

Charleston, SC
February 15, 2011

A regular meeting of County Council of Charleston County was held on the 15th day of February, 2011 at 7:00 p.m. in the Beverly T. Craven Council Chambers, Second Floor, Lonnie Hamilton, III Public Services Building, at 4045 Bridge View Drive, Charleston, South Carolina.

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

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

Rev. Gary McJunkin gave the invocation. Council Member 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.

Mr. Summey moved approval of the minutes of County Council's meeting of January 25, 2011, seconded by Ms. Condon, and carried.

The Chairman stated that Council Member Henry Darby wished to make a short presentation honoring African American History Month.

Mr. Darby said he would like to highlight Ms. Clara Ward a American Gospel Singer who was born on April 21, 1924 He said that Ms. Ward achieved great success, both artistic and commercial, in the 1940s and 1950s as leader of **The Famous Ward Singers**. Mr. Darby added that Ms. Ward took the lead-switching style used by male gospel quartets to new heights, leaving room for spontaneous improvisation and vamping by each member of the group while giving virtuoso singers such as Marion Williams the opportunity to step forward in songs such as "Surely, God Is Able" "How I Got Over", and "Packin' Up".

As a special treat, Mr. Darby played a video in which Ms. Ward sang "Swing Low Sweet Chariot."

The Chairman stated that the next item on Council's agenda was a Resolution honoring the Reverend Joseph A Darby.

Council Member Darby read the resolution which is as follows:

**A RESOLUTION
OF CHARLESTON COUNTY COUNCIL
HONORING THE REVEREND JOSEPH A. DARBY**

We are called to act with justice, we are called to love tenderly, we are called to serve one another, to walk humbly with God.

WHEREAS, Reverend Joseph A. Darby is a native of Columbia, South Carolina, the son of the late Joseph A. Darby Sr, and Eloise Janerette Darby, a graduate of Booker T. Washington High School, an attendee of South Carolina State University, a member of the SC State Marching 101 Band, a graduate of the University of South Carolina, and a product of the Lutheran Theological Southern Seminary, the husband to the former Mary M. Bright, a career educator, and the father to two adult sons, Jason Christopher Darby and Jeremy Christian Darby; **and,**

WHEREAS, Reverend Joseph A. Darby is a fourth generation minister in the African Methodist Episcopal Church with thirty-three years of pastoral experience in which he served four congregations in the midlands of South Carolina, is currently Senior Pastor of Morris Brown AME Church in Charleston, South Carolina -- the largest congregation in the Seventh Episcopal District of the AME Church, is Registrar for the Board of Ministerial Training, a Conference Trustee for the Palmetto Annual Conference of the AME Church, and a member of the General Board of the AME Church; **and,**

WHEREAS, Reverend Joseph A. Darby is a former religion writer for *The Carolina Tribune*, an opinion page contributor to many newspapers, former co-editor of *The Voice of Missions*, author of one of the daily devotions in the *Zondervan African-American Devotional Bible*, author of the chapter on the Historically Black Church in the 2000 Columbia Urban League's publication of *The State of Black South Carolina, Millenium Edition, an Action Agenda for the Future*, and author of the resolution approved by the 1999 National Convention of the NAACP for the economic sanctions that led to the removal of the Confederate Battle Flag from the Dome of the South Carolina State House; **and,**

WHEREAS, Reverend Joseph A. Darby has spent his entire adult life serving his community in various capacities on boards and committees that promote education, liberty, and good will and currently serves as a board member for the Reid House of Christian Service, the South Carolina School Improvement Council, the South Carolina Civil Liberties Union, the Steering Committee for the International African American History Museum, the Christian-Jewish Council of Greater Charleston, PASTORS Community Development Corporation, the South Carolina Christian Action Council, and is a Life Member of the NAACP and First Vice President of the Charleston Branch of the NAACP; **and,**

WHEREAS, Reverend Joseph A. Darby has been awarded for his leadership by countless distinguished organizations including the 1999 South Carolina Christian Action Council's Howard G. McClain Christian Action in Public Policy Award, the 1999 NAACP Southeast Region Medgar W. Evers Leadership Award, the 2001 MOJA Festival Religious Achievement Award, a 2002 inductee into the South Carolina Black Hall of Fame, a member of the 2004 class of the Richland County School District One Hall of Fame, and was invited by Governor Mark Sanford to deliver the Invocation at his 2003 Inauguration and by Congressman James E.

