

Charleston, S. C.
July 24, 2012

A regular meeting of County Council of Charleston County was held on the 24th day of July, 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.

Rev. Robert Reid gave the invocation. Deputy Administrator for Finance, Keith Bustraan, 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.

Ms. Condon moved approval of Council's minutes of June 12, June 19, and June 26, 2012, seconded by Mr. Summey, and carried.

The Chairman announced that the next item on the agenda was the recognition of three individuals, one was an elected official and two were County employees. He asked the County Administrator to call up those who were being acknowledged and to present them with a County Seal pin.

Presentations
A) Coroner of the Year
B) Order of the Silver Crescent
C) Charleston Regional Business Journal's Rising Star Award

Mr. Taylor called Charleston County Coroner Rae H. Wooten to come forward and announced to the audience that Coroner Wooten had been named 2012 Coroner of the Year by the South Carolina Coroner's Association at their annual training conference in June.

Mr. Taylor asked Deputy Director of Veterans Affairs, Joe Lysaght to come forward and stated that Mr. Lysaght had recently been awarded the Order of the Silver Crescent by Govern Nicki Haley. It was shown that the Order of the Silver Crescent is presented to individuals for their services to the community. Mr. Taylor announced that Mr. Lysaght has served on the Board of Director for the Salvation Army for nearly two decades and had been nominated for this award by that organization.

Mr. Taylor asked Ms., Christine DuRant, Assistant Administrator for Community Services to join him in the next presentation, and requested Ms. Johnna Murray to come forward. Ms. DuRant stated that Ms. Murray is Charleston County Community Services Program Manager and recently won the "Rising Star" award from the Charleston Regional Business Journal's Influential Women in Business. She said that Johnna affects change and that her investment in time and resources illustrates her strong desire to serve others, all while promoting the area in which we live.

When receiving her "Rising Star" Award Ms. Murray said "I am humbled by this recognition and am proud to be in the present of such a deserving group of empowered women, volunteers and executives. I am no longer on the front tines of working for nonprofits, but I consider myself lucky to work in a different capacity by which the end result is still about serving the Community and trying to be a part of the solution."

Two Ordinances regarding Project Aries/Cummins Turbo Technologies were given second reading by title only.

**Project
Aries/Cummins
Turbo
Technologies
A) FILOT
Ordinance
B) SSRC
Ordinance**

The Fee in Lieu of Taxes Ordinance is as follows:

AN ORDINANCE

AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN CHARLESTON COUNTY, SOUTH CAROLINA AND CUMMINS, INC. AND ONE OR MORE SPONSORS, AND OTHER MATTERS RELATING THERETO INCLUDING WITHOUT LIMITATION PAYMENT OF A FEE IN LIEU OF TAXES

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 - absent at time of voting
- Mr. Pryor - aye

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

The Special Source Credits Ordinance was given second reading by title only.

AN ORDINANCE

AUTHORIZING THE GRANTING OF CERTAIN SPECIAL SOURCE CREDITS BY CHARLESTON COUNTY, SOUTH CAROLINA TO CUMMINS, INC. AND ONE OR MORE SPONSORS.

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	- absent at time of voting
Mr. Pryor	- aye

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

**Saint Paul's
Fire District
A) Bond
Ordinance
B) FY 2013
Budget
Amendment
Ordinance**

Ordinances regarding the issuance of Bonds by the St. Paul's Fire District and amending the Fiscal Year 2012-2013 Budget for St. Paul's Fire District were given second reading by title only.

AN ORDINANCE

FINDING THAT THE ST. PAUL'S FIRE DISTRICT MAY ISSUE NOT EXCEEDING \$1,600.000 OF GENERAL OBLIGATION BONDS AND TO PROVIDE FOR THE PUBLICATION OF NOTICE OF SAID FIND AND AUTHORIZATION.

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	- nay
Mr. Summey	- aye
Mr. Pryor	- aye

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

AN ORDINANCE

TO AMEND THE FISCAL YEAR 2012-2013 BUDGET ORDINANCE NO. 1740 TO PROVIDE FOR THE INCREASE OF THE ST. PAUL'S FIRE DISTRICT'S DEBT SEERVICE MILLAGE FROM 3.1 MILLS TO 3.8 MILLS FOR FISCAL YEAR 2013.

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	- nay
Mr. Summey	- aye
Mr. Pryor	- aye

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

**Charleston
Center
Advisory
Board
Appointments
4**

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Charleston Center Advisory Board. It was stated that there are nine Members of the Alcohol and Other Drug Abuse Services Board and they serve in an advisory capacity only, with at least two members being representatives of the community of recovering persons and at least two members being representatives from the treatment community with a medicine, psychology, social work or addictions counseling background and that Members' terms are for three years. It was shown that an announcement of vacancies for the Charleston Center Advisory Board was previously made and that applications for appointment were received from John Cato, Mike Ferguson, Kristen Gregory, who also serves on the Board of Assessment Appeals, and Deborah Leighanne Sherman. It was further stated that following the appointment of these individuals, there will remain one vacancy on the Charleston Center Advisory Board.

