

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
OCTOBER 6, 2014
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 15, 2014, 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 third quarter of 2014.*)
- Correspondence

3. GUEST

- Mr. Arnold Collins, Executive Director, Charleston Human Services Commission

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

- 3rd Reading of Rezoning Request #684 for The Ryland Group for Portions of TMS #160-00-00-056, TMS #160-00-00-081 and TMS #160-00-00-082 to Rezone 51.8 Acres of Undeveloped Land on Beech Hill Road from Multi-Family Residential (R-4) and Commercial-Light Industrial (CLI) to Planned Development District (PD)
- Request for Approval to Change the Source of Funds for the Poplar Grove Project from 2006 Bond Proceeds to Sewer Impact Fees
- 1st Reading of Rezoning Request #691 for Myron L. Hinton, TMS #144-06-05-004, to Rezone a 0.95-Acre Lot and Home at 606 Orangeburg Road, near Summerville, from General Commercial (CG) to Multi-Family Residential (R-4)
- 1st Reading of Rezoning Request #692 for Elaine D. Mizell, TMS #135-15-00-030, to Rezone a 1.46-Acre Lot in the 1800 Block of Central Avenue, Knightsville, from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1 (M)A]
- 1st Reading of Rezoning Request #693 for Michael McCrum, TMS #121-16-04-015, to Rezone a 0.43-Acre Lot in the 100 block of Mallard Rd., Jedburg from Multi-Family Residential (R-4) to Single-Family Residential - Manufactured Housing [R-1(M)]
- 1st Reading of Rezoning Request #694 for Locklair Consulting, Inc., TMS #136-07-03-004 and #136-07-03-005, to Rezone a 3.52-Acres of Land in the 1200 Block of Central Avenue from Commercial/Light Industrial (CLI) to General Commercial (CG)

5. COMMITTEE REPORTS

Chairman Chinnis – Planning, Development & Building Committee (6:00 p.m.)

- Presentation by the Ad Hoc Committee for the Purpose of Advising County Council on Regulations By the South Carolina Department of Health and Environmental Control Office of Ocean and Coastal Resource Management (OCRM)

Chairman Hearn – Budget, Finance and Purchasing Committee (6:30 p.m.)

- Presentation by Mr. Walter Goldsmith of First Tryon Advisors on the County's Bond Portfolio and Bond Rating

Chairman Hearn – Water and Sewer Committee (6:45 p.m.)

- Request for New Sewer Service by Sarah Crosby for 469 Greyback Road near Jedburg, TMS #121-00-00-307
- Request for New Sewer Service by Dorchester School District Two for the new R.H. Rollings Middle School of the Arts located on Beech Hill Road near the Town of Summerville, TMS #159-00-00-022
- Request for New Sewer Service by Dorchester School District Two for the new Sand Hill Elementary School located on Beech Hill Road near the Town of Summerville, TMS #159-00-00-022

- Request for Approval of the Use of Sewer Impact Fees for the St. George Sewer System Improvement Project

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

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

- Public Hearing and 3rd Reading of an Ordinance Authorizing a Fee In Lieu of Tax and Incentive Agreement and Special Source Revenue Credit Agreements By and Between Dorchester County and Spec-Con, LLC
- Public Hearing and 3rd Reading of an Ordinance to Amend the Multi-County Industrial Park to Include Property Owned by Spec-Con, LLC
- Executive Session
 - Confidential Economic Development Project
 - Legal Advice
 - FILOT Agreements
 - Contractual Matters
 - SRO Officer Payments from Dorchester School District Two
 - Chamber of Commerce Lease Purchase Agreement
 - Fire Protection District 209
 - Lot in Teal on the Ashley
 - Security Matter
 - New Dorchester County Detention Center

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
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
OCTOBER 6, 2014
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, WCBF Channel 2, WCIV Channel 4, and WCSC Channel 5.

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, 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 Davis and followed by the Pledge of Allegiance.

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

REQUESTS TO ADDRESS COUNCIL:

- Ms. Angie Crum, 324 Coburn Town Road, Ridgeville, asked Council for assistance in bringing water and sewer service to the communities of Coburn Town, Campbell Thicket and Red Hill. She reported

that Bethel A.M.E. Church has donated land to the Town of Ridgeville to build a pump station. She said the Town needs support from the County to make this happen.

- Mr. Will Limehouse, 2520 Bacons Bridge Road, Summerville, provided the Chairman with information from Ms. Linda McDonald, SC Department of Transportation legal counsel, regarding the downstream effect of increasing a pipe size and absence of liability as well as a letter from Davis and Floyd engineering. He stated concerns about new traffic islands on Dorchester Road blocking entrances to businesses.

ADOPTION OF MINUTES

1. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted unanimously to adopt the minutes from the September 15, 2014, County Council meeting.

EMPLOYEE LONGEVITY PROGRAM

Dorchester County recognized and thanked employees for achieving years-of-service milestones during the second quarter of 2014. Mrs. Leonitta Turner, Human Resources Director, along with Mr. Ward and County Council, presented the following employees with pins and certificates. With five years of service, the County recognized Mrs. Jessica Shuler of the Administrator's Office and Mr. Jason Coffman of the Water and Sewer Department. With 10 years of service, the County recognized Mr. David Garber of the Assessor's Office. With 15 years of service, the County recognized Mr. Joseph Tucker of EMS and Mrs. Emma Gupton of the Treasurer's Office. With 25 years of service, the County recognized Ms. Mazella Berry of the Clerk of Court, Ms. Linda Cobbs of the Magistrates Office and Mr. Martin Villa of the Sheriff's Department.

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

GUEST – MR. ARNOLD COLLINS, EXECUTIVE DIRECTOR, CHARLESTON COUNTY HUMAN SERVICES COMMISSION

Mr. Collins introduced Ms. Chelsi Howard, Community Relations Coordinator. Ms. Howard reported that the Charleston County Human Services Commission is a federally funded agency serving Dorchester, Berkeley, Beaufort and Jasper counties. The community action agency helps economically disadvantaged people with basic needs assistance, self-sufficiency programs and emergency services. She said the agency recently upgraded the phone system and added a new 800 telephone number. She said the agency is going through a rebranding process including a name change on January 1, 2015, to Palmetto Community Action Partnership.

Mr. Collins said the agency is asking all of the counties and municipalities to become financial partners because of flat federal budgets and increasing community needs. He presented the agency's 2013 financial statement and answered questions from Council members. No action was taken on the request for funding.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

REZONING REQUEST #684

Mr. Ward said staff recommends 3rd Reading and final approval of Rezoning Request #684 for The Ryland Group for portions of TMS #160-00-00-056, TMS #160-00-00-081 and TMS #160-00-00-082 to rezone 51.8 acres of undeveloped land on Beech Hill Road from Multi-Family Residential (R-4) and Commercial-Light Industrial (CLI) to Planned Development District (PD).

Councilman Davis offered a motion, which was seconded by Councilman Chinnis. During discussion, Councilman Byars asked about adding a requirement for speed humps. Mr. Alec Brebner, Planning and Zoning Manager, said the applicant has provided a visual showing locations for speed humps, should they be required.

2. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to amend the motion – before giving 3rd Reading to Rezoning Request #684 – to require speed humps at two locations as indicated on a provided visual and as a condition to 3rd Reading.
3. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to give 3rd Reading and final approval of Rezoning Request #684, as amended above, for The Ryland Group for portions of TMS #160-00-00-056, TMS #160-00-00-081 and TMS #160-00-00-082 to rezone 51.8 acres of undeveloped land on Beech Hill Road from Multi-Family Residential (R-4) and Commercial-Light Industrial (CLI) to Planned Development District (PD).

Councilman Byars thanked Mr. Brebner and the developer for all the work on this Rezoning Request.

POPLAR GROVE PROJECT

4. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to approve changing the source of funds for the Poplar Grove Project from 2006 Bond proceeds to sewer impact fees.

By connecting to Hollywood instead of the pump station near Ashley Ridge High School, the County will accrue construction cost savings of approximately \$1.1 million, said Mr. Ward.

REZONING REQUEST #691

5. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted unanimously to approve 1st Reading of Rezoning Request #691 for Myron L. Hinton, TMS #144-06-05-004, to rezone a 0.95-acre lot and home at 606 Orangeburg Road, near Summerville, from General Commercial (CG) to Multi-Family Residential (R-4).

REZONING REQUEST #692

6. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to approve 1st Reading of Rezoning Request #692 for Elaine D. Mizell, TMS #135-15-00-030, to rezone a 1.46-acre lot in the 1800 Block of Central Avenue, Knightsville, from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1 (M)A].

REZONING REQUEST #693

7. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to approve 1st Reading for Rezoning Request #693 for Michael McCrum, TMS #121-16-04-015, to rezone a 0.43-acre lot in the 100 block of Mallard Rd., Jedburg, from Multi-Family Residential (R-4) to Single-Family Residential - Manufactured Housing [R-1(M)].

REZONING REQUEST #694

8. On the motion of Councilman Hargett, seconded by Councilman Bailey, Council voted unanimously to approve 1st Reading for Rezoning Request #694 for Locklair Consulting, Inc., TMS #136-07-03-004 and TMS #136-07-03-005, to rezone 3.52-acres of land in the 1200 block of Central Avenue from Commercial/Light Industrial (CLI) to General Commercial (CG).

COMMITTEE REPORTS

CHAIRMAN CHINNIS – PLANNING, DEVELOPMENT AND BUILDING COMMITTEE

Chairman Chinnis reported that the Committee met at 6 p.m. to receive a presentation by Mr. Mike Murphree, Chairman of the Ad Hoc Committee, which was formed for the purpose of advising County Council on regulations by the South Carolina Department of Health and Environmental Control Office of Ocean and Coastal Resource Management (OCRM).

Chairman Chinnis thanked Mr. Murphree and his Committee for their work. He asked that Council review the submitted presentations regarding the three options for action and vote – at a later date – on making a formal recommendation to the Legislative Delegation.

Chairman Hearn thanked Mr. Murphree and Committee members for their hard work in a short amount of time on this matter. He said the information from the Committee is critical in going forward with economic development in Dorchester County.

