

Charleston, SC
October 11, 2011

A regular meeting of County Council of Charleston County was held on the 11th day of October, 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 Darby was absent.

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

Council Member A. Victor Rawl gave the invocation. Tracey Amick, substituting for Public Information Officer Jennie Flinn, who is out of the office on maternity leave, 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.

The Chairman said that he was proud to recognize Human Services Director, Fagan Stackhouse, and requested County Administrator, Allen O'Neal to speak on the award Mr. Stackhouse received.

Mr. O'Neal stated that the Warner Stockberger Achievement Award is presented annually by the International Public Management Association for Human Resources to recognize a person in public or private service Human Resources Management at the Federal, State or local levels. Mr. O'Neal added, as he presented the plaque to Mr. Stackhouse, that this is a National/International Award and Mr. Stackhouse is the 2011 recipient of this prestigious honor.

**ZREZ 5-11-
11193,8895
University
Blvd**

An Ordinance rezoning 8895 University Boulevard was given third reading by title only.

**AN ORDINANCE
REZONING THE REAL PROPERTY LOCATED AT 8895
UNIVERSITY BOULEVARD, TAX MAP PARCEL IDENTIFICATION
NUMBER 486-11-00-008, FROM THE (R-4) SINGLE FAMILY
RESIDENTIAL 4 DISTRICT TO THE (OR) RESIDENTIAL OFFICE
DISTRICT.**

WHEREAS, the property identified as tax map parcel identification number 486-11-00-008 is currently zoned (R-4) Single Family Residential 4 District; and

WHEREAS, the current owner or agent thereof requests a rezoning of the property and a complete application for rezoning the property was submitted to the Charleston County Planning Department requesting among other things that the parcel be rezoned from (R-4) Single Family Residential 4 to (OR) Residential Office pursuant to Article 3.4 of the Charleston County Zoning and Land Development Regulations (ZLDR); and

WHEREAS, the Charleston County Planning Commission reviewed the application for rezoning and adopted a resolution, by majority vote of the entire membership, recommending that Charleston County Council (the "County Council") approve the application for rezoning based on the procedures established in State law and the Approval Criteria of Article 3.4 of the ZLDR; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, the County Council held at least 1 public hearing and after close of the public hearing, the County Council has determined the rezoning meets the following criteria of Section 3.4.6 of Article 3.4 of the ZLDR:

- A. The proposed amendment is consistent with the Comprehensive Plan and the stated purposes of this ordinance;
- B. The proposed amendment will allow development that is compatible with existing uses and zoning of nearby property;
- C. The County and other service providers will be able to provide adequate water and sewer supply, storm water facilities, waste disposal and other public facilities, and services to the subject property, while maintaining adequate levels of service to existing development;
- D. The applicant documentation that the proposed amendment will not result in significant adverse impacts on other property in the vicinity of the subject tract or on the environment, including air, water, noise, storm water management, wildlife and natural resources; and
- E. The subject property is suitable for proposed zoning classification considering such things as parcel size, parcel configuration, road access, and the presence of natural resources and amenities.

NOW, THEREFORE, be ordained it by the Charleston County Council, in meeting duly assembled, finds as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. REZONING OF PROPERTY

The property identified as tax map parcel identification number 486-11-00-008 is hereby rezoned from the (R-4) Single Family Residential 4 District to the (OR)

October 11, 2011

Residential Office District. The zoning map of Charleston County is hereby amended to conform to this change. Any development on the site must conform to all requirements of the Charleston County Zoning and Land Development Ordinance Regulations and other applicable laws, rules and regulations.

SECTION III. SEVERABILITY

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.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon approval of County Council following third reading.

ADOPTED and APPROVED in meeting duly assembled this 11th day of October, 2011.

CHARLESTON COUNTY, SOUTH CAROLINA

Teddie E. Pryor, Sr.
Chairman of Charleston County Council

ATTEST:

Beverly T. Craven
Clerk of Charleston County Council

First Reading: September 13, 2011
Second Reading: September 27, 2011
Third Reading: October 11, 2011

The Chairman called for third reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

An Ordinance amending the Charleston County Comprehensive Plan was given third reading by title only.

