

July 21, 2009  
Charleston, SC

A regular meeting of County Council of Charleston County was held on the 21<sup>st</sup> day of July, 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; 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.

Mr. McKeown gave the invocation. Ms. Condon 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.

**Gullah-Geechee  
Cultural  
Corridor  
Request  
Resolution**

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Chairman Teddie E. Pryor regarding a Resolution supporting the Gullah-Geechee Heritage Corridor created by the National Heritage Areas Act of 2006 and supporting the inclusion of the Mount Pleasant Sweetgrass Overlay District as part of the Gullah-Geechee Cultural Heritage Corridor.

Committee recommended that Council adopt the proposed resolution.

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

The Chairman requested the Clerk to read the Resolution into the record.

**A RESOLUTION  
of Charleston County Council**

**WHEREAS**, the United States Congress has enacted the National Heritage Areas Act of 2006 creating ten new heritage areas among which is the Gullah-Geechee Cultural Heritage Corridor along the coasts of northern Florida, Georgia, South Carolina, and southern North Carolina; and

**WHEREAS**, the Heritage Corridor recognizes the important contributions made to American culture and history by Africans and African Americans known as Gullah/Geechee who settled in the coastal counties of Florida, Georgia, South Carolina, and North Carolina; and

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**WHEREAS**, the Heritage Corridor provides assistance to federal, state, and local governments, grassroots organizations, and public and private entities in interpreting the story of Gullah/Geechee culture and preserving Gullah/Geechee folklore, arts, crafts, and music; and

**WHEREAS**, the Heritage Corridor assists in identifying and preserving sites, historical data, artifacts, and objects associated with Gullah/Geechee culture for the benefit an education of the public; and

**WHEREAS**, Mount Pleasant Sweetgrass Overlay District possesses significant history related to Gullah-Geechee culture and Gullah-Geechee folklore, arts, crafts, and music; and

**WHEREAS**, the historical sites, historical data, artifacts and objects associated with Gullah-Geechee culture in Mount Pleasant Sweetgrass Overlay District should be identified and preserved for the benefit and education of the public.

**NOW THEREFORE, BE IT RESOLVED**, by **CHARLESTON COUNTY COUNCIL OF CHARLESTON COUNTY, SOUTH CAROLINA** as follows:

1. County Council hereby endorses and supports the goals and objectives of the National Heritage Areas Act of 2006 and the work of the Gullah-Geechee Cultural Heritage Corridor Commission.
2. County Council hereby endorses the inclusion of the Mount Pleasant Sweetgrass Overlay District in the Gullah-Geechee Cultural Heritage Corridor.

Adopted in regular session of County Council for the County of Charleston, South Carolina this 21<sup>st</sup> day of July, 2009.

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

**Darkness to  
Light  
Request  
Resolution**

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Jennifer Miller, Assistant County Administrator for Health and Environmental Services, and the letter of Ray Anderson, Executive Assistant to the Mayor of North Charleston, regarding a resolution to support Darkness to Light's Tri County Coalition to Prevent Child Sexual Abuse August Prevent-A-Thon. It was stated that Darkness to Light's programs raise awareness of the prevalence and consequences of child sexual abuse by educating adults about the steps they can take to prevent, recognize, and react responsibly.

Committee recommended that Council adopt the proposed resolution.

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

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The Chairman requested the Clerk to read the Resolution into the record.

**A RESOLUTION  
of Charleston County Council**

**WHEREAS**, child sexual abuse touches every life when it leads to loss of trust, decrease in self esteem, and development of shame, guilt and depression; and

**WHEREAS**, the effects haunt the abused for years, increasing the likelihood of drug and alcohol dependency, eating disorders, teen pregnancy, delinquency, violent crimes, and debilitating fear; and

**WHEREAS**, one in four girls is sexually abused before the age of 18; one in six boys is sexually abused before the age of 18; and nearly 70 percent of all reported sexual assaults (including assaults on adults) occur to children ages 17 and under; and

**WHEREAS, Darkness to Light**, a non-profit organization whose mission is to diminish the incidence and impact of child sexual abuse so that more children will grow up healthy and whole, has emerged to directly confront this crisis; and

**WHEREAS**, the **Darkness to Light** programs raise awareness of the prevalence and consequences of child sexual abuse by educating adults about the steps they can take to prevent, recognize and react responsibly to the reality of child sexual abuse.

