

**AGENDA**  
**DORCHESTER COUNTY COUNCIL**  
**HUMAN SERVICES BUILDING**  
**COUNCIL CHAMBERS, SUMMERVILLE**  
**JULY 1, 2013**  
**7:00 P.M.**

**1. INVOCATION AND PLEDGE OF ALLEGIANCE**

**2. CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

- Requests to Address Council
- Adoption of Minutes from the June 17, 2013, County Council Meeting
- Dorchester County Employee Longevity Program (*County Council will recognize employees who completed 5, 10, 15, 20, 25 and 30 years of service during the second quarter of 2013.*)
- Adoption of Resolution #13-11, "In Honor of Master Sergeant Calandra Serita Jenkins "
- Public Hearing on the Edward Byrne Memorial Justice Assistance Grant Program (*If awarded to Dorchester County, this grant would provide \$28,459 to purchase seven P-25 capable digital vehicle radios for patrol deputies, to reduce the number of outdated, end-of-support, analog radios.*)
- Correspondence

**3. GUEST**

- Ms. Sandra Ligon, SC Human Affairs Commission, Presentation on Establishing a Community Relations Council in Dorchester County

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

- Request for Approval of the Purchase of a Caterpillar 305 Amphibious Excavator
- Request for Approval of a Mutual Aid Agreement with Colleton County Sheriff's Office

**5. COMMITTEE REPORTS**

**Mr. George Bailey – Public Safety, Health and Human Services (5:45 p.m.)**

- Animal Control Issue (Dogs) Tranquil Acres Apartments
- Animal Concern – Old Fort Estates – Limiting the Number of Animals in Residential Areas
- Recommendation for 1st Reading to An Ordinance to Repeal Dorchester County Code of Ordinances, Chapter 8, Article II, Division 2, Section 8-67 through Section 8-70, inclusive, which created the "Dorchester County Lawful Employment Ordinance"
- Water and Sewer at Rosebrock Park for Restroom Facilities
- Beavers

**Mr. Willie Davis – Administrative and Intergovernmental Affairs (6:15 p.m.)**

- Request for Approval of Salary Increases for Countywide Elected Officials

**Mr. William R. Hearn, Jr. – Budget, Finance and Purchasing Committee (6:45 p.m.)**

- Mayor James Williams, Town of Ridgeway, Request for Funding for Summer Youth Workers

**6. APPOINTMENTS TO BOARDS AND COMMISSIONS**

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

- Executive Session
  - Confidential Economic Development Prospects
  - Contractual Matters
    - Potential Sale of Real Estate
    - Agreement Between Dorchester County and Liollio Architecture, Inc. for Renovations to 235 Deming Way for the Dorchester County Elections Commission
  - Legal Advice
    - Threatened Litigation

**8. ADJOURN**

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    - Threatened Litigation

**8. ADJOURN**



WILLIAM R. HEARN, JR.  
CHAIRMAN

GEORGE H. BAILEY  
VICE CHAIRMAN

JASON L. WARD  
COUNTY ADMINISTRATOR

SALLY K. HEBERT  
CLERK TO COUNCIL

JAY BYARS

DAVID CHINNIS

WILLIE DAVIS

CARROLL S. DUNCAN

LARRY S. HARGETT

## 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**  
**JULY 1, 2013**  
**7:00 PM**

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

PRESENT: Mr. William R. Hearn, Jr., Chairman  
Mr. George H. Bailey, Vice Chairman  
Mr. Jay Byars  
Mr. David Chinnis  
Mr. Willie Davis  
Mrs. Carroll S. Duncan  
Mr. Larry Hargett  
Mr. Jason Ward, County Administrator  
Ms. Ashley Jacobs, Deputy Administrator  
Mr. John Frampton, County Attorney  
Ms. Sally K. Hebert, Clerk to Council

Chairman Hearn called to order the meeting of the Dorchester County Council. He invited all to stand for the invocation, which was given by Councilman Bailey and followed by the Pledge of Allegiance.

### **CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

**REQUESTS TO ADDRESS COUNCIL:** There were no requests to address Council.

### **ADOPTION OF MINUTES**

1. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to adopt the minutes from the June 17, 2013, Dorchester County Council Meeting.

**DORCHESTER COUNTY EMPLOYEE LONGEVITY PROGRAM**

Dorchester County recognized employees with 5, 10, 15, 20, 25, and 30 years of service. Mrs. Anne Ayer, Human Resources Director, along with County Council, presented the following employees, who attended the meeting, with certificates and pins: Mr. Michael Derouen (5), Mr. Jon Baggett (5), Ms. Jennifer Melton (5), Ms. Erica Limehouse (5), Ms. Sara Cullinane (5), Councilman Larry Hargett (10) and Mr. Johnny Nettles (10).

**ADOPTION OF RESOLUTION #13-11, "IN HONOR OF MASTER SERGEANT CALANDRA SERITA JENKINS"**

2. On the motion of Councilman Davis, seconded by Councilman Bailey, Council voted unanimously to adopt Resolution #13-11, "In Honor of Master Sergeant Calandra Serita Jenkins," who will be retiring from the United States Air Force at the end of July. Councilman Davis said on behalf of Council he would like to present the Resolution to Msgt. Jenkins at her upcoming retirement party.

**PUBLIC HEARING: EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT**

At approximately 7:30 p.m., Chairman Hearn called to order the public hearing to receive comments on the 2013 Justice Assistance Grant award. Mr. Ward said the grant, if awarded to Dorchester County, would provide \$28,459 to purchase seven P-25 capable digital vehicle radios for patrol deputies to reduce the number of outdated, end-of-support, analog radios. Purchasing these radios will supplement the funds approved in the FY2013-2014 County Budget for radio replacement, he said, which will help public safety maintain interoperability with neighboring counties and public safety agencies. No local match is required, said Mr. Ward. In the absence of any public comments, Chairman Hearn closed the public hearing at approximately 7:32 p.m.

**CORRESPONDENCE:** Items of correspondence were sent to County Council upon receipt by staff.

**GUEST**

**MS. SAUNDRA LIGON, SC HUMAN AFFAIRS COMMISSION, PRESENTATION ON ESTABLISHING A COMMUNITY RELATIONS COUNCIL IN DORCHESTER COUNTY**

Ms. Ligon and Ms. Cheryl Ludlam addressed Council as representatives of the South Carolina Human Affairs Commission whose mission is to prevent and eliminate illegal discrimination in the State of South Carolina. Ms. Ludlam, a resident of Goose Creek, said one of the ways in which they try to achieve that mission is to proactively establish Community Relations Councils in all 46 counties of the state. She said they are not asking for any funding. She said they ask for Council's encouragement, support, time and talent. Ms. Ludlam said they are not an advocacy organization but rather a proactive means to address the growing diversity of population in our state. Ms. Ligon said a Community Relations Council is a formal organization consisting of voluntary representatives of all major interests, organized on a permanent basis to work together for common purposes. She asked for each Council member to consider appointing two or three people to form a Community Relations Council in Dorchester County. She said she would be happy to come back to another Council meeting and further discuss forming this new Community Relations Council in Dorchester County.

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

**REQUEST FOR APPROVAL OF THE PURCHASE OF A CATERPILLAR 305 AMPHIBIOUS EXCAVATOR**

3. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve the purchase of a Caterpillar 305 amphibious excavator using insurance proceeds and Stormwater Fund Balance in the amount of \$173,700. This equipment will help Public Works better maintain Rumphs Hill Creek, Chandler Creek and other areas that are difficult to reach and maintain.

**REQUEST FOR APPROVAL OF A MUTUAL AID AGREEMENT WITH COLLETON COUNTY SHERIFF'S OFFICE**

4. On the motion of Councilman Hargett, seconded by Councilman Byars, Council voted unanimously to approve the Mutual Aid Agreement with Colleton County as requested by the Sheriff.

**COMMITTEE REPORTS**

**CHAIRMAN BAILEY – PUBLIC SAFETY, HEALTH AND HUMAN SERVICES COMMITTEE**

Committee Chairman Bailey reported that the Committee recommends taking no action on the following two committee items: (1) "Animal Control Issue (Dogs) Tranquil Acres Apartments" and (2) "Animal Concern – Old Fort Estates – Limiting the Number of Animals in Residential Areas."

Committee Chairman Bailey reported that the South Carolina Department of Labor, Licensing and Regulation Office of Immigrant Worker Compliance enforces the South Carolina Illegal Immigration Reform Act. He said the Committee recommends 1<sup>st</sup> Reading to Repeal the Dorchester County Lawful Employment Ordinance.

5. Council voted unanimously to approve 1<sup>st</sup> Reading to an Ordinance to Repeal Dorchester County Code of Ordinances, Chapter 8, Article II, Division 2, Section 8-67 through Section 8-70, inclusive, which created the "Dorchester County Lawful Employment Ordinance."

Committee Chairman Bailey said the Committee recommends moving to the Water and Sewer Committee the issue of "Water and Sewer at Rosebrock Park for Restroom Facilities." Chairman Hearn said this simply needed the approval of the Council Chairman, and he was willing to approve.

Committee Chairman Bailey said the Committee recommends moving the issue of "Beavers" to the Public Works, Property and Utilities Committee. Chairman Hearn approved this action.

Chairman Hearn also approved moving the Committee Item "Additional Ingress and Egress into The Ponds Subdivision" from Public Works, Property and Utilities Committee to Public Safety, Health and Human Services Committee.

**CHAIRMAN WILLIE DAVIS – ADMINISTRATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE**

Committee Chairman Davis reported that the Committee met before the Council meeting and recommends approving a five percent pay increase for the Coroner, Clerk of Court, Register of Deeds, and Sheriff and also to provide a five percent increase on the County salary and the state stipend for the Auditor and Treasurer.

