

December 8, 2009  
Charleston, SC

A regular meeting of County Council of Charleston County was held on the 8<sup>th</sup> day of December, 2009 at 7:00 p.m. in Council Chambers, Second Floor, Lonnie Hamilton, III Public Services Building, and 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.

Rev. Robert Reid gave the invocation. Mr. Summey 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. Schweers moved approval of the Minutes of November 17, 2009, seconded by Mr. Summey, and carried.

The Chairman announced that Charleston County's Greenbelt Program was chosen to receive a 2009 Regional Forester's Honor Award from the U. S. Forest Service, and that Mr. Paul Bradley, Forest Supervisor was in the audience to present the awards.

The Chairman asked Mr. Bradley, Greenbelt Director, Cathy Ruff and Assistant Administrator, W. Kurt Taylor to come forward for the Award Presentation and Acceptance.

Mr. Bradley also presented awards to Members of the Nature Conservancy.

An Ordinance establishing a Free Roaming Cat Program was given third reading by title only.

**Free Roaming  
Cat Program  
Ordinance  
3<sup>rd</sup> Reading**

#### AN ORDINANCE

APPROVING AND AMENDING THE CHARLESTON COUNTY CODE OF ORDINANCES, CHAPTER 3, ANIMALS AND FOWL, TO ADD A SECTION ESTABLISHING A FREE ROAMING CAT PROGRAM.

WHEREAS, Charleston County Council finds that free roaming cats threaten the health, safety and welfare of the citizens of Charleston County; and

WHEREAS, Charleston County Council finds that intact free roaming cats contribute to the problem of strays and animal overpopulation, and the County seeks to reduce the free roaming cat population by instituting a program that will achieve that end; and

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WHEREAS, by instituting such a program Charleston County Council seeks to obtain the goal to include ownership of free roaming cats when possible and to ensure that yearly vaccinations of the free roaming cats will occur; and

WHEREAS, the American Society for the Prevention of Cruelty to Animals will provide initial funding for two years to local animal care organizations for the establishment of a Free Roaming Cat Program ("Program"); and

WHEREAS, it is expressly understood that funding will come from other agencies within the County when the initial funding expires, and if no funding for the Program exists then the Program will be suspended until funding can be reestablished; and

WHEREAS, Charleston County Council finds that it is in the best interests of the Program to allow the designated agencies the power to create the Program and develop rules and regulations to implement the Program; and

WHEREAS, Charleston County Council finds that it is in the best interests of Charleston County and its citizens to amend the Charleston County Code of Ordinances, Chapter 3, Animals and Fowl, to add a section establishing a Free Roaming Cat Program; and

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

#### SECTION I. FINDINGS INCORPORATED

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

#### SECTION II. TEXT AMENDMENT

A. The Charleston County Code of Ordinances, Chapter 3, Animals and Fowl, is amended by adding a new subsection titled Free Roaming Cat Program, Section 3-16 that reads as follows:

1. Free roaming cats shall be allowed in Charleston County as long as all of the following requirements are met:
  - (a) Cat must be spayed or neutered.
  - (b) Cat must be microchipped.
  - (c) Cat must be vaccinated for rabies, feline viral rhinotracheitis, calicivirus, and panleukopenia.
  - (d) Cat must be ear tipped.

B. The Charleston Animal Society ("CAS") shall be the designated shelter and will work with the Humane Net Collaboration to develop rules and regulations for the Program. CAS shall create and develop rules and regulations for the Program. These rules and regulations shall be reviewed by County Council and, if approved, adopted by resolution of County Council prior to implementation of the Program.

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C. The County may review the Program two (2) years after its inception to assess its functionality and success.

### SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

### SECTION IV. EFFECTIVE DATE

This Ordinance becomes effective upon approval following Third Reading.

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

Ms. Condon	- aye
Mr. Darby	- aye
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- nay
Mr. Schweers	- nay
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 third reading approval.

A proposed Ordinance authorizing a fee Agreement was given third reading by title only.