AN ORDINANCE

AMENDING THE CHARLESTON COUNTY COMPREHENSIVE PLAN ORDINANCE, NUMBER 1095, AS AMENDED, CHAPTER 3.1 LAND USE ELEMENT, SECTION 3.1.7: FUTURE LAND USE RECOMMENDATIONS, SUBSECTION C. PLANNED DEVELOPMENTS

WHEREAS, the Charleston County Council (the "County Council") adopted the Charleston County Comprehensive Plan Ordinance, No. 1095, effective April 20, 1999, with subsequent amendments and additions made thereto, which enacted and amended the Charleston County Comprehensive Plan (the "Comprehensive Plan") in compliance with the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, Sections 6-29-310, et seq., 6-29-510 et seq., 6-29-710 et seq. and 6-29-110 et seq., of the Code of Laws of South Carolina, 1976, as amended ("Planning Act"); and

WHEREAS, pursuant to the Planning Act, the County Council adopted Ordinance No. 1274, effective November 18, 2003, with subsequent amendments and additions made thereto, at the 5-year review of the Comprehensive Plan; and

WHEREAS, pursuant to the Planning Act, the County Council adopted Ordinance No. 1567, effective November 18, 2008, with subsequent amendments and additions made thereto, at the 10-year update of the Comprehensive Plan; and

WHEREAS, pursuant to the Planning Act, the County Council adopted Ordinance No. 1622, effective December 22, 2009; and

WHEREAS, the Charleston County Planning Commission (the "Planning Commission") has reviewed the proposed amendments to the Comprehensive Plan in accordance with the procedures established in State law and the Charleston County Zoning and Land Development Regulations Ordinance; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, County Council held at least 1 public hearing and after close of the public hearing, County Council approves the proposed amendments to the Comprehensive Plan;

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

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. TEXT AMENDMENTS TO THE COMPREHENSIVE PLAN

The Charleston County Comprehensive Plan is hereby amended to include the text amendments of Chapter 3.1, Land Use Element, Section 3.1.7: Future Land Use Recommendations, Subsection C. Planned Developments, which are attached hereto

as Exhibit "A" and made a part of this Ordinance by reference.

SECTION III. SEVERABILITY

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.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its approval following third reading by the County Council.

ADOPTED and APPROVED in meeting duly assembled this 11th day of October, 2011.

CHARLESTON COUNTY, SOUTH CAROLINA

Teddie E. Pryor, Sr.
Chairman of Charleston County Council

ATTEST:

Beverly T. Craven
Clerk to Charleston County Council

First Reading: September 13, 2011
Second Reading: September 27, 2011
Third Reading: October 11, 2011

The Chairman called for third reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

An Ordinance amending the Charleston County Zoning and Land Development Regulations Ordinance was given third reading by title only.

AN ORDINANCE

AMENDING THE CHARLESTON COUNTY ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202, AS AMENDED, CHAPTER 4 , BASE ZONING DISTRICTS, ARTICLE 4.27, PD, PLANNED DEVELOPMENT ZONING DISTRICT.

WHEREAS, the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, Sections 6-29-310 et seq., 6-29-510 et seq., 6-29-710 et seq., and 6-29-1110 et seq., of the Code of Laws of South Carolina, 1976, as amended, authorizes the County of Charleston to enact or amend its zoning and land development regulations to guide development in accordance with existing and future needs and in order to protect, promote and improve the public health, safety, and general welfare; and

WHEREAS, the Charleston County Planning Commission has reviewed the proposed text and map amendments of the Charleston County Zoning and Land Development Regulations Ordinance (ZLDR) in accordance with the procedures established in State law and the ZLDR, and has recommended that the Charleston County Council adopt the proposed text amendments of the ZLDR as set forth herein; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, County Council held at least 1 public hearing and after close of the public hearing, County Council approves the proposed text amendments based on the Approval Criteria of Section 3.3.6 of Article 3.3 of the ZLDR;

WHEREAS, County Council has determined the proposed text amendments meet the following criteria:

- A. The proposed amendments correct an error or inconsistency or meet the challenge of a changing condition; and
- B. The proposed amendments are consistent with the adopted Charleston County Comprehensive Plan and goals as stated in Article 1.5; and
- C. The proposed amendments are to further the public welfare in any other regard specified by County Council.

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

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. TEXT AMENDMENTS OF THE ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE

October 11, 2011

The Charleston County Zoning and Land Development Regulations Ordinance is hereby amended to include the text amendments of Chapter 4, Base Zoning Districts, Article 4.27, PD, Planned Development Zoning District, which are attached hereto as Exhibit "A" and made a part of this Ordinance by reference.

SECTION III. SEVERABILITY

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.

SECTION IV. EFFECTIVE DATE

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

ADOPTED and APPROVED in meeting duly assembled this 11th day of October 2011.