6. On the motion of Councilman Chinnis, seconded by Councilman Bailey, Council voted six in favor, with one opposed, to amend the recommendation of the Committee to follow instead the recommendation of the County Administrator to provide the Auditor, Clerk of Court, Coroner, Register of Deeds, Sheriff and Treasurer with a five percent pay increase effective July 1, 2013, and to bring the Auditor and Treasurer's County salaries into parity as they were before the Lockton study by providing the Auditor and Treasurer each with a new County salary of \$55,739. Councilman Hargett opposed.
7. Council voted unanimously to adopt the amended recommendation to provide the Auditor, Clerk of Court, Coroner, Register of Deeds, Sheriff and Treasurer with a five percent pay increase effective July 1, 2013, and to bring the Auditor and Treasurer's County salaries into parity as they were before the Lockton study by providing the Auditor and Treasurer each with a new County salary of \$55,739.

**CHAIRMAN HEARN – BUDGET, FINANCE AND PURCHASING COMMITTEE**

Committee Chairman Hearn reported that the Committee met before the Council meeting to discuss “Mayor James Williams, Town of Ridgeville, Request for Funding for Summer Youth Workers” and recommends unanimously to adjourn discussion of the issue to until July 15.

8. Council voted unanimously to approve the Committee’s recommendation to adjourn discussion of the issue “Mayor James Williams, Town of Ridgeville, Request for Funding for Summer Youth Workers” until July 15.

**APPOINTMENTS TO BOARDS AND COMMISSIONS**

**DORCHESTER COUNTY PARKS AND RECREATION COMMISSION**

9. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to appoint Mr. Fred Skipper to the Dorchester County Parks and Recreation Commission, representing District #2.

**COUNTY ATTORNEY’S TIME**

**EXECUTIVE SESSION**

The County Attorney requested Council’s consideration to enter into Executive Session to discuss the following:

- Confidential Economic Development Prospects
- Contractual Matters
  - Potential Sale of Real Estate
  - Agreement Between Dorchester County and Liollio Architecture, Inc. for Renovations to 235 Deming Way for the Dorchester County Elections Commission
- Legal Advice
  - Threatened Litigation

10. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to enter into Executive Session at approximately 8 p.m. to discuss the above listed items.

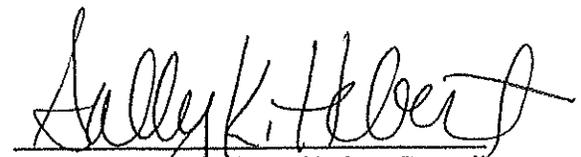
**RECONVENE FROM EXECUTIVE SESSION**

At approximately 9:33 p.m., the County Attorney reported that Council discussed the previously announced items, and no action was taken.

11. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted unanimously to authorize the County Administrator to execute the agreement for architectural services with Liollio Architecture, Inc., for work on 235 Deming Way for the Elections Commission.

**ADJOURNMENT**

12. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to adjourn at approximately 9:25 p.m.

  
Sally K. Hebert, Clerk to Council

**AGENDA**  
**DORCHESTER COUNTY COUNCIL**  
**DORCHESTER COUNTY HUMAN SERVICES BUILDING**  
**COUNCIL CHAMBERS, SUMMERVILLE**  
**JULY 15, 2013**  
**7:00 P.M.**

**1. INVOCATION AND PLEDGE OF ALLEGIANCE**

**2. CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

- Requests to Address Council
- Adoption of Minutes from the July 1, 2013, County Council Meeting
- Correspondence

**3. GUEST**

- Bishop Albert North, Christ Temple International, Presentation on Establishing Rehabilitation Campuses

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

- 2<sup>nd</sup> Reading to An Ordinance to Repeal Dorchester County Code of Ordinances, Chapter 8, Article II, Division 2, Section 8-67 through Section 8-70, inclusive, which created the “Dorchester County Lawful Employment Ordinance”
- 1st Reading and Referral to Planning, Development and Building Committee for a Public Hearing and Recommendation on Rezoning Request #671 for Johnny Stallings for 1950 Central Avenue, TMS #143-02-00-029. *[This request is to rezone a vacant 0.92-acre residential lot from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing {R-1(MA)}.]*
- 1st Reading and Referral to Planning, Development and Building Committee for a Public Hearing and Recommendation on Rezoning Request #672 for Samuel Atkins for 157 McMakin Drive in Pine Hill Acres, TMS #129-01-02-007. *[This request is to rezone a vacant 0.58-acre residential lot from Single-Family Residential (R-1) to Single-Family Residential-Manufactured Housing {R-1(M)}.]*
- Request for Approval of Solid Waste Position Change

**5. COMMITTEE REPORTS**

**Mr. David Chinnis – Planning, Development and Building Committee (6:15 p.m.)**

- Public Hearing and Request for 2<sup>nd</sup> Reading for Rezoning Request #670 for Amanda and Timothy Davidson, 100 Twin Lake Drive, TMS #143-02-00-012, to Rezone a Vacant 2.1-Acre Residential Parcel from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing (R-1, MA)
- Public Hearing and Request for 2<sup>nd</sup> Reading for an Ordinance to Suspend the Approval of Development Under the Dorchester County Zoning and Land Development Standards Ordinance 04-13 (within a section of Pine Hill Acres)

**Mr. William R. Hearn, Jr. – Budget, Finance and Purchasing Committee (6:45 p.m.)**

- Mayor James Williams, Town of Ridgeville, Request for Funding for Summer Youth Workers

**6. APPOINTMENTS TO BOARDS AND COMMISSIONS**

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

- Application of Assignment and Assumption Agreement between Force Protection, Technologies Inc., and General Dynamics Land Systems – Force Protection Inc.
- Executive Session
  - Confidential Community Development Projects
  - Personnel Matters
  - Contractual Matters
    - Architecture and Engineering Contract with Southeastern Design, EOC
    - Real Estate Purchase
    - Real Estate Option
    - Potential Real Estate Purchase

**8. ADJOURN**



WILLIAM R. HEARN, JR.  
CHAIRMAN

GEORGE H. BAILEY  
VICE CHAIRMAN

JASON L. WARD  
COUNTY ADMINISTRATOR

SALLY K. HEBERT  
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JAY BYARS

DAVID CHINNIS

WILLIE DAVIS

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LARRY S. HARGETT

## COUNTY COUNCIL OF DORCHESTER COUNTY

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

**MINUTES**  
**DORCHESTER COUNTY COUNCIL**  
**DORCHESTER COUNTY HUMAN SERVICES BUILDING**  
**COUNCIL CHAMBERS, SUMMERVILLE**  
**JULY 15, 2013**  
**7:00 PM**

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The Summerville Journal Scene and The Post and Courier were notified,  
and a notice was posted on the bulletin board 24 hours before the meeting.

PRESENT: Mr. William R. Hearn, Jr., Chairman  
Mr. George H. Bailey, Vice Chairman  
Mr. David Chinnis  
Mr. Willie Davis  
Mrs. Carroll S. Duncan  
Mr. Larry Hargett  
Mr. Jason Ward, County Administrator  
Ms. Ashley Jacobs, Deputy Administrator  
Mr. John Frampton, County Attorney  
Ms. Sally K. Hebert, Clerk to Council

ABSENT: Mr. Jay Byars

Chairman Hearn called to order the meeting of the Dorchester County Council. He invited all to stand for the invocation, which was given by Councilman Hargett and followed by the Pledge of Allegiance.

### **CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

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

Chairman Hearn recognized the following citizen to address Council:

- Mr. Denis Halloran, 305 Huntington Road in Sweetbriar Subdivision in Summerville, asked Council to address flooding at the entrance of the subdivision. He said the flooding occurs in October and November as much as it does in July.

**ADOPTION OF MINUTES**

1. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to adopt the minutes from the July 1, 2013, Dorchester County Council meeting with one correction from Councilman Hargett. Councilman Byars was absent.

**CORRESPONDENCE:** Items of correspondence were sent to County Council upon receipt by staff.

**GUEST:** Bishop Albert North, Christ Temple International, was scheduled to give a presentation on establishing rehabilitation campuses, but he was not present. Chairman Hearn said his presentation will be rescheduled for a later time.

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

**2<sup>ND</sup> READING TO AN ORDINANCE TO REPEAL DORCHESTER COUNTY CODE OF ORDINANCES, CHAPTER 8, ARTICLE II, DIVISION 2, SECTION 8-67 THROUGH SECTION 8-70, INCLUSIVE, WHICH CREATED THE "DORCHESTER COUNTY LAWFUL EMPLOYMENT ORDINANCE"**

2. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted six in favor, with one absent, to give 2<sup>nd</sup> Reading to An Ordinance to Repeal Dorchester County Code of Ordinances, Chapter 8, Article II, Division 2, Section 8-67 through Section 8-70, inclusive, which created the "Dorchester County Lawful Employment Ordinance." Councilman Byars was absent.

Mr. Ward said the South Carolina Department of Labor, Licensing and Regulation Office of Immigrant Worker Compliance enforces the South Carolina Illegal Immigration Reform Act and Dorchester County's ordinance is no longer required.

**1<sup>ST</sup> READING FOR REZONING REQUEST #671**

3. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted six in favor, with one absent, to approve 1<sup>st</sup> Reading for Rezoning Request #671 for Johnny Stallings for 1950 Central Avenue, TMS #143-02-00-029. Councilman Byars was absent.

Mr. Ward said this request is to rezone a vacant 0.92-acre residential lot from Multi-Family Residential, R-4, to Single-Family Residential-Manufactured Housing, R-1(MA). He said the Planning Commission, voting five in favor with two absent, and staff support the request.

**1<sup>ST</sup> READING FOR REZONING REQUEST #672**

4. On the motion of Councilman Hargett, seconded by Councilman Davis, Council voted six in favor, with one absent, to approve 1<sup>st</sup> Reading for Rezoning Request #672 and referral to the Planning, Development and Building Committee for further consideration for Samuel Atkins for 157 McMakin Drvie in Pine Hill Acres, TMS #129-01-02-007. Councilman Byars was absent.