Committee recommended that Council appoint John Cato, Mike Ferguson, Kristen Gregory, and Deborah Sherman and that the one remaining vacancy be re-advertised.

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

**Procurement
Appeals
Board
Appointments
3**

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Procurement Appeals Board. It was stated that an announcement of vacancies for the Procurement Appeals Board was previously made and that an application for reappointment was received from Charles Warren as well as applications for appointment from Jeffrey Crudup and Jacqueline Todd. It was shown that following the appointment of these individuals, there will remain one vacancy on the Procurement Board. It was shown that the Charleston County Procurement Appeals Board meets only in the case of a formal protest by a vendor, regarding the solicitation of an award or an appeal from a determination made the Director of Procurement. The terms of this five member Board are for two years and the Chairman must be an attorney.

Committee recommends that Council:

1. reappoint Charles Warren to the Procurement Appeals Board.
2. appoint Jeffrey Crudup and Jacqueline Todd to the Procurement Appeals Board.
3. readvertise the remaining vacancy on the Procurement Appeals Board

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

**Forestry
Board
Appointment
1**

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding an appointment to the Charleston County Forestry Board. It was stated that the five members of the Charleston County Forestry Board shall assist in the general conduct of the forestry program in the County by reviewing, revising and adopting the annual forest fire protection plan. It was further stated that Members of the Board shall reside in Charleston County and terms shall be for five years, one appointment every year. It was shown that appointments are made by the State Forester upon recommendation of County Council. It was further shown that an announcement of vacancy for the Forestry Board was previously made and an application for reappointment was received from Frederick Kinard.

The five members of the Charleston County Forestry Board shall assist in the general conduct of the forestry program in the County. The Board shall review, revise, and adopt the annual forest fire protection plan. Members of the Board shall reside in Charleston County. Appointments are made by the State Forester upon recommendation of County Council. Terms are for five years.

Committee recommended that Council recommend that the State Forester reappoint Frederick Kinard to the Charleston County Forestry Board

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

**Housing and
Redevelopment
Authority
Appointment 1**

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding an appointment to the Charleston County Housing and Redevelopment Authority. It was stated that an announcement of vacancy for the Housing and Redevelopment Authority was previously made and an application for reappointment was received from Mark Hartley. It was further stated that the Charleston County Housing and Redevelopment Authority is a public housing agency, receiving Federal Funds, charged with providing the County with adequate and safe low income housing and making same available to qualified persons and families at rentals they can afford. The Authority is composed of seven members, two of whom must be receiving assistance. Terms are for five year terms.

Committee recommended that Council reappoint Mark Hartley to the Charleston County Housing and Redevelopment Authority.

Mr. Summey moved approval of the appointment of Dr. Hartley, seconded by Ms. Condon, and carried.

**St. Andrews
Parks and
Playground
Commission
Appointments
2**

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Saint Andrews Parks & Playground Commission. It was stated that an announcement of vacancies for the Saint Andrews Parks & Playground Commission was previously made and applications for reappointment were received from Michael Eykyn and Ronald Bailey. It was shown that the St. Andrews Parks and Playground Commission is a Public Service District formed by the State Legislature and is composed of five volunteer citizens that live within the Public Service District. It was further stated that the Commission is appointed by the Governor, upon recommendation of Charleston County Council for a term of three years, and the duties of the Commission include preparing an annual budget to be approved by Charleston County Council and making and maintaining policy for the Agency. The staff of St. Andrews Parks and Playground report to the Executive Director who in turn reports directly to the Commission.

Committee recommends that Council advocate to the Governor the reappoint of Michael Eykyn and Ronald Bailey to the Saint Andrews Parks and Playground Commission.

**Board of
Assessment
Appeals
Appointments
2**

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Board of Assessment Appeals. It was stated that an announcement of vacancies for the Board of Assessment Appeals was previously made and applications for reappointment were received from Lolly Fabian and Ben Bryson. It was further stated that the 15 Members of the Board of Assessment Appeals, who serve four year terms, hear appeals from the Assessor's valuation of property values and hearings are workload driven.

Committee recommended that Council reappoint Lolly Fabian and Ben Bryson to the Board of Assessment Appeals.

