

October 20, 2015  
Charleston, SC

A special meeting of County Council of Charleston County was held on the 20<sup>th</sup> day of October, 2015, in the Beverly T. Craven Council Chambers, Second Floor of the Lonnie Hamilton, III Public Services Building, located at 4045 Bridge View Drive, North Charleston, South Carolina.

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

Also present were County Administrator Keith Bustraen and County Attorney Joseph Dawson.

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.

Chairman Summey stated that the Council meeting of October 13, 2015, was suspended during the discussion of the ZLDR Text Amendment to allow digital billboards in Industrial Zoning Districts. The Chairman noted that the motion to approve the Committee recommendation to approve the definitions and allow digital billboards in the Industrial Zoning Districts deleting digital billboard standards 1, 2, 4, 6, 7 and 8b, the Billboard Plaza Overlay and all language that references the use of a Billboard Plaza and direct staff to work with the Exchange Club on a Planned Development with the right to amend the ordinance up to third reading, which was made by Mr. Pryor and seconded by Ms. Condon was still on the floor. Mr. Schweers had the floor at the time of the suspension of the meeting. The Chairman recognized Mr. Schweers.

Mr. Schweers first stated that what occurred at the last meeting was a result of a complex migraine and he thanked Council and staff for their care and concern since the last meeting. Mr. Schweers stated that he was fine with the amendments to allow LED billboards and he was fine with the Exchange Club working with staff on a Planned Development, but wanted to make sure the recommendation did not include the Billboard Plaza Overlay District.

Zoning and Planning Director Joel Evans confirmed that at the Planning and Public Works Committee of October 8, 2015, the committee recommendation was to remove references to the Billboard Plaza Overlay District and the only amendments recommended for approval would provide standards for digital billboards.

The motion passed. Mr. Sass was absent at the time of voting.

An ordinance approving amendments to the Zoning and Land Development Regulations was given first reading by title only. The ordinance title is as follows:

**AN ORDINANCE**

**AMENDING THE CHARLESTON COUNTY ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202, AS AMENDED: CHAPTER 9, DEVELOPMENT STANDARDS AND CHAPTER 12, DEFINITIONS.**

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

Mr. Pryor moved approval of items 4 and 6. The motion was seconded by Ms. Condon and carried unanimously.

Item 4 was the Consent Agenda. Consent Agenda items were as follows:

A report was furnished by the Finance Committee under date of October 8, 2015, that it considered the information furnished by County Administrator Keith Bustraan and EMS Chief of Administration Donna Kann regarding the 2015-2016 EMS Grant in Aid. It was stated that the South Carolina Department of Health and Environmental Control (DHEC) in accordance with Section 34.8 of part IB Provisos of the 2015-2016 Appropriations Act will distribute state appropriated funds among counties for the purpose of improving and upgrading the EMS system throughout the state. The funds are allocated in accordance with the following methodology or formula, 50% of the funds appropriated will be allocated equally among the 46 counties in SC and the remaining 50% will be allocated bases on the proportion of the population in each county. Charleston County's allocation for the FY 2015-2016 is determined to be \$26,136.30. The funds will be used in accordance with Section 34.8 of the 2015-2016 Appropriations Act and any appropriate statutes and regulations.

Committee recommended that Council accept the state appropriated funds at the allocated amount of \$26,136.30 from the South Carolina Department of Health and Environmental Control (DHEC) for fiscal year July, 1, 2015 through June 30, 2016 with the understanding that EMS has the approved matching funds of 5.5% in their FY16 budget and no FTE's are requested.

A report was furnished by the Finance Committee that it considered the information furnished by County Administrator Keith Bustraan and Contracts and Procurement Director Barrett J. Tolbert regarding the need to award a contract for Pinckney Street Drainage Improvements Project. It was stated that the Pinckney Street Drainage Improvements Project is located in the Town of McClellanville. The project will improve drainage on Pinckney Street and replace the existing drainage outfall system which is not functioning. The work shall include, but is not limited to, drainage culverts and structures, concrete sidewalk installation, asphalt pavement, erosion and sedimentation control, and traffic control during construction. The project shall be constructed utilizing the items listed on the bid form and the contract duration for construction is 90 calendar days.

It was shown that bids were received in accordance with the terms and conditions of Invitation for Bid No. 4982-16C. The mandatory Small Business Enterprise (SBE) utilization for this solicitation is 12.2% and the Disadvantaged Business Enterprise (DBE)

goal is 20%.

Bidder	Total Bid Price	SBE Percentage	DBE Percentage
<b>Green Wave Contracting, Inc.</b> <b>Georgetown, South Carolina 29440</b> <b>Principal: Blake Harwell</b>	<b>\$172,020.00</b>	<b>100%</b>	<b>28.25%</b>
Eadie's Construction Company, Inc. Ridgeville, South Carolina 29472 Principal: Dawn Eadie	\$215,875.00	100%	12.51%
Allston Farrell, LLC Mount Pleasant, South Carolina 29465 Principal: Matthew Farrell	\$289,600.00	100%	8.53%

Committee recommended that Council authorize award of bid for the TST Pinckney Street Drainage Improvements project to Green Wave Contracting, Inc., the lowest responsive and responsible bidder, in the amount of \$172,020.00 with the understanding that funds are available in the roads portion of the Transportation Sales Tax.

