

August 25, 2015
Charleston, SC

A regular meeting of County Council of Charleston County was held on the 25th day of August, 2015, in the Beverly T. Craven Council Chambers, Second Floor of the Lonnie Hamilton, III Public Services Building, located at 4045 Bridge View Drive, North Charleston, South Carolina.

Present at the meeting were the following members of Council: Chairman J. Elliott Summey, who presided; Henry E. Darby; Anna B. Johnson; Teddie E. Pryor, Sr.; Joseph K. Qualey; A. Victor Rawl; Herbert R. Sass, III; and Dickie Schweers. Ms. Colleen T. Condon was absent due to her attendance at the Solid Waste Association of North America Convention.

Also present were Deputy County Administrator for Human Services Jennifer Miller and County Attorney Joseph Dawson.

The Chairman recognized Jennifer Miller, who was sitting in for County Administrator Keith Bustraan, as the first female to serve in that capacity during a meeting of Charleston County Council and thanked Ms. Miller for her years of dedicated service to Charleston County Government.

Rev. Robert Reid gave the invocation and Mr. Pryor 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. Darby moved approval of the minutes of June 16 and July 21, 2015, seconded by Mr. Pryor, and carried.

The Chairman recognized Deputy County Administrator for Community Services Christine DuRant to make a presentation regarding a life-saving event involving several Charleston County EMS, City of Charleston Police Department, and St. John's Fire District employees. Mrs. DuRant stated that on July 21, 2015, the parents of a two year old child who was choking on a small marble arrived at St John's Fire Station #1. The young victim was initially unresponsive and blue with severe difficulty breathing. City of Charleston Police Officer John Moore attempted to assist with care before turning the child over to the on duty St. John's Fire District firefighters at Station #1, Captain Michael Rourk and Firefighters Michael Koeune, Quenton Hunter, and Brett Rahalewicz.

The firefighters provided basic life support measures to remove the obstruction with some success and the child's color improved. Charleston County EMS Captain Tonya Chapman and EMS Division Chief Reggie Davis were doing shift turnover at EMS Station 7 when the 911 call came in; the closest ambulance was still over 20 minutes away. Chapman and Davis were able to respond within three minutes and rapidly assessed the child's condition while continuing airway-clearing maneuvers initiated by the fire personnel to relieve the obstruction and the marble come out, falling to the floor.

By the time Charleston County EMS M-14 arrived, the child had a returned to normal

EMS/City of
Charleston/St.
John's Fire
District
Employees

- Recognition

breathing with an improved level of consciousness. During transport and continued care by Paramedics Nick Henderson and Megan Bruce the child became more active and alert prior to arrival at the hospital.

Chief Reggie Davis stated that as a 30-year EMS veteran, he was extremely impressed with the level of professional care and concern from all of the rescuers and that their efforts were successful in saving the life of this child.

The Chairman recognized City of Charleston Police Officer John Moore; St. John's Fire District Captain Michael Rourk and Firefighters Michael Koeune, Quenton Hunter, and Brett Rahalewicz; and Charleston County EMS Captain Tonya Chapman, Division Chief Reggie Davis, and Paramedics Nick Henderson and Megan Bruce for their response in this life-saving event and presented each with a Charleston County challenge coin.

An ordinance accepting full authority to conduct municipal elections for the City of North Charleston was given third reading by title only. The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

North
Charleston
Election
Authority

Ordinance
3rd Reading

Condon	- absent
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
APPROVING AND ACCEPTING THE COMPLETE TRANSFER OF AUTHORITY TO
CONDUCT MUNICIPAL ELECTIONS FOR THE CITY OF NORTH CHARLESTON TO
THE BOARD OF ELECTIONS AND VOTER REGISTRATION OF CHARLESTON
COUNTY, AND AMENDING ORDINANCE NUMBER 1499 OF CHARLESTON
COUNTY TO PROVIDE FOR THE SAME**

WHEREAS, Section 5-15-145, Code of Laws of South Carolina, 1976, as amended, allows for the transfer of some or all authority to conduct municipal elections from municipal election commissions to county election commissions upon the adoption of appropriate ordinances by those desiring to effect such transfer; and

WHEREAS, by Charleston County Ordinance Number 1499, the Board of Elections and Voter Registration of Charleston County accepted a specific portion of authority to conduct municipal elections in the City of North Charleston as set forth in

Ordinance Number 2007-11 of the City of North Charleston; and

WHEREAS, City Council of the City of North Charleston has now determined that complete authority to conduct municipal elections be transferred to the Board of Elections and Voter Registration of Charleston County, and the City Council of the City of North Charleston has adopted Ordinance Number 2015-28 on July 9, 2015, to effect that transfer. The City of North Charleston Ordinance Number 2015-28 is attached as Exhibit "A" and made a part by reference; and

WHEREAS, Charleston County Council desires to enact an ordinance approving and accepting the complete transfer of authority to conduct municipal elections for the City of North Charleston to the Board of Elections and Voter Registration of Charleston County, and amends Charleston County Ordinance Number 1499 to provide for the same.

NOW, THEREFORE BE IT ORDAINED, by Charleston County Council of the County of Charleston in meeting duly assembled, as follows:

The above recitals are incorporated herein by reference and made a part of this Ordinance. City Council of the City of North Charleston adopted Ordinance Number 2015-28 on July 9, 2015, to effect the transfer of complete authority to conduct municipal elections for the City of North Charleston to the Board of Elections and Voter Registration of Charleston County.

Charleston County Council approves and accepts the complete transfer of authority to conduct municipal elections for the City of North Charleston to the Board of Elections and Voter Registration of Charleston County. Therefore, the Board of Elections and Voter Registration of Charleston County shall conduct the municipal elections in accordance with Title 7, Code of Laws of South Carolina, 1976, as amended, unless otherwise provided in or modified by Title 5, Code of Laws of South Carolina, 1976, as amended.

AND, THEREFORE BE IT FURTHER ORDAINED, by Charleston County Council of the County of Charleston in meeting duly assembled, as follows:

Charleston County Ordinance Number 1499 is hereby amended to include the following amendment to Section 1.

