

Charleston, S. C.
February 5, 2013

A regular meeting of County Council of Charleston County was held on the 5th day of February, 2013, in the Beverly T. Craven Council Chambers, Second Floor of the Lonnie Hamilton, III Public Services Building, located at 4045 Bridge View Drive, Charleston, South Carolina.

Present at the meeting were the following members of Council: Teddie E. Pryor, Sr., Chairman, who presided; Colleen Condon; Henry E. Darby; Anna Johnson; Joseph K. Qualey; A. Victor Rawl; Herbert R. Sass, III; Dickie Schweers and J. Elliott Summey.

Also present were: County Administrator W. Kurt Taylor and County Attorney Joseph Dawson.

The Clerk reported that in compliance with the Freedom of Information Act, notice of meetings and agendas were furnished to all news media and persons requesting notification.

Mr. Sass moved approval of the minutes of January 22, 2013, seconded by Mr. Summey, and carried.

The Chairman announced that Sheriff Al Cannon, Assistant Sheriff Mitch Lucas, Chief Deputy Willis Beatty and other members of the Detention Center Accreditation Team and Detention Center leadership were present and should be commended on receiving accreditation for the Sheriff Al Cannon Detention Center from the American Correctional Association. The Sheriff Al Cannon Detention Center is one of only 134 accredited detention centers in the United States and the only one in the State of South Carolina. The accreditation program is a professional peer review process based on national standards that have evolved since the founding of the Association in 1870. The standards were developed by national leaders from the field of corrections, law, architecture, health care and other groups who are interested in sound correctional management.

Sheriff Al
Cannon
Detention
Center
Accreditation

A report was read from the Administration Policy/Rules Committee under date of February 5, 2013, that it considered the information furnished by Carol Linville and Leigh Handel of Pet Helpers regarding a resolution proclaiming February 2013 Spay Neuter Month in Charleston County.

Mr. Summey moved approval of the requested resolution, seconded by Ms. Johnson and carried.

Mr. Summey read the resolution for the record. Carol Linville accepted the resolution on behalf of Pet Helpers and thanked Council for its forward thinking policies on animal control which has garnered national attention for local animal shelters and animal welfare organizations.

The resolution is as follows:

Spay Neuter
Awareness
Month
Resolution

A RESOLUTION OF CHARLESTON COUNTY COUNCIL

Proclaiming February 2013 Spay Neuter Awareness Month in Charleston County

Whereas, more than 10,700 stray, unwanted, injured and abused pets were taken into animal welfare facilities in Charleston County in 2012; and,

Whereas, almost one in five of these unwanted pets were euthanized and an additional unknown number of animals die each year due to abandonment, neglect, abuse, starvation or cruelty; and,

Whereas, animals taken into the county's animal control system incur costs of about \$100 each, thereby costing taxpayers in Charleston County almost \$1 million annually and the spaying and neutering of pets is the most effective means of addressing the problem of pet overpopulation; and,

Whereas, Pet Helpers' volunteers, in conjunction with its Spay/Neuter Clinic and the ASPCA, and enabled by the forward-thinking and humane statutes of Charleston County Council, provides free sterilizations to feral cats as a way to humanely reduce, with the goal of eventually eliminating, the feral cat populations in Charleston; and,

Whereas, the citizens of Charleston County can contribute to this effort by spaying or neutering their own companion animals and by supporting programs in their communities that offer spay/neuter services.

NOW, THEREFORE BE IT RESOLVED, that Charleston County Council does hereby proclaim February 2013 as Spay Neuter Awareness Month in Charleston County and encourages its citizens to observe the month by having their pets spayed and neutered and by contributing to those organizations that provide spay/neuter surgeries to the public.

CHARLESTON COUNTY COUNCIL
Teddie E. Pryor, Sr., Chairman
February 5, 2013

The Chairman announced that Council Member Condon had to leave the meeting as a family member of hers was involved in an accident and asked that everyone present remember her family in their prayers.

An Ordinance rezoning property located at 1245 Ashley Hall Road was given second reading by title only.

AN ORDINANCE

ZREZ-10-12-
14791,
1245 Ashley
Hall Road

REZONING A PORTION OF THE REAL PROPERTY LOCATED AT 1245 ASHLEY HALL ROAD, PARCEL IDENTIFICATION NUMBER 351-12—00-129 FROM THE MIXED SYTLE RESIDENTIAL 12 (M-12) DISTRICT TO THE SINGLE FAMILY RESIDENTIAL 4 (R-4) DISTRICT.