Clyburn to offer the Invocation to open a daily session in the United States House of Representatives.

NOW THEREFORE BE IT RESOLVED, in meeting duly assembled, that **Charleston County Council** does hereby recognize the many, many contributions of **Reverend Joseph A. Darby** to his congregation, the African Methodist Episcopal Church, Charleston County, the State of South Carolina, and the world at-large as a voice for those who are in need and are unable to demand the justice they deserve.

CHARLESTON COUNTY COUNCIL
Teddie E. Pryor, Chairman
February 15, 2011

NOTE: This Resolution was unanimously approved by County Council at its meeting on September 21, 2010.

The Chairman said that the next item on Council’s Agenda was the Employee of the Quarter recognition, and requested County Administrator O’Neill to ask Ms. Michel Hammes and her family to come forward.

Mr. O’Neal said that Ms. Hammes, who has been a Reference Librarian in the Charleston County Library System since September 4, 2001 was selected as Employee of the Quarter for October-December, 2010, and had been chosen based on her faithful service to the Library and her excellent planning and organization of the Capital BookFest, as well as her efforts to develop partnerships and relationships with the local literary community.

An Ordinance authorizing the sale of County owned real property on Randall Road was given second reading by title only.

AN ORDINANCE
APPROVING AND AUTHORIZING THE SALE AND CONVEYANCE OF
CHARLESTON COUNTY OWNED REAL PROPERTY LOCATED AT 9886 AND
9888 RANDALL ROAD, MCCLELLANVILLE, SOUTH CAROLINA, TAX MAP
PARCEL IDENTIFICATION NUMBER 745-00-00-012.

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

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

- | | |
|--------------|----------------------------|
| Ms. Condon | - aye |
| Mr. Darby | - absent at time of voting |
| Ms. Johnson | - aye |
| Mr. Qualey | - aye |
| Mr. Rawl | - aye |
| Mr. Schweers | - aye |
| Mr. Summey | - aye |
| Mr. Pryor | - aye |

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

An Ordinance authorizing the sale of County owned real estate known as the Fickling Hill Road Property, Johns Island was given second reading by title only.

**AN ORDINANCE
APPROVING AND AUTHORIZING THE SALE AND CONVEYANCE OF
CHARLESTON COUNTY OWNED REAL PROPERTY KNOWN AS THE FICKLING
HILL ROAD PROPERTY, JOHNS ISLAND, SOUTH CAROLINA, TAX MAP
PARCEL IDENTIFICATION NUMBER 280-00-00-014.**

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

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

- Ms. Condon - aye
- Mr. Darby - absent at time of voting
- Ms. Johnson - aye
- Mr. Qualey - aye
- Mr. Rawl - aye
- Mr. Schweers - aye
- Mr. Summey - aye
- Mr. Pryor - aye

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

An Ordinance to conduct Municipal Elections for the Town of Lincolnvile was given second reading by title only.

**AN ORDINANCE
ACCEPTING THE TRANSFER OF CERTAIN AUTHORITY TO THE BOARD OF
ELECTIONS AND VOTER REGISTRATION OF CHARLESTON COUNTY TO
CONDUCT MUNICIPAL ELECTIONS FOR THE TOWN OF LINCOLNVILLE.**

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

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

- Ms. Condon - aye
- Mr. Darby - absent at time of voting

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

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

A report was read from the Administration Policy/Rules Committee under date of February 10, 2011 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council, regarding the need to make one appointment to the Set Off Debt Collection Hearing Officer. It was stated that an announcement of vacancy for the Set Off Debt Collection Hearing Officer was previously made as the term of Tina Adams expired in June 2010. It was further stated that one application for appointment was received from William Edward "Edd" Richburg, Sr. It was shown that the Set Off Debt Collection Hearing Officer hears debtor protests and must have medical education/training in order to understand and evaluate bills for medical services, supplies, and treatment. The Hearing Officer term is for two years.

