

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  
KENNETH F. WAGGONER SERVICES CENTER  
COUNCIL CHAMBERS, ST. GEORGE  
JUNE 18, 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. 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. Willie R. Davis  
Mr. Jason L. Ward, County Administrator

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 Bailey.

### **CHAIRMAN'S TIME**

#### **REQUESTS TO ADDRESS COUNCIL**

- Ms. Latish Brown, 758 St. Paul Road, Harleyville, she spoke about her concerns with the development in Harleyville. She spoke about pollution and safety issues and said she is not comfortable with the site there. She said it is not helpful for the learning environment. She believes it should be moved to another location.
- Ms. Cheryl Mushrush, 115 Pear Field Drive, Dorchester, she said she taught school for 30 years and was a substitute after she retired and served on the Dorchester School District 4 Board. She said teachers will have extreme difficulty getting children to hear, focus and learn. She said children will have to tune out the

incessant noise and vibration. She said there is nothing that can be extracted from soil or any money that exchanges hands that is worth more than the education of the children at Harleyville/Ridgeville Middle School, and Harleyville/Ridgeville Elementary School.

- Mr. John Smith, 126 Church Street, Harleyville, he said he is concerned about the sand mine. He said it will affect family, the neighborhood, community health, and safety. He said position doesn't help the health of children in the community. He asked that Council think about their decision.
- Mr. Tim Lewis, 613 East Main Street, Harleyville, he said he graduated from Harleyville/Ridgeville High School. He said they have over 200 signatures on a petition from citizens who disagree with the sand pit. He said it is not a good idea to have the sand pit 50 feet from the school. He said it is a risk to health, and sand and silica are carcinogenic. He also spoke about the traffic and safety issues posed. He said we have written off economic development because no one wants to send their child to a school that has a sand pit only 50 feet from it.
- Ms. Lynda Taylor, Ridgeville, she said every seventh vehicle coming through Ridgeville is a dump truck. She said Charleston County is thanking Dorchester County for the dirt. She asked that Council inventory where we already have borrow pits in the County. She said if Council keeps giving the County away and making it filthy and tearing up the roads, economic development is not going to come here.
- Ms. Angie Crum, 324 Coburn Town Road, Ridgeville, she said she is with the community and the children. She said it appears that School District 4 student's civil rights have been violated. She spoke about the 14<sup>th</sup> Amendment of the Constitution and said it affords equal protection of the law and state. She said the construction company had no concern for the estimated 400 students with respiratory infections at Harleyville Elementary and Harleyville Middle School. She asked Council to object to the sand mine and love the children as if they are their own.

Councilman Bailey thanked everyone for coming. He said he worked hard to get zoning for the western end of the County. Councilman Bailey said if we had it we would not be here today. He encouraged everyone to go to Columbia to DHEC and call their state representative and get them involved.

### MINUTES

1. On the motion of Councilman Hearn, seconded by Councilman Chinnis, County Council voted six in favor, with one absent (Davis), to adopt the minutes from the June 4, 2018, County Council Meeting.

### 3<sup>RD</sup> READING OF ORDINANCE #18-09 IMPOSING A LOCAL HOSPITALITY TAX

2. On the motion of Councilman Chinnis, seconded by Councilman Hargett, County Council voted six in favor, with one absent (Davis), to give 3rd Reading of Ordinance #18-09, Imposing a Local Hospitality Tax Not to Exceed 2% on the Sales of Prepared Meals and Beverages as Defined and Authorized and for the Purposes Set Forth in S.C. Code Annotated Section 6-1-700, Et Seq., as Amended. This Ordinance shall commence on January 1, 2019.

CORRESPONDENCE: No correspondence received.

### GUEST

#### MR. DANIEL PRENTICE, DORCHESTER COUNTY DEPUTY ADMINISTRATOR/CFO

Mr. Prentice gave a summary of revenues and expenditures for the County's major funds through May 31, 2018. He also included a summary of cash on hand in the major funds and status updates on major Water & Sewer, and Stormwater projects.

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

#### MOTION TO AMEND BUDGET ORDINANCE FOR FY 2018 – 2019

3. On the motion of Councilman Chinnis, seconded by Councilman Hearn, County Council voted five in favor, with one opposed (Hargett), and one absent (Davis), to amend the Dorchester County Budget Ordinance for the Fiscal Year Beginning July 1, 2018, and Ending June 30, 2019, as follows:  
The General Fund shall include the following adjustments:

Increase the Use of Fund Balance by \$120,000 to budget for an Interfund Loan from the General Fund to the Fire Fund in FY2019 to be repaid over 3 years.