SCE&G  
Financial  
Incentives  
Ordinance  
3<sup>rd</sup> Reading

### AN ORDINANCE

**AUTHORIZING, PURSUANT TO CHAPTER 44 OF TITLE 12, SOUTH CAROLINA CODE OF LAWS, 1976, AS AMENDED, THE EXECUTION AND DELIVERY OF A 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 desires to enter into a Fee Agreement with South Carolina Electric & Gas Company (the "Company"), which shall provide for payments of fees-in-lieu of taxes for a project qualifying under the provisions of Title 12, Chapter 44 of the Code of Laws of South Carolina 1976, as amended (the "Act");

**WHEREAS**, the County and the Company desire to enter into a Fee Agreement as defined in the Act concerning the establishment and expansion of a facility in the County which will consist of certain land, buildings, or other improvements thereon and all machinery, apparatus, equipment, office facilities,

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furnishings and other personal property required by the Company for the purpose of customer service facilities, and any and all activities relating thereto (which properties and facilities constitute a project under the Act and are referred to hereinafter as the "Project");

**WHEREAS**, the County has, by an Inducement Resolution adopted on October 6, 2009 (the "Resolution"), taken official action to identify the Project in the Resolution, for purposes of applicable fee-in-lieu of taxes statutes and otherwise;

**WHEREAS**, to the maximum extent allowed under Section 12-44-110(3) of the Act, the Company's investment in the County will include the Company's property at the Project that has previously been subject to regular ad valorem taxes;

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

**WHEREAS**, as further inducement to the Company, the County will amend a Multi-County Industrial Park Agreement which includes the site of the Project (the "MCIP") so that the Project will be included in the MCIP under the provisions of Article VIII, Section 13 of the Constitution of the State of South Carolina of 1895, as amended (the "State Constitution"), and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended (collectively, the "MCIP Law").

**WHEREAS**, under the provisions of Sections 4-1-175 of the Code of Laws of South Carolina, 1976, as amended, and Section 12-44-70 of the Act (collectively, the "Infrastructure Law"), the County is authorized to use revenues received from payments of fees-in-lieu of taxes under the Infrastructure Law, the Act and/or the MCIP Law for the purpose of defraying a portion of the cost of designing, acquiring, constructing, improving or expanding the infrastructure serving the Project;

**WHEREAS**, the Company has requested the County to use a portion of the above aforementioned payments for the purpose of defraying the costs of designing, acquiring, constructing, improving or expanding the infrastructure serving the Project as permitted by the Infrastructure Law (the "Infrastructure");

**WHEREAS**, the County Council, having found that the Infrastructure will serve the County and, as a direct result of the acquisition thereof, assist the County in its economic development efforts by inducing the Company to locate the Project in the County, proposes to provide an Annual Special Source Revenue Credit (as defined in the Fee Agreement) against payments of fees-in-lieu of taxes to be made concerning the Project pursuant to the Infrastructure Law, the Act and/or the MCIP Law; and

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

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**Section 1.** Pursuant to the Act and particularly Section 12-44-40(H) and (I) thereof, the County Council has made and hereby makes the following findings:

(a) The Project constitutes a "project" as said term is referred to and defined in Section 12-44-30 of the Act;

(b) It is anticipated that the Project will benefit the general public welfare of the County by providing services, employment and other public benefits not otherwise adequately provided locally;

(c) The purposes to be accomplished by the Project are proper governmental and public purposes;

(d) It is anticipated that the cost of planning, designing, constructing and expanding the Project will require expenditures of not less than \$40 million;

(e) The benefits of the Project to the public are greater than the costs to the public;

(f) Neither the Project nor any documents or agreements entered into by the County in connection therewith will give rise to any pecuniary liability of the County or incorporated municipality or to any charge against its general credit or taxing power; and

(g) Having evaluated the purposes to be accomplished by the Project as proper governmental and public purposes, the anticipated dollar amount and nature of the investment to be made, and the anticipated costs and benefits to the County, the County has determined that the Project is properly classified as economic development property.

**Section 2.** In order to promote industry, develop trade and utilize the manpower, agricultural products and natural resources of the State, the form, terms and provisions of the Fee Agreement 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 Fee Agreement was set out in this Ordinance in its entirety. The Fee Agreement provides for an assessment ratio of 6% and a fixed millage rate of 269.8 mills, both for a period of 20 years. The Fee Agreement also provides for a special source revenue credit. The total credit shall be equal to the sum of the net present value of a twenty (20%) percent annual special source revenue credit over twenty (20) years of FILOT payments, to be applied against the first ten (10) years of fee payments, all as more fully set forth in the Fee Agreement. The Chair of the County Council and the Clerk to County Council be and they are hereby authorized, empowered and directed to execute, acknowledge and deliver the Fee Agreement to the Company. The Fee Agreement 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 the same, their execution thereof to constitute conclusive evidence of their approval of any and all changes or revisions therein from the form of Fee Agreement now before this meeting.

