

June 16, 2015
Charleston, SC

A meeting of County Council of Charleston County was held on the 16th day of June, 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 Interim County Administrator Keith Bustraan and County Attorney Joseph Dawson.

Rev. Gary McJunkin delivered the invocation and retired US Army 1st Sgt. Ronald Ladson 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. Pryor moved approval of the minutes of June 2, 2015, seconded by Ms. Condon, and carried.

Mr. Pryor moved approval of the requested resolutions, seconded by Ms. Condon, and carried.

The Interim County Administrator presented a resolution proclaiming June 21-27, 2015, Mosquito Control Awareness Week in Charleston County to Public Works Director Jim Neal. The resolution is as follows:

Mosquito
Control
Awareness
Week
Resolution

Request to
Adopt



A RESOLUTION OF CHARLESTON COUNTY COUNCIL

WHEREAS, mosquito-borne diseases such as Malaria, Yellow Fever, Encephalitis, Dengue Fever, and Dog Heartworm, have historically been a source of human and animal suffering, illness, and even death in the United States and worldwide; **and**

WHEREAS, mosquitoes in excessive numbers can diminish enjoyment of the outdoors, public parks and playgrounds, impede outdoor work, decrease livestock productivity, and reduce property values; **and**

WHEREAS, mosquitoes can disperse or be transported long distances from their source and can be a public nuisance and health risk throughout the United States and worldwide; **and**

WHEREAS, since 1900, mosquito control professionals in the United States have recognized the need to develop and encourage effective and environmentally safe mosquito control activities in order to protect the health and welfare of the public, the environment and wildlife; **and**

WHEREAS, the American Mosquito Control Association (AMCA) was established on June 26, 1935, to provide a nationally organized network to help mosquito control professionals pursue these goals; **and**

WHEREAS, the AMCA continues to be an active partner in the Pesticide Environment Stewardship Program, working closely with the U. S. Environmental Protection Agency and the U. S. Department of Health and Human Services to reduce pesticide risk to humans, animals, and the environment while protecting them from mosquito-borne diseases and nuisance attacks; **and**

WHEREAS, Mosquito Control Awareness Week will increase the public's awareness of the activities of the various mosquito research and control agencies within the United States and highlight the educational programs currently available,

NOW, THEREFORE, BE IT RESOLVED, that **Charleston County Council**, does hereby proclaim the week of **June 21-27, 2015**, as

MOSQUITO CONTROL AWARENESS WEEK

in Charleston County, and calls upon citizens and civic organizations to acquaint themselves with the issues involved in providing our mosquito control and to recognize the contributions which mosquito control employees make every day to our health, safety, comfort, and quality of life.

CHARLESTON COUNTY COUNCIL

J. Elliott Summey, Chairman
June 16, 2015

Mosquito Control Superintendent Frank Carson presented a Citizen Services Spotlight video featuring Mosquito Control Entomologist Ed Harne speaking about mosquito control.

Chairman Summey announced that the second resolution which was adopted was a resolution supporting SC Senate Bill 429 which would extend workers compensation coverage to first responders medically diagnosed with Post Traumatic Stress Disorder. The Chairman requested that the Deputy Clerk forward the resolution to the members of the SC Senate and SC House of Representatives. The resolution is as follows:

A RESOLUTION IN SUPPORT OF BILL S. 429

WHEREAS, first responders are subject to dangerous situations and risk their own lives in the line of duty;

WHEREAS, witnessing trauma in the line of duty may have severe, lasting impacts on first responders to include Post Traumatic Stress Disorder;

Resolution
Supporting S-
429

Request to
Adopt

WHEREAS, several members of the South Carolina Senate have sponsored Bill S. 429 to expand workers' compensation coverage to first responders medically diagnosed with Post Traumatic Stress Disorder arising out of their direct involvement in a significant traumatic experience or situation causing stress, mental injury, or mental illness;

WHEREAS, expanding workers' compensation coverage would enable first responders diagnosed with Post Traumatic Stress Disorder to seek appropriate medical treatment for stress, mental injury, or mental illness arising out of their direct involvement in a significant traumatic experience.

NOW, THEREFORE, the Charleston County Council, in meeting duly assembled, hereby resolves as follows:

Charleston County Council endorses Bill S. 429 to amend Section 42-1-160, Code of Laws of South Carolina, 1976, to allow first responders medically diagnosed with Post Traumatic Stress Disorder arising out of direct involvement in a significant traumatic experience or situation causing stress, mental injury, or mental illness to receive workers' compensation coverage.

Approved this 16th day of June, 2015.

Attest:

Beverly T. Craven
Clerk of Council

J. Elliott Summey
Chairman

The Chairman stated that he was moving item 15, Charleston Wage Recovery Program and item 19, Library Site Selection up on the agenda.

A report was furnished by the Finance Committee under date of May 28, 2015, that it considered the information furnished by Interim County Administrator Keith Bustaan and the request for funding for the Charleston Wage Recovery Program received from Charleston Area Justice Ministry.

Committee recommended that Council allocate funding in the amount of \$75,000 to come from the FY 16 Council Contingency to Charleston Wage Recovery Program, administered by SC Legal Services, contingent upon Charleston Area Justice Ministry receiving matching funds of \$75,000 from other sources.