CHARLESTON COUNTY, SOUTH CAROLINA

Teddie E. Pryor, Sr.
Chairman of Charleston County Council

ATTEST:

Beverly T. Craven
Clerk to Charleston County Council

First Reading: September 13, 2011
Second Reading: September 27, 2011
Third Reading: October 11, 2011

The Chairman called for third reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

An Ordinance amending the Charleston County Zoning and Land Development Regulations Ordinance was given third reading by title only.

AN ORDINANCE

AMENDING THE CHARLESTON COUNTY ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202, AS AMENDED, CHAPTER 8, SUBDIVISION REGULATIONS, AND CHAPTER 12, DEFINITIONS.

WHEREAS, the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, Sections 6-29-310, et seq., 6-29-510 et seq., 6-29-710 et seq. and 6-29-110 et seq., of the Code of Laws of South Carolina, 1976, as amended, authorizes the County of Charleston to enact or amend its zoning and land development regulations to guide development in accordance with existing and future needs and in order to protect, promote and improve the public health, safety, and general welfare; and

WHEREAS, the Charleston County Planning Commission has reviewed the proposed text and map amendments of the Charleston County Zoning and Land Development Regulations Ordinance (ZLDR) in accordance with the procedures established in State law and the ZLDR, and has recommended that the Charleston County Council adopt the proposed text amendments of the ZLDR as set forth herein; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, County Council held at least 1 public hearing and after close of the public hearing, County Council approves the proposed text amendments based on the Approval Criteria of Section 3.3.6 of Article 3.3 of the ZLDR;

WHEREAS, County Council has determined the proposed text and map amendments meet the following criteria:

- A. The proposed amendments correct an error or inconsistency or meet the challenge of a changing condition; and
- B. The proposed amendments are consistent with the adopted Charleston County Comprehensive Plan and goals as stated in Article 1.5; and
- C. The proposed amendments are to further the public welfare in any other regard specified by County Council.

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

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. TEXT AMENDMENTS OF THE ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE

October 11, 2011

The Charleston County Zoning and Land Development Regulations Ordinance is hereby amended to include the text amendments of Chapter 8, Subdivision Regulations, and Chapter 12, Definitions, which are attached hereto as Exhibit "A" and made a part of this Ordinance by reference.

SECTION III. SEVERABILITY

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.

SECTION IV. EFFECTIVE DATE

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

ADOPTED and APPROVED in meeting duly assembled this 11th day of October, 2011.

CHARLESTON COUNTY, SOUTH CAROLINA

Teddie E. Pryor, Sr.
Chairman of County Council

ATTEST:

Beverly T. Craven
Clerk to County Council

First Reading: September 13, 2011
Second Reading September 27, 2011
Third Reading: October 11, 2011

The Chairman called for third reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

An ordinance amending the FY 2011-2012 County Budget was given third reading by title only.

FY 2012
County
Budget
Amendment

AN ORDINANCE

TO AMEND THE 2011-2012 BUDGET ORDINANCE NO. 1684, TO PROVIDE FOR THE INCREASE OF CHARLESTON COUNTY'S OPERATING BUDGET BY APPROPRIATING AN ADDITIONAL \$2,217,023 FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND ENDING JUNE 30, 2012, HEREINAFTER REFERRED TO AS FISCAL YEAR 2012; TO PROVIDE FOR BUDGETARY CONTROL OF SAID APPROPRIATIONS BY THE COUNTY COUNCIL AND THE COUNTY ADMINISTRATOR AND OTHER MATTERS RELATED THERETO.

WHEREAS, Charleston County Council enacted Ordinance Number 1684 on June 16, 2011, which provided approval of the Fiscal Year 2012 budget for Charleston County, and

WHEREAS, the County has experienced a more favorable completion of Fiscal Year 2011 than expected, and

WHEREAS, the County has identified several areas where expenditures should be increased, and

WHEREAS, as provided in Ordinance Number 1684, County Council must approve an amendment to said Budget Ordinance when General Fund Appropriation totals are increased,

NOW, THEREFORE, BE IT ORDAINED BY CHARLESTON COUNTY COUNCIL that Charleston County Ordinance No. 1684 is hereby amended as follows:

SECTION 1:

Section 2 is amended by increasing the budget amount by \$2,197,544 so that Section 2 shall read as follows:

“There is hereby appropriated from the General, Proprietary, Special Revenue, and Capital Projects Funds referred to in SECTION 1 hereof the following amounts of money for the following respective corporate purposes of Charleston County for and during the period beginning July 1, 2011, and ending June 30, 2012, to wit:

THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK.