**NOW THEREFORE, BE IT RESOLVED**, that the **CHARLESTON COUNTY COUNCIL** proclaims its support of **Darkness to Light's** TriCounty Coalition to Prevent Child Sexual Abuse August Prevent-A-thon, a media-driven educational event; and

**BE IT FURTHER RESOLVED**, that Charleston County Government will participate by providing the Stewards of Children training program to its employees, to empower preventive action through the "7 Steps to Protecting our Children."

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

**Portion of  
Lottie Pope  
Road  
Request to  
Abandon**

A report was read from the Planning/Public Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Dan Pennick, Director of Zoning/Planning Department regarding a request to abandon a private access road. It was stated that Application #21388 was previously approved and the access was privately dedicated in 1967, and that the dedication statement included the following:

"The private Access R/W which may not be changed either in size or location without the express written consent of Charleston County Council."

It was further stated that if Council approves the abandonment, the petitioners should be advised in the Council Action that the abandonment of this right-of-way does not assure

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ownership of the right-of-way is with them, and the petitioners may have to comply with provisions of the S. C. Code of Law, Section 57-9-10, et.seq.

Committee recommended that Council approve abandonment a portion of a Private Access Road (0.34) of the Lands of George D. Phinney, Jr., and Richard M. Unger in Case #21366, with the condition that the abandoned Private Access right of way is properly recorded (plat and/or deed) within 180 days, and with the understanding that this road abandonment is related to rezoning cases ZPDA-4-09-3648 and ZPDA-4-09-3649, and that Council action does not assure ownership of the right-of-way.

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

**ZDPA 4-08-3648, 9073 Lottie Pope Road, Ordinance 2<sup>nd</sup> Reading**

An Ordinance to rezone property at 9073 Lottie Pope Road, Edisto Island, was given second reading by title only

### **AN ORDINANCE**

**REZONING THE PROPERTY LOCATED AT 9073 LOTTIE POPE ROAD, EDISTO ISLAND, PARCEL IDENTIFICATION NUMBER A PORTION OF 027-00-00-034, FROM A PLANNED DEVELOPMENT (PD-99) TO AN AGRICULTURAL-RESIDENTIAL (AGR) 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
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 second reading approval.

**ZDPA 4-08-3649, 9073 Lottie Pope Road, 8331, 8231, 8401 Simmons Point Road Ordinance 2<sup>nd</sup> Reading**

An Ordinance to amend Planned Development (PD 99) was given second reading by title only.

### **AN ORDINANCE**

**REZONING PROPERTIES LOCATED AT 9073 LOTTIE POPE ROAD, 8331, 8231 AND 8401 SIMMONS POND ROAD, TAX MAP PARCEL NUMBERS 027-00-00-**

**034, 002, 004, 057 EDISTO ISLAND FROM A PLANNED DEVELOPMENT (PD-99)  
TO A PLANNED DEVELOPMENT AMENDMENT (PD-99A).**

**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
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 second reading approval.

**ZLDA Text  
Change  
Ordinance  
2<sup>nd</sup> Reading**

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

**AN ORDINANCE**

**AMENDING THE ZONING AND LAND DEVELOPMENT REGULATIONS  
ARTICLES 1.1 (TRANSITIONAL PROVISIONS) 6.1 (USE TABLE) 6.4 (USE  
CONDITIONS), AND 12.1 (TERMS AND USES DEFINED).**

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

The vote being seven (7) ayes and two (2) nays, the Chairman declared the Ordinance to have received second reading approval.

**Firemen's  
Insurance and  
Inspection  
Fund  
Appointments 2**

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council regarding vacancies on the Charleston County Firemen's Insurance and Inspection Fund. It was stated that applications for appointment were received from Sean Pike to fill a seat representing the St. Andrews Public Service District and Shirley Rush to fill a seat representing the James Island Public Service District. Following these appointments, there will remain two vacancies representing the St. Andrews PSD and two vacancies representing the St. Pauls Fire District.