CHAIRMAN HEARN – BUDGET, FINANCE AND PURCHASING COMMITTEE

Chairman Hearn passed the gavel to Vice Chairman Bailey before giving his Committee report. Chairman Hearn reported that the Committee met at 6:30 p.m. to receive a report by Mr. Walter Goldsmith of First Tryon Advisors on the County's Bond Portfolio and Bond Rating. He said no action was taken. The report was received for information only.

CHAIRMAN HEARN – WATER AND SEWER COMMITTEE

Chairman Hearn reported that the Committee met at 6:45 p.m. to consider four requests.

9. As recommended by the Committee, Council voted unanimously to approve a request for new sewer service by Sarah Crosby for 469 Greyback Road near Jedburg, TMS #121-00-00-307.
10. As recommended by the Committee, Council voted unanimously to approve a request for new sewer service by Dorchester School District Two for the new R.H. Rollings Middle School of the Arts located on Beech Hill Road near the Town of Summerville, TMS #159-00-00-022.
11. As recommended by the Committee, Council voted unanimously to approve a request for new sewer service by Dorchester School District Two for the new Sand Hill Elementary School located on Beech Hill Road near the Town of Summerville, TMS #159-00-00-022.
12. As recommended by the Committee, Council voted unanimously to approve a request for the use of sewer impact fees for the St. George Sewer System Improvement Project.

Vice Chairman Bailey passed the gavel back to Chairman Hearn.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

13. On the motion of Councilman Chinnis, seconded by Councilwoman Duncan, Council voted unanimously to recommend the Governor appoint Ms. Jennifer Barkley, 116 Axtell Drive, Summerville, to the Dorchester County Board of Disabilities and Special Needs, replacing Mrs. Mindy Steele who resigned.
14. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to appoint Mr. Chris Coutant, 208 Terry Avenue, Summerville, to the Dorchester County Board of Zoning Appeals.
15. On the motion of Councilwoman Duncan, seconded by Councilman Davis, Council voted unanimously to appoint Brigadier General Hank Taylor, USAF, Retired, to the Dorchester County Economic Development Board.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

SPEC-CON: PUBLIC HEARING & THIRD READING ON FILOT & SSRC

Mr. Frampton asked Council to hold a public hearing regarding Ordinance #14-17, authorizing a Fee In Lieu of Tax and Incentive Agreement and Special Source Revenue Credit Agreements by and between Dorchester County and Spec-Con, LLC.

Chairman Hearn struck the gavel, opening the Public Hearing. He invited the public to come forward to speak on this issue. In the absence of any requests to speak, Chairman Hearn struck the gavel again, closing the Public Hearing.

16. On the motion of Councilman Chinnis, seconded by Councilwoman Duncan, Council voted unanimously to give 3rd Reading and final approval of Ordinance #14-17, authorizing a Fee In Lieu of Tax and Incentive Agreement and Special Source Revenue Credit Agreements by and between Dorchester County and Spec-Con, LLC.

MULTI-COUNTY INDUSTRIAL PARK: SPEC-CON

Mr. Frampton asked Council to hold a public hearing regarding Ordinance #14-18, amending the agreement for development of a Joint County Industrial Park by and between Dorchester County, South Carolina, and Orangeburg County, South Carolina, providing for development of a Joint County Industrial Park so as to include property of Spec-Con, LLC, and other matters related thereto.

Chairman Hearn struck the gavel, opening the Public Hearing. He invited the public to come forward to speak on this issue. In the absence of any requests to speak, Chairman Hearn struck the gavel again, closing the Public Hearing.

17. On the motion of Councilman Bailey, seconded by Councilwoman Duncan, Council voted unanimously to adopt Ordinance #14-18, amending the agreement for development of a Joint County Industrial Park by and between Dorchester County, South Carolina, and Orangeburg County, South Carolina, providing for development of a Joint County Industrial Park so as to include property of Spec-Con, LLC., and other matters related thereto.

EXECUTIVE SESSION

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

- Confidential Economic Development Project
 - Legal Advice
 - FILOT Agreements
 - Contractual Matters
 - SRO Officer Payments from Dorchester School District Two
 - Chamber of Commerce Lease Purchase Agreement
 - Fire Protection District 209
 - Lot in Teal on the Ashley
 - Security Matter
 - New Dorchester County Detention Center
18. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted unanimously to enter into Executive Session at approximately 7:52 p.m. to discuss the previously stated matters.

During discussion, Councilman Davis thanked everyone who called, prayed and offered support during his recent health issue, saying the impact was deeply felt.

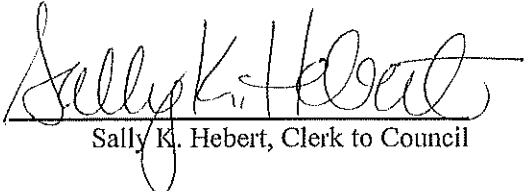
RECONVENE FROM EXECUTIVE SESSION

At approximately 10:36 p.m., the County Attorney reported that Council discussed the previously announced items, but no action was taken.

19. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to reject the offer of Dorchester Estates, Inc., to purchase the lot owned by Dorchester County in Teal on the Ashley, bearing TMS #151-11-00-078.
20. On the motion of Councilman Hargett, seconded by Councilman Chinnis, Council voted unanimously to continue to follow the terms of the lease and option agreement between the County, the Town of Summerville and the Greater Summerville/Dorchester Chamber of Commerce and divide the proceeds from the sale as follows: 57.7 percent to the Town of Summerville and 42.3 percent to Dorchester County.
21. On the motion of Councilman Byars, seconded by Councilman Chinnis, Council voted unanimously to authorize the County Administrator to advise the Old Fort Fire Department that its current contract to serve Fire District 209 extends until July 30, 2016, and request that the Old Fort Fire Department confirm that date.

ADJOURNMENT

22. On the motion of Councilman Davis, seconded by Councilman Byars, Council voted unanimously to adjourn at approximately 10:39 p.m.


Sally K. Hebert, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
OCTOBER 20, 2014
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 October 6, 2014, County Council Meeting
- Correspondence

3. GUEST – MR. JUSTIN POWELL, DORCHESTER COUNTY CHIEF FINANCIAL OFFICER

- Budget Report for September 2014

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

- Discussion of Local Government Fund
- 3rd Reading of Rezoning Request #690 for Mr. William F. McArn, Sr., TMS #165-10-09-038, to Rezone a 0.38-Acre Vacant Lot in the 4000 Block of Ladson Road, in Ladson, from Office/Institutional (OI) to Neighborhood Commercial (CN)
- Request for Approval to Use \$7,500 in Deed Stamp Fees for Register of Deeds Equipment Repairs and Maintenance
- Request for Approval to Sell a 1990 Ford Mini-Pumper
- Request for Approval to Purchase Two Tahoes for the Fire Chief and Deputy Fire Chief
- Request for Approval to Reassign F150 Fire Vehicles and Amend the Take Home Vehicle Resolution for Three Battalion Chiefs

5. COMMITTEE REPORT

Chairman Bailey – Public Safety, Health and Human Services Committee (6:45 p.m.)

- Open Burning Issue
- No Parking On or Across Sidewalks
- Noise Ordinance
- Request by Ms. Betty Collins for Funding of an Urgent Care Center in the St. George Area
- Project Lifesaver

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

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

- Public Hearing and Authorization for the County Administrator to Execute Closing Documents for the Sale of 402 N. Main St., Summerville, TMS #137-03-06-001
- Executive Session
 - Confidential Economic Development Prospect
 - Contractual Matter
 - CRDA
 - Legal Advice
 - Magisterial Appointments
 - Personnel Matter

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

MINUTES
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
OCTOBER 20, 2014
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. 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, 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 Hargett and followed by the Pledge of Allegiance.

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

REQUESTS TO ADDRESS COUNCIL:

- Ms. Angie Crum, 324 Coburn Town Road, Ridgeville, stated concerns about the Dorchester County Convenience Site in Ridgeville.

- Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, voiced concerns about statements made during a recent meeting by an elected official in a neighboring county regarding the Local Government Fund.

ADOPTION OF MINUTES

1. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted unanimously to adopt the minutes from the October 6, 2014, County Council meeting.

CORRESPONDENCE: Mr. Ward distributed a letter from the Old Fort Fire Department, which seeks confirmation from County Council of a contract renewal date of January 17, 2017, for fire service. Mr. Frampton recommended adding the item to the November 3 Council meeting agenda.

Chairman Hearn announced the dates, times and locations for in-person absentee voting for the November 4 election.

GUEST – MR. JUSTIN POWELL, DORCHESTER COUNTY CHIEF FINANCIAL OFFICER

Mr. Powell presented the budget report for September 2014 to County Council. There were no questions.

COUNTY ADMINISTRATOR’S TIME – MR. JASON WARD

LOCAL GOVERNMENT FUND

2. On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted unanimously to adopt, as amended, Resolution #14-12, A Resolution to Express Dorchester County Council’s Request that the South Carolina General Assembly Increase the Allocation to the Local Government Fund, or In Lieu of an Increase in the Allocation to the Local Government Fund, Assume Funding and Operation of Certain State-Mandated Services.

During discussion, Councilman Hargett recommended stronger language in the resolution, which Council members agreed to incorporate. Councilman Bailey noted that he was a member of the General Assembly when the 4.5 percent disbursement requirement was adopted, but was not a member when the General Assembly began disbursing less than the law requires.

REZONING REQUEST #690

3. On the motion of Councilman Chinnis, seconded by Councilwoman Duncan, Council voted unanimously to give third reading and final approval of Rezoning Request #690 for Mr. William F. McArn, Sr., TMS #165-10-09-038, to Rezone a 0.38-Acre Vacant Lot in the 4000 Block of Ladson Road, in Ladson, from Office/Institutional (OI) to Neighborhood Commercial (CN).

REGISTER OF DEEDS FUNDING REQUEST

4. On the motion of Councilwoman Duncan, seconded by Councilman Davis, Council voted unanimously to approve the use of \$7,500 in deed stamp fees for Register of Deeds equipment repairs and maintenance.

FIRE DEPARTMENT VEHICLE SALE

5. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve the sale of a 1990 Ford Mini-Pumper as recommended by the Fire Chief and Deputy Administrator.

FIRE DEPARTMENT VEHICLE PURCHASE

6. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve the purchase of two Tahoes for the Fire Chief and Deputy Fire Chief.

