

May 21, 2009  
Charleston, SC

A regular meeting of County Council of Charleston County was held on the 21<sup>st</sup> day of May, 2009, at 7:00 p.m. in Council Chambers, Second Floor, Lonnie Hamilton, III Public Services Building, 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; Curtis B. Inabinett; Joe McKeown; A. Victor Rawl, who arrived late to the meeting; J. Elliott Summey; Dickie Schweers, and Paul R. Thurmond.

Also present were: Allen O'Neal, County Administrator; County Attorney Joe Dawson; and Dan Pennick, Director of the Zoning/Planning Department.

Rev. Reid gave the invocation. Mr. Darby 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. Summey moved approval of Council Minutes of May 5, 2009, seconded by Mr. McKeown, and carried.

The Chairman announced that because Council Member Darby needed to leave for an emergency, he would like to move item 25, FY 2010 County Budget, to the top of the agenda.

A report was read from the Special Finance Committee meeting held earlier on May 21, 2009.

Committee recommended that Council:

1. Appropriate \$9,150,434 to the Adult Detention Center from the following:

2007 General Obligation Bond	\$7,127,135
Capital Projects Proceeds	\$ 688,579
Capital Projects Construction	\$ 334,720
N. Charleston Senior Center	\$1,000,000

2. Approve the FY 2010-2014 Capital Improvement Plan

3. Vote to keep the cumulative fiscal year 2010 debt service and operating millage total the same as the cumulative debt service and operating millage in fiscal year 2009.

4. Adopt option B of the holiday pay proposals and direct staff to take the appropriate action to amend the Human Resources Policy to reflect that change.

5. Transfer \$1,500,000 from General Fund fund balance to the Parking Garages for repairs
6. Transfer \$500,000 from the Parking Garages to the Debt Service Fund
7. Appropriate \$4.3 million in the Parking Garage for repairs and improvements.
8. Vote to reduce the Series 2009 General Bond borrowing from \$60,000,000 to \$55,000,000.
9. Approve the Internal Service Funds budget as not inconsistent with the actions of Council concerning the millage rate and the FY 2010 budget.
10. Approve the Enterprise Funds budget as not inconsistent with the actions of Council concerning the millage rate and the FY 2010 budget.

Mr. Darby moved Committee recommendation, seconded by Ms. Condon.

Mr. Inabinett asked if this was the same motion that was recommended by the Finance Committee. The Chairman confirmed that it was.

Mr. Darby withdrew his motion.

Mr. Inabinett asked the County Attorney for clarification on the motion. The attorney advised that since the recommendation of the Finance Committee was a result of a 5-4 vote, and since Council Member Rawl was absent at this time, but expected back before the end of the meeting, voting at this time would likely result in a tie vote, which would cause the motion to die. In the alternative, if there was no motion on the matter, the matter would also die for lack of a motion. The attorney expressed concern over the motion dying because of the schedule that has already been laid out before Council including the advertisement of a Public Hearing on the FY 2010 County Budget on May 26, and the ramifications of not giving a budget ordinance first reading tonight.

Council Member Condon moved to defer the FY 2010 budget until the May 26, 2009 meeting of County Council. The motion died for a lack of a second.

Mr. Summey asked again what the ramifications of not voting on this issue tonight would be.

The attorney again expressed concern over the timing of the previously scheduled public hearing process required to keep the County Budget Ordinance on track.

Mr. Thurmond remarked that if there were a motion on the floor, the vote would likely result in a 4-4 tie unless a member of Council who had previously voted against the recommendation in the committee wished to vote in favor of the motion with the knowledge that at a later date they would be able to make amendments to the budget ordinance since the County Attorney had previously advised that a Council Member

must vote on the prevailing side of an issue in order to make amendments to that issue in the future.

Mr. Thurmond moved committee recommendation, seconded by Mr. McKeown.

Ms. Condon asked the attorney for further clarification on the ramification of a tie vote versus not voting on the issue on the floor at this time. The County Attorney again stated that a tie vote would result in the motion dying, and if there was no motion, the Chairman could call the issue dead for lack of a motion.

Mr. Thurmond withdrew his motion. Mr. McKeown withdrew his second.

Mr. McKeown asked the attorney if a majority vote of Council was needed to change the order of the agenda. The attorney stated that the order of the agenda was at the Chairman's discretion. Mr. McKeown stated that out of deference to Mr. Rawl who had to leave early and made arrangements to return to vote on this very item, it would be breaking the spirit of cooperation. Mr. McKeown asked the Chairman not to call for a vote on this matter until Mr. Rawl had returned and expressed his intention to continue debate on the issue until Mr. Rawl's return.

Mr. Summey stated that keeping in the spirit of cooperation, Mr. Darby's vote was equally important as Mr. Rawl's vote and that since Mr. Darby needed to leave, Council would be faced with the same argument when the matter came up further down the agenda.

Mr. Darby excused himself to make a telephone call and the Chairman declared that he would move item 25 to its original place on the agenda and Council would move forward with the agenda.

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and the request of Don Lundy, Emergency Medical Services Director, for Council to approve a Resolution designating the Week of May 18-22, 2009 as Emergency Medical Services Week in Charleston County.

Committee recommended that Council approved a Resolution declaring May 18-22, 2009 as Emergency Medical Services Week in Charleston County.

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

Council Member Rawl arrived at the meeting.

The Chairman requested the Clerk to read the Resolution and called for Mr. Lundy to come forward to accept Council's Resolution. Mr. Lundy also recognized Mr. Herb Rollins who had "dropped dead" at the top of the Ravenel Bridge during the Cooper River Bridge Run in April and that due to the diligence and quick response of the EMS workers that day, Mr. Rollins was able to be with us tonight, healthy and alive.

