

JAMES LEX BYARS, III
CHAIRMAN

GEORGE H. BAILEY
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

TRACEY L. LANGLEY
CLERK TO COUNCIL



CONVERSE A. CHELLIS, IV

C. DAVID CHINNIS

WILLIE R. DAVIS

LARRY S. HARGETT

WILLIAM R. HEARN, JR.

COUNTY COUNCIL OF DORCHESTER COUNTY

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

MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MARCH 05, 2018
7:00 P.M.

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

PRESENT: Mr. Jay Byars, Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Con Chellis
Mr. David Chinnis
Mr. Larry S. Hargett
Mr. William R. Hearn, Jr.
Mr. Jason L. Ward, County Administrator
Mr. Daniel Prentice, Deputy Administrator/CFO
Mr. John Frampton, County Attorney
Ms. Tracey L. Langley, Clerk to Council

ABSENT: Mr. Willie R. Davis

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

CHAIRMAN'S TIME

REQUESTS TO ADDRESS COUNCIL

- Ms. Linda Haynes Whetsell, 108 Atlantic Street, Summerville, she spoke about neglect of her neighborhood and says there is no police protection, trash services, industrial noises, and chemical dusts. She asked for Council's assistance with cleaning up her neighborhood.

- Mayor Clarence Hughes, 487 South Railroad Avenue, Ridgeville, he spoke about work recently done by a contractor who was hired by the County. He said they left a mess and asked for the County's assistance with cleaning it up. He also requested Council consider paving Highway 27 and Highway 173.
- Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, she spoke about full funding from the Local Government Fund. She also spoke about priorities traffic, schools and safety.

Chairman Byars announced that Councilman Davis has been in the hospital and asked that everyone keep him in their thoughts and prayers.

MINUTES

1. On the motion of Councilman Bailey, seconded by Councilman Chinnis, County Council voted six in favor, with one absent (Davis), to adopt the minutes from the February 20, 2018, County Council Meeting.

RESOLUTION #18-04, RECOGNIZING AND HONORING ROBERT V. LEEPER

2. On the motion of Councilman Hargett, seconded by Councilman Bailey, County Council voted six in favor, with one absent (Davis), to adopt Resolution #18-04, Recognizing and Honoring Robert V. Leeper. Mr. Leeper served as a Dorchester County Magistrate for six years and served as a pastor for several decades.

ORDINANCE #18-03, HVAC LEASE PURCHASE AGREEMENT

3. On the motion of Councilman Chinnis, seconded by Councilman Hearn, County Council voted six in favor, with one absent (Davis), to give 3rd Reading to Ordinance #18-03 to Authorize the Execution and Delivery of a Lease Purchase Agreement in Order to Provide for the Acquisition and Installation of Certain Heating, Ventilation, and Air Conditioning (HVAC) Equipment; to Authorize the Execution and Delivery of Various Documents in Connection Therewith; and Other Matters Relating Thereto.

CORRESPONDENCE: No correspondence received.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

REZONING REQUEST #760

4. On the motion of Councilman Hearn, seconded by Councilman Bailey, County Council voted five in favor, with one opposed (Chinnis), and one absent (Davis), to give 1st Reading and referral to the Planning, Development, and Building Committee for a Public Hearing and recommendation regarding Rezoning Request #760 by Hopper Communities to rezone 4.37 acres located on Orangeburg Road in Summerville from General Commercial District (CG) to Single-Family Attached Residential District (R-3), TMS #136-00-00-202.

ROAD MAINTENANCE APPLICATION, SUMMERS CORNER PHASE 1B

5. On the motion of Councilman Bailey, seconded by Councilman Hearn, County Council voted six in favor, with one absent (Davis), to approve a road maintenance acceptance application for Summers Corner Phase 1B.

APPROVAL OF FUNDS FOR SOUTH CAROLINA TECHNICAL COLLEGE SYSTEM REGIONAL TRAINING CENTER

6. On the motion of Councilman Bailey, seconded by Councilman Hearn, County Council voted six in favor, with one absent (Davis), to approve the use of \$750,000 in Capital Funds toward the \$5.5 Million purchase of 1090 Newton Way, Summerville, also known as the American LaFrance Building, to be used by the South Carolina Technical College System as a Regional Training Center with the following conditions for approval/release of funds:
 1. Contingent upon Berkeley and Charleston counties approving funding;
 2. Contingent upon a minimum of 15,000 square feet being set aside for Trident Tech classes;
 3. Contingent upon a deed restriction requiring SC Technical College System to transfer ownership of the building if they stop using it for training for 180 consecutive days.

