

Charleston, S. C.
October 2, 2012

A regular meeting of County Council of Charleston County was held on the 2nd day of October, 2012, at 7:00 p.m., 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: W. Kurt Taylor, County Administrator and County Attorney Joseph Dawson.

Council Chairman, Teddie Pryor, gave the invocation. Head of Media Relations, Tracy Amick, 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 Council's minutes of September 18, 2012, seconded by Mr. Sass, and carried.

The Chairman announced that the Administrator had two recognitions and requested the Administrator to make the presentation.

Recognitions
A) County
Employee Picnic
Committee
B) Storm
Read/Tsunami
Ready County

The Administrator stated that the "Family Picnic" had been a huge success and requested the following County employees who served on the Charleston County Family Picnic Committee to come forward to accept a certificate of appreciation and a Council Seal pin for their hard work:

Tracey Amick, Terri Fife, Cathy Franks, Lisa Green-McCray; Patricia Henley Gilbert Pohl, Amanda Ramage, Jamey Swigert and Sasha Vargas-Fimiani

The Administrator said that Mr. Steve Taylor with the National Weather Service was present to present Emergency Management Director Jason Patno, Emergency Preparedness Director Cathy Haynes and Shawn Jones, Emergency Preparedness Project Office with certifications from the National Weather Service that Charleston County is Storm Ready and Tsunami Ready.

Community
Planning Month
Resolution

A report was read from the Finance Committee under date of September 27, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Dan Pennick, Director of Zoning and Planning, regarding the month of October 2012 being designated by the American Planning Association as National Community Planning Month to publicly recognize the dedication of the members of planning commissions, citizen planners and the professional planners in our country that are dedicated to making the quality of our communities and environment better. It was stated that Charleston County is fortunate to have many citizen planners who serve on boards and

commissions that work with professional staffs in order to provide an opportunity for all citizens to be meaningfully involved in the planning process. It was shown that the celebration of National Community Planning Month gives the opportunity for County Council to locally recognize the contributions of these individuals.

Committee recommended that Council adopt a resolution declaring October 2012 as Community Planning Month in Charleston County.

Mr. Summey moved approval of Committee recommendation, seconded by M. Sass and carried.

The Resolution is as follows:



A RESOLUTION OF CHARLESTON COUNTY COUNCIL

WHEREAS, change is constant and affects all of Charleston County and the Tri-County Region; and

WHEREAS, community planning and plans can help manage this change in a way that provides better choices for how people work and live; and

WHEREAS, community planning provides an opportunity for all residents to be meaningfully involved in making choices that determine the future of their community; and

WHEREAS, the full benefits of planning requires public officials and citizens who understand, support, and demand excellence in planning and plan implementation; and

WHEREAS, the month of October is designated as National Community Planning Month throughout the United States of America and its territories, and

WHEREAS, The American Planning Association and its professional institute, the American Institute of Certified Planners, endorse National Community Planning Month as an opportunity to highlight the contributions sound planning and plan implementation make to the quality of our settlements and environment; and

WHEREAS, the celebration of National Community Planning Month gives us the opportunity to publicly recognize the participation and dedication of the members of planning

commissions and other citizen planners who have contributed their time and expertise to the improvement of Charleston County; and

WHEREAS, we recognize the many valuable contributions made by professional community and regional planners of Charleston County and extend our heartfelt thanks for the continued commitment to public service by these professionals;

NOW, THEREFORE, BE IT RESOLVED, that Charleston County Council does hereby designate the month of October 2012 as

COMMUNITY PLANNING MONTH

in Charleston County in conjunction with the celebration of National Community Planning Month.

CHARLESTON COUNTY COUNCIL

**Teddie E. Pryor, Chairman
October 10, 2012**

ZREZ-6-12-14039, 3712 Savannah Highway 2nd Reading

An Ordinance rezoning property located at 3712 Savannah Highway was given second reading by title only.

