the school budgets later. Mr. Frampton stated that all had to be passed at the same time. Mr. Frampton clarified that the Budget could be passed and then amended with three Reading and a Public Hearing later.

Chairman Hargett suggested that Council adopt the Budget and if necessary amend it as stated by the County Attorney. Councilman Bailey stated he still had a problem with the proposed \$100,000 in the requested amendments to the Senior Citizen's Inc. Budget. The Chairman stated that could be amended if Council decided tonight. In addition, Mr. Ward stated he would be out of town on Monday.

Chairman Hargett stated he would like Council to try to give 3rd Reading to the FY 2011-2012 Budget tonight, and if any member had an issue with any of the amendments, they could be voted on separately. He further stated if problems arose with the School Budgets, then the Budget could be amended later.

3RD READING ORDINANCE FOR ORDINANCE #11-09,-CONTINUED

Councilman Hearn stated that he would withdraw his motion to amend. (Motion #3)

Councilman Bailey withdrew his motion and Councilman Rosebrock withdrew his second (Motion #2).

Chairman Hargett requested the County Administrator to read the amendments item by item that was needed for a motion for a Councilman to make to the FY 2011-2012 Budget Ordinance.

Mr. Ward stated, prior to giving 3rd Reading to the Dorchester County Budget Ordinance for Fiscal Year 2011-2012, the following motion would need to be made. This includes making the following changes to FY 2011-2012 for the to the budget ordinance to increase the personnel, operating, and capital object codes for the departments indicated by the following amounts:

ADDITIONAL FUNDING NEEDED:

Object Code	<u>Auditor</u>		
44-01	Rentals and Leases	\$	400.00
55-01	Printing and Binding	\$	2,500.00
62-02	Fuel	\$	250.00
	<u>Codes Enforcement</u>		
43-01	GPS maintenance & service contract newly installed	\$	3,258.00
	<u>Master in Equity</u>		
Various	Increase in State Mandated Wages and Benefits due to pop. > 130,000	\$	42,516.00
	<u>Magistrate</u>		
Various	Add 10 hours per week for 210 hours per weeks	\$	16,374.00
	<u>Sheriff</u>		
13-01	Overtime	\$	148,173.00
62-02	Fuel	\$	50,000.00
44-01	Rentals and Leases	\$	5,500.00
34-13	Meth Lab Disposal	\$	20,000.00
	<u>Fleet Maintenance</u>		
61-35	Parts	\$	32,527.00
	<u>Insurance</u>		
52-01	Insurance	\$	10,000.00
	<u>Various Departments</u>		
Various	Unpaid Holidays (avoid 3 Furlough Days)	\$	307,742.00
21-01	Health Insurance Annuity	\$	350,000.00
Object Code	<u>Facilities Maintenance</u>		
74-09	Chemical Sprayer (Mosquito Sprayer)	\$	5,200.00
	<u>EMS</u>		
74-14	10 Tough Books for Ambulance	\$	43,000.00
	<u>Detention Center</u>		
74-09	Live Scan	\$	33,918.00
	TOTAL		
	CAPITAL/OPERATING	\$	<u>82,118.00</u>

3RD READING ORDINANCE FOR ORDINANCE #11-09,-CONTINUED

Mr. Ward continued stating Council's motion would need to include further moving that Council amend the budget by decreasing the following object codes and carrying over the following revenues from Fiscal Year 2010-2011:

Object Code	Description	
	<u>Decrease</u>	
61-09	IT Refresh – Load Windows XP on Computers	\$ 93,930.00
Various	Forfeit Land Commission – cut proposed budget by \$17,000	\$ 17,000.00
	<u>Carryovers</u>	
34-11	FY 2011 savings for Drug Screening – Risk Management & Safety	\$ 7,000.00
43-01	FY 2011 savings for eliminating LDO project – Codes Enforcement	\$ 20,000.00
53-06	FY 2011 savings for postage – Assessor	\$ 5,000.00
61-09	FY 2011 savings for IT refresh (changed the way financed)	\$ 38,200.00
	<u>201 Fund</u>	
90-10	Transfer to General fund from Capital Fund	\$ 348,626.00
392.01	Sale of John Deere Grader	\$ 35,000.00
90-10	Reduce Trident Tech - Nursing & Science Building FY 2012 Budget (still funds cash flow)	\$ 156,927.00
	<u>Carryovers</u>	
90-10	FY 2011 Savings Trident Tech Distribution	\$ 120,173.00

And, further move to amend the Dorchester County Budget Ordinance for Fiscal Year 2011-2012 by reducing the appropriation for the School District #4 Operating Budget, Dorchester County (Net of State Portion), from \$9,578,822 to \$9,190,158 for a total of \$12,448,080 (\$9,190,158 +, \$3,257,922 State of South Carolina Homestead Exemption Fund), and, further move to amend the Dorchester County Ordinance #11-09, the County's Budget Ordinance for Fiscal Year 2011-2012, by reducing the appropriation for the Dorchester Seniors, Inc., from \$922,066 to \$822,066.

