

June 1, 2010
Charleston, SC

A regular meeting of County Council of Charleston County was held on the 1st day of June, 2010 at 7:00 p.m. in Council Chambers, Second Floor, Lonnie Hamilton, III Public Services Building, 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; Curtis B. Inabinett; Joe McKeown; A. Victor Rawl; Dickie Schweers; J. Elliott Summey and Paul R. Thurmond.

Also present were: Allen O'Neal, County Administrator; County Attorney Joe Dawson; and Dan Pennick, Director of the Zoning/Planning Department.

Rev. Robert Reid gave the invocation. County Administrator O'Neal led in the pledge to the flag.

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. Summey moved approval of the Minutes of May 18, 2010, seconded by Mr. McKeown, and carried.

**Steve Dykes
Recognition
of Award**

The Chairman said that Steve Dykes was named one of the ten people who made a difference in 2010 by the Southern Business and Development, an Economic Development Trade Journal, and asked Mr. Dykes to come forward.

The Chairman asked Council Member Elliott Summey, Chairman of the Economic Development Committee to present a framed copy of the Article to Mr. Dykes and requested the Clerk of Council to read the Article into the record.

The Article is as follows:

In the fall 2009 issue of Southern Business & Development, we named South Carolina Department of Commerce's Jack Ellenberg as our 2010 "Person of the Year" for his work in helping secure the Boeing project in North Charleston, S.C. There are several other people who deserve credit for helping land what will most likely be the deal of the year in the South for 2009 (to be decided by SB&D in June). Nobody worked harder on the Boeing project than Steve Dykes, Charleston County's Director of Economic Development. Dykes is the point person at the local level on the Boeing project. A good portion of the Boeing incentive package (about \$55 million) is being funded by Charleston County and it was Dykes who was sitting at the negotiating table alongside state officials and Boeing officials for months.

**Charleston
County Code
Fee
Amendments
Ordinances
2nd Reading**

Two Ordinances amending the Charleston County fee Ordinance were given second reading by title only.

AN ORDINANCE

AMENDING THOSE PORTIONS OF CHAPTER 2/ARTICLE V/
DIVISION 2/ SECTION 2 -137 AND CHAPTER 7.5/ARTICLE II/
SECTION 7.5 – 35 DEALING WITH FEES.

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

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

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- nay
Mr. Rawl	- aye
Mr. Schweers	- nay
Mr. Summey	- aye
Mr. Thurmond	- nay
Mr. Pryor	- aye

The vote being five (5) ayes, three (3) nays and one (1) absent at time of voting, the Chairman declared the Ordinance to have received second reading approval.

AN ORDINANCE

AMENDING THE FOLLOWING PORTIONS OF THE CHARLESTON COUNTY CODE:

1. CHAPTER 3, DEALING WITH ANIMALS AND FOWL
2. CHAPTER 14, DEALING WITH MOBILE HOMES, AND
3. CHAPTER 2/ARTICLE VII/SECTION 2-3-312 DEALING WITH GEOGRAPHIC INFORMATION SYSTEMS.

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

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

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- nay

Mr. Rawl	- aye
Mr. Schweers	- nay
Mr. Summey	- aye
Mr. Thurmond	- nay
Mr. Pryor	- aye

The vote being five (5) ayes, three (3) nays and one (1) absent at time of voting, the Chairman declared the Ordinance to have received second reading approval.

Ms. Condon said that Council had removed the Building Services portion from the proposed Ordinance at its last meeting and this needed to be added back to the first Ordinance. She also moved that Council allow amendments to both fee Ordinances prior to third reading.

The County Attorney stated that since Council had given second reading to the first fee Ordinance prior to bringing forth the return of the Building Services' Section, that it would be necessary, prior to third reading, that the motion to add back to the amended Ordinance the Building Services portion that had been removed.

**FY 2011
Solid Waste
Budget
Ordinance
2nd Reading**

Prior to second reading of the Solid Waste Fee Ordinance for fiscal year 2011, Mr. Summey moved to amend the Ordinance to authorize a one time \$25.00 reduction in the FY 2011 Solid Waste Budget Ordinance.