Mr. Ward said this request is to rezone a vacant 0.58-acre residential lot from Single-Family Residential (R-1) to Single-Family Residential-Manufactured Housing, R-1(M). He said the Planning Commission, voting five in favor with two absent, and staff support the request.

**REQUEST FOR APPROVAL OF SOLID WASTE POSITION CHANGE**

5. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to approve the change of a Guard position to a MEO 1 (Motor Equipment Operator One) position as recommended by the Public Works Director. Councilman Byars was absent.

Mr. Ward said the positions are the same grade, grade 6.

## **COMMITTEE REPORTS**

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

Committee Chairman Chinnis reported that the Committee met before the Council meeting and recommends approving 2<sup>nd</sup> Reading for Rezoning Request #670

6. Council voted six in favor, with one absent, to approve 2<sup>nd</sup> Reading for Rezoning Request #670 for Amanda and Timothy Davidson, 100 Twin Lake Drive, TMS #143-02-00-012, to rezone a vacant 2.1-acre residential parcel from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing (R-1, MA). Councilman Byars was absent.
7. Council voted six in favor, with one absent, to approve 2<sup>nd</sup> Reading for an Ordinance to Suspend the Approval of Development Under the Dorchester County Zoning and Land Development Standards Ordinance 04-13 (within a section of Pine Hill Acres). Councilman Byars was absent.

### **CHAIRMAN HEARN – BUDGET, FINANCE AND PURCHASING COMMITTEE**

Chairman Hearn reported that the Committee met before the Council meeting to discuss one issue.

8. Council voted six in favor, with one absent, to revisit in January the issue of increasing funding for summer youth workers and to explore adding a place on the county website to post job availability. Councilman Byars was absent.

## **APPOINTMENTS TO BOARDS AND COMMISSIONS**

### **DORCHESTER COUNTY PARKS AND RECREATION COMMISSION**

9. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to appoint Mr. Danny Garnette to the Dorchester County Parks and Recreation Commission, representing District #5. Councilman Byars was absent.

## **COUNTY ATTORNEY'S TIME**

### **APPLICATION OF ASSIGNMENT AND ASSUMPTION AGREEMENT BETWEEN FORCE PROTECTION TECHNOLOGIES INC. AND GENERAL DYNAMICS LAND SYSTEMS – FORCE PROTECTION, INC.**

10. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted six in favor, with one absent, to authorize the execution of this assumption agreement between Force Protection Technologies, Inc., and General Dynamics Land Systems – Force Protection, Inc., with Dorchester County conveying the FILOT assets to GDLS. Councilman Byars was absent.

### **EXECUTIVE SESSION**

The County Attorney requested Council's consideration to enter into Executive Session to discuss the following:

- Confidential Community Development Projects
- Two Personnel Matters
- Contractual Matters
  - Architecture and Engineering Contract with Southeastern Design, EOC
  - Potential Real Estate Purchase
  - Potential Real Estate Option
  - Potential Real Estate Purchase

11. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to enter into Executive Session at approximately 7:23 p.m. to discuss the above listed items. Councilman Byars was absent.

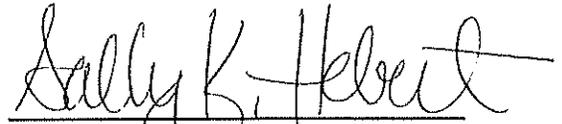
**RECONVENE FROM EXECUTIVE SESSION**

At approximately 10:43 p.m., the County Attorney reported that Council discussed the previously announced items, and no action was taken.

12. On the motion of Councilman Hargett, seconded by Councilman Bailey, Council voted six in favor, with one absent, to proceed with the purchase of Lot 1, containing 2.317 acres as shown on the plat dated June 17, 2013, at the corner of Appian Way and Patriot Boulevard, at a cost of not to exceed \$200,000. Councilman Byars was absent.

**ADJOURNMENT**

13. On the motion of Councilman Bailey, seconded by Councilwoman Duncan, Council voted six in favor, with one absent, to adjourn at approximately 10:45 p.m. Councilman Byars was absent.

  
Sally K. Hebert, Clerk to Council

**AGENDA**  
**DORCHESTER COUNTY COUNCIL**  
**KENNETH F. WAGGONER SERVICES CENTER**  
**COUNTY COUNCIL CHAMBERS, ST. GEORGE**  
**AUGUST 12, 2013**  
**7:00 P.M.**

**1. INVOCATION AND PLEDGE OF ALLEGIANCE**

**2. CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

- Requests to Address Council
- Adoption of Minutes from the July 15, 2013, County Council Meeting
- 3<sup>rd</sup> Reading and Public Hearing for An Ordinance to Repeal Dorchester County Code of Ordinances, Chapter 8, Article II, Division 2, Section 8-67 through Section 8-70, inclusive, which created the “Dorchester County Lawful Employment Ordinance”
- Correspondence

**3. GUESTS**

- Bishop Albert North, Christ Temple International, Presentation on Establishing Rehabilitation Campuses
- Mrs. Kara Gunter, Interim Budget and Finance Director, Budget Report for June 2013

**4. COUNCIL MEMBER'S TIME – MR. GEORGE BAILEY**

- Correspondence – Letter Regarding Blue Star Memorial Highway Marker on US 78
- Public Safety Issue

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

- 3<sup>rd</sup> Reading for Rezoning Request #670 for Amanda and Timothy Davidson, 100 Twin Lake Drive, TMS #143-02-00-012, to Rezone a Vacant 2.1-Acre Residential Parcel from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing (R-1, MA)
- 3<sup>rd</sup> Reading for an Ordinance to Suspend the Approval of Development Under the Dorchester County Zoning and Land Development Standards Ordinance 04-13 (*This ordinance would suspend development permit approvals, primarily for new homes, for the remainder of the 2013 calendar year, within a section of Pine Hill Acres to facilitate drainage improvements in that area.*)
- 1<sup>st</sup> Reading for a Recommendation on Amendments to the Capital Improvement Plan for Roadways in Unincorporated Dorchester County Programming Project #R-21 – US-17A from Flood Heirs Road to SC-642 – to begin FY'14 while postponing project #R-01 to future years. (*This amendment would commit transportation impact fee revenue to improvements of 1.04 miles of Boone Hill Road from Dorchester Road north to the future terminus of the Berlin G. Myers Parkway – Phase III. The segment of Boone Hill Road from Helen Drive to Greenwave Blvd., R-01, would be reserved as a project for future years.*)
- 1<sup>st</sup> Reading for Rezoning Request #673 for Ashley Forest Development LLC for TMS #153-13-04-014 (*This request is to rezone a vacant 0.67-acre residential lot at the corner of Tyvola Drive and Dorchester Road from Single-Family Residential, R-2, to Neighborhood Commercial, CN.*)
- 1<sup>st</sup> Reading for Rezoning Request #674 for Branton Family LP for TMS #152-00-00-066 (*This request is to rezone a vacant 4.45-acre residual parcel along Dorchester Road, between Tyvola and Tasker, from Single-Family Residential, R-2, to Neighborhood Commercial, CN.*)
- Request from Sheriff L.C. Knight for Additional Space in the Dorchester County Offices Annex
- FY 13-14 Budget Request from Dorchester County Solicitor

**6. COMMITTEE REPORTS**

**Mr. William R. Hearn, Jr. – Water and Sewer Committee (6:45 p.m.)**

- Request for New Water and Sewer Service for Carolina Storage Holdings, LLC, 9670 Dorchester Road, North Charleston, TMS #162-00-00-067
- Request for 10 additional sewer connections for Ashley Forest Development, LLC, on Tyvola Drive and Dorchester Road in Ashley Forest subdivision, near Summerville, TMS #152-16-03-007, TMS #152-16-06-008, TMS #152-16-03-009, TMS #153-00-00-138, TMS #153-13-04-010, TMS #153-13-04-011, TMS #153-13-04-012 and TMS #153-13-04-015

- Request for Approval to Meet with Representatives from St. Paul AME Church to Explain the Lake Marion Water Project and Approval to Proceed with the BCDCOG Project Interest Survey

**Mr. George Bailey – Public Safety, Health and Human Services (6:30 p.m.)**

- Volunteer Firefighter Drug Screening

**Mr. Larry Hargett – Public Works, Property & Utilities (6:15 p.m.)**

- Road Maintenance Agreement in Braeland Subdivision

**7. APPOINTMENTS TO BOARDS AND COMMISSIONS**

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

- Executive Session
  - Personnel Matter
    - Master-in-Equity's Office
  - Contractual Matters
    - Architecture and Engineering Contract with Mosley Architects, Dorchester County Detention Center
    - Planned Development Agreement Between Dorchester County and Greenwood Development Regarding Shultz Lake Road as a Secondary Public Access Road into The Ponds Neighborhood
    - Potential Sale of Real Estate (two locations)
  - Legal Advice
    - Colorado CustomWare Bankruptcy
  - Investigative Proceedings Regarding Allegation of Criminal Misconduct: Detention Center Missing Funds

**9. ADJOURN**



WILLIAM R. HEARN, JR.  
CHAIRMAN

GEORGE H. BAILEY  
VICE CHAIRMAN

JASON L. WARD  
COUNTY ADMINISTRATOR

SALLY K. HEBERT  
CLERK TO COUNCIL

JAY BYARS

DAVID CHINNIS

WILLIE DAVIS

CARROLL S. DUNCAN

LARRY S. HARGETT

## 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  
AUGUST 12, 2013  
7:00 PM**

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

PRESENT: Mr. William R. Hearn, Jr., Chairman  
Mr. George H. Bailey, Vice Chairman  
Mr. Jay Byars  
Mr. David Chinnis  
Mr. Willie Davis  
Mrs. Carroll S. Duncan  
Mr. Larry Hargett  
Mr. Jason Ward, County Administrator  
Ms. Ashley Jacobs, Deputy Administrator  
Mr. John Frampton, County Attorney  
Ms. Sally K. Hebert, Clerk to Council

Chairman Hearn called to order the meeting of the Dorchester County Council. He invited all to stand for the invocation, which was given by Councilman Davis and followed by the Pledge of Allegiance.