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

**Awendaw
Consolidated
Fire District
Appointments
5**

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Awendaw Consolidated Fire District. It was stated that an announcement of vacancies for the Awendaw Consolidated Fire District was previously made and applications for reappointment were received from Patricia Brown, William Louis Kitchener, Robert Shumate, and Charles Singleton. The Town of McClellanville has also advised that its appointee will be Edward Stroman. It was further stated that the Awendaw Consolidated Fire District, which consists of nine members comprised of seven residents of the East Cooper area and a representative from the Towns of Awendaw and McClellanville, was established by County Ordinance and the purpose of the Board is to advise Charleston County Council of the nature and level of fire services to be provided in the Awendaw Consolidated Fire District.

Committee recommended that Council:

1. reappoint Patricia Brown, William Louis Kitchener, Robert Shumate, and Charles Singleton to the Awendaw Consolidated Fire District Advisory Board.
2. confirm the Town of McClellanville's appointment of Edward Stroman to the Awendaw Consolidated Fire District Advisory Board.

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

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Saint Paul's Fire District. It was stated that an announcement of vacancies for the Saint Paul's Fire District was previously made and Applications for reappointment were received from John Alston, Jr., Andrea Gail Fariior, Irvin Gadsden, and Tony Garvin. It was stated that the St. Paul's Fire District Commission Board consists of seven members, appointed by the Governor upon recommendation by Charleston County Council, and is responsible for the oversight of all administrative and operational aspects of the St. Paul's Fire Protection special purpose district. The board has the authority to purchase, establish, enlarge, maintain, conduct, and operate the special purpose district as deemed necessary. The board meets to review operational, financial, and administrative activity reports.

**Saint Paul's
Fire District
A) Bond
Ordinance
B) FY 2013
Budget
Amendment
Ordinance**

Committee recommended that Council recommend to the Governor the reappointment of John Alston, Jr.; Andrea Gail Fariior; Irvin Gadsden, and Tony Garvin to the Saint Paul's Fire District Commission.

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

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Disabilities and Special Needs Board. It was stated that an announcement of vacancies for the Disabilities and Special Needs Board was previously made and that an application for reappointment was received from Leo McLaughlin and an application for appointment was received from Patricia Williams. It was stated that Members of the Disabilities and Special Needs Board are appointed by the Governor for four year terms upon recommendation by County Council. It was shown that the mission of the Board is to assist people with disabilities in meeting their needs, pursuing their dreams and achieving their possibilities; and to minimize the occurrence and reduce severity of disabilities through prevention...

**Disabilities &
Special Needs
Board
Appointments
2**

Committee recommended that Council request:

1. The reappointment of Leo McLaughlin to the Disabilities and Special Needs Board.
2. The appointment of Patricia Williams to the Disabilities and Special Needs Board.

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

Park and Recreation Commission Appointments
2

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Charleston County Park and Recreation Commission. . It was stated that an announcement of two vacancies for the Charleston County Park & Recreation Commission was previously made and applications for reappointment were received from Lisa King and Mike Surles, and applications for appointment were received from Charles Hiers, Wesley Lybrand, and Moses Pyatt. It was shown that the Charleston County Park and Recreation Commission is a seven member Board that is a policy making board that has specific areas of responsibility outlined in legislation. It was further shown that the Staff administers the policies of the Commission under the direction of the Executive Director and its mission is to improve the quality of life in Charleston County by offering a diverse system of park facilities, programs and services without duplicating services provided by other agencies. It was further stated that the Commission is appointed by the Governor, on the recommendation of County Council for two (2) year terms.

Committee recommended that the Governor reappoint Lisa King and Mike Surles to the Park and Recreation Commission.

In addition to the two individuals recommended by the Administration Policy/Rules Committee, Mr. Summey nominated Mr. Wesley Lybrand to the Park and Recreation Commission.

There being no further recommendations for appointment, The Chairman called for a roll call vote for Council to vote for two of the three individuals nominated.

The Roll was called and votes recorded as follows:

- | | |
|--------------|--------------------|
| Ms. Condon | - Surles and King |
| Mr. Darby | - King and Lybrand |
| Ms. Johnson | - King and Lybrand |
| Mr. Qualey | - Surles and King |
| Mr. Rawl | - King and Lybrand |
| Mr. Sass | - Surles and King |
| Mr. Schweers | - Surles and King |
| Mr. Summey | - King and Lybrand |
| Mr. Pryor | - King and Lybrand |

The vote being four for Mr. Surles; Nine for Ms. King and five for Mr. Lybrand, the Chairman declared the winners to be Ms. King and Mr. Lybrand.