This motion was seconded by Ms. Condon and carried.

An Ordinance, as amended, regarding Solid Waste recycling and disposal fees for Fiscal Year 2011 was given second reading.

AN ORDINANCE

RELATING TO THE IMPOSITION OF ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES FOR THE DISPOSITION OF SOLID WASTE AND RECYCLING, PROVIDING FOR CLASSIFICATIONS OF REAL PROPERTY SUBJECT TO ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES, AND ESTABLISHING THE AMOUNT OF THE ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES.

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

The Chairman called for second reading of the Ordinance, as amended. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- aye

Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the Ordinance, as amended, to have received second reading approval.

**FY 2011
Transportation
Sales Tax
Budget
Ordinance
2nd Reading**

An Ordinance establishing a fiscal year 2011 Transportation Sales Tax Special Revenue Fund was given second reading

AN ORDINANCE

TO ESTABLISH AND MAKE APPROPRIATIONS FOR FISCAL YEAR 2011 FROM THE TRANSPORTATION SALES TAX SPECIAL REVENUE FUND FOR PROJECTS AND PURPOSES PERMITTED BY LAW, TO PROVIDE FOR BUDGET CONTROL OF SAID APPROPRIATIONS BY THE COUNTY COUNCIL AND THE COUNTY ADMINISTRATOR AND OTHER MATTERS RELATED THERETO.

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

The Chairman called for second reading of the proposed Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the Ordinance, as amended, to have received second reading approval.

**FY 2011 North
Charleston
District Budget
Ordinance 2nd
Reading**

An Ordinance establishing a fiscal year 2010-2011 Budget Ordinance for the North Charleston District was given second reading by title only.

AN ORDINANCE

APPROVING THE BUDGET AND DIRECTING THE AUDITOR OF CHARLESTON COUNTY TO LEVY THE NECESSARY MILLAGE

AND THE TREASURER TO COLLECT TAXES FOR NORTH
CHARLESTON DISTRICT FOR FISCAL YEAR 2010-2011

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

The Chairman called for second reading of the proposed Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the Ordinance to have received second reading approval.

**FY 2011 James
Island District
Ordinance
2nd Reading**

An Ordinance establishing a fiscal year 2010-2011 Budget Ordinance for the James Island District was given second reading by title only.

AN ORDINANCE

APPROVING THE BUDGET AND DIRECTING THE AUDITOR OF
CHARLESTON COUNTY TO LEVY THE NECESSARY MILLAGE
AND THE TREASURER TO COLLECT TAXES FOR JAMES ISLAND
PUBLIC SERVICE DISTRICT FOR FISCAL YEAR 2010-2011

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

The Chairman called for second reading of the proposed Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the Ordinance to have received second reading approval.

**FY 2011 St.
Pauls Fire
District
Budget
Ordinance
2nd Reading**

An Ordinance establishing a fiscal year 2010-2011 Budget Ordinance for the St. Paul's Fire District was given second reading by title only.

AN ORDINANCE

APPROVING THE BUDGET AND DIRECTING THE AUDITOR OF CHARLESTON COUNTY TO LEVY THE NECESSARY MILLAGE AND THE TREASURER TO COLLECT TAXES FOR THE ST. PAUL'S FIRE DISTRICT FOR FISCAL YEAR 2010-2011, AND AUTHORIZE THE ISSUANCE OF A TAX ANTICIPATION NOTE IN THE AMOUNT OF \$2,500,000

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

The Chairman called for second reading of the proposed Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- nay
Mr. Rawl	- aye
Mr. Schweers	- nay
Mr. Summey	- aye
Mr. Thurmond	- nay
Mr. Pryor	- aye

The vote being five (5) ayes, three (3) nays and one (1) absent at time of voting, the Chairman declared the Ordinance to have received second reading approval.

**FY 2011 St.
Johns Fire
District Budget
Ordinance 2nd
Reading**

An Ordinance establishing a fiscal year 2010-2011 Budget Ordinance for the St. Johns Fire District was given second reading by title only.

