

Charleston, SC
June 7, 2011

A regular meeting of County Council of Charleston County was held on the 7th day of June, 2011 at 7:00 p.m. in the Beverly T. Craven Council Chambers, Second Floor of the Lonnie Hamilton, III Public Services Building, located at 4045 Bridge View Drive, Charleston, South Carolina.

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

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

Rev. Robert Reid gave the invocation. County Administrator O'Neal led in the pledge to the flag.

The Clerk reported that in compliance with the Freedom of Information Act, notice of meetings and agendas were furnished to all news media and persons requesting notification.

Mr. Rawl moved approval of the minutes of County Council's meeting of, June 2, 2011, seconded by Ms. Condon, and carried.

**Charleston
County
School
Board**

The Chairman announced that Mr. William Lewis and Ms. Clara Heinsohn were in the audience to share with Council the progress being made by the Charleston County School System under Dr. McGinley's leadership.

After their presentation, the Chairman thanked Ms. Heinsohn and Mr. Lewis for their update.

**Myasthenia
Gravis
Resolution**

The Chairman requested Ms. Janet Myder and Mr. Julian Canes, Co-Chairs of the Low Country Myasthenia Gravis Support Group to come forward to accept the Resolution and say a few words about Myasthenia Gravis.

The Clerk read the Resolution and Council Member Colleen Condon gave the Resolution to Ms. Myder and Mr. Canes.

The Resolution is as follows:

**A RESOLUTION
OF CHARLESTON COUNTY COUNCIL**

WHEREAS, Myasthenia Gravis (MG) is a rare, often misdiagnosed, autoimmune, neuromuscular disease that causes weakness of the voluntary muscles. Although controllable by medication and other treatments, it alters the lives of those affected and can be fatal; and

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WHEREAS, because of its rarity (approximately 70,000 people are living with MG in the United States today), it is often difficult to diagnose correctly or in a timely manner; and

WHEREAS, the Myasthenia Gravis Foundation of America, Inc. (MGFA) is a not-for-profit organization founded in 1952; and

WHEREAS, the MGFA has a network of chapters throughout the United States including South Carolina whose mission is to facilitate the timely diagnosis and optimal care of individuals affected by myasthenia gravis and to improve their lives through programs of patient services, public information, medical research, professional education, advocacy and patient care.

NOW, THEREFORE, BE IT RESOLVED that Charleston County Council does hereby proclaim June 2011, as:

MYASTHENIA GRAVIS AWARENESS MONTH
“Uniting for a Cure... Together we are Stronger.”

in the Charleston County and urges all residents to join in an attempt to focus attention on the need for education, treatment, research, and ultimately a cure for this as yet incurable disease.

CHARLESTON COUNTY COUNCIL

Teddie E. Pryor, Chairman
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An Ordinance amending the SCE&G Fee-In-Lieu-of-Taxes Agreement was given third reading by title only.

**SCE&G
Ordinance
3rd Reading**

AN ORDINANCE

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

WHEREAS, Charleston County (the “County”), a public body corporate and politic under the laws of the State of South Carolina entered into a fee-in-lieu-of-property-taxes arrangement under the provisions of Title 12, Chapter 44 of the Code of Laws of South Carolina 1976, as amended (the “Act”) with South Carolina Electric & Gas Company (the “Company”) in connection with which (i) the County adopted an Inducement Resolution on October 6, 2009, and (ii) the County and the Company entered into a Fee Agreement dated December 30, 2009, (the “Initial Fee Agreement”);

WHEREAS, pursuant to Section 4.1 of the Initial Fee Agreement, the County agreed that the "Company may place Real Property and/or Personal Property into service at any time under this Fee Agreement;"

WHEREAS, the Company anticipates the addition of certain real property at the Project bearing the following TMS Numbers: 475-00-00-026; 475-15-00-002; and 475-00-00-018;

WHEREAS, the Company and the County desire to amend the Initial Fee Agreement so that the Project is defined to include the additional real property;

WHEREAS, Charleston County Council (the "County Council") has caused to be prepared and presented to this meeting the form of a First Amendment to Fee Agreement between the County and the Company (the "First Amendment"), which the County proposes to execute and deliver;

WHEREAS, it appears that the First Amendment, which is now before this meeting, is in appropriate form and is an appropriate instrument to be executed and delivered or approved by the County for the purposes intended;

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

Section 1. The County finds that the form, terms and provisions of the First Amendment which is before this meeting and filed with the Clerk to County Council is hereby approved and all of the terms, provisions and conditions thereof are hereby incorporated herein by reference as if the First Amendment was set out in this Ordinance in its entirety. The First Amendment is to be in substantially the form now before this meeting and hereby approved, or with such changes therein as shall be approved by the officials of the County executing same. Provided, this approval of the First Amendment shall require the written consent of J. Steven Dykes, Director, Charleston County Economic Development to be deemed amended.