Charleston Development Corporation Appointments
2

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments to the Charleston Development Corporation. It was stated that an announcement of two vacancies for the Charleston Development Corporation was previously made and applications for reappointment were received from Mark Peper and Brady Quirk Garvan, and an application for appointment was received from Randy Coats. It was shown that the Charleston Development Corporation (CDC) is a 501(c) (3) nonprofit organization whose purpose is to further human, social and economic development in the County of Charleston and to promote a healthier and safer

community. The Board of Directors of the CDC consist of five (5) members; one member is the Chairman of the County Council's Economic Development Committee, one member is the Deputy Administrator for Finance, one member is the Assistant Administrator for Community Services, and the other two (2) members are private citizens appointed by County Council who shall serve terms of two (2) years.

Committee recommended that Council:

1. reappoint Mark Peper to the Charleston Development Corporation.
2. appoint Randy Coats to the Charleston Development Corporation.

Ms. Condon nominated Mr. Garvin.

The Chairman called for a roll call vote. The roll was called and votes recorded as follows:

Ms. Condon	- Pepper and Garvan
Mr. Darby	- Pepper and Coats
Ms. Johnson	- Pepper and Garvan
Mr. Qualey	- Pepper and Coats
Mr. Rawl	- Coats and Garvan
Mr. Sass	- Pepper and Coats
Mr. Schweers	- Pepper and Garvan
Mr. Summey	- Pepper and Coats
Mr. Pryor	- Pepper and Coats

The vote being eight for Pepper, six for Coats and four for Garvan, The Chairman declared the appointees to be Mr. Pepper and Mr. Coats.

A report was read from the Administration Policy/Rules Committee under date of July 19, 2012 that it considered the results of the 90 day trial period of holding public comments prior to County Council meetings, and the comments of the members of the Administration Policy/Rules Committee regarding the timing of public comments at County Council meetings.

Committee recommended that Council hold public comments 30 minutes prior to each regularly scheduled County Council meeting.

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

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

Ms. Condon moved approval of the consent agenda, seconded by Mr. Summey, and carried.

The Consent agenda is as follows:

CONSENT
AGENDA
A) Heavy Duty
4 Wheeled
Landfill
Compactor
 B) Triple
 Combination
 Pumper
 C) Console
 Furniture
 Consolidated
 9-1-1 Center
 D) FY 2012
 CTC
 Resurfacing
 Project
 E) SCDHEC
 Glass Processing
 Grant

A report was read from the Finance Committee, under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Barrett J. Tolbert, Director of Procurement, regarding bids received for the purchase of one (1) new heavy duty, 4-wheeled landfill compactor to be utilized by the Environmental Management Department. It was stated that the compactor will assist the Environmental Management Department in maintaining the landfill, and was approved in the FY2012 budget to replace an existing one. It was further stated that the compactor is a critical machine to the landfill operation and will enhance the approval of our working plan in the monthly inspections by the South Carolina Department of Health and Environmental Control.

Sealed bids were received as follows:

Bidder	Make/Model Delivery Time	Price (includes tax and options)
Flint Equipment Ladson, SC Principal: Chris Cannon	2013 Bomag BC772 Delivery: 90 days	\$516,389.48
Blanchard Machinery Summerville, SC Principal: Joe Blanchard	2013 CAT 826H Delivery: 18-20 weeks	\$675,729.32

Committee recommended that Council authorize award of bid for the purchase of one (1) new heavy duty, 4-wheeled landfill compactor to the lowest responsive and responsible bidder, Flint Equipment Company, in the amount of \$516,389.48, with the understanding that Equipment will be utilized at the Bees Ferry Landfill by the Environmental Management Department.

A report was read from the Finance Committee under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Barrett J. Tolbert, Director of Procurement regarding sealed bids received for the purchase of one (1) new fire engine to replace an older apparatus from our fleet. It was stated that the fire engine was approved in the FY2012 budget using the department's fund balance and will assist the Awendaw District Fire Department in maintaining a higher level of service to the citizens of the Awendaw Consolidated Fire District.

Sealed bids were received and are as follows:

Bidder	Make/Model Delivery Time	Price (includes tax)
Spartan Fire and Emergency Apparatus Roebuck, SC Principal: Robert E. Fore, IV	2012 Pierce Saber Custom Pumper Delivery: 195-225 days	\$372,670.00
Slagle's Fire Equipment and Supply Co. West Columbia, SC Principal: Vigel Slagle	KME Panther Pumper Chassis Delivery: 240 days	\$387,884.00

Fireline Inc. Winder, GA Principal: Ryan McDonel	2012 E-One Typhoon Pumper Delivery: 240 days	\$390,294.00
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Committee recommended that Council authorize award of bid for the purchase of one (1) triple combination pumper for the Awendaw District Fire Department to the lowest responsive and responsible bidder, Spartan Fire and Emergency Apparatus, in the amount of \$372,670.00, with the understanding that this equipment will be utilized by the Awendaw District Fire Department.