### **CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

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

Chairman Hearn recognized the following citizens to address Council:

- Mr. Wallace Kizer, 134 Mill Branch Road, thanked Council for providing the money, equipment and manpower to remove beavers from upper Dorchester County and in particular on his property. He thanked Mr. Ward for his assistance.

- Ms. Debbie Ainscough, Pine Hill Acres, spoke in support of the proposed moratorium on development in a portion of Pine Hill Acres.
- Ms. Jean Ott, Ms. Emily Watts, Ms. Faith Sellers, Ms. Julia Hooson, Ms. Patricia Keeler and Ms. Diane Thomas each yielded three minutes of speaking time to Mr. Anthony Oglietti to discuss Dorchester Seniors, Inc. (DSI)
- Mr. Oglietti, 109 Windsor Court, Summerville, asked for a meeting between DSI and County Council. He asked for Council's support for expanding DSI services. He used the bulk of his speaking time to inform Council about letters obtained through a Freedom of Information Act request (FOIA) between Councilman Hargett and Mr. Marvin Johnson, DSI Board Member, and the South Carolina Inspector General.

#### **ADOPTION OF MINUTES**

1. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to adopt the minutes from the July 15, 2013, Dorchester County Council Meeting.

#### **3<sup>RD</sup> READING AND PUBLIC HEARING FOR AN ORDINANCE TO REPEAL DORCHESTER COUNTY CODE OF ORDINANCES, CHAPTER 8, ARTICLE II, DIVISION 2, SECTION 8-67 THROUGH SECTION 8-70, INCLUSIVE, WHICH CREATED THE "DORCHESTER COUNTY LAWFUL EMPLOYMENT ORDINANCE"**

Chairman Hearn opened the public hearing. In the absence of any public comments, Chairman Hearn closed the public hearing.

2. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted unanimously to give 3<sup>rd</sup> Reading and final approval for an Ordinance to Repeal Dorchester County Code of Ordinances, Chapter 8, Article II, Division 2, Section 8-67 through Section 8-70, inclusive, which created the Dorchester County Lawful Employment Ordinance.

**CORRESPONDENCE:** Items of correspondence were sent to County Council upon receipt by staff.

#### **GUESTS**

##### **BISHOP ALBERT NORTH, CHRIST TEMPLE INTERNATIONAL, PRESENTATION ON ESTABLISHING REHABILITATION CAMPUSES**

Bishop North said we have a problem in that we are building more prisons than colleges. He offered statistics about the prison population and recidivism rates. He said he has been working on this issue for many years and wants to establish rehabilitation campuses starting in Dorchester County. Bishop North said he is in contact with other elected officials about this and asked for the support of Dorchester County Council.

##### **MRS. KARA GUNTER, INTERIM BUDGET AND FINANCE DIRECTOR, BUDGET REPORT FOR JUNE 2013**

Mrs. Gunter presented the budget report for the month ending June 30, 2013. She provided a listing of revenue collections and expenditures for the major funds and a report of the cash on hand for the major funds of the County through June 30, 2013.

#### **COUNCIL MEMBER'S TIME – VICE CHAIRMAN GEORGE BAILEY**

Councilman Bailey said he requested time on the agenda for some thank yous. He began by reading a card from Ms. Betty Sojourner on behalf of the Rose Garden Club of St. George thanking County Council for the Blue Star project near the courthouse. Next, Councilman Bailey thanked County employees – particularly in the Public Works Department and the Water and Sewer Department – for working around the clock dealing with all the complications caused by the heavy rains in recent months in an effort to take care of the citizens of Dorchester County. He asked Department Heads to carry the message of thanks from County Council back to their employees. In particular, he

thanked Mr. Matt Halter, Mr. Mike Goldston, Mr. Jim Simpson, Mr. John Frampton, Ms. Kristin Champagne, as well as Mr. David Pugh from the South Carolina Highway Department

Mr. Ward added his thanks to Mr. Tres Atkinson and Mr. Malcom Burns for their help in directing people away from the Edisto River, averting accidents, when water levels were so high. He also thanked Mr. Mario Formisano and Sheriff Knight for all of their help.

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

#### **3<sup>RD</sup> READING FOR REZONING REQUEST #670**

3. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to give 3<sup>rd</sup> Reading and final approval for Rezoning Request #670 for Amanda and Timothy Davidson, 100 Twin Lake Drive, Summerville, TMS #143-02-00-012, to rezone a vacant 2.1-acre residential parcel from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing (R-1, MA) as recommended by the Planning Commission and Planning and Zoning staff.

#### **3<sup>RD</sup> READING FOR AN ORDINANCE TO SUSPEND THE APPROVAL OF DEVELOPMENT UNDER THE DORCHESTER COUNTY ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE 04-13**

4. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to give 3<sup>rd</sup> Reading and final approval for an Ordinance to Suspend the Approval of Development Under the Dorchester County Zoning and Land Development Standards Ordinance 04-13, suspending development permit approvals, primarily for new homes, for the remainder of the 2013 calendar year, within a section of Pine Hill Acres, to facilitate drainage improvements in that area.

#### **1<sup>ST</sup> READING FOR A RECOMMENDATION ON AMENDMENTS TO THE CAPITAL IMPROVEMENT PLAN FOR ROADWAYS IN UNINCORPORATED DORCHESTER COUNTY PROGRAMMING PROJECT #R-21 – US-17A FROM FLOOD HEIRS ROAD TO SC-642 – TO BEGIN FY'14 WHILE POSTPONING PROJECT #R-01 TO FUTURE YEARS**

5. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to approve 1<sup>st</sup> Reading and refer this request to the Budget, Finance and Purchasing Committee and Planning Committee for a recommendation on amendments to the Capital Improvement Plan for Roadways in Unincorporated Dorchester County Programming Project #R-21 – US-17A from Flood Heirs Road to SC-642 (also known as Dorchester Road) – to begin FY'14 while postponing project #R-01 to future years.

Mr. Ward said this amendment would commit transportation impact fee revenue to improvements of 1.04 miles of Boone Hill Road from Dorchester Road north to the future terminus of the Berlin G. Myers Parkway – Phase III. The segment of Boone Hill Road from Helen Drive to Greenwave Blvd., R-01 would be reserved as a project for future years.

#### **1<sup>ST</sup> READING FOR REZONING REQUEST #673**

6. On the motion of Councilwoman Duncan, seconded by Councilman Davis, Council voted unanimously to approve 1<sup>st</sup> Reading for Rezoning Request #673 for Ashley Forest Development LLC for TMS #153-13-04-014 and refer this request to the Planning, Development and Building Committee for further review.

Mr. Ward said this request is to rezone a vacant 0.67-acre residential lot at the corner of Tyvola Drive and Dorchester Road from Single-Family Residential, R-2, to Neighborhood Commercial, CN.

#### **1<sup>ST</sup> READING FOR REZONING REQUEST #674**

7. On the motion of Councilwoman Duncan, seconded by Councilman Davis, Council voted unanimously to approve 1<sup>st</sup> Reading for Rezoning Request #674 for Branton Family LP for TMS # 152-00-00-066 and refer this request to the Planning, Development and Building Committee for further consideration.

Mr. Ward said this request is to rezone a vacant 4.45-acre residual parcel along Dorchester Road, between Tyvola and Tasker, from Single-Family Residential, R-2, to Neighborhood Commercial, CN.

**REQUEST FROM SHERIFF L.C. KNIGHT FOR ADDITIONAL SPACE IN THE DORCHESTER COUNTY OFFICES**

8. On the motion of Councilman Davis, seconded by Councilman Bailey, Council voted unanimously to approve additional space in the Dorchester County Offices Annex for Sheriff L.C. Knight to store boxes of evidence.

**FY 13-14 BUDGET REQUEST FROM DORCHESTER COUNTY SOLICITOR**

9. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted unanimously to refer to the Budget, Finance and Purchasing Committee a request from the Solicitor's Office for the County to provide additional funding for rent (\$53,250) and direct assistance for benefits (\$19,250).

Councilman Bailey asked that the Budget Committee also consider the possibility of moving the Solicitor's Office from 140 North Main Street, Summerville, to 101 Ridge Street, St. George, (the old courthouse) to save money spent on rent.

**COMMITTEE REPORTS**

**CHAIRMAN HARGETT – PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE**

Committee Chairman Hargett reported that the Committee unanimously recommends Council approves the acceptance application for Braeland Subdivision and authorizes starting county maintenance and the Maintenance Liability Period as recommended by Public Works.

10. Council voted unanimously to approve the acceptance application for Braeland Subdivision and authorizes starting county maintenance and the Maintenance Liability Period as recommended by Public Works.

**CHAIRMAN BAILEY – PUBLIC SAFETY, HEALTH AND HUMAN SERVICES COMMITTEE**

Committee Chairman Bailey reported that the Committee unanimously recommends Council approves the request for volunteer firefighter drug screening to include pre-employment, post-accident and random testing.

11. Council voted unanimously to approve adding volunteer firefighters to the county drug testing policy, including pre-employment, post-accident and random drug screening.

**CHAIRMAN HEARN – WATER AND SEWER COMMITTEE**

Committee Chairman Hearn reported that the Committee unanimously recommends Council approves the request for new water and sewer service for Carolina Storage Holdings, LLC, 9670 Dorchester Road, North Charleston, TMS #162-0000-067.

12. Council voted unanimously to approve new water and sewer service for Carolina Storage Holdings, LLC, 9670 Dorchester Road, North Charleston, TMS #162-0000-067.