The Ordinance in its entirety will appear in the minutes of Charleston County Council at the time of third reading.

The Chairman called for a roll call vote on the second reading of the Ordinance. The roll was called and votes recorded as follows:

Condon	- absent at time of voting
Darby	- aye
Johnson	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye
Pryor	- aye

The vote being eight (8) ayes and one (1) absent, the Chairman declared the Ordinance to have passed second reading.

A report was read from the Administration Policy/Rules Committee, under date of February 5, 2013, that it considered the information furnished by Committee Chairman Vic Rawl regarding various amendments to the Rules of Council. Committee recommended that Council adopt the following new rules:

Rules of
Council
Amendments

2.1.5 Any person speaking in front of County Council, either by Council's request or the person's request, shall be required to submit the topic of discussion in writing or in person before permission is given to speak. This rule does not apply to those persons speaking for a time as determined by the Chairman during the public comments portion of Council meetings.

4.1.5 Special Committees can be appointed by the Chairman based on need. Special Committees must be characterized and exist by subject or time. All meeting notes, records, actions, etc. pertaining to Special Committees shall be kept by the Clerk of Council and shall be available to the public by request.

4.7.5 An attorney from the Legal Department shall be assigned to each standing committee and special committee of County Council.

Mr. Rawl moved approval of committee recommendation. The motion was seconded by Mr. Summey. Following some debate on the merits of Rule 2.1.5, Ms. Johnson called for the question. The Chairman called for a vote and the motion passed. Council Members Schweers and Qualey voted nay on Rule 2.1.5.

A report was read from the Administration Policy/Rules Committee under date of February 5, 2013, that it considered the information furnished by Council Members

Condon, Darby, Rawl, and Summey regarding their recommended appointees to the Planning Commission, Board of Zoning Appeals, Greenbelt Advisory Board, and Transportation Advisory Board.

Committee recommended that Council:

Council
Members
Recommended
Appointees

1. reappoint Charles Smith, Warwick Jones, and Eric Meyer to the Charleston County Planning Commission for terms to expire December 31, 2016;
2. appoint Kip Bowman to the Charleston County Planning Commission for a term to expire December 31, 2016;

Planning
Commission (4)
BZA (4)
GAB (4)
TAB (4)

that Council reappoint Laura Khare, William Ray, Thomas Goldstein, and Sam McConnell to the Charleston County Board of Zoning Appeals for terms to expire December 31, 2016;

that Council make the following reappointments to the Charleston County Greenbelt Advisory Board:

1. Brady Quirk-Garvan for a term to run co-terminus with Council Member Colleen Condon;
2. Warwick Jones for a term to run co-terminus with Council Member Henry Darby;
3. Eileen Duffy for a term to run co-terminus with Council Member Vic Rawl;
4. Jerry Lahm for a term to run co-terminus with Council Member Elliott Summey;

and that Council make the following reappointments to the Charleston County Transportation Advisory Board:

1. Thomas Jones for a term to run co-terminus with Council Member Colleen Condon;
2. Marion Welch for a term to run co-terminus with Council Member Henry Darby;
3. Matthew Keller for a term to run co-terminus with Council Member Vic Rawl;
4. Gayle Frampton for a term to run co-terminus with Council Member Elliott Summey.

Ms. Johnson moved approval of Committee recommendation, seconded by Mr. Summey, and carried.

The Chairman announced that the next item of business was the Consent Agenda. Mr. Summey moved approval of the Consent Agenda, seconded by Ms. Johnson, and carried.

Consent Agenda items are as follows:

SC
Department of
Public Safety
Grant (Sheriff's
Office)

Request to
Apply

A report was furnished from the Finance Committee under date of February 5, 2013, that it considered the information furnished by County Administrator Kurt Taylor and Sheriff Al Cannon regarding the Sheriff Office's request to apply for funding from the SC Department of Public Safety's (SCDPS) Office of Highway Safety (OHS) grant to combat drivers driving under the influence (DUI) in Charleston County. It was stated that the OHS grant program is a three-year project and this request to apply for funding is for the third-year of funding. It was shown that the purpose of these funds is to sustain the designated DUI Enforcement Team within the Sheriff's Office, and that these funds will cover two (2) grant funded FTE's, office supplies, radio fees and in-state enforcement mileage costs for a total amount of \$161,313.17. It was further shown that there is no match requirement under this grant, and the grant period is October 1, 2013 through September 30, 2014.