After Mr. Ward read the above Council motion, the Chairman requested a motion to approve the amendment.

- Mr. Davis motioned, seconded by Mr. Chinnis, to give 3rd Reading to the proposed Ordinance #11-09, "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposes for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County", as read by Mr. Ward into the record.

3RD READING ORDINANCE FOR ORDINANCE #11-09 -CONTINUED

However, Mr. Davis stated he had questions regarding the cut of the \$100,000 for the Dorchester Seniors, Inc. His question was concerning the Senior Centers waiting list and wanted to know if the money was not cut would the seniors get improved services. He stated for example, would there be expansions with more seniors being served because Council wanted to make sure their senior citizens were going to see a benefit.

The Chairman explained that now was the time for Council to discuss all of the amendments, as Mr. Davis stated, he was separating one amendment from the other amendments. He then reiterated that Council Members should take out any of the amendments that they were not in favor of before the Budget was given 3rd Reading.

5. On the motion of Mr. Hearn, seconded by Mr. Bailey, Council voted unanimously that the portion of the proposed amendment with regard to the reduction in the Dorchester Seniors, Inc. Budget for Fiscal Year 2011-2012, be removed from the FY 2011-2012 Budget Ordinance Amendments. Therefore, the Senior's Inc Budget would stay at \$922,066.

After discussion over the budget and amendments as read by the County Administrator and the amendment (motion #5), the Administrator explained that this would not affect the budget and it would still be a no tax increase budget. Councilman Bailey stated he felt assured if the County needed the \$100,000 that was placed back in the Senior's budget, there were several places the County could find the money in the upcoming budget. He stated for example that there were some funds leftover in the existing Courthouse House account from feasibility studies done earlier in the year.

6. Council voted six in favor, and one opposed to give 3rd Reading to Ordinance 11-09, "An Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposes for Dorchester County for the Fiscal Year Beginning July 1, 2011, and Ending June 30, 2012; To Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County", as amended.

Councilman Rosebrock opposed.

CANCELLATION OF THE JOINT OPERATING AGREEMENT DATED JANUARY 11, 2000, BETWEEN DORCHESTER COUNTY AND FRANCES R. WILLIS SPCA

7. On the motion of Mr. Davis, seconded by Mr. Hearn, Council voted unanimously to authorize the Administrator to cancel and terminate the Joint Operating Agreement between Dorchester County and Frances R. Willis SPCA, dated January 11, 2000.

APPROVAL OF THE "AMENDMENT OF AGREEMENT", BETWEEN DORCHESTER COUNTY AND FRANCES R. WILLIS SPCA

8. On the motion of Mr. Davis, seconded by Mr. Chinnis, Council voted unanimously to authorize the Administrator to execute the "AMENDMENT OF AGREEMENT", between Dorchester County and Frances R. Willis SPCA.

REQUEST FOR COMPUTER RIDGEVILLE COMMUNITY CENTER

9. On the motion of Mr. Rosebrock, seconded by Mr. Bailey, Council voted unanimously to authorize the donation of seven desktop computers to the Ridgeville Community Center, which do not have an operating system.

Chairman Hargett passed the gavel to Vice Chairman Bailey where he could give his Committee report from the Water and Sewer Committee meeting that was held earlier in the evening

COMMITTEE REPORTS

**WATER AND SEWER COMMITTEE- CHAIRMAN LARRY HARGETT
REQUEST FOR WATER SERVICE TO COURTYARDS AT WESTCOTT HOA,
TMS #162-12-08-061 - CONTINUED**

10. Chairman Hargett reported that the Water and Sewer Committee earlier in the evening with one item on the agenda. The item was a request for water service and the Committee voted to recommend to Council to grant the request for approval for water service to the Courtyards at Westcott HOA, identified by TMS #162-12-08-061. Council voted unanimously in favor of the recommendation.

Vice Chairman Bailey passed the gavel back to Chairman Hargett.

**PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE REPORT,
CHAIRMAN BILL HEARN**

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR "AN
ORDINANCE TO AMEND DORCHESTER COUNTY ZONING AND LAND
DEVELOPMENT STANDARDS ORDINANCE NUMBER 04-13, AS PREVIOUSLY
AMENDED, AND WITH RESPECT TO ARTICLE V, SECTION 5.6.1.2. TO CHANGE THE
TIME PERIOD FROM ONE YEAR TO TWO YEARS AND WITH RESPECT TO ARTICLE
XIV, SECTION 14.3.2 TO AUTHORIZE THE CONFISCATION AND DISPOSAL OF
ILLEGAL SIGNAGE" - CONTINUED**

11. Chairman Hearn stated the Planning, Development, and Building Committee met earlier with one item on the agenda. He stated that a Public Hearing was held and the Committee voted unanimously to recommend to Council for 2nd Reading to be given to, "An Ordinance To Amend Dorchester County Zoning and Land Development Standards Ordinance #04-13, as Previously Amended, and with Respect to Article V, Section 5.6.1.2. to Change the Time Period from One Year to Two Years and With Respect to Article XIV, Section 14.3.2 To Authorize the Confiscation and Disposal of Illegal Signage". Council voted unanimously in favor of the recommendation.