Section 1. In accordance with the authority devolved by Section 5-15-145, Code of Laws of South Carolina, 1976, as amended, and pursuant to the terms of North Charleston Ordinance Numbers 2007-11 and 2015-28, Charleston County Council approves and accepts the complete transfer of authority to conduct municipal elections for the City of North Charleston to the Board of Elections and Voter Registration of Charleston County. The Board of Elections and Voter Registration of Charleston County shall be completely responsible for municipal elections held within the City of North Charleston. The authority here transferred includes, but is not limited to, addressing all disputes and questions that arise out of the election process, publishing proper notices of elections, insuring the provision of proper books for registration, preparing and distributing ballots and election materials, preparing and staffing the

August 25, 2015

absentee ballot precinct, appointing and training poll managers, providing voting machines, supervising the operation of all polling places, to include enforcement authority to insure that proper procedures and laws are being followed, and certifying the results of the election. All elections conducted by the Board of Elections and Voter Registration of Charleston County shall be in accordance with Title 7, Code of Laws of South Carolina, 1976, as amended, unless otherwise provided in or modified by Title 5, Code of Laws of South Carolina, 1976, as amended.

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

This Ordinance shall become effective immediately following third reading by Charleston County Council.

ADOPTED and APPROVED in meeting duly assembled this 25th day of August 2015.

CHARLESTON COUNTY COUNCIL

By: _____
J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk of Charleston County Council

First Reading: July 16, 2015
Second Reading: July 21, 2015
Third Reading: August 25, 2015

Exhibit "A"

City of North Charleston Ordinance Number 2015-28
adopted July 9, 2015

An ordinance authorizing the issuance of General Obligation bonds by the St. John's Fire District Commission was given second reading by title only. The Chairman called for a roll call vote on second reading of the ordinance. The roll was called and votes were recorded as follows:

**St. John's Fire
District Bonds**

**Ordinance
2nd Reading**

Condon	- absent
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye

Schweers	- aye
Summey	- aye

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

The ordinance title is as follows:

AN ORDINANCE FINDING THAT THE ST. JOHN'S FIRE DISTRICT, SOUTH CAROLINA, MAY ISSUE NOT EXCEEDING \$1,500,000 OF GENERAL OBLIGATION BONDS AND TO PROVIDE FOR THE PUBLICATION OF NOTICE OF THE SAID FINDING AND AUTHORIZATION.

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

An ordinance granting an easement to Southern First Bank at the Main Library was given second reading by title only. The Chairman called for a roll call vote on second reading of the ordinance. The roll was called and votes were recorded as follows:

68 Calhoun
Street
Easement/
Southern First
Bank

Ordinance
2nd Reading

Condon	- absent
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye

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

The ordinance title is as follows:

**AN ORDINANCE
APPROVING AND AUTHORIZING THE GRANT OF AN EASEMENT TO
SOUTHERN FIRST BANK ON A PORTION OF COUNTY PROPERTY,
IDENTIFIED AS TAX MAP PARCEL NUMBER 459-13-03-041, LOCATED AT
68 CALHOUN STREET, CHARLESTON, SOUTH CAROLINA**

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

An ordinance amending the requirements for appointment to the Awendaw-McClellanville Consolidated Fire District Advisory Board was given second reading by title only. The Chairman called for a roll call vote on second reading of the ordinance. The roll was called and votes were recorded as follows:

Awendaw-
McClellanville
Consolidated
Fire District
Advisory Board

Ordinance
2nd Reading

Condon	- absent
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- aye

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

The ordinance title is as follows:

**AN ORDINANCE
AMENDING CHARLESTON COUNTY ORDINANCE NUMBER 1786,
CREATING THE AWENDAW MCCLELLANVILLE CONSOLIDATED
FIRE PROTECTION DISTRICT; AND OTHER MATTERS RELATING
THERETO**

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

A report was furnished by the Planning and Public Works Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Zoning and Planning Director Dan Pennick regarding various proposed amendments to the Zoning and Land Development Regulations. It was stated that the following amendments were recommended for approval by the Planning Commission:

- Section 2.4.2, Decision-Making Authority: Consider clarifying the decision-making and interpretation authority of the Planning Director.
- Article 3.1, General: Consider clarifying requirements for reconsiderations of applications and reconsiderations of conditions of approval to the Board of Zoning Appeals.
- Article 3.6, Special Exceptions: Consider allowing aerial photographs in lieu of site plans for properties developed prior to 1999.
- Section 4.2.3, Setbacks: Consider reducing the setback from easements in one time subdivisions.
- Article 8.15, RR-3 Conservation Subdivision: Consider implementing Rural Guideline 3 of the *Charleston County Comprehensive Plan* by expanding the Conservation Subdivisions provisions to the Agricultural Preservation (AG-8) Zoning District. Rural Guideline 3 states, "Develop gross densities at the higher range of the recommended future land use when Clustering or Conservation Design is used, as exhibited in Figure 3.1.3 [of the *Comprehensive Plan*], to offset the provision of significant amounts of preserved lands, especially in the Rural Residential and Rural Agricultural Future Land Use categories." The AG-8

ZLDR
Amendments

A) Request to
Approve
B) Ordinance
1st Reading

Zoning District implements the Rural Agricultural Future Land Use category, which has a recommended density range of 1 dwelling unit per 8 acres to 1 dwelling unit per 4 acres.

Committee recommended that Council approve the requested amendments to the Zoning and Land Development Regulations and give first reading to an ordinance making the amendments.

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

An ordinance amending the Zoning and Land Development Regulations was given first reading by title only.