A report was read from the Finance Committee under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Barrett J. Tolbert, Director of Procurement, regarding sealed proposals received from qualified firms to provide and install new console furniture at the Consolidated 9-1-1 Center. It was stated that funding

for this purchase will be through E911 Capital Projects and Consolidated Dispatch 09 General Obligation Bonds.

Proposals were received from the following firms:

Evans Consoles, Inc. Vienna, VA Principal: Richard Game	Watson Furniture Poulsbo, WA Principal: Steve Hayes
Wright Line LLC Worcester, MA Principal Jason Cleverly	Xybix Systems, Inc. Littleton, CO Principal: Kenneth Carson
*Audio Visual Innovations, Inc. Tampa, FL Principal: Sean Laneve	

**Non-responsive, failed to submit a Bid Bond with their proposal*

It was further stated that an evaluation committee reviewed the proposals for compliance with the RFP requirements and product demonstrations were held. After evaluating the capabilities and qualifications of the firms and the equipment proposed, the committee determined that Evans Console, Inc.'s proposal to be the most advantageous in meeting the County's needs and the committee recommends awarding a contract to Evans Consoles, Inc.

Committee recommended that Council authorize staff to enter into a contract with Evans Consoles, Inc. for the purchase and installation of new console furniture at the Consolidated 9-1-1 Center at a cost not to exceed \$650,000.00, with the understanding that funding is available through E-911 Capital Projects and Consolidated Dispatch 09 General Obligation Bonds.

A report was read from the Finance Committee meeting of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Barrett J. Tolbert, Director of Procurement, regarding bids received for the Charleston

County Transportation Committee (CTC), pursuant to an Agreement between Charleston County and the CTC. It was stated that this Work shall include

CTC 2012 Resurfacing Project

Traffic control, milling, surface preparation, asphalt resurfacing, shoulder widening and grading, striping and associated appurtenances of various local and SCDOT paved and unpaved roadways within the boundaries of Charleston County. The approximate total project length is 20 miles.

Mathis Ferry Road Sidewalk Project

Installation of approximately 575 square yards of sidewalk behind curb and gutter along Mathis Ferry Road. Included with this construction will be construction of associated incidental items, traffic control, installation and maintenance of erosion, and sediment control items.

It was further stated that State "C" Fund regulations do not allow SBE or local preference goals.

Bids received are as follows:

Bidder	Total Bid Price
Banks Construction Company North Charleston, SC Principal: G. Reid Banks	\$4,015,061.37
Sanders Brothers Construction Company, Inc. North Charleston, SC Principal: J. Gregory Sanders	\$4,252,276.68

Committee recommended that Council, as agent for the Charleston County Transportation Committee (CTC), authorize award of a contract for the CTC FY 2012 Resurfacing Project to Banks Construction Company, the lowest responsive and responsible bidder satisfying all specifications, in the amount \$4,015,061.37, with the understanding that funding is available through the State "C" Fund for road improvements.

A report was read from the Finance Committee meeting of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Cynthia Campbell, Environmental Management Department Business Manager, regarding a request that the Environmental Management Department be allowed to accept a grant from the South Carolina Department of Health and Environment Control. It was stated that the award is for \$50,000 and would be used to purchase a large capacity glass beneficiation system to increase recovery of glass through improved processing at the MRF. It was further stated that there are no FTE's or matching funds required and that the grant period runs from July 1, 2012, through June 30, 2013.

Committee recommended that Council authorize Environmental Management staff to proceed with acceptance of the FY 2013 SCDHEC for Glass Processing Grant of

\$50,000, with the understanding that no FTEs or matching funds are required and the grant period is July 1, 2012, through June 30, 2013.

**Radio
Communication
Maintenance
Award of
Contract**

A report was read from the Finance Committee under date of July 19, 2012 that A report was read from the Finance Committee Meeting, under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Barrett J. Tolbert, Director of Procurement, regarding the County's agreement with Motorola, which is scheduled to expire on July 31, 2012. It was stated that since 1992, the County has contracted with Motorola Solutions, Inc. to maintain the County's 800 MHz radio communication system which currently operates a network of 16 - 800 MHz radio towers which supports all County and Municipal police and fire departments. It was further stated that this radio communications maintenance contract also includes maintenance on approximately 1,700 County owned radios and installation of radios, light bars, video cameras, and accessory equipment on all Sheriff and EMS vehicles. It was shown that based on the highly critical nature of radio communications and the need for fail-safe communication ability, Motorola is the only vendor that has a proven track record both in the industry and with the County for providing the necessary level of service for the current 800 MHz system, which is a Motorola proprietary design, and Motorola now provides six full-time employees to keep all County radio equipment fully operational.