Mr. Ward said the vehicles are similar to what the County has provided the EMS command staff. The vehicles will be equipped with pursuit packages for emergency response and will be purchased from proceeds obtained by selling other apparatus that are no longer required, he said.

FIRE DEPARTMENT VEHICLE REASSIGNMENTS

7. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve the reassignment of three Ford F-150s to the Battalion Chiefs and adopt Resolution #14-13, A Resolution Amending Resolution #14-02 for the Home Garaging of County Vehicles by Certain Designated County Employees.

COMMITTEE REPORT

CHAIRMAN BAILEY – PUBLIC SAFETY, HEALTH AND HUMAN SERVICES COMMITTEE

8. On the motion of Chairman Bailey, seconded by Councilwoman Duncan, Council voted unanimously to amend the agenda to take up the Dorchester Road Sound Wall Issue Near Ashborough West Subdivision.

Chairman Bailey reported that the Committee met at 6:45 p.m. and voted unanimously to remove from the Public Safety, Health and Human Services Committee Items List the following items:

- Open Burning Issue
- No Parking on or Across Sidewalks
- Noise Ordinance
- Request by Ms. Betty Collins for Funding of an Urgent Care Center in the St. George Area
- Project Lifesaver

Chairman Bailey asked that the Dorchester Road Sound Wall issue be added to this list. Councilman Hargett asked why. Chairman Bailey said he met with the Ashborough West residents on three occasions with sparse attendance. He said he is unable to move forward on this issue without an easement from all affected residents and agreements from the Homeowners Association to provide maintenance and insurance coverage for the wall. He requested Council include this item in the above list of items to be removed from Committee. There was some discussion.

9. Council voted unanimously to remove the following items from the Public Safety, Health and Human Services Committee: Open Burning Issue, No Parking on or Across Sidewalks, Noise Ordinance, Request by Ms. Betty Collins for Funding of an Urgent Care Center in the St. George Area, Project Lifesaver and Dorchester Road Sound Wall Issue Near Ashborough West Subdivision.

APPOINTMENTS TO BOARDS AND COMMISSIONS: There were no appointments.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

SALE OF 402 N. MAIN STREET, SUMMERVILLE

Mr. Frampton asked Council to hold a public hearing on the sale of the building. He gave a description of the proposed transaction.

Chairman Hearn struck the gavel, opening the Public Hearing. He invited the public to come forward to speak on this issue. Ms. Bangle asked what would become of the proceeds. Mr. Powell said the money would be applied to the fund balance. In the absence of any additional requests to speak, Chairman Hearn struck the gavel again, closing the Public Hearing.

10. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to authorize the County Administrator to execute the closing documents for the sale of the Summerville Chamber of Commerce building to the Chamber.

EXECUTIVE SESSION

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

- Confidential Economic Development Prospect
 - Contractual Matter
 - CRDA
 - Legal Advice
 - Magisterial Appointments
 - Personnel Matter
11. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to enter into Executive Session at approximately 7:40 p.m. to discuss the previously stated matters.

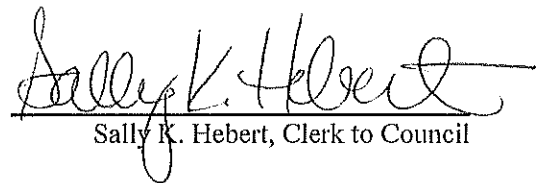
RECONVENE FROM EXECUTIVE SESSION

At approximately 8:11 p.m., the County Attorney reported that Council discussed the previously announced items, but no action was taken.

12. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to offer the Public Works Director position at a rate not to exceed 20 percent above the minimum of the position.
13. On the motion of Councilman Davis, seconded by Councilman Bailey, Council voted unanimously to authorize an amount not exceeding \$12,000 from the Economic Development Fund for Thomas and Hutton to complete a site plan and concept video.

ADJOURNMENT

14. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to adjourn at approximately 8:15 p.m.


Sally K. Hebert, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
NOVEMBER 3, 2014
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 October 20, 2014, County Council Meeting
- Adoption of Resolution #14-14, a Resolution Supporting the Request for Modification to the Current Federally Authorized Lakes Marion and Moultrie, South Carolina, Project
- Correspondence

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

- 1st Reading of an Ordinance to Amend the Code of Ordinances to Repeal Chapter 2, Article V, Divisions 1 and 2 and Substitute in Lieu Thereof New Divisions 1 and 2
- Request for Approval to Transfer \$1,250 from Non-Departmental Unemployment Insurance to Human Resources Other Contracted Personnel
- 1st Reading of an Ordinance to Authorize a \$1.1 Million Lease Purchase Agreement for Dispatch and Communications Equipment
- Request for Approval of an Extension to the Land Use Agreement Between the Summerville Family YMCA and Dorchester County for 15 Acres at 900 Cross Creek Drive
- Request for Approval to Authorize the Parks and Recreation Director to Work with the County Legislative Delegation Chair to Request Waterway Access Assistance from SCDNR
- Request for Approval to Enter a One-Year Maintenance Liability Period for Victoria Pointe
- 1st Reading of Rezoning Request #695 for Myron Johnson and Johnson Family Trust, TMS #154-11-01-005, to Rezone 0.5 Acres of Land in the 3900 Block of Ladson from Single-Family Residential (R-2) to Neighborhood Commercial (CN)
- 1st Reading of Rezoning Request #696 for Christway Ministries, TMS #146-14-00-012, to Rezone 1.2 Acres of Land at 247 Judith Drive from Single-Family Residential (R-2) to Multi-Family Residential (R-4)
- Request for Approval of Ridgeville Fire Department Renovation

4. COMMITTEE REPORTS

Chairman Chinnis – Planning, Development and Building Committee (6 p.m.)

- Public Hearing and Recommendation for 2nd Reading of Rezoning Request #691 for Myron L. Hinton, TMS #144-06-05-004, to rezone a 0.95-acre lot and home at 606 Orangeburg Road, near Summerville, from General Commercial (CG) to Multi-Family Residential (R-4)
- Public Hearing and Recommendation for 2nd Reading of Rezoning Request #692 for Elaine D. Mizell, TMS #135-15-00-030, to rezone a 1.46-acre lot in the 1800 block of Central Avenue, Knightsville, from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1 (M)A]
- Public Hearing and Recommendation for 2nd Reading of Rezoning Request #693 for Michael McCrum, TMS #121-16-04-015, to rezone a 0.43-acre lot in the 100 block of Mallard Rd., Jedburg, from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1(M)]
- Public Hearing and Recommendation for 2nd Reading of Rezoning Request #694 for Locklair Consulting, Inc., TMS #136-07-03-004 and #136-07-03-005, to rezone 3.52-acres of land in the 1200 block of Central Avenue from Commercial/Light Industrial (CLI) to General Commercial (CG)

Chairman Davis – Administrative and Intergovernmental Affairs Committee (6:30 p.m.)

- Recommendation for Adoption of 2005 Personnel Manual, as Amended

Chairman Hearn – Water and Sewer Committee (6:45 p.m.)

- Request for Approval to Change the Source of Funds for \$950,000 of the Highway 78 Gravity Sewer Project from 2006 Bond Proceeds to Sewer Impact Fees and Approve \$950,000 in 2006 Bond Proceeds for the Quaker Street and Dukes Street Sewer Improvement Project
- Request for New Water Service by Sharon Davidson for 1.36 Acres on Ridge Road near the Town of Ridgeville, TMS #118-00-00-150
- Request for New Sewer Service by Linda Barker for 0.43 Acres on Pidgeon Bay Road near the Town of Summerville, TMS #129-00-00-067
- Request for New Sewer Service by Linda Barker for 6.52 Acres on Pidgeon Bay Road near the Town of Summerville, TMS #129-00-00-024

5. APPOINTMENTS TO BOARDS AND COMMISSIONS

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

- Adoption of an Inducement Resolution for Project Roadrunner
- 1st Reading of an Ordinance Authorizing the Execution and Delivery of a FILOT Agreement between Dorchester County and Project Roadrunner
- 1st Reading to an Ordinance Approving an Amendment to the Existing Joint County Industrial Park with Orangeburg County to Include Property of Project Roadrunner
- Executive Session
 - Confidential Economic Development Prospect
 - Contractual Matter
 - Expiration of Fire Services Agreement with Old Fort Fire Department for District 209
 - Personnel Matters
 - Legal Advice
 - Pending Litigation
 - Winding Woods Option

7. 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
NOVEMBER 3, 2014
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. William R. Hearn, Jr., Chairman
Mr. George H. Bailey, Vice Chairman
Mr. Jay Byars
Mr. David Chinnis
Mr. Willie Davis
Mr. Larry S. 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

ABSENT: Mrs. Carroll S. Duncan

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:

- Ms. Barbara Blake, 121 Luetta Lane, Ridgeville, asked Council for assistance in getting road maintenance work performed on Luetta Lane, a state road.

- Mr. Robert T. Akins, 1009 Clemson Drive, Summerville, presented a petition – signed by 31 Hodge Road residents – asking County Council to designate Hodge Road as “no thoroughfare” and to reduce the speed limit to 20 miles per hour.
- Mr. Tom Hall, 209 Swanson Drive, Summerville stated concerns about a proposed ditch to address drainage issues in Pine Hill Acres. He stated objections regarding the County’s process for requesting right-of-way.
- Mr. Clint Ashley, no address given, said he holds the mortgage on 13 properties on Knight Avenue. He said he has owned the properties for 30 years and has never had water problems, even after hurricanes. Mr. Ashley said the drainage issues are due, in part, to some homeowners not having their lots crowned properly. He too stated objections to the County’s process of notification for request for right-of-way.
- Mr. Will Limehouse, 2520 Bacons Bridge Road, Summerville, voiced concerns about statements made by members of the Dorchester County Sales Tax Transportation Authority (DCTA) at a recent monthly meeting. Mr. Limehouse stated concerns about public comments submitted through the DCTA website going to Davis and Floyd.
- Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, reminded the public to go vote on Nov. 4. She congratulated Councilman Chinnis, Councilman Davis, Councilman Bailey and Councilman Byars on their imminent re-election. She said she was discouraged about comments made tonight regarding the DCTA. She noted that Midland Parkway was paved in four days as compared to the time taken to pave Dorchester Road, Ladson Road and Trolley Road. She asked Council to do due diligence before pursuing projects. She also stated concerns about the Local Government Fund (LGF) and recommended the General Assembly change the law if members are not going to appropriate 4.5 percent of general fund revenues of the most recently completed fiscal year to the LGF, as required by law.

