

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
MAY 7, 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. 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
Ms. Rebecca Vance, Deputy Administrator/Community Services
Mr. John Frampton, County Attorney
Ms. Tracey L. Langley, Clerk to Council

ABSENT: Mr. George H. Bailey, Vice Chairman
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 Chellis.

CHAIRMAN'S TIME

Chairman Byars asked that everyone continue to pray for Councilman Davis as he is still in the hospital at MUSC and has been there for quite some time. He said Councilman Davis is working to get back and we wish him all the best. Chairman Byars said we love and miss him and certainly need him here.

Chairman Byars announced that Councilman Bailey was absent from the meeting to be with family and a terminally ill family member in Lexington. He asked that both Councilmen be kept in everyone's prayers.

REQUESTS TO ADDRESS COUNCIL

- Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, she spoke about resurfacing on Trolley Road. She asked if any research had been done on the resurfacing compound. She encouraged everyone to let Jason Ward or Tracey Langley know about potholes and they would get it fixed rather quickly. She also spoke about EMS - the new primetime ambulance, law enforcement - the rise in crime, and lack of funding from the Local Government Fund.
- Ms. Phyllis Hughes, 203 Schoolhouse Road, Dorchester, she thanked County Council for allowing Archives and History to use the old courthouse space and provided an update on archives and artifacts recently received. She said they are having a Memorial Day Ceremony for all military personnel and veterans. She said it will begin in Summerville at 11:30am. Summerville Police, Dorchester County Sheriff's Office and St. George Police will escort the veterans along with the Patriot Guard Riders. Brigadier General Henry Taylor will be the keynote speaker and the topic is repatriation.
- Mr. John Mott, 244 Luden Drive, Apt. B, Summerville, he proposed a paved multi-purpose trail for pedestrians and bicyclist reaching from Miles Jamison Road to Gahagan Park.
- Ms. Angie Crum, 324 Coburn Town Road, Ridgeville, she provided an update on the Ridgeville Community Resource Center. She said the center helped two families in the St. Paul Community who did not have drinking water get wells so they now have drinking water. Ms. Crum said she is also working on a grant for rapid rehousing so the center can rehouse the homeless rapidly.
- Mr. Lester Dempsey, 248 Parlor Drive, Ladson, he asked that County Council immediately place two separate questions about the issuance of bonds on the November 2018 ballot to be voted on as a referendum, one for parks and one for libraries.

Councilman Chinnis said there are a number of things in the presentation that are quite frankly ludicrous. He said there are some assertions that pretend to say that County Council didn't know what the voters wanted but someone else does. Councilman Chinnis said the vote was 61% in favor and 39% opposed. He said a judge has twice sided with the County and he'll take his chances with the folks in Columbia at the Supreme Court. He said County Council voted to approve the sale of the bonds and if the case were dropped tomorrow the bonds could be sold.

Mr. Dempsey said the question is can we put it on the ballot and split the two votes. He said we can move forward to save the taxpayers money. He said it was County Council's call to delay it and cause the interest rates to continue to go up and prolong the start of the project.

Councilman Chinnis said the voters in his district are smart and 61% said let's do this. He said the number wasn't accidental.

Mr. Dempsey said he understood but the lawsuit would continue another year to two years. He said it will be close a million dollars in interest increase on the bonds and said we can correct our mistake and move forward.

Councilman Chinnis said someone who is willing to stand up against the will of the voters blows his mind.

Chairman Byars said the presentation is factually inaccurate.

MINUTES

1. On the motion of Councilman Hargett, seconded by Councilman Chellis, County Council voted five in favor, with two absent (Bailey and Davis), to adopt the minutes from the April 16, 2018, County Council Meeting.

CORRESPONDENCE: No correspondence received.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

REZONING REQUEST #763

2. On the motion of Councilman Hearn, seconded by Councilman Chellis, County Council voted five in favor, with two absent (Bailey and Davis), to give 1st Reading and referral to the Planning, Development, and Building Committee for a Public Hearing and recommendation regarding Rezoning Request #763 by Richard Clapp, Jr. to rezone .46 acre located at 1550 Bacons Bridge Road Near Summerville from Single-Family Residential District (R-1) to Office and Institutional District (OI), TMS #145-13-03-006.

Councilman Chinnis said the petitioner asked for General Commercial (CG) as opposed to Office and Institutional District (OI). He asked Mr. Ward if the petitioner accepted Office and Institutional District (OI).

Mr. Ward said the petitioner accepted Office and Institutional District (OI), and therefore that became the recommendation of the Planning Commission and staff.

1ST READING OF THE DORCHESTER COUNTY BUDGET ORDINANCE FOR FY2018-2019

3. On the motion of Councilman Chellis, seconded by Councilman Hearn, County Council voted five in favor, with two absent (Bailey and Davis), to give 1st Reading by title only to the Dorchester County Budget Ordinance for Fiscal Year 2018-2019, an Ordinance to Make Appropriations for County Government, Educational, and Fire Protection Purposes for Dorchester County for the Fiscal Year Beginning July 1, 2018, and Ending June 30, 2019; to Levy Taxes for the Payment Thereof; and to Provide for the Expenditure of Said Taxes and Other Revenues Coming into the County.

1ST READING OF AN ORDINANCE WITH RESPECT TO “ADULT ESTABLISHMENTS”

On the motion of Councilman Hearn, seconded by Councilman Chinnis, County Council voted five in favor, with two absent (Bailey and Davis), to give 1st Reading and Referral to the Planning Commission and the Planning, Development and Building Committee for Public Hearings and Recommendations on an Ordinance to Amend the Dorchester County Zoning and Land Development Standards Ordinance #04-13, With Respect to Article VI, Section 13(b) “Adult Establishments”, and Article XXV “Definitions” to Amend Adult Book Stores to Adult Novelty Stores (The purpose of this amendment is to broaden the definition of adult stores to include novelty items and devices.)