Committee recommended that Council authorize a non-competitive procurement and the execution of a contract with Motorola Solutions, Inc. to provide comprehensive maintenance of the 800 MHz radio communication system at a cost of \$1,430,744.00 for the first year of the contract, with the understanding that the contract shall be for one year effective August 1, 2012, with the option to renew for four additional one-year terms. and that funds in this amount have been budgeted in the FY13 Radio Communications Enterprise Fund.

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

**Set Aside Grant
Cummins
Request to
Accept**

A report was read from the Finance Committee under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Steve Dykes, Director of Economic Development, regarding expansion of Cummins Turbo Technologies at its manufacturing facility at Palmetto Commerce Park in North Charleston. It was stated that on May 22, 2012 County Council gave first reading to an ordinance and agreement extending fee-in-lieu-of-taxes (FILOT) and a special source revenue credit (SSRC) to Cummins Turbo Technologies (aka Project Aries) and the measure is scheduled for 2nd reading on July 24, and a public hearing and final reading will follow in August. It was further stated that as part of the financial incentives package from the State of South Carolina, the company was invited to apply for a Set-Aside Grant of \$150,000 to help offset the costs associated with site preparation. It was shown that Set-Aside grant requests are considered and subsequent awards made by the S.C. Coordinating Council for Economic Development (SCCED), an independent board under the auspices of the S.C. Dept. of Commerce. These "pass thru" grant funds are made available to the host County in which the company resides, which in turn provides them to the company and the County is then reimbursed by the State. The Charleston County Economic Development Department has successfully administered numerous Set-Aside grants for Charleston-based companies under this program since the 1990s.

It was further shown that the SCCCED approved the \$150,000 Set-Aside grant for Cummins Turbo Technologies at its June 14 meeting.

Committee recommended that Council accept the \$150,000 Set-Aside grant from the S.C. Coordinating Council for Economic Development, acting as administrator and conduit for the passage of the funds to Cummins Turbo Technologies on a reimbursable basis.

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

**FY 2013
CARTA
Budget
Request to
Approve**

A report was read from the Finance Committee under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Mack Gile, Director of the Budget Department, regarding the FY 2013 Budget for CARTA. It was stated that the State Regional Transportation Authority Law requires the Charleston Area Regional Transportation Authority (CARTA) Board of Directors to adopt an annual budget that has been approved by jurisdictions representing 50 percent of the population in its service area, and at their May 16, 2012 meeting, the CARTA board approved the CARTA DRAFT Fiscal Year 2013 Annual Budget and submitted it to each member jurisdiction for approval. It was shown that the total requested FY2013 budget is \$17,759,346, which is a \$1,120,162 decrease from their FY2012 approved budget, representing a 5.9% decrease. It was further shown that CARTA's FY2013 budget includes \$6,813,000 in Transportation Sales Tax funding which was previously approved by County Council as part of the County's FY2013 budget.

Committee recommended that Council approve the Fiscal Year 2013 Charleston Regional Transportation Authority Operating, Capital and Debt Service budget totaling \$17,759,346 in both revenues and expenses.

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

**Consolidated
Dispatch
Center
Easement
A) Request to
Approve
B) Ordinance
1st Reading**

A report was read from the Finance Committee under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Dan Chandler, Director of Facilities, regarding domestic water and fire protection for the Consolidated Dispatch Center. It was stated that Palmetto Construction Group is constructing the domestic water and fire protection system for the new Consolidated Dispatch Center, located at 8500 Palmetto Commerce Parkway, North Charleston, South Carolina (TMS 393-00-00-103), and is in need of an easement from Charleston County so that when the system is completed, the ownership of the system can be transferred to Charleston Water Systems (CWS) for operation and maintenance. It was further stated that an approximate fifteen foot by six hundred and five foot easement is required by CWS is needed.

Committee recommended that Council:

1. Approve and give first reading to an Ordinance granting the requested easement.
2. Authorize the Chairman of Council to execute an easement to Charleston Water Systems for the purpose of the operation and maintenance of the water system

to the new Consolidated Dispatch Center, located at 8500 Palmetto Commerce Parkway, North Charleston, South Carolina (TMS 393-00-00-103), with the understanding that the easement will be approximately fifteen feet by six hundred and five feet.

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

An Ordinance granting an easement to Charleston Water System was given first reading by title only.

AN ORDINANCE

GRANTING AN EASEMENT TO CHARLESTON WATER SYSTEM FOR THE PURPOSE OF OPERATING AND MAINTAINING THE WATER SYSTEM AT THE CHARLESTON COUNTY DISPATCH CENTER

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

**John Island
Road
Improvements
Request to
Approve**

A report was read from the Finance Committee Meeting of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Jim Armstrong, Assistant Administrator for Transportation Development and Public Works, regarding Charleston County Council's direction from its June 12, 2012 Council meeting, for staff to undertake the intersection projects shown in Table 1 below subject to funding allocated by Council.