ADOPTION OF MINUTES

1. On the motion of Councilman Hargett, seconded by Councilman Davis, Council voted six in favor, with one absent, to adopt the minutes from the October 20, 2014, County Council meeting. Councilwoman Duncan was absent.

RESOLUTION #14-14

2. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted six in favor, with one absent, to adopt Resolution #14-14, a Resolution Supporting the Request for Modification to the Current Federally Authorized Lakes Marion and Moultrie, South Carolina, Project. Councilwoman Duncan was absent.

Mr. Ward said the purpose of the Resolution is to seek additional authorization to be included in the U.S. Army Corps of Engineers report to go before Congress in February 2015. If Congress increases the authorization, it will allow the Lake Marion Regional Water Agency to complete reaches in Dorchester County to I-95 and U.S. Highway 178, and U.S. Highway 78 and S.C. Highway 27 near I-26 to serve the Ridgeville Commerce Park. There would be other improvements completed in Orangeburg and Calhoun Counties.

CORRESPONDENCE: Mr. Ward reported that staff forwarded items of correspondence upon receipt.

COUNTY ADMINISTRATOR’S TIME – MR. JASON WARD

1ST READING OF AN ORDINANCE TO AMEND THE CODE OF ORDINANCES TO REPEAL CHAPTER 2, ARTICLE V, DIVISIONS 1 AND 2 AND SUBSTITUTE IN LIEU THEREOF NEW DIVISIONS 1 AND 2

3. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to give 1st Reading of an Ordinance to Amend the Code of Ordinances to Repeal Chapter 2, Article V, Divisions 1 and 2 and Substitute in Lieu Thereof New Divisions 1 and 2. Councilwoman Duncan was absent.

FUNDS TRANSFER REQUEST

4. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to approve the transfer of \$1,250 from Non-Departmental Unemployment Insurance to Human Resources Other Contracted Personnel. Councilwoman Duncan was absent.

Mr. Ward said the funds will be used to conduct background checks on applicants for employment.

1ST READING OF AN ORDINANCE TO AUTHORIZE \$1.1 MILLION LEASE PURCHASE AGREEMENT FOR DISPATCH AND COMMUNICATIONS EQUIPMENT

5. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted six in favor, with one absent, to approve 1st Reading of an Ordinance to Authorize a \$1.1 million lease-purchase agreement for Dispatch and Communications Equipment. Councilwoman Duncan was absent.

YMCA LAND USE AGREEMENT

The Chairman deferred until the next meeting this request for approval of an extension to the land-use agreement between the Summerville Family YMCA and Dorchester County for 15 acres at 900 Cross Creek Drive.

WATERWAY ACCESS ASSISTANCE

6. On the motion of Councilman Davis, seconded by Councilman Byars, Council voted five in favor, with one absent and one abstention, to authorize the Parks and Recreation Director to work with the Dorchester County Legislative Delegation Chair to request waterway access assistance from the South Carolina Department of Natural Resources (SCDNR). Councilwoman Duncan was absent. Councilman Chinnis abstained from voting.

Councilman Chinnis questioned whether authorization from County Council was needed. Councilman Hargett questioned whether motorized boats would be included in the waterway access. Councilman Byars said this request is for SCDNR to explore what is possible and to make recommendations. Those monies could be tripled with a Federal match. Then it will be up to Council to approve or deny any projects, he said. Councilman Bailey asked about the balance in the water recreation fund. Mr. Ward said there is \$170,075.63. He said the Federal funds could be used for support facilities, such as parking lots, restrooms, signage, shelters, lighting, etc.

ROAD MAINTENANCE AGREEMENT: VICTORIA POINTE

7. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to approve the start of a 12-month maintenance period to accept Victoria Pointe roads into the Dorchester County road maintenance system as recommended by the Interim Public Works Director. Councilwoman Duncan was absent.

8. **REZONING REQUEST #695**

On the motion of Councilman Hargett, seconded by Councilman Davis, Council voted six in favor, with one absent, to approve first reading of Rezoning Request #696 for Myron Johnson and Johnson Family Trust, TMS #154-11-01-005, to rezone 0.5 acres of land in the 3900 block of Ladson Road from Single-Family Residential (R-2) to Neighborhood Commercial (CN) and to place this request in the Planning, Development and Building Committee for further consideration and a recommendation to County Council. Councilwoman Duncan was absent.

9. **REZONING REQUEST #696**

On the motion of Councilman Bailey, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to approve first reading of Rezoning Request #695 for Christway Ministries, TMS #146-14-00-012, to rezone 1.2 acres of land at 247 Judith Drive from Single-Family Residential (R-2) to Multi-Family Residential (R-4) and to place this request in the Planning, Development and Building Committee for further consideration and a recommendation to County Council. Councilwoman Duncan was absent.

During discussion, Mr. Hargett said he would vote for this but noted that he has received several calls from concerned residents. Chairman Hearn said he has also received phone calls and asked Mr. Alec Brebner, Dorchester County Planning and Zoning Manager, to state the intended use of the property. Mr. Brebner said the property is currently church owned with the intent to sell. He said it is adjacent to townhouses. Mr. Brebner said Planning staff has not received any calls regarding this rezoning request, nor did anyone speak at the Planning and Zoning meeting on this issue. He offered to talk with concerned citizens.

10. **RIDGEVILLE FIRE DEPARTMENT RENOVATION**

On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to approve the use of \$13,000 for the renovation of the Ridgeville Fire Department. Councilwoman Duncan was absent.

COMMITTEE REPORTS

CHAIRMAN CHINNIS – PLANNING, DEVELOPMENT AND BUILDING COMMITTEE

Chairman Chinnis reported that the Committee met at 6 p.m. to hold public hearings and vote on four items. He reported that the Committee voted two in favor, with one absent, to recommend Council approves 2nd Reading for the following four items:

- Rezoning Request #691 for Myron L. Hinton, TMS #144-06-05-004, to rezone a 0.95-acre lot and home at 606 Orangeburg Road, near Summerville, from General Commercial (CG) to Multi-Family Residential (R-4)
- Rezoning Request #692 for Elaine D. Mizell, TMS #135-15-00-030, to rezone a 1.46-acre lot in the 1800 block of Central Avenue, Knightsville, from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1 (M)A]
- Rezoning Request #693 for Michael McCrum, TMS #121-16-04-015, to rezone a 0.43-acre lot in the 100 block of Mallard Rd., Jedburg, from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1(M)]
- Rezoning Request #694 for Locklair Consulting, Inc., TMS #136-07-03-004 and #136-07-03-005, to rezone 3.52-acres of land in the 1200 block of Central Avenue from Commercial/Light Industrial (CLI) to General Commercial (CG)

11. Council voted six in favor, with one absent, to approve 2nd Reading for Rezoning Requests #691, #692, #693 and #694. Councilwoman Duncan was absent.

CHAIRMAN DAVIS – ADMINISTRATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE

Chairman Davis reported that the Committee met at 6:30 p.m. to hear from Mrs. Leonitta Turner, Dorchester County Human Services Director, regarding inconsistencies in the Personnel Manual. The previously approved County Council amendments to the policy now have been incorporated into the document, including changes to Workers' Compensation Policy; Internet, E-mail and Computer Resources Policy; Cell Phone and Wireless Communication Policy and FMLA Policy. Councilman Davis reported that the Committee voted unanimously to recommend Council adopts the 2005 Personnel Manual, as amended.

12. Council voted six in favor, with one absent, to adopt the 2005 Personnel Manual, as amended. Councilwoman Duncan was absent.

CHAIRMAN HEARN – WATER AND SEWER COMMITTEE

Chairman Hearn passed the gavel to Vice Chairman Bailey before giving his Committee report. Chairman Hearn reported that the Committee met at 6:45 p.m. and voted six in favor, with one absent, to recommend County Council approves the following four requests:

- Request for Approval to Change the Source of Funds for \$950,000 of the Highway 78 Gravity Sewer Project from 2006 Bond Proceeds to Sewer Impact Fees and Approve \$950,000 in 2006 Bond Proceeds for the Quaker Street and Dukes Street Sewer Improvement Project
- Request for New Water Service by Sharon Davidson for 1.36 Acres on Ridge Road near the Town of Ridgeville, TMS #118-00-00-150
- Request for New Sewer Service by Linda Barker for 0.43 Acres on Pidgeon Bay Road near the Town of Summerville, TMS #129-00-00-067
- Request for New Sewer Service by Linda Barker for 6.52 Acres on Pidgeon Bay Road near the Town of Summerville, TMS #129-00-00-024

13. Council voted six in favor, with one absent, to approve the above four requests. Councilwoman Duncan was absent.

Vice Chairman Bailey passed the gavel back to Chairman Hearn.

APPOINTMENTS TO BOARDS AND COMMISSIONS: There were no appointments.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

14. On the motion of Councilman Chinnis, seconded by Councilman Byars, Council voted six in favor, with one absent, to amend the agenda to take up an item regarding correspondence with SCDOT, requesting a quality management team audit of Dorchester County road projects. Councilwoman Duncan was absent.
15. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted six in favor, with one absent, to approve a Chairman's letter on behalf of County Council to the South Carolina Department of Transportation, asking for a quality management team audit of the Dorchester County road projects, using the letter Councilman Byars sent in February as the basis with any updates required based on current status. Councilwoman Duncan was absent.

During discussion, Councilman Byars said he did receive a response in April to his letter from February, stating that the DOT did not have the staff to perform an audit at that time. From a due diligence standpoint for the taxpayer, Councilman Byars said he supports sending another letter from all of Council.

INDUCEMENT RESOLUTION: PROJECT ROADRUNNER

16. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted six in favor, with one absent, to adopt an inducement resolution for Project Roadrunner. Councilwoman Duncan was absent.

FILOT: PROJECT ROADRUNNER

17. On the motion of Councilman Chinnis, seconded by Councilman Bailey, Council voted six in favor, with one absent, authorizing the execution and delivery of a FILOT agreement between Dorchester County and Project Roadrunner. Councilwoman Duncan was absent.