The Firemen's Insurance and Inspection Fund (1 percent Commission) is comprised of 21 members: the County Treasurer and 4 representatives from each of the five fire districts in the County (Awendaw, St. John's, St. Paul's, St. Andrews PSD, and James Island PSD). Members are appointed by the Treasurer upon recommendation of County Council for four year terms.

Committee recommended that Council recommend that the Treasurer:

1. Appoint Sean Pike to the Firemen's Insurance and Inspection Fund representing St. Andrews Public Service District for a term to expire in March 2012.
2. Appoint Shirley Rush to the Firemen's Insurance and Inspection Fund representing James Island Public Service District for a term to expire in March 2012.

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

**Board of  
Assessment  
Appeals  
Appointments 2**

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council regarding three vacancies on the Charleston County Board of Assessment Appeals. It was stated that applications for appointment were received from Marcus Allen and Patrick Tivnan.

The Board of Assessment Appeals hears appeals from the Assessor's valuation of property values. Hearings are workload driven and are usually held on Wednesday afternoons. The Board's fifteen members are appointed by County Council to four year terms.

Committee recommended that Council appoint Marcus Allen and Patrick to the Board of Assessment Appeals for terms to expire June 2013.

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

**Charleston  
Regional  
Development  
Appointment 1**

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Kristen Salisbury,

Deputy Clerk to Council regarding a vacancy on the Charleston Regional Development Alliance. It was stated that applications for appointment were received from Flash Kinloch and Brian Moody. Linda Ketner was nominated from the floor and an application was later submitted.

The Charleston Regional Development Alliance is a regional nonprofit economic development partnership focusing on Berkeley, Charleston and Dorchester Counties. The sole mission of the Alliance is the attraction of new manufacturing, distribution and business and research facilities to this region. Charleston County has three representatives on this Board who serve terms of three years.

Committee recommended that Council appoint Linda Ketner to the Charleston Regional Development Alliance for a term to expire in June 2012.

Mr. Schweers nominated Brian Moody and Ms. Condon nominated Linda Ketner.

The Chairman requested the Clerk to call the roll and votes were recorded as follows:

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

The votes were tallied and Mr. Moody was declared to have received 5 votes and Ms. Ketner 4 votes.

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council regarding four vacancies on the Park and Recreation Commission. It was stated that applications for reappointment were received from Rosemarie Gregory-West, Ravi Sanyal, and Matthew Yelverton. Mr. Kearns confirmed that he is not seeking reappointment. Additional applications for appointment were received from Benjamin Cooke, Jeffrey Davis, John Flinn, Charles Fox, Ronald Gold, Johnny Knight, Joseph Lysaght, Noah Moore, Anne Owens, Naquita Page-Dawson, James Randolph, Fouchena Sheppard, Kenda Sweet, Janet Vanderhorst, and Norman Vanderhorst.

The Charleston County Park and Recreation Commission is a seven member Board. The Commission is a policy making board and has specific areas of responsibility outlined in legislation. The Staff administers the policies of the Commission under the direction of the Executive Director. The mission of the Commission is to improve the quality of life in Charleston County by offering a diverse system of park facilities, programs and services without duplicating services provided by other agencies. The Commission generally schedules three Committee meetings and one Commission

meeting each month. Special and additional meetings are held as needed. The Commission is appointed by the Governor, on the recommendation of County Council for two (2) year terms.

Committee recommended that Council recommend to the Governor the:

1. Re-appointment of Rosemarie Gregory-West, Ravi Sanyal, and Matthew Yelverton to the Park and Recreation Commission for terms to expire in June 2011.
2. Appointment of Benjamin Cooke to the Park and Recreation Commission for a term to expire in June 2011.

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council regarding two vacancies on the Library Board of Trustees. It was stated that applications for appointment were received from Yvonne Bowser, Harlan Greene, and Margaret Reider.

The Library Board of Trustees is an 11 member Board that is charged by state statute to control and manage the County Public Library System. Members are appointed by County Council for terms of four years. Members shall be appointed from all geographical areas of the County. Library Board meetings are held on the fourth Tuesday of each month at 5:15 p.m.

