

Charleston, SC
July 5, 2011

A regular meeting of County Council of Charleston County was held on the 5th day of June, 2011 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; Anna B. Johnson; Joseph K. Qualey; A. Victor Rawl; Herbert R. Sass, III; Dickie Schweers and J. Elliott Summey. Council Member Henry E. Darby was absent.

Also present were: Allen O'Neal, County Administrator and County Attorney Joseph Dawson.

Rev. Robert Reid gave the invocation. County Member Schweers 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. Rawl moved approval of the minutes of County Council's meeting of, June 7th, and 16th, 2011, seconded by Mr. Sass, and carried.

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Vice Chairman Elliott Summey requesting that Council adopt a resolution honoring Colonel Martha A. Meeker, the outgoing Commander of Joint Base Charleston.

Committee recommended that Council adopt a resolution honoring Colonel Meeker. Mr. Summey moved approval of the Committee recommendation, seconded by Mr. Rawl, and carried. Vice Chairman Summey stated that he would present the resolution to Colonel Meeker at a Command Change Ceremony to be held in July at Joint Base Charleston. The resolution is as follows:

A RESOLUTION
HONORING THE SERVICE OF
COLONEL MARTHA A. MEEKER,
UNITED STATES AIR FORCE

WHEREAS, Charleston County Council recognizes that the foundation of our community is grounded in those who give of themselves selflessly to help others; and,

WHEREAS, Charleston County Council from time to time has the privilege of recognizing an individual who exemplifies such a commitment; and,

**Resolution
Honoring
Colonel
Martha A.
Meeker**

June 16, 2011

WHEREAS, Colonel Martha A. Meeker has served the citizens of the United States as an officer in the United States Air Force for 24 years and the citizens of Charleston County directly in varying capacities at the Charleston Air Force Base since April 2007 and as the commanding officer of the 628th Airlift Wing Joint Base Charleston since January 2010; and,

WHEREAS, as the Commander of Joint Base Charleston, Colonel Meeker's duties have been comparable to those of a municipal mayor, providing for the management of 79,000 airmen, sailors, soldiers, Marines, Coast Guardsmen, dependents and retirees at the Air Force Base and Naval Weapons Station and overseeing \$3.4 billion of infrastructure assets and long-term strategic planning for the entire operation; and,

WHEREAS, upon assuming command of Joint Base Charleston, Colonel Meeker expressed a desire to make the joint bases better for the people who live and work there stating that this is especially important with two war theatres because when at home, our warriors need to have the support of their families and friends; when they are away, the families need the support of their community; and,

WHEREAS, Colonel Martha A. Meeker has been an asset to the Charleston County community, a willing colleague with local officials, and a role model for the citizens of Charleston County to look up to.

NOW THEREFORE, BE IT RESOLVED by the County Council of Charleston County, that Colonel Martha A. Meeker be commended for her invaluable service to our county, municipalities within our county, our state, and our nation; that congratulations be bestowed upon her on her promotion to General; and to her be extended the genuine appreciation of County Council on behalf of all the citizens of this County.

CHARLESTON COUNTY COUNCIL
Teddie E. Pryor, Chairman
July 5, 2011

Business
License/User
Fee Appeals
Board
Appointment
(1)

A report was read from the Administration Policy/Rules Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Kristen Salisbury, Deputy Clerk of Council, regarding vacancies on the Business License/User Fee Appeals Board. It was stated that an application for appointment was received from Elbert Matthews.

Committee recommended that Council appoint Elbert Matthews to the Business License/User Fee Appeals Board for a term to expire in September 2014. Ms. Johnson moved approval of the Committee recommendation, seconded by Mr. Rawl, and carried.

A report was read from the Administration Policy/Rules Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Kristen Salisbury, Deputy Clerk of Council, regarding vacancies

June 16, 2011

on the Board of Assessment Appeals. It was stated that applications for appointment were received from Ryan Neville, Shawn Willis, and Lydia Brooks. Committee recommended that Council:

**Board of
Assessment
Appeals**

**Appointments
(3)**

1. appoint Ryan Neville and Shawn Willis to the Charleston County Board of Assessment Appeals for terms ending June 30, 2015.
2. appoint Lydia Brooks to the Charleston County Board of Assessment Appeals for a term ending June 30, 2014.

