

Charleston, SC  
May 3, 2011

A regular meeting of County Council of Charleston County was held on the 3<sup>rd</sup> day of May, 2011 at 7:35 p.m. in the Beverly T. Craven Council Chambers, Second Floor, Lonnie Hamilton, III Public Services Building, at 4045 Bridge View Drive, Charleston, South Carolina.

Present at the meeting were the following members of Council: Teddie E. Pryor, Sr., Chairman, who presided; Colleen Condon; Henry E. Darby; Anna B. Johnson; Joseph K. Qualey; A. Victor Rawl; Herbert R. Sass, III; and Dickie Schweers. Council Member J. Elliott Summey was absent.

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

Rev. Robert Reid gave the invocation. Deputy Clerk Kristen Salisbury led in the pledge to the flag.

The Deputy 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 the minutes of County Council's meeting of April 19, 2011, seconded by Mr. Rawl, and carried.

A report was read from the Finance Committee under date of May 3, 2011 that it considered the information provided by Allen O'Neal County Administrator, and Jim Neal, Public Works Director regarding a request for County Council to recognize Charleston County Public Works employees by proclaiming May 15 – 21, 2011, as Public Works Week in Charleston County.

**Public Works  
Week**

Committee recommended that Council adopt the requested resolution.

**Request  
Resolution**

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

The Chairman requested that the Deputy Clerk read the resolution. The resolution is as follows:

**A RESOLUTION  
OF CHARLESTON COUNTY COUNCIL**

**WHEREAS**, public works services provided in our community are an integral part of our citizens' everyday lives; **and**,

**WHEREAS**, the support of an understanding and informed citizenry is vital to the efficient

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operation of public works systems and programs such as streets and highways, public buildings, and stormwater management; **and,**

**WHEREAS,** the quality and effectiveness of these facilities, as well as their planning, design, and construction, is vitally dependent upon the efforts and skill of public works officials; **and,**

**WHEREAS,** the efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the people's attitude and understanding of the importance of the work they perform.

**NOW, THEREFORE, BE IT RESOLVED,** that **Charleston County Council**, does hereby proclaim the week of **May 15-21, 2011** as

### **NATIONAL PUBLIC WORKS WEEK**

in Charleston County, and calls upon citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which public works officials makes every day to our health, safety, comfort, and quality of life.

### **CHARLESTON COUNTY COUNCIL**

**Teddie E. Pryor, Sr., Chairman**  
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The Chairman asked Jim Neal, Public Works Director and Robin Middleton, a Public Works Department foreman and reigning Backhoe Rodeo Champion, to come forward to receive the resolution. Mr. Neal advised Council that the Charleston County Backhoe Rodeo would be held on Tuesday, May 10, 2011, at noon at the Azalea Complex and that the County's winner would participate in the regional competition during National Public Works Week. Mr. Neal explained that a backhoe is a large piece of road equipment used by public works staff to dig holes and trenches and to load trucks. Displaying "finesse" with a machine that stands eight feet tall and weighs nine tons requires some special skills. Competitors in the Backhoe Rodeo must use the equipment to maneuver materials through small, tight spaces under strict time limits. The competition consists of events that focus on operational requirements and emphasize safety.

Council Member Darby congratulated Mr. Middleton on his past success and also thanked him for his leadership in the Public Works Department. Mr. Darby stated that he knew a young man who was assigned to Mr. Middleton's crew and that Mr. Middleton has had a positive influence on that young man.

Council Member Qualey stated that in the summer of his ninth grade year he worked for the Charleston County Public Works Department, that he had worked harder than he has ever worked in his life, and that it inspired him to become an attorney.

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

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**Consent  
Agenda**

Ms. Condon moved approval of all Consent Agenda items, seconded by Ms. Johnson, and carried. The Consent Agenda is as follows:

**Paul Coverdell  
Forensic  
Science  
Improvement  
Grant**

Request to  
Apply

A report was read from the Finance Committee under date of May 3, 2011 that it considered the information provided by County Administrator Allen O'Neal and Charleston County Coroner Rae Wooten regarding funds available through the US Department of Justice and the National Institute of Justice. The purpose of this program is to improve the quality and timeliness of forensic science and medical examiner services. It was stated that the Charleston County Coroner's Office is requesting permission to apply for the program in order to improve forensic services to meet the requirements of the newly enacted Preservation of Evidence Act.

Committee recommended that Council approve the Coroner's Office request to apply to the Paul Coverdell Forensic Science Improvement Grant Program for the development and implementation of an evidence management system, accreditation and training with the understanding that:

1. The request is in the amount of \$130,000.00
2. No match is associated with this grant.
3. One grant funded FTE is associated with this request, with the understanding that this position will end when grant funding is no longer available
4. The grant period is October 1, 2011 through September 31, 2012, with the potential to reapply for two more years.