Mr. Rollins thanked the ten members of the EMS crews who had revived him and gotten him to the hospital where he received life-saving care.

The Resolution is as follows:

**A RESOLUTION**

**To Designate the Week of May 18-22, 2009 as Emergency Medical Services Week**

**WHEREAS**, emergency medical services is a vital public service; **and**,

**WHEREAS**, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week, **and**

**WHEREAS**, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; **and**,

**WHEREAS**, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and others; **and**,

**WHEREAS**, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; **and**,

**WHEREAS**, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week.

**NOW THEREFORE BE IT RESOLVED** that in recognition of this event **CHARLESTON COUNTY COUNCIL** does hereby proclaim the week of **May 18-22, 2009** as

**EMERGENCY MEDICAL SERVICES WEEK**

and encourages the community to observe this week with appropriate programs, ceremonies, and activities.

**CHARLESTON COUNTY COUNCIL**  
**Teddie E. Pryor, Chairman**  
May 21, 2009

**Azalea Auto  
Garage Water  
Easement  
Ordinance 3<sup>rd</sup>  
Reading**

An Ordinance authorizing transfer of the piping system on County Property was given third reading by title only.

**AN ORDINANCE**

**APPROVING AND AUTHORIZING THE TRANSFER OF OWNERSHIP OF THE PIPING SYSTEM AND GRANTING A RIGHT OF WAY EASEMENT TO**

CHARLESTON WATER SYSTEM OF A PORTION OF COUNTY PROPERTY  
KNOWN AS THE AZALEA AUTO GARAGE SHOP.

WHEREAS, Charleston County installed a 6 inch water line on the east side of Charleston County property known as TMS 411-13-00-004, known as the Azalea Auto Garage ("Azalea Garage"), located at 4371 Headquarters Road in North Charleston, South Carolina; and

WHEREAS, the County desires to transfer ownership of this piping system to the Commissioners of Public Works of the City of Charleston ("CPW") so it can operate and maintain the water system; and

WHEREAS, CPW has requested the grant of a 15 feet x 400 feet easement across a portion of the Azalea Garage in order to operate and maintain the water system; and

WHEREAS, Charleston County Council also finds that transferring the ownership of the piping system to CPW and granting a right of way easement to CPW will allow CPW to operate and maintain the water system at the Azalea Garage; and

WHEREAS, Charleston County Council finds that transferring ownership of the piping system and granting the easement are appropriate public uses for this property; and

NOW, THEREFORE, be it ordained by Charleston County Council, 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. OWNERSHIP TRANSFERRED; EASEMENT GRANTED;  
AUTHORITY TO EXECUTE DOCUMENTS**

A. Charleston County Council transfers ownership of the piping system and grants a 15 feet x 400 feet right of way easement across a portion of Charleston County's real property identified by parcel identification number 411-13-00-004 known as site of the Azalea Auto Garage, located at 4371 Headquarters Road, in North Charleston, South Carolina, to allow CPW to operate and maintain the water system at this facility. The location of the utility easement is shown on the attached drawing, which is incorporated by reference as Exhibit A.

B. The Chairman of Council is authorized to execute and deliver all documents and instruments necessary for the transfer of ownership of the piping system and for the grant of this easement.

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 following third reading.

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

- Ms. Condon - aye
- Mr. Darby - aye
- Mr. Inabinett - aye
- Mr. McKeown - aye
- Mr. Rawl - aye
- Mr. Schweers - aye
- Mr. Summey - aye
- Mr. Thurmond - aye
- Mr. Pryor - aye

The vote being nine (9) ayes, the Chairman declared the Ordinance to have received third reading approval.

Reassessment  
Delay  
Ordinance  
3<sup>rd</sup> Reading

An Ordinance postponing implementation of reassessment for one year was given third reading by title only.

AN ORDINANCE

AN ORDINANCE POSTPONING FOR ONE PROPERTY TAX YEAR THE IMPLEMENTATION OF REVISED VALUES IN CHARLESTON COUNTY RESULTING FROM THE COUNTY-WIDE EQUALIZATION PROGRAM PROVIDED PURSUANT TO SECTION 12-43-217(B) OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED.

AN ORDINANCE

**PROVIDING FOR POSTPONING THE IMPLEMENTATION OF THE REVISED VALUES RESULTING FROM THE NEXT COUNTY-WIDE EQUALIZATION PROGRAM**

WHEREAS, Act No. 93 of 1999 provides authorization for County Council to postpone for not more than one property tax year the implementation of revised values resulting from a county-wide equalization program pursuant to S.C. Code Ann. Section 12-43-217; and

WHEREAS, after careful review, County Council has determined that it is in the best interest of the citizens of Charleston County and the provision of good government that the implementation of the next scheduled county-wide appraisal and equalization program be postponed for one property tax year.

NOW, THEREFORE, be it ordained by Charleston County Council, 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. POSTPONEMENT OF IMPLEMENTATION OF REVISED VALUES

The implementation of revised values from the 2010 county-wide appraisal and equalization program are hereby directed to be postponed for one property year. The postponement directed applies to all revised values, including values for State appraised property. In accordance with Act No. 93 of 1999, the postponement directed by this Ordinance shall not affect the schedule of the appraisal and equalization program required pursuant to S.C. Code Ann. Section 12-43-217.

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 following third reading.

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

- Ms. Condon - aye
- Mr. Darby - aye
- Mr. Inabinett - aye
- Mr. McKeown - aye
- Mr. Rawl - aye
- Mr. Schweers - aye
- Mr. Summey - aye
- Mr. Thurmond - aye
- Mr. Pryor - aye

The vote being nine (9) ayes, the Chairman declared the Ordinance to have received third reading approval.

An Ordinance approving rezoning in Case #ZREZ-2-09-2835 was given third reading by title only.