October 11, 2011

Organization Units:	General	Debt Service	Proprietary	Special Revenue
COUNCIL AGENCIES				
County Council	\$ 1,156,148	\$ -	\$ -	\$ -
Accommodations Tax - Local	-	-	-	10,140,890
Accommodations Tax - State	-	-	-	79,000
Internal Auditor	217,208	-	-	-
Legal	1,054,656	-	-	227,874
State Agencies	377,106	-	-	-
ELECTED OFFICIALS				
Auditor	2,036,991	-	-	-
Clerk of Court	3,352,302	-	-	1,055,000
Coroner	1,171,479	-	-	-
Legislative Delegation	182,169	-	-	-
Probate Courts	2,092,660	-	-	-
Register of Mesne Conveyance	1,818,835	-	-	-
Sheriff	57,492,408	-	-	974,309
Solicitor	5,067,468	-	-	2,509,114
Treasurer	1,616,129	-	-	-
APPOINTED OFFICIALS				
Elections and Voter Registration	1,563,823	-	-	-
Library	13,492,594	-	-	-
Master-In-Equity	580,067	-	-	-
Public Defender	2,885,066	-	-	4,447,717
Veterans Affairs	291,946	-	-	-
ADMINISTRATOR	797,645	-	-	-
Community Services	1,881,572	-	-	-
Consolidated Dispatch	5,695,143	-	1,691,186	-
Economic Development	-	-	-	1,247,042
Environmental Management	-	-	28,651,405	-
Human Resources	1,309,256	-	24,305,000	-
Nondepartmental	5,318,009	24,623,948	-	-
DEPUTY COUNTY ADMINISTRATOR	21,576	-	-	-
Public Works	9,030,114	-	-	3,746,043
Transportation Development	359,684	-	-	-
ASST ADMINISTRATOR FINANCE	467,209	-	-	-
Assessor	3,685,349	-	-	-
Budget	639,302	-	-	-
Finance	925,663	-	-	-
Revenue Collections	1,094,462	-	2,095,318	-
ASST ADMIN GENERAL SERVICES	354,385	-	-	-
Building Inspections	1,384,528	-	-	46,297
Facilities Management	12,561,490	-	-	-
Internal Services	-	-	15,212,069	-
Magistrates' Courts	4,601,746	-	-	101,205
Technology Services	11,322,289	-	5,498,409	-
Zoning/Planning	1,523,561	-	-	160,000
ASST ADMIN HUMAN SERVICES	384,273	-	-	-
Dept of Alcohol & Other Drug Abuse	-	-	10,255,815	-
Emergency Management	651,261	-	-	231,406
Emergency Medical Services	10,066,828	-	-	-
Procurement	818,062	-	1,800,000	-
Safety & Risk Management	1,764,151	-	4,627,320	-
TOTAL	\$ 173,106,613	\$ 24,623,948	\$ 94,136,522	\$ 24,965,897

October 11, 2011

SECTION 2: Section 5 is amended by increasing the budget amount of \$2,338,768 by \$19,479 so that Section 5 shall read as follows:

“There is hereby appropriated \$2,358,247 from the funds referred to in SECTION 4 hereof and from such other funds as may be generated by the Awendaw Consolidated Fire District for the corporate purposes of the District for and during the period beginning July 1, 2011, and ending June 30, 2012. The foregoing appropriation is for the operation of a Special Revenue Fund and is subject to the expenditure limitations embodied in SECTION 14 of this ordinance.”

SECTION 3: Section 25 is amended to include authorization for a two percent Cost of Living Adjustment so that Section 25 shall read as follows:

“The classification and grades of all positions shown in the Charleston County Approved Operating Budget are only provisional and are subject to audit by the Human Resources Department to determine the appropriate grade and classification. The two percent Cost of Living Adjustment shall take effect on October 7, 2011.”

SECTION 4: If any provision of this Ordinance or its applications to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared by Council to be severable.

SECTION 5: The remainder of the original Ordinance shall continue in full force and effect.

SECTION 6: This Ordinance shall take effect following approval of third reading.

ADOPTED and APPROVED in meeting duly assembled this 11th day of October, 2011.