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

**COUNTY ATTORNEY'S TIME**

**EXECUTIVE SESSION**

The County Attorney requested Council's consideration to enter into Executive Session to discuss the following:

- Personnel Matter
  - Master-in-Equity's Office
- Contractual Matters
  - Architecture and Engineering Contract with Mosley Architects, Dorchester County Detention Center
  - Planned Development Agreement Between Dorchester County and Greenwood Development Regarding Shultz Lake Road as a Secondary Public Access Road into The Ponds Neighborhood
  - Potential Sale of Real Estate (two locations)
- Legal Advice
  - Colorado CustomWare Bankruptcy
- Investigative Proceedings Regarding Allegation of Criminal Misconduct: Detention Center Missing Funds

13. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to enter into Executive Session at approximately 8:05 p.m. to discuss the above listed items.

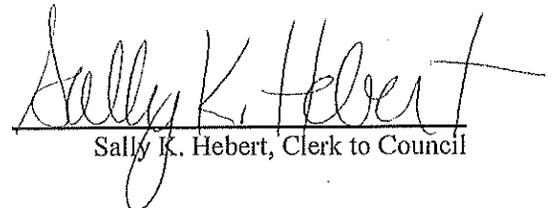
**RECONVENE FROM EXECUTIVE SESSION**

At approximately 11:02 p.m., the County Attorney reported that Council discussed the previously announced items, and no action was taken.

14. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted unanimously to authorize the position of Court Coordinator Grade 10 for the office of the Master-in-Equity to be funded from the carry over budget for FY 2013-2014 and to be considered as a permanent position in the FY 2014-2015 budget.
15. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to authorize the County Administrator to execute the listing agreement for the sale of the lot owned by Dorchester County in Kings Grant with ReMax Pro Realty for \$275,000.

**ADJOURNMENT**

16. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to adjourn at approximately 11:04 p.m.

  
Sally K. Hebert, Clerk to Council

**AGENDA  
DORCHESTER COUNTY COUNCIL  
SPECIAL CALLED COUNCIL MEETING  
HUMAN SERVICES BUILDING  
COUNCIL CHAMBERS, SUMMERVILLE  
AUGUST 26, 2013  
3:00 P.M.**

1. **INVOCATION AND PLEDGE OF ALLEGIANCE**
  
2. **CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**
  - Solicitor's Office
  - Dorchester Seniors, Inc.
  
3. **ADJOURN**

WILLIAM R. HEARN, JR.  
CHAIRMAN

GEORGE H. BAILEY  
VICE CHAIRMAN

JASON L. WARD  
COUNTY ADMINISTRATOR

SALLY K. HEBERT  
CLERK TO COUNCIL



JAY BYARS

DAVID CHINNIS

WILLIE DAVIS

CARROLL S. DUNCAN

LARRY S. HARGETT

## 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

### AGENDA DORCHESTER COUNTY COUNCIL SPECIAL CALLED COUNCIL MEETING HUMAN SERVICES BUILDING COUNCIL CHAMBERS, SUMMERVILLE AUGUST 26, 2013 3:00 P.M.

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

PRESENT: Mr. William R. Hearn, Jr., Chairman  
Mr. George H. Bailey, Vice Chairman  
Mr. Jay Byars  
Mr. David Chinnis  
Mr. Willie Davis  
Mrs. Carroll S. Duncan  
Mr. Larry S. Hargett  
Mr. Jason Ward, Administrator  
Ms. Ashley Jacobs, Deputy Administrator  
Mr. John Frampton, County Attorney  
Ms. Sally K. Hebert, Clerk to Council

Chairman Hearn called to order the special called meeting of Dorchester County Council. He invited all to stand for the invocation, which was given by Councilman Davis and followed by the Pledge of Allegiance.

#### **CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

Chairman Hearn welcomed everyone and thanked them for attending. During the course of the meeting, he recognized Senator Sean Bennett and Summerville Town Councilman Aaron Brown and thanked them for attending as well. He said he called the meeting today to discuss Dorchester Seniors, Inc. (DSI), and to address a business item related to the Solicitor's Office.

**SOLICITOR'S OFFICE**

1. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to approve the transfer of \$55,000 from Non-Departmental Department to the Solicitor's Department Budget in the Direct Assistance line item to support the Summary Court Program.

**DORCHESTER COUNTY CHIEF FINANCIAL OFFICER**

Chairman Hearn called on Mr. Ward to introduce new staff. Mr. Ward welcomed Mr. Justin Powell, newly hired Dorchester County Chief Financial Officer (CFO). He said Mr. Powell previously worked for the City of Greenville where he served as Budget Administrator. As Dorchester County's new CFO, Mr. Powell will supervise the following departments: Budget and Finance, Human Resources, Purchasing, Assessor's Office, Risk Management and Safety. Additionally, he will serve as a liaison to the County Auditor, County Treasurer, Delinquent Tax Collector and Register of Deeds. Council and the public welcomed Mr. Powell with a round of applause.

**DORCHESTER SENIORS, INC.**

Chairman Hearn gave a recap of events causing dissension among the DSI Board and Council that began more than a year ago. He opened the floor to receive comments from Council.

During Councilman Hargett's comments, he said he has decided to replace Mr. Marvin Johnson as his appointee to the DSI Board of Directors.

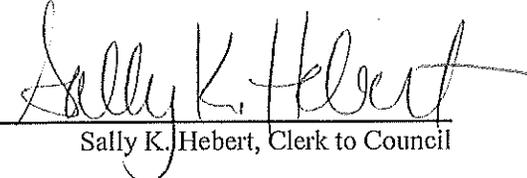
Councilman Chinnis, Councilman Bailey, Councilman Davis and Councilman Byars also offered comments.

Chairman Hearn invited representatives of DSI to speak. The following Board members addressed Council: Mr. Robert Ford, Board Chairman; Ms. Jean Ott, Executive Director; and Mr. Tony Oglietti.

Chairman Hearn encouraged an open dialogue going forward.

**ADJOURNMENT**

2. On the motion of Councilman Bailey, seconded by Councilman Byars, the Committee voted unanimously to adjourn at approximately 4:05 p.m.

  
Sally K. Hebert, Clerk to Council

**AGENDA**  
**DORCHESTER COUNTY COUNCIL**  
**DORCHESTER COUNTY HUMAN SERVICES BUILDING**  
**COUNCIL CHAMBERS, SUMMERVILLE**  
**SEPTEMBER 3, 2013**  
**7:00 P.M.**

**1. INVOCATION AND PLEDGE OF ALLEGIANCE**

**2. CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

- Requests to Address Council
- Adoption of Minutes from the August 12, 2013, County Council Meeting and the August 26, 2013, Special Called County Council Meeting
- Correspondence

**3. GUESTS**

- Mrs. Kara Gunter, Deputy Budget and Finance Director
  - Budget Report for July 2013
  - Fiscal Year 2012-2013 Carryover Budget
- Mr. Mark Pilgrim, Vice Chairman of Dorchester County Sales Tax Transportation Authority
  - Progress Report on Dorchester County Road Construction Projects

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

- Request for Approval of Additional Funds to Create Space at 235 Deming Way for Elections and Registration
- Request for Approval of an Allocation of \$25,000 from the Economic Development Fund for Certification of the Winding Woods Industrial Site *(Half of this cost will be reimbursed through a grant from the SC Power Team upon completion of the certification.)*
- Request for Approval of Sale of Dump Truck and Purchase of New Sidearm Cutter
- Request for Approval of Fund Transfer of Insurance Proceeds
- Request for Approval of Conversion of Admin III Position to Admin IV to Support the CFO and Bring in Parity With the Summerville Office
- Request for Approval of Combining Two Part-Time Positions to Create One Fulltime Position in the Sheriff's Office

**5. COMMITTEE REPORTS**

**Chairman David Chinnis – Planning, Development and Building Committee (6:15 p.m.)**

- Public Hearing and Recommendation for 2<sup>nd</sup> Reading Rezoning Request #671 for Johnny Stallings, 1950 Central Avenue, TMS #143-02-00-029. *[This request is to rezone a vacant 0.92-acre residential lot from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing {R-1(MA)}.]*
- Public Hearing and Recommendation for 2<sup>nd</sup> Reading Rezoning Request #672 for Samuel Atkins, 157 McMakin Drive in Pine Hill Acres, TMS #129-01-02-007. *[This request is to rezone a vacant 0.58-acre residential lot from Single-Family Residential (R-1) to Single-Family Residential-Manufactured Housing {R-1(M)}.]*
- Public Hearing and Recommendation for 2<sup>nd</sup> Reading Rezoning Request #673 for Ashley Forest Development LLC, TMS #153-13-04-014. *(This request is to rezone a vacant 0.67-acre residential lot at the corner of Tyvola Drive and Dorchester Road from Single-Family Residential, R-2, to Neighborhood Commercial, CN.)*
- Public Hearing and Recommendation for 2<sup>nd</sup> Reading Rezoning Request #674 for Branton Family LP, TMS #152-00-00-066. *(This request is to rezone a vacant 4.45-acre residual parcel along Dorchester Road, between Tyvola Drive and Tasker Drive, from Single-Family Residential, R-2, to Neighborhood Commercial, CN.)*

**Chairman William R. Hearn, Jr. – Budget, Finance and Purchasing Committee (6:45 p.m.)**

- Solicitor's Office Relocation from Summerville to Dorchester County Offices Annex in St. George