Ms. Condon stated that after speaking with other people in the community and coming to understand the Wage Recovery Program a little better, she still believed it was the state's responsibility to investigate wage theft cases, but that the citizens of Charleston County should not be forced to suffer due to the state's inaction. She stated that she would like to make a motion to fully fund the Charleston Wage Recovery Program in the amount of \$150,000 with funding to come from sources to be determined by the Interim County Administrator. Ms. Condon stated that she trusted Mr. Bustaan's judgment to find an appropriate source in the County's budgets, whether it be from Economic

**Charleston
Wage Recovery
Program
Funding**

**Request to
Approve**

Development, or perhaps Accommodations Tax funding, to fully fund the program. Mr. Rawl seconded the motion.

Mr. Qualey stated that he was opposed to the motion. He stated that he did not believe it was the County's position to right every potential wrong and he feared this would put the County in a position where every person who is potentially aggrieved would ask for funding to try to fix it.

Mr. Schweers asked if there would be any type of accountability reporting where SC Legal Services would account for any wages which are recovered through the program. Chairman Summey stated that accountability reporting would be a condition of the contract before funding was released.

Ms. Condon stated that she would like to amend her motion to specify that the funding would be \$130,000 from Council Contingency and \$20,000 from non-departmental resources. Mr. Rawl accepted the amendment.

Mr. Sass asked how much would be left in contingency. Mr. Bustraan stated that this would deplete the contingency.

Mr. Sass stated that he had an opportunity to meet with representatives of Charleston Area Justice Ministry and that while he believed that the cause was admirable, he did not believe this was our job.

Mr. Qualey stated that Council was on the verge of passing a budget which included a tax increase and giving away this additional \$150,000 would deplete the Council Contingency, so while he would never support the action, he believed this was particularly bad timing to be taking this action.

The Chairman called for a roll call vote on the motion. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- nay
Rawl	- aye
Sass	- nay
Schweers	- nay
Summey	- aye

The vote being six (6) ayes and three (3) nays, the Chairman declared the motion to have passed.

**Library Site
Selection**

Recommendation

A report was furnished by the Finance Committee under date of May 28, 2015, that it considered the information furnished by Interim County Administrator Keith Bustraan, Deputy Administrator for General Services Walt Smalls, and the

recommendation of the Library Board of Trustees regarding site selection for the new West Ashley library and the new James Island library.

Committee recommended that Council:

1. select the property located on West Wildcat Blvd. adjacent to West Ashley High School for the location of the new West Ashley library.
2. select the former Baxter Patrick Elementary site for the location of the new James Island library.

Mr. Qualey made a motion to defer action on the James Island library site selection until another meeting with the James Island PSD could be held in order to try to accomplish the goal of pursuing the Library Board's first choice for the new library location. The motion was seconded by Mr. Sass.

Mr. Qualey stated that there has been so much forward progress on trying to secure the PSD location and the PSD meeting where this item would be discussed would be held next week and he hoped Council would support the motion to delay.

Ms. Condon stated that she appreciated the public support on both sides of the issue and she wondered if with a little more time to explore options there wouldn't be an opportunity to perhaps build a slightly smaller library at Baxter Patrick while preserving a remodeled library at the current location. She stated that the message she has heard from citizens is that they like community libraries and they like to be close to their library. The other large communities in the County – Mount Pleasant, North Charleston, and West Ashley all either currently have three libraries or are in the process of building a third library. There is no question that James Island has the population to support two libraries.

Ms. Johnson stated that she could not support deferring the matter any longer. The site selection had already been deferred three times at Mr. Qualey's request.

Mr. Qualey stated that he did not believe another week to see if the Library Board's first choice site could be acquired would hurt. He stated that he represents 87% of James Island and Ms. Johnson represents only 13% so he believed Council should defer to his request.

Mr. Sass stated that he would support deferring site selection because not only was Mr. Qualey asking for deferral, but the Mayor of James Island and other representatives of the area were also asking for delay.

Mr. Schweers stated that he would never support purchasing the PSD property for over the appraised value so that needed to be part of the motion. Chairman Summey stated that he and Mr. Sass had already told representatives of the PSD the County would not pay more than the appraised value.

The Chairman called for a roll call vote on the motion to defer. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- nay
Johnson	- nay
Pryor	- nay
Qualey	- aye
Rawl	- nay
Sass	- aye
Schweers	- aye
Summey	- nay

The vote being four (4) ayes and five (5) nays, the Chairman declared the motion to have failed.

Mr. Pryor moved approval of the Committee recommendation, seconded by Ms. Johnson.

Ms. Condon stated that she believed there was a clear, vocal message from folks who would like to see library services offered on that side of Folly Road. She also believed there was also a clear, vocal message that there is another constituency which would like to see a library more near the population center of James Island. She stated that she thinks each side is asking for a community library. She requested that Mr. Pryor amend his motion to build a slightly smaller library at Baxter Patrick and renovate Dills Bluff. Mr. Pryor stated that he would like to stick with the Committee recommendation.

The Chairman called for a roll call vote on the motion for Committee recommendation. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- nay
Rawl	- aye
Sass	- nay
Schweers	- nay
Summey	- aye

The vote being six (6) ayes and three (3) nays, the Chairman declared the motion to have passed.

Chairman Summey stated that as Chairman he did not need to make a motion, but would like to task staff with reporting back to Council exactly how big the Baxter Patrick Library will be, what the budget for the construction will be, exactly how much it would cost to renovate the current Dills Bluff location, and if the Town of James Island is interested in possibly contributing to the cost to keep the current location open so that at some time in the future Council can explore the idea of maintaining the current location.