Committee recommended that Council appoint Harlan Greene and Margaret Reider to the Library Board of Directors for terms to expire in December 2013.

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

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council regarding one vacancy on the Disabilities and Special Needs Board. It was stated that applications for appointment were received from Yvonne Bowser, Christine File, Donna Newton, Sean Pike, and Alexis Wright-Singleton.

Members of the Disabilities and Special Needs Board are appointed by the Governor for four year terms. County Council recommends to the Governor persons to be appointed. The mission of the Board is to assist people with disabilities in meeting their needs, pursuing their dreams and achieving their possibilities; and to minimize the occurrence and reduce severity of disabilities through prevention. The Board meets on the second Thursday of each month at 5:30 p.m.

Committee recommended that Council recommend to the Governor the appointment of Yvonne Bowser to the Disabilities and Special Needs Board for a term to expire in September 2012.



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

A report was read from the Administration Policy/Rules Committee under date of July 16, 2009 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council regarding a vacancy on the Construction Board of Adjustment and Appeals for a Resident State Fire Marshall. It was stated that the Ordinance calls for there to be a Resident State Fire Marshall on the Construction Board and after a period of approximately one year, an application for appointment was received from Ronald Coleman for the Resident State Fire Marshal seat.

Committee recommended that Council appoint Ronald Coleman to the Construction Board of Adjustment and Appeals as a Resident State Fire Marshal for a term to expire in July 2013.

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

A report was read from the Finance Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Mack Gile, Chief Budget Officer, regarding a request for Council's approval of the Charleston Area Regional Transportation Authority's (CARTA) Budget. It was stated that the State Regional Transportation Authority law requires the Charleston Area Regional Transportation Authority Board of Directors to adopt an annual budget that has been approved by jurisdictions representing 50 per cent of the population in the service area. It was shown that at the CARTA Board meeting on May 20, 2009 a \$19,562,265 proposed budget for Fiscal Year 2010 (October, 2009 to September, 2010) was reviewed and accepted for submission to the member governments.

Committee recommended that Council approve the fiscal year 2010 Charleston Area Regional Transportation Authority Operating, Capital and Debt Service budget totaling \$19,562,265 in both revenues and expenses.

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

Mr. Summey abstained and furnished the Clerk with a Statement of Conflict of Interest, citing a potential contractual conflict on a development project.

A report was read from the Finance Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and E. Steven Taylor, Director of Procurement, regarding sealed bids received for the I-26 West at SC 7 turn lane intersection. It was stated that the project was requested to relieve vehicle stacking at the intersection of I-526 and SC7, where traffic turning right onto SC7 is forced to share a line with through traffic, and this lane shows extensive wear in comparison to the other lanes. It was shown that upon completion of the project there will be a dedicated route for right turning traffic, as well as relief the traffic load on the right most through lane. It was further shown that all four lanes of the approach to

the new intersection will receive new surface for 600 feet.

Committee recommended that Council, acting as agent for the Charleston County Transportation Committee (CTC) authorize award of a contract for the I-526 West at SC& turn lane intersection to the lowest responsive and responsible bidder meeting specifications, Truluck Construction Co., in the amount of \$179,464.90, with the understanding that funding is available through the State "C" Fund for road improvement.

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

A report was read from the Finance Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Jim Lake, Consolidated 9-1-1 Director, regarding a request for non-competitive procurement. It was stated that on January 2, 2009 the Sheriff's and EMS Telecommunicators merged administratively as the Charleston County Consolidated 9-1-1 Center, and that on or about September 1, 2009 it is anticipated that the North Charleston Dispatch Center will become part of the Charleston County Consolidated 9-1-1 Center. It was shown that the County has owned, operated, maintained and updated a TriTech CAD system since 1998, and that the Consolidated 9-1-1 Center is requested expansion of the current TriTech CAD, involving a non-competitive procurement which would be considerably less expensive than the purchase of a new CAD system.

It was further stated that another critical element for 9-1-1 consolidation is to have one standard protocol for call processing and that the County has owned, operated, maintained and updated Priority Dispatch Corporation ProQA Call Processing hardware and software since 2000, and the Consolidated 9-1-1 Center is requesting expansion of the current ProQA Software and the addition of the law enforcement call processing module. It was shown that the Priority Dispatch Corporation ProQA software has been reviewed and is recommended by the Consolidated Dispatch Board for use in the Consolidated 9-1-1 Center and is in accordance with the recommendation of the Countywide Emergency Communications Services Consolidated Feasibility Study of April, 2007.