**FY 2009 CTC  
Micro Surfacing  
Plan**

Award of  
Contract

A report was read from the Finance Committee under date of May 3, 2011 that it considered the information provided by County Administrator Allen O'Neal and Procurement Director Barrett Tolbert regarding the need to award a contract for the Charleston County Transportation Committee's FY 2009 Micro Surfacing Plan. It was shown that this work would include traffic control, surface preparation, asphalt micro surfacing, striping, and associated appurtenances of portions of Anderson Road, Dawhoo Road, Ernestine Road, Mark Green Road, Mauss Hill Road, Nesbitt Hill Road, Norwich Road, Parkers Ferry Road, Penny Creek Road, Sam Simmons Road, Sugar Hill Road, and Willtown Road, all of which are located in the unincorporated southern portion of Charleston County.

Committee recommended that Council, as agent for the Charleston County Transportation Committee (CTC), authorize award of a contract for the FY 2009 Micro Surfacing Plan to Slurry Pavers, Inc. of Glen Allen, Virginia, the lowest responsive and responsible bidder, satisfying all specifications, in the amount of \$507,219.30 with funding to come from the State "C" Fund for road improvements.

**Planning  
Commission**

Appointment (1)

A report was read from the Finance Committee, under date of May 3, 2011, that it considered the information provided by Council Member Dickie Schweers regarding his recommendation for appointment to the Charleston County Planning Commission. It was stated that Mr. Schweers' recommended appointee, Noel Thorn, had recently resigned from the Commission and that Mr. Schweers would like to recommend Ms. Cindy M. Floyd to fill Mr. Thorn's unexpired term.

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Committee recommended that Council appoint Cindy Floyd to the Planning Commission for a term to expire December 31, 2014.

**Greenbelt  
Advisory Board**

Appointment (1)

A report was read from the Finance Committee, under date of May 3, 2011, that it considered the information provided by Council Member Anna B. Johnson regarding her recommendation for appointment to the Charleston County Greenbelt Advisory Board. It was stated that Ms. Johnson had not made a recommendation for the GAB since being elected and that she would like to recommend Nora Kravec for a term to run concurrently with that of Ms. Johnson's term on County Council.

Committee recommended that Council appoint Nora Kravec to the Greenbelt Advisory Board for a term to run concurrently with the term of Council Member Anna B. Johnson.

A report was read from the Finance Committee under date of May 3, 2011 that it considered the information furnished by County Administrator Allen O'Neal and Economic Development Director Steve Dykes regarding financial incentives for South Carolina Electric & Gas. It was stated that in November 2009 County Council had approved financial incentives for SCE&G in support of its \$40 million, 448 employee, 50 acre facility consolidation at Aviation Avenue in North Charleston, which will combine the company's call center, dispatch center, crew quarters, and administrative offices on one campus.

**SCE&G  
Financial  
Incentives  
Amendments**

A) Request to  
Approve  
B) Ordinance 1<sup>st</sup>  
Reading

It was shown that in March 2011 SCE&G contact the Economic Development Director expressing a desire to amend the Fee-In-Lieu-of-Taxes agreement with Charleston County to reflect the addition of 3 land parcels to the campus footprint and that the agreement which was executed between the company and the County does not contain provisions to accomplish this revision administratively.

Committee recommended that Council approve and give first reading to an ordinance amending the FILOT agreement between SCE&G and Charleston County allowing the addition of three tax parcels (PID #475-00-00-018 and -026 and 475-15-00-002) and adding the ability for SCE&G to place additional parcels under this FILOT Agreement in the future on an administrative basis, without need for County Council approval.

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

An ordinance amending the SCE&G Fee-In-Lieu-of-Taxes agreement was given first reading by title only.

**AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FIRST AMENDMENT TO FEE AGREEMENT BETWEEN CHARLESTON COUNTY, SOUTH CAROLINA AND SOUTH CAROLINA ELECTRIC & GAS COMPANY; AND MATTERS RELATING THERETO.**

**Public  
Comments**

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

Mr. David Coe, of James Island, addressed Council regarding his dissatisfaction with the Council-Administrator form of government used in Charleston County since this form of government gives neither the County Administrator nor County Council any oversight over employees of other elected officials in the County. Mr. Coe also addressed the issue of changing the boat situs law back to 90 days instead of the current 180 days.

Mr. Anthony Bryant , of Courtland Avenue, stated that he was a former member of the Charleston County Board of Zoning Appeals and that he believed he had been racially profiled by the County.

Hearing no further comments, the Chairman asked if any Member of Council wished to bring a matter before the Body.

Mr. Rawl thanked staff for their hard work.

Mr. Qualey recognized Charleston County Auditor Peggy Moseley and Kiawah Island Town Council Member Greg Vanderwerker who were in attendance at the meeting.

Mr. Schweers welcomed and congratulated newly elected Council Member Herb Sass, who was sworn in earlier in the evening.

Mr. Darby asked staff to bring back a report regarding the results of changing the boat situs law to 180 days. He also stated that America is a great nation and the recent events in Pakistan prove that this country can come together in good and bad times. He also stated that he is proud of President Obama, and the service men and women who had participated in the campaign to capture and kill Osama bin Laden.

Ms. Johnson also welcomed Council Member Sass and recognized Nora Kravec who had been appointed to the Greenbelt Advisory Board and was in attendance at the meeting.

Chairman Pryor announced that the May 12, 2011, Council Committee Meetings would be held at 6:00 PM. He also congratulated Council Member Sass.

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

Kristen L. Salisbury  
Deputy Clerk of Council