An ordinance rezoning the property located at 768 Main Road was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
REZONING THE FOLLOWING PORTIONS OF REAL PROPERTY
LOCATED AT 768 MAIN ROAD, PARCEL IDENTIFICATION NUMBER
283-00-00-294: 0.471 ACRES FROM THE
AGRICULTURAL/RESIDENTIAL (AGR) ZONING DISTRICT TO THE
INDUSTRIAL (I) ZONING DISTRICT AND 0.497 ACRES FROM THE
INDUSTRIAL (I) ZONING DISTRICT TO THE
AGRICULTURAL/RESIDENTIAL (AGR) ZONING DISTRICT**

WHEREAS, the property identified as parcel identification number 283-00-00-294 is currently zoned split zoned with approximately 2.1 acres zoned Agricultural/Residential (AGR) District and approximately 3.1 acres zoned Industrial (I) District; and

WHEREAS, the current owner or agent thereof requests a rezoning of the property, and a complete application for rezoning the property was submitted to the Charleston County Zoning and Planning Department requesting, among other things, that the following portions of the parcel be rezoned, 0.471 acres to the Industrial (I) District and 0.497 acres to the Agricultural/Residential (AGR) District, pursuant to Article 3.4 of the *Charleston County Zoning and Land Development Regulations* (ZLDR); and

WHEREAS, the Charleston County Planning Commission reviewed the application for rezoning and adopted a resolution, by majority vote of the entire membership, recommending that Charleston County Council (County Council) approve the application for rezoning based on the procedures established in South Carolina law and the Approval Criteria of Article 3.4 of the ZLDR; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, the County Council held at least one public hearing and after close of the public hearing, County

ZREZ-8-14-
19212, Rezoning
768 Main Road

Ordinance 3rd
Reading

Council has determined the rezoning meets the following criteria of Section 3.4.6 of Article 3.4 of the ZLDR:

- A. The proposed amendment is consistent with the *Comprehensive Plan* and the stated purposes of this Ordinance;
- B. The proposed amendment will allow development that is compatible with existing uses, recommended density, established dimensional standards, and zoning of nearby properties that will benefit the public good while avoiding an arbitrary change that primarily benefits a singular or solitary interest;
- C. The proposed amendment corrects a zoning map error or inconsistency;
- D. The proposed amendment addresses events, trends, or facts that have significantly changed the character or condition of an area.

NOW, THEREFORE, be ordained it by the 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. REZONING OF PROPERTY

The following portions of the property identified as parcel identification number 283-00-00-294 is hereby rezoned: 0.471 acres from Agricultural/Residential (AGR) Zoning District to the Industrial (I) Zoning District and 0.497 acres from the Industrial (I) Zoning District to the Agricultural/Residential (AGR) Zoning District. The zoning map of Charleston County is hereby amended to conform to this change. Any development on the site must conform to all requirements of the *Charleston County Zoning and Land Development Regulations* and other applicable laws, rules and regulations.

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 shall become effective immediately following third reading by County Council.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY COUNCIL

By: _____

J. Elliott Summey

Chairman of Charleston County Council

First Reading: May 19, 2015
Second Reading: June 2, 2015

ZREZ-2-15-
20490, Rezoning
805 South
Santee Road

Ordinance 3rd
Reading

Third Reading: June 16, 2015

An ordinance rezoning the property located at 805 South Santee Road was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
REZONING THE REAL PROPERTY LOCATED AT 805 SOUTH SANTEE
ROAD, PARCEL IDENTIFICATION NUMBER 802-00-00-068, FROM THE
AGRICULTURAL/RESIDENTIAL (AGR) ZONING DISTRICT TO THE RURAL
COMMERCIAL (CR) ZONING DISTRICT.**

WHEREAS, the property identified as parcel identification number 802-00-00-068 is currently zoned Agricultural/Residential (AGR) District; and

WHEREAS, the current owner or agent thereof requests a rezoning of the property, and a complete application for rezoning the property was submitted to the Charleston County Zoning and Planning Department requesting, among other things, that the parcel be rezoned to the Rural Commercial (CR) District, pursuant to Article 3.4 of the *Charleston County Zoning and Land Development Regulations* (ZLDR); and

WHEREAS, the Charleston County Planning Commission reviewed the application for rezoning and adopted a resolution, by majority vote of the entire membership, recommending that Charleston County Council (County Council) approve the application for rezoning based on the procedures established in South Carolina law and the Approval Criteria of Article 3.4 of the ZLDR; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, the County Council held at least one public hearing and after close of the public hearing, County Council has determined the rezoning meets the following criteria of Section 3.4.6 of Article 3.4 of the ZLDR:

- A. The proposed amendment is consistent with the *Comprehensive Plan* and the stated purposes of this Ordinance;

- B. The proposed amendment will allow development that is compatible with existing uses, recommended density, established dimensional standards, and zoning of nearby properties that will benefit the public good while avoiding an arbitrary change that primarily benefits a singular or solitary interest;
- C. The proposed amendment corrects a zoning map error or inconsistency;
- D. The proposed amendment addresses events, trends, or facts that have significantly changed the character or condition of an area.

NOW, THEREFORE, be ordained it by the 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. REZONING OF PROPERTY

The property identified as parcel identification number 802-00-00-068 is hereby rezoned from the Agricultural/Residential (AGR) Zoning District to the Rural Commercial (CR) Zoning District. The zoning map of Charleston County is hereby amended to conform to this change. Any development on the site must conform to all requirements of the *Charleston County Zoning and Land Development Regulations* and other applicable laws, rules and regulations.