**6. APPOINTMENTS TO BOARDS AND COMMISSIONS**

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

- 1<sup>st</sup> Reading for an Ordinance Authorizing the Execution and Delivery of an Infrastructure Credit Agreement By and Among Dorchester County, South Carolina, and Aero Precision Products, LLC, to Provide for the Inclusion of the Project in a Multi-County Business or Industrial Park; to Provide for Special Source Revenue Credits; and Other Related Matters
- 1<sup>st</sup> Reading for an Ordinance to Repeal Chapter 2, Article VI, Division 5, Section 2-565, of the Code of Ordinance, Dorchester County, South Carolina and to Substitute a New Section with the Same Number *(This ordinance would amend the existing procurement procedure for architect/engineering and land surveying services by setting up a committee who will evaluate qualifications, and negotiate a contract for recommendation to the County Administrator for execution.)*
- Executive Session
  - Contractual Matters
    - Potential Sale of Real Estate – Pine Trace
    - Treatability Study for Potential Economic Development Project
    - Option Agreements on the Winding Woods Site
    - Memorandum of Understanding with Colleton County
  - Confidential Economic Development Projects
  - Legal Advice
    - Potential Litigation

**8. ADJOURN**

WILLIAM R. HEARN, JR.  
CHAIRMAN

GEORGE H. BAILEY  
VICE CHAIRMAN

JASON L. WARD  
COUNTY ADMINISTRATOR

SALLY K. HEBERT  
CLERK TO COUNCIL



JAY BYARS

DAVID CHINNIS

WILLIE DAVIS

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LARRY S. HARGETT

## COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET  
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(843) 563-0196 FAX (843) 563-0137  
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**AGENDA**  
**DORCHESTER COUNTY COUNCIL**  
**DORCHESTER COUNTY HUMAN SERVICES BUILDING**  
**COUNCIL CHAMBERS, SUMMERVILLE**  
**SEPTEMBER 3, 2013**  
**7:00 P.M.**

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

PRESENT: Mr. William R. Hearn, Jr., Chairman  
Mr. George H. Bailey, Vice Chairman  
Mr. Jay Byars  
Mr. David Chinnis  
Mr. Willie Davis  
Mrs. Carroll S. Duncan  
Mr. Larry Hargett  
Mr. Jason Ward, County Administrator  
Ms. Ashley Jacobs, Deputy Administrator  
Mr. John Frampton, County Attorney  
Ms. Sally K. Hebert, Clerk to Council

Chairman Hearn called to order the meeting of the Dorchester County Council. He invited all to stand for the invocation, which was given by Councilman Bailey and followed by the Pledge of Allegiance. Chairman Hearn then wished Councilwoman Duncan a "Happy Birthday," which was followed by applause.

### **CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

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

Chairman Hearn recognized the following citizens to address Council:

- Mr. Mack Lincoln, 620 West Main Street, Harleyville, said he paid \$1,400 to receive water service from the County at his business located at 9373 Charleston Highway but has not yet received service.

- Ms. Michele McCullough, 128 Lancer Drive, president of the Kings Grant subdivision Home Owners Association in Summerville, invited Council to visit the County lot for sale (formerly a sewer treatment plant), located in the neighborhood, to see the garbage being dumped there. She voiced concern that the County lot divides neighborhood amenities, with a children's playground and parking area on one side and a planned picnic shelter and restrooms on the other side. She asked Council to consider giving the HOA the deed to the property. She distributed letters to Council and pictures of the dumping.
- Mr. William Sessoms, 200 Westminster Avenue, filled out a card to speak about flooding problems in Ashborough East. When Chairman Hearn called on him to speak, he withdrew his request.

#### **ADOPTION OF MINUTES**

1. On the motion of Councilman Hargett, seconded by Councilman Chinnis, Council voted unanimously to adopt the minutes from the August 12, 2013, County Council Meeting and the August 26, 2013, Special Called County Council Meeting.

**CORRESPONDENCE:** Items of correspondence were sent to County Council upon receipt by staff.

#### **GUESTS**

##### **MRS. KARA GUNTER, DEPUTY BUDGET AND FINANCE DIRECTOR**

Mrs. Gunter presented the budget report for the month ending July 31, 2013, and answered questions. She also presented the Fiscal Year 2012-2013 Carryover Budget.

1. On the motion of Councilman Chinnis, seconded by Councilwoman Duncan, Council voted unanimously to approve the 2012-2013 Carryover Budget as presented.

##### **MR. MARK PILGRIM, VICE CHAIRMAN OF DORCHESTER COUNTY SALES TAX TRANSPORTATION AUTHORITY**

Mr. Pilgrim gave an update on the ongoing road construction projects, including Dorchester Road, Bacons Bridge Road and US Highway 78.

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

##### **FUNDS TO CREATE SPACE AT 235 DEMING WAY FOR ELECTIONS AND REGISTRATION**

2. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to approve the use of not exceeding \$160,000 in Capital Fund balance to create space at 235 Deming Way for Elections and Registration.

##### **CERTIFICATION OF THE WINDING WOODS INDUSTRIAL SITE**

3. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to approve an allocation of \$25,000 from the Economic Development Fund for certification of the Winding Woods Industrial Site.

Mr. Ward said half of this cost will be reimbursed through a grant from the SC Power Team upon completion of the certification.

##### **SALE OF DUMP TRUCK AND PURCHASE OF NEW SIDEARM CUTTER**

4. On the motion of Councilman Chinnis, seconded by Councilwoman Duncan, Council voted unanimously to approve the sale of a damaged Mack Truck and approve the use of proceeds from the sale, along with proceeds from the insurance settlement check, and the use of \$28,135 to purchase a new sidearm cutter at a cost of approximately \$113,000.

Mr. Ward said the new side arm cutter will be used to improve ditch maintenance.

**FUND TRANSFER OF INSURANCE PROCEEDS**

5. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve the transfer of the proceeds from an insurance settlement check for \$72,923.34 to FY2014 for use in purchasing replacement equipment, as recommended by the Public Works Director.

**CONVERSION OF ADMIN III POSITION TO ADMIN IV TO SUPPORT THE CFO**

6. On the motion of Councilman Chinnis, seconded by Councilman Byars, Council voted unanimously to approve the upgrade of the Admin III (Grade 7) position in the St. George Administrator's Office to an Admin IV (Grade 8) position to support the Chief Financial Officer and bring the position in parity with the position of the support staff in the Summerville Office.

**COMBINING POSITIONS IN THE SHERIFF'S OFFICE**

7. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to approve combining two part-time positions to create one full-time position as requested by Sheriff Knight.

**COMMITTEE REPORTS**

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

Committee Chairman Chinnis reported that the Committee held a public hearing on four rezoning requests and the Committee recommends Council approval for 2<sup>nd</sup> Reading.

8. Council voted unanimously to approve 2<sup>nd</sup> Reading for the following four Rezoning Requests:
  - Rezoning Request #671 for Johnny Stallings, 1950 Central Avenue, TMS #143-02-00-029. *[This request is to rezone a vacant 0.92-acre residential lot from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing {R-1(MA)}.]*
  - Rezoning Request #672 for Samuel Atkins, 157 McMakin Drive in Pine Hill Acres, TMS #129-01-02-007. *[This request is to rezone a vacant 0.58-acre residential lot from Single-Family Residential (R-1) to Single-Family Residential-Manufactured Housing {R-1(M)}.]*
  - Rezoning Request #673 for Ashley Forest Development LLC, TMS #153-13-04-014. *(This request is to rezone a vacant 0.67-acre residential lot at the corner of Tyvola Drive and Dorchester Road from Single-Family Residential, R-2, to Neighborhood Commercial, CN.)*
  - Rezoning Request #674 for Branton Family LP, TMS #152-00-00-066. *(This request is to rezone a vacant 4.45-acre residual parcel along Dorchester Road, between Tyvola Drive and Tasker Drive, from Single-Family Residential, R-2, to Neighborhood Commercial, CN.)*

**CHAIRMAN HEARN – BUDGET, FINANCE AND PURCHASING COMMITTEE**

Chairman Hearn reported that the Committee unanimously recommends Council approval for the Solicitor's Office relocation from Summerville to Dorchester County Offices Annex in St. George.

9. Council voted unanimously to approve the Solicitor's Office relocation from Summerville to the Dorchester County Offices Annex in St. George.

**APPOINTMENTS TO BOARDS AND COMMISSIONS**

**DORCHESTER COUNTY BOARD OF DISABILITIES AND SPECIAL NEEDS**

10. On the motion of Councilwoman Duncan, seconded by Councilman Davis, Council voted unanimously to recommend to the Governor the appointment of Ms. Sandi Emery, 100 High Bridge Road, to the Dorchester County Board of Disabilities and Special Needs.

**DORCHESTER SENIORS, INC., BOARD OF DIRECTORS**

11. On the motion of Councilman Hargett, seconded by Councilman Davis, Council voted unanimously to appoint Dr. Tim Huber, 200 Shaftesbury Lane, Summerville, to the Dorchester Seniors, Inc., Board of Directors, representing Council District 4.

**COUNTY ATTORNEY'S TIME**

**SPECIAL SOURCE REVENUE CREDIT: AERO PRECISION PRODUCTS, LLC**

12. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve 1<sup>st</sup> Reading for an Ordinance Authorizing the Execution and Delivery of an Infrastructure Credit Agreement By and Among Dorchester County, South Carolina, and Aero Precision Products, LLC, to Provide for the Inclusion of the Project in a Multi-County Business or Industrial Park; to Provide for Special Source Revenue Credits; and Other Related Matters.

**PROCUREMENT PROCEDURE AMENDMENT**

13. On the motion of Councilman Chinnis, seconded by Councilman Bailey, Council voted unanimously to approve 1<sup>st</sup> Reading for an Ordinance to Repeal Chapter 2, Article VI, Division 5, Section 2-565, of the Code of Ordinances, Dorchester County, South Carolina and to Substitute a New Section with the Same Number. *(This ordinance would amend the existing procurement procedure for architect/engineering and land surveying services by setting up a committee who will evaluate qualifications, and negotiate a contract for recommendation to the County Administrator for execution.)*

**EXECUTIVE SESSION**

The County Attorney requested Council's consideration to enter into Executive Session to discuss the following:

- Contractual Matters
    - Potential Sale of Real Estate – Pine Trace
    - Treatability Study for Potential Economic Development Project
    - Option Agreements on the Winding Woods Site
    - Memorandum of Understanding with Colleton County
  - Confidential Economic Development Projects
  - Legal Advice
    - Potential Litigation
14. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to enter into Executive Session at approximately 8:14 p.m. to discuss the above listed items.