CHARLESTON COUNTY, SOUTH CAROLINA

Teddie E. Pryor, Sr.
Chairman of County Council

ATTEST:

Beverly T. Craven
Clerk to County Council

First Reading: September 13, 2011
Second Reading: September 27, 2011
Third Reading: October 6, 2011

The Chairman called for third reading of the Ordinance. The roll was called and votes recorded as follows:

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

The vote being five (5) ayes, three (3) nays and one (1) absent, the Chairman declared the Ordinance to have received third reading approval.

ZREZ-4-11-
10929, 1643
Pineview
Road

A proposed Ordinance rezoning real property was given second reading by title only.

AN ORDINANCE

REZONING THE REAL PROPERTY LOCATED AT 1643 PINEVIEW ROAD, PARCEL IDENTIFICATION NUMBER 351-16-00-132 FROM A SINGLE FAMILY RESIDENTIAL 4 (R-4) DISTRICT TO A COMMUNITY COMMERCIAL (CC) DISTRICT.

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

The Chairman called for second reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

A proposed Ordinance rezoning real property was given second reading by title only.

AN ORDINANCE

ZREZ-4-11-10930, 1703 Pineview Road

REZONING THE REAL PROPERTY LOCATED AT 1703 PINEVIEW ROAD, TAX MAP PARCEL IDENTIFICATION NUMBER 351-16-100, FROM A SINGLE FAMILY RESIDENTIAL 4 (R-4) DISTRICT TO A COMMUNITY COMMERCIAL (CC) DISTRICT.

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

The Chairman called for second reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

A proposed Ordinance rezoning real property was given second reading by title only.

AN ORDINANCE

ZREZ-4-11-11072, 1713 Pineview Road

REZONING THE REAL PROPERTY LOCATED AT 1713 PINEVIEW ROAD TAX MAP PARCEL IDENTIFICATION NUMBER 351-16-00-099, FROM A SINGLE FAMILY RESIDENTIAL 4 (R-4) DISTRICT TO A COMMUNITY COMMERCIAL (CC) DISTRICT.

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

The Chairman called for second reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

ZREZ-4-11-11251, 3183 Sanders Road

A proposed Ordinance rezoning real property was given second reading by title only.

AN ORDINANCE

REZONING 0.13 ACRES PORTION OF THE REAL PROPERTY LOCATED AT 3183 SANDERS ROAD, TAX MAP PARCEL IDENTIFICATION NUMBER 286-00-00-001 (PORTION OF) FROM THE INDUSTRIAL (I) DISTRICT TO THE SINGLE FAMILY RESIDENTIAL 4 (R-4) DISTRICT.

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

The Chairman called for second reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

Titan Atlas Financial Incentives

An Ordinance authorizing a fee in lieu of tax agreement for Titan Atlas Manufacturing, Inc. 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 TITAN ATLAS MANUFACTURING, INC., WHEREBY CHARLESTON COUNTY WILL ENTER INTO A FEE-IN-LIEU OF TAXES ARRANGEMENT WITH TITAN ATLAS MANUFACTURING, INC., PROVIDING FOR PAYMENT BY TITAN ATLAS MANUFACTURING, INC. OF CERTAIN FEES IN LIEU OF AD VALOREM TAXES; PROVIDING FOR SPECIAL SOURCE REVENUE OR INFRASTRUCTURE IMPROVEMENT CREDITS PROVIDING FOR SPECIAL SOURCE REVENUE OR INFRASTRUCTURE IMPROVEMENT CREDITS, PROVIDING FOR THE ALLOCATION OF FEES-IN-LIEU OF TAXES PAYABLE UNDER THE

AGREEMENT FOR THE ESTABLISHMENT OF MULTI-COUNTY INDUSTRIAL/BUSINESS PARK; AND OTHER MATTERS RELATING THERETO.

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

The Chairman called for second reading of the Ordinance. The roll was called and votes recorded as follows:

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

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

Consent Agenda
A) Fy 2012 EMS Grant in Aid
B) Field Service Truck
C) Lowboy Trailer
D) Tractor with 30' Boom Mower
E) Two 16 yard Dump Trucks
F) Greenbelt Advisory Board

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

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

The Consent Agenda items are as follows:

A report was read from the Finance Committee under date of October 6, 2011 that it considered the information furnished by Allen O'Neal, County Administrator and Don Lundy, Director of Charleston County Emergency Medical Services, regarding an opportunity to apply for Grant-In-Aid funds being offered the South Carolina Department of Health and Environmental Control. It was stated that this is a non competitive grant and Charleston County has been allotted \$20,720.50 and EMS agencies within the County can apply to receive a portion of the allotted funds based on call volume.