Item 6 was as follows:

A report was furnished by the Finance Committee under date of October 8 that it considered the information furnished by County Administrator Keith Bustraan and Consolidated 911 Director James R. Lake, Jr., regarding requests for the 911 Center to offer shared services to various agencies. It was stated that the Charleston County Consolidated 9-1-1 Center is being asked to explore enhancing information sharing and interoperability opportunities by providing shared services to other government agencies. Time efficiencies and cost efficiencies are also anticipated. Agencies will pay the costs of these services which may include the sharing of technical, network and/or operational services. Examples of shared services include:

- Computer Aided Dispatch (CAD), Situational Awareness, 9-1-1 Telephony
- Interagency Network, Emergency Services Internet Network (ESInet)
- Quality assurance, training, standard operating procedures

The Charleston County Consolidated Dispatch Board has recommended that the Consolidated 9-1-1 Center explore shared services as a means to provide improved benefit to the public and to Charleston County Consolidated 9-1-1 Center member agencies.

The College of Charleston Public Safety Department has requested shared CAD and situational awareness services, and this request has received a recommendation of approval from the Consolidated Dispatch Board. An Intergovernmental Agreement (IGA) is currently being negotiated with the assistance of County legal staff. Other entities have expressed interest in the possibility of shared services and additional IGAs for shared services are anticipated.

Committee recommended that Council authorize the County Administrator to sign

agreements which allow for other government entities (beyond those served through 9-1-1 consolidated) to utilize Consolidated Dispatch technical, network or operational services, not including call taking or dispatching, in order to increase information sharing, interoperability and efficiencies, with the understanding that these agencies will pay costs associated with these services.

A report was furnished by the Finance Committee that it considered the information furnished by County Administrator Keith Bustraan and the request of Council Member Joe Qualey regarding the delivery method for the Library Construction and Renovation Projects.

Committee recommended that Council approve the Design-Build Method for as the delivery method for the Library Construction and Renovation Projects.

Mr. Pryor moved approval of the committee recommendation. The motion was seconded by Mr. Qualey.

Ms. Condon asked if the program manual should be included in the motion. Mr. Bustraan stated that the program manual was underway and would be included in the project.

Ms. Condon stated that she hoped this motion would allow more architecture firms to participate in the design of the libraries.

Mr. Pryor asked if this motion would preclude one firm from bidding on all of the projects. Mr. Bustraan stated that with the Design-Build method Council would select a Design-Build firm and that firm would select the architects based upon the County's recommendations.

The Chairman called for a vote on the motion and the motion passed. Judge Rawl voted against the motion.

A report was furnished by the Finance Committee under date of October 8, 2015, that it considered the information furnished by County Administrator Keith Bustraan and Contracts and Procurement Director Barrett J. Tolbert regarding a request to approve a non-competitive procurement for an access road to the property where the new Material Recovery Facility (MRF) will be constructed. It was stated that as a part of the Agreement with the RCRM Family Limited Partnership for the purchase of property along the Palmetto Commerce Parkway in North Charleston for a new Material Recovery Facility (MRF). The County agreed to relocate a driveway utilized by Republic Services which currently splits the County's property. The relocated access road will move to the northernmost portion of the property the County acquired.

It was shown that the road construction is the first step in designing and constructing the new MRF. A cost to construct the road was requested from Banks Construction Company because of all of the work they have completed in the area and their familiarity with the terrain. Also, the work can be completed faster because of their experience, knowledge of the area, and close proximity to the site. They are available to begin construction with a 120 day schedule.

Committee recommended that Council authorize a non-competitive procurement contract to construct and pave an access road to Material Recovery Facility to Banks Construction with the understanding that all change orders for this project will come back to Council for approval.

Mr. Pryor moved approval of the committee recommendation. The motion was seconded by Ms. Condon.

Mr. Qualey stated that he had consistently voted against sole source procurement because he thought the County should always go through the bid process and he would be voting against this item, as well.

The Chairman called for a vote on the motion and the motion passed. Mr. Qualey voted against the motion.

The Chairman stated that he needed to recuse himself from voting on item 5, citing a conflict of interest due to his family relationship with one of the magistrates.

Vice Chairman Rawl began chairing the meeting.

A report was furnished by the Finance Committee under date of October 8, 2015, that it considered the information furnished by County Administrator Keith Bustraan and the recommendations of the Magistrate Oversight Committee, which met on October 1, 2015.

Committee recommended that Council approve the following recommendations made by the Magistrates Oversight Committee:

1. Increase Magistrate Cain-Lofton's position from 15 hours a week to 22.5 hours per week to be implemented January, 2016.
2. Increase Magistrate Summey's position from 35 hours a week to 40 hours week, making this a full time position for the North Area 3 Magistrate Court to be implemented January, 2016.
3. Establish a Night Traffic Court as a pilot program at the North Area 3 Magistrate Court to be implemented January, 2016.
4. Add an additional 0.32 FTE for the Magistrates Court.

Mr. Pryor moved approval of the committee recommendation, seconded by Mr. Qualey, and carried. Chairman Summey abstained from voting on the item.

Chairman Summey resumed chairing the meeting.

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

Kristen L. Salisbury  
Deputy Clerk  
Charleston County Council