

November 9, 2010  
Charleston, SC

A regular meeting of County Council of Charleston County was held on the 9<sup>th</sup> day of November, 2010 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; Curtis B. Inabinett; Joe McKeown; Elliott Summey and Dickie Schweers. Council Member A. Victor Rawl was out of town and absent and Council Member Henry E. Darby was still recovering from injuries received when he was struck by a car and suffered a concussion.

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

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

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

Mr. Summey moved approval of the minutes of October 19, 2010, seconded by Ms. Condon, and carried.

An Ordinance approving a zoning change at 1177 Gregorie Ferry Road, East of the Cooper was given second reading by title only.

1177  
Gregorie  
Ferry Road  
Ordinance  
2<sup>nd</sup>  
Reading

### **AN ORDINANCE**

#### **REZONING THE REAL PROPERTY LOCATED AT 1177 GREGORIE FERRY ROAD, PARCEL IDENTIFICATION NUMBER 580-00-00-012 FROM THE PLANNED DEVELOPMENT ZONING DISTRICT (PD-65A) TO THE COMMUNITY COMMERCIAL ZONING DISTRICT (CC).**

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
Mr. Inabinett	- aye
Mr. McKeown	- aye
Mr. Rawl	- aye

Mr. Schweers	- aye
Mr. Summey	- aye
Mr. Thurmond	- absent
Mr. Pryor	- aye

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

**Ashley  
River  
Scenic  
Overlay  
District  
Ordinance  
1<sup>st</sup>  
Reading**

A report was read from the Planning/Public Works Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator and Dan Pennick, Director of Zoning and Planning, regarding propose4d amendments to the Dorchester Road Corridor Overlay District to include the Ashley River Scenic Corridor Overlay District.

Committee recommended approval of the proposed amendments.

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

An Ordinance amending the Charleston County Zoning and Land Development Regulations Ordinance Number 1202 was given first reading by title only.

### **AN ORDINANCE**

#### **AMENDING THE CHARLESTON COUNTY ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE NUMBER 1202, AS AMENDED, CHAPER 5 (OVERLAY AND SPECIAL PURPOSE ZONING DISRICTS), ARTICLE 5.7, DRC-O, DORCHESTER ROAD CORRIDOR OVERLAY ZONING DISTRICT.**

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

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

Ms. Condon moved approval of Items A through F of the Consent Agenda, seconded by Mr. Summey, and carried.

**Consent  
Agenda  
A) Clara Mae  
Neuman  
B) Porter Gaud  
JEDA Bonds  
C) HPSRE  
JEDA Bonds  
D) FY2911  
Grant in Aid  
E) Holiday  
Schedule  
F) CTC  
Resurfacing**

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and the Charleston Friends of the Library, regarding the Library's request that Council approve a Resolution recognizing Mrs. Neuman's Twenty Seven Years of service as a volunteer with the Friends of the Charleston County Library.

Committee recommended that Council approve the requested Resolution recognizing Mrs. Clara Mae Neuman on her 90<sup>th</sup> Birthday and for her twenty seven years of volunteer service with the Friends of the Charleston County Library.

The Resolution is as follows:

**A RESOLUTION  
OF CHARLESTON COUNTY COUNCIL**

*Honoring Clara Mae Neuman on the Occasion of Her 90<sup>th</sup> Birthday and  
27 Years of Service to the Charleston Friends of the Library*

**WHEREAS, Clara Mae Neuman** has been a member of the Charleston Friends of the Library since its inception in 1983 and has also volunteered in the sorting room at the Charleston County Public Library since that time; **and,**

**WHEREAS, Clara Mae Neuman** was raised in Indiana where her passion for reading was fostered by her high school librarian who offered her a job in the school library which served as a public library in the evenings; **and,**

**WHEREAS, Clara Mae Neuman** graduated third in her high school class and received a scholarship to what is now Illinois State University where she received her Bachelor's Degree in Education majoring in Latin and English and then furthered her education at library school; **and,**

**WHEREAS, Clara Mae Neuman** has served as a librarian in schools and communities throughout the country; **and,**

**WHEREAS, Clara Mae Neuman** and her husband Dr. Robert Neuman have been married 64 years and are parents of three children; **and,**

**WHEREAS, Clara Mae Neuman** was awarded the South Carolina Order of the Silver Crescent by Governor Jim Hodges and The Charleston Friends of the Library have made her an honorary life member and have named the Friends of the Library sorting room in the Main Library in her honor.