Table 1: Proposed Johns Island Intersection Projects

Project	Description	Cost Estimate
Main Road Widening from Brownswood Road to Maybank Highway.	Widening of Main Road from Brownswood Road to Maybank Highway to provide a continuous three-lane cross section.	\$375,000
Brownswood Road at Murraywood Road	Construction of a right turn lane from Brownswood Road to Murraywood Road and a right turn lane from Murraywood Road onto Brownswood Road.	\$250,000
River Road at Murraywood Road	Construction of a left turn lane from River Road onto Murraywood Road.	\$975,000
River Road at Plowground Road	Construction of a right turn lane from River Road onto Plowground Road.	\$150,000
River Road at Maybank Highway	Construction of a right turn lane from Maybank Highway onto River Road	\$175,000
US 17 at Main Road	Construction of a raised concrete median on Main Road to improve safety at the Old Charleston Highway Intersection. <i>\$75,000 previously funded as part of the FY 2013 Allocation program.</i>	Previously Funded
Total		\$1,925,000

It was stated that these projects may be funded through a transfer of remaining budgets from the Davis Road local paving project (\$110,000), the SC 61 at Glendale Drive intersection project (\$279,500), and the Bee Street & Courtenay Drive improvement project (\$1,535,500). It was shown that another recommendation from previous Johns Island traffic studies was to install deer crossing signs and guardrail at key locations along Bohicket Road, River Road, and Main Road to alert drivers and shield roadside hazards. It was further stated that Staff will determine appropriate locations for the signs and guardrail in consultation with SCDOT and install them as part of the Johns Island Intersection Projects.

Committee recommended that Council authorize the transfer of remaining budget amounts from the completed projects in order to fund the Johns Island Intersection Projects.

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

Accommodations Tax Allocations

A report was read from the Finance Committee under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, and Mack Gile, Director of Budget, regarding Council action since the approval of the FY 2013 Accommodations Tax budget and developments that have occurred which have resulted in additional projected funding in the FY 2013 budget, namely: Council appropriation of \$170,000 to municipalities in FY 2012 and stronger than estimated revenues in FY 2012

It was stated that as a result of the updated estimates, an additional \$421,550 in funding is available for appropriation in FY 2013. It was shown that the City of North Charleston has requested a continuing commitment of \$300,000 per year to operate a shuttle service to connect the Airport and Convention Center area.

Committee recommended that Council:

1. Appropriate the additional \$421,550 in available Accommodations Tax funding in the following manner.
 - A) Proportionally increase the Convention and Visitors Bureau Staff's allocation of \$122,049 by recommended applicant agencies by \$121,560 for a total of \$243,599.
 - B) Fund the request from the City of North Charleston for \$300,000 per year for the operation of a shuttle service to connect the Airport and Convention Center area.
2. Fund the request from Juneteenth in the amount of \$2,000.

Mr. Sass requested that Council vote separately on these motions.

Mr. Summey moved approval of Committee recommendation 1 A and 2, seconded by Mr. Rawl.

The Chairman called for a roll call vote on Committee recommendations 1 A and 2. The roll was called and votes recorded as follows:

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

The vote being six (6) ayes and three (3) nays, the Chairman declared Recommendation 1 A and 2 to have passed.

Mr. Summey offered the following motion for 1 B

That County Council approve the request from the City of North Charleston for \$300,000 for one year from the Charleston County Local Tax Accommodation Tax Funds subject to the County Staff Verifying that the funds will be used exclusively for promotions related to tourism development for a tourist and visitor shuttle at the North Charleston Coliseum, Performing Arts Center and Charleston Area Convention Center. The motion was seconded by Mr. Rawl for discussion purposes.

A lengthy discussion followed regarding the pros and cons of this issue, including the legality of the issue of usage, the effect this action would have on those with Aviation Authority permits to provide taxi services from the Airport and how our Accommodations Tax Fund would be affected.

Mr. Summey stated that as a compromise, he was willing, as Chairman of the Charleston Area Regional Transportation Authority (CARTA) to instruct the CARTA Staff to Schedule a meeting of the CARTA Board to take action to ensure that users of the shuttle will only be allowed free service for the North Area DASH route and that if they would like to take other routes, they would have to pay the appropriate fare.

Mr. Summey also stated that in the event the other two contributing partners do not contribute funding that CARTA will reimburse the \$300,000 Accommodation tax Fund this amount.