Committee recommended that Council appoint William Edward "Edd" Richburg, Sr. as the Set Off Debt Collection Hearing Officer for a term to expire in June 2012.

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

A report was read from the Administration Policy/Rules Committee under date of February 10, 2011 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council, regarding the need to make one appointment to the Weed and Trash Abatement Hearing Board. It was stated that an announcement of vacancies for the Weed and Trash Abatement Hearing Board was previously made and that an application for appointment was received from Christopher Thomas Wilson. It was further stated that the Weed & Trash Abatement Hearing Board is a three member board charged by County Council to receive testimony and make written determinations concerning appeals of citizens desiring to contest an abatement order issued by a Charleston County Code Enforcement Officer in compliance with the County's Weed & Trash Abatement Ordinance (#1227). It was shown that meetings are scheduled on an as-needed basis, and that all determinations made by this Board are final unless the decision of the Board is appealed to Council within ten days after service of the Board's decision. It was further shown that terms of the Weed & Trash Abatement Hearing Board are for three years.

Committee recommended that Council appoint Christopher Thomas Wilson to the Weed and Trash Abatement Hearing Board for a term to expire in March 2014.

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

A report was read from the Administration Policy/Rules Committee under date of February 10, 2011 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council, regarding the need to make three appointments to the Charleston County Greenbelt Bank Board as the terms of Margaret Blackmer, T. Heyward Carter, and Edwin Cooper expired in October 2010. It was stated that the vacant seats are for an owner of rural real property actively engaged in the management and operation of forestlands, farmlands, or wildlife habitat, a board member of an organization that represents hunting, fishing or outdoor recreation interests, and a board member of a charitable corporation or trust authorized to do business in this State that is actively engaged in the acquisition of interests in land from voluntary sellers for the purposes of natural resource or land conservation in Charleston County and that applications were received from each of the incumbents and no additional qualified applications were received. It was shown that the Charleston County Greenbelt Bank Board is a 9 member board and that all appointed board members must have a demonstrated background, experience, and interest in the conservation of natural or historical resources. It was further shown that terms of board members are for four years or until their successors are appointed and qualify.

Committee recommended that Council:

1. Appoint Margaret Blackmer to the Greenbelt Bank Board as a board member of a charitable corporation or trust authorized to do business in this State that is actively engaged in the acquisition of interests in land from voluntary sellers for the purposes of natural resource or land conservation in Charleston County for a term to expire in October 2014.
2. Appoint T. Heyward Carter to the Greenbelt Bank Board as a board member of an organization that represents hunting, fishing or outdoor recreation interests for a term to expire in October 2014.
3. Appoint Edwin Cooper to the Greenbelt Bank Board as an owner of rural real property actively engaged in the management and operation of forestlands, farmlands, or wildlife habitat for a term to expire in October 2014.

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

A report was read from the Administration Policy/Rules Committee under date of February 10, 2011 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council, regarding the need to make four appointments to the Charleston Center Advisory Board. It was stated that an announcement of vacancies for the Charleston Center Advisory Board was previously made since the terms of Julian Malasi, Frank Morea, and Barbara Zia expired in November 2010 and a letter of resignation has been received from

Thomas Gibbs, whose term is due to expire in November 2011. It was shown that an application for re-appointment was received from Frank Morea and applications for appointment were received from: Phillip Botham, Kevin Chadborne Downs, Jessica Eaddy, Herbert Maybank, Angela Gail Morris, and Shawn S. Robinson. It was shown that the nine Members of the Charleston Center Advisory Board serve in an advisory capacity only and at least two members shall be representatives of the community of recovering persons and at least two members shall be representatives from the treatment community with a medicine, psychology, social work or addictions counseling background. It was also shown that Members' terms are for three years, and that the Board meets on the second Monday of each month at 5:30 p.m.

Committee recommended that Council:

1. Reappoint Frank Morea to the Charleston Center Advisory Board for a term to expire in November 2013.
2. Appoint Phillip Botham and Kevin Downs to the Charleston Center Advisory Board for terms to expire in November 2013.
3. Appoint Jessica Eaddy to the Charleston Center Advisory Board for a term to expire in November 2011.