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

A report was read from the Administration Policy/Rules Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Kristen Salisbury, Deputy Clerk of Council, regarding vacancies on the Transportation Advisory Board. It was stated that Chairman Pryor would like to recommend Ryan Johnson for a term to run co-terminus with Mr. Pryor's term on County Council and that Council Member Sass would like to recommend Mark Kearns for a term to run co-terminus with Mr. Sass's term on County Council.

**Transportation
Advisory
Board
Appointments
(2)**

Committee recommended that Council:

1. appoint Ryan Johnson to the Transportation Advisory Board for a term to run co-terminus with Mr. Pryor's term on County Council.
2. appoint Mark Kearns to the Transportation Advisory Board for a term to run co-terminus with Mr. Sass's term on County Council.

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

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

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

The Consent agenda is as follows:

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Sheriff Al Cannon regarding a formula allocation received by Charleston County from the Edward Byrne Memorial Justice Assistance Program. It was stated that the Bureau of Justice Statistics calculates the yearly award amount based on a formula of crime statistics and population and that the 2011 allocation for Charleston County is \$69,608. It was shown that the Sheriff's Office will receive \$46,406 and the remaining \$23,202 will be allocated to the Solicitor's Office. It was also shown that a joint application with

**Consent
Agenda –
2011 Edward
Byrne
Justice
Assistance
Program
(Sheriff)**

the City of North Charleston is required due to a disparate allocation and that the City of North Charleston will administer the grant awards.

Committee recommended that Council allow the Sheriff to participate with the City of North Charleston and accept \$46,406 from the 2011 Edward Byrne Memorial Justice Assistance Grant Program through the US Department of Justice with the understanding that:

1. funding is in the amount of \$69,608, with \$46,406, allocated to the Sheriff's Office and the remaining \$23,202 allocated to the Solicitor's Office.
2. the grant period will run from October 1, 2011 until September 30, 2012.
3. There are no FTEs or match required in this grant.

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Ninth Circuit Solicitor Scarlett Wilson regarding a formula allocation received by Charleston County from the Edward Byrne Memorial Justice Assistance Program. It was stated that the Bureau of Justice Statistics calculates the yearly award amount based on a formula of crime statistics and population and that the 2011 allocation for Charleston County is \$69,608. It was shown that the Solicitor's Office will receive \$23,202 and the remaining \$46,406 will be allocated to the Sheriff's Office. It was also shown that a joint application with the City of North Charleston is required due to a disparate allocation and that the City of North Charleston will administer the grant awards.

Committee recommended that Council allow the Solicitor to participate with the City of North Charleston and accept \$23,202 from the 2011 Edward Byrne Memorial Justice Assistance Grant Program through the US Department of Justice with the understanding that:

1. funding is in the amount of \$69,608, with \$23,202 allocated to the Solicitor's Office and the remaining \$46,406 allocated to the Sheriff's Office.
2. the grant period will run from October 1, 2011 until September 30, 2012.
3. There are no FTEs or match required in this grant.

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Sheriff Al Cannon regarding a grant awarded by the 2009 Port Security Grant Program, a program which is administered by the Federal Emergency Management Agency, which provides funding for transportation infrastructure security activities to implement Area Maritime Transportation Security Plans among port authorities and state and local government agencies required to provide port security services. It was stated that the 2009 Port Security Grant Program has awarded funding in the amount of \$16,000 to the Charleston County Sheriff's Office for marine operator training.

Committee recommended that Council allow the Sheriff to accept funding from the 2009 Port Security Grant Program through the US Department of Homeland Security,

**Consent
Agenda –
2011 Edward
Byrne
Justice
Assistance
Program
(Solicitor)**

**Consent
Agenda –
2009 Port
Security
Grant
Program
(Sheriff)**

administered by the Federal Emergency Management Agency with the understanding that:

1. funding is in the amount of \$16,000 and is designated to marine operator tactical training.
2. the grant period will run from March 1, 2011 until May 31, 2012.
3. There are no FTEs or match required in this grant.

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Ninth Circuit Solicitor Scarlett Wilson regarding a grant awarded in the amount of \$50,000 for FY 2012 and in to be determined amounts for future fiscal years by the City of North Charleston to partially fund a Criminal Domestic Violence prosecutor who will prosecute both North Charleston Municipal and Charleston County Magisterial Criminal Domestic Violence cases. It was shown that the Solicitor's Office will fund the balance of the prosecutor's salary with other grants and/or other funds.