Section 2. The Chairman of County Council and the Clerk to County Council, for and on behalf of the County, are hereby each authorized and directed to do any and all things necessary to effect the execution and delivery of the First Amendment and the performance of all obligations of the County under and pursuant to the First Amendment.

Section 3. The consummation of all transactions contemplated by the First Amendment is hereby approved.

Section 4. This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

Section 5. The provisions of this Ordinance are hereby declared to be separable and if any section, phrase or provision shall for any reason be declared by a

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court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereunder.

Section 6. All orders, resolutions, ordinances and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its passage and approval.

DONE, RATIFIED AND ADOPTED this 7th day of June, 2011.

CHARLESTON COUNTY, SOUTH CAROLINA

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

ATTEST:

Beverly Craven
Clerk, Charleston County Council

CONSENT:

J. Steven Dykes, Director
Charleston County Economic Development

First Reading: May 3, 2011
Second Reading: May 17, 2011
Third Reading: June 7, 2011
Public Reading: June 7, 2011

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

Ms. Condon	- aye
Mr. Darby	- aye
Ms. Johnson	- aye
Mr. Qualey	- aye
Mr. Rawl	- aye
Mr. Sass	- aye
Mr. Schweers	- aye
Mr. Summey	- absent
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 rezoning Planned Development 129 was given second reading by title only.

Linnen Place
Development
A) ZREZ 3-
11-10601
B) ZPDA 31-
11- 10602

**AN ORDINANCE
REZONING THE REAL PROPERTY LOCATED AT 2615 LINNEN
LANE, PARCEL IDENTIFICATION NUMBER 578-00-00-502 FROM
THE LINNEN PLACE PLANNED DEVELOPMENT, (PD-129)
DISTRICT TO THE SPECIAL MANAGEMENT 3 (S-3) 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	- aye
Ms. Johnson	- aye
Mr. Qualey	- aye
Mr. Rawl	- aye
Mr. Sass	- aye
Mr. Schweers	- aye
Mr. Summey	- absent
Mr. Pryor	- aye

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

An Ordinance amending the text and map of properties within the Linen Place Planned Development (PD-129) was given second reading by title only.

**AN ORDINANCE
AMENDING THE LINNEN PLACE PLANNED DEVELOPMENT
(PD-129) TEXT AND MAP OF PROPERTIES LOCATED WITHN THE LINNEN
PLACE PLANNED DEVELOPMENT (PD-129)**

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

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

**Municipal
Election
Town of
Seabrook**

An Ordinance accepting the transfer of Municipal Elections by the Board of Elections and Voters Registration of Charleston County was given second reading by title only.

**AN ORDINANCE
TO ACCEPT THE TRANSFER OF AUTHORITY TO THE BOARD OF
ELECTIONS AND VOTERS REGISTRATION OF CHARLESTON COUNTY
TO CONDUCT MUNICIPAL ELECTIONS FOR THE TOWN OF SEABROOK
ISLAND, SOUTH CAROLINA.**

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

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

An Ordinance approving the FY 2012 Park & Recreation Commission budget was given second reading by title only

**FY 2012
Park &
Recreation
Commission**

**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 2011-2012,
AND AUTHORIZING THE ISSUANCE OF A
TAX ANTICIPATION NOTE IN AN AMOUNT UP TO \$4,500,000**

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

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

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

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

An Ordinance approving the FY 2012 budget for the Cooper River Park & Playground Commission was given second reading by title only

**FY 2012
Cooper River
Park &
Playground
Budget**

**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 2011-2012**

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

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

**FY 2012
James
Island PSD
Budget**

An Ordinance approving the FY 2012 budget for the James Island Public Service District was given second 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 2011-2012

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

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

**FY 2012
North
Charleston
District
Budget**

An Ordinance approving the FY 2012 budget for the North Charleston District was given second 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 2011-2012**

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	- aye

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

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

**FY 2012 St.
Andrews
Parish Park
&
Playground
Commission**

An Ordinance approving the FY 2012 budget for the St. Andrews Parish Park and Playground Commission was given second 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 2011-2012,
AND AUTHORIZING THE ISSUANCE OF A
TAX ANTICIPATION NOTE IN THE AMOUNT UP TO \$400,000.**

The Ordinance in 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	- aye
Ms. Johnson	- aye
Mr. Qualey	- aye
Mr. Rawl	- aye
Mr. Sass	- aye
Mr. Schweers	- aye
Mr. Summey	- absent
Mr. Pryor	- aye

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

**FY 2012 St.
Johns Fire
District
Budget**

An Ordinance approving the FY 2012 budget for the St. Johns Fire District was given second 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 2011-2012,
AND AUTHORIZING THE ISSUANCE OF A
TAX ANTICIPATION NOTE IN THE AMOUNT UP TO \$1,000,000.**

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

The vote being seven (7) ayes, one (1) nay and one (1) absent, the Chairman declared the Ordinance to have received second reading approval.