Mr. Rawl said that as he understands it Council is requested to approve \$300,000 that will be passed through to CARTA to fund a one year trial operation of a shuttle service to connect the Airport and Convention Center area with the understanding that if the other two contributing partners do not contribute, CARTA will reimburse the \$300,000, and that CARTA will take action to ensure that users of the shuttle will only be allowed free service for the North Area DASH route and that if they would like to take other routes, they would have to pay the appropriate fare.

Mr. Summey agreed with Mr. Rawl summary and Mr. Rawl again seconded Mr. Summey's motion as amended.

The Chairman called for a roll call vote. The roll was called and votes were as follows:

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

The vote being five (5) ayes and four (4) nays, the Chairman declared Recommendation 1 B to have passed.

Smoking Ban Ordinance
A) Request to Approve
B) Ordinance
1st Reading

A report was read from the Finance Committee under date of July 24, 2012, that it considered the information furnished by W. Kurt Taylor, County Administrator, and Council Member Henry Darby, regarding a request for Charleston County Council to pass an Ordinance that would prohibit smoking in public places in unincorporated Charleston County.

Committee recommended that Council approve and give first reading to an Ordinance that would prohibit smoking in public places in unincorporated Charleston County.

Mr. Darby moved approval of Committee recommendation, with the addition that the Ordinance would become effective on October 1, 2012. Ms. Condon seconded Mr. Darby motion, and the motion carried. Mr. Summey voted nay.

A Smoking Ban Ordinance was given first reading by title only.

AN ORDINANCE

REGULATING SMOKING IN PUBLIC PLACES TO PROTECT THE PUBLIC FROM
 SECONDHAND SMOKE

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

Transportation Needs Committee Request to Form

A report was read from the Finance Committee meeting of July 24, 2012, that it considered the furnished by W. Kurt Taylor, County Administrator, and Council Member J. Elliott Summey, regarding Council approving a Half Cent Transportation Sales Tax Referendum if the road and transportation issues require that it would be in the best interest of the Charleston County citizens for this to be done.

Committee recommended that Council:

1. Authorize the Chairman to form a Committee of Council to study and investigate the needs of roads and transportation, including meetings with the public for their input, and to review and report to Council on the actions/results of the current half cent sales tax.

2. Authorize this Committee, after review, conversations with the public and consideration of the needs of the community, to report to Council at a Finance Committee meeting as to the feasibility of calling for a Referendum in November 2014.

Ms. Johnson moved approval of Committee recommendation, seconded by Mr. Summey, and carried. Council Members Condon, Sass, Schweers and Qualey voted nay.

A report was made from the Special Finance Committee under date of July 24, 2012 that it considered the information furnished by County Attorney Joseph Dawson and Assistant County Administrator for Transportation Development and Public Works Jim Armstrong regarding approval from Council to support the mediation on an eminent domain acquisition for the Johnnie Dodds Boulevard project.

Committee recommended that Council approve of the mediation efforts for the Johnnie Dodds Boulevard project at the figure furnished in Executive Session.

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

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

Mr. Sass stated for the Record "Something I'd like to get back on the record, a year ago last May when we returned back from the State Infrastructure Bank Meeting in Columbia, this Council voted to take the "No Build" option off the table and that vote was not 5-4, it was 6-3 and I voted with Council to take it off the table because I wanted to make sure we maintained our AAA bond rating. It has been incorrectly reported a couple of times in the Post and Courier that I had voted a negative in that vote and I voted for that and it has been corrected in the Post and Courier since then, but then it was printed again incorrectly this week by the Post and Courier and I just wanted to bring that to your attention. Thank you very much.

Mr. Rawl said that he would like Council to put a non-binding Referendum Question on the November Ballot, simply asking the voters if they did or did not want to complete the I-526 roadway.

Mr. Qualey said that he wished Council would take a moment so that he could offer a prayer for those persons in Colorado who were killed or injured in the "Dark Knight" shooting.

All heads were bowed as Mr. Qualey offered his prayer for those killed and injured and their loved ones, and for those who courageously came to the aid of those in need.

Mr. Qualey said he was very displeased that the Chairman continued to assert that Charleston County was still "on the hook" for over \$11,000,000 when Council has received correspondence from the State Infrastructure Bank that stated the County was no longer in default.

Mr. Pryor stated that he felt the press conference regarding I-526 held on July 20th was a positive step. He said it is imperative that Charleston County Council and the Citizens of Charleston County know what the Highway Department intends to do and what effect it will have on the County budget.

He stated that at the press conference, Members of the State Legislature from Charleston County, the Mayors of Charleston, North Charleston and Mount Pleasant spoke of the need for some action on the part of the Highway Department.

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

Beverly T. Craven
Clerk of Council