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**Section 3.** The Chair 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 Fee Agreement and the performance of all obligations of the County under and pursuant to the Fee Agreement.

**Section 4.** The consummation of all transactions contemplated by the Fee Agreement is hereby approved.

**Section 5.** This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

**Section 6.** 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 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 7.** 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.

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

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

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

**ZREZ-8-09-5149**  
**2230 Wren Street**  
**Ordinance**  
**2<sup>nd</sup> Reading**

An Ordinance changing the zoning of property located at 2230 Wren Street was given second reading by title only.

### **AN ORDINANCE**

**CHANGING ZONING OF PROPERTY LOCATED AT 2230 WREN STREET, PARCEL IDENTIFICATION NUMBER 475-06-00-040 FROM A SINGLE FAMILY RESIDENTIAL-4 DISTRICT TO A RESIDENTIAL OFFICE (OR) DISTRICT.**

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
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.

**ZREZ –08-09-  
5377- 21 Penn  
Avenue  
Ordinance  
2<sup>nd</sup> Reading**

An Ordinance rezoning property located at 21 Penn Avenue, was given second reading by title only.

#### **AN ORDINANCE**

**CHANGING ZONING OF PROPERTY LOCATED AT 21 PENN AVENUE, PARCEL IDENTIFICATION NUMBER 418-15-00-00 FROM A SINGLE FAMILY RESIDENTIAL-4 (R-4) DISTRICT TO A COMMUNITY COMMERCIAL (CC) DISTRICT.**

The Ordinance in its entirety will appear in the Minutes of 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.

**Boeing  
Incentives  
Ordinances 3  
2<sup>nd</sup> Readings**

An Ordinance authorizing a fee Agreement by and between Charleston County and the Boeing Company was given second reading by title only.

Mr. Rawl requested that Council approve amendments on the Boeing Ordinances prior to third readings.

This was approved by common consent.

### **AN ORDINANCE**

**AUTHORIZING, PURSUANT TO CHAPTER 44 OF TITLE 12, SOUTH CAROLINA CODE OF LAWS, 1976, AS AMENDED, THE EXECUTION AND DELIVERY OF AN ENHANCED INVESTMENT FEE AGREEMENT BY AND BETWEEN CHARLESTON COUNTY, SOUTH CAROLINA AND THE BOEING COMPANY; AND 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
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.

An Ordinance authorizing the Financing of certain Infrastructure and Real Property on behalf of the Boeing Company was given second reading by title only.

### **AN ORDINANCE**

**AUTHORIZING THE FINANCING OF CERTAIN INFRASTRUCTURE AND REAL PROPERTY ON BEHALF OF THE BOEING COMPANY BY THE ISSUANCE AND SALE OF CHARLESTON COUNTY, SOUTH CAROLINA, SPECIAL SOURCE REVENUE BONDS, AUTHORIZING THE ISSUANCE OF SPECIAL SOURCE REVENUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE THEREOF; THE ENTERING INTO OF CERTAIN COVENANTS AND AGREEMENTS; AND THE EXECUTION AND DELIVEDRY OF CERTAIN INSTRUMENTS AND AGREEMENTS RELATING TO THE ISSUANCE OF THE AFORESAID BONDS AND NOTES, INCLUDING AN INDENTURE AND CERTAIN 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
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.

An Ordinance to further amend the Agreement for Development of a Joint County Industrial Park was given second reading by title only.

#### **AN ORDINANCE**

**AN ORDINANCE TO FURTHER AMEND THE AGREEMENT FOR DEVELOPMENT OF A JOINT COUNTY INDUSTRIAL PARK, BY AND BETWEEN CHARLESTON COUNTY, SOUTH CAROLINA AND COLLETON COUNTY, SOUTH CAROLINA, PROVIDING FOR THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK, SO AS TO INCLUDE ADDITIONAL PROPERTY IN CHARLESTON COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL PARK.**

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

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

**Comprehensive  
Plan  
Amendments  
Ordinance  
2<sup>nd</sup> Reading**

An Ordinance approving amendments to the Charleston County Comprehensive Plan was given second reading by title only.