MULTI-COUNTY INDUSTRIAL PARK: PROJECT ROADRUNNER

18. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to approve an amendment to the existing joint county industrial park with Orangeburg County to include property of Project Roadrunner. Councilwoman Duncan was absent.

EXECUTIVE SESSION

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

- Confidential Economic Development Prospect
- Contractual Matter

- Expiration of Fire Services Agreement with Old Fort Fire Department for District 209
- Personnel Matters
- Legal Advice
- Pending Litigation
- Winding Woods Option

19. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted six in favor, with one absent, to enter into Executive Session at approximately 8:02 p.m. to discuss the previously stated matters. Councilwoman Duncan was absent.

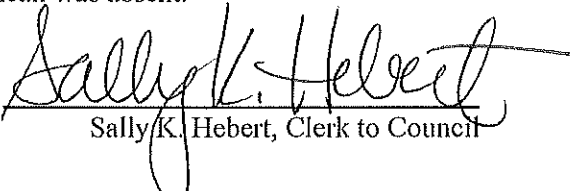
RECONVENE FROM EXECUTIVE SESSION

At approximately 10:32 p.m., the County Attorney reported that Council discussed the previously announced items, but no action was taken.

20. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted six in favor, with one absent, to authorize the County Administrator to offer up to \$106,000 to fill the vacant Economic Development Director position. Councilwoman Duncan was absent.
21. On the motion of Councilman Hargett, seconded by Councilman Bailey, Council voted six in favor, with one absent, to authorize the County Administrator to confirm with the Old Fort Fire Department that its current contract to serve Fire District 209 extends until January 17, 2017, as requested in its letter to the County Administrator dated October 13, 2014. Councilwoman Duncan was absent.
22. On the motion of Councilman Chinnis, seconded by Councilman Hargett, Council voted six in favor, with one absent, to authorize a change to the job description for Water and Sewer Director to make the engineering degree, professional engineer's license and water sewer licenses preferred but not required and to allow the County Administrator to hire at up to 20 percent above the minimum of \$103,942. Councilwoman Duncan was absent.
23. On the motion of Councilman Byars, seconded by Councilman Davis, Council voted six in favor, with one absent, to authorize the County Administrator to fill vacant positions in the Finance Department with temporary personnel as deemed necessary by him with the understanding that the payment for such temporary personnel will be funded within the existing appropriations for the vacant positions in the Finance Department. Councilwoman Duncan was absent.
24. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted six in favor, with one absent, to authorize the County Administrator to execute a first addendum to the Extension of Option Agreements recorded October 3, 2013, between Dorchester County and Peacock Investments, LLC, and TC-CC, LLC, which will provide for the payment of \$90,000 to Peacock Investments and \$90,000 to TC-CC, LLC, from the Economic Development Fund to be repaid from sales of real estate as previously provided. Councilwoman Duncan was absent.

ADJOURNMENT

25. On the motion of Councilman Davis, seconded by Councilman Byars, Council voted six in favor, with one absent, to adjourn at approximately 10:37 p.m. Councilwoman Duncan was absent.


Sally K. Hebert, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
NOVEMBER 17, 2014
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 November 3, 2014, County Council Meeting
- Adoption of Dorchester County Council Meeting Schedule for Calendar Year 2015
- Correspondence

3. GUESTS

- Mr. Lonnie Carter, Chairman of the Charleston Regional Development Alliance (CRDA) Board of Directors, CRDA Governance and Proposed Agreement for Moving Forward
- Mr. Justin Powell, Dorchester County Chief Financial Officer, October Budget Report

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

- Request for Approval of Installation of a Speed Hump in Kings Grant Subdivision Using Up to \$1,500 to be Donated by the Estates at Ashley River, LLC

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

- Introduction of Mr. Jason Carraher, Dorchester County Public Works Director
- Introduction of Mr. Joe House, Dorchester County Risk Manager
- 2nd Reading of an Ordinance to Amend the Code of Ordinances to Repeal Chapter 2, Article V, Divisions 1 and 2 and Substitute in Lieu Thereof New Divisions 1 and 2
- 2nd Reading of an Ordinance to Authorize a \$1.1 Million Lease Purchase Agreement for Dispatch and Communications Equipment
- 3rd Reading of Rezoning Request #691 for Myron L. Hinton, TMS #144-06-05-004, to Rezone a 0.95-Acre Lot and Home at 606 Orangeburg Road, near Summerville, from General Commercial (CG) to Multi-Family Residential (R-4)
- 3rd Reading of Rezoning Request #692 for Elaine D. Mizell, TMS #135-15-00-030, to Rezone a 1.46-Acre Lot in the 1800 Block of Central Avenue, Knightsville, from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1 (M)A]
- 3rd Reading of Rezoning Request #693 for Michael McCrum, TMS #121-16-04-015, to Rezone a 0.43-Acre Lot in the 100 Block of Mallard Rd., Jedburg from Multi-Family Residential (R-4) to Single-Family Residential - Manufactured Housing [R-1(M)]
- 3rd Reading of Rezoning Request #694 for Locklair Consulting, Inc., TMS #136-07-03-004 and #136-07-03-005, to Rezone a 3.52-Acres of Land in the 1200 Block of Central Avenue from Commercial/Light Industrial (CLI) to General Commercial (CG)
- Request for Approval of an Electronic Transfer (ACH) Policy for Retiree and COBRA Premiums
- Request for Approval to Authorize the County Administrator to Sign the PT-444 Form from the SC Department of Revenue to Extend the Manufacturer's Abatement to Avoca, Inc.
- Request for Approval of an Extension to the Land Use Agreement Between the Summerville Family YMCA and Dorchester County for 15 Acres at 900 Cross Creek Drive
- Request for Announcement of Intent by County Council to Authorize a \$4.125 Million Local Match for the Lake Marion Regional Water Agency Project to Complete Reaches in Dorchester County
- Request for Approval to Transfer Funds from Shaftesbury Capital Project to Briarwood – Chessington Capital Project and Pine Forest/Longleaf/Loblolly Capital Project
- Request for Approval to Transfer \$23,000 to Purchase an ARGO Amphibious Vehicle Using Auctioned Stormwater Equipment Funds

- Request for Approval to Transfer \$39,858 from Funds Available from Auctioning 2006 Chevrolet C8C064 to Purchase Mini Excavator
- Request for Approval to Accept the Yerby Road Extension into County Maintenance

6. COMMITTEE REPORTS

Chairman Chinnis – Planning, Development and Building Committee (6 p.m.)

- Public Hearing and Recommendation for 2nd Reading of Rezoning Request #689 for Hopper Communities, TMS #128-00-00-021 and TMS #128-00-00-128, to Rezone 33.59 Acres at the Intersection of Orangeburg Road and East Butternut Road from Multi-Family Residential (R-4) and General Commercial (CG) to Planned Development District (PD)

Chairman Hearn – Water and Sewer Committee (6:30 p.m.)

- Request for New Sewer Service by Palmetto Signature Homes for Three Lots on Swan Drive near the Town of Summerville, TMS#s 151-11-00-050, 151-11-00-051 and 151-11-00-052

7. APPOINTMENTS TO BOARDS AND COMMISSIONS

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

- 2nd Reading of an Ordinance Authorizing the Execution and Delivery of a FILOT Agreement between Dorchester County and Project Roadrunner
- 2nd Reading to an Ordinance Approving an Amendment to the Existing Joint County Industrial Park with Orangeburg County to Include Property of Project Roadrunner
- Request for Authorization for the County Administrator to Submit the Amended PUD for the Pine Trace Property to the Town of Summerville
- Request for Authorization for the County Administrator to Submit the Wetlands Delineation for the Pine Trace Property to the U.S. Army Corp. of Engineers for a Determination of Wetlands
- Request for Adoption of an Inducement Resolution for Project Wand
- Executive Session
 - Contractual Matters
 - Use of Ashley River Park for Storage by Bridge Contractor
 - 1995 FILOT Agreement between Dorchester County and Zapp Precision
 - Legal Advice
 - Encroachment Permit, TMS #152-00-00-061

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
NOVEMBER 17, 2014
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. 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, 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:

- Ms. Barbara Blake, 121 Luetta Lane, Ridgeville, requested that the County improve Luetta Lane by adding ROC. Mr. Ward said he would forward the request to the Dorchester County Transportation

- Committee (CTC) for consideration. Chairman Hearn recommended to Ms. Blake that she make a similar presentation at an upcoming CTC meeting.
- Mr. Chris Coutant, 10740 Dorchester Road, Summerville, stated concerns about whether the Dorchester County Sales Tax Transportation Authority is assessing the Dorchester Road contractor penalties for being behind schedule.
 - Mr. Will Limehouse, 2607 Bacons Bridge Road, Summerville, faced the audience with his daughter, stating concerns about flooding (including on his property), inferior roads and delayed completion dates on road construction projects. He questioned why road projects cost half as much money in Berkeley County as Dorchester County. He encouraged citizen involvement on behalf of the children for a better future.
 - Ms. Angie Crum, 324 Coburn Town Road, Ridgeville, announced that the South Carolina State Housing Authority has approved the Ridgeville Community Resource Center as a certified, non-profit organization to improve housing for individuals in Dorchester County, Orangeburg County, Colleton County and Berkeley County. Council gave her a round of applause.
 - Ms. Peggy Bangle, 114 Ravenwood Court, Summerville, shared information about the advanced installment program for property taxes in Dorchester County.

ADOPTION OF MINUTES

1. On the motion of Councilman Hargett, seconded by Councilman Chinnis, Council voted unanimously to adopt the minutes from the November 3, 2014, County Council meeting.

ADOPTION OF 2015 COUNTY COUNCIL MEETING SCHEDULE

2. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to adopt the 2015 County Council meeting schedule.

CORRESPONDENCE: Mr. Ward reported that staff forwarded items of correspondence upon receipt.

GUEST – MR. LONNIE CARTER, CHAIRMAN OF THE CHARLESTON REGIONAL DEVELOPMENT ALLIANCE (CRDA) BOARD OF DIRECTORS

Mr. Carter introduced CRDA staff and fellow board members present in the audience. He gave a brief history of the formation and structure of the CDRA, dating back to 1994 when the Charleston Navy Base closed and regional leaders formed the CRDA in an effort to recruit new industry and jobs. He discussed proposed changes to the operating structure of the CRDA and the proposed composition of the Executive Committee as developed by a working committee that included Councilman David Chinnis. Mr. Carter emphasized the importance of marketing the tri-counties as the Charleston region.