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 shall become effective immediately following third reading by County Council.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY COUNCIL

By: _____
J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk of Charleston County Council

First Reading: May 19, 2015
Second Reading: June 2, 2015
Third Reading: June 16, 2015

An ordinance establishing the FY 2016 Transportation Sales Tax budget was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

FY 2016 TST
Budget

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
TO ESTABLISH AND MAKE APPROPRIATIONS FOR FISCAL YEAR 2016 FROM THE
TRANSPORTATION SALES TAX SPECIAL REVENUE FUND FOR PROJECTS AND
PURPOSES PERMITTED BY LAW; TO PROVIDE FOR BUDGET CONTROL OF SAID
APPROPRIATIONS BY THE COUNTY COUNCIL AND THE COUNTY ADMINISTRATOR; AND
OTHER MATTERS RELATED THERETO**

WHEREAS, County Council, by Ordinance No. 1324, duly enacted on August 10, 2004 (the "Sales Tax Ordinance"), provided for the imposition of a ½ of one percent sales and use tax (the "Sales Tax") in Charleston County pursuant to the provisions of S.C. Code Section 4-37-10 et seq. (the "Act"), subject to the results of a referendum to be held on the imposition of the sales tax on November 2, 2004 (the "Referendum"); and

WHEREAS, the Referendum was approved by a majority of the qualified electors of the County, and

WHEREAS, pursuant to applicable law, rules and regulations, the sales tax will be collected starting May 1, 2005, and

WHEREAS, there is a need to provide funds for greenbelts, mass transit, administration and other transportation-related projects before the beginning of the next County fiscal year, and

WHEREAS, pursuant to the Sales Tax Ordinance, a budget for expenditures of sales and use tax revenues from this source must be approved by County Council,

NOW, THEREFORE, BE IT ORDAINED by the County Council of Charleston County:

County Council hereby adopts the above recitals as findings of fact.

SECTION 1: Revenues and income accruing to the County of Charleston during Fiscal Year 2016 from the proceeds of the Sales Tax shall be deposited into the Transportation Sales Tax Special Revenue Fund, and paid out from time to time by the County Treasurer in accordance with the provisions of this ordinance.

SECTION 2: There is hereby appropriated from the Transportation Sales Tax Special Revenue Fund the following amounts for the following respective corporate purposes of Charleston County for and during the period beginning July 1, 2015, and ending June 30, 2016, to wit:

<u>Organization Units:</u>	<u>Mass Transit</u>	<u>Greenbelts</u>	<u>Transportation Related Projects</u>
CARTA	\$ 7,854,000	\$ -	\$ -
RTMA - Tri-County Link	462,000	-	-
ITN Charleston Trident	35,000	-	-
Greenbelts - Operating	-	202,777	-
MWDBE Program	-	-	326,158
Roads Program	-	-	15,169,375
Debt Service	-	8,939,652	19,539,255
County Indirect Cost	10,000	7,000	220,000
TOTAL	\$ 8,361,000	\$ 9,149,429	\$ 35,254,788

SECTION 3: Unless covered by SECTION 5 or 6 of this ordinance, all of the foregoing appropriations are maximum and conditional, and are subject to reduction by action of County Council in the event that the County's revenues accruing to its Transportation Sales Tax Special Revenue Fund shall fail to be sufficient to pay the same, to the end that the cost of operation of the county government shall remain at all times within its income.

SECTION 4: For internal County organizational units, the salaries or compensation of positions funded in whole or in part through this budget shall be determined and paid in accordance with the provisions of the Personnel Policies and Procedures adopted by County Council. Travel and expense allowances shall be paid only upon proper documentation as prescribed by the County Administrator. The per diem rates adopted by the State of South Carolina and the mileage reimbursement rates adopted by the Internal Revenue Service shall apply. Positions funded in whole or in part through this budget shall only be those in support of expenditures of funds authorized by the Act and the Sales Tax Ordinance. Positions not solely providing administrative support to projects and purposes under the Act and the Sales Tax Ordinance shall be funded in part from other sources.

SECTION 5: Anticipated revenues accruing to the Transportation Sales Tax Special Revenue Fund are stated in this Budget Ordinance. Should actual funding sources for said fund be less than projected, the Administrator shall reduce budgeted expenditures attributable to said fund. Should actual funding sources be greater than projected in this Ordinance, the Administrator may a) revise budgeted expenditures or b) direct the increase to be held for future years expenditures. Any such actions shall be periodically reported to County Council.

SECTION 6: Internal County organizational units are bound to the appropriated disbursements as defined in SECTION 2 as delineated in the FY 2016 Approved Budget Detail document prepared in support of this ordinance.

The County Administrator, or his designated representative, is hereby authorized to effect transfers between County organizational units. By amendment to this ordinance, County

Council may also adjust appropriations and make supplemental appropriations from the proceeds of the Sales Tax.

SECTION 7: Agencies outside the County which receive funds from the Transportation Sales Tax Special Revenue Fund shall enter into an intergovernmental agreement in a form approved by the County Administrator and County Attorney. Such agreements shall include, provisions set forth herein, as well as other provisions necessary or helpful in administering the distribution of funds hereunder pursuant to the Act, the Sales Tax Ordinance, and other applicable laws, rules, regulations and County policies.