Committee recommended that Council approve the acceptance of \$50,000 from the City of North Charleston's FY 2012 General Fund and to be determined amounts in future fiscal years to partially fund a Criminal Domestic Violence prosecutor (1.0 FTE) who will handle both North Charleston Municipal and Charleston County Magisterial Criminal Domestic Violence cases with the understanding that:

1. the Solicitor's Office will fund the balance of the salary for the position with other grants and/or other funds.
2. the County of Charleston will not contribute any funds toward this project at this time and will not be responsible for any future costs unless otherwise decided in the future.
3. if the City of North Charleston does not provide adequate funds in the future the FTE position will be eliminated.

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and the request of the Charleston County Public Library Board of Trustees that Charleston County Council permit the serving of wine and/or beer at the Main Library located at 68 Calhoun Street for Library sponsored after hours events and Friends of the Library sponsored events and fundraisers. It was stated that any events held at the library will be held at times the library is not open to the general public and that only certified servers will be allowed to serve alcohol. It was shown that Charleston County's tort liability policy does cover events which serve alcohol and that in light of several existing County personnel policies, no County employees staffing events will be allowed to consume alcohol.

Committee recommended that Council approve the request of the Charleston County Public Library Board of Trustees to serve wine and/or beer at Library and Friends of the Library sponsored events and fundraisers held at the Main Library located at 68 Calhoun Street with the understanding that no event will be held at times the library is

**Consent
Agenda –
CDV
Prosecutor
Funding/City
of North
Charleston
(Solicitor)**

**Consent
Agenda –
Library/
Friends of
the Library
Fundraisers/
Special
Events**

open to the general public and that no County employees staffing events will be allowed to consume alcohol.

The Chairman announced that the next item on Council's agenda covered three Port Security Grant Project non-competitive procurements.

Mr. Rawl moved approval of the item, seconded by Ms. Condon, and carried.

The three items are as follows:

**Consolidated
Dispatch
Non-
Competitive
Procurement
– Computer
Aided
Dispatch
Integration**

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Jim Lake, Director of the Consolidated 9-1-1 Center, regarding approval of non-competitive procurement for Tritech CAD Hardware/Software and SCRA Integration Services. It was shown that on July 16, 2009, Charleston County authorized a non-competitive procurement for the expansion of the County's TriTech Computer Aided Dispatch (CAD) system. It was further shown that the Charleston County Consolidated Dispatch Board determined that TriTech CAD system best fit the needs of the Consolidated 9-1-1 Center. It was determined by the Consolidated Dispatch Board that expansion of the County's CAD System would result in cost efficiencies and increase interoperability by allowing telecommunicators to share data and perform multi agency functions.

Committee recommended that Council approve a non-competitive procurement by authorizing an addendum to the existing contract with TriTech Software Systems for up to \$760,552.72 in Port Security Grant funds to facilitate the installation of the TriTech Computer Aided Dispatch system at the emergency communications centers located at Isle of Palms, James Island PSD, Mount Pleasant, and the City of Charleston with the understanding that, as part of this grant project, Council authorizes a non-competitive procurement for the South Carolina Research Authority to provide up to \$23,360 in Port Security Grant funds to assist in Computer Aided Dispatch integration of Geographic Information System tools to be used by the responding agencies.

**Consolidated
Dispatch
Non-
Competitive
Procurement
– Wireless
System
Network
Integration**

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Jim Lake, Director of the Consolidated 9-1-1 Center, regarding a non-competitive Procurement needed since the South Carolina Research Authority (SCRA) is uniquely qualified to accomplish the enhancement and expansion of the SeaHawk Wireless system. It was stated that SCRA has been central to the development of technologies, system design and integration for local, state and federal law enforcement for the last seven years. It was shown that these projects are related to other Port Security Grant projects and Consolidated Dispatch Board initiatives for which the unique qualifications of SCRA are needed.

Committee recommended that Council authorize Port Security Grant Program funded non-competitive procurement contracts for South Carolina Research Authority for up to \$150,327 for Port Security Grant Program FY 2008 Wireless Integration project and up to \$648,416 for Port Security Grant Program FY 2009 Wireless Integration project.