Under the proposal, each County would make two appointments to the Executive Committee. Mr. Carter said it is preferable that one of those people be the Chairman or the person responsible for Economic Development. The second person would be another elected official or an at-large investor, though the CRDA would be willing to waive the first-year payment. He asked that the counties assist the CRDA in creating a diverse board.

Mr. Carter asked County Council to vote to concur that the proposed document would be the guide for the CRDA going forward. He also asked County Council to vote to restore full funding. At the June 16 meeting, County Council voted to cut CRDA annual funding from approximately \$173,000 to approximately \$50,000 in order to balance the County's budget, which was underfunded by the General Assembly by \$1.8 million on State Aid to Subdivisions Local Government Fund (LGF).

Mr. George Tupper, former Chairman of the Dorchester County Economic Development Board, and Mr. Tom Leonard, Executive Director of the Trident CEO Council, also spoke in support of Dorchester County Council restoring full funding of the CRDA and approving the new operating structure.

Chairman Hearn thanked Mr. Carter and CRDA supporters. He said we need the assistance of the CRDA, the Department of Commerce and the Chamber of Commerce all working together to make economic development in

Dorchester County a reality. He asked that a vote on the CRDA proposal be added to the December 1 County Council meeting agenda.

GUEST – MR. JUSTIN POWELL, DORCHESTER COUNTY CHIEF FINANCIAL OFFICER

Mr. Powell reviewed the Dorchester County budget report for October, highlighting major funds, cash balances and capital projects.

COUNCIL MEMBER'S TIME – MR. LARRY HARGETT

Councilman Hargett invited Mr. Dick Kopfmuehler to give a short presentation regarding a proposal for a speed hump in Kings Grant Subdivision. He introduced Mr. Kopfmuehler as a retired professional engineer from Wisconsin who moved to the area in 1987.

Mr. Kopfmuehler made the case for a speed hump on Foxcroft Lane, a favored exit road due to the signalized entrance across from Wescott Boulevard and a popular walking/bike route in a subdivision without sidewalks. He described the blind curve on Foxcroft Lane as being the most direct route for construction vehicles into the new Ashley River Preserve, a development of 80 homes to be built on the old golf course. He said even 20 miles per hour is unsafe for a 30-ton truck. He acknowledged County rules stipulate a study showing 85 percent of vehicles must exceed the speed limit by at least five miles per hour.

Mr. Kopfmuehler asked Council to approve an exception to the rule for the safety of the children in an effort to mitigate the hazards of anticipated construction vehicles with a speed hump paid for by the developer. He presented a packet of information, which included a petition signed by 75 percent of the road's residents, an HOA approval letter, a developer letter promising the funding, and letters of support from Councilman Hargett and North Charleston Mayor Keith Summey.

3. On the motion of Councilman Hargett, seconded by Councilman Bailey, Council voted unanimously to approve the request for installation of a speed hump in the Kings Grant Subdivision, the cost of which will be paid in full by the developer, the Estates at Ashley River, LLC, at no cost to the County.

During discussion, Chairman Hearn asked for a clarification from the County Attorney as to whether there was any prohibition from entertaining a motion and voting on it under these circumstances. Mr. Frampton said his recollection was that the standards for speed hump installation were adopted by simple motion – not by ordinance – and therefore an exception could be granted by simple motion.

Councilman Chinnis thanked the members of the Kings Grant Homeowners Association for being proactive and coming up with the funds to install the speed hump.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

INTRODUCTION OF MR. JASON CARRAHER, DORCHESTER COUNTY PUBLIC WORKS DIRECTOR

Mr. Ward introduced Mr. Jason Carraher as the new Dorchester County Public Works Director. Mr. Carraher grew up in the Summerville area. He served in the United States Air Force for six years where he obtained the position of Staff Sergeant. While serving in the military, Mr. Carraher earned a Bachelor of Science Degree in Civil Engineering from Southern Illinois University, Edwardsville. He holds a South Carolina Professional Engineers License, and he has completed local and state projects in South Carolina. Mr. Carraher is a Dorchester County resident. He previously served as Engineering Director/Senior Project Manager for STV, Inc., in North Charleston.

INTRODUCTION OF MR. JOE HOUSE, DORCHESTER COUNTY RISK MANAGER

Mr. Powell introduced Mr. Joe House as the new Dorchester County Risk Manager. Mr. House has served in a number of risk management positions with the Association of Washington Cities, the Charleston County School District and the Kenai Peninsula (Alaska) Borough and School District.

2ND READING OF AN ORDINANCE TO AMEND THE CODE OF ORDINANCES TO REPEAL CHAPTER 2, ARTICLE V, DIVISIONS 1 AND 2 AND SUBSTITUTE IN LIEU THEREOF NEW DIVISIONS 1 AND 2

4. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to give 2nd Reading of an Ordinance to Amend the Code of Ordinances to Repeal Chapter 2, Article V, Divisions 1 and 2 and substitute in lieu thereof new Divisions 1 and 2.

2ND READING OF AN ORDINANCE TO AUTHORIZE \$1.1 MILLION LEASE PURCHASE AGREEMENT FOR DISPATCH AND COMMUNICATIONS EQUIPMENT

5. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to approve 2nd Reading of an Ordinance to authorize a \$1.1 million lease-purchase agreement for Dispatch and Communications Equipment.

REZONING REQUESTS #691, #692, #693 AND #694

6. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to give 3rd Reading and final approval to the following Rezoning Requests:
 - #691 for Myron L. Hinton, TMS #144-06-05-004, to Rezone a 0.95-Acre Lot and Home at 606 Orangeburg Road, near Summerville, from General Commercial (CG) to Multi-Family Residential (R-4)
 - #692 for Elaine D. Mizell, TMS #135-15-00-030, to Rezone a 1.46-Acre Lot in the 1800 Block of Central Avenue, Knightsville, from Multi-Family Residential (R-4) to Single-Family Residential-Manufactured Housing [R-1 (M)A]
 - #693 for Michael McCrum, TMS #121-16-04-015, to Rezone a 0.43-Acre Lot in the 100 Block of Mallard Rd., Jedburg from Multi-Family Residential (R-4) to Single-Family Residential - Manufactured Housing [R-1(M)]
 - #694 for Locklair Consulting, Inc., TMS #136-07-03-004 and #136-07-03-005, to Rezone a 3.52-Acres of Land in the 1200 Block of Central Avenue from Commercial/Light Industrial (CLI) to General Commercial (CG).

ELECTRONIC TRANSFER (ACH) POLICY FOR RETIREE AND COBRA PREMIUMS

7. On the motion of Councilman Hargett, seconded by Councilman Chinnis, Council voted unanimously to approve electronic transfer (auto-draft) for inactive employees, retirees and COBRA recipients, as recommended by Human Resources, the County Treasurer, the Controller and the CFO.

AVOCA ABATEMENT

8. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to authorize the County Administrator to sign the PT-444 form from the S.C. Department of Revenue to extend the manufacturer's abatement to Avoca, Inc.

YMCA LAND-USE AGREEMENT

9. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted six in favor, with one opposed, to approve a 10-year extension to the land-use agreement between the Summerville Family YMCA and Dorchester County for 15 acres at 900 Cross Creek Drive. Councilman Hargett voted against the motion.

During discussion, Councilman Hargett said he preferred a five-year lease.

LAKE MARION REGIONAL WATER AGENCY PROJECT LOCAL MATCH

10. On the motion of Councilman Bailey, seconded by Councilman Hargett, Council voted unanimously to announce its intent to authorize a 25 percent local match – totaling \$4.125 million – for \$16.5 million in federal funding for the Lake Marion Regional Water Agency Project to complete reaches in Dorchester

County. This would include the extension of the Harleyville Reach to the Shady Grove community, Winding Woods and St. George and the Ridgeville Commerce Park.

FUNDS TRANSFER REQUEST: CAPITAL PROJECTS

11. On the motion of Councilman Chinnis, seconded by Councilwoman Duncan, Council voted unanimously to approve the transfer of funds from Shaftesbury Capital Project to Briarwood-Chessington Capital Project and Pine Forest/Longleaf/Loblolly Capital Project.
12. **FUNDS TRANSFER REQUEST: ARGO AMPHIBIOUS VEHICLE PURCHASE**
On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to approve the transfer of \$23,000 to purchase an ARGO Amphibious Vehicle using auctioned Stormwater Equipment Funds.
13. **FUNDS TRANSFER REQUEST: MINI EXCAVATOR PURCHASE**
On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to approve the transfer of \$39,858 from funds available from auctioning a 2006 Chevrolet C8C064 to purchase a mini excavator.
14. **YERBY ROAD EXTENSION**
On the motion of Councilman Chinnis, seconded by Councilman Hargett, Council voted unanimously to accept the Yerby Road Extension into County maintenance, as recommended by the Interim Public Works Director.

COMMITTEE REPORTS

CHAIRMAN CHINNIS – PLANNING, DEVELOPMENT AND BUILDING COMMITTEE

Chairman Chinnis reported that the Committee met at 6 p.m. and voted unanimously, at the request of the applicant, to table the public hearing and table any recommendation for 2nd Reading of Rezoning Request #689 for Hopper Communities, TMS #128-00-00-021 and TMS #128-00-00-128, to rezone 33.59 acres at the intersection of Orangeburg Road and East Butternut Road from Multi-Family Residential (R-4) and General Commercial (CG) to Planned Development District (PD)

CHAIRMAN HEARN – WATER AND SEWER COMMITTEE

Chairman Hearn passed the gavel to Vice Chairman Bailey before giving his Committee report. Chairman Hearn reported that the Committee met at 6:30 p.m. and voted six in favor, with one absent, to recommend County Council approves one request for new sewer service. Councilman Byars was absent.

15. Council voted unanimously to approve a request for new sewer service by Palmetto Signature Homes for Three Lots on Swan Drive near the Town of Summerville, TMS#s 151-11-00-050, 151-11-00-051 and 151-11-00-052.