AN ORDINANCE

REZONING THE REAL PROPERTY LOCATED AT 3712 SAVANNAH HIGHWAY, PARCEL IDENTIFICATION NUMBER 285-00-00-016 FROM THE INDUSTRIAL (I) DISTRICT TO THE COMMUNITY COMMERCIAL (CC) 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 second reading of the Ordinance. The roll was called and votes recorded as follows:

Ms. Condon	- aye
Mr. Darby	- aye
Ms. Johnson	- aye
Mr. Qualey	- aye
Mr. Rawl	- aye
Mr. Sass	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Pryor	- aye

The vote being nine (9) ayes, the Chairman declared the Ordinance to have passed second reading.

Procurement Ordinance Amendments 2nd Reading

An Ordinance amending the Charleston County Procurement Ordinance was given second reading by title only.

AN ORDINANCE

AMENDING THE CHARLESTON COUNTY PROCUREMENT ORDINANCE, AS AMENDED, DIVISION 3 – COMPETITIVE SEALED BIDDING, DIVISION 5 – CONSTRUCTION, ARCHITECT-ENGINEER AND LAND SURVEYING SERVICES, DIVISION 3 – SOLE SOURCE PROCUREMENT/NON-COMPETITIVE PROCUREMENT, AND DIVISION 8 – COOPERATIVE PURCHASING AUTHORIZED.

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	- aye
Ms. Johnson	- aye
Mr. Qualey	- aye
Mr. Rawl	- aye
Mr. Sass	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Pryor	- aye

The vote being nine (9) ayes, the Chairman declared the Ordinance to have passed second reading.

Consent Agenda
A) Dispatch
Radio
Equipment
B) EMS Grant
in Aid Program

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

Mr. Sass moved approval of the Consent Agenda, seconded by Ms. Condon, and carried.

The Consent Agenda is as follows:

A report was read from the Finance Committee under date of September 27, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Bill Tunick, Telecommunications and Radio Operations Director, regarding approximately \$1.5 million of Motorola equipment supporting radio operations in the Public Services Building. It was stated that this includes all radio and computer equipment with which a dispatcher operates the radio system for all EMS, Police and Fire agencies that are currently or will be part of the CDC, and the majority of this equipment will be reconfigured and moved to the new CDC building in early 2013. It was further stated that Motorola has provided a turnkey proposal for the engineering, additional equipment purchase, configuration and relocation of the current radio dispatch equipment to the new CDC, which will also include the radio equipment setup for the backup CDC at the Public Services Building and that all work will be covered under the current Motorola Master Contract for the Radio System Expansion/Upgrade Project, and executed via a change order. It was shown that the total cost of the engineering, equipment purchase,

move and reinstallation of all dispatch radio equipment at the new CDC, and setup of the backup center, is \$532,409.

Committee recommends that Council approve the award of a contract amendment to Motorola in the amount of \$532,000 for the engineering, additional equipment purchase, configuration and relocation of the current radio dispatch equipment to the new CDC. This change order will also include the radio equipment operational setup for the backup CDC at the Public Services Building.

A report was read from the Finance Committee under date of September 27, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Don Lundy, Director of Emergency Medical Services, regarding EMS's opportunity to apply for Grant-in-Aid funds offered by South Carolina DHEC. It was stated that this is a noncompetitive grant, and Charleston County has been allotted \$20,306.06. It was further stated that EMS agencies within our county can apply to receive a portion of the allotted funds based on call volume, and this grant will be based on a 94.5% state/ 5.5% local cash match of funds and the contract will be awarded for one year. It was shown that the EMS Department has the approved match funds in the FY 2013 budget.

Committee recommended that Council approve a one (1) year contract between South Carolina DHEC and Charleston County EMS for an application of noncompetitive Grant-in-Aid funds and to approve the expenditure of budgeted grant funds in the EMS FY 2013 budget, with the understanding that:

- Charleston County will receive a portion of the allotted \$20,306.06 based on call volume.
- This grant will be based on a 94.5% state / 5.5% local cash match of \$5,830.24.
- The EMS Department has the approved match funds in the FY 2013 budget.
- The grant period will run from July 1, 2012 to June 30, 2013.
- There are no FTE's requested in this grant.