**NOW THEREFORE BE IT RESOLVED,** in meeting duly assembled, that **Charleston County Council** does hereby recognize the many contributions of **Clara Mae Neuman** to the Charleston County Public Library and wish her a very happy 90<sup>th</sup> birthday.

**CHARLESTON COUNTY COUNCIL  
Teddie E. Pryor, Chairman  
November 9, 2010**

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Samuel W. Howell, IV, Attorney for Porter Gaud School Project, regarding South Carolina Jobs-Economic Development Authority (JEDA) tax-exempt Economic Development Revenue Bonds. It was shown that a Public Hearing was held earlier on November 4, 2010, and that no objections were voiced on this matter. It was further shown that the JEDA Bonds requested to be issued on behalf of Porter-Gaud School would be used to:

Finance or refinance renovations and other improvements to the Borrower's primary and secondary school campus located at 300 Albemarle Road, and to acquire pre-school facilities located in Charleston County, and to refund JEDA's outstanding Series 2008 bonds.

Committee recommended that Council approve a Resolution in support of the issuance by the South Carolina Jobs Economic Development Authority of its Economic Development Revenue Bonds for the Porter Gaud School Project in the aggregate principal amount of not exceeding \$23,000,000, with the understanding that the County of Charleston has no financial obligation in the issuance of the said bonds.

The Resolution is as follows:

## RESOLUTION

IN SUPPORT OF THE ISSUANCE BY THE SOUTH CAROLINA JOBS-ECONOMIC DEVELOPMENT AUTHORITY OF ITS ECONOMIC DEVELOPMENT REVENUE BONDS, (PORTER-GAUD SCHOOL PROJECT), PURSUANT TO THE PROVISIONS OF TITLE 41, CHAPTER 43 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$23,000,000.

WHEREAS, the South Carolina Jobs-Economic Development Authority (the "Authority") is authorized and empowered under and pursuant to the provisions of Title 41, Chapter 43 of the Code of Laws of South Carolina 1976, as amended (the "Act"), to utilize any of its programmed funds to establish loan programmers for the purpose of reducing the cost of capital to business enterprises which meet the eligibility requirements of Section 41-43-150 of the Act and for other purposes described in Section 41-43-160 of the Act and thus provide maximum opportunities for the creation and retention of jobs and improvement of the standard of living of the citizens of the State of South Carolina; and

WHEREAS, the Authority is further authorized by Section 41-43-110 of the Act to issue revenue bonds payable by the Authority solely from a revenue-producing source or project and secured by a pledge of said revenues in order to provide funds for any purpose authorized by the Act; and

WHEREAS, the Authority is further authorized by the Act to refund any such bonds that are outstanding by the issuance of its refunding bonds in an amount as the Authority considers necessary but not to exceed an amount sufficient to refund the principal of the bonds to be refunded, together with unpaid interest thereon and any premiums, expenses, and commissions necessary to be paid; and

WHEREAS, the Authority and The Porter Academy d/b/a Porter-Gaud School (the "Borrower"), entered into an Inducement Agreement (the "Inducement Agreement") pursuant to which and in order to implement the public purposes enumerated in the Act, the Authority proposes, subject to such approval of the State