Vice Chairman Bailey passed the gavel back to Chairman Hearn.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

16. On the motion of Councilman Bailey, seconded by Councilwoman Duncan, Council voted unanimously to recommend to the Governor the appointment of Mrs. Melinda Terry to the Charleston Dorchester Mental Health Center Board.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

FILOT: PROJECT ROADRUNNER

17. On the motion of Councilman Chinnis, seconded by Councilman Bailey, Council voted unanimously to give 2nd Reading to an ordinance authorizing the execution and delivery of a FILOT Agreement between Dorchester County and Project Roadrunner.

JOINT COUNTY INDUSTRIAL PARK: PROJECT ROADRUNNER

18. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to give 2nd Reading to an ordinance approving an amendment to the existing Joint County Industrial Park with Orangeburg County to include the property of Project Roadrunner.

PINE TRACE PROPERTY: PLANNED DEVELOPMENT DISTRICT (PDD)

19. On the motion of Councilman Chinnis, seconded by Councilman Davis, Council voted unanimously to authorize the County Administrator to submit the amended Planned Development District for the Pine Trace Property to the Town of Summerville. The revised PDD includes the multi-use trail, which connects the school and Beverly Drive.

PINE TRACE PROPERTY: WETLANDS DELINEATION

20. On the motion of Councilman Chinnis, seconded by Councilwoman Duncan, Council voted unanimously to authorize the County Administrator to submit the wetlands delineation for the Pine Trace property to the U.S. Army Corps of Engineers for a determination of wetlands.

INDUCEMENT RESOLUTION: PROJECT WAND

21. On the motion of Councilman Hargett, seconded by Councilman Chinnis, Council voted unanimously to approve the Inducement Resolution for Project Wand, which plans to invest \$30 million and create 20 additional jobs.

EXECUTIVE SESSION

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

- Contractual Matters
 - Use of Ashley River Park for Storage by Bridge Contractor
 - 1995 FILOT Agreement between Dorchester County and Zapp Precision
- Legal Advice
 - Encroachment Permit, TMS #152-00-00-061

22. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to enter into Executive Session at approximately 8:21 p.m. to discuss the previously stated matters.

RECONVENE FROM EXECUTIVE SESSION

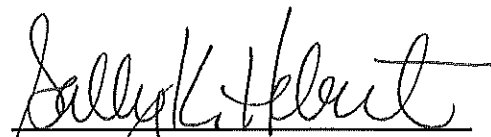
At approximately 9:29 p.m., the County Attorney reported that Council discussed the previously announced items, but no action was taken.

23. On the motion of Councilman Byars, seconded by Councilman Hargett, Council voted unanimously to authorize the County Administrator to authorize the County Administrator to transfer up to \$10,000 for hydraulic studies on Highway 165 from Stormwater personnel to operating expenditures.
24. On the motion of Councilman Hargett, seconded by Councilman Chinnis, Council voted unanimously to authorize the County Administrator to execute a license to Republic Contracting Corp. to be prepared by

the County Attorney to use a portion of TMS #161-00-00-025 for temporary storage of construction equipment.

ADJOURNMENT

25. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to adjourn at approximately 9:31 p.m.


Sally K. Hebert, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
DECEMBER 1, 2014
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 November 17, 2014, County Council Meeting
- Adoption of Resolution #14-17, a Resolution in Memory of Carl Walters
- Adoption of Proclamation #14-06, Designating November 30-December 6, 2014, as Winter Weather Awareness Week
- 1st Reading (By Title Only) to an Ordinance Repealing Dorchester County Ordinance 2005-03 Which Created the Dorchester County Sales Tax Transportation Authority and All Amendments Thereto
- Consideration of a Motion to Approve the CRDA Working Agreement Dated October 7, 2014, in Principal
- Request for Full Funding from the Charleston Regional Development Alliance (CRDA)
- Correspondence

3. GUESTS

- Senator John W. Matthews, Jr., and Representative Patsy Knight, Presentation of Check for Winding Woods Commerce Park Water Line

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

- Introduction of Mr. John Truluck, Dorchester County Director of Economic Development
- Public Hearing and 3rd Reading of Ordinance #14-19, Amending the Code of Ordinances to Repeal Chapter 2, Article V, Divisions 1 and 2 and Substitute in Lieu Thereof New Divisions 1 and 2
- Request for Approval to Adopt Policies #2 through #7 of the Dorchester County Financial Policies
- Public Hearing and 3rd Reading of Ordinance #14-20, Authorizing a \$1.1 Million Lease Purchase Agreement for Dispatch and Communications Equipment
- Request for Approval of the Reclassification Requests and Department Reorganizations
- Request for Approval to Recognize \$10,000 in Magistrate Fines for Additional Part-Time Bond Clerk Hours
- Request for Approval to Authorize up to \$15,000 for Engineering and Forecasting for the Lake Marion Regional Water Agency
- Request for Approval of 1.9% Merit Pay Increase and Prorated Increase Schedule for Permanent Employees Who Work at Least 24 Hours Per Month, Excluding Elected and Appointed Officials
- Request for Approval to Enter into the 1-Year Maintenance Liability Period for Reminisce Subdivision Phase 3 Section 1

5. COMMITTEE REPORTS

Chairman Hearn – Water and Sewer Committee (6:45 p.m.)

- Request for New Sewer Service by Timothy Smith for 5.7 Acres on Summerset Lane near the Town of Summerville, TMS # 127-00-00-088
- Request for New Water and Sewer Service by James Simmons for 1284 Ridge Road near the Town of Ridgeville, TMS #118-00-00-216
- Request for New Water Service by Gary Gooden for 0.14 Acres on Tuskegee Drive near the City of North Charleston, TMS #181-03-01-008
- Request for New Water and Sewer Services by Pearl Creel for 5.12 Acres on Indigo Road near the Town of Ridgeville, TMS #118-00-00-108
- Request for New Sewer Service by Dan Kinsman for 105 Skelton Road in the Pine Hill Acres Subdivision, near the Town of Summerville, TMS #128-04-02-030

- Request for New Sewer Service by Johndell Whetsell for 0.46 Acres on Alston Lane in the Town of Summerville, TMS #130-14-00-007
- Request by Water and Sewer Department to Install Previously Approved New Sewer Service to Frank's Express Car Wash via 10582 Dorchester Road and 10586 Dorchester Road, TMS #153-09-07-013 and TMS #153-09-07-015

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

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

- Public Hearing on Ordinance #14-21, Authorizing the Execution and Delivery of a FILOT Agreement between Dorchester County and Wabco Holdings, Inc.
- Public Hearing on Ordinance #14-22, Approving an Amendment to the Existing Joint County Industrial Park with Orangeburg County to Include Property of Wabco Holdings, Inc.
- Adoption of a Resolution #14-18, Amending the Existing Joint County Industrial Park with Orangeburg County to Include Property of Project Green
- Executive Session
 - Contractual Matters
 - HG Reynolds Construction Contract for Detention Center
 - Convenience Site Lease with Barbara Cox
 - Upstream Drainage Study for Bacons Bridge Road

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
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
DECEMBER 1, 2014
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. 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, 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 Davis and followed by the Pledge of Allegiance.

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

REQUESTS TO ADDRESS COUNCIL:

- Mr. J.D. Allston, 409 West 5th North Street, Summerville, spoke in support of the Dorchester County Sales Tax Transportation Authority (DCTA) and the 22 road projects under the Authority's direction. He objected to recent media reports regarding DCTA. He asked for Council's support.

- Ms. Barbara Blake, 121 Luetta Lane, Ridgeville, asked to have Luetta Lane converted from a private road to a Dorchester County road. Mr. Ward said Ms. Blake’s request at a previous meeting to have the road rocked has been turned over to the Dorchester County Transportation Committee (CTC). He said Mr. Mike Goldston, Dorchester County Deputy Public Works Director, obtained an estimate for eight inches of rock for the CTC to consider funding. Mr. Ward said the road is currently 10-foot wide. In order for the County to accept the road into the County system, it must be 20-foot wide and have the necessary ditch sections, which is in accordance with County policy, he said. There was some discussion about the road once being a part of the County road system until a gate was installed in approximately 1993. At that time, the road became private, and County maintenance was discontinued, said Mr. Ward. Ms. Blake said the road has never had a gate. Mr. Ward offered to meet with Ms. Blake, Mr. Goldston and Mr. Jason Carraher, Public Works Director, to discuss the gate.
- Ms. Sharon Crossley, 3 Charleston Center Drive, Charleston, spoke as a representative of the Eat Smart Move More Charleston Tri-County coalition. She distributed a 23-question survey about health, transportation and healthy lifestyles in Dorchester County and encouraged everyone to fill it out.
- Dr. Morris Ravenell, 500 Ridge Street, St. George, spoke as Superintendent on behalf of Dorchester District 4 and thanked County Council for supporting the District. He announced that District 4 received, for the first time, a rating of Excellent on the state report card. District 4 is one of only seven districts in South Carolina to receive both an excellent rating and an excellent growth rate, said Dr. Ravenell. Council led a round of applause.
- Mr. Will Limehouse, 2607 Bacons Bridge Road, Summerville, thanked County Council for listening to citizens’ complaints and trying to do the right thing. He thanked Chairman Hearn for his two years of service as Chairman of County Council.

ADOPTION OF MINUTES

1. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to adopt the minutes from the November 17, 2014, County Council meeting.

RESOLUTION #14-17: IN MEMORY OF CARL WALTERS

2. On the motion of Councilman Davis, seconded by Councilman Bailey, Council voted unanimously to adopt Resolution #14-17, a Resolution in Memory of Carl Walters. Chairman Hearn read the resolution aloud and, along with Council and the Administrator, presented it to the Walters family. Several Council members shared anecdotes about Mr. Walters and praised his service to the community.

PROCLAMATION #14-06: WINTER WEATHER WEEK

3. On the motion of Councilman Davis, seconded by Councilman Bailey, Council voted unanimously to adopt Proclamation #14-06, designating November 30 through December 6, 2014, as Winter Weather Awareness Week.

Chairman Hearn thanked responding municipalities – Mt. Pleasant, North Charleston, Charleston County, City of Charleston and Greenville County – that assisted Dorchester County in the aftermath of the February ice storm. He said approximately \$2 million from the rainy day fund, which became the “frozen” rainy day fund, was used to pay for cleanup. Mr. Ward reported that to date Dorchester County has received FEMA reimbursement in the amount of \$745,343.94 to replenish the rainy day fund.

GUEST – SENATOR JOHN W. MATTHEWS, JR.