Committee recommended that Council:

1. Authorize the Administrator to sign a contract with TriTech for a non-competitive procurement totaling \$465,578 for expansion of the County's currently owned TriTech Computer Aided Dispatch (CAD) system to include the purchase of additional licenses, hardware, software and the development of interfaces to partner agencies technology, and with the understanding that all contract negotiations will involve County legal staff.
2. Authorize the Administrator to sign a Contract with Priority Dispatch for a non-competitive procurement totaling \$125,300 for expansion of the County's currently owned Priority Dispatch ProQA Call Processing Software, with the

understanding that contract negotiations will involve County legal staff.

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

A report was read from the Finance Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Christine O. Durant, Director of Grants Administration, regarding a request to submit an application on behalf of Facilities Management, Environmental Management and Public Works to request permission to apply to the Berkeley-Charleston-Dorchester Council of Governments (BCDCOG) for funding under the South Carolina Energy Office's American Recovery and Reinvestment Act Energy Efficiency Funding for Local Governments. It was stated that this funding opportunity is strictly for governmental entities that were deemed not eligible for the direct allocations based upon a federally-derived formula, and since the County did not receive a direct allocation, it is eligible to apply for a competitive pot of money allocated to the SC Department of Energy (Doe) who assigned the Statewide Council of Governments (COG) system to receive project applications and recommend projects for funding.

Committee recommended that Council approve submission of a grant application to the Berkeley-Charleston-Dorchester Council of Governments for funding in the amount of approximately \$400,000, under the South Carolina Energy Office's American Recovery and Reinvestment Act Energy Efficiency Grant Program, with the understanding that:

1. There are no FTE's associated with this request;
2. There is no match required;
3. The grant period is January 1, 2010 through December 31, 2010; and
4. There is no ongoing commitment associated with this opportunity.

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

A report was read from the Finance Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and J. Alton Cannon, Charleston County Sheriff, regarding funding from the U. S. Department of Homeland Security for transportation infrastructure security activities under the American Recovery and Reinvestment Act (AARA) Port Security Grant Program (PSGP). It was stated that the Sheriff's Office is requesting \$1,527,53 in personnel and equipment funding in this grant, which includes salaries and fringes for 4 FTE's, vehicles, and computers with applicable software, and in addition two replacement vessels and eight replacement engines.

it considered the information furnished by Allen O'Neal, County Administrator, and Dan Daniel L. Chandler, Director of Capitol Projects and Facilities Management, regarding the need to approve an Ordinance granting a 15 foot by 1,616 foot right of way

easement to Charleston Water System for operation and maintenance. It was stated that M. B. Kahn Construction is install the fire protect and domestic water system for the new Detention Center addition located on Leeds Avenue and Bridge View Drive, and upon completion ownership of this system needs to be transferred to Charleston Water Systems.

COMMITTEE RECOMMENDS:

That Council approve and give first reading to an Ordinance authorizing Council to execute a Right of Way Easement to Charleston Water System for the purpose of the operation and maintenance of the water service to the new Detention Center addition located at 3841 Leeds Avenue, North Charleston, South Carolina, TMS 412-00=00-011, with the understanding that the Right of Way Easement will be 15 feet by 1,616 feet, and that all documents will be submitted to the Legal Department for approval.

Committee recommended that Council approve submission of the Sheriff's Office grant application for the 2009 AARA PSGP in the amount of \$1,527,453, with the understanding that::

1. No match is required, and that additional operating costs will be absorbed by the Sheriff in his 2010 budget.
2. Four grant funded FTE's are approved, and the County will be under no obligation to retain these positions after the grant period has expired.
3. The grant period will run from September 1, 2009 until August 31, 2012.

Mr. Thurmond moved approval of committee recommendation, seconded by Mr. Summey, and carried.