SECTION 8: In order that Council may be assured that monies appropriated to the outside agencies funded from the proceeds of the Sales Tax are properly expended for projects and purposes permissible under the Act and the Sales Tax Ordinance, such agencies receiving funds shall submit requests for funding in accordance with procedures and schedules established by the County Administrator. Such procedures and schedules shall require, *inter alia*, a statement of the particular purpose(s) for which the money is intended to be spent. Except as specifically authorized by County Council, any outside agency or organization receiving an appropriation of Sales Tax funds must provide to County Council an independent annual audit of such agency's or organization's financial records and transactions and such other and more frequent financial information as required by County Council, all in a form satisfactory to County Council.

SECTION 9: Contracts necessary for County organizational units to expend monies appropriated in this budget when not specifically permitted by the Charleston County Procurement Code are hereby authorized and said contracts shall be approved by a resolution of County Council. Awards of bids are hereby authorized and shall be conducted in accordance with the provisions of the Charleston County Procurement Code.

SECTION 10: The Charleston County Administrator is hereby authorized to prepare and administer the detailed operating budget in support of and not inconsistent with the provisions of this ordinance as the detailed transportation sales tax budget for Charleston County.

SECTION 11: The classification and grades of all positions shown in the detailed budget are only provisional and are subject to audit by the Human Resources Department to recommend the appropriate grade and classification.

SECTION 12: The County Administrator, or his designated representative, is hereby authorized to transfer positions (Full Time Equivalents – FTEs) among organizational units and fund types.

SECTION 13: If any provision of this ordinance or its applications to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared by Council to be severable.

SECTION 14: All provisions of the Charleston County Fiscal Year 2016 operating budget which are complementary hereto and not inconsistent herewith are hereby incorporated by reference and shall govern expenditures from the Transportation Sales Tax Special Revenue Fund.

SECTION 15: This ordinance shall be effective following approval of third reading.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

By: _____
J. Elliott Summey

Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015

Second Reading: June 02, 2015

Third Reading: June 16, 2015

An ordinance relating to the imposition of annual Solid Waste Recycling and Disposal Fees was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

FY 2016 Solid
Waste User Fee

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

AN ORDINANCE RELATING TO THE IMPOSITION OF ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES FOR THE DISPOSITION OF SOLID WASTE AND RECYCLING; PROVIDING FOR CLASSIFICATIONS OF REAL PROPERTY SUBJECT TO ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES; AND ESTABLISHING THE AMOUNT OF THE ANNUAL SOLID WASTE RECYCLING AND DISPOSAL FEES.

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

SECTION 1. Findings. It is hereby found and declared by Charleston County Council ("County Council"), the governing body of Charleston County, South Carolina (the "County"):

1. On October 20, 1987, County Council adopted an ordinance entitled AN ORDINANCE RELATING TO THE DISPOSITION OF SOLID WASTE; PROVIDING FOR

THE COLLECTION OF SUCH USER FEE; AND PROVIDING FOR AN EFFECTIVE DATE, (the "Solid Waste Ordinance"). A requirement of the Solid Waste Ordinance is that County Council each year adopts an ordinance relating to rates to be imposed during the year to pay certain costs associated with disposition of Solid Waste. County Council attempts to consider the rate ordinance at substantially the same time each year that it considers its budget ordinance inasmuch as the two ordinances each relate to the cost of providing basic services to the County's residents. County Council has adopted rate ordinances as contemplated by the Solid Waste Ordinance for each fiscal year since adoption of the Solid Waste Ordinance. The rate ordinances relate to, among other things, the imposition of annual disposal user fees for the disposition of solid waste, provide for classifications of real property subject to annual disposal user fees and establish the amount and make appropriations of the annual disposal user fees. The rate ordinances were adopted on September 20, 1988, August 22, 1989, October 2, 1990, June 18, 1991, June 2, 1992, June 15, 1993, June 7, 1994, June 6, 1995, June 4, 1996, June 3, 1997, June 2, 1998, June 1, 1999, June 6, 2000, June 5, 2001, June 4, 2002, June 3, 2003, June 1, 2004, June 6, 2005, June 6, 2006, June 5, 2007, June 3, 2008, June 2, 2009, June 15, 2010, June 16, 2011, June 19, 2012, June 18, 2013, and June 17, 2014. The Solid Waste Ordinance, the 1988 Ordinance, the 1989 Ordinance, the 1990 Ordinance, the 1991 Ordinance, the 1992 Ordinance, the 1993 Ordinance, the 1994 Ordinance, the 1995 Ordinance, the 1996 Ordinance, the 1997 Ordinance, the 1998 Ordinance, the 1999 Ordinance, the 2000 Ordinance, the 2001 Ordinance, the 2002 Ordinance, the 2003 Ordinance, the 2004 Ordinance, the 2005 Ordinance, the 2006 Ordinance, the 2007 Ordinance, the 2008 Ordinance, the 2009 Ordinance, the 2010 Ordinance, the 2011 Ordinance, the 2012 Ordinance, the 2013 Ordinance, and the 2014 Ordinance are herein referred to as the Ordinances.

2. In each of the Ordinances, County Council has made certain findings and declarations concerning the need for an adequate Solid Waste Disposal and Resource Recovery System (the "System") for the County, concerning the means of obtaining the use of such System, concerning the benefits that would accrue to property owners in the County from the existence of the System, and concerning certain other matters set forth more fully in the Ordinances.