Committee recommended that Council approve a contract between the South Carolina Department of Health and Environmental Control and the Charleston County EMS for an application of noncompetitive Grant-In-Aid Funds and to approve the expenditure of budgeted grant funds in the EMS FY 2012 budget, with the following understandings:

1. That Charleston County will receive a portion of the allotted \$20,720.50 based on call volume.

2. That this grant will be based on a 94.5% state/5.5% local match for a one year contract, and the matching funds have been approved in the FY 2012 EMS Department budget.

A report was read from the Finance Committee under date of October 6, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Barrett J. Tolbert, Director of Procurement regarding the bid issued for the purchase of a field service truck by the Fleet Department. It was stated that this field service truck with an Autocrane Titan 38 Service Body, equipped with a hydraulic crane, hydraulic air compressor, and hydraulic welder, is used to repair and maintain equipment throughout the County. Over ten vendors were solicited to satisfy this unique need and due to this being a specialized type of truck, only one sealed bid was received in accordance with the terms and conditions. The bid tabulation is as follows:

Bidder	Make/Model Delivery Time	Price (includes tax)
Carolina International Trucks, Inc. North Charleston, SC Principal: J.B. Ryan	2012 International Terrastar w/Autocrane Titan 38 Service Body Delivery: 75-100 days	\$89,308.55

Committee recommended that Council authorize award of bid for the purchase of a field service truck to the lowest responsive and responsible bidder, Carolina International, in the amount of \$89,308.55, with the understanding that this truck will be utilized by the Fleet Department and Funds are available in the Fleet Department budget.

A report was read from the Finance Committee under date of October 6, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Barrett J. Tolbert, Director of Procurement regarding sealed bids received for the purchase of one lowboy trailer to be utilized by the Environmental Management Department. It was stated that the lowboy trailer is a replacement trailer to be used to transport landfill and compost heavy equipment throughout Charleston County. It was shown that bids were received from the following

Bidder	Make/Model Delivery Time	Price (includes tax)
Carolina Trailers Landrum, SC Principal: Gary S. Greene	2011 Globe Model GTBN503-51-24-GG Delivery: 180 days	\$65,287.00
Lee Transport Equipment Columbia, SC Principal: Blair Cogburn	N/A Delivery: 42 days	\$67,620.00
Hills Machinery Co, LLC North Charleston, SC Principal: Adam Hills	2011-2012 Interstate Model 102SDGN Delivery: 112-126 days	\$67,846.00

Hughes Motors, Inc. North Charleston, SC Principal: XO Bunch	2012 Fontaine Magnitude 51 Lowbed Delivery: 90-120 days	\$74,150.00
Blanchard Machinery Summerville, SC Principal: Joe Blanchard	2011 Eager Beaver 50GSL-3 Delivery: 70-84 days	\$80,887.50
Linder Industrial North Charleston, SC Principal: Mike Weber	2011 Etnyre Delivery: 250 days	\$87,500.96

Committee recommended that Council authorize award of bid for the purchase of one lowboy trailer to the lowest responsive and responsible bidder, Carolina Trailers, in the amount of \$65,287.00, with the understanding that this lowboy trailer will be utilized by the Environmental Management Department throughout the County and that Funds are available in the Environmental Management Department budget.

A report was read from the Finance Committee under date of October 6, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Barrett J. Tolbert, Director of Procurement regarding sealed bids received for the purchase of one 100 HP 4WD Tractor with a 30' boom mower to be utilized by the Environmental Management Department. It was stated that the tractor with a 30' boom mower is a replacement, and that the 30' boom provides the reach to mow ditches and steep side slopes at the Bees Ferry Landfill.

Sealed bids were received in accordance with the terms and conditions. The bid tabulation is as follows:

Bidder	Make/Model Delivery Time	Price (includes tax)
*Steen Enterprises Adams Run, SC Principal: Brian Semken	Kubota M1085HDC w/Terrain King KB2200 Delivery: 150-180 days	\$114,262.74
*Altman Tractor Co Florence, SC Principal: Johnny Graham	New Holland T6030 w/Alamo Maverick Delivery: 120 days	\$128,419.12
Sparrow & Kennedy Tractor Co Moncks Corner, SC Principal: Joseph C. Landrum	John Deere 7130 w/Tiger Sabre XB Delivery: 90 days	\$134,006.40
Blanchard Machinery Summerville, SC Principal: Jay A. Hardister	New Holland T6050 w/Diamond DBR060-C-0 Delivery: 120 days	\$137,311.09

*Bidder was declared non-responsive as they took substantial exceptions to the specifications which would deem the equipment unsuitable for its intended use.