**SCE&G
Easement/
County Office
Building**

A report was read from the Finance Committee under date of September 27, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Dan Chandler, Director of Facilities, regarding SCE&G's request for an easement from the County on property known as the County Office Building, located at 101 Meeting Street, TMS 457-12-02-003, to enable them to supply service to Hibernian Hall at 105 Meeting Street. It was stated that their plan is to set a pad-mounted transformer at the back corner of the Hibernian Hall property in order to tie their transformer to the underground loop system, which would break into the existing duct bank on County property, and route conduits to the new transformer. It was further stated that the easement that SCE&G is requesting from the County is roughly 30' from the property line and the width of the easement would be 6'. It was shown that the Charleston Public Facilities Corporation (CPFC) holds a lease on the property pursuant to the Certifications of Participation (COP's) financing for the Judicial Center construction. The CPFC should also consent to the easement, and there will be additional documentation necessary to send to the Trustees and if Council agrees to the easement, Council would request that the CPFC approve it as well.

Committee recommends that Council:

Approve and gave first reading to an Ordinance granting an easement approximately 6' x 30' easement to SCE&G on the County Office Building property, located at 101 Meeting Street, also known as TMS 457-12-02-003, in order to enable them to supply service to Hibernian Hall, located at 105 Meeting Street, contingent upon the following.

1. That any damages to County property during installation will be the responsibility of SCE&G.
2. That any damages to County equipment caused by outages during installation will be the responsibility of SCE&G.
3. That Council request that the CPFC approve the easement, and authorize the County Administrator to complete any additional documents necessary pursuant to the COP documents, with the understanding that all documents will be approved by the Legal Department.

Mr. Summey moved approval of Committee recommendation, seconded by Mr. Rawl.

The Administrator stated that the Hibernian Society has requested that Council, if possible, expedite this matter since they would like to have the handicap elevator installed prior to the St. Patrick's Day Celebration. He said they could be accomplished by adding the following to the Committee recommendation.

ALSO

That the Chairman of Council be authorized to sign an agreement, approved by the County Legal Department, that would allow necessary work to be performed prior to third reading of the proposed Easement Ordinance.

Mr. Summey and Mr. Rawl agreed to the addition and the motion carried. Mr. Darby voted nay.

**County
Administrator
Evaluation**

A report was read from the Finance Committee under date of September 27, 2012 that it considered the request of the County Administrator to change the Administrator's car allowance from \$700 per month to \$900, and considered the review of the Administrator's contract as stipulated in the said contract.

Committee recommended that Council approve:

1. An increase in Administrator's Car Allowance from \$700 per month to \$900 per month.
2. A salary increase to \$180,000.

Mr. Summey moved approval of Committee recommendation, seconded by Mr. Sass.

The Chairman called for a roll call vote on the change to the Administrator's car allowance and adjustment to the Administrator's salary.

The roll was called, and votes recorded as follow:

Ms. Condon	aye
Mr. Darby	aye
Ms. Johnson	aye
Mr. Qualey	nay
Mr. Rawl	aye
Mr. Sass	aye
Mr. Schweers	aye
Mr. Summey	aye
Mr. Pryor	aye

The Chairman stated that the motion had carried.

Mr. Qualey said that he was in favor of the car allowance request, but since both the car allowance issue and the salary issue were included in one motion, he had to vote nay.

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

Mr. Darby Mr. Chairman and others, I guess because I am considered the swing vote on 526, I have been inundated with emails with the major thesis of the majority in numbers were desirous of having it completed and they are the majority. I just want to answer all of those persons. I can't really take the time to email all of them. I take some lessons from history about the majority. History tells us that the majority of colonists were not in favor of independence. Three fourth of America during the antebellum time believed in slavery. A majority once believed in child labor laws. A majority once believed in black codes. A majority once believed in segregation, and while he yet lived, a majority of Americans hated Dr. King. Even now a majority are against -- at least they were and to a certain degree still are -- against gay and lesbian rights. So I am not going to be influenced by what a majority wants in terms of 526. I am going to be influenced by what is right. I am in favor of a compromise of sorts, but if a compromise is not met by this Council, I am just going to maintain my stand.

Mr. Rawl expressed his appreciation to County Staff for all the fine work they do. He said that seeing the employees with their family having a wonderful time was a true delight.

The Chairman said that Ms. Amick the County's Media Representative would be leaving Charleston County employ and would be getting married and moving to Georgia. He added that she was leaving with Council's best wishes for a long and happy life.

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

Beverly T. Craven
Clerk of Council