AN ORDINANCE

APPROVING THE BUDGET AND DIRECTING THE AUDITOR OF CHARLESTON COUNTY TO LEVY THE NECESSARY MILLAGE AND THE TREASURER TO COLLECT TAXES FOR THE ST. JOHNS FIRE DISTRICT FOR FISCAL YEAR 2010-2011, AND AUTHORIZE THE ISSUANCE OF A TAX ANTICIPATION NOTE IN THE AMOUNT OF \$1,000,000

The Ordinance in its entirety will appear in the minutes of Charleston

County at the time of third reading.

The Chairman called for second reading of the proposed Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- nay
Mr. Rawl	- aye
Mr. Schweers	- nay
Mr. Summey	- aye
Mr. Thurmond	- nay
Mr. Pryor	- aye

The vote being five (5) ayes, three (3) nays and one (1) absent at time of voting, the Chairman declared the Ordinance to have received second reading approval.

**FY 2011
Charleston
County Park &
Recreation
Commission
Budget
Ordinance
2nd Reading**

An Ordinance approving the Fiscal Year 2011 Budget for the Charleston County Park and Recreation Commission was given second reading by title only

AN ORDINANCE

APPROVING THE BUDGET AND DIRECTING THE AUDITOR OF CHARLESTON COUNTY TO LEVY THE NECESSARY MILLAGE AND THE TREASURER TO COLLECT TAXES FOR CHARLESTON COUNTY PARK AND RECREATION COMMISSION FOR FISCAL YEAR 2010-2011, AND AUTHORIZING THE ISSUANCE OF A TAX ANTICIPATION NOTE IN THE AMOUNT OF \$4,500,000

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

The Chairman called for second reading of the proposed Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the

Chairman declared the Ordinance to have received second reading approval.

**FY 2011 St.
Andrews Parish
Park &
Playground
Commission
Budget
Ordinance
2nd Reading**

An Ordinance establishing a Fiscal Year 2011 Budget for the St. Andrews Parish Parks and Playground were given second reading by title only.

AN ORDINANCE

APPROVING THE BUDGET AND DIRECTING THE AUDITOR OF CHARLESTON COUNTY TO LEVY THE NECESSARY MILLAGE AND THE TREASURER TO COLLECT TAXES FOR ST. ANDREWS PARKS AND PLAYGROUND COMMISSION FOR FISCAL YEAR 2010-2011 AND AUTHORIZING THE ISSUANCE OF A TAX ANTICIPATION NOTE IN THE AMOUNT OF \$400,000

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

The Chairman called for second reading of the proposed Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the Ordinance to have received second reading approval.

**Cooper River
Park &
Playground
Commission
Budget
Ordinance
2nd Reading**

An Ordinance establishing a proposed Fiscal Year 2011 budget for the Cooper River Park and Playground was given second reading by title only.

AN ORDINANCE

APPROVING THE BUDGET AND DIRECTING THE AUDITOR OF CHARLESTON COUNTY TO LEVY THE NECESSARY MILLAGE AND THE TREASURER TO COLLECT TAXES FOR THE COOPER RIVER PARK AND PLAYGROUND COMMISSION FOR FISCAL YEAR 2010 - 2011

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

The Chairman called for second reading of the proposed Ordinance. The roll

was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- absent at time of voting
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the Ordinance to have received second reading approval.

**FY 2011
Charleston
County Budget
Ordinance
2nd Reading**

Prior to calling for second reading of the proposed Charleston County fiscal year 2011 budget, the Chairman moved to amend the Ordinance as follows:

Council amended and gave second reading approval to an Ordinance establishing a fiscal year 2011 budget for Charleston County. This Ordinance includes the budgets of Trident Technical College, Awendaw Consolidated Fire District, East Cooper Fire District, Northern Fire District, and West St. Andrews Fire District.