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

That it considered the information provided by Kristen Salisbury, Deputy Clerk to Council, regarding the need to make two appointments to the Library Board of Trustees. It was stated that an announcement of vacancies for the Charleston County Library Board of Trustees was previously made as the terms of R. Patrick Flynn and Jane Skinner Edler expired in December 2010. Applications for appointment were received from: Kellyanne D. Burbage, Mary Champion-McCune, Steven Clem, Jerry Craig, Brad Crowther, Anne Dobson, Carol Ann Roberts Dumond, Waring Hills, Deborah Jones, Susan King, Maureen Maguire, Michael McCurdy, Peter McKellar, JoAnne Simson, Eve Stubbs Smither, and Penny Travis. It was shown that the Library Board of Trustees was furnished these applications, which they reviewed and recommended Steven Clem and Peter McKellar for appointment based on the skills and qualities most needed on the Board at this time. It was further shown that 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 and that Members are appointed by County Council from all geographical areas of the County for terms of four years and Library Board meetings are held on the fourth Tuesday of each month at 5:15 p.m.

Committee recommended that Council appoint Peter McKellar and Deborah Jones to the Charleston County Library Board of Trustees for terms to expire in December 2014.

Mr. Summey moved approval of Committee recommendation.

Ms. Condon nominated Mr. Steven Clem.

There being no further nominations, the Chairman called for a roll call vote of the three persons nominated.

Ms. Condon	- Clem/McKellar
Mr. Darby	- McKellar/Jones
Ms. Johnson	- Clem/McKellar
Mr. Qualey	- McKellar/Jones
Mr. Rawl	- McKellar/Clem
Mr. Schweers	- McKellar/Clem
Mr. Summey	- McKellar/Jones
Mr. Pryor	- McKellar/Jones

The Chairman announced that Mr. McKellar had won a seat on the Library, Board, and that there was a tie for the second seat.

The Chairman requested the Clerk to call the roll again and for Council Members to vote for Mr. Clem or Ms. Jones.

The roll was called and votes registered as follows:

Ms. Condon	- Clem
Mr. Darby	- Jones
Ms. Johnson	- Clem
Mr. Qualey	- Jones
Mr. Rawl	- Clem
Mr. Schweers	- Clem
Mr. Summey	- Jones
Mr. Pryor	- Jones

Mr. Darby requested the Clerk to change his vote from Jones to Clem. The Chairman announced that the two new members of the Library Board of Trustees were Mr. McKellar and Mr. Clem.

A report was read from the Administration Policy/Rules Committee under date of February 10, 2011 that it considered the information provided by Kristen Salisbury, Deputy Clerk to Council, regarding a proposed amendment to the Rules of Council. It was stated that the proposed amendment to Section 4.1 of the Rules of Council would eliminate the Public Safety/Health Committee and refer matters relating to criminal ordinance, public safety, social services, cultural affairs, health services, and matters related thereto to the Finance Committee. It was also stated that the last time the Public Safety/Health Committee met was in 2005 regarding the Animal Control Ordinance and that since that time animal control issues and other issues that could logically be placed on a Public Safety/Health Committee agenda have routinely been placed on the Finance Committee agenda.

It was shown that in accordance with Section 12.1 of the Rules of Council, this amendment was presented at the January 20, 2011, Finance Committee for discussion and is being presented at the Administration Policy/Rules Committee of February 10, 2011, for action.

Committee recommended that Council adopt the following amendment to the Rules of Council:

- 4.1 The Chairman of Council shall appoint the chairman and members of the following standing committees and announce appointments at the second Council meeting of each January. These committees shall function in an oversight and advisory capacity. No member of a committee may be removed by the Chairman of Council without the approval of Council. If a vacancy occurs during the year, the Chairman of Council shall appoint a replacement as soon as reasonably possible.
 - A. **Finance Committee** consists of all members of Council. It functions as a ways and means committee on matters dealing with budgets, capital improvements, bond issues, county personnel policies, purchases and bids, taxation, Community Development, Housing Authority, criminal ordinances, public safety, social services, cultural affairs, health services and matters related thereto.
 - B. **Administration Policy/Rules Committee** consists of four members of Council. It functions as a review, oversight and advisory body on the rules of Council, appointments by Council, issues involving legislative and governmental liaison and matters related thereto.
 - C. **Planning/Public Works Committee** consists of all members of Council. It functions as a review, oversight and advisory body on Subdivision Regulations, building and other regulatory codes, the Zoning Ordinance, public works and matters related thereto.
 - D. **Recycling/Solid Waste Committee** consists of four members of Council. It functions as a review, oversight and advisory body on the recycling and disposal of solid waste and matters relating thereto.
 - E. **Economic Development Committee** consists of four members of Council. It functions as a review, oversight and advisory body on economic development and matters related thereto.
 - F. **Audit Committee** consists of four members of Council. It functions as a review, oversight and advisory body to consider the county's annual fiscal audit, any supplemental or interim fiscal audits, any operational or fiscal audits by the county's