### **AN ORDINANCE**

**APPROVING THE AMENDMENT OF THE CHARLESTON COUNTY COMPREHENSIVE PLAN (TEXT AND MAPS) PROVISIONS (1) TABLE 3.1.1, FUTURE LAND USE RESIDENTIAL DENSITIES TO INCLUDE PLANNED DEVELOPMNETS; (2) SECTION 3.1.7 FUTURE LAND USE RECOMMENDATIONS, TO DESCRIBE PLANNED DEVELOPMENTS AND TO PROVIDE THEIR UTILIZATION TO ACCOMPLISH THE STRATEGIES CONTAINED IN THE COMPREHENSIVE PLAN; (3) SECTION 3.1.8, RURAL GUIDELINE 3, TO CLARIFY THE USE OF CONSERVATION DESIGN TO ACCOMPLISH THE STRATEGIES CONTAINED IN THE COMPREHENSIVE PLAN; (4) SECTION 3.1.8, RURAL GUIDELINE 20 AND SECTION 3.9.4 PRIORITY INVESTMENT, IMPLEMENTATION AND COORDINATING STRATEGY 5, TO CLARIFY THE PROCESS FOR WASTEWATER TREATMENT SYSTEMS THAT ARE APPROVED AS COMPONENTS OF PLANNED DEVELOPMENTS; AND (5) MAPS 3.1.4 THROUGH 3.1.10 TO INDICATE PREVIOUSLY APPROVED PLANNED DEVELOPMENTS.**

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.

**Kiawah River  
Plantation  
Agreement  
Ordinance  
2<sup>nd</sup> Reading**

An Ordinance approving the Kiawah River Plantation Development Agreement was given second reading by title only.

Ms. Condon moved to allow amendments prior to third reading of the Kiawah River Plantation Development Agreement

This motion was seconded by Mr. Inabinett and carried.

Mr. Schweers questioned the possible requested by the Applicant for a "TIF" on this property.

Planning Director Dan Pennick stated that a "TIF" was not part of the Development Agreement, but could be brought up later.

### **AN ORDINANCE**

**APPROVING THE KIAWAH RIVER PLANTATION, JOHNS ISLAND, SOUTH CAROLINA DEVELOPMENT AGREEMENT BY AND AMONG KIAWAH RIVER PLANTATION, L.P.; OCEAN BOULEVARD PROPERTIES, L.P. AND CHARLESTON COUNTY, 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	- nay
Mr. Inabinett	- nay
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- abstain
Mr. Pryor	- aye

The vote being six (6) ayes, two (2) nays and (1) one abstention, the Chairman declared the Ordinance to have received second reading approval.

**ZPD-9-09-5364** An Ordinance rezoning property located at 3883 Betsy Kerrison Parkway and 2501  
**3883 Betsy** Mullet Hall Road was given second reading by title only.  
**Kerrison**  
**Ordinance**  
**2<sup>nd</sup> Reading**

### **AN ORDINANCE**

**REZONING 1,427.81 ACRES OF A PROPERTY LOCATED AT 3883 BETSY KERRISON PARKWAY AND 12501 MULLET HALL ROAD, JOHNS ISLAND, SOUTH CAROLINA, PARCEL IDENTIFICATION NUMBER 212-00-00-001 FROM SINGLE FAMILY RESIDENTIAL 4 ZONING DISTRICT (R-4) AGRICULTURAL PRESERVATION ZONING DISTRICT (AG-8) TO PLANNED DEVELOPMENT ZONING DISTRICT (PD) IN CONJUNCTION WITH THE KIAWAH RIVER PLANTATION, JOHNS ISLAND, SOUTH CAROLINA DEVELOPMENT AGREEMENT BY AND AMONG KIAWAH RIVER PLANTATION, L.P.; OCEAN BOULEVARD PROPERTIES, L.P.; AND CHARLESTON COUNTY, 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
Mr. Inabinett	- nay
Mr. McKeown	- aye
Mr. Rawl	- aye
Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- abstain
Mr. Pryor	- aye

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

**Labor Camp  
Rd/Four Mile  
A) Request to  
Transfer  
B) Ordinance  
1<sup>st</sup> Reading**

A report was read from the Finance Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Daniel Chandler, Facilities Director, regarding construction and maintenance of a recreational facility on County owned property, located at 1800 Labor Camp Road. It was stated that on May 15, 2001 Charleston County Council instructed Staff to work with the Four Mile Community on plans for the park and once developed to bring it back to Council for consideration. It was shown that the Four Mile Community became inactive and has reorganized and received it 501© (3) Status. It was further shown that the Labor Camp Road property is 5.26 acres and includes the Sheriff's Traffic Squad, and the .65 acres housing the traffic Squad will be subdivided from the total parcel and will remain with the County.