The amendments are as follows:

1. The Charleston County Approved Operating Budget and the Charleston County Solid Waste Recycling and Disposal Fee Ordinance for Fiscal Year 2010-2011 shall provide for a twenty-five dollar credit against all annual solid waste disposal user fee accounts to be applied as a one-time credit against all annual solid waste disposal user fee bills generated pursuant to the Solid Waste Recycling and Disposal fee as provided in Charleston County Ordinance for Fiscal Year 2010-2011, thereby reducing Solid Waste revenues by \$3,500,000.
2. Restore the LOST Credit amount refunded to tax payers to 100 percent.
3. Reduce the Rainy Day Fund in the General Fund by \$5,699,837 and established a Rainy Day Fund in the Environmental Management Fund for \$5,699,837.
4. Remove the millage increase for the Debt Service Fund.
5. Transfer \$1,899,837 from the General Fund to the Debt Service Fund.

Mr. Summey seconded Mr. Pryor's motions and added a sixth motion that Council should appropriate all funds designated for salary longevity increases, but suspend implementation of the longevity policy/procedures effective July 1, 2010, with the understanding that the suspension action should be handled in a

timely manner and is subject to further action of Council either prior to or following the results of a Compensation Study.

The motions carried. Messrs. Darby and Rawl voted nay.

An Ordinance, as amended, authorizing a fiscal year 2011 budget for Charleston County was given second reading by title only.

AN ORDINANCE

TO PROVIDE FOR THE LEVY OF TAXES FOR CORPORATE PURPOSES OF CHARLESTON COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011, HEREINAFTER REFERRED TO AS FISCAL YEAR 2011; TO MAKE APPROPRIATIONS FROM THE GENERAL FUND AND OTHER FUNDS OF SAID COUNTY FOR SUCH PURPOSES, AND TO FURTHER PROVIDE FOR THE LEVY OF TAXES FOR THE LEVY OF TAXES FOR CORPORATE PURPOSES OF CHARLESTON COUNTY INCLUDING THE AWENDAW CONSOLIDATED FIRE DISTRICT, EAST COOPER FIRE DISTRICT, NORTHERN CHARLESTON COUNTY FIRE DISTRICT, WEST ST. ANDREW'S FIRE DISTRICT AND TRIDENT TECHNICAL COLLEGE FOR FISCAL YEAR 2011; TO PROVIDE FOR APPROPRIATIONS FROM SUCH SPECIAL FUNDS CREATED FOR THE PURPOSES OF THE AWENDAW CONSOLIDATED FIRE DISTRICT, EAST COOPER FIRE DISTRICT, NORTHERN CHARLESTON COUNTY TRIDENT COLLEGE IN ORDER TO SUPPLY THE NECESSARY FUNCTIONS OF SAID UNITS; TO PROVIDE FOR BUDGET CONTROL OF SAID APPROPRIATIONS BY THE COUNTY COUNCIL AND THE COUNTY ADMINISTRATOR; TO MAKE PROVISIONS FOR THE FISCAL AFFAIRS OF SAID COUNTY; AND TO PROVIDE FOR THE ISSUANCE OF TAX ANTICIPATION NOTES IN AN AMOUNT UP TO \$25,000,000 FOR CHARLESTON COUNTY AND UP TO \$200,000 FOR AWENDAW CONSOLIDATED FIRE DISTRICT.

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

The Chairman called for second reading of the proposed Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- nay
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- nay
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

Consent Agenda

A) JAG Program

1. Sheriff's

2. Solicitor's

B) Coverdell

Forensic Science

The vote being seven (7) ayes and two (2) nays, the Chairman declared the

Ordinance, as amended, to have received second reading approval.

The Chairman announced that the next item was Council's Consent Agenda.

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

A report was read from the Finance Committee under date of May 27, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and J. Al Cannon, Charleston County Sheriff regarding an Edward Byrne Memorial Justice Assistance Grant funding program which must be used only for criminal justice initiatives. It was stated that according to the formula the allocation for Charleston County for 2010 will be \$85,590, with the Sheriff's Office to receive \$55,633, for purchase of 17 laptop computers and operating software. It was shown that the County of Charleston is filing a joint application with the City of North Charleston and they will be serving as the fiscal agent for the award.

Committee recommended that Council allow the City of North Charleston to submit the application to allow for acceptance of the 2010 Edward Byrne Memorial Justice Assistance (JAG) Grant Program in the amount of \$85,580, with \$55,633 allocated to the Sheriff's Office, with the understanding that there is no match required, no FTE's are requested in this grant, and the grant period will run from October 1, 2010 until September 30, 2011.