**AN ORDINANCE**

**REZONING THE PROPERTY LOCATED AT 2903 HIGHWAY 17 NORTH, PARCEL IDENTIFICATION 578-00-00-193, FROM SPECIAL MANAGEMENT 3 (S-3) DISTRICT TO COMMERCIAL TRANSITION (CT) DISTRICT.**

ZREZ-2-09-2835  
2903 Highway  
17 North  
Ordinance  
3<sup>rd</sup> Reading

Charleston County Council, in meeting duly assembled, hereby makes the following findings of fact:

**WHEREAS**, the property known as Parcel Identification **578-00-00-193**, Case **ZREZ-2-09-2835** is currently zoned **SPECIAL MANAGEMENT 3 (S-3)** and

**WHEREAS**, the current owner or an agent thereof has applied for a change in the zoning district applicable to the parcel, and

**WHEREAS**, the application has been reviewed by County staff and has been found to be complete and in proper form, and

**WHEREAS**, the County Planning Commission has reviewed the application in accordance with the procedures established in state law and the County Zoning and Land Development Regulations; and

**WHEREAS**, the rezoning complies in all respects with Article 3.4 of the Charleston County Zoning and Land Development Regulations; and

**WHEREAS**, the rezoning would conform to and implement the Charleston County Comprehensive Plan;

**NOW, THEREFORE BE IT ORDAINED BY CHARLESTON COUNTY COUNCIL THAT THE PROPERTY KNOWN AS PARCEL IDENTIFICATION 578-00-00-193, BE AND HEREBY IS REZONED FROM SPECIAL MANAGEMENT 3 (S-3) DISTRICT TO COMMERCIAL TRANSITION (CT) 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 ZONING AND LAND DEVELOPMENT REGULATIONS AND OTHER APPLICABLE LAWS, RULES AND REGULATIONS.**

The provisions of this Ordinance are hereby declared to be severable and if any section, phrase, or provisions shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, that declaration shall not affect the validity of the remainder of the sections, phrases, and provisions hereunder.

THE WITHIN ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON APPROVAL FOLLOWING THIRD READING.

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

Ms. Condon	- aye
Mr. Darby	- aye
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being nine (9) ayes, the Chairman declared the Ordinance to have received third reading approval.

**EMS  
Service  
Fees  
Ordinance  
3<sup>rd</sup> Reading**

An Ordinance to amend the County Fee Ordinance was third second reading by title only.

**AN ORDINANCE**

**AMENDING THOSE PORTIONS OF CHARLESTON COUNTY CODE SECTION 2-137 DEALING WITH FEES IN THE EMERGENCY MEDICAL SERVICE DEPARTMENT**

WHEREAS, Charleston County Council adopted the Code of Ordinances on December 18, 2007, which was codified through Ordinance Number 1492; and,

WHEREAS, Article V of the Code deals with portions of the County’s finances, and Section 2-137 sets certain fees within the County, including fees of the Charleston County Emergency Medical Service Department (EMS) for transporting patients and providing other services; and,

WHEREAS, Charleston County EMS has reviewed the current costs of supplying the various services and determined that fees need to be increased in order to reflect a portion of the actual cost of providing the services, therefore, it requests that it be allowed to increase its fees for the Charleston County EMS incidents; and,

WHEREAS, Charleston County Council finds that amending this Ordinance to increase the fees of the EMS is in the best interests of Charleston County; and,

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

**SECTION I. FINDINGS INCORPORATED**

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

**SECTION II. TEXT CHANGE**

Charleston County Council amends Ordinance Number 1492 and authorizes the fees of the Charleston County EMS to be increased as reflected in the following table:

<b>TYPE OF SERVICE</b>	<b>NEW FEES</b>
BASE Basic Life Support (Emergency)	\$375.00
BASE Advanced Life Support 1 (Emergency)	\$425.00
BASE Advanced Life Support 2 (Emergency)	\$550.00
Mileage (Urban)	\$8.50 Per Mile
Mileage (Rural)	\$10.25 Per Mile

### 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 following third reading.

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

Ms. Condon	- aye
Mr. Darby	- aye
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- aye
Mr. Pryor	- aye

The vote being nine (9) ayes, the Chairman declared the Ordinance to have received third reading approval.

A report was read from the Planning/Public Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Dan Pennick, Director of Zoning/Planning, regarding a requested zoning change in Case #ZREZ 3-09-3116.

Committee recommended that Council approve the requested change in Zoning.

Mr. Thurmond moved approval of Committee recommendation, seconded by Mr. Inabinett, and carried.

AN ORDINANCE

**REZONING THE PROPERTIES LOCATED AT 3421 & 3417  
MAYBANK HIGHWAY, JOHNS ISLAND, PARCEL IDENTIFICATION  
NUMBERS 279-00-00-180 AND 279-00-00-618, FROM THE SINGLE  
FAMILY RESIDENTIAL 4 (R-4) DISTRICT TO THE COMMERCIAL  
TRANSITION (CT) DISTRICT.**

WHEREAS, the properties known as parcel identification numbers 279-00-00-180 and 279-00-00-618 are currently zoned Single Family Residential (R-4) District; and

WHEREAS, the current owner or an agent thereof has applied for a change in the zoning district applicable to the parcels, and

WHEREAS, the application has been reviewed by the Charleston County Planning Department and has been found to be complete and in proper form, and

WHEREAS, the Charleston County Planning Commission has reviewed the application in accordance with the procedures established in state law and the Charleston County Zoning and Land Development Regulations; and

WHEREAS, the rezoning complies in all respects with Article 3.4 of the Charleston County Zoning and Land Development Regulations; and

WHEREAS, the rezoning would conform to and implement the Charleston County Comprehensive Plan;

NOW, THEREFORE, be ordained it by 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 PROPERTIES**

The properties identified as parcel identification numbers 279-00-00-180 and 279-00-00-618 are hereby rezoned from the Single Family Residential (R-4) District to the Commercial Transition (CT) 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 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.