An Ordinance approving the FY 2012 budget for the St. Paul's Fire District was given second reading by title only.

**FY 2012
St. Pauls
Fire
District
Budget**

**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 2011-2012,
AND AUTHORIZING THE ISSUANCE OF A
TAX ANTICIPATION NOTE IN THE AMOUNT UP TO \$1,500,000.**

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

Ms. Condon	- aye
Mr. Darby	- aye

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

The vote being seven (7) ayes, one (1) nay and one (1) absent, the Chairman declared the Ordinance to have received second reading approval.

**FY 2012
Charleston
County
Budget**

An Ordinance giving second reading to the Fiscal Year 2012 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, 2011 AND ENDING JUNE 30, 2012, HEREINAFTER REFERRED TO AS FISCAL YEAR 2012; 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 2012; 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.

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

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

Mr. Summey	- absent
Mr. Pryor	- aye

The vote being seven (7) ayes, one (1) nay and one (1) absent, the Chairman declared the Ordinance to have received second reading approval.

**FY 2012
Solid Waste
Budget**

An Ordinance establishing a FY 2012 Solid Waste budget for the Enviromental Management Department was given second 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.

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

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

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

**FY 2012
Transportation
Sales Tax
Budget**

An Ordinance establishing a FY 2012 budget for the Transportation Management Department was given second reading by title only.

**CHARLESTON COUNTY ORDINANCE
TO ESTABLISH AND MAKE APPROPRIATIONS FOR FISCAL YEAR 2012 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.

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

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

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

**2011 Bond
Issuance
A) Capital
Improvements
B)
Transportation
Sales Tax**

An Ordinance authorizing the issuance of not exceeding \$56,100,000 was given second reading by title only.

AN ORDINANCE

TO PROVIDE FOR THE ISSUANCE AND SALE OF NOT EXCEEDING \$56,100,000 GENERAL OBLIGATION REFUNDING AND CAPITAL IMPROVEMENT 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.

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

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

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

An Ordinance authorizing the issuance of not exceeding \$247,650,000 was given second reading by title only.

AN ORDINANCE
TO PROVIDE FOR THE ISSUANCE AND SALE OF NOT EXCEEDING
\$247,650,000 GENERAL OBLIGATION REFUNDING AND CAPITAL
IMPROVEMENT TRANSPORTATION SALES TAX 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.

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

Ms. Condon	- aye
Mr. Darby	- aye
Ms. Johnson	- aye
Mr. Qualey	- aye
Mr. Rawl	- aye
Mr. Sass	- aye
Mr. Schweers	- aye
Mr. Summey	- absent
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) Paul
Coverdell
Forensic
Grant
B) Set-
Aside
Agenda
ODFJell
Holdings**

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. Rawl, and carried.

The Consent Agenda is as follows:

A report was read from the Finance Committee meeting of June 2, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Rae Wooten, Charleston County Coroner, regarding permission for the Coroner's Office to apply for a SC Department of Public Safety Office of Justice Programs for a grant of \$45,000 to improve the quality and timeliness of forensic services and medical examiner services. It was stated that the Coroner's Office is requesting these funds for a one-year, full time Paralegal/Forensic Data Entry Assistant and to purchase equipment which will assist that individual in their position.

Committee recommended that Council approve the Coroner's request to apply to the SC Department of Public Safety Office of Justice Programs for a grant in the amount of

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\$45,000 to employ a one-year grant funded position, with the understanding the County is under no obligation to support the costs associated with this FTE at the end of the grant period; that no match is associated with this grant and the grant period runs from October 1, 2011 through September 30, 2012.

A report was read from the Finance Committee meeting of June 2, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Steve Dykes, Director of Economic Development, regarding a set-aside grant. It was stated that set-aside grants are "pass thru" grant funds made available to the host County in which the Company resides. It was further stated that the S. C. Coordinating Council for Economic Development is expected to approve the \$50,000 Set-Aside grant for Odfjell Terminals (Charleston), LLC at its June 2nd meeting, and this action requests the Charleston County Council to formally accept the grant into the County's grant management system when the grant is awarded and following an award contract signing later in June, the Company will be informed of the available funds.