**Consolidated
Dispatch
Non-
Competitive
Procurement
– Risk
Management
Technology
Roadmap**

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Jim Lake, Director of the Consolidated 9-1-1 Center, regarding a non-competitive procurement request. It was stated that on June 16, 2010, County Council authorized submittal of the FY 08 and FY09 Port Security Grant requests as recommended by the Consolidated Dispatch Board. It was shown that one of these inter-related Port Security Grant projects is the development of a Charleston Port Wide Community technology roadmap that incorporates individually acquired port partner capabilities and investments to ensure interoperability, consistent with the Consolidated Dispatch Board's desire for seamless integrated systems operations. It was further stated that the South Carolina Research Authority (SCRA) is uniquely qualified to accomplish this technology roadmap geared toward technology integration planning to increase threat detection capabilities while leveraging existing resources and investments.

Committee recommended that Council authorize a Port Security Grant Program funded non-competitive procurement contract for South Carolina Research Authority for up to \$404,274 to assist in the development of a Charleston Port-Wide community technology roadmap.

**AT&T
Easement
Ordinances**

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Daniel Chandler, Director of Facilities regarding a request from AT&T for two 20' by 20' easements along Bridgeview Drive. It was stated that AT&T will locate subscriber Loop Carrier Remote Terminals, and that this equipment installed on these sites will benefit County communications, as well as all businesses and individuals in the area. It was further stated that AT&T will survey the properties after approval of the easement request is granted and will pay for all costs including \$12,500 for each easement and that County Legal Department will approve all documents.

Committee recommended that Council approve and give first reading to two ordinances granting two easements to AT&T for the purpose of installing and maintaining Subscriber Loop Carrier Remote Terminals for:

1. 20' x 20' Easement on 3891 Bridge View Drive – TMS 412-00-00-019
2. 20' x 20' Easement on 4045 Bridge View Drive – TMS 412-00-00-020

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

An Ordinance granting an easement to AT&T on 3891 Bridge View Drive was given first reading by title only.

**AN ORDINANCE
APPROVING AND AUTHORIZING THE GRANT OF A UTILITY EASEMENT
TO AT&T ON A PORTION OF THE COUNTY PROPERTY KNOWN AS THE
CHARLESTON COUNTY METRO COMPOUND**

An Ordinance granting an easement to AT&T on 4045 Bridge View Drive was given first reading by title only.

AN ORDINANCE
APPROVING AND AUTHORIZING THE GRANT OF A UTILITY EASEMENT
TO AT&T ON A PORTION OF THE COUNTY PROPERTY KNOWN AS
THE LONNIE HAMILTON, III, PUBLIC SERVICES BUILDING

A report was read from the Finance Committee under date of June 30, 2011, that it considered the information furnished by Allen O'Neal, County Administrator, and Cathy H. Ruff, Director of Greenbelt Programs, regarding the Charleston County Park and Recreation Commission's request to purchase property consisting of three parcels and a one acre portion of another parcel to be added to their adjacent Long Savannah park property. Committee also considered the presentation of Mr. Tom O'Rourke, Executive Director of Charleston County Park and Recreation Commission.

Committee recommended that Council:

1. Approve rural greenbelt funding for the following project provided that upon approval, a grant agreement will be executed between the County and appropriate parties.

Applicant	Property Name	Acres	Funding Amount
Charleston County PRC	Bulow Hunt Club	322	\$4,075,000

with the understanding that Charleston County Park & Recreation Commission will provide a match of \$825,000.

2. Authorize the County Administrator to require the execution and delivery of proper agreements and instruments to implement the conditions of the approval of the grant funds and effectuate the goals of the Greenbelt Program Ordinance and policies.
3. Approve the use of \$4,075,000 to be funded from a combination of 2007 General Obligations Bonds, Greenbelt Operating Contingency and/or future Greenbelt Bond Issues.

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

Mr. Schweers commented that he would encourage Council to follow the process laid out for greenbelt applications in the future.

Mr. Sass remarked that while he believed this to be a worthy project and that it was fitting that it joined several other large tracts in the area, that he echoed Council Member Schweers' comments.

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

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

The vote being five (5) ayes, two (2) nays and one (1) absent, the Chairman declared the motion to have passed.

Mr. Summey moved that Council go into Executive Session to discuss legal, contractual, and personnel matters, seconded by Mr. Sass, and carried.