A report was read from the Planning/Public Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Dan Pennick, Director of Zoning/Planning, regarding a requested zoning change in Case #ZREZ 3-09-3200.

Committee recommended that Council disapprove the requested change in Zoning.

Ms. Condon moved approval of Committee recommendation for disapproval, seconded by Mr. McKeown, and carried.

A report was read from the Planning/Public Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Dan Pennick, Director of Zoning/Planning, regarding a requested zoning change in Case ZPDA 3-09-3157.

Committee recommended that Council approve the requested Change in Zoning from PD-136 to PD-136A.

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

### AN ORDINANCE

#### **REZONING PROPERTY LOCATED AT 1925 ASHLEY RIVER ROAD, ST. ANDREWS, PARCEL IDENTIFICATION NUMBER 351-06-00-123, TO AMEND PLANNED DEVELOPMENT (PD-136) TO PLANNED DEVELOPMENT (PD-136A)**

WHEREAS, the property located at 1925 Ashley River Road, St. Andrews, identified as parcel identification number 351-06-00-123, is currently zoned Planned Development (PD-136); and

WHEREAS, the applicant requests an amendment to the approved PD Development Plan, PD-136, and has submitted a complete application for a PD Development Plan amendment pursuant to Article 4.27 of the Charleston County Zoning and Land Development Regulations Ordinance (ZLDR); and

WHEREAS, the Charleston County Planning Commission has reviewed the proposed PD Development Plan amendment and adopted a resolution, by majority vote of the entire membership, recommending that County Council approve with

conditions the proposed PD Development Plan, which recommendation is based on the Approval Criteria of Section 4.27.9.C.6 of the ZLDR; 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 with conditions the proposed PD Development Plan amendment based on the Approval Criteria of Section 4.27.9.C.6 of Article 4.27 of the ZLDR; and

WHEREAS, County Council has determined the PD Development Plan and amendment meets the following criteria:

- A. The PD Development Plan and amendment complies with the standards contained in Article 4.27 of the ZLDR;
- B. The development is consistent with the intent of the Charleston County Comprehensive Plan;
- C. The County and other agencies will be able to provide necessary public services, facilities, and programs to serve the development proposed, at the time the property is developed.

NOW, THEREFORE, be ordained it by 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 PROPERTIES

A. Charleston County Council rezones the property located at 1925 Ashley River Road, St. Andrews, parcel identification number 351-06-00-123, to amend Planned Development (136) to Planned Development (PD-136A); and

B. The PD Development Plan amendment submitted by the applicant and identified as the "Planned Development District Guidelines for PD-136A, Charleston County, South Carolina Dated March 4, 2009", including the changes and conditions approved by County Council that are attached hereto as Exhibit A and made a part of this Ordinance by reference, and shall constitute the PD Development Plan for the parcels identified above; and

C. Any and all development of PD-136A must comply with the PD Development Plan, ZLDR, and all other applicable ordinances, rules, regulations, and laws; and

D. The zoning map for Parcel Identification Number 351-06-00-123 is amended to PD-136A in accordance with Section 3.4.7 of Article 3.4 of the ZLDR.

### 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.

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

Ms. Condon moved approval of the Consent Agenda, seconded by Mr. Thurmond and carried.

The Consent Agenda is as follows:

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Dan Chandler, Capital Projects Director, regarding a vacant property located at 1475 Folly Road. It was stated that this is a vacant lot subdivided from the EMS 4 property at the corner of Folly Road and Signal Point Road, and that there is no use for the property now or in the foreseeable future. It was further stated that this property was bid out for sale in 2005 and that only one bid was received at well below the appraised value.

Committee recommended that Council authorize staff to publicly bid through the sealed bid process the sale of 1475 Folly Road, TMS 334-00-00-048, and return to Council with recommendations.

A report was read from the Finance Committee that it considered the information furnished by Allen O'Neal, County Administrator, and Christine DuRant, Grants Administrator, regarding \$2,520 Rapid Response funding available. It was stated that Rapid Response has two purposes: 1) to help growing companies access an available pool of skilled workers from other companies that are downsizing and 2) to assist the staff of the Trident One Stop Career System (TOSCS) with funds to provide Workkeys testing to dislocated workers in Charleston, Berkeley, and Dorchester Counties.

Committee recommended that Council approve the acceptance of Rapid Response funding in the amount of \$2,520 through the Department of Commerce for Workkeys testing with the understanding that:

1. the dollars received will be used to administer the Workkeys assessment for dislocated workers in Charleston, Berkeley, and Dorchester counties;
2. no match or additional FTEs are required; and

3. the grant program is April 1, 2009 through June 30, 2009.

A report was read from the Finance Committee meeting of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Christine DuRant, Grants Administrator, regarding \$140,000 in funds available to the Trident Workforce Investment Board through the Workforce Investment Act. It was stated that the Trident One Stop Career System will use these funds to expand service capacity at the HUB facility located at 1930 Hanahan Road. It was shown that with the economic uncertainty continuing, more extensive services and programs are being offered through the One Stop Career System and these funds will add office/classroom space and equipment needed to accommodate customer orientations, workshops, classroom activities, and business customer recruitment and hiring activities.

Committee recommended that Council approve the acceptance of State Reserve funding in the amount of \$140,000 through the South Carolina Department of Commerce to expand service capacity through renovations and furnishings when the new space is acquired, with the understanding that no match or additional FTEs are required, and with the additional understanding that the funding period is May 1, 2009, through June 30, 2010, and that there is no ongoing commitment associated with this funding.