Committee recommended that Council authorize the County to accept the \$50,000 Set-Aside grant from the S. C. Coordinating Council; for Economic Development, acting as administrator and conduit for the passage of the funds to Odfjell Terminals (Charleston), LLC on a reimbursable basis.

**Juvenile
Drug Court
Probate
Judge
Salary**

A report was read from the Finance Committee meeting of June 2, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Scarlett Wilson, Ninth Judicial Circuit Solicitor, regarding funding from the State for the Ninth Judicial Circuit Juvenile Drug Court. It was stated that Probate Judge Irvin Condon and Judge Tamara Curry have agreed to preside over the Juvenile Drug Court and have been approved by Chief Justice Jean Toal to do so. It was shown that in addition to their current duties for the adult court and the mental health court, the solicitor requests that County Council approve salary increases for Judge Irvin Condon and Judge Tamara Curry

Committee recommended that Council approve the request of the Solicitor's Office for an increase in salaries for Judge Irvin Condon and Judge Tamara Curry from \$120,939 to \$130,312 for assignment to preside over the Ninth Circuit Juvenile Drug Court retroactive to February 7, 2011 and for handling the Ninth Judicial Circuit Adult Drug Court and the Mental Health Court.

**Public
Forum**

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

Mr. David Coe, of James Island, addressed Council regarding changing the boat situs rules from 90 days to 180 days. He also commented on the Auditor's budget.

In response to Mr. Coe's comments, Council Member Darby requested a presentation regarding the pros and cons of the 90 days vs. 180 days boat situs.

Mr. Chris Fisher, of Fisher Recycling, addressed Council regarding the Business Recycling pilot program. He stated that he had allowed the County's contractor, Mitch Kessler, to come into his warehouse and in his opinion Mr. Kessler had

scouted his business model. He stated that he would like the County to rescind its pilot program as he thinks it is competing with the public sector.

In response to Mr. Fisher's comments, Council Member Schweers requested an update on the various pilot programs the County has recently undertaken in the Environmental Management Department.

In response to Mr. Fisher's comments, Council Member Condon stated that in her view, the pilot program is not picking up recyclables from businesses for free since the businesses do pay a solid waste user fee.

Mrs. Elizabeth Fisher, of Fisher Recycling, stated that she opposes the business recycling pilot program and encouraged Council to try to increase recycling for single-family and multi-family residences, schools, and parks. She stated that she wants recycling to succeed, but feels like the County's pilot program is cutting into her business.

Mr. John Votaw, of Southeastern Plastic Recovery, stated that he had served on the Green Ribbon Committee and would like to see Council reconvene that body. He also stated that he would like to see the County somehow incentivize recycling, perhaps by giving businesses a reduced business license fee if they participate in recycling.

Ms. Jessica Monday stated that she opposes the business recycling pilot program and would like to see Council incentivize residential recycling.

Mr. Barry Wolf, Vice-President of Charleston Steel and Metal Company and President of the SC Recycling Association also spoke against the business recycling pilot program.

Ms. Mary Graham, of Charleston Metro Chamber of Commerce, stated that the Chamber has concerns regarding where the County's business recycling program is heading and offered the assistance of the Chamber of Commerce as a convener to help facilitate open dialogue between the County and the business community regarding the future of the County's program. She also stated that the Chamber objects to "flow control" or mandated recycling for businesses.

Charleston County Auditor Peggy Moseley stated that there is a difference between the public helping her department uphold the tax laws in the County and harassment. She stated that she believed the County would be better served by reducing the tax rate for boats from 10.5% to 6% as has been done in other coastal counties. She also recognized two of her employees, A.J. Nichols, code enforcement officer, and Mike Roumillat, boat tax specialist.

Hearing no further public comments, the Chairman asked if any member of Council wished to address the body.

Council Member Condon thanked staff for their work on what has so far been a smooth budget process.

Council Member Schweers thanked the recycling community for bringing their concerns to Council and stated that the County is doing its best to put out the best recycling program for its citizens.

Council Member Darby remarked that Mack Gile is a man of great intellect and that Mr. Darby is proud that Mack Gile works for Charleston County.

Council Member Johnson thanked Peggy Moseley and her employees for coming to the meeting and stated that she was saddened to hear that they think they are being harassed.

Council Member Sass thanked staff for keeping the County pointed in the right direction. He also thanked the recycling community and Mrs. Moseley for being at the meeting tonight.

Council Member Rawl stated that the state sets three tax rates for real and personal property in South Carolina and it is up to the County to decide which category each piece of property is classified in.

Chairman Pryor stated that he would like the upcoming presentation on the solid waste program to include information about franchise fees and tipping fees for recycling.

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

Beverly T. Craven
Clerk of Council