Increase the Use of Fund Balance by \$500,000 to budget for a Transfer to the Capital Projects Fund in FY2019 for a capital contribution to the SPCA.

Increase the Transfers In from the Enterprise Funds by \$61,052 to reflect the increase in overhead allocation from the Enterprise Funds for the Deputy County Attorney allocation in FY2019.

Increase the Charges for Services revenues in the Sheriff's Office from \$877,484 to \$1,080,517 to reflect the contractual amounts for FY2019 for additional SRO's from all school entities.

Increase the Charges for Services revenues in the Treasurer's Office by \$53,203 to reflect penalty revenue estimated in FY2019 based on FY2018 YTD collections.

Increase Property Tax revenues in the Treasurer's Office by \$512,100 to reflect a .9 mill increase.

The total revenues for the General Fund shall increase from \$54,250,757 to \$55,700,145.

Increase the Communications Support line item in ITS by \$6,168 to provide additional funding needed to cover expenditures in FY2019.

Increase various personnel line items in the Auditor's Office for a total of \$19,773 to add an Admin III (PT) position in FY2019.

Increase various personnel line items in the Assessor's Office for a total of \$15,101 to provide funding for overtime related to reassessment in FY2019.

Increase various personnel line items in EMS for a total of \$40,000 to provide additional funding related to compensation and classification study results to be implemented in FY2019.

Increase various personnel line items in Detention for a total of \$17,672 to provide additional funding related to compensation and classification study results to be implemented in FY2019.

Increase regular wages line items in Building Services by \$1,272 to provide additional funding related to compensation and classification study results to be implemented in FY2019.

Increase various personnel line items in the Sheriff's Office for a total of \$565,493 to add 8 Dispatcher's and 2 additional Deputy's (one for DD2 and one for DD4) and 1 Lieutenant position for the SRO program as well as to provide additional funding related to the compensation and classification study results.

Increase various personnel line items in Economic Development for a total of \$70,812 to provide funding for a new Marketing & Investor Relations Administrator in FY2019.

Increase the Transfer Out to the Fire Fund by \$120,000 for an Interfund Loan to the Fire Fund.

Increase the Transfer Out to the Capital Projects Fund by \$500,000 for a capital contribution to the SPCA.

Increase the Direct Assistance line item for the Public Defender's Office by \$87,475 to provide additional funding in FY2019.

Increase the Contingency line item by \$5,622 in FY2019.

The total expenditures for the General Fund shall increase from \$54,250,757 to \$55,700,145.

The Capital Fund shall include the following revisions:

Increase the Use of Fund Balance by \$500,000 to budget for a Transfer to the Capital Projects Fund in FY2019 for a capital contribution for the SPCA.

The total revenues for the Capital Fund shall increase from \$4,167,902 to \$4,667,902.

Increase the Transfer Out to the Capital Projects Fund by \$500,000 for a capital contribution to the SPCA.

The total expenditures for the Capital Fund shall increase from \$4,167,902 to \$4,667,902.

The Capital Projects Fund shall include the following revisions:

Increase the Transfer In from the General Fund by \$500,000 to budget for a capital contribution to the SPCA.

Increase the Transfer In from the Capital Fund by \$500,000 to budget for a capital contribution to the SPCA.

The total revenues for the Capital Projects Fund shall increase from \$0 to \$1,000,000.

Increase the Direct Assistance line item by \$1,000,000 for the capital contribution to the SPCA.

The total expenditures for the Capital Projects Fund shall increase from \$0 to \$1,000,000.

The Fire Fund shall include the following revisions:

Increase the transfer line item from the General Fund to the Fire Fund by \$120,000 to reflect the Interfund Loan for the Wire Road Station.

Increase the Use of Fund Balance by \$45,000 to allocate the remaining funding from Old Fort Fire Department for the Assistant Fire Marshal position.

The total revenues for the Fire Fund shall increase from \$5,743,254 to \$5,908,254.

Increase various personnel line items in the Fire Fund for a total of \$40,558 to provide funding for additional part-time wages for the St. George station as well as a reclassification.

Increase the Travel line item by \$2,000 to provide additional funding needed to cover expenditures in FY2019.