Committee recommended that Council authorize award of bid for the purchase of a tractor with a 30' boom mower to the lowest responsive and responsible bidder, Sparrow & Kennedy Tractor Company, in the amount of \$134,006.40, with the understanding that this tractor with a 30' boom mower will be utilized by the

Environmental Management Department throughout the County, and that Funds are available in the Environmental Management Department budget.

A report was read from the Finance Committee under date of October 6, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Barrett J. Tolbert, Director of procurement regarding sealed bids received for the purchase of two (2) 16-yard dump trucks utilized by the Public Works Department. It was stated that the two (2) 16-yard dump trucks are replacement trucks and are used to transport fill material or aggregate to road/drainage construction or improvement projects, and to the satellite maintenance facilities. It was further stated that the dump trucks are also used to haul material to support the motor grader in the maintenance of earth and aggregate roads throughout Charleston County, and are also used to pull a trailer to transport equipment from jobsite to jobsite and to haul debris away after a natural disaster. It was shown that after review of all bids, Hughes Motors Inc. was determined to be the lowest responsive and responsible bidder because it satisfied all specifications as required in the County's IFB No. 4586-12J and that the other vendors did not meet specifications for the rear differentials, and did not include the 60-month/200,000 mile warranty for the differentials quoted. Taking exceptions to the specified differentials would result in reduced durability and longevity of the equipment.

Sealed bids were received in accordance with the terms and conditions. The bid tabulation is as follows:

Bidder	Make/Model Delivery Time	Price (includes tax)
Triple T Freightliner Summerville, SC Principal: Tim Matt	2012 FRTL M2-112 Crysteel Dump Body Delivery: 180-210 days	\$281,904.00
Carolina International Trucks, Inc. North Charleston, SC Principal: J.B. Ryan	2012 INT 7600 Crysteel Dump Body Delivery: 120 days	\$303,585.02
*Hughes Motors Inc. North Charleston, SC Principal: David Bunch	2013 Mack GU713 Crysteel Dump Body Delivery: 150-180 days	\$304,276.00
Hughes Motors Inc. North Charleston, SC Principal: David Bunch	2012 Volvo VHD 84F200 Crysteel Dump Body Delivery: N/A	\$305,778.00

Committee recommended that Council authorize award of bid for the purchase of two (2) 16-yard dump trucks to the lowest responsive and responsible bidder, Hughes Motors Inc., in the amount of \$304,276.00, with the understanding that these trucks will be utilized by the Public Works Department throughout the County, and that Funds are available in the Fleet Operations Department budget.

A report was read from the Finance Committee under date of October 6, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Kristen Salisbury, Deputy Clerk of Council, regarding Council Member Herb Sass' recommendation for appointment to the Greenbelt Advisory Board. It was stated that

Mr. Sass' recommended appointee's term will run co-terminus with the term of Mr. Sass.

Committee recommended that Council approve the appointment of Ms. Jackie L. Morrison to the Greenbelt Advisory Board for a term to run co-terminus with the term of Mr. Sass.

**North
Charleston
Sewer
District GO
Bonds**

A report was read from the Finance Committee under date of October 6, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Jeremy L. Cook, Esquire, Attorney representing the North Charleston Sewer District in their request for the issuance of not exceeding \$18,000,000 in General Obligation Bonds. It was stated that the proceeds from the bonds will be used to make certain additions, extensions and improvements to the wastewater collection and treatment system owned and operated by North Charleston Sewer District. It was further stated that the Sewer District's enabling legislation requires County Council to adopt a Resolution calling for a Public Hearing to allow the public the opportunity to be heard before County Council regarding the debt issuance.

Committee recommended that Council adopt a Resolution ordering a Public Hearing to be held on November 3, 2011 at 5:15 PM regarding the proposed issuance of not exceeding \$18,000,000 in General Obligation Bonds by the North Charleston Sewer District.

Mr. Summey moved approval of Committee recommendation, second by Mr. Pryor, and carried.

The Resolution is as follows:

A RESOLUTION

ORDERING A PUBLIC HEARING TO BE HELD FOR THE PURPOSE OF MAKING A DETERMINATION AS TO WHETHER THE NORTH CHARLESTON SEWER DISTRICT, A SPECIAL PURPOSE DISTRICT LOCATED IN CHARLESTON COUNTY, SHALL BE AUTHORIZED TO ISSUE NOT EXCEEDING \$18,000,000 OF GENERAL OBLIGATION BONDS AND PROVIDING FOR A NOTICE OF THE HEARING.