In each of the Ordinances, County Council has made specific reference to certain terms and conditions set forth in the Ordinances previously adopted but has not specifically set forth the provisions to which reference has been made. As a result, it has been necessary in the past to refer to each of the Ordinances for a complete understanding of all the terms and conditions relating to the System. In connection with adoption of the 1995 Ordinance, several citizens suggested that a single rate ordinance restating the relevant provisions of the Ordinances would be helpful to their understanding of the System. County Council determined to undertake such an effort in adopting the 1995 Ordinance, which attempted to include many of the separate terms and conditions set forth in each of the Ordinances in order to cumulatively present the County's system of Solid Waste. In the interest of efficiency, County Council has determined to incorporate by reference the 1995 Ordinance rather than restate herein the terms and conditions that cumulatively present the County's system of Solid Waste. In addition to incorporating by reference the 1995 Ordinance, it is the purpose of this Ordinance to take the action required on an annual basis by the Solid Waste Ordinance.

3. As stated in Paragraph 2 of SECTION 5 of the Solid Waste Ordinance, as amended, County Council must adopt a Rate Ordinance establishing classifications and determining the Recycling and Disposal Fees to be imposed upon the Owners of occupied real property within the County. The purpose of this Ordinance is to meet the requirements of the Solid Waste Ordinance and the Ordinances.

SECTION 2. Definitions. The definitions contained in the Ordinances are incorporated herein by reference.

SECTION 3. Annual Solid Waste Recycling and Disposal Fees, Amendment of SECTION 20 of the Solid Waste Ordinance. As required by Paragraph (1) of SECTION 5 of the Solid Waste Ordinance, and as further required by the Ordinance providing for the issuance of the 1994 User Fee Revenue Bonds, County Council is required annually to adopt a budget for the operation and maintenance of the System. Such budget is attached hereto as Exhibit A, which budget confirms the funds described in the Fiscal Year Beginning July 1, 2015 Budget Ordinance adopted by County Council substantially on a schedule consistent with adoption of this Ordinance, which funds are hereby appropriated for the purposes set forth in Exhibit A. In order to provide a portion of the sum reflected in the budget, County Council sets the following Annual Solid Waste Recycling and Disposal Fees.

1. Residential Properties -- the Annual Solid Waste Recycling and Disposal Fee (the "Fee" or "Fees") for Residential Properties shall be as follows:

<u>Classification of Property</u>	<u>Annual Solid Waste Recycling and Disposal Fee</u>
Single Family Residence	\$99.00 each
Multi-family Unit	\$70.00 each

2. Non-Residential Properties -- the Fee for Non-Residential Properties shall be \$86.00 for all Non-Residential Properties that generate 0.5 cubic yards or less of non-compacted waste per week. The Fee for other Non-Residential Properties shall be the product of \$172.00 multiplied by the average number of cubic yards of non-compacted waste generated per week. Compacted waste shall be calculated at a ratio of four cubic yards of noncompacted waste for every one yard of compacted waste.

SECTION 4. Preparation of Annual Disposal User Fee Roll. The Solid Waste Ordinance provides that upon adoption by the County Council of the Rate Ordinance and not later than the date the County tax books are transmitted by the Auditor to the County pursuant to Section 12-39-140 of the S.C. Code, 1976, as amended, the Auditor shall cause to be prepared an Annual Disposal User Fee Roll (the "Fee Roll"). The information required to be included in the Fee Roll shall conform to that maintained by the Auditor on the tax books with respect to real property within the County.

The Solid Waste Ordinance further provides that County Council shall cause to be published in a newspaper of general circulation in the County, once each week for two consecutive weeks, notice that County Council on a specified date at a regular or special meeting will hear testimony as to the amount of any Fee. At such time as the Fee Roll is

prepared, County Council will cause to be reviewed the Fee Roll prepared by the Auditor with respect to Residential Properties. County Council shall make such changes or additions as necessary to conform the roll to the Rate Ordinance. If upon the completion of such review, County Council shall be satisfied that the Fee Roll for Residential Properties has been prepared in conformity with the Rate Ordinance, it shall ratify and confirm such roll and certify the roll to the Treasurer and the Solid Waste User Fee Department, as appropriate, for collection.

County Council will also cause to be reviewed the Fee Roll for Non-Residential Properties prepared by the Revenue Collections Department. County Council shall make such changes or additions as necessary to conform such roll to the Rate Ordinance. If upon the completion of such review, County Council shall be satisfied that the Fee Roll for Non-Residential Properties has been prepared in conformity with the Rate Ordinance, it shall ratify and confirm such roll and certify the roll to the Revenue Collections Department for collection.

SECTION 5. Required Publications and Public Hearing. As required in Sections 5 and 7 of the Solid Waste Ordinance, a public hearing shall be held prior to adoption of this Ordinance for the following purposes:

1. To adopt a budget for the operation and maintenance of the System.
2. To adopt a Rate Ordinance establishing classifications and determining the Fees.

As required by the last paragraph of Section 5 of the Solid Waste Ordinance, notice of the time, place and purpose of the public hearing was published once a week for two successive weeks prior to the public hearing, specifically May 18, 2015 and May 27, 2015. The form of such notice is attached hereto as Exhibit B.

As required by SECTION 7 of the Solid Waste Ordinance, "County Council shall cause to be published in a newspaper of general circulation in the County once each week for two consecutive weeks, notice that the County Council on a specified date at a regular or special meeting will hear testimony as to the amount of any Annual Recycling and Disposal Fee." Such notice was supplied in the publication described in the preceding paragraph in order to afford County Council the opportunity to hear testimony as to the amount of the Fee. As stated above, the form of such notice is attached hereto as Exhibit B.