A report was read from the Finance Committee that it considered the information furnished by Allen O'Neal, County Administrator, and J. AL Cannon, Jr., Charleston County Sheriff, regarding the Sheriff's Office request for grant funding from the American Recovery and Reinvestment Act 2009 Edward Byrne Memorial Justice Assistance Grant for \$289,109. It was stated that the Sheriff's Office is requesting these funds for repair or replacement of agency vehicles, replacement of SWAT equipment, replacement of inoperable in-car video equipment, and other equipment used by the Sheriff's Office.

Committee recommended that Council allow the Charleston County Sheriff's Office to complete the application to allow for acceptance of the American Recovery and Reinvestment Act 2009 Edward Byrne Memorial Justice Assistance Grant Program in the amount of \$269,109, with the understanding that no FTEs are requested in this grant and the grant period will run from October 1, 2009, until September 30, 2013.

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Scarlett Wilson, Ninth Circuit Solicitor, regarding the Solicitor's Office request for grant funding from the American Recovery and Reinvestment Act 2009 Edward Byrne Memorial Justice Assistance Grant for \$132,000 which must be used only for criminal justice initiatives. It was stated that the Solicitor's Office is requesting to use \$88,000 of this award amount for a Violent Crime and Drug Crime Specialized Prosecution and with the balance of \$44,000 being used to fund one half of a Criminal Domestic Violence prosecutor.

Committee recommended that Council allow the Ninth Circuit Solicitor's Office to complete the application to allow for acceptance of the American Recovery and Reinvestment Act 2009 Edward Byrne Memorial Justice Assistance Grant Program in

the amount of \$132,000, with the understanding that there are 1.5 grant-funded FTEs requested in this grant, but that the County is under no obligation for the continuation of the services provided by this grant and the grant period will run from October 1, 2009, until September 30, 2013.

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Scarlett Wilson, Ninth Circuit Solicitor, regarding the Solicitor's Office request to receive funding in the amount of \$47,000 from the City of North Charleston's 2009 Edward Byrne Justice Grant allocation. It was stated that the Solicitor's Office is requesting from the City of North Charleston allocation \$47,000 to pay for a .5 grant funded FTE for a Criminal Domestic Violence prosecutor for Magistrate Court.

Committee recommended that Council allow the Ninth Circuit Solicitor's Office to complete the application to allow for acceptance of the American Recovery and Reinvestment Act 2009 Edward Byrne Memorial Justice Assistance Grant Program in the amount of \$47,000 in conjunction with the City of North Charleston, with the understanding that there is a 0.5 grant-funded FTE, requested in this grant which funding will come from the North Charleston award, but that the County is under no obligation for the continuation of the services provided by this grant and the grant period will run from October 1, 2009, until September 30, 2013.

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Christine DuRant, Grants Administrator, regarding notification received from the US Department of Housing and Urban Development that additional Community Development Block funds for program year 2008 (fiscal year 2010) have been announced through the American Recovery and Reinvestment Act. It was stated that these additional funds referred to as CDBG Recovery Funds are for administration of Community Development Block Grant projects that are "shovel-ready" and will maximize job creation and economic benefit for the County of Charleston. It was shown that to receive these funds, the urban entitlement division must submit an amendment to the 2008 Consolidated Plan to HUD, along with a request of \$543,478, which will be divided 52% to North Charleston and 48% to be used for the County benefit. It was further shown that projects for consideration and evaluation will be selected from a pool of eligible FY 2008 projects, FY 2009 projects, and FY 2009 applications that have the ability to meet every requirement of the CDBG-R funding. It was further stated that staff will present the viable proposals to the Community Development Advisory Board for recommendation as funding partners and these recommendations will then go to Charleston County Council for final approval.

Committee recommended that Council authorize the Grants Administration Department to apply for \$543,478 in Community Development Block Grant funds provided through the American Recovery and Reinvestment Act of 2009 from the US Department of Housing and Urban Development to provide economic development through maximum job creation, with the understanding that no FTEs are associated with this request and the grant period extends from September 1, 2009 to August 31, 2010.

Mr. McKeown moved approval of committee recommendation, seconded by Ms. Condon, and carried.

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Christine DuRant, Grants Administrator, regarding notification received from the US Department of Housing and Urban Development that additional funds for program year 2008 (fiscal year 2010) have been announced through the American Recovery and Reinvestment Act Homelessness Prevention and Rapid Refocusing Program. It was stated that these additional funds are for administration of programs designed for the stabilization of homelessness or potentially homeless individuals. It was shown that to receive these funds, staff must submit an amendment to the current 2008 Consolidated Plan to HUD, along with a request up to the amount of the available \$831,125. It was further shown that based upon a stakeholders meeting held by the Grants Administration Department Urban Entitlement Division, there are viable local non-profits to support and meet the Homelessness Prevention and Rapid Refocusing Program's requirements outlined in the HUD funding announcement. It was further stated that staff will present the viable proposals to the Community Development Advisory Board for recommendation as funding partners and these recommendations will then go to Charleston County Council for final approval.

Committee recommended that Council authorize the Grants Administration Department to apply for \$831,125 in Homeless Prevention and Rapid Re-Housing Program funds provided through the American Recovery and Redevelopment Act of 2009 from the U. S. Department of Housing & Urban Development, with the understanding that the purpose of this funding is to provide expanded services for individuals that are without a permanent residence or are in danger of losing permanent housing and that no FTE or matching funds are required and that the grant period is September 1, 2009 to August 31, 2012, with the provision that 60 percent of the award must be spent by August 31, 2011.