**AN ORDINANCE
AMENDING THE CHARLESTON COUNTY ZONING AND LAND
DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202, AS
AMENDED: CHAPTER 2, REVIEW AND DECISION-MAKING BODIES;
CHAPTER 3, DEVELOPMENT REVIEW PROCEDURES; CHAPTER 4
BASE ZONING DISTRICTS; AND CHAPTER 8, SUBDIVISION
REGULATIONS.**

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

Rezoning 1232
Main Road

A) Recommendation
B) Ordinance
1st Reading

A report was furnished by the Planning and Public Works Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Zoning and Planning Director Dan Pennick regarding a zoning map amendment requested by the property owner of 1232 Main Road, Johns Island. It was stated that the applicant is requesting a zoning change from the Agricultural/ Residential (AGR) Zoning District to the Rural Commercial (CR) Zoning District. It was shown that no zoning map amendment applications have been submitted for this property prior to this request. As a result of the Settlement Area Study in 2001, the property was zoned Agricultural/Residential (AGR). A bar was established on the property prior to the enactment of zoning in 1971; therefore, in 1996, it was permitted as a legal non-conforming use. In 2001, the legal non-conforming bar was changed to a legal non-conforming boutique, which operated legally until 2010 when its business license was not renewed. In 2014, a tenant of the property attempted to re-establish a bar on the property without proceeding through the permitting process, resulting in a zoning violation. Upon meeting with the tenant, staff informed him that the legal non-conforming status for the bar no longer existed due to an inactive business license for a period of more than 12 consecutive months, pursuant to ZLDR § 10.2.4.A. As a result, the property owner now seeks to rezone the property to allow a commercial use to once again establish on the property.

Committee recommended that Council approve the requested zoning change.

Mr. Pryor moved approval of Committee recommendation, seconded by Mr. Rawl and

carried. Messrs. Qualey and Sass voted against the motion.

An ordinance rezoning 1232 Main Road was given first reading by title only.

**AN ORDINANCE
REZONING THE REAL PROPERTY LOCATED AT 1232 MAIN ROAD,
PARCEL IDENTIFICATION NUMBER 281-00-00-042, FROM THE
AGRICULTURAL/RESIDENTIAL (AGR) ZONING DISTRICT TO THE
RURAL COMMERCIAL (CR) ZONING DISTRICT.**

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

A report was furnished by the Planning and Public Works Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Zoning and Planning Director Dan Pennick regarding a request received from Council Member Rawl that staff investigate alternatives/amendments to the Charleston County Code of Laws to address Recreational Vehicle Storage in Rights-of-Way.

Regulating Storage
of RVs in Rights-of-
Way

- Recommendation

The action requested of Council is to direct staff to draft amendments to the County Code of Ordinances to address the parking and storage of Recreational Vehicles and similar vehicles in rights-of-way.

Committee recommended that Council direct staff to draft amendments to the County Code of Ordinances to address the parking and storage of Recreational Vehicles and similar vehicles in rights-of-way.

Mr. Rawl moved approval of the Committee recommendation, seconded by Mr. Pryor and carried.

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

Mr. Pryor moved approval of the Consent Agenda, seconded by Mr. Rawl, and carried.

Consent Agenda items are as follows:

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Charleston County Sheriff Al Cannon regarding the Sheriff's Office's request for Council's approval of a Mutual Aid Agreement between the Charleston County Sheriff's Office and the Spartanburg County Sheriff's Office for securing to each other the benefits of mutual aid to provide include, but not limited to emergency situations, riot or disorder, natural disaster, mass processing of arrests, transporting prisoners, marine enforcement, and other law enforcement purposes. It was stated that a recent South Carolina Supreme Court decision, County Council approval is required for a Sheriff's Office approved Law Enforcement Assistance and Support Agreement to be valid.

Spartanburg
County Sheriff's
Office Mutual
Aid Agreement

- Request to
Approve

August 25, 2015

Committee recommended that Council adopt a resolution approving a Law Enforcement Assistance Agreement between the Charleston County Sheriff's Office and the Spartanburg County Sheriff's Office.

The resolution is as follows:

A RESOLUTION

To Approve Law Enforcement Assistance and Support Agreement Between Charleston County Sheriff's Office and Spartanburg County Sheriff's Office

WHEREAS:

1. A recent South Carolina Supreme Court decision found that for a Sheriff's Office approved Law Enforcement Assistance and Support Agreement to be valid, it would have to be approved by the County Council; and
2. The Charleston County Sheriff's Office has entered into a Law Enforcement Assistance and Support Agreement with the Spartanburg County Sheriff's Office; and
3. Staff recommends that Council approve and ratify the Law Enforcement Assistance and Support Agreement with the Spartanburg County Sheriff's Office.

NOW, THEREFORE, BE IT RESOLVED, in meeting duly assembled, **CHARLESTON COUNTY COUNCIL** does hereby approve the Law Enforcement Assistance and Support Agreement with the Spartanburg County Sheriff's Office (attached and included herein by reference).

CHARLESTON COUNTY COUNCIL

J. Elliott Summey, Chairman
August 25, 2015

ATTEST:

Kristen L. Salisbury, Deputy Clerk to Council

Ernest F.
Kennedy Center
Allocation/
Sheriff

- Request to
Approve

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Sheriff Al Cannon regarding funding awarded by the Ernest F. Kennedy Center, a private, non-profit organization based in Moncks Corner, SC, which is designated as a county substance abuse provider by the South Carolina Department of Alcohol and Other Drug Abuse Service (SC DAODAS). It was stated that the Kennedy Center is partnering with the Charleston County Sheriff's Office (CCSO) to reduce underage drinking and underage smoking, and the CCSO is the lead agency for the Ninth Judicial Circuit's Alcohol Enforcement Team Grant. It was further stated that this funding is a sub-award from the federal Center for Substance Abuse Prevention

(CSAP) block grant prevention funds and the CCSO has been sub-awarded \$9,675 of these funds to use for the enforcement of underage drinking and smoking laws. It was shown that the funds were remitted to the CCSO on July 13, 2015, and were available for expenditure as of that date, and there is no stated expiration date. It was further shown that there are no FTE's requested in this funding and no match is required.

Committee recommended that Council allow the Sheriff's Office to accept pass-through federal CSAP funding of \$9,675.00 from The Ernest F. Kennedy Center to use for the enforcement of underage drinking and smoking laws with the understanding that the funding was available for expenditure as of July 13, 2015, and has no stated expiration date and no FTE's or matching funds are associated with this funding.