Committee recommended that Council approve and give first reading to an Ordinance authorizing County Council to donate 4.61 acres of Parcel ID Number 558-00-00-038, located at 1800 Labor Camp Road, Mount Pleasant, South Carolina to the Four Mile Community Association to be used for a community center and park.

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

An Ordinance conveying a portion of County property located at 1800 Labor Camp Road was given first reading by title only.

## **AN ORDINANCE**

### **APPROVING AND AUTHORIZING THE CONVEYANCE OF A PORTION OF CHARLESTON COUNTY OWNED REAL PROPERTY LOCATED AT 1800 LABOR**

**CAMP ROAD, MOUNT PLEASANT, SOUTH CAROLINA, PARCEL  
IDENTIFICATION NUMBER 558-00-00-038 TO THE FOUR MILE COMMUNITY  
ASSOCIATION.**

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

**Detention  
Center Inmate  
Medical  
Services  
Award of  
Services**

A report was read from the Finance Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and E. Steven Taylor, Director of Procurement, regarding sealed proposals received for Medical Services for the Charleston County Detention Center. It was stated that the initial term of the contract will be for 18 months beginning January 1, 2010 to coincide with the County's fiscal year, and that thereafter the County has the option to re-new the contract annually four more times.

Committee also considered the recommendation of the five member technical evaluation committee.

Committee recommended that Council authorize award of the proposal for inmate medical services at the Charleston County Detention Center to the most qualified responsive and responsible offeror meeting specifications, Carolina Center for Occupational Health.

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

**Code  
Enforcement  
Officers  
Request to  
Commission**

A report was read from the Finance Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Bernard E. Ferrara, Jr., Assistant County Attorney, regarding appointment of Code Officials for Charleston County for the year 2010. It was shown that in 1994 Council adopted an Ordinance authorizing the issuance of uniform ordinance summons, which are enforced by code enforcement officers commissioned by County Council yearly, or as needed.

Committee recommended that Council commission the following list of County employees as code enforcement officers with all commissions effective January 1, 2010 through December 31, 2010.

Anne G. Zickefoose	Legal
Cheryl Barrickman	Assessor
Pamela S. Hope	Assessor
Christina White	Assessor
Brian S. Barraclough	Building Services
William R. Bullock	Building Services
James R. Houser	Building Services
Calvin T. Phillips	Building Services
Cecil A. Rhudy	Building Services
Carl H. Simmons	Building Services
Karl A. Wichmann	Building Services

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Sally Brooks	Planning
Joel Evans	Planning
Dan Pennick	Planning
Andrea Pietras	Planning
John Waring	Planning
Brandon White	Planning
Russell Bennett	Public Works-Storm Water
Neil Desai	Public Works-Storm Water
Charles Jarman	Public Works-Storm Water
George Boniface	Revenue Collections
Hillary Bowers	Revenue Collections
Dionne Brown	Revenue Collections
Joe Coates	Revenue Collections
Byron Foster	Revenue Collections
Lourenza Green	Revenue Collections
Jon Guerry	Revenue Collections
Ron Hall	Revenue Collections
Anthony Hazelton	Revenue Collections
Megan Hume	Revenue Collections
Melissa Inman	Revenue Collections
Jim Lane	Revenue Collections
Elbert Matthews	Revenue Collections
Britt Miller	Revenue Collections
Tom Tamblyn	Revenue Collections
Edrian Trakas	Revenue Collections
Douglas Wurster	Revenue Collections
Colin Wieringa	Revenue Collections
Charles Fetner	Solid Waste
Shelton Prioleau	Solid Waste
Ivory Simmons	Solid Waste
Joshua K. Sommerfeldt	Sheriff's Office-Animal Control

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

**USDA Grant  
Application  
Request to  
Apply**

A report was read from the Finance Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and Benjamin Blanks, Jr., Director of Environment Management, regarding the Environmental Management's request to enter into a USDA Rural Development Grant Competition. It was stated that the purpose of the grant revenues is to reduce volumes of food waste managed in county rural areas, and that the towns of McClellanville, Awendaw, Ravenel, Hollywood and Meggett, as well as unincorporated Edisto qualify as rural target areas. It was shown that grants awarded previously have ranged between \$20,000 and \$200,000.