Budget and Control Board of South Carolina and the County Council of Charleston County as may be required by law, to issue not exceeding \$23,000,000 aggregate principal amount of its Economic Development Revenue Bonds (Porter-Gaud School Project) (the "Bonds") pursuant to Section 41-43-110 of the Act and to loan the proceeds thereof to the Borrower (1) in order to refund the Authority's outstanding Tax-Exempt Adjustable Mode Economic Development Revenue Bonds (Porter-Gaud School Project) Series 2008 (the "Series 2008 Bonds"), the proceeds of which were used to refund certain then-outstanding economic development revenue bonds of the Issuer and to finance or refinance renovations and other improvements to the Borrower's primary and secondary school campus located at 300 Albemarle Road, in Charleston, South Carolina, and known as Porter-Gaud School, and (2) to provide Bond proceeds (a) to finance or refinance additional renovations and other improvements to the Borrower's primary campus located at 300 Albemarle Road, in Charleston, South Carolina; (b) to finance or refinance the costs of acquiring, constructing, furnishing, and equipping pre-school facilities currently known as The O'Quinn Schools, and located at 1559, 1563, and 1567 Harborview Road and contiguous parcels in Charleston, South Carolina; and (c) to finance or refinance the costs of acquiring approximately 4.4 acres of land located on the west side of Shell more Drive between Mathis Ferry Road and the Frontage Road for Johnny Dodds Boulevard (U.S. Highway 17 North) in Mt. Pleasant, South Carolina, and constructing, furnishing, and equipping thereon pre-school facilities; all of such facilities are to be used in the operation of Porter-Gaud School and are referred to herein collectively as the "Facilities"; and

WHEREAS, the Borrower is projecting that the assistance of the Authority by the issuance of the Bonds and loaning the proceeds thereof to the Borrower will result in the creation or maintenance of employment by maintaining 161 existing jobs and creating employment for 8 new employees within 24 months of completion of the Facilities, and the Facilities will stimulate the economy of Charleston County and surrounding areas by increased payrolls, by improving the quality of education available in the community, and other public benefits incident to such business; and

WHEREAS, the County Council of Charleston County and the Authority jointly held a public hearing on November 9, 2010, duly noticed by publication in a newspaper having general circulation in Charleston County, not less than 15 days prior to the date hereof, at which all interested persons have been given a reasonable opportunity to express their views;

NOW, THEREFORE, BE IT RESOLVED by the County Council of Charleston County, South Carolina, as follows:

SECTION 1. It is hereby found, determined, and declared that the Facilities are anticipated to benefit the general public welfare of Charleston County by providing services, employment, or other public benefits not otherwise provided locally.

SECTION 2. The County Council of Charleston County support the Authority in its determination to issue the Bonds the proceeds of which will be used to defray a portion of the costs of the Facilities and to refund the Series 2008 Bonds.

SECTION 3. All resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this resolution shall take effect and be in full force and effect from and after its adoption.

Adopted this 9<sup>th</sup> day of November, 2010.

CHARLESTON COUNTY COUNCIL  
Teddie E. Pryor, Sr., Chairman

ATTEST:

Beverly T. Craven  
Clerk to County Council

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Jeremy Cook, Esquire, representing HPSRE, LLC in HPSRE, LLC's request for Council to approve a Resolution for the issuance by the South Carolina Job-Economic Development Authority Bonds. It was shown that a joint public hearing was held earlier and no one spoke in opposition to this project. It was further shown that the proceeds of the bonds will be used by the borrower to defray the cost of the acquisition, construction, renovation, furnishing and equipping of any approximately 18,471 square foot facility for the manufacture of highly-accurate and pure reference materials for use in quality control instrument calibration and method development in Charleston County, and pay the cost of issuance and other expenses related to the bonds.

Committee recommended that Council approve a Resolution supporting the issuance by the South Carolina Jobs Economic Development Authority for its Revenue Bonds for HPSRE, LLC, in the aggregate principal amount of not exceeding \$2,500,000, with the understanding that Charleston County has no financial obligations in the issuance of the said bonds.