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

A report was read from the Finance Committee under date of May 14, 2009, that it considered the information furnished by Allen O'Neal, County Administrator, and Keith Bustraan, Assistant Administrator for Finance, regarding the issuance of General Obligation Bonds in fiscal year 2009. It was stated that to initiate action on this borrowing consideration of an Ordinance to issue an amount not exceeding \$82,250,000 is required; \$60,000,000 for the Capital Improvement Plan in General Obligation Bonds; \$17,500,000 to refund the Series 1999 bonds and 4,750,000 to refund the Series 2001 bonds. It was shown that refunding the Series 1999 General Obligation Public Improvement and Refunding Bonds and the Series 2001 General Obligation and Capital Improvement Bonds will result in an annual savings in debt service payments of approximately \$342,000 and that this refunding can be done simultaneous with the 2009 General Obligation Bond issue.

Committee recommended that Council:

1. Authorize the issuance of not to exceed \$82,250,000 in principal amount of General Obligation Bonds payable from the debt service fund, to fund the following projects and purposes: Detention Center, Consolidated Dispatch Center, and to refund the Series 1999 and 2001 General Obligation Bonds.
2. Approve an Ordinance to issue an amount not to exceed \$82,250,000 in General Obligation Bonds.
3. Authorize reimbursement from the Series 2009 Capital Project General Obligation Bonds of expenditures of funds from the Capital Project Funds prior to the borrowing for authorized projects.

Mr. Summey moved approval of Committee recommendation, seconded by Mr. Inabinett, and carried. Mr. Thurmond voted nay.

An Ordinance regarding the issuance and sale of General Obligation Bonds was given first reading by title only.

#### AN ORDINANCE

TO PROVIDE FOR THE ISSUANCE AND SALE OF NOT EXCEEDING \$82,250,000 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.

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

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, Mack Gile, Director of the Budget Office and John Alston, of the St. Paul's Fire District, regarding the fiscal year 2010 Budget of the St. Pauls Fire District.

Committee recommended that Council:

1. Approve a Tax Anticipation Note for the St. Pauls Fire District in the amount of \$2,500,000.
2. Approve and give first reading to an Ordinance authorizing a fiscal year 2010 budget for the St. Pauls Fire District in the amount of \$4,258,839 with \$3,807,108 coming from ad valorem taxes.

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

An Ordinance approving the St. Pauls Fiscal Year 2010 Budget was given first Reading by title only.

#### AN ORDINANCE

**APPROVING THE BUDGET AND DIRECTING  
THE AUDITOR OF CHARLESTON COUNTY  
TO LEVY THE NECESSARY MILLAGE AND  
THE TREASURER TO COLLECT TAXES  
FOR  
THE ST. PAUL'S FIRE DISTRICT  
FOR FISCAL YEAR 2009-2010,  
AND AUTHORIZING THE ISSUANCE OF A  
TAX ANTICIPATION NOTE IN THE AMOUNT OF \$2,500,000.**

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

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, Mack Gile, Director of the Budget Office and Karl Ristow, Chief of the St. John's Fire District, regarding the fiscal year 2010 Budget of the St. John's Fire District.

Committee recommended that Council:

1. Approve a Tax Anticipation Note for the St. John's Fire District in the amount of \$1,000,000.
2. Approve and give first reading to an Ordinance authorizing a fiscal year 2010 budget for the St. John's Fire District in the amount of \$9,545,208 with \$8,961,908 coming from ad valorem taxes.

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

An Ordinance approving the St. John's Fiscal Year 2010 Budget was given first Reading by title only.

**AN ORDINANCE  
APPROVING THE BUDGET AND DIRECTING  
THE AUDITOR OF CHARLESTON COUNTY  
TO LEVY THE NECESSARY MILLAGE AND  
THE TREASURER TO COLLECT TAXES  
FOR  
THE ST. JOHN'S FIRE DISTRICT  
FOR FISCAL YEAR 2009-2010,  
AND AUTHORIZING THE ISSUANCE OF A  
TAX ANTICIPATION NOTE IN THE AMOUNT OF \$1,000,000.**

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

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, Mack Gile, Director of the Budget Office and Robert Wise, Executive Director of the James

Island Public Service District, regarding the fiscal year 2010 Budget of the James Island Public Service District.

Committee recommended that Council approve and give first reading to an Ordinance authorizing a fiscal year 2010 budget for the James Island Public Service District in the amount of \$5,703,514 with \$5,777,419 coming from ad valorem taxes.

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

An Ordinance approving the James Island Public Service District Fiscal Year 2010 Budget was given first Reading by title only.

**AN ORDINANCE  
APPROVING THE BUDGET AND DIRECTING  
THE AUDITOR OF CHARLESTON COUNTY  
TO LEVY THE NECESSARY MILLAGE AND  
THE TREASURER TO COLLECT TAXES  
FOR  
THE JAMES ISLAND PUBLIC SERVICE DISTRICT  
FOR FISCAL YEAR 2009-2010**

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

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Mack Gile, Director of the Budget Office and Jimmy Green, Manager of the North Charleston District, regarding the fiscal year 2010 Budget of the North Charleston District.

Committee recommended that Council approve and give first reading to an Ordinance authorizing a fiscal year 2010 budget for the North Charleston District in the amount of \$1,349,401 with \$965,572 coming from ad valorem taxes.

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

An Ordinance approving the North Charleston District Fiscal Year 2010 Budget was given first Reading by title only.

**AN ORDINANCE  
APPROVING THE BUDGET AND DIRECTING  
THE AUDITOR OF CHARLESTON COUNTY  
TO LEVY THE NECESSARY MILLAGE AND  
THE TREASURER TO COLLECT TAXES  
FOR  
THE NORTH CHARLESTON DISTRICT  
FOR FISCAL YEAR 2009-2010**

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

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, Mack Gile, Director of the Budget Office and Gary McJunkin, representing the Cooper River Park and Playground Commission, regarding the fiscal year 2010 Budget of the Cooper River Park and Playground Commission.