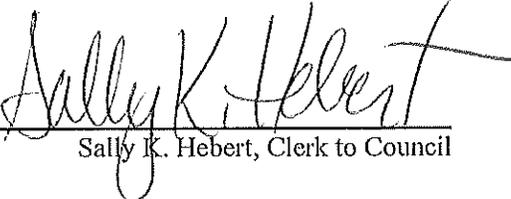
**RECONVENE FROM EXECUTIVE SESSION**

At approximately 10:15 p.m., the County Attorney reported that Council discussed the previously announced items, and no action was taken.

15. On the motion of Councilman Chinnis, seconded by Councilman Byars, Council voted unanimously to approve the expenditure of \$40,000 of sewer impact fees for the purpose of a treatability study to determine the potential impact to the County's wastewater treatment system from the wastewater discharge of an industry seeking to expand in the County.

**ADJOURNMENT**

16. On the motion of Councilman Byars, seconded by Councilman Hargett, Council voted unanimously to adjourn at approximately 10:17 p.m.

  
Sally K. Hebert, Clerk to Council

**AGENDA**  
**DORCHESTER COUNTY COUNCIL**  
**DORCHESTER COUNTY HUMAN SERVICES BUILDING**  
**COUNCIL CHAMBERS, SUMMERVILLE**  
**SEPTEMBER 16, 2013**  
**7:00 P.M.**

**1. INVOCATION AND PLEDGE OF ALLEGIANCE**

**2. CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

- Requests to Address Council
- Adoption of Minutes from the September 3, 2013, County Council Meeting
- Adoption of Resolution #13-12, Honoring Mr. Chris Sarine, Mr. Kevin Varnadoe and Ms. Liz Rowell
- Correspondence

**3. GUESTS**

- Mr. Tracy Todd, Accommodations Tax Advisory Committee Chairman, Presentation of Requests and Recommendations for Approval
- Mr. Mike Murphree, Update on Stormwater Permitting by DHEC and the DHEC Office of Coastal Resource Management
- Mr. Justin Powell, Chief Financial Officer, Budget Report for August 2013

**4. COUNCIL MEMBER'S TIME – MR. LARRY HARGETT**

- Request for Funding of \$2,500 for Summerville Museum

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

- 3<sup>rd</sup> Reading for Rezoning Request #671 for Johnny Stallings, 1950 Central Avenue, TMS #143-02-00-029. *[This request is to rezone a vacant 0.92-acre residential lot from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing {R-1(MA)}.]*
- 3<sup>rd</sup> Reading for Rezoning Request #672 for Samuel Atkins, 157 McMakin Drive in Pine Hill Acres, TMS #129-01-02-007. *[This request is to rezone a vacant 0.58-acre residential lot from Single-Family Residential (R-1) to Single-Family Residential-Manufactured Housing {R-1(M)}.]*
- 3<sup>rd</sup> Reading for Rezoning Request #673 for Ashley Forest Development LLC, TMS #153-13-04-014. *(This request is to rezone a vacant 0.67-acre residential lot at the corner of Tyvola Drive and Dorchester Road from Single-Family Residential, R-2, to Neighborhood Commercial, CN.)*
- 3<sup>rd</sup> Reading for Rezoning Request #674 for Branton Family LP, TMS #152-00-00-066. *(This request is to rezone a vacant 4.45-acre residual parcel along Dorchester Road, between Tyvola Drive and Tasker Drive, from Single-Family Residential, R-2, to Neighborhood Commercial, CN.)*
- Request for Approval to Use Stormwater Fund Balance for the Purchase of Lot 129, McMakin Street, TMS #129-06-03-008.
- Request for Approval of Reclassification of Fire Positions for Countywide Fire Service to Bring into Parity with EMS Command Staff
- Request for Approval to Transfer Payroll Savings to Cover Required Training for Appraisers
- Request for Approval of Combining Two Part-time Positions into One Fulltime Position in Public Works

**6. COMMITTEE REPORT**

**Chairman David Chinnis – Planning, Development and Building Committee (6:45 p.m.)**

- Request for Approval of Space in the Dorchester County Offices Annex for Use by the Upper Dorchester County Historical Society to House the Dorchester County Archives and History Center

**7. APPOINTMENTS TO BOARDS AND COMMISSIONS**

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

- Public Hearing and Recommendation for 2<sup>nd</sup> Reading for an Ordinance Authorizing the Execution and Delivery of an Infrastructure Credit Agreement By and Among Dorchester County, South Carolina, and Aero Precision Products, LLC, to Provide for the Inclusion of the Project in a Multi-County Business or Industrial Park; to Provide for Special Source Revenue Credits; and Other Related Matters

- Recommendation for 2<sup>nd</sup> Reading for an Ordinance to Repeal Chapter 2, Article VI, Division 5, Section 2-565, of the Code of Ordinances, Dorchester County, South Carolina and to Substitute a New Section with the Same Number (*This ordinance would amend the existing procurement procedure for architect/engineering and land surveying services by setting up a committee who will evaluate qualifications, and negotiate a contract for recommendation to the County Administrator for execution.*)
- Recommendation for 1<sup>st</sup> Reading for an Ordinance Authorizing Delivery By Dorchester County of a Special Source Revenue Credit Agreement with DTB Ventures, LLC and Sportsman Boats Manufacturing, Inc., and Other Matters Related Thereto
- Executive Session
  - Legal Advice
    - Local Option Sales Tax and Property Relief
    - PREA Compliance
  - Contractual Matters
    - Potential Sale of Real Estate – Pine Trace
    - Winding Woods Options
    - Sewer Reservation Agreement
    - Contract with Hazen and Sawyer for Pretreatment Study

9. **ADJOURN**

WILLIAM R. HEARN, JR.  
CHAIRMAN

GEORGE H. BAILEY  
VICE CHAIRMAN

JASON L. WARD  
COUNTY ADMINISTRATOR

SALLY K. HEBERT  
CLERK TO COUNCIL



JAY BYARS

DAVID CHINNIS

WILLIE DAVIS

CARROLL S. DUNCAN

LARRY S. HARGETT

## 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**  
**SEPTEMBER 16, 2013**  
**7:00 P.M.**

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

PRESENT: Mr. William R. Hearn, Jr., Chairman  
Mr. George H. Bailey, Vice Chairman  
Mr. Jay Byars  
Mr. David Chinnis  
Mr. Willie Davis  
Mrs. Carroll S. Duncan  
Mr. Larry Hargett  
Mr. Jason Ward, County Administrator  
Ms. Ashley Jacobs, Deputy Administrator  
Mr. Justin Powell, Chief Financial Officer  
Mr. John Frampton, County Attorney  
Ms. Sally K. Hebert, Clerk to Council

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

### **CHAIRMAN'S TIME – MR. WILLIAM R. HEARN, JR.**

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

Chairman Hearn recognized the following citizens to address Council:

- Mr. Richard Rosebrock, Chairman Emeritus of Dorchester County Council, 213 Forest Circle, Summerville, spoke in support of the Summerville Dorchester Museum, saying it could become a big attraction for tourism just as history is a draw for tourists to downtown Charleston. Mr. Rosebrock currently serves on the Museum's Board of Directors.

- Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, asked Council to spend less money and limit the size and scope of government. She thanked Council for saving the taxpayers money by moving the Solicitor's office from a Summerville lease into the Dorchester County Offices Annex in St. George.

**ADOPTION OF MINUTES**

1. On the motion of Councilman Hargett, seconded by Councilman Bailey, Council voted unanimously to adopt the minutes from the September 3, 2013, County Council Meeting.

**ADOPTION OF RESOLUTION #13-12, HONORING MR. CHRIS SARINE, MR. KEVIN VARNADOE AND MS. LIZ ROWELL**

2. On the motion of Councilman Bailey, seconded by Councilman Byars, Council voted unanimously to adopt Resolution #13-12, honoring Mr. Chris Sarine, Mr. Kevin Varnadoe and Ms. Liz Rowell.

Chairman Hearn read Resolution #13-12, recognizing the valiant efforts of Mr. Chris Sarine, a Firefighter employed by Old Fort Fire Department; Mr. Kevin Varnadoe, a Senior Paramedic Crew Chief; and Ms. Liz Rowell, an EMT Crew Member with Dorchester County EMS, in preserving the life of a child who was not breathing when they arrived on the scene. Council applauded the efforts of the three public safety officials and presented each of them with a framed resolution.

**SUMMERVILLE ADMINISTRATIVE ASSISTANT**

Chairman Hearn introduced Ms. Kimberly Schmotzer as the new Summerville Administrative Assistant, who started working in the office outside of Council Chambers on September 16.

**CORRESPONDENCE:** Items of correspondence were sent to County Council upon receipt by staff.

**GUESTS**

**MR. TRACY TODD, ACCOMMODATIONS TAX ADVISORY COMMITTEE CHAIRMAN**

Mr. Todd presented the Committee's recommendations from its September 10<sup>th</sup> meeting and answered questions from Council. Councilman Bailey said he spoke with Mayor Anne Johnston of the Town of St. George and was told that she is withdrawing her request for \$4,000 for the Rosenwald School Project.

3. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted unanimously to allocate \$4,000 from the Accommodations Tax revenue to the Summerville Dorchester Museum.
4. On the motion of Councilman Chinnis, seconded by Councilman Byars, Council voted unanimously to table the vote to allocate the remaining Accommodations Tax revenue until the October 7 meeting.