A report was furnished by the Finance Committee under date of August 20, 2015, That it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Charleston County Sheriff Al Cannon regarding the Children's Identification and Location Database (CHILD) Project, which is a secure nationwide network and registry that was created in conjunction with the Nation's Missing Children Organization (NMCO) and National Center for Missing Adults (NCMA). It was stated that the Child Project™ enables law enforcement agencies throughout the country to locate and positively identify missing children and adults with iris biometric recognition technology. It was shown that through this network, The Child Project™ compares the unique features contained in the iris against a database of individuals who enroll throughout the country to determine the identity of an individual and the Child Project™ has created and currently maintains a national registry to give social service agencies, law enforcement, and other authorized users of the system, access to data that can positively identify children in seconds. The equipment is portable and simple to use. This non-intrusive identification system could easily be used at remote locations, such as the fair. It was shown that the Sheriff's Office is requesting to apply for and accept if awarded, this grant from the Nation's Missing Children Organization and Center for Missing Adults to purchase 1 Child Project system for use by the Charleston County Sheriff's Office's Community Affairs, and that this system includes The Child Project™ Software, Iris Recognition Camera, Digital Photo Camera, Laptop Computer, hardened case, training, and support.

Committee recommended that Council allow the Sheriff's Office to apply for and accept if awarded, The Child Project Grant from the Nation's Missing Children Organization and Center for Missing Adults with the understanding that there are no FTEs requested in this grant, no match is required, and the grant period will run from September 1, 2015 thru August 31, 2016.

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Contracts and Procurement Director Barrett J. Tolbert regarding bids received for paving and drainage improvements for Archies Drive and Roper Run Road Extension Improvements Project. It was stated that Archies Drive and Roper Run Road Extension are existing dirt roads located in the Town of Ravenel in southern Charleston County. This project will pave both roads and provide associated drainage improvements. The work will include earthwork, asphalt paving, closed (piped) and open ditch drainage, erosion and sedimentation control, and traffic control during

2015 The CHILD
Project Grant/
Sheriff

- Request to
Approve

Archies Drive &
Roper Run
Extension
Improvements/
TST

- Award of
Contract

construction. The project will be constructed utilizing the items listed on the bid form.

It was shown that bids were received in accordance with the terms and conditions of Invitation for Bid No. 4967-15C. The mandatory Small Business Enterprise (SBE) utilization for this solicitation is 12.2% and the Disadvantaged Business Enterprise (DBE) goal is 20%.

Bidder	Total Bid Price	SBE Percentage	DBE Percentage
*BES Construction, LLC. Fairhope, Alabama 36532 Principal: William W. Bolton	\$432,324.25	12.3%	20.05%
Landscape Pavers, LLC Charleston, South Carolina 29417 Principal: Joyce Schirmer	\$456,789.00	100%	100%
Allston Farrell, LLC Mount Pleasant, South Carolina 29465 Principal: Matthew R. Farrell	\$529,552.75	100%	9%
Truluck Construction Inc. Charleston, South Carolina 29407 Principal: Charles E. Truluck, Jr.	\$545,859.25	12.7%	15.09%
IPW Construction Group, LLC Charleston, South Carolina 29423 Principal: Cyrus Sinor	\$651,644.20	100%	100%
Eadie's Construction Company, Inc. Ridgeville, South Carolina 29472 Principal: Dawn Eadie	\$706,165.92	8.5%	12.85%

*BES Construction, LLC crews and management will be provided by their Walterboro, South Carolina office.

Committee recommended that Council authorize award of bid for the TST Archies Drive and Roper Run Extension Improvements project to BES Construction, LLC, the lowest responsive and responsible bidder, in the amount of \$432,324.25 with the understanding that funds are available in the roads portion of the Transportation Sales Tax.

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Contracts and Procurement Director Barrett J. Tolbert regarding bids received for Middle Street Phase 4 and Station 24 Street Drainage Improvements which includes improvements to stormwater drainage in the area of Ion Avenue beginning on Atlantic Avenue, and ending at the intersection of Station 25 Street and Middle Street in the town of Sullivan's Island, located in Charleston County. It was stated that the project consists of the installation of approximately 1,300-feet of stormwater pipe and 13 drop inlets that will tie back into an existing stormwater system.

Bids were received in accordance with the terms and conditions of Invitation for Bid No. 4972-15C. State "C" Fund regulations do not allow Small Business Enterprise (SBE) or local preference goals.

Bidder	Total Bid Price	DBE Percentage
Eadie's Construction Company, Inc. Ridgeville, South Carolina 29472 Principal: Keith E. Eadie	\$348,737.50	24.04%
Allston Farrell, LLC Mount Pleasant, South Carolina 29465 Principal: Matthew R. Farrell	\$384,878.00	20.83%
Green Wave Contracting, Inc. Georgetown, South Carolina 29440 Principal: Mendal L. Nettles Jr.	\$472,495.00	14.81%
*Gulf Stream Construction North Charleston, South Carolina 29405 Principal: Kenneth A. Holseburg	\$540,536.65	13.38%
IPW Construction Group, LLC Charleston, South Carolina 29423 Principal: Cyrus D. Sinor	\$552,395.75	100%

*Rejected due to not using amended bid forms.

Committee recommended that Council, as agent for the Charleston County Transportation Committee (CTC), authorize award of a contract for the CTC Middle Street Drainage Project Phase 4 and Station Drainage Improvements to Eadie's Construction Company, Inc., the lowest responsive and responsible bidder, satisfying all specifications, in the amount \$348,737.50 with the understanding that funding is available through the State "C" Fund for road improvements and the Transportation Sales Tax Roads Program.

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Contracts and Procurement Director Barrett J. Tolbert regarding sealed bids that were received for Charleston County Detention Center Envelope Repairs. It was stated that this project is to make repairs to the Detention Center walls, windows, and to roof areas that are meant to keep water out, and replace caulk joints in Tower A and the prior Administration Building. This project was approved in the Fiscal Year 2016 budget. It was further stated that sealed bids were received in accordance with the terms and conditions of Invitation for Bid No. 4928-15V. The mandatory SBE utilization for this project was 12.2%, and the Disadvantage Business Enterprise (DBE) goal was 20%. The bid tabulations are as follows:

Bidder	Bid Price Lump Sum	SBE %	DBE %
Church Creek Construction, LLC Charleston, SC Principal: Kristin L. Molony	\$295,500	100%	100%

Detention
Center Envelope
Repairs

- Award of
Contract

Midwest Maintenance, Inc. Piqua, Ohio Principal: W. Jeff Meyer	\$307,000	100%	0%
Strickland Waterproofing Co., Inc. Charlotte, NC Principal: Randy Strickland	\$465,400	15%	15%

Committee recommended that Council authorize award of bid for Charleston County Detention Center Envelope Repairs for the Facilities Department to the lowest responsive and responsible bidder, Church Creek Construction, LLC, in the amount of \$295,500 with the understanding that funds are available in Facilities budget.