Committee recommended that Council approve and give first reading to an Ordinance authorizing a fiscal year 2010 budget for the Cooper River Park and Playground Commission in the amount of \$226,420 with \$163,920 coming from ad valorem taxes.

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

An Ordinance approving the Cooper River Park and Playground Commission Fiscal Year 2010 Budget was given first Reading by title only.

**AN ORDINANCE  
APPROVING THE BUDGET AND DIRECTING  
THE AUDITOR OF CHARLESTON COUNTY  
TO LEVY THE NECESSARY MILLAGE AND  
THE TREASURER TO COLLECT TAXES  
FOR  
THE COOPER RIVER PARK AND PLAYGROUND COMMISSION  
FOR FISCAL YEAR 2009-2010**

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

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, Mack Gile, Director of the Budget Office and Kevin Walsh, Executive Director of the St. Andrews Parish Parks and Playground Commission, regarding the fiscal year 2010 Budget of the St. Andrews Parish Parks and Playground Commission.

Committee recommended that Council:

1. Approve a Tax Anticipation Note for the St. Andrews Parks & Playground Commission in the amount of \$400,000.
2. Approve and give first reading to an Ordinance authorizing a fiscal year 2010 budget for the St. Andrews Parks & Playgrounds Commission in the amount of \$1,950,168 with \$1,243,164 coming from ad valorem taxes.

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

An Ordinance approving the St. Andrews Parish Parks and Playground Commission fiscal year 2010 budget was given first reading by title only.

**AN ORDINANCE  
APPROVING THE BUDGET AND DIRECTING  
THE AUDITOR OF CHARLESTON COUNTY  
TO LEVY THE NECESSARY MILLAGE AND  
THE TREASURER TO COLLECT TAXES  
FOR  
THE ST. ANDREW'S PARISH PARKS & PLAYGROUND COMMISSION  
FOR FISCAL YEAR 2009-2010,  
AND AUTHORIZING THE ISSUANCE OF A  
TAX ANTICIPATION NOTE IN THE AMOUNT OF \$400,000**

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

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, Mack Gile, Director of the Budget Office and Tom O'Rourke, Executive Director of the Charleston County Park and Recreation Commission, regarding the fiscal year 2010 Budget of the Charleston County Park and Recreation Commission.

Committee recommended that Council:

1. Approve a Tax Anticipation Note for the Charleston County Park and Recreation Commission in the amount of \$4,500,000.
2. Approve and give first reading to an Ordinance authorizing a fiscal year 2010 budget for the Charleston County Park and Recreation Commission in the amount of \$13,143,937 with \$10,539,928 coming from ad valorem taxes.

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

A report was read from the Finance Committee under date of May 14, 2009 that

An Ordinance approving the Charleston County Park and Recreation Commission Fiscal Year 2010 Budget was given first Reading by title only.

**AN ORDINANCE  
APPROVING THE BUDGET AND DIRECTING  
THE AUDITOR OF CHARLESTON COUNTY  
TO LEVY THE NECESSARY MILLAGE AND  
THE TREASURER TO COLLECT TAXES  
FOR**

**THE CHARLESTON COUNTY PARK AND RECREATION COMMISSION  
FOR FISCAL YEAR 2009-2010,  
AND AUTHORIZING THE ISSUANCE OF A  
TAX ANTICIPATION NOTE IN THE AMOUNT OF \$4,500,000**

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

A report was read from the Finance Committee under date of May 21, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, Mack Gile, Director of the Budget Office and Kurt Taylor, Assistant Administrator for Transportation and Emergency Management, regarding the fiscal year 2010 Transportation Sales Tax Budget

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

An Ordinance approving the Transportation Sales Tax 2010 Budget was given first Reading by title only.

**AN ORDINANCE**

**TO ESTABLISH AND MAKE APPROPRIATIONS FOR FISCAL YEAR 2010 FROM THE TRANSPORTATION SALES TAX SPECIAL REVENUE FUND FOR PROJECTS AND PURPOSES PERMITTED BY LAW; TO PROVIDE FOR BUDGET CONTROL OF SAID APPROPRIATIONS BY THE COUNTY COUNCIL AND THE COUNTY ADMINISTRATOR; AND OTHER MATTERS RELATED THERETO**

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

A report was read from the Finance Committee under date of May 14, 2009 that it considered the information furnished by Allen O'Neal, County Administrator and Mack Gile, Chief Budget Officer, regarding Fiscal Year 2010 Policy Actions.

Committee recommended that Council:

- 1) Approve an increase in employee health insurance costs to State rates, plus County experience factor effective on January 1, 2010.
- 2) Discontinue the supplemental \$7,000 death benefit provided by the County effective on January 1, 2010.
- 3) The revision of CARTA loan repayment schedule to 0.8% of Sales Tax Beginning In FY 2013 until advances to CARTA are repaid
- 4) Approved the suspension of Skill based pay & STAR goals.

A request was made to the Chairman that these recommendations be voted on separately.

Mr. McKeown moved approval of Committee recommendation 1, seconded by Mr. Thurmond, and carried. Messrs Summey and Darby voted nay.

Mr. Thurmond moved approval of Committee recommendation 2, seconded by Mr. Rawl, and carried. Messrs Summey and Darby voted nay.

Mr. Rawl moved approval of Committee recommendation, seconded by Mr. McKeown, and carried. Messrs Thurmond, Summey and Darby voted nay.

Mr. Thurmond moved approval of Committee recommendation, seconded by Ms. Condon, and carried. Mr. Darby voted nay.