Internal Auditor and matters related thereto.

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

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

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

The Consent agenda is as follows:

A report was read from the Finance Committee under date of February 10, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Ninth Judicial Circuit Solicitor Scarlett Wilson, regarding the Solicitor's Office's request for permission to apply to the U. S. Department, Office of Violence Against Women (OVW) for a grant to continue the statutorily mandated Coordinated Community Response to Domestic Violence (CCRDV). It was stated that this county-wide task force includes law enforcement, My Sister's House, community agencies, court personnel and survivors of domestic violence. It was pointed out that Charleston County has been awarded this grant for the past two fiscal years.

Committee recommended that Council approve an application submission for the Office on Violence Against Women (OVW) in the approximate amount of \$400,000, with three associated grant funded FTEs, with the understanding that the grant period is 24 months from the date that the grant is awarded; that no match is required; and at the conclusion of the grant period, the FTEs positions will be dissolved if no further grant funding is available.

A report was read from the Finance Committee under date of February 10, 2011 t That it considered the information furnished by Allen O'Neal, County Administrator, and Jeremy Cook, Esquire, representing the Charleston County Park and Recreation Commission (CCPRC). It was stated that the (CCPRC) was petitioning Council to hold a Public Hearing on the issuance of not exceeding \$30,000,000 in General Obligation Bonds.

Committee also considered the Petition furnished by the Charleston County Park and Recreation Commission

Committee recommended that Council approve a Resolution calling for a Public Hearing on the question of the issuance of not exceeding \$30,000,000 General Obligation Bonds, with the understanding that this Resolution would solely authorize a Public Hearing to be held on March 15, 2011at 6:55 PM.

The Resolution is as follows:

A RESOLUTION

CALLING FOR A PUBLIC HEARING TO BE HELD UPON THE QUESTION OF THE ISSUANCE OF NOT EXCEEDING \$30,000,000 OF GENERAL OBLIGATION BONDS IN ONE OR MORE SERIES OF CHARLESTON COUNTY PARK AND RECREATION DISTRICT AND TO PROVIDE FOR THE PUBLICATION OF THE NOTICE OF SUCH HEARING.

BE IT RESOLVED, by County Council of Charleston County, which is the governing body of Charleston County ("County Council"):

WHEREAS, County Council is empowered by Act No. 1189 enacted at the 1974 Session of the South Carolina General Assembly, as amended by Act No. 212 of 1975, now codified as Article 5, Chapter 11, Title 6, Code of Laws of South Carolina, 1976 (the "Enabling Act") to authorize the governing body of any special purpose district created prior to March 7, 1973, located within the County to issue general obligation bonds of such district to provide funds to be used in the furtherance of any power or function committed to such special purpose district and in effect on March 7, 1973.

WHEREAS, Charleston County Park and Recreation District (the "District") is a special purpose district created prior to March 7, 1973, (having been created by Act No. 1595 of 1972), located entirely within Charleston County except Dewees Island, Capers Island and Francis Marion National Forest. The District was charged with numerous powers chiefly relating to the responsibility of establishing and operation "county parks, tourist attractions and other facilities of like nature."

WHEREAS, the District has petitioned County Council to authorize the issuance of not exceeding \$30,000,000 of general obligation bonds of the District in one or more series in order to defray the cost of the acquisition of certain property and the cost of improvements and renovations to the facilities of the District pursuant to the District's capital improvement program, as well as costs of issuance (collectively, the "Project") and County Council is now minded to proceed in accordance with the provisions of the Enabling Act with respect to the issuance of such bonds.