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Building Inspection Services Director Carl Simmons regarding a grant received from the Federal Emergency Management Agency (FEMA) for public outreach. It was stated that FEMA has awarded \$26,792 in grant funding to the Charleston County Building Inspection Services to purchase educational materials that will assist in educating Charleston County elementary and middle school students on the types of hazards South Carolina faces, as well as ways in which the Lowcountry can minimize losses. Equipment in the form of brochures, children's activity books, small crayons packets, and video equipment will be obtained, as well as the development of eight programs for the upcoming 2015/2016 school year. The grant period will last until July 2016.

It was shown that Charleston County will be responsible for matching funds. The funds to be matched will be 30%, which is \$11,754.39. Those matching funds, which are not a direct cash match, will go towards the time spent by existing employees, on making both the brochures and the multi-hazard education programs using existing equipment and services.

Committee recommended that Council approve the Building Inspection Service's request to receive the grant funding of \$26,792, through the Federal Emergency Management Agency (FEMA), allowing for the purchase of educational materials to be used to educate the elementary and middle school students of Charleston County with the understanding that matching funds on behalf of Charleston County will be \$11,454.39, which are derived by time, not cash; there are no FTE's or vehicles associated with the acceptance of the grant program, and the grant performance will be completed July 2016, approximately one year from now.

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Building Inspection Services Director Carl Simmons regarding a grant awarded by the Federal Emergency Management Agency (FEMA) grant to provide educational materials to the Charleston County flood zone residents on flooding. It was stated that FEMA has awarded \$47,700 in grant funding to the Charleston County Building Inspection Services to provide materials to the Charleston County flood zone residents on flooding. This literature will also be given to the county

**FEMA Public
Outreach Grant/
Building
Services**

**- Request to
Approve**

**FEMA Flood
Mailer Flyer
Grant/ Building
Services**

**- Request to
Approve**

municipalities to be distributed to their residents. The materials purchased by the grant will include flier printing and folding, as well as postage for the years 2015 and 2016.

It was shown that Charleston County will be responsible for matching funds. The funds matched will be 31%, or \$21,228.08, of which is not a direct cash match. Those matching funds will be used on existing employees, who will be utilizing already existing equipment and service as they work on the research and redesign of the flier, proofing, as well as formatting the mailing list and updating it throughout the two year period. The grant period is from now until December 2016.

Committee recommended that Council approve the Building Inspection Service's request to receive the grant funding of \$47,700, through the Federal Emergency Management Agency (FEMA), allowing for the purchase of fliers and postage to be distributed to the Charleston County flood zone residents and the county municipalities with the understanding that matching funds on behalf of Charleston County will be \$21,228.08, which are derived by time, not cash; there are no FTE's or vehicles associated with the acceptance of the grant program; and the grant performance will be completed December 2016, approximately one and a half years from now.

The previous item was the last item on Consent Agenda.

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Facilities Director Dan Chandler regarding a request from South Carolina Electric and Gas for an easement on 3-5 Charleston Center Drive, TMS 460-14-00-019, to relocate underground electric lines and to place a pad mounted switchgear which will serve the future MUSC Children's Hospital. The request is for an 8' wide by approximately 35' area on the east side of the switchgear, with an adjacent 16' wide by 20' area for the switchgear itself and related clearance area.

Committee recommended that Council approve and give first reading to an ordinance granting an easement to SCE&G and authorize the Chairman of Council to execute an agreement with South Carolina Electric and Gas for an 8' wide by approximately 35' area on the east side of the switchgear, with an adjacent 16' wide by 20' area for the switchgear itself and related clearance area to relocate underground electric lines and to place a pad mounted switchgear on 3-5 Charleston Center Drive, TMS 460-14-00-019, with the understanding that the relocated electrical supply will enable South Carolina Electric and Gas to provide electrical service to the future MUSC Children's Hospital and that all documents will be approved by the County Attorney's Office.

Mr. Pryor moved approval of the committee recommendation, seconded by Ms. Johnson, and carried.

An ordinance granting an easement to SCE&G was given first reading by title only.

**AN ORDINANCE
APPROVING AND AUTHORIZING THE GRANT OF AN EASEMENT TO SOUTH
CAROLINA ELECTRIC AND GAS COMPANY ON A PORTION OF COUNTY
PROPERTY, IDENTIFIED AS TAX MAP PARCEL NUMBER 460-14-00-019,**

Charleston
Center/SCE&G
Easement

A) Request to
Approve
B) Ordinance
1st Reading

LOCATED AT 3-5 CHARLESTON CENTER DRIVE, CHARLESTON, SOUTH CAROLINA

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

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and the request of the Charleston Center Advisory Board to dissolve the Charleston Center Advisory Board. It was stated that the Advisory Board of the Charleston Center ("Advisory Board") was created in 1993 by Ordinance Number 908 after the Charleston County Substance Abuse Commission ("Commission") became a department of the County as a solution to a community concern of having a substance abuse treatment facility in their local neighborhood. The Commission was subsequently renamed the Charleston County Department of Alcohol and Other Drug Abuse Services ("DAODAS"). The Advisory Board had many governing type duties such as "develop the agency budget and submit to County Council." These duties would be inappropriate for the Advisory Board to perform. Further, the Director of DAODAS and her staff perform all of the duties and responsibilities previously allocated to the Advisory Board by Council.

It was shown that the current Advisory Board has unanimously voted to request that Council dissolve the Advisory Board and that the current Advisory Board will create an informal "Friends of the Charleston Center" type of organization that will continue to support DAODAS in fundraising, constituency interface, marketing and promotion assistance and such other meaningful activities that will benefit the clients of the Charleston Center under the guidance of the DAODAS staff. Both DAODAS and the Advisory Board believe that the requirements allocated to them are met by DAODAS's staff and, therefore, request that the current structure of the Advisory Board be dissolved by an act of County Council.