Increase the Vehicles line item by \$2,442 to provide additional funding needed to cover expenditures in FY2019.

Increase the Buildings line item by \$120,000 to allocate funding from an Interfund Loan from the General Fund to construct a Wire Road Station in FY2019.

The total expenditures for the Fire Fund shall increase from \$5,743,254 to \$5,908,254.

The Stormwater Fund shall include the following revisions:

Increase Stormwater Fee revenues by \$75,000 for FY2019 based on YTD collections for FY2018.

The total revenues for the Stormwater Fund shall increase from \$2,734,487 to \$2,809,487.

Increase various personnel line items in the Stormwater Fund for a total of \$70,032 to add a Civil Engineer position in FY2019.

Increase the Mobile and Cellular line item by \$763 to provide additional funding needed for the Civil Engineer position in FY2019.

Increase the Travel line item by \$2,000 to provide additional funding needed for the Civil Engineer position in FY2019.

Increase the Office Furniture line item by \$190 to provide additional funding needed for the Civil Engineer position in FY2019.

Increase the Computer Equipment line item by \$2,015 to provide additional funding needed for the Civil Engineer position in FY2019.

The total expenditures for the Stormwater Fund shall increase from \$2,734,487 to \$2,809,487.

The Solicitor Fund shall include the following revisions:

Increase revenues in the Solicitor Fund by \$140,777 to accurately reflect the anticipated revenues for FY2019.

The total revenues for the Solicitor Fund shall increase from \$2,782,241 to \$2,923,018\*.

Increase various personnel line items in the Solicitor's Fund by \$140,777 to cover expenditures in FY2019.

The total expenditures for the Solicitor Fund shall increase from \$2,782,241 to \$2,923,018\*.

\*This is the Solicitor's Fund and is needed to true up the budget figures provided by the Solicitor's Office in their funding request. These funds are pass through and do not reflect any change in County funding.

Councilman Hargett made a motion to amend the Dorchester County Budget Ordinance for Fiscal Year 2018-2019, to give 4 mills from the Fire Fund to the Ashley River Fire District.

The motion was not given a second.

Councilman Chellis asked what the percentage of the increase was for the Solicitor's Fund.

Ms. Vance explained that the increase was only pass through and did not reflect any increases requested by the Solicitor's Office.

Councilman Chellis asked if the additional dispatch personnel will fill seats currently vacant.

Ms. Vance said there will be two additional dispatch personnel on each shift thereby filling the seats currently vacant.

She also added that the request by the Solicitor's Office for extra funding is in the direct assistance line item.

4. On the motion of Councilman Bailey, seconded by Councilman Chinnis, County Council voted six in favor, with one absent (Davis), to amend the Dorchester County Budget Ordinance as amended for the Fiscal Year Beginning July 1, 2018, and Ending June 30, 2019, as follows:

Increase the following revenue based upon the June 18, 2018 revenue estimates:

Increase School District #2 Operating Budget		
Dorchester County (Net of State Portion)	from \$46,546,625 to	\$47,712,571
State of South Carolina Homestead Exemption Fund		\$33,314,324
Total	from \$79,860,949 to	\$81,026,895

5. On the motion of Councilman Chinnis, seconded by Councilman Bailey, County Council voted five in favor, with one opposed (Hargett), and one absent (Davis), to give 3rd Reading and final approval of Dorchester County Budget Ordinance #18-10, as Amended, "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."

#### **2<sup>ND</sup> READING OF REZONING REQUEST #760**

6. On the motion of Councilman Chinnis, seconded by Councilman Bailey, County Council voted six in favor, with one absent (Davis), to give 2<sup>nd</sup> Reading of 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.

#### **1<sup>ST</sup> READING OF REZONING REQUEST #770**

7. On the motion of Councilman Chinnis, seconded by Councilman Chellis, County Council voted six in favor, with one absent (Davis), to give 1<sup>st</sup> Reading and Referral to the Planning Commission and Planning, Development, and Building Committee for Public Hearings and Recommendations Regarding Rezoning Request #770 by Courtland Mackey, to Rezone .80 Acre located at 107 Deer Run Road Near Summerville from Multi-Family Residential (R-4) to Single-Family Residential Manufactured Housing District (R-2M), TMS #129-00-00-009.