Committee recommended that Council approve the application of the third-year funding for the FY'14 Highway Safety Grant Program in the amount of \$161,313.17 with the understanding that the grant period is October 1, 2013 through September 30, 2014, there is no match requirement under this grant, and the funds will cover two (2) grant funded FTE's. It is understood that at the conclusion of the grant period, the County is under no obligation to retain these positions after the grant period has expired.

Blackground
Road
Improvement
Project

Award of
Contract

A report was furnished from the Finance Committee under date of February 5, 2013, that it considered the information furnished by W. Kurt Taylor, County Administrator and Barrett J. Tolbert, director of Procurement, regarding a Transportation Sales Tax Project entitled the Blackground Road, located on Johns Island. It was stated that this Project consist of paving approximately 2,300 linear feet from the existing paved section to the end of Blackground Road. It was shown that new roadside ditches will be constructed as part of this Project, and that work shall include paving, storm drainage improvements, erosion and sedimentation control, as well as traffic control during construction. It was further shown that this solicitation also included bid alternatives for improvements to the County Non-standard road, Rosabella Road, which intersects Blackground Road and the improvements to Rosabella Road will consist of improving approximately 750 linear feet of the existing earth surface with a 6-inch thick aggregate base and an asphalt paved surface. It was further stated that the mandatory Small Business Enterprise utilization for this solicitation is 12.2% and the DBE goal is 20%.

Bidder	Bid Price	SBE Percentage	DBE Percentage
Truluck Construction Company Charleston, South Carolina Principal: Charles Truluck	\$240,750.00	12.7%*	11.47%*
Island Construction Company North Charleston, South Carolina Principal: John B. Bailey, Junior	\$275,036.00	100%*	0.00%*
Allston Farrell Construction Mount Pleasant, South Carolina Principal: Matthew Farrell	\$277,824.00	100%*	8.98%*
Landscape Pavers, LLC Charleston, South Carolina Principal: Joyce Schirmer	\$292,800.20	100%*	90.00%*

Celek & Celek Construction, Inc. Charleston, South Carolina Principal: Brian Celek	\$328,888.00	100%*	10.16%*
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* The bid price listed is inclusive of Alternates A&B. However, the SBE and DBE percentages are based on the total bid price not including Alternate A&B.

Committee recommended that Council authorize award of bid for the Blackground Road Improvements Project to Truluck Construction Company, the lowest responsive and responsible bidder, in the amount of \$240,750.00 with the understanding that funds are available in the roads portion of the Transportation Sales Tax.

A report was furnished by the Finance Committee under date of February 5, 2013, that it considered the information furnished by W. Kurt Taylor, County Administrator and Barrett J. Tolbert, Director of Procurement regarding two Transportation Sales Tax (TST) funded project. It was stated that the Butterfly Lane Local Paving Project is located in the Town of Awendaw in Charleston County and consists of drainage installation and paving the entire existing dirt road from the intersection of US-17 to include base course, paving, drainage improvements, erosion and sedimentation control, and traffic control during construction. It was shown that the second project, the Leonard Stoney Road Local Paving Project, is located in the Town of Mount Pleasant in Charleston County and consists of sidewalk improvements, drainage installation, and paving the entire existing dirt road from the intersection of Rifle Range Road (S-10-51), to include base course, paving, drainage improvements, erosion and sedimentation control, and traffic control during construction. It was further stated that the mandatory Small Business Enterprise utilization for this solicitation is 12.2% and the DBE goal is 20%.

Butterfly Lane/
Leonard
Stoney Road
Paving Project

Award of
Contract

Bidder	Bid Price	SBE Percentage	DBE Percentage
Allston Farrell Construction Mount Pleasant, South Carolina Principal: Matthew Farrell	\$210,664.98	100%	12.09%
Truluck Construction Company Charleston, South Carolina Principal: Charles Truluck	\$226,679.75	17.9%	16.10%
Island Construction Company North Charleston, South Carolina Principal: John B. Bailey, Junior	\$281,721.90	100%	0.00%

Committee recommended that Council authorize award of bid for the Butterfly Lane and Leonard Stoney Road local paving projects to Allston Farrell Construction, the lowest responsive and responsible bidder, in the amount of \$210,664.98 with the understanding that funds are available in the roads portion of the Transportation Sales Tax.