SECTION 6. Ratification and Confirmation of Annual Solid Waste Recycling and Disposal Fee. A public hearing has been held in connection with adoption of this Ordinance to enable County Council to hear comments and receive testimony regarding (1) the budget for the System and (2) the rates and classifications determining the Fees to be imposed upon the Owners of certain property within the County or collected by municipalities primarily located in the County. County Council hereby ratifies and confirms the Fee.

SECTION 7. Partial Invalidity. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of

competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portion of this Ordinance.

SECTION 8. Effective Date. This Ordinance shall take effect upon third reading by County Council.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY, SOUTH CAROLINA

By: _____
J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015
Second Reading: June 2, 2015
Third Reading: June 16, 2015

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Charleston County, South Carolina
Enterprise Fund
Environmental Management
Fund Statement

	FY 2013 Actual	FY 2014 Actual	FY 2015 Adjusted	FY 2015 Projected	FY 2016 Proposed
Beginning Balance, July 1	\$ 68,120,292	\$ 69,439,738	\$ 70,836,022	\$ 70,836,022	\$ 74,861,023
Revenues:					
Intergovernmental	128,855	145,294	120,000	120,000	120,000
Charges and Fees	29,022,804	29,037,958	27,780,300	27,280,300	26,567,500
Interest	(1,481)	(9,434)	-	-	-
Miscellaneous	71,922	(49,555)	-	-	-
Subtotal	29,222,100	29,124,263	27,900,300	27,400,300	26,687,500
Interfund Transfer In	5,700,000	4,000,000	-	2,500,000	-
Total Available	103,042,392	102,564,001	98,736,322	100,736,322	101,548,523
Expenditures:					
Personnel	6,108,847	6,574,634	6,952,536	6,952,536	7,153,177
Operating	21,568,037	20,957,011	16,428,196	16,418,823	16,358,858
Capital	-	-	1,625,600	2,503,940	3,943,900
Debt Service	191,570	196,334	-	-	-
Subtotal	27,868,454	27,727,979	25,006,332	25,875,299	27,455,935
Interfund Transfer Out	5,734,200	4,000,000	-	-	-
Total Disbursements	33,602,654	31,727,979	25,006,332	25,875,299	27,455,935
Nonspendable	25,519,909	27,216,649	27,216,649	27,216,649	27,216,649
Restricted: External	3,025,361	-	-	-	-
Restricted: Internal	37,638,480	32,117,988	32,117,988	31,517,456	30,749,021
Available	3,255,988	11,501,385	14,395,353	16,126,918	16,126,918
Ending Balance, June 30	<u>\$ 69,439,738</u>	<u>\$ 70,836,022</u>	<u>\$ 73,729,990</u>	<u>\$ 74,861,023</u>	<u>\$ 74,092,588</u>

EXHIBIT B

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the County Council of Charleston County, South Carolina, at its meeting on the 2nd day of June 2015, at 6:30 p.m., in the Lonnie Hamilton, III, Public Services Building, 4045 Bridge View Drive, in County Council Chambers, in the City of North Charleston, South Carolina, will conduct a public hearing for the purpose of receiving comments on adoption of a budget for the operation and maintenance of the Solid

Waste Disposal and Resource Recovery System and to hear testimony as to the amount of any Annual Solid Waste Recycling and Disposal Fee, which fees are contained in a Rate Ordinance establishing classifications and determining the Annual Solid Waste Recycling and Disposal Fees to be imposed upon the owners of certain property within the County or within the corporate limits of a municipality primarily located in the County.

County Council is considering an Ordinance which would impose an Annual Solid Waste Recycling and Disposal User Fee of \$99.00 on every Single Family Residence, including mobile homes, and \$70.00 on every Multi-family Unit. The Ordinance further proposes that the Annual Solid Waste Recycling and Disposal Fees for Non-Residential Properties shall be \$86.00 for all Non-Residential Properties that generate 0.5 cubic yards of non-compacted waste or less per week. The Annual Solid Waste Recycling and Disposal Fee for other Non-Residential Properties shall be the product of \$172.00 multiplied by the average number of cubic yards of non-compacted waste generated per week.

At the time and place fixed for said public hearing, all residents or other interested persons who appear will be given an opportunity to express their views for or against the adoption of the Ordinance.

Mrs. Beverly Craven
Clerk, County Council of Charleston County

Dates of Publication:

May 18, 2015

May 25, 2015

An ordinance amending the Charleston County Fee Ordinance was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

E-9-1-1 Fee
Ordinance

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
AMENDING THOSE PORTIONS OF
CHAPTER 2 / ARTICLE V / DIVISION 2 / SECTION 2 - 137
DEALING WITH FEES**

Section 1.0 - Purpose of Amendment, Finding

WHEREAS, County staff has reviewed the 9-1-1 emergency monthly fee as it compares to other counties in South Carolina, and as the fee compares to the costs of supplying various emergency services, and

WHEREAS, as a result of this inquiry, the County Administrator has reported that the 9-1-1 emergency fee is below the fee charged by other county governments and also does not recover an appropriate portion of the costs of providing the services related thereto, and

WHEREAS, Council finds that the fee charged by the County should be increased.