Mr. Frampton asked if County Council would like to invoke the pending ordinance doctrine.

Councilman Hearn and Councilman Chinnis agreed to withdraw their motion and second to amend the motion to invoke the pending ordinance doctrine.

4. On the motion of Councilman Hearn, seconded by Councilman Chinnis, County Council voted five in favor, with two absent (Bailey and Davis), to give 1st Reading and Referral to the Planning Commission and the Planning, Development and Building Committee for Public Hearings and Recommendations on an Ordinance to Amend the Dorchester County Zoning and Land Development Standards Ordinance #04-13, With Respect to Article VI, Section 13(b) “Adult Establishments”, and Article XXV “Definitions” to Amend Adult Book Stores to Adult Novelty Stores (The purpose of this amendment is to broaden the definition of adult stores to include novelty items and devices.) as amended.

APPROVAL OF DORCHESTER COUNTY PUBLIC LEADERSHIP APPRENTICESHIP PROGRAM

5. On the motion of Councilman Chinnis, seconded by Councilman Hearn, County Council voted five in favor, with two absent (Bailey and Davis), to approve an amendment to the County’s Agreement with Apprenticeship Carolina (SC Technical College System) to include a Public Leadership Program for on-the-job learning and education. This program will train employees in pay grades 8 through 12. As they develop leadership skills, they will receive increases in pay.

REQUEST FOR APPROVAL TO UPGRADE ONE VACUUM TRUCK TECHNICIAN TO A VACUUM TRUCK OPERATOR IN THE WATER AND SEWER DEPARTMENT

6. On the motion of Councilman Hearn, seconded by Councilman Chinnis, County Council voted five in favor, with two absent (Bailey and Davis), to approve the upgrade of a Vacuum Truck Technician (Grade 8 - \$30,750 minimum) to a Vacuum Truck Operator (Grade 9 - \$34,132) in the Water and Sewer Department. This change will allow the department to operate two vacuum truck crews and to reduce reliance on outside vendors, which have been rather costly.

REQUEST FOR APPROVAL TO USE UNALLOCATED 2010 GENERAL OBLIGATION BOND PROCEEDS TO PURCHASE PLAYGROUND EQUIPMENT

7. On the motion of Councilman Hargett, seconded by Councilman Hearn, County Council voted five in favor, with two absent (Bailey and Davis), to approve the use of \$25,000 in 2010 G.O. Bond proceeds to purchase playground equipment for the Texas Community Park related to the Dorchester County Leadership Development Program Project.

COMMITTEE REPORTS

CHAIRMAN BYARS – WATER AND SEWER COMMITTEE

Chairman Byars reported that the Committee met at 6:45 p.m. to discuss the following item:

8. On the recommendation of the Committee, County Council voted five in favor, with two absent (Bailey and Davis), to approve a request for new sewer service by D.R. Horton, Inc. for a 127-lot subdivision near Mallard Road and Orangeburg Road near Summerville, TMS 128-00-00-194.

COUNCIL MEMBER'S TIME – MR. LARRY HARGETT

Councilman Hargett said he has concerns about the brief sent to County Council and he is worried about it. He said it speaks not to the number of people that voted but to the unconstitutionality of how it was done. He said that is why it was kicked from the Appellate Court up to the Supreme Court.

Councilman Chinnis said it was moved from the Supreme Court because it is a constitutional issue and that is the final jurisdiction.

Councilman Hargett made a motion that Dorchester County Council take all necessary steps including three public readings before July 6, 2018, to place on the November 6, 2018, referendum ballot two questions for approval by the electron:

1. Should Dorchester County issue bonds for 30 million dollars for the County Library;
2. Should Dorchester County issue bonds for 13 million dollars for the County Park System.

The motion was not given a second.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

9. On the motion of Councilman Chinnis, seconded by Councilman Hearn, County Council voted five in favor, with two absent (Bailey and Davis), to make a recommendation to the Governor to appoint Ms. Jan Simpson to Board of Elections and Voter Registration.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

2ND READING OF AN ORDINANCE, PROJECT AMBASSADOR

10. On the motion of Councilman Chinnis, seconded by Councilman Chellis, County Council voted five in favor, with two absent (Bailey and Davis), to give 2nd Reading of an Ordinance Authorizing Pursuant to Title 12, Chapter 44 of the Code of Laws of South Carolina 1976, as Amended, the Execution and Delivery of a Fee-In-Lieu of Ad Valorem Taxes Agreement, By and Between Dorchester County, South Carolina and Project Ambassador, as

Sponsor; to Amend an Existing Amended and Restated Agreement for Development of Joint County Industrial Park; and Other Related Matters.

EXECUTIVE SESSION

The County Attorney requested Council's consideration to enter into Executive Session at 7:34 p.m. to discuss the following:

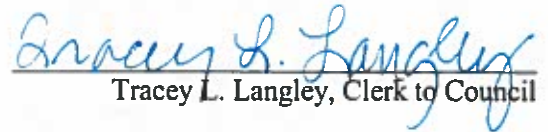
- Legal Advice
 - 507 Ladybug Lane – Dan Ryan Homes
 - Bridlewood Farms Roads

RECONVENE FROM EXECUTIVE SESSION

At approximately 9:01 p.m., Mr. Frampton reported that Council discussed the previously announced items, but no action was taken.

ADJOURNMENT

11. On the motion of Councilman Hearn, seconded by Councilman Chellis, County Council voted five in favor, with two absent (Bailey and Davis), to adjourn at approximately 9:02 p.m.


Tracey L. Langley, Clerk to Council