**MR. MIKE MURPHREE, UPDATE ON STORMWATER PERMITTING**

Mr. Murphree gave a presentation, including PowerPoint slides, on proposed changes to DHEC regulations regarding stormwater. His presentation was titled "General Permits, MS4's and Waters of the State or Standing in a Bucket and Trying to Lift Yourself Up By the Handles." Mr. Murphree said in the 1970s the General Assembly created the Coastal Management Act, which was later amended to create the Ocean and Coastal Resource Management (OCRM). This gives DHEC OCRM statutory authority to review all structures, alterations and permit applications in the eight coastal counties, including Dorchester, using stricter standards than what is required by Federal regulations. He said DHEC is considering changes to its regulations. Mr. Murphree asked County Council for support in limiting the scope of DHEC OCRM regulations to what is required in the Federal guidelines. He spoke against South Carolina having two sets of rules and regulations.

**MR. JUSTIN POWELL, CHIEF FINANCIAL OFFICER, BUDGET REPORT FOR AUGUST 2013**

Mr. Powell recognized the efforts of Mrs. Kara Gunter, who served as the Interim Budget Director for approximately 18 months. Council gave her a round of applause. Mr. Powell then presented the budget report for the month ending August 31, 2013, and answered questions.

**COUNCIL MEMBER'S TIME – MR. LARRY HARGETT**

Councilman Hargett recognized Dr. Ed West, local pediatrician and president of the Summerville Dorchester Museum. Dr. West spoke in support of the Museum and asked for continued financial support from the County for the Museum. Dr. West said the Museum is for people and is not just about things. He said it can be an instrument for unity and education. He said they are interested in cooperating with existing institutions, including libraries and preservation societies. Chairman Hargett congratulated Dr. West on receiving funding tonight from Council before even making his presentation.

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

**REZONING REQUEST #671**

4. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to approve 3<sup>rd</sup> Reading and final approval for Rezoning Request #671 for Mr. Johnny Stallings, 1950 Central Avenue, TMS #143-02-00-029, to rezone a vacant 0.92-acre residential lot from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1 (MA)].

**REZONING REQUEST #672**

5. On the motion of Councilman Hargett, seconded by Councilman Bailey, Council voted unanimously to approve 3<sup>rd</sup> Reading and final approval for Rezoning Request #672 for Mr. Samuel Atkins, 157 McMakin Drive in Pine Hill Acres, TMS #129-01-02-007 to rezone a vacant 0.58-acre residential lot from Single-Family Residential (R-1) to Single-Family Residential-Manufactured Housing [R-1(M)].

**REZONING REQUEST #673**

6. On the motion of Councilman Davis, seconded by Councilman Byars, Council voted unanimously to approve 3<sup>rd</sup> Reading and final approval for Rezoning Request #673 for Ashley Forest Development LLC, TMS #153-13-04-014 to rezone a vacant 0.67-acre residential lot at the corner of Tyvola Drive and Dorchester Road from Single-Family Residential, R-2, to Neighborhood Commercial, CN.

**REZONING REQUEST #674**

7. On the motion of Councilman Bailey, seconded by Councilwoman Duncan, Council voted unanimously to approve 3<sup>rd</sup> Reading and final approval for Rezoning Request #674 for Branton Family LP, TMS #152-00-00-066 to rezone a vacant 4.45-acre residual parcel along Dorchester Road, between Tyvola Drive and Tasker Drive, from Single-Family Residential, R-2, to Neighborhood Commercial, CN.

**USE OF STORMWATER FUND BALANCE FOR THE PURCHASE OF LOT 129, MCMAKIN STREET, TMS #129-06-03-008**

8. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted unanimously to approve purchasing Lot 129, McMakin Street, TMS #129-06-03-008, at a cost of \$26,000 to be used to improve drainage in the Pine Hill Acres subdivision by allowing the County to install a detention pond or additional ditch sections.

**RECLASSIFICATION OF FIRE POSITIONS FOR COUNTYWIDE FIRE SERVICE**

9. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve reclassification of Fire positions for Countywide Fire Service to bring positions into parity with EMS Command staff. Mr. Ward said funding was previously approved for the changes in the Fiscal Year 2013-2014 budget.

**TRANSFER OF PAYROLL SAVINGS TO COVER REQUIRED TRAINING FOR APPRAISERS**

10. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve transferring funds not to exceed \$10,000 in current year personnel savings to cover the cost of training two new appraisers.

**COMBINING TWO PART-TIME POSITIONS IN PUBLIC WORKS**

11. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve combining two part-time Admin I positions into one full-time Admin I position in Public Works within the Department's current budget appropriation following the retirement of one of the part-time employees.

**COMMITTEE REPORTS**

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

Committee Chairman Chinnis reported that the Committee held a meeting to discuss approval of space in the Dorchester County Offices Annex for use by the Upper Dorchester County Historical Society to house the Dorchester County Archives and History Center. He said the Committee approved moving this issue to full Council and recommending that the issue go to the Budget, Finance and Purchasing Committee for consideration since the request affects the County's General Fund.

Chairman Hearn approved moving this issue to the Budget, Finance and Purchasing Committee

**APPOINTMENTS TO BOARDS AND COMMISSIONS**

**DORCHESTER COUNTY ACCOMMODATIONS TAX ADVISORY COMMITTEE**

12. On the motion of Councilman Byars, seconded by Councilman Bailey, Council voted unanimously to appoint Mr. Mike Hobson, 1009 Ariel Court, Summerville, to the Dorchester County Accommodations Tax Advisory Committee, representing Council District 7.

**DORCHESTER COUNTY PARKS AND RECREATION COMMISSION**

13. On the motion of Councilman Hearn, seconded by Councilman Hargett, Council voted unanimously to appoint Mr. Joe Debney, 117 Ridge Road, Summerville, to the Dorchester County Parks and Recreation Commission, representing Council District 6.

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

**SPECIAL SOURCE REVENUE CREDIT: AERO PRECISION PRODUCTS, LLC**

Mr. Frampton requested Council's consideration to conduct a public hearing on the proposed Ordinance Authorizing the Execution and Delivery of an Infrastructure Credit Agreement By and Among Dorchester County, South Carolina, and Aero Precision Products, LLC, to Provide for the Inclusion of the Project in a Multi-County Business or Industrial Park; to Provide for Special Source Revenue Credits; and Other Related Matters.

Chairman Hearn opened the public hearing to receive comments on the proposed ordinance described above, which would provide a 10 percent Special Source Revenue Credit for five years. In the absence of any requests to speak from the public, Chairman Hearn closed the public hearing.

14. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted unanimously to approve 2<sup>nd</sup> Reading for an Ordinance Authorizing the Execution and Delivery of an Infrastructure Credit Agreement By and Among Dorchester County, South Carolina, and Aero Precision Products, LLC, to Provide for the Inclusion of the Project in a Multi-County Business or Industrial Park; to Provide for Special Source Revenue Credits; and Other Related Matters.

**PROCUREMENT PROCEDURE AMENDMENT**

15. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to approve 2<sup>nd</sup> Reading for an Ordinance to Repeal Chapter 2, Article VI, Division 5, Section 2-565, of the Code of Ordinances, Dorchester County, South Carolina and to Substitute a New Section with the Same Number. *(This ordinance would amend the existing procurement procedure for architect/engineering and*

*land surveying services by setting up a committee who will evaluate qualifications, and negotiate a contract for recommendation to the County Administrator for execution.)*

**SPECIAL SOURCE REVENUE CREDIT: DTB VENTURES, LLC, AND SPORTSMAN BOATS MANUFACTURING, INC., AND OTHER MATTERS RELATED THERETO**

16. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to approve 1<sup>st</sup> Reading for an Ordinance Authorizing Delivery By Dorchester County of a Special Source Revenue Credit Agreement with DTB Ventures, LLC, and Sportsman Boats Manufacturing, Inc., and Other Matters Related Thereto.

**EXECUTIVE SESSION**

The County Attorney requested Council's consideration to enter into Executive Session to discuss the following:

- Legal Advice
  - Local Option Sales Tax and Property Relief
  - PREA Compliance
- Contractual Matters
  - Potential Sale of Real Estate – Pine Trace
  - Winding Woods Options
  - Sewer Reservation Agreement
  - Contract with Hazen and Sawyer for Pretreatment Study

17. On the motion of Councilman Davis, seconded by Councilman Bailey, Council voted unanimously to enter into Executive Session at approximately 8:20 p.m. to discuss the above listed items.

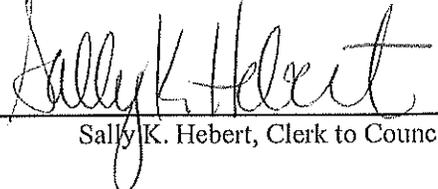
**RECONVENE FROM EXECUTIVE SESSION**

At approximately 11:42 p.m., the County Attorney reported that Council discussed the previously announced items, and no action was taken.

18. On the motion of Councilman Bailey, seconded by Councilwoman Duncan, Council voted unanimously to authorize the County Administrator to execute the Reservation of Sewer Capacity Agreement between Dorchester County and White Horse I, LLC, and Pegasus Land Holdings, LLC.
19. On the motion of Councilman Hargett, seconded by Councilman Bailey, Council voted unanimously to authorize the County Administrator to execute the Extension To Option Agreements between Dorchester County and Peacock Investments, LLC, and TC-CC, LLC, for the properties at Winding Woods with the funding for the extensions to come from the Economic Development Fund.
20. On the motion of Councilman Chinnis, seconded by Councilman Bailey, Council voted unanimously to authorize the County Administrator to execute the Revised Letter of Intent dated September 9, 2013, between Dorchester County and Mungo Homes for the potential sale of a portion of the Pine Trace tract.

**ADJOURNMENT**

21. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to adjourn at approximately 11:44 p.m.

  
Sally K. Hebert, Clerk to Council