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

Section 2.0 - Text Change:

The pertinent portions of Section 2 - 137 of the Charleston County Code of Ordinance entitled "Schedule established" are hereby amended as follows: 9-1-1 Emergency service fee:

1. Fee per month upon each local exchange facility subscribed by telephone subscribers.....0.50

Section 3.0 - Effective dates; severability

This ordinance shall be effective immediately following approval at third reading. If any provision of this ordinance or its application to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY, SOUTH CAROLINA

By: _____

J. Elliot Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015

Second Reading: June 02, 2015

Third Reading: June 16, 2015

An ordinance establishing the FY 2016 Charleston County Park and Recreation Commission budget was given third reading by title only.

FY 2016 PRC
Budget

Ordinance 3rd
Reading

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- nay
Rawl	- absent at time of voting
Sass	- aye
Schweers	- nay
Summey	- aye

The vote being six (6) ayes, two (2) nays, and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
APPROVING THE BUDGET AND DIRECTING
THE AUDITOR OF CHARLESTON COUNTY
TO LEVY THE NECESSARY MILLAGE AND
THE TREASURER TO COLLECT TAXES
FOR
THE CHARLESTON COUNTY PARK AND RECREATION COMMISSION
FOR FISCAL YEAR 2015-2016,
AND AUTHORIZING THE ISSUANCE OF A
TAX ANTICIPATION NOTE IN THE AMOUNT UP TO \$3,000,000.**

WHEREAS, Charleston County Council has budgetary authority over the above-named Charleston County Park and Recreation Commission, and

WHEREAS, the Charleston County Park and Recreation Commission has submitted a budget to County Council for approval,

NOW, THEREFORE, BE IT ORDAINED by the Charleston County Council, in meeting duly assembled:

Section 1.

That the findings contained in this Ordinance are approved and confirmed in all respects.

Section 2.

That the General Fund budget of the Charleston County Park and Recreation Commission in the amount of \$14,319,110 is hereby approved by Charleston County Council.

Section 3.

The Auditor of Charleston County shall levy 4.5 mills before adjustment for reassessment for operating expenditures and 1.3 mills for debt service for the Commission in the year 2015, and the Treasurer shall collect upon all taxable property within the boundaries of the District during the fiscal year beginning July 1, 2015 and ending June 30, 2016.

Section 4.

The \$1,011,100 difference between the \$14,319,110 in budgeted expenditures and the \$13,308,010 in budgeted ad valorem taxes consists of other available funding sources.

Section 5.

For the purpose of paying in cash for the foregoing and all other general ordinary expenditures of the said Commission for fiscal year 2016, as authorized by this Ordinance, or by any other appropriation ordinance hereafter passed in aforesaid fiscal year, the Charleston County Treasurer is hereby authorized and directed to use such cash as may from time to time be on hand or in the process of collection, and to borrow, from time to time as may be necessary on his official note or notes, or other evidence or evidences of indebtedness in anticipation of the collection of evidences of indebtedness in anticipation of the collection of the taxes herein levied; provided that all loans made from private persons, firms, or corporations shall be made only after three (3) days' notice by advertising once in some newspaper in the County of Charleston and on the best terms possible for the Charleston County Park and Recreation Commission a sum or sums up to \$3,000,000 for the use of the aforementioned Commission and the sum or sums so borrowed shall constitute a valid and prior claim against the said taxes herein levied and against the aforementioned Special Purpose District; provided, further, that if the net interest cost is less than eight (8%) percent, the Chairman is authorized to award the loan to the bidder or bidders offering to purchase the notes at the lowest net interest cost to the County (calculated by computing the total dollar interest cost from the date of issuance to the date of maturity and deducting therefrom the amount of the premium offered, if any, over and above the premium amount); and provided, further, that the said County Treasurer shall be authorized in his discretion to make any such loans from special funds or funds, including sinking funds, in his hands as County Treasurer, repayment of which shall be secured in the same manner as if made from private persons, or corporations as aforesaid.

Section 6.

By amendment to this Ordinance, Council may adjust appropriation transactions affecting fund totals, other than those authorized in Section 7.

Section 7.

Should grant funds be applied for or received after the beginning of the budget year, and thereby not be stated in this Budget Ordinance, then, by passage of a Resolution authorizing the grant application and expenditures by the governing body of the Charleston County Park and Recreation Commission, the necessary Special Revenue Fund or Capital Project Fund shall be created to provide a mechanism for the expenditure of these monies.

Section 8.

All monies properly encumbered as of June 30, 2015, shall be added to the Charleston County Park and Recreation Commission's budget for Fiscal Year 2016. These encumbered monies may be expended only as set forth in their encumbrance except as authorized by the Charleston County Park and Recreation Commission's governing body.

Section 9.

All monies designated by the Charleston County Park and Recreation Commission as of June 30, 2015, shall be added to the applicable organizational budget for Fiscal Year 2016. These designated monies may be expended only as set forth in their authorization by the Commission. Unencumbered appropriations shall remain in the respective funds as unrestricted reserves whose subsequent appropriation shall be determined by Ordinance.

Section 10.

The Charleston County Park and Recreation Commission shall provide to the appropriate County staff sufficient information to do a midyear budget review and shall allow the appropriate County staff to become familiar with the day-to-day operations of the Charleston County Park and Recreation Commission for the limited purpose of better understanding how the Commission functions, and so that County Council is possessed of all the facts necessary to exercise competent budgetary authority as granted by the Courts.

Section 11.

If any provision of this ordinance or its application to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared by Council to be severable.

Section 12.

This Ordinance shall become effective upon Third Reading.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.
CHARLESTON COUNTY, SOUTH CAROLINA

By: _____
J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____

Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015
Second Reading: June 02, 2015
Third Reading: June 16