TRANSFER OF CONTRACTUAL OPERATING FUNDS FOR PERSONEEL IN THE DELINQUENT TAX OFFICE AND A NEW PART-TIME POSITION IN THE CORONER'S OFFICE

7. On the motion of Councilman Chinnis, seconded by Councilman Hearn, County Council voted six in favor, with one absent (Davis), to approve a transfer from contractual operating funds to regular wages in the Delinquent Tax Office to upgrade a Posting Clerk to an Admin IV-Posting Clerk (Grade 8), and a new 20-hour part-time Deputy Coroner (Grade 11) position in the Coroner's Office. This will allow the county to comply with the findings of the 2015 IRS Audit.

APPROVAL OF LETTER TO SCDOT REGARDING TWO RAILROAD CROSSINGS ON HIGHWAY 78

Mr. Ward announced that additional information was received and requested that County Council take no action regarding approval of a letter to SCDOT that expresses Dorchester County's concern about a proposal to install two at grade railroad crossings that would affect mobility along a hurricane evacuation route (Highway 78) and near one of our newest and largest industrial parks near Highway 27. No action was taken.

COMMITTEE REPORTS

CHAIRMAN BAILEY – PUBLIC SAFETY, HEALTH AND HUMAN SERVICES COMMITTEE

Chairman Bailey reported that the Committee met at 6:00 p.m. for discussion and public comments on a draft Ordinance Regulating the Discharge of Firearms in Residential Areas of Unincorporated Dorchester County. No action was taken.

APPOINTMENTS TO BOARDS AND COMMISSIONS: There were no appointments.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

RESOLUTION #18-05, PROJECT STEER

8. On the motion of Councilman Hargett, seconded by Councilman Chinnis, County Council voted six in favor, with one absent (Davis), to adopt Resolution #18-05, Identifying Project Steer, an Economic Development Project to be Located and Constructed in Dorchester County, South Carolina, and Authorizing a Fee-In-Lieu of Tax Agreement By and Between Project Steer LLC, and its Affiliates or Related Entities, and Dorchester County, South Carolina, Providing for Other Related Economic Development Incentives, Including Special Source Revenue Credits; and Other Related Matters.

1ST READING OF AN ORDINANCE, PROJECT STEER

9. On the motion of Councilman Chinnis, seconded by Councilman Chellis, County Council voted six in favor, with one absent (Davis), to give 1st Reading of an Ordinance Authorizing the Execution and Delivery of a Fee-In-Lieu of Ad Valorem Taxes and Incentive Agreement by and Between Dorchester County, South Carolina and Project Steer LLC, to Provide for Payment of a Fee-In-Lieu of Taxes; Authorizing Certain Special Source Revenue Credits; Locating the Project in a Multicounty Industrial Park; and Other Related Matters.

EXECUTIVE SESSION

The County Attorney requested Council's consideration to enter into Executive Session at 7:26 p.m. to discuss the following:

- Legal Advice
 - Opioid Litigation
 - Transportation Impact Fee Litigation
- Confidential Economic Development Projects
 - Confidential Economic Development Projects

RECONVENE FROM EXECUTIVE SESSION

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

APPROVAL OF AGREEMENT FOR SPECIAL COUNSEL REPRESENTATION INITIATING OPIOID LITIGATION

10. On the motion of Councilman Hearn, seconded by Councilman Bailey, County Council voted five in favor, with one abstention (Chinnis), and one absent (Davis), to authorize the County Administrator to execute the Special Counsel Representation Agreement for the purpose of initiating opioid litigation on behalf of Dorchester County.

ADJOURNMENT

11. On the motion of Councilman Bailey, seconded by Councilman Hearn, County Council voted six in favor, with one absent (Davis), to adjourn at approximately 8:32 p.m.


Tracey L. Langley, Clerk to Council