At this time in the meeting, Chairman Hearn recognized Senator Matthews for a check presentation. Before presenting the check, Senator Matthews predicted 2015 and 2016 will be good years for Dorchester County. He said good years come to those who are prepared. In support of preparation, Senator Matthews presented Chairman Hearn and County Council with a check for \$240,000 for the extension of the water line for the Winding Woods Commerce Park project. Chairman Hearn thanked Senator Matthews for his leadership during his many years as a legislator in getting Dorchester County prepared for economic development.

REPEALING DCTA ORDINANCE

4. On the motion of Councilman Byars, seconded by Councilman Davis, Council voted four in favor with two opposed and one abstaining to give 1st Reading, By Title Only, to an Ordinance Repealing Dorchester County Ordinance 2005-03, which created the Dorchester County Sales Tax Transportation Authority and all amendments thereto. Councilman Hargett and Councilman Bailey opposed the motion. Councilman Davis abstained from voting.

There was much discussion about this motion. Councilman Bailey suggested all parties get together and talk about the issues. Councilman Hargett asked that County Council seek a legal opinion from the SC Attorney General's Office as to whether the repeal of the DCTA is legal. He asked that his comments be included in the record (see attached). Councilman Chinnis stated reservations about dissolving the DCTA, but said there needs to be a mechanism for accountability. Councilman Byars said the status quo is no longer an option. He called for changes in order for roads to be completed on time and on budget. Councilwoman Duncan said this proposed ordinance provides time to have an open discussion about the issues. Councilman Davis said he is not interested in bashing anyone, but that he just wants the work done correctly. Chairman Hearn noted that the DCTA was among the first transportation authorities created in South Carolina. Ten years later it is worth looking at where we are and what is needed going forward, he said.

CRDA WORKING AGREEMENT

5. On the motion of Councilman Chinnis, seconded by Councilman Bailey, Council voted unanimously to approve, in principle, the Charleston Regional Development Alliance (CRDA) working agreement dated October 7, 2014.

CRDA FUNDING

6. On the motion of Councilman Chinnis, seconded by Councilman Bailey, Council voted unanimously to approve an additional \$36,323.50 in funding for the CRDA to be paid from the Dorchester County Economic Development Fund.

Chairman Hearn said approval of this additional funding represents the fact that Dorchester County is trying to be a stable force within the three counties (Berkeley, Charleston and Dorchester) relative to the Alliance, albeit at a lesser amount. We do recognize the role of the Alliance and certainly appreciate their efforts, he said. Other Council members spoke in support of the Alliance as well.

CORRESPONDENCE: Mr. Ward reported that staff forwarded items of correspondence upon receipt.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

INTRODUCTION OF MR. JOHN TRULUCK, DORCHESTER COUNTY ECONOMIC DEVELOPMENT DIRECTOR

Mr. Ward introduced Mr. John Truluck as the new Dorchester County Director of Economic Development. He said Mr. Truluck brings to the job 13 years of experience as Executive Director of the Clarendon County Development Board. He earned a Bachelor of Science Degree in Business Administration and a Master's Degree in Public Administration from the University of South Carolina. Mr. Truluck is a South Carolina Certified Economic Developer, and he completed the Basic Economic Development Course at the University of North Carolina and the Economic Development Institute at the University of Oklahoma. His first day on the job was December 1.

Chairman Hearn welcomed Mr. Truluck, saying he has arrived during a special time in the economic development history of Dorchester County.

ORDINANCE #14-19: PUBLIC HEARING AND 3RD READING

Mr. Ward asked County Council to hold a public hearing to give 3rd Reading to Ordinance #14-19, Amending the Code of Ordinances to Repeal Chapter 2, Article V, Divisions 1 and 2 and Substitute in Lieu Thereof New Divisions 1 and 2.

Chairman Hearn struck the gavel, opening the Public Hearing. He invited the public to come forward to speak on this issue. In the absence of any requests to speak, Chairman Hearn struck the gavel again, closing the Public Hearing.

7. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to give 3rd Reading and final approval of Ordinance #14-19, Amending the Code of Ordinances to Repeal Chapter 2, Article V, Divisions 1 and 2 and substitute in lieu thereof new Divisions 1 and 2.

FINANCIAL POLICIES

8. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to adopt policies #2 through #7 of the Dorchester County Financial Policies as recommended by Dorchester County's Chief Financial Officer and reviewed by the County Treasurer, Budget Officer, Controller and Purchasing Director.

ORDINANCE #14-20: PUBLIC HEARING AND 3RD READING

Mr. Ward asked County Council to hold a public hearing to give 3rd Reading to Ordinance #14-20, Authorizing a \$1.1 Million Lease Purchase Agreement for Dispatch and Communications Equipment.

Chairman Hearn struck the gavel, opening the Public Hearing. He invited the public to come forward to speak on this issue. In the absence of any requests to speak, Chairman Hearn struck the gavel again, closing the Public Hearing.

9. On the motion of Councilman Chinnis, seconded by Councilwoman Duncan, Council voted unanimously to approve 3rd Reading and final approval of an Ordinance #14-20, Authorizing a \$1.1 Million Lease Purchase Agreement for Dispatch and Communications Equipment.

Mr. Ward said the term of the lease purchase is 5.5 years with a 1.53 percent interest rate for P25 compliant dispatch center and radio communications equipment.

RECLASSIFICATION REQUESTS AND DEPARTMENT REORGANIZATIONS

10. On the motion of Councilman Bailey, seconded by Councilman Davis, Council voted unanimously to approve the recommendations as presented by the Reclassification Committee made up of the Human Resources Director, Budget Officer and the County Attorney, including a recommendation for an external review requested by the Clerk of Court.

RECOGNIZING MAGISTRATE FINES

11. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to approve the recognition of \$10,000 in Magistrate fines to provide 800 additional hours for part-time bond clerks as the Magistrate's Office requested during the budget process.

LMRWA ENGINEERING AND FORECASTING FUNDING

12. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to authorize up to \$15,000 for engineering and forecasting for the Lake Marion Regional Water Agency (LMRWA).

MERIT PAY INCREASE

13. On the motion of Councilman Davis, seconded by Councilman Hargett, Council voted unanimously to approve a 1.9 percent merit pay increase and prorated increase schedule for permanent employees who

work at least 24 hours per month, excluding Elected and Appointed Officials as recommended by the Human Resources Director and Chief Financial Officer.

MAINTENANCE LIABILITY PROGRAM: REMINISCE SUBDIVISION PHASE 3 SECTION 1

14. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to authorize the start date of the 12-month maintenance liability period for Pavilion Street, Tarleton Drive and Calabash Court as identified in the application.

COMMITTEE REPORT

CHAIRMAN HEARN – WATER AND SEWER COMMITTEE

Chairman Hearn passed the gavel to Vice Chairman Bailey before giving his Committee report. Chairman Hearn reported that the Committee met at 6:45 p.m. He said there were seven items on the agenda with the first six items voted on together.

15. Council voted unanimously to approve the following requests for service:
- Request for New Sewer Service by Timothy Smith for 5.7 acres on Summerset Lane near the Town of Summerville, TMS # 127-00-00-088
 - Request for New Water and Sewer Service by James Simmons for 1284 Ridge Road near the Town of Ridgeville, TMS #118-00-00-216
 - Request for New Water Service by Gary Gooden for 0.14 acres on Tuskegee Drive near the City of North Charleston, TMS #181-03-01-008
 - Request for New Water and Sewer Services by Pearl Creel for 5.12 acres on Indigo Road near the Town of Ridgeville, TMS #118-00-00-108
 - Request for New Sewer Service by Dan Kinsman for 105 Skelton Road in the Pine Hill Acres Subdivision, near the Town of Summerville, TMS #128-04-02-030
 - Request for New Sewer Service by Johndell Whetsell for 0.46 acres on Alston Lane in the Town of Summerville, TMS #130-14-00-007
16. Council voted unanimously to approve a request by the Dorchester County Water and Sewer Department to install previously approved new sewer service to Frank's Express Car Wash via 10582 Dorchester Road and 10586 Dorchester Road, TMS #153-09-07-013 and TMS #153-09-07-015

Vice Chairman Bailey passed the gavel back to Chairman Hearn.

APPOINTMENTS TO BOARDS AND COMMISSIONS: There were no appointments.

Chairman Hearn took this time during his last County Council meeting as Chairman to thank Council and staff for their support during his two-year term as Chairman. He noted that this Council has done a lot of hard work and tackled a lot of hard issues during this time and said he is very proud to have been a part of it. He thanked Council for the opportunity to serve as Chairman.

COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

Mr. Frampton announced that the first two items on the agenda under his time would be deferred until January.

JOINT COUNTY INDUSTRIAL PARK: PROJECT GREEN

17. On the motion of Councilman Davis, seconded by Councilman Chinnis, Council voted unanimously to adopt Resolution #14-18, allowing Orangeburg County to add five parcels or a portion thereof to the joint county industrial park.

EXECUTIVE SESSION

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

- Contractual Matters
- HG Reynolds Construction Contract for Detention Center
- Convenience Site Lease with Barbara Cox
- Upstream Drainage Study for Bacons Bridge Road

18. On the motion of Councilman Davis, seconded by Councilwoman Duncan, Council voted unanimously to enter into Executive Session at approximately 8:45 p.m. to discuss the previously stated matters.

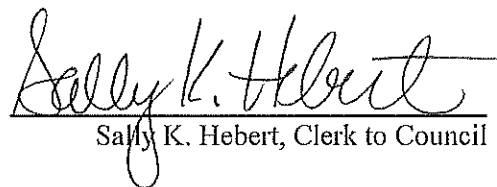
RECONVENE FROM EXECUTIVE SESSION

At approximately 9:35 p.m., the County Attorney reported that Council discussed the previously announced items, but no action was taken.

19. On the motion of Councilman Davis, seconded by Councilman Bailey, Council voted unanimously to authorize the County Administrator to execute a new lease with Barbara Cox for the real property delineated in blue on the attachment provided to County Council which comprises the existing Bucks convenience site in Knightsville and being a portion of TMS #143-02-00-003 for a term of 15 years for the sum of \$4,000.

ADJOURNMENT

20. On the motion of Councilman Hargett, seconded by Councilman Davis, Council voted unanimously to adjourn at approximately 9:36 p.m.


Sally K. Hebert, Clerk to Council