The Resolution is as follows;

### RESOLUTION

**IN SUPPORT OF THE ISSUANCE BY THE SOUTH CAROLINA JOBS-ECONOMIC DEVELOPMENT AUTHORITY OF ITS REVENUE BONDS (HPSRE, LLC) PURSUANT TO THE PROVISIONS OF TITLE 41, CHAPTER 43, OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$2,500,000.**

**WHEREAS**, the South Carolina Jobs-Economic Development Authority (the "**Authority**") is authorized and empowered under and pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as amended (the "**Act**"), to utilize any of its program funds to establish loan programs for the purpose of reducing the cost of capital to business enterprises which meet the eligibility requirements of Section 41-43-150 of the Act and for other purposes described in Section 41-43-160 of the Act and thus provide maximum opportunities for the creation

and retention of jobs and improvement of the standard of living of the citizens of the State of South Carolina; and

**WHEREAS**, the Authority is further authorized by Section 41-43-110 of the Act to issue revenue bonds, payable by the Authority solely from a revenue producing source and secured by a pledge of said revenues, to defray the cost of a business enterprise as defined in the Act; and

**WHEREAS**, the Authority and HPSRE, LLC, a South Carolina limited liability company (the "**Borrower**"), entered into an Inducement Agreement dated July 12, 2010 (the "**Inducement Agreement**"), pursuant to which and in order to implement the public purposes enumerated in the Act, and in furtherance thereof to comply with the undertakings of the Authority pursuant to the Inducement Agreement, the Authority proposes, subject to such approval of the State Budget and Control Board of South Carolina and Charleston County as may be required by law, to issue in one or more series not exceeding \$2,500,000 aggregate principal amount of its Revenue Bonds (HPSRE, LLC) in one or more series (the "**Bonds**"), under and pursuant to Section 41-43-110 of the Act. The proceeds of the Bonds will be used by the Borrower to (i) defray the cost of the acquisition, construction, renovation, furnishing and equipping of an approximately 18,471 square foot facility for the manufacture of highly-accurate and pure reference material for use in quality control instrument calibration and method development in Charleston County, South Carolina (collectively, the "**Project**"); and (ii) pay costs of issuance and other expenses related to the Bonds. The Project is owned by the Borrower; and

**WHEREAS**, the Borrower is projecting that the assistance of the Authority by the issuance of the Bonds will result in the maintenance of employment for approximately 36 full-time employees from Charleston County and adjacent areas and will result in the creation of employment for approximately 5 full-time employees from Charleston County and adjacent areas; and

**WHEREAS**, the County Council of Charleston County and the Authority have on this date jointly held a public hearing, duly noticed by publication in a newspaper having general circulation in Charleston County, not less than 15 days prior to the date hereof, at which all interested persons have been given a reasonable opportunity to express their views;

**NOW, THEREFORE, BE IT RESOLVED** by the County Council of Charleston County, South Carolina, as follows:

**SECTION 1.** It is hereby found, determined and declared that (a) the Project will subserve the purposes of the Act, (b) the Project is anticipated to benefit the general public welfare of Charleston County by providing services, employment, recreation or other public benefits not otherwise provided locally, (c) the Project will give rise to no pecuniary liability of Charleston County or a charge against its general credit or taxing power, (d) the amount of bonds required to finance the Project is not exceeding \$2,500,000; and (e) the documents to be delivered by the Borrower and the Authority with respect to the Bonds will provide, among other things, (i) for the amount necessary in each year to pay the principal of and interest on the Bonds, (ii) whether reserve funds

of any nature will be established with respect to the retirement of the Bonds and the maintenance of the Project (and, if any such reserve funds are to be so established, the amount necessary to be paid each year into such funds), and (iii) that the Borrower shall maintain the Project and carry all proper insurance with respect thereto.

**SECTION 2.** The County Council of Charleston County supports the Authority in its determination to issue the Bonds to defray the costs related to the Project.