Committee recommended that Council:

1. Approve and give first reading to an ordinance authorizing the dissolution of the Department of Alcohol and Other Drug Abuse Services' Advisory Board.
2. Approve the current Advisory Board formation of "Friends of the Charleston Center" organization to continue to offer support to DAODAS.

Ms. Johnson moved approval of the committee recommendation, seconded by Mr. Qualey, and carried.

An ordinance approving the dissolution of the Charleston Center Advisory Board was given first reading by title only.

**AN ORDINANCE
AMENDING AND DELETING SECTIONS 11-154, 11-155, 11-156, 11-157 AND 11-158
OF CHAPTER 11, HEALTH AND SANITATION, ARTICLE X, ALCOHOL AND OTHER
DRUG ABUSE DEPARTMENT, OF THE CHARLESTON COUNTY CODE OF
ORDINANCES, AND DISSOLVING THE CHARLESTON CENTER ADVISORY BOARD**

Dissolution of
Charleston
Center Advisory
Board

A) Request to
Approve
B) Ordinance
1st Reading

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

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Economic Development Director Steve Dykes regarding financial incentives extended to Project THOR. It was stated that the Economic Development Director began working earlier this year with company officials proposing to expand a local manufacturing operation in North Charleston. The company plans to spend \$64 million to acquire additional property, construct additional buildings, and add new machinery & equipment. These improvements will accommodate the addition of at least 98 new employees over the next five years. The facility would create a stream of new public revenues of approximately \$19 million over the next thirty years, including about \$2.7 million for Charleston County. New annual payroll resulting from the project would be approximately \$7 million, with the average wage of the jobs at \$71,000 / yr.

It was shown that during the company's deliberation process, working with officials from the S.C. Department of Commerce, the Economic Development Director offered fee-in-lieu-of-taxes (FILOT) and a Special Source Revenue Credit (SSRC) as part of the overall state and local incentives package in an effort to help leverage this competitive expansion decision. The FILOT features a standard 6% assessment rate over a 30 year term, with the millage rate 'fixed' at the current level of 276.1. Also offered was an SSRC designed to help the company defray some of the costs associated with site preparation and the relocation of utilities. The SSRC equates to no greater than 10% of available FILOT revenues, which based on project investment assumptions would be \$1.75 million.

NOTE: While beginning the FILOT approval process under a code name to preserve confidentiality, the company plans to reveal its identity prior to the public hearing. At a future date the development site would also be added to the Charleston – Colleton Multi-County Industrial Park (MCIP), helping to enhance state corporate income tax perks available to the company.

Committee recommended that Council:

1. adopt an inducement resolution approving financial incentives for Project THOR.
2. approve and give first reading to an ordinance authorizing the execution and delivery of fee-in-lieu-of-taxes (FILOT) and a Special Source Revenue Credit (SSRC) for 'Project Thor' to support the \$64 million expansion of this manufacturing complex in North Charleston, creating 98 new jobs and a \$7 million annual payroll with the understanding that FILOT terms will include a 6% assessment rate over the 30 year term, with millage 'fixed' at its current rate of 276.1.
3. adopt and give first reading to an ordinance authorizing a SSRC to be offered which is equivalent to no greater than 10% of FILOT revenues available over the thirty year project term.

Project THOR
Financial
Incentives

A) Request to
Approve
B) Ordinances
1st Reading

Mr. Pryor moved approval of the committee recommendation, seconded by Ms. Johnson, and carried.

The resolution is as follows:

A RESOLUTION PROVIDING THAT UNDER CERTAIN CONDITIONS, CHARLESTON COUNTY WILL ENTER INTO AN AGREEMENT PURSUANT TO TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA WITH PROJECT THOR FOR A PROJECT INVOLVING AN INVESTMENT OF APPROXIMATELY SIXTY-FIVE MILLION DOLLARS (\$65,000,000)

WHEREAS, Charleston County, South Carolina (the "County"), acting by and through its County Council (the "County Council"), is authorized and empowered under and pursuant to the provisions of Title 12, Chapter 44 and Title 4, Chapters 1 and 29, Code of Laws of South Carolina, 1976, as amended (the "Act"), to acquire, or cause to be acquired, properties (which such properties constitute a "project" as defined in the Act) and to enter into agreements with any industry to construct, operate, maintain and improve such a project; to enter into or allow financing agreements with respect to such projects; and, to accept any grants for such projects through which powers the industrial development of the State of South Carolina (the "State") will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate and remain in the State and thus utilize and employ the manpower, agricultural products and natural resources of the State and benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally; and

WHEREAS, subject to compliance with the Home Rule Act, the County is authorized by the Act to execute a fee agreement, as defined in the Act, with respect to such project; and

WHEREAS, Project Thor (the "Company") has requested the County participate in executing a fee-in-lieu of tax agreement pursuant to the Act in connection with the Company's acquisition by purchase, lease and construction of certain real and personal property to be used as a research and development facility in the County (the "Project"); and

WHEREAS, based on the information provided to it by the Company, the County has determined that the Project would benefit the general public welfare of the County by providing service, employment, recreation or other public benefits not otherwise provided locally; and, that the Project gives rise to no pecuniary liability of the County or incorporated municipality or a charge against the general credit or taxing power of either; and that the purposes to be accomplished by the Project, i.e., economic development, creation of jobs, and addition to the tax base of the County, are proper governmental and public purposes and that the inducement of the location or expansion of the Project within the County and State is of paramount importance and that the benefits of the Project will be greater than the costs and that the Project would be a "project" as that term is defined in the Act and that the Project would subserve the purposes of the Act.

August 25, 2015

NOW, THEREFORE, BE IT RESOLVED, by the County Council as follows:

Section 1. Pursuant to the authority of the Act, the County intends to authorize and execute a fee agreement between the County and the Company pertaining to the Project which involves an investment of approximately Sixty-Five Million Dollars (\$65,000,000) and the creation of approximately 98 new jobs (the "Fee Agreement").