A report was read from the Finance Committee under date of May 27, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Scarlett Wilson, Charleston County Solicitor, regarding an Edward Byrne Memorial Justice Assistance Grant funding program which must be used only for criminal justice initiatives. It was stated that according to the formula the allocation for Charleston County for 2010 will be \$85,590, with the Solicitor's Office to receive \$29,957, to be used to fund a General Prosecutor for a limited amount of months. It was shown that the County of Charleston is filing a joint application with the City of North Charleston and they will be serving as the fiscal agent for the award.

Committee recommended that Council allow the City of North Charleston to submit the application to allow for acceptance of the 2010 Edward Byrne Memorial Justice Assistance (JAG) Grant Program in the amount of \$85,580, with \$29,957 allocated to the Solicitor's Office, with the understanding that there is no match required; that the FTE's position requested in this grant, will be dissolved if no further grant funding is available and the grant period will run from October 1, 2010 until September 30, 2011.

A report was read from the Finance Committee under date of May 27, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Rae Wooten, Charleston County Coroner regarding the Coroner's Office request to apply for a continuation of the SC Department of Public Safety Grant. It was stated that this grant program provides funding to improve the quality and timeliness of forensic services and to reduce the number of backlogged cases in forensic laboratories. It was further stated that this grant was received in 2008 and

2009 to retain the Case Management Assistant position.

Committee recommended that Council approve the Coroner's Office request to apply to the SC Department of Public Safety, Paul Coverdell Forensic Science Improvement Grant Program for a continuation of the grant it received in 2008 and 2009, with the understanding that no match is required, that the request is in the amount of \$28,080 is to retain a one year grant position and the County is under no obligation to support the costs associated with this FTE at the end of the grant period which runs from October 1, 2010 through September 30, 2011.

A report was read from the Finance Committee under date of May 27, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Jason R. Patino, Emergency Management Director, regarding a request from the Awendaw Fire District for Council's permission to apply for \$5,000 in grant funding through the WalMart Community Grant. It was stated that if grant funding is received it would be used to purchase residential battery operated smoke detectors as well as fire prevention/public safety education materials.

Committee recommended that Council approve the Awendaw District Fire department's grant application for \$5,000 in grant funding through the Wal-Mart Community Grant and if received grant funding would be used to purchase residential battery operated smoke detectors as well as fire prevention/public safety educational materials, with the understanding that no match or FTE's are associated with the grant program.

A report was read from the Finance Committee under date of May 27, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Steve Dykes, Economic Development Director, regarding a U. S. Department of Energy grant which would be used by the Clemson University Restoration Institute (CURI) and its partners to construct large-scale wind turbine drive train testing facility at the former Naval Base, utilizing the 82,264 square foot Building 69. It was stated that as part of the matching funds, the S. C. Department of Commerce, through its S. C. Coordinating Council for Economic Development (SSCCED) made a \$3 million Set-Aside grant available to CURI, which grant is being awarded to Charleston County, with the understanding that the grant will be administered by Charleston County who will act as a conduit for the passage of the fund to CURI.

Committee recommended that Council Accept the \$3 million Set-Aside grant from the S. C. Coordinating Council for Economic Development, acting as administrator, grantee and conduit for the passage of the funds to Clemson University Restoration Institute (CURI) on a reimbursable basis, with the understanding that there is match or FTEs required and that the grant period is from June 29, 2010 to December 29, 2011.

A report was read from the Finance Committee under date of May 27, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Jim Lake, Director of the Consolidated 9-1-1 Center, regarding reimbursement funds from the State Budget and Control Board. It was stated that the City of Charleston applied for the allowed 40% reimbursement for Computer Aided

Dispatch System which was purchased and implemented within the last three years. It was shown that Charleston County coordinates all 9-1-1 reimbursements and must receive these funds prior to providing the said funds to applicable jurisdictions within the County.