WHEREAS, prior to filing said Petition, the District held a public hearing at 5:30 p.m. on Monday, January 24, 2011, at the District Office pursuant to a Resolution adopted by County Council on July 20, 1982, notice of which was published in The Post & Courier on January 5, 12 and 19, 2011.

SECTION 1.

County Council finds that it may be in the interests of the District to raise moneys for the Project and in connection therewith, hereby authorizes the issuance of not exceeding \$30,000,000 of general obligation bonds of the District in one or more series.

SECTION 2.

A public hearing shall be held on the question of the issuance of general obligation bonds of the District in an amount not exceeding \$30,000,000 in one or more series, which hearing will be held at County Council Chambers, County Office Building, 4045 Bridge View Drive, North Charleston, South Carolina, beginning at 6:55 p.m. on March 15, 2011, and the Notice of such hearing attached hereto as Exhibit "A" shall be published once a week for three successive weeks in The Post & Courier, which is a newspaper of general circulation in Charleston County. The first publication shall not be less than 16 days prior to the hearing date.

SECTION 3.

The aforesaid hearing shall be conducted publicly at the time and place above stated and both proponents and opponents of the proposed bond issue shall be given a full opportunity to be heard in person or by counsel.

SECTION 4.

Immediately following the above aforesaid public hearing, County Council will hold a meeting to determine whether and to what extent and under what conditions the proposed bonds should be issued.

SECTION 5.

The Chairman of County Council is hereby authorized and empowered to take all necessary action to provide for the holding of the aforesaid public hearing in accordance with the provisions of the Enabling Act.

DONE AT CHARLESTON, SOUTH CAROLINA, this 15th day of February, 2011.

Teddie E. Pryor, Chairman
Charleston County Council

ATTEST:
Beverly T. Craven, Clerk
Charleston County Council

A report was read from the Finance Committee under date of February 10, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Barrett J. Tolbert, Director of Procurement, regarding sealed bids received for the Phase III

repairs to Cumberland Street and King and Queen Streets. It was stated that these repairs are budgeted in the current Capital Improvement Plan, and that funds are available in the Parking Garages Enterprise Fund.

Committee recommended that Council authorize award of the bid for the Phase III Repairs to the Charleston County Parking Garages to the lowest responsive and responsible bidder, Baker Roofing Company, in the amount of \$2,072,387.00, with the understanding that these repairs are budgeted in the current Capital Improvement Plan and funds are available in the Parking Garages Enterprise Fund.

A report was read from the Finance Committee under date of February 10, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Barrett J. Tolbert, Director of Procurement, regarding bills received for the Wingo Way Drainage Rehabilitation. It was stated that this work will include rehabilitation and improvements of storm drainage, infrastructure and sidewalk construction with associated paving, grading, drainage, traffic control and associated appurtenances.

Committee recommended that Council, as agent for the Charleston County Transportation Committee (CTC) approve an award of contract for the Wingo Way Drainage Rehabilitation to L&L Contractors, Inc., the lowest responsive and responsible bidder, satisfying all specification in the amount of \$290,392.81, with the understanding that funding is available through the State "C" Fund for road improvements.

A report was read from the Finance Committee under date of February 10, 2011 that it considered the information furnished by Allen O'Neal, County Administrator, and Cynthia Campbell of the Environmental Management Department, regarding yard waste composting. It was stated that Council adopted a 40% recycling goal and identified the yard waste composting program as a key element in achieving that goal. It was further stated that to enhance the quality of the compost, the Department implemented a program to manually remove plastic from approximately 35 percent of all incoming yard waste. With the increase in the volume of yard waste being processed at the landfill, manual debagging has become inefficient and labor intensive. In order to further enhance the quality of the compost and efficiency of operations at the landfill, the Department is requesting that Council adopt a yard waste plastic bag ban that would prohibit the disposal of yard waste in plastic bags at the Bees Ferry landfill, with the ban becoming effective no later than June 30, 2011.

Committee recommended that Council:

1. Approve banning the disposal of yard waste in plastics bags at the County's landfill effective June 30, 2011.
2. Authorize Staff to accept commercial vegetative waste from private haulers and contractors effective immediately which would rescind in-part Council's January 23, 2008 Directive.