A report was read from the Finance Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, J. Al Cannon, Jr., Charleston County Sheriff, and Scarlett Wilson, Ninth Judicial Circuit Solicitor, regarding a direct allocation grant funding program which must be used for criminal justice initiatives. It was stated that Charleston County received \$97,650, which amount was based on a formula of crime statistics and population.

Committee recommended that Council:

1. Approve the Charleston County Sheriff's Office and the Ninth Circuit Solicitor's Office applying for acceptance of the 2009 Edward Byrne Memorial Justice Assistance (JAG) Grant Program in the total amount of \$97,650, with the understanding that the Sheriff's Office will be requesting \$65,100 for in car cameras and the Solicitor's Office will be requesting \$32,550 for hardware, software, furniture and equipment, and that the Sheriff and Solicitor's Offices'

applications will be submitted by the City of North Charleston as lead applicant.

2. Recognizes that the grant period will run from October 1, 2009 until September 30, 2010, with no additional FTE's, cash match or associated ongoing commitments.

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

A report was read from the Finance Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Dan Daniel L. Chandler, Director of Capitol Projects and Facilities Management, regarding the need to approve an Ordinance granting a 15 foot by 1,616 foot right of way easement to Charleston Water System for operation and maintenance. It was stated that M. B. Kahn Construction is install the fire protect and domestic water system for the new Detention Center addition located on Leeds Avenue and Bridge View Drive, and upon completion ownership of this system needs to be transferred to Charleston Water Systems.

Committee recommended that Council approve and give first reading to an Ordinance authorizing Council to execute a Right of Way Easement to Charleston Water System for the purpose of the operation and maintenance of the water service to the new Detention Center addition located at 3841 Leeds Avenue, North Charleston, South Carolina, TMS 412-00=00-011, with the understanding that the Right of Way Easement will be 15 feet by 1,616 feet, and that all documents will be submitted to the Legal Department for approval.

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

An Ordinance regarding a right of way easement on the Charleston County Detention Center addition was given first reading by title only.

## **AN ORDINANCE**

### **APPROVING AND AUTHORIZING THE OPERATION AND MAINTENANCE OF THE WATER SYSTEM AND GRANTING A RIGHT OF WAY EASEMENT TO CHARLESTON WATER SYSTEM ON A PORTION OF COUNTY PROPERTY KNOWN AS THE CHARLESTON COUNTY DETENTION CENTER ADDITION.**

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 July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Daniel L. Chandler, Director of Capital Projects and Facilities Management, regarding a request to advertise for sale property located at 2144 Garfield Street, North Charleston, South Carolina. It was stated that this property was acquired through a delinquent tax

sale for \$900 on February 11, 2002, and that the County has no use for this property now or in the foreseeable future.

Committee recommended that Council authorize Staff to publicly bid through the Sealed Bid Process the sale of 2144 Garfield Street, North Charleston, also known as TMS 469-14-337, and return to Council with a recommendation.

Mr. Summey moved to authorize Staff to negotiate with the City of North Charleston for the purchase/transfer of the property known as 2144 Garfield Street to the City of North Charleston, and return to a Finance Committee meeting with a recommendation.

This motion was seconded by Mr. Pryor, and carried.

A report was read from the Planning/Public Committee under date of July 16, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Kurt Taylor, Assistant Administrator for Transportation & Emergency Management projects To be funded by Annual Allocations funds from the Transportation Sales Tax. It was stated that on April 7, 2009, Council approved the use of the objective Evaluations and Prioritization Process proposed by staff to create a prioritized list.

Committee recommended that Council approve the prioritized projects developed through the use of the Objective Evaluation and Prioritization Process, to be funded by the Annual Allocations funds of the Transportation Sales Tax for Fiscal Year 2010 as follows:

1. Fiscal Year 2010 "Carry Over" Projects

- A) All Districts, Earth Road Management System, CC/PWD
- B) District 1: Phillips Community Sidewalk, Local Paving  
Judge Road, CC/PWD
- C) District 3: Woodlawn Subdivision Drainage, CC/PWD  
Intersection, Greenridge Road
- D) District 4: Victoria Avenue Sidewalk, Local Paving
- E) District 5: Dorchester Road Sidewalk, Local Paving
- F) District 6: Sauldam Road Drainage, CC/PWD  
New Road, Local Paving
- G) District 7: Dickens Street Sidewalk, Local Paving  
Highway 171, Bike/Pedestrian Improvements, Local Paving  
Highway 61, Sidewalk Design, Local Paving  
Charlestowne Drive Sidewalk  
Intersection, SC7/SC171  
Intersection, SC61/SC7  
Glendale Drive/Highway 61 Intersection Improvements, CC/PWD  
Memminger Hall Drainage, CC/PWD
- H) District 8: Hut/Abrams Road Drainage  
Willtown Road Sidewalk, Local Paving
- I) District 9: Fort Johnson Road Sidewalk (Bike & Pedestrian)  
East Indian Avenue Drainage (1<sup>st</sup> Block), Local Paving

2. Bike/Pedestrian Enhancement Projects:
  - A) Live Oak Street Parkway
  - B) Folly Road/Fort Johnson Road Sidewalk
  - C) Purdue Drive Sidewalk
  - D) Farmfield Road Sidewalk
3. Drainage Improvements Projects:
  - A) Lauden Street, City of Isle of Palms
  - B) Third Street East at East Huron Avenue, City of Folly Beach
  - C) Fourth Street West at West Ashley Avenue, City of Folly Beach
  - D) Lincoln High School Area, CC/PWD
  - E) Middle Street, Town of Sullivans Island
  - F) 6<sup>th</sup> Street East, Town of Folly Beach
4. Intersection Improvements Projects:
  - A) North Rhett & Remount Road
  - B) Savage Road at Henry Tecklenburg Drive/Ashley Town Center Drive,
  - C) SC61 Expressway at West Ashley Circle
  - D) Riverland Drive/Safety Improvements at Multiple Entrances
  - E) SC41/Bessemer Road Signal
5. Local Paving Projects:
  - A) Wright Avenue, City of North Charleston
  - B) Botany Bay Road, CC/PWD
6. Public Works Department Projects:
  - A) EMS Medic 15 Entrance
  - B) Julius Robertson Road
  - C) Bolton Road
  - D) Awendaw Landing Road

Mr. McKeown moved approval of Committee recommendation, seconded by M. Summey, and carried.

A report was read from the Special Finance Committee meeting under date of July 21, 2009 that it considered the information contained in the Administrator's Contract, as well as the information obtained from the County Attorney in executive session.

Committee recommended that Council approved, pursuant to the terms of the Charleston County Administrator's contract of employment, a \$10,000.00 increase in his salary effective as of July 21, 2009.

This being the last item on Council's agenda, the Chairman asked if any Member of the Audience wished to address Council.

Tom O'Rourke, Executive Director of the Charleston County Park and Recreation Commission spoke to Council regarding the tragic drownings that have occurred recently. He highlighted the actions they take in regard to life guards at the County

Parks, and stated that he and his staff were studying what could be done to make other water areas safer.

Kiawah Island Mayor Pro Temp Allen Burnaford; Joe Croughwell, Kiawah Island Director of Safety; Sam Reed, Past President of the Kiawah Homeowners Association; and Paul Roberts, Chairman of the Kiawah Island Community Association Board of Directors, spoke regarding the dangerous and congested roads leading to Kiawah Island and the need for a Greenway across the island.

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

Mr. Thurmond said that he was pleased with the actions of Staff, and thanked the Chairman for his leadership with the bonding agencies.

Mr. McKeown stated that it was great news about Charleston County maintaining it excellent bond ratings, including its AAA rating.

Mr. Schweers made mention of a letter from the Town of Awendaw, SC, that Council Members received questioning the ethical conduct of Noel Thorne and Edwin Cooper, regarding the \$5.2 million Jefferson Tract. He stated that at Council's request, the County Attorney had written to the State Ethics Commission and had received a reply from them, dated July 7, 2009, in which they stated "Based on the information provided, we see no need for any action by the State Ethics Commission". Mr. Schweers said he wanted the public record to clarify there was no wrongdoing on the part of these two individuals.

The Chairman said that he was very proud of Staff when they visited New York for a review of the County's bond ratings. He said they did a spectacular job.

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

Beverly T. Craven  
Clerk of Council