**SECTION 3.** All orders and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this resolution shall take effect and be in full force from and after its adoption.

Adopted this 9<sup>th</sup> day of November, 2010.

**CHARLESTON COUNTY COUNCIL**  
Teddie E. Pryor, Sr., Chairman

**ATTEST:**

Beverly T. Craven, Clerk

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Don Lundy, Director of the County Emergency Medical Services, regarding an opportunity to apply for grant-in-aid funds offered by the South Carolina Department of Health and Environmental Control. It was stated that allocations to each County are based on population and EMS call volume.

Committee recommended that Council:

1. Approve the Emergency Medical Services contact between the South Carolina Department of Health and Environmental Control and Charleston County for an application of grant-in-aid funds for the period of July 1, 2010 through June 30, 2011.
2. Approve the expenditure of budgeted grant funds in the EMS FY 2011 budget for extrication coveralls (flash fire protection) in the amount of \$33,289.28, with the understanding that this is a non-competitive grant that requires a 5.5% match of \$1,831.00, and that the match funds are available in the FY 2011 Emergency Medical Services budget.

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Fagan Stackhouse, Director of Human Resources, regarding a need to clarify the date on which the County will observe the upcoming New Year's holiday. It was pointed out that the State of South Carolina has scheduled their observance of the New Year holiday for Monday January 3<sup>rd</sup>, and that in order to coincide with the State's schedule, County Staff was requesting Council to allow the same holiday schedule as observed by the State.

Committee recommended that Council:

1. Approve observance of this upcoming New Year's Holiday on Monday, January 3, 2011 to coincide with the State of South Carolina schedule.
2. Approve future observances to coincide with the State schedule, where applicable.

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Fagan Stackhouse, Director of Human Resources, regarding a need to clarify the date on which the County will observe the upcoming New Year's holiday. It was pointed out that the State of South Carolina has scheduled their observance of the New Year holiday for Monday January 3<sup>rd</sup>, and that in order to coincide with the State's schedule, County Staff was requesting Council to allow the same holiday schedule as observed by the State.

Committee recommended that Council:

1. Approve observance of this upcoming New Year's Holiday on Monday, January 3, 2011 to coincide with the State of South Carolina schedule.
2. Approve future observances to coincide with the State schedule where applicable.

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Barrett J. Tolbert, Director of Procurement, regarding bids received for the annual CTC-funded resurfacing project. It was stated that this resurfacing work shall include traffic control, milling, surface preparation, asphalt resurfacing, shoulder widening and grading, striping and associated appurtenance of various local and SCDOT paved roadways with the boundaries of Charleston County. It was shown that the total project length is 23.7 miles.

Committee recommended that Council, acting as agent for the Charleston County Transportation Committee (CTC), authorize award of a contract for the CTC 2010 Resurfacing Plan to the lowest responsive and responsible bidder meeting specifications, Sanders Brothers Construction Company, Inc. in the amount of \$4,166,734.03, with the understanding that funding is available through the State "C" Fund for road improvements.

**Project  
JENA  
Financial  
Incentives**

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and Steve Dykes, Director of Economic Development, regarding a possible Fee-in-lieu-of-taxes agreement. It was stated that during 2010 the Economic Development Director has worked with an international company, seeking to establish a distribution center in the southeast US. It was stated that to facilitate the Company's decision to choose a North Charleston site, for the proposed facility, which would entail a \$30 million capital investment, including the addition of a dock on the rail-served site on the Cooper River,

the Economic Development Director committed to the use of fee-in-lieu-of-taxes (FILOT) and offered a special Source Revenue Credit (SSRC) to the Company. It was further stated that for business reasons the company has requested that to maintain project confidentiality during the initial states of the County Council FILOT approval process by using a code name, and that the Company will reveal its identity prior to 3<sup>rd</sup> and final reading.