Committee recommended that Council approve grant submission, with the understanding that application must be submitted on or before December 31, 2009.

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

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**2009 Homeland  
Security Grant  
Fusion Officer  
Request to  
Accept**

A report was read from the Finance Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and J. Al Cannon, Sheriff of Charleston County, regarding funds in the amount of \$80,000, which have been awarded to the Charleston County Sheriff's Office under the 2009 State Homeland Security Grant Program. It was stated that the Fusion Liaison Officer (FLO) will be responsible for relaying terrorism related intelligence/Information efficiently between local and regional law enforcement agencies, the South Carolina Fusion Center and line level emergency services.

Committee recommended that Council accept the direct allocation award from the South Carolina Law Enforcement Division State Homeland Security in the amount of \$80,000, with the understanding that no match is required; no computer equipment or vehicle is requested for this position; that these funds will be used to supplement the salary of an existing position and that the grant period will run from October 1, 2009 until November 30, 2010.

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

**2009 Homeland  
Security Grant  
Intelligence  
Analyst  
Request to  
Accept**

A report was read from the Finance Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator, and J. Al Cannon, Sheriff of Charleston County, regarding funds in the amount of \$100,000, which have been awarded to the Charleston County Sheriff's Office under the 2009 State Homeland Security Grant Program for a Regional Intelligence Analyst. It was stated that the Intelligence Analyst will be responsible for researching and analyzing raw data, and will be responsible for relaying terrorism and crime related intelligence between the Sheriff's Office and regional law enforcement agencies, the South Carolina Fusion Center and the line level emergency responders.

Committee recommended that Council:

1. Accept the direct allocation award from the South Carolina Law Enforcement Division State Homeland Security in the amount of \$100,000, with the understanding that no match is required; that one computer and no vehicles are associated with this grant, and that the grant will run from October 1, 2009 until November 30, 2010.
2. Authorize one grant funded FTE, with the understanding that at the conclusion of the grant period, the FTE position will be dissolved if additional grant funding is not available.

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

**2009 Terrorism  
Prevention  
Program Grant  
Request to  
Accept**

A report was read from the Finance Committee under date of December 3, 2009 that it considered the information furnished by Allen O'Neal, County Administrator and J. Al Cannon, Sheriff of Charleston County, regarding funds in the amount of \$368,000 which have been awarded to the Charleston County Sheriff's Office under the 2009

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Law Enforcement Terrorism Prevention Program (LETFF) Grant. It was stated that the equipment funded through this grant, which is a tactical response vehicle valued at \$304,000 and a robotic wireless upgrade estimated to cost \$64,000 is vital to ensure the safety of personnel during critical incidents.

Committee recommended that Council accept the awarded funds from the South Carolina Law Enforcement Division Office of State Homeland security in the amount of \$368,000, with the understanding that no match or FTE is requested and that the grant period will run from October 1, 2009 until November 30, 2010.

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

Mr. Rawl moved to go into executive session to receive legal advice.

This motion was seconded by Mr. Summey and carried.

**Public  
Forum**

The Chairman stated that prior to going into executive session Council would listen to visitors in the public forum section of Council's meeting.

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

Mr. David Coe of James Island presented Council Members with a letter that he had sent to Sheriff Al Cannon regarding speeding and four question concerning boat dockings in Charleston County.

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

Mr. Inabinett announced that he would not be running for re-election next year.

Ms. Condon stated that Council would miss Mr. Inabinett.

Mr. Rawl also stated that Mr. Inabinett would be sorely missed.

Mr. Rawl also stated that he had attended the South Carolina Association of Counties and that he Association was requesting County Councils to contact their Legislative Delegations regarding the "Point of Sale" Legislative that is pending.

The Chairman stated that he was sorry that Mr. Inabinett and Mr. Thurmond would not be seeking re-election, and said he wished them well.

Council then went into executive session, and at the end of the executive session, the Chairman announced that no action or votes had been taken in executive session, and declared the meeting to be adjourned.

Beverly T. Craven  
Clerk of Council