Section 2. The Fee Agreement shall contain a provision requiring the Company to make payments in lieu of taxes. Pursuant to the Act, such payments shall continue for a period of up to thirty (30) years from the date of each of the annual capital investments made under the Fee Agreement for the first five years and any extension of such investment period. The amounts of such payments shall be determined by using an assessment ratio of 6%, a millage rate of 276.1, which millage rate shall be a fixed rate for the duration of the Fee Agreement, and the fair market value as determined pursuant to the Act and Title 12, Chapter 37, Code of Laws of South Carolina 1976, as amended. The Fee Agreement shall also contain provisions relating to the providing of special source revenue credits to the Company in the amount of not more than 55% of the payments in lieu of taxes made by the Company during years 1 through 5 of the Fee Agreement on such terms and conditions as may be determined by the County.

Section 3. Notwithstanding anything in this Resolution to the contrary, the execution and delivery by the County of the Fee Agreement are subject to compliance by the County with the provisions of the Home Rule Act regarding the procedural requirements for adopting ordinances and resolutions, and to the actual adoption of such ordinances and resolutions.

Section 4. All orders, resolutions, and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed. This Resolution shall take effect and be in full force from and after its passage by the County Council.

Section 5. It is the intention of the County Council that this Resolution shall constitute an official action on the part of the County relating to the inducement of the Project.

Done in meeting duly assembled this 25th day of August, 2015.

CHARLESTON COUNTY, SOUTH CAROLINA

By:____
Chairman of County Council

ATTEST:

By:____
Clerk to County Council

An ordinance approving financial incentives for Project THOR was given first reading by title only.

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN CHARLESTON COUNTY, SOUTH CAROLINA AND PROJECT THOR; 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.

An ordinance approving Special Source Revenue Credits for Project THOR was given first reading by title only.

AN ORDINANCE AUTHORIZING THE GRANTING OF CERTAIN SPECIAL SOURCE CREDITS BY CHARLESTON COUNTY, SOUTH CAROLINA TO PROJECT THOR

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

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Economic Development Director Steve Dykes regarding financial incentives extended to Project Gray. It was stated that the Economic Development Director began working during 2014 with business officials proposing to create a manufacturing and distribution project in the Ladson area. The company plans to spend \$32 million during its first phase to create its facility, hiring 50 new employees over the next five years. Subsequent phases of development may follow, depending upon market conditions.

The facility would create a stream of new public revenues of approximately \$6.5 million over the next twenty years, including about \$1.4 million for Charleston County. New annual payroll resulting from the project would be approximately \$1.7 million, with the average wage of the jobs at \$34,888 / yr.

Working with officials from the S.C. Department of Commerce, the State Ports Authority and readySC (workforce training program) during the recruitment process, the Economic Development Director offered fee-in-lieu-of-taxes (FILOT) as part of the overall state and local incentives package in an effort to help leverage this investment decision. The FILOT would feature a standard 6% assessment rate over a 20 year term, with the millage rate 'fixed' at the current level.

NOTE: While beginning the FILOT process under a code name to preserve confidentiality, the company plans to finalize its decision and reveal its identity prior to the public hearing. At a future date the development site would also be added to the Charleston – Colleton Multi-County Industrial Park (MCIP), helping to enhance state corporate income tax perks available to the company.

Project Gray
Financial
Incentives

A) Request to
Approve
B) Ordinance
1st Reading

Committee recommended that Council approve and give first reading to an ordinance authorizing the execution and delivery of fee-in-lieu-of-taxes (FILOT) for 'Project Gray' to support development of this \$32 million manufacturing and distribution complex in Ladson, creating 50 new jobs and a \$1.7 million annual payroll with the understanding that FILOT terms will include a 6% assessment rate over the 20 year term, with millage 'fixed' at its current rate of 192.3.

Mr. Pryor moved approval of the committee recommendation, seconded by Ms. Johnson, and carried.

An ordinance approving financial incentives for Project Gray was given first reading by title only.

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF TAX AGREEMENT BY AND BETWEEN CHARLESTON COUNTY AND PROJECT GRAY, WHEREBY CHARLESTON COUNTY WILL ENTER INTO A FEE-IN-LIEU OF TAX ARRANGEMENT WITH PROJECT GRAY, AND PROVIDING FOR PAYMENT BY PROJECT GRAY OF CERTAIN FEES-IN-LIEU OF AD VALOREM TAXES; PROVIDING FOR THE ALLOCATION OF FEES-IN-LIEU OF TAXES PAYABLE UNDER THE AGREEMENT FOR THE ESTABLISHMENT OF A MULTI-COUNTY INDUSTRIAL/BUSINESS PARK; AND OTHER MATTERS RELATING THERETO.

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

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller regarding the need to renew contracts for the use of transfer stations and landfill services. It was stated that the County has been utilizing the transfer stations of Republic Services of South Carolina, LLC (Republic) and Carolina Processing and Recycling, LLC (Carolina Waste) to accept a portion of the County's municipal solid waste (MSW) for out-of-county transfer. The County has also been utilizing the services of the Oakridge Landfill, Inc., a wholly-owned subsidiary of Waste Management of South Carolina, Inc. (Waste Management) which owns and operates the Oakridge Landfill in Dorchester County to dispose of MSW.

It was shown that the contracts for these services will expire on November 30, 2015. Consistent with Council's desire for smooth Environmental Management operations, the contracts must be extended to continue the transfer and disposal of approximately 60 percent of Charleston County's MSW. The remaining 40 percent of the MSW will continue to be deposited at the County's Bee's Ferry Landfill. The proposed duration of the renewed contracts is for up to two years in one year increments. There is no change in pricing.

Committee recommended that Council:

1. Authorize the extension of the transfer station contracts with Republic Services of South Carolina, LLC, and Carolina Processing and Recycling, LLC for up to two

Transfer Station
& Landfill
Contract
Renewals

- Request to
Approve

years in one year increments with the understanding that there is no change in pricing.

2. Authorize the extension of the disposal contract with Waste Management of South Carolina, Inc., for up to two years in one year increments with the understanding that there is no change in pricing.

Mr. Pryor moved approval of the committee recommendation, seconded by Ms. Johnson, and carried.