Committee recommended that Council approve an ordinance, fee in lieu of taxes (FILOT) agreement and inducement resolution authorizing the execution and delivery of fee-in-lieu-of-taxes to Project “Jena” for its \$30 million, 12 person distribution project. FILOT terms to include property assessment rate at 6% millage fixed at the 2010 level of 273.8 (tax district, 4-3 City of North Charleston for a term of twenty years, with the understanding that a Special Source Revenue Credit of \$40,000 is pledged in support of Phase I, expandable to \$132,000 at the time the company proceeds with Phase II, for an aggregate investment of \$70 million and 29 employees.

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

An Ordinance authorizing the execution and delivery of a Fee Agreement between Charleston County and Project JENA was given first reading by title only.

## **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 PROJECT JENA; AND MATTERS RELATING THERETO.**

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

#### **Multi-County Park Amendment**

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O’Neal, County Administrator, and Steve Dykes, Director of Economic Development, regarding the need to amend the Charleston County “Multi County Industrial Park” Ordinance in order to include two new properties. It was shown that since 1995 Charleston County has utilized an economic development tool known as the “Multi-County Industrial Park” to leverage the relocation or expansions of over 50 companies. It was stated that these companies have invested approximately \$3 Billion in Charleston County, while creating over 11,000 jobs within its borders.

Committee recommended that Council approve and give first reading to an Ordinance amending Ordinance 972, adopted on September 1995, as previously amended, to add the real property owned by Remount Venture, LLC (known as Remount Road Business Park) and SCE&G (at its new Aviation Avenue Complex) to the Charleston/Colleton Multi-County Industrial Park (MCP).

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

An Ordinance amending the Joint County Industrial Park was given first reading by title only.

### 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.

**Rural  
Greenbelt  
Applications**

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator and Cathy Ruff, Director of Greenbelt Programs, regarding applications received for Rural Greenbelt funding. It was stated that two rural greenbelt project have been reviewed by the Greenbelt Bank Board and are being recommended to County Council for funding. It was further stated that if approved these projects will add 291 acres of protected land on Edisto Island.

Committee recommended that Council:

1. Approve funding for the following rural greenbelt projects provided that upon approval, grant agreements will be executed between the County and appropriate parties.

<b>Applicant</b>	<b>Project Name</b>	<b>Acres</b>	<b>Funding</b>
<b><u>Amount</u></b>			
Edisto Island Open Land Trust	Graves Ashe Point Farm	148.9	\$350,000
Lowcountry Open Land Trust	Kinlaw Tract	<u>142.0</u>	<u>\$400,000</u>
	<b>Total</b>	<b>290.9</b>	<b>\$750,000</b>

2. Authorize the County Administrator to require the execution and delivery of proper agreements and instruments to implement the conditions of the approval of the grant funds, and to effectuate the goals of the Greenbelt Program ordinances and policies.

3. Approve the use of \$750,000 from the 2007 General Obligation Bonds for Greenbelt projects.

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

**Urban  
Greenbelt  
Projects**

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O’Neal, County Administrator and Cathy Ruff, Director of Greenbelt Programs, regarding applications received for Urban Greenbelt funding. It was stated that two Urban Greenbelt projects have been reviewed by the Urban Grants Review Committee and the Charleston County Park and Recreation Commission and are now being recommended for Council’s approval.

Committee recommended that Council:

1. Approve funding for the following urban greenbelt projects, provided that upon approval, grant agreements will be executed between the County and appropriate parties.

<b>Applicant</b>	<b>Project Name</b>	<b>Acres</b>	<b>Funding</b>
			<b>Amount</b>
City of North Charleston	Dorchester Rd. Community Center	1.21	\$285,500
City of North Charleston	Remount Road Park	5.88	\$1,103,500
	<b>Total:</b>	<b>7.08</b>	<b>\$1,389,000</b>

2. Authorize the County Administrator to require the execution and delivery of proper agreements and instruments to implement the conditions of the approval of the grant funds, and to effectuate the goals of the Greenbelt Program ordinances and policies.
3. Approve the use of \$1,389,000 from the 2007 General Obligation Bonds for Greenbelt projects.