After a discussion among Members of Council regarding the pros and cons of Council securing paper bags for the disposal of yard waste, Ms. Condon moved

approval of Committee recommendation, seconded by Mr. Darby, and carried. Mr. Summey voted nay.

The Chairman gave his State of the County Address which is as follows:

Since I was elected the Charleston County Council Chairman in January of 2009, I have enjoyed the opportunity to hold a leadership position on Council in order to serve the citizens of this great County.

All nine of your County Council members are elected with the responsibility of providing quality services to citizens, and we, like the rest of the country, continue to be challenged to do so with fewer and fewer available dollars. Entering into 2011, we have reflected upon our accomplishments in 2010, are looking for areas where we can make improvements, and are going forward with the attitude that we are a team

that can make it through these extremely tough economic times. We did this in 2010, and we will strive to do this again in 2011.

I think it's important to share with you just a few of Charleston County Government's major highlights from 2010:

- Charleston County became a world-class economic destination when Boeing selected us for their 787 assembly production line.
- Several major road projects funded by the Transportation Sales Tax were either started or finished during 2010, such as the Folly Road and Maybank Highway Intersection Improvements Project, the Glenn McConnell Parkway/I-526 Improvement Project, the Bee Street and Courtenay Drive Improvement Project, and the Johnnie Dodds Boulevard Improvements Project.
- The Charleston County Detention Center expansion was completed in the spring of 2010, increasing inmate capacity. A ceremony was held in November 2010 renaming the facility the Sheriff Al Cannon Detention Center.
- The County also maintained its strong triple-A bond rating in 2010. Our rainy day funds, adopted fund balance policies, and five-year financial forecasts were, and still are, all signs of solid fiscal management.

The economy continues to present challenges for everyone. In the midst of these economic challenges, the County prepared the Fiscal Year 2011 budget (July 1, 2010 – June 30, 2011). Planned expenditures for all funds total \$356.8 million. This is a \$17.3 million decrease from the previous year, reflecting Council's decision to terminate the waste-to-energy facility, commonly known as the incinerator, contract in January of 2010.

In addition, the County phased out some less critical services and reduced the frequency of others. A total of 36 positions were eliminated through attrition, however, there were no mandatory furloughs or layoffs affecting our staff, which helps the overall prosperity of the Lowcountry.

As citizens continue to feel the effects of the national recession, Charleston County Council was diligent in their efforts to limit the financial impact on taxpayers by approving the Fiscal Year 2011 budget without raising the millage rate.

In addition, Council was able to give homeowners a break on their 2010 tax bills by providing a one-time \$25 credit that was subtracted from the annual \$99 solid waste fee. The financial challenges will continue throughout 2011 and as we begin working on our Fiscal Year 2012 budget this spring. But, we will continue to work with County staff and our elected and appointed officials to do everything possible to streamline our efforts and ensure that County services are maintained and our financial standings hold strong.

This is the promise we make to the citizens of Charleston County.

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

Mr. Graham Finch of Bears Creek subdivision on James Island asked Council to please do something as soon as possible to assist him and his neighbors regarding their problem. These homeowners' properties were scheduled to be purchased in order to complete the I-526 and it seems that now no one seems to know when or even if this will happen.

Mr. Thomas Williams asked Council to assist in securing assistance for closing down unlicensed or improperly licensed night clubs in the County. He said these clubs operate without security or proper lighting and allow kids as young as 16 to participate in activities there. Mr. Williams said that his son was recently shot and killed outside one of these clubs.

Reverend Charles Glover of Parkers Ferry thanked Council for the Greenbelt assistance that his community is receiving to save green space and provide recreation for their community.

The Chairman asked if any member of Council wished to bring a matter before the body.

Council Member Darby said that Chairman Pryor deserved credit for the \$7.3 million decrease in the County's budget while retaining the County's AAA bond rating.

Council Member Condon stated that Council needed to put the I-526 extension on the agenda.

The Chairman introduced Mr. Herb Sass and Mr. Mark Smith, both of whom are candidates for Council District 1, which is now vacant due to the resignation of Joe McKeown.

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

Beverly T. Craven
Clerk of Council