A report was furnished by the Finance Committee under date of February 5, 2013, that it considered the information furnished by W. Kurt Taylor, County Administrator and Barrett J. Tolbert, Director of Procurement regarding bids received for a Transportation Sales Tax (TST) funded project. It was stated that the work includes widening Glenn McConnell Parkway at the Bairds Cove/Waterstone Lane intersection to incorporate channelized turn lanes and upgrading the traffic signal. It was shown that this project

Glenn
McConnell at
Bairds Cove
Improvement
Project and
Signal Design

Award of
Contract

will also include installing a crosswalk and pedestrian signal at the intersection, as well as extending the sidewalk along Bairds Cove and Waterstone Lane to Glenn McConnell Parkway. It was further shown that bids were received and the mandatory Small Business Enterprise utilization for this solicitation is 12.2% and the DBE goal is 20%.

Bidder	Bid Price	SBE Percentage	DBE Percentage
Truluck Construction Company Charleston, South Carolina Principal: Charles Truluck	\$487,226.55	21.0%	7.34%
Gulf Stream Construction Company, Inc. North Charleston, South Carolina Principal: Kenneth A. Holseberg	\$513,878.58	20.6%	20.07%
*German Technical Group, LLC. Moncks Corner, South Carolina Principal: Eugene K. German	\$0.0	0.0%	0.0%

* Vendor deemed non- responsive due to incomplete submittal.

Committee recommended that Council authorize award of bid for the Intersection Improvement & Signal Design for Glenn McConnell Parkway at Bairds Cove Project to Truluck Construction Company, the lowest responsive and responsible bidder, in the amount of \$487,226.55 with the understanding that funds are available in the roads portion of the Transportation Sales Tax.

A report was furnished by the Finance Committee under date of February 5, 2013, that it considered the information furnished by W. Kurt Taylor, County Administrator and Barrett J. Tolbert, Director of Procurement, regarding bids received for a transportation sales tax project in the Town of Awendaw. It was stated that the White Road Paving Project is located in the Town of Awendaw, in Charleston County and consists of drainage improvements, asphalt paving, and improving the entire existing dirt road from the intersection of US-17. It was shown that the work will include graded aggregate base course, asphalt paving, drainage improvements, erosion and sedimentation control, and traffic control during construction. It was shown that the mandatory Small Business Enterprise utilization for this solicitation is 12.2% and the DBE goal is 20%.

WhiteRoad
Improvement
Project

Award of
Contract

Bidder	Bid Price	SBE Percentage	DBE Percentage
Island Construction Company North Charleston, South Carolina Principal: John B. Bailey, Jr.	\$128,340.65	100%	11.21%
Allston Farrell Construction Mount Pleasant, South Carolina Principal: Matthew Farrell	\$148,998.30	100%	16.77%
Truluck Construction Company Charleston, South Carolina Principal: Charles Truluck	\$154,729.65	22.5%	20.68%

Green Wave Contracting, Inc. Georgetown, South Carolina Principal: Blake Harwell	\$155,295.50	26.0%	25.95%
Gulf Stream Construction Company, Inc. North Charleston, South Carolina Principal: Kenneth A. Holseberg	\$244,955.94	18.3%	17.87%

Committee recommended that Council authorize award of bid for the White Road Improvements Project to Island Construction Company, the lowest responsive and responsible bidder, in the amount of \$128,340.65 with the understanding that funds are available in the roads portion of the Transportation Sales Tax.

The Chairman asked if any member of Council wished to address the body. Hearing no affirmative response, the Chairman stated that there was a need to adjourn into Executive Session for the purpose of discussing a personnel matter and a potential contractual matter. Mr. Summey moved for Executive Session, seconded by Mr. Rawl, and carried.

At the conclusion of the Executive Session, the Chairman stated that in Executive Session Council had received information regarding a personnel matter and a potential contractual matter and that no action had been taken. Seeing no further business to come before Council, the Chairman declared the meeting to be adjourned.

Beverly T. Craven
Clerk of Council

Executive
Session