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

**Voluntary  
Retirement  
Incentive  
Program**

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O’Neal, County Administrator, and Keith Bustraan, Deputy Administrator for Finance, regarding retirement incentives to employees to reduce personnel costs. It was stated that the rationale for the Voluntary Retirement Incentive Plan (VRIP) is to provide cost savings for the County while preserving the well-being of the County’s retirement-eligible employees. It was shown that Charleston County is following guidelines developed by the South Carolina Office of Human Resources for a retirement incentive program that complies with all applicable state and federal laws and regulations.

Committee recommended that Council approve the Voluntary Retirement Incentive Plan as a cost-saving measure, and authorize the Administrator to proceed with implementation.

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

**Capital  
Improvement  
Plan**

A report was read from the Finance Committee under date of November 4, 2010 that it considered the information furnished by Allen O'Neal, County Administrator, and R. Keith Bustraan, Deputy Administrator for Finance regarding the County's Capital Improvement Plan (CPI). It was stated that in May, Council approved the FY 2011–2015 18 projects CPI with a total cost of \$86.9 million, including \$11.3 million of unidentified funding. It was further stated that since that time additional information has been available, as follows: The lawsuit regarding repairs to the Judicial Center has been settled for \$3.5 million. Recent information on the cost of the Law Enforcement Center suggests the estimated budget for this project can be reduced from \$8.5 million to \$7.0 million, and one time funding generated from the anticipated results from the FY 2010 audit of the General Fund should be available to provide the remaining \$5.3 million of unidentified funding..

Committee recommended that Council:

1. Amend the Adopted FY 2011 – FY 2015 Capital Improvement Plan to eliminate the funding gap as follows:
  - a) Include the Judicial Center settlement in the amount of \$3.5 million.
  - b) Revise the cost estimate of the Law Enforcement Center to \$7 million.
  - c) Transfer \$5.3 million from one-time funding sources generated from the anticipated results of the FY 2010 General Fund Audit.
2. Allocate \$3.5 million from the Judicial Center settlement In order to permit planning and design work to begin as follows:
  - a) \$1.5 million to the Detention Center Administrative Building Renovation.
  - b) \$2.0 million to the Law Enforcement Center.

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

**Planning  
Commission  
Appointment**

The Chairman announced that Council Member Joe McKeown has advised that he would like to recommend that David Kent be appointed to the Charleston County Planning Commission to replace Bob Miller who had resigned. The Chairman stated that since this item has not gone to Committee, Mr. McKeown was requesting unanimous consent from the Body to consider Mr. Kent's appointment this evening. The Chairman asked if anyone was opposed to Mr. McKeown's request. There was no negative response.

Mr. McKeown moved that Council appoint Mr. David Kent for a four year term to the Charleston County Planning Commission. The motion was seconded by Ms. Condon, and carried.

**Public  
Forum**

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

Mr. Willie Thompson, Jr., of Ponderosa spoke of drainage problems on Eliza Grant Road and Davidson Road.

The Chairman requested Jim Armstrong, Director of Transportation Development to speak with Mr. Thompson, regarding his problems after the meeting.

Mr. Wilbur Johnson of Ravenel voiced his concern that there is not a deed restriction on the 17 South Property owned by the County, and known as the Sheppard Tract.

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

Mr. Schweers thanked Mr. Jones for coming to Council concerning the Sheppard Tract.

Mr. Summey said he thought that the bids on the Sheppard Tract had been withdrawn, and that there was closure on this issue.

Mr. Thurmond congratulated the people who were successful at the "Polls" on November 2, 2010, and told Mr. McKeown that Tim Scott was lucky to have him on his team.

Ms. Condon reminded Council that the proposed West Ashley Senior Center Preview would be on November 10 at the Jewish Community Center from 2 until 5.

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

Beverly T. Craven  
Clerk of Council