A report was furnished by the Finance Committee under date of August 20, 2015, that it considered the information furnished by Deputy County Administrator for Human Services Jennifer Miller and Deputy Administrator for Finance Corine Altenhein. It was stated that on May 19, 2015 Council approved the 2016-2020 Capital Improvement Plan. The plan included the issuance of \$18.75 million General Obligation Bonds (GOBs) for the Trident Aeronautic Training Facility. On December 18, 2014 Council approved a General Obligation Bond Anticipation Note (BAN) for the Awendaw McClellanville Consolidated Fire Protection District. The plan was to convert the BAN to long-term funding during the County's next GOB issuance.

It was also stated that in addition, potential refunding opportunities have been identified for the 2007 and 2009 GOBs, and the 2007 Transportation Sales Tax GOBs. Current estimates show a net present value savings of over \$5.8 million (approximately 5.2 percent) if these bonds are refunded.

It was shown that Charleston County's Financial Policies state that the County may undertake refinancing of outstanding debt when "such financing allows the County to realize significant debt service savings (net present value savings equal to at least 2.5 percent of the refunded par amount.)"

To initiate action on this borrowing, consideration of an ordinance not exceeding \$153 million in general obligation bonds is required. The bonds will be sold by competitive bid to the underwriting firm offering the lowest interest rate for the bonds. The ordinance delegates to the Chairman the authority to designate the sale date and approve the final structure of the bonds in accordance with the winning bids, including the maturity schedule, the redemption provisions, and the interest rates, so long as they are within the limits set forth in the bond ordinance.

Committee recommended that Council:

1. authorize the issuance of not to exceed \$153 million in principal amount of general obligation bonds for the Trident Aeronautic Training Facility and Awendaw McClellanville Consolidated Fire Protection District CIP, and to refund the Series 2007 and 2009 General Obligation Bonds and the 2007 Transportation Sales Tax General Obligation Bonds.
2. approve and give first reading to the ordinance to issue not exceeding \$153 million general obligation bonds.

General
Obligation
Bonds

A) Request to
Approve
B) Ordinance
1st Reading

3. authorize reimbursement from the Series 2015 General Obligation Bonds for expenditures of funds, prior to the borrowing, for authorized projects.

Mr. Pryor moved approval of the committee recommendation, seconded by Mr. Sass and carried.

An ordinance authorizing the issuance of General Obligation bonds by Charleston County was given first reading by title only.

AN ORDINANCE

TO PROVIDE FOR THE ISSUANCE AND SALE OF NOT EXCEEDING \$153,000,000 GENERAL OBLIGATION BONDS OF CHARLESTON COUNTY, SOUTH CAROLINA; TO PRESCRIBE THE PURPOSES FOR WHICH THE PROCEEDS SHALL BE EXPENDED; TO PROVIDE FOR THE PAYMENT THEREOF; AND OTHER MATTERS RELATING THERETO.

Chairman Summey stated that, having voted on the prevailing side of the Bees Ferry Landfill Buffer item at the July 21, 2015, County Council meeting, he moved for reconsideration of the item. Mr. Sass seconded the motion.

Bees Ferry
Landfill Buffer

- Reconsider

Mr. Sass stated that he would like Council to hold a public hearing in the area of the Bees Ferry Landfill to gather input from citizens about purchasing additional buffer space at the landfill.

Mr. Rawl stated that the landfill and surrounding neighborhoods are in his district. He is in constant contact with people in his district by phone, email, postal mail, and social media on a daily basis and no one has called him asking for a buffer.

Mr. Pryor suggested that instead of purchasing additional land, the County could put up a true 100' buffer with trees around the landfill instead of the open roadway which currently exists as a buffer. He stated that even if the County purchased a 500 or 1000' buffer, the smell and the birds will still be present at the landfill. He also stated that he believed the landowner could provide a buffer on his own since the land is currently undeveloped or the City of Charleston could purchase a buffer since they have caused the problem at the landfill by rezoning the land surrounding it to its maximum residential density.

Mr. Sass stated that the service road Mr. Pryor mentioned is well-traveled and well-used at the landfill. He also stated that he believed Council had missed an opportunity a few years in the past when it did not purchase the land adjacent to the landfill when it was less expensive and that purchasing the property now would be a proactive decision because the landfill is a valuable resource.

Mr. Rawl stated that another concern he had was that if the County purchased the property as a buffer on the Grand Bees side, it did not provide additional buffer on the Hunt Club side or on the undeveloped side of the landfill and it is a lot of money to spend for buffer on one side of the landfill. He stated that even if additional buffer was purchased, that would not guarantee complaints would go away or that DHEC would approve that property for any other use than buffer in the future. He also stated that this

issue had been discussed substantially and it needed to end.

Mr. Schweers stated that it defied logic to believe that the neighborhoods in that area would not want additional buffer. He asked for a cost-benefit analysis for using 300' of existing land at the landfill for use as a buffer. He stated that it was unfortunate that the City of Charleston had brought this problem on by rezoning the adjacent property which was at one time zoned for industrial uses to a high density residential zoning district. He also stated that he believed not purchasing the buffer now would ultimately result in shutting the landfill down before it has reached capacity because the will of future Councils will be to acquiesce to complaints from homeowners.

Ms. Johnson stated that she would be against purchasing the buffer.

The Chairman called for a roll call vote on the motion to reconsider. The roll was called and votes were recorded as follows:

Condon	- absent
Darby	- nay
Johnson	- nay
Pryor	- nay
Qualey	- aye
Rawl	- nay
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being four (4) ayes, four (4) nays, and one (1) absent, the Chairman declared the motion to have failed.

**Executive
Session –
Chicora Life
Center Contract**

The Chairman stated that there was need for an Executive Session to receive legal advice on the Chicora Life Center contract. Mr. Rawl moved for Executive Session, seconded by Mr. Pryor, and carried.

At the conclusion of the Executive Session the Chairman stated that while in Executive Session, Council had received legal advice on the Chicora Life Center contract and no action had been taken.

The Chairman asked if any member of Council wished to address the Body.

Hearing no affirmative responses, the Chairman declared the meeting to be adjourned.

Kristen L. Salisbury
Deputy Clerk
Charleston County Council