A report was read from the Finance Committee under date of May 21, 2009 that it considered the information furnished by Allen O'Neal, County Administrator regarding the recommendation of the Magistrates Oversight Committee that the Magistrate's Court in Edisto be closed. It was stated that at Council's meeting of May 5<sup>th</sup>, Council had agreed to reschedule a public hearing on the issue of the closing of the Magistrate's Court on Edisto.

The Chairman stated that Council had held the Public Hearing prior to this evening's meeting and that only one person had spoken in opposition to the closing, and that no other person had appeared who wanted to express either opposition or approval.

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

A report was read from the Finance Committee under date of May 21, 2009 that it considered the information furnished by Allen O'Neal, County Administrator and Mack Gile, Director of the Budget Department, regarding Charleston County's Fiscal Year 2010 Solid Waste Ordinance. It was stated that there was no increase in fees in the proposed Fiscal Year 2010 budget.

Committee recommended that Council approve and give first reading to the requested Ordinance.

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

An Ordinance approving the County's Solid Waste Ordinance was given first reading by title only.

### AN ORDINANCE

RELATING TO THE IMPOSITION OF ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES FOR THE DISPOSITION OF SOLID WASTE AND RECYCLING; PROVIDING FOR CLASSIFICATIONS OF REAL PROPERTY SUBJECT TO ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES; AND ESTABLISHING THE AMOUNT OF THE ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES.

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

A report was read from the Finance Committee under date of May 21, 2009 that it considered the information furnished by the County Administrator, Allen O'Neal and Mack Gile, Budget Director, regarding Charleston County's Fiscal year 2010. It was pointed out that the County Budget included the Budgets for:

Trident Technical College  
 Awendaw Consolidated Fire District  
 East Cooper Fire District  
 Northern Fire District  
 West St. Andrews Fire District

Committee recommended that Council:

1. Appropriate \$9,150,434 to the Adult Detention Center from the following:
 

2007 General Obligation Bond	\$7,127,135
Capital Projects Proceeds	\$ 688,579
Capital Projects Construction	\$ 334,720
N. Charleston Senior Center	\$1,000,000
2. Approve the FY 2010-2014 Capital Improvement Plan
3. Vote to keep the cumulative fiscal year 2010 debt service and operating millage total the same as the cumulative debt service and operating millage in fiscal year 2009.
4. Adopt option B of the holiday pay proposals and directed staff to take the appropriate action to amend the Human Resources Policy to reflect that change.
5. Transfer \$1,500,000 from General Fund fund balance to the Parking Garages for repairs
6. Transfer \$500,000 from the Parking Garages to the Debt Service Fund
7. Appropriate \$4.3 million in the Parking Garage for repairs and improvements.
8. Vote to reduce the Series 2009 General Bond borrowing from \$60,000,000 to \$55,000,000.
9. Approve the Internal Service Funds budget as not inconsistent with the actions of Council concerning the millage rate and the FY 2010 budget.
10. Approve the Enterprise Funds budget as not inconsistent with the actions of Council concerning the millage rate and the FY 2010 budget.
11. Transfer \$867,815 from DAODAS fund balance, \$89,187 from Revenue

Collections fund balance and \$63,960 from Project Impact fund balance to the Debt Service Fund.

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

An Ordinance giving first reading approval to the Fiscal Year 2010 Charleston County Budget was read by title only.

### **CHARLESTON COUNTY ORDINANCE**

**TO PROVIDE FOR THE LEVY OF TAXES FOR CORPORATE PURPOSES OF CHARLESTON COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010, HEREINAFTER REFERRED TO AS FISCAL YEAR 2010; TO MAKE APPROPRIATIONS FROM THE GENERAL FUND AND OTHER FUNDS OF SAID COUNTY FOR SUCH PURPOSES; AND TO FURTHER PROVIDE FOR THE LEVY OF TAXES FOR CORPORATE PURPOSES OF CHARLESTON COUNTY INCLUDING THE AWENDAW CONSOLIDATED FIRE DISTRICT, EAST COOPER FIRE DISTRICT, NORTHERN CHARLESTON COUNTY FIRE DISTRICT, WEST ST. ANDREW'S FIRE DISTRICT, AND TRIDENT TECHNICAL COLLEGE FOR FISCAL YEAR 2010; TO PROVIDE FOR APPROPRIATIONS FROM SUCH SPECIAL FUNDS CREATED FOR THE PURPOSES OF THE AWENDAW CONSOLIDATED FIRE DISTRICT, EAST COOPER FIRE DISTRICT, NORTHERN CHARLESTON COUNTY FIRE DISTRICT, WEST ST. ANDREW'S FIRE DISTRICT, AND TRIDENT TECHNICAL COLLEGE IN ORDER TO SUPPLY THE NECESSARY FUNCTIONS OF SAID UNITS; TO PROVIDE FOR BUDGET CONTROL OF SAID APPROPRIATIONS BY THE COUNTY COUNCIL AND THE COUNTY ADMINISTRATOR; TO MAKE PROVISIONS FOR THE FISCAL AFFAIRS OF SAID COUNTY; AND TO PROVIDE FOR THE ISSUANCE OF TAX ANTICIPATION NOTES IN AN AMOUNT UP TO \$25,000,000 FOR CHARLESTON COUNTY AND UP TO \$200,000 FOR AWENDAW CONSOLIDATED FIRE DISTRICT.**

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

A report was read from the Finance Committee under date of May 21, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Mack Gile, Director of Budget, regarding the application deadline for receipt of applications requesting Accommodation Tax Funds.

Committee recommended that Council extend the deadline for receipt of applications for funding from Accommodation Tax by 14 days.

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

The Chairman asked if any Member of the Public 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. There was no affirmative response.

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

Beverly T. Craven  
Clerk of Council