Committee recommended that Council accept \$410,477.10 in 9-1-1 fund reimbursement from the State, to be provided to the City of Charleston for reimbursement of 9-1-1 equipment.

A report was read from the Finance Committee under date of May 27, 2010 it considered the information furnished by Allen O'Neal, County Administrator, and Barrett Tolbert, Director of Procurement, regarding sealed bids received for the CTC 2009 State Match Resurfacing Plan. It was stated that the South Carolina Department of Transportation will match CTC funds on a dollar per dollar basis up to \$338,000.00, and the matching funds will be administered by the Charleston County as are the CTC Funds.

Committee recommended that Council, as agent for the Charleston County Transportation Committee (CTC), authorize award of a contract for the CTC 2009 State Match Resurfacing Plan to the lowest responsive and responsible bidder meeting specifications, Banks Construction Company, in the amount of \$629,360.14, with the understanding that funding is available through the State "C" Fund for road improvements.

A report was read from the Finance Committee under date of May 27, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and J. Alton Cannon, Sheriff of Charleston County, regarding competitive grant funding available to local governments for providing treatment to prisoners with co-occurring substance abuse and mental health disorders. It was stated that the maximum award amount for this grant is \$600,000.00 for a two year period and that no matching funds are required; however, proposals will be partially evaluated on program sustainment capability.

Council approve submission of the grant application for FY 10 Second Chance Act reentry Demonstration Program Targeting Offenders with Co-occurring Substance Abuse and Mental Health Disorder Grant.

**St. Paul's Fire
District Bond
Issue
Request for
Resolution.**

A report was read from the Finance Committee under date of May 27, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Margaret C. Pope, Attorney for the St. Paul's Fire District regarding a request for Charleston to approve a Resolution calling for a Public Hearing to be held on the 13th day of July, 2010 regarding not exceeding \$3,000,000 General Obligation Bonds for the St. Paul's Fire District.

Committee recommended that Council approve the Resolution calling for a Public Hearing to be held on the 13th day of July, 2010 regarding not exceeding \$3,000,000 General Obligation Bonds for the St. Paul's Fire District.

Ms. Condon moved approval of Committee recommendation, seconded by Mr.

Inabinett, and carried.

The Resolution is as follows:

A RESOLUTION

CALLING FOR A PUBLIC HEARING TO BE HELD UPON THE QUESTION OF THE ISSUANCE OF NOT EXCEEDING \$3,000,000 OF GENERAL OBLIGATION BONDS OF THE ST. PAUL'S FIRE DISTRICT, SOUTH CAROLINA; PROVIDING FOR THE PUBLICATION OF THE NOTICE OF SUCH PUBLIC HEARING; AND OTHER MATTERS RELATING THERETO.

BE IT RESOLVED, by the County Council of Charleston County (the "**County Council**"), which is the governing body of Charleston County, South Carolina (the "**County**"):

WHEREAS, the County Council is empowered by Act No. 1189 enacted at the 1974 Session of the South Carolina General Assembly entitled:

AN ACT TO AUTHORIZE THE GOVERNING BODIES OF ALL COUNTIES OF THE STATE WHEREIN EXIST SPECIAL PURPOSE DISTRICTS CREATED PRIOR TO MARCH 7, 1973. TO ISSUE BONDS OF SUCH DISTRICTS IN FURTHERANCE OF POWERS EXISTING IN SUCH DISTRICTS AS OF MARCH 7, 1973; TO PROVIDE THE PROCEDURES PURSUANT TO WHICH SUCH BONDS MAYBE ISSUED; TO PRESCRIBE THE TERMS AND CONDITIONS UNDER WHICH BONDS MAYBE ISSUED AND THEIR PROCEEDS EXPENDED; TO MAKE PROVISION FOR THE PAYMENT OF SUCH BONDS AND TO VALIDATE ALL BONDS OF SUCH DISTRICTS ISSUED OR SOLD PRIOR TO THE EFFECTIVE DATE OF THIS ACT.

approved July 9, 1974, as amended (hereinafter called the "**Enabling Act**"), to authorize the governing body of any special purpose district created prior to March 7, 1973 and located in whole or in part within the County to issue general obligation bonds of such special purpose district in order to provide funds to be used in the furtherance of any power or function committed to such special purpose district and in effect on March 7, 1973; and