When Council returned from Executive Session, the Chairman stated that no action had been taken in Executive Session.

Mr. Summey moved that Council appoint W. Kurt Taylor as County Administrator, effective February 1, 2012, subject to a contract to be drafted and approved by Council and Mr. Taylor. The motion was seconded by Ms. Condon and unanimously carried.

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

Mrs. Louise Maybank, Chairperson of the Greenbelt Advisory Board, spoke regarding the Bulow Hunt Club Greenbelt project. She stated that she had attended the Greenbelt Bank Board meeting of June 30, 2011, when the Bulow Hunt Club project was discussed and that there was never any doubt on the Bank Board's part about the value of the acreage, but that the board felt the application process was at stake. She mentioned that Charleston County's Greenbelt Program is nationally recognized, is guided by dedicated citizens and that the process is a very good one. Mrs. Maybank stated that she believed the process with the Bulow Hunt Club project was an aberration of our process and it's the first time it has happened in the tenure of the program. She stated that if a similar scenario comes up in the future she hopes that the integrity of the process is maintained.

Mr. Marv Hawes, of 765 Whispering Marsh Drive and a director of Stiles Point Home Owners Association, spoke against the Harbor View Road project. He stated that he didn't believe the project would solve the problem of congestion on Harbor View Road since the Burnet Maybank bridge is the choke point and the bridge will not be replaced. He also stated that there are very few pieces of land in the area that could be developed enough to contribute to congestion. Mr. Hawes remarked that he

**Replacement
of County
Administrator**

**Public
Forum**

thought a bike lane would be good for a place where people walk or ride bikes, but he rarely if ever sees people walking or riding alongside Harbor View Road.

Mrs. Ann Hawes, also of 765 Whispering Marsh Drive, stated that she drives daily from James Island to her place of employment in Mount Pleasant. She stated that the congestion is a minor inconvenience when compared to the cost of the project.

Mrs. Phyllis Hanaford, of 1879 Ellis Creek Landing, spoke regarding the Mark Clark Expressway Completion Project. She stated that the delay in making a final decision is holding up people's lives since property owners cannot move forward with selling property or building on their property since the subdivision is within the scope of the proposed project.

Mr. Graham Finch, also of 1879 Ellis Creek Landing and President of the Ellis Creek Landing Home Owners Association, also spoke regarding his dissatisfaction with the decision making process for the Mark Clark Expressway Completion Project. He stated that he has spoken to members of State Infrastructure Bank, employees of the South Carolina Department of Transportation, his state senator, and has calls in to the Governor. He stated his hope that Council will soon make a final decision regarding the status of the project so that the Ellis Creek Landing property owners can have some relief.

Mr. Paul Thurmond, of 601 White Chapel Circle and a former member of Charleston County Council, spoke regarding the Harbor View Road project. He stated that it is extremely important to have walking and biking paths as part of the project. He remarked that, as a member of County Council, he had attended most of the public meetings regarding the project and that the walking and biking lanes were the number one concern amongst citizens. He also pointed out that prior to the walking and biking path on Ravenel Bridge, the walking and biking numbers on the former Cooper River bridges were nonexistent and that the path on the current bridge has immense use. He remarked that there are tremendous merits to project such that it needs to move forward and that he does not believe that the desire for the walking and bike paths has changed in the community, but that there are some vocal opponents to the project. Mr. Thurmond also asked Council to implement the right in/right out at Northshore Drive as early as possible since there are frequently significant accidents at that intersection.

Ms. Renee Montgomery, of 1317 Battalion Drive and a property owner in Ellis Creek Landing, stated that she had purchased a lot in Ellis Creek Landing a year before the proposed route of Mark Clark completion project was approved. She asked Council to please make a decision regarding the project since other people's lives are in peril.

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

There was no affirmative response.

The Chairman asked if Mr. O'Neal wished to bring a matter before Council.

Mr. O'Neal reported that for the 22nd consecutive year Charleston County had earned the Government Finance Officers Association Certificate of Excellence for the County's annual audit document. He also reported that Charleston County received notification today that we have retained our AAA bond rating. Mr. O'Neal thanked County Council for following the County's financial policies and thanked Keith Bustraan, Assistant Administrator for Finance, and his staff for their efforts in maintaining the County's good credit.

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

Beverly T. Craven
Clerk of Council