### **COMMITTEE REPORTS**

#### **CHAIRMAN CHINNIS – PLANNING, DEVELOPMENT AND BUILDING COMMITTEE**

Chairman Chinnis reported that the Committee met at 6:30 p.m. to discuss the following items:

8. On the recommendation of the Committee, County Council voted six in favor, with one absent (Davis), to approve 2<sup>nd</sup> Reading of Rezoning Request #765 by Shirley Droze to Rezone .41 Acre Located at 1743 Central Avenue near Summerville from Multi-Family Residential District (R-4) to Neighborhood Commercial District (CN), TMS #135-16-00-058.
9. On the recommendation of the Committee, County Council voted six in favor, with one absent (Davis), to approve 2<sup>nd</sup> Reading of Rezoning Request #766 by Robert Behr to Rezone 34.22 Acres Located at S. Railroad Avenue near Harleyville from Absence of Controls District (AC) to Industrial District (I), TMS #048-00-00-031.

#### **CHAIRMAN BYARS – WATER AND SEWER COMMITTEE**

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

10. On the recommendation of the Committee, County Council voted six in favor, with one absent (Davis), to approve a request for new sewer service by Calatlantic Group, Inc, for 77 residential homes for Limehouse Plantation Phase 2 subdivision in the Town of Summerville, TMS #152-00-00-035 and TMS #152-00-00-055.

11. On the recommendation of the Committee, County Council voted six in favor, with one absent (Davis), to approve a request for new sewer service by Southwind Homes, LLC, for 135 townhomes located off Shady Lane near the Town of Summerville, TMS #153-00-00-007.
12. On the recommendation of the Committee, County Council voted six in favor, with one absent (Davis), to approve a request for new sewer service by Durr Acres, LLC for 13 residential homes and 2 commercial buildings located off Beech Hill Road, TMS #160-00-00-068, TMS #160-00-00-069 and TMS #160-00-00-048.
13. On the recommendation of the Committee, County Council voted six in favor, with one absent (Davis), to approve a request to use remaining 2006 Water and Sewer Revenue Bond proceeds for the construction of various projects at the Lower Dorchester Wastewater Treatment Plant.

**APPOINTMENTS TO BOARDS AND COMMISSIONS:** There were no appointments.

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

**LEASE EXTENSION AGREEMENT FOR PROBATION, PARDON AND PAROLE**

14. On the motion of Councilman Chinnis, seconded by Councilman Hearn, County Council voted six in favor, with one absent (Davis), to approve a request for a Lease Extension Agreement for 422 Industrial Drive, Summerville for Probation, Pardon and Parole.

**SALE OF HANGAR AT THE SUMMERVILLE AIRPORT**

15. On the motion of Councilman Chinnis, seconded by Councilman Bailey, County Council voted six in favor, with one absent (Davis), to allow the County Administrator to execute leasehold mortgage documents for the sale of a hangar at the Summerville Airport.

**RESOLUTION #18-21, PROJECT OZ**

16. On the motion of Councilman Chellis, seconded by Councilman Chinnis, County Council voted six in favor, with one absent (Davis), to adopt Resolution #18-21, Authorizing an Amendment to the Amended and Restated Agreement for Development of Joint County Industrial Park ("Restated Agreement") By and Between Dorchester County, South Carolina and Orangeburg County, South Carolina, in Order to Expand the Boundaries of the Park to Include Certain Property Located in Orangeburg County and Other Matters Related Thereto (Project Oz).

**EXECUTIVE SESSION**

The County Attorney requested Council's consideration to enter into Executive Session at 7:49 p.m. to discuss the following:

- Legal Advice
  - East Edisto Development Agreement and Form Based Code Amendments

**RECONVENE FROM EXECUTIVE SESSION**

At approximately 9:09 p.m., Mr. Frampton reported that Council discussed the previously announced items, but no action was taken.

**EAST EDISTO DEVELOPMENT AGREEMENT AND FORM BASED CODE AMENDMENTS**

17. On the motion of Councilman Chinnis, seconded by Councilman Bailey, County Council voted six in favor, with one absent (Davis), to give 1<sup>st</sup> Reading by Title Only, of an Ordinance to Amend the East Edisto Form District Master Plan, Ordinance 12-19, as Previously Amended, and referral to the Planning Commission and the Planning, Development, and Building Committee.

**ADJOURNMENT**

18. On the motion of Councilman Chinnis, seconded by Councilman Hearn, County Council voted six in favor, with one absent (Davis), to adjourn at approximately 9:10 p.m.

  
Tracey L. Langley, Clerk to Council