WHEREAS, the County Council of Charleston County (the "County Council"), the governing body of Charleston County, has received the Petition, dated September 26, 2011, a copy of which is attached hereto as Exhibit A, of the North Charleston Sewer District Commission (the "Commission"), the governing body of the North Charleston Sewer District (the "District"), a special purpose district located entirely within Charleston County and created by Act No. 1768 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina, Regular Session of 1972, as amended, wherein the Commission petitions County Council to take the action authorized by Title 6, Chapter 11, Article 5 of the Code of Laws of South Carolina 1976, as amended (the "Bond Act"), to authorize the District to issue not exceeding \$18,000,000 of general obligation bonds of the District in order to make

October 11, 2011

certain additions, extensions, and improvements (collectively, the "Project"), to the wastewater collection and treatment system owned and operated by the District; and

**FY 2012
County
Budget
Amendment
A)
Resolution
B)
Ordinance**

WHEREAS, County Council is now minded, pursuant to the authorization of the Bond Act, to order a public hearing to be held for the purpose of making a determination as to whether the District shall be authorized to issue not exceeding \$18,000,000 of general obligation bonds of the District in order to provide funds for the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CHARLESTON COUNTY IN MEETING DULY ASSEMBLED:

1. County Council has determined that it may be in the interest of the District to raise not exceeding \$18,000,000 to provide funds for the Project.
2. A public hearing shall be held on Thursday, November 3, 2011, in County Council Chambers, County Office Building, 4045 Bridge View Drive, North Charleston, South Carolina, beginning at 5:15 p.m., for the purpose of making a determination as to whether; the Commission shall be authorized to issue not exceeding \$18,000,000 general obligation bonds of the District to provide funds for the Project.
3. Notice, substantially in the form attached hereto as Exhibit B, of the holding of the public hearing shall be published once a week for three (3) successive weeks in The Post & Courier, which is a newspaper of general circulation in Charleston County.
4. The hearing shall be conducted publicly at the time and place above stated, in accordance with the provisions of the Bond Act and both proponents and opponents of the proposed action shall be given full opportunity to be heard.
5. Following the public hearing, the County Council of Charleston County shall make a finding as to whether general obligation bonds of the District to the extent of not exceeding \$18,000,000 shall be authorized to be issued for the purposes described above.
6. The Chairman of County Council, or his designee, is hereby fully empowered to take such steps as shall be necessary to conduct the public hearing and report thereon following the same to County Council.

DONE IN MEETING DULY ASSEMBLED at Charleston, South Carolina, this 11th day of October, 2011.

CHARLESTON COUNTY COUNCIL

Teddie E. Pryor, Sr., Chairman,

ATTEST:

Beverly T. Craven, Clerk
Charleston County Council

An Ordinance authorizing bonds for the North Charleston Sewer District was given first reading by title only.

AN ORDINANCE

MAKING A FINDING PURSUANT TO SECTION 6-11-860, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED, THAT NORTH CHARLESTON SEWER DISTRICT COMMISSION SHOULD BE AUTHORIZED TO ISSUE NOT EXCEEDING \$18,000,000 GENERAL OBLIGATION BONDS OF NORTH CHARLESTON SEWER DISTRICT

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

Redistricting A report was read from the Special Finance Committee under date of October 11, 2011, that it considered the information furnished by County Attorney Joseph Dawson, regarding Council Redistricting due to the census results. The Committee also considered the information received in Executive Session and reviewed the proposed maps.

Committee recommended that each Council Member review all proposed redistricting maps as presented by the Legal Department and each Council Member shall select two choices and present their choices to the Administrator by Wednesday morning October 19th and return the redistricting item to the Special Finance Agenda of Tuesday, October 25th

PUBLIC FORUM

The Chairman asked if any Member of the audience wished to address Council. There was no affirmative response.

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

Mr. Schweers said that he had reviewed the new agenda that would be furnished for the public and said he felt it would be very beneficial.

Mr. Rawl thanked the people attending the meeting for coming and thanked Staff for all they do for Council.

The Administrator said that Charleston County had gone over its goal of \$90,000 in the United Way Campaign, and stated that it looked like the total would exceed \$100,000.

The Chairman reminded Council of the Special Meeting on Redistricting to be held on October 25th and requested they be sure to get their choices to the Administrator timely.

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

Beverly T. Craven
Clerk of Council