WHEREAS, the St. Paul's Fire District, South Carolina (hereinafter called the "**District**") is a special purpose district located within the County created prior to March 7, 1973, having been created by Act No. 440 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina for the year 1949, as amended, and is authorized, inter alia, to acquire and operate such facilities as shall be required for the provision of fire services within the

District and to do all things necessary or convenient to carry out such authority; and

WHEREAS, the St. Paul's Fire District Commission, the governing body of the District (the "**Commission**"), has petitioned the County Council to authorize the issuance of not exceeding \$3,000,000 of general obligation bonds of the District (the "**Bonds**") in order to provide funds to defray the costs related to (A) all or a substantial portion of the following items related to the operation of the District (i) construction and equipping of a new fire station, (ii) construction of a drill tower, (iii) acquisition and installation of a new computer network system for the Issuer, (iv) purchasing of fire apparatus, together with equipment therefor, (v) purchasing of a heavy rescue truck and an auxiliary truck, (vi) purchasing and installation of a truck lift, (vii) purchasing of maintenance tools, (viii) purchasing of bunker gear, and (ix) purchasing and equipping of various testing and communication equipment, mechanic-related tools and equipment, and miscellaneous items and furnishings for the District (collectively, the "**Project**"), and (B) the issuance of the Bonds. The Commission estimates that the cost of acquiring, designing, engineering, constructing, and equipping of the Project and the cost of issuance of the Bonds, will be an amount not exceeding \$3,000,000; and

WHEREAS, the Commission will make a final determination of the scope and description of the Project prior to its adoption of a resolution authorizing the issuance of the Bonds, provided that the amount of the Bonds shall not exceed \$3,000,000; and

WHEREAS, the County Council is now minded to proceed in accordance with the provisions of the Enabling Act with respect to the issuance of the Bonds.

NOW THEREFORE, BE IT RESOLVED, by the County Council in a meeting duly assembled:

SECTION 1. The County Council finds that it may be in the interest of the District to raise moneys for the purpose of providing for the Project, and in that connection hereby orders a public hearing to be held upon the question of the issuance of the Bonds.

SECTION 2. A public hearing shall be held on the question of the issuance of the Bonds in the Charleston County Council Chambers in the Lonnie Hamilton III Public Service Building, located at 4045 Bridge View Drive, 2nd Floor, North Charleston, South Carolina 29045, on the 13th day of July, 2010 at 6:55 p.m., and the notice of such hearing attached hereto as Exhibit A shall be published once a week for three (3) successive weeks in *The Post and Courier*, which is a newspaper of general circulation in the County. The first such publication shall not be less than sixteen (16) days prior to the hearing date.

SECTION 3. The aforesaid public hearing shall be conducted publicly at the time and place above stated and both proponents and opponents of the proposed issuance of the Bonds shall be given a full opportunity to be heard in person or by counsel.

SECTION 4. Following the above aforesaid public hearing, the County Council shall determine whether and to what extent the Bonds should be issued.

SECTION 5. The Chairman of the County Council is hereby authorized and empowered to take all necessary action to provide for the holding of the aforesaid public hearing in accordance with the provisions of the Enabling Act.

CHARLESTON COUNTY COUNCIL

Teddie E. Pryor, Chairman

June 1, 2010

Public Forum The Chairman asked if any Member of the Audience wished to address Council.

Mr. David Coe of James Island spoke negatively about the ways that various County Departments conduct their offices.

The Chairman asked if any Member of Council wished to bring a matter before the Body.

Mr. Thurmond thanked County Staff for all their hard work on the fiscal year 2011 County Budget.

Mr. Inabinett said that "but for the importance of being at Council's meeting tonight, he would not have been here, since it was his wife and his 53rd wedding anniversary".

The Chairman expressed his appreciation to Staff for their work on the Fiscal Year 2011 County Budget.

There being no further business to come before the Body, the Chairman declared the meeting to be adjourned.

Beverly T. Craven
Clerk of Council