**APPOINTMENTS TO BOARDS AND COMMISSIONS
DORCHESTER COUNTY VETERANS AFFAIRS OFFICER**

12. On the motion of Mr. Bailey, seconded by Mr. Rosebrock, Council voted unanimously to make the recommendation to the Director of Veteran's Affairs to re-appoint Mr. Ed Burns as the Dorchester County Veterans Affairs Officer for another two-year term beginning July 1, 2011.

BERKELEY-CHARLESTON-DORCHESTER COUNCIL OF GOVERNMENTS

13. On the motion of Mr. Rosebrock, seconded by Mr. Hearn, Council voted unanimously to make the recommendation to the Trident Workforce Investment Board to re-appoint Mr. James Villeponteaux, III, to the Trident Workforce Investment Board.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

PUBLIC HEARING FOR “AN ORDINANCE AUTHORIZING THE TRANSFER OF PROPERTY FROM A LEASE AGREEMENT DATED DECEMBER 1, 2000 BY AND BETWEEN DORCHESTER COUNTY AND ROBERT BOSCH, LLC WITH A FEE IN LIEU OF TAX AND INFRASTRUCTURE TAX CREDIT PURSUANT TO TITLE 4, CHAPTER 29 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AND A LEASE AGREEMENT WITH FEE IN LIEU OF TAX PURSUANT TO TITLE 4, CHAPTER 29 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED TO A FEE OF INFRASTRUCTURE TAX CREDIT AGREEMENT PURSUANT TO TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; THE ENTERING INTO OF CERTAIN COVENANTS AND AGREEMENTS AND THE EXECUTION AND DELIVERY OF CERTAIN INSTRUMENTS INCLUDING THE AFORESAID FEE AND INFRASTRUCTURE TAX CREDIT AGREEMENT AND THE SATISFACTION OF THE INDUSTRIAL REVENUE BOND, SERIES 2000, AND THE SATISFACTION OF THE INDUSTRIAL REVENUE BONDS, SERIES 1992, AND PRESCRIBING MATTERS RELATED THERETO”

Mr. Frampton requested the Chairman to hold a public hearing on the above reference Ordinance. This amendment was recommended by the Economic Development Director and Economic Development Board. This will provide the SSRC needed so that the Bosch plant can be connected to the reclaimed water line. Robert Bosch would like to hold off on 3rd Reading until July 2011.

Chairman Hargett opened the Public Hearing for public comments. One person had a question, which was answered by the County Attorney, concerning the Fee in Lieu Agreement, and the simplifying of the agreement, and the transfer.

Upon hearing no further public comments, Chairman Hargett closed the Public Hearing.

REQUEST FOR EXECUTIVE SESSION

The County Attorney requested Council's consideration to enter into executive session to give legal advice regarding several confidential economic development prospects and necessities for the County's Jail, and to discuss two contractual matters concerning the lease of the former Newman Clinic and the Stormwater Agreement with the City of North Charleston, and additionally to discuss a personnel matter concerning the employment contract with the County Administrator.

EXECUTIVE SESSION 7:46 P.M.

14. On the motion of Mr. Davis, seconded by Mr. Hearn, Council voted unanimously to enter into Executive Session, as requested by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 9:02 P.M.

The County Attorney reported that Council discussed the previously announced items prior to going into Executive Session, and no action was taken.

COUNTY ATTORNEY'S TIME – CONTINUED

PERSONNEL MATTER

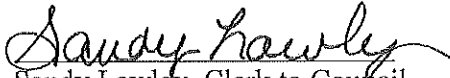
15. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to approve the Extension of Employment Agreement between Dorchester County Council and the County Administrator for a period of 2 years until July 31, 2013, according to the terms discussed in executive session.

STORMWATER AGREEMENT WITH THE CITY OF NORTH CHARLESTON

16. On the motion of Mr. Chinnis, seconded by Mr. Rosebrock, Council voted unanimously to authorize the County Administrator to execute the Stormwater Fee Collection Agreement with the City of North Charleston, provided that the County is not required to institute any litigation to collect unpaid accounts of the City.

ADJOURNMENT

17. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to adjourn. Time of adjournment was 9:09 p.m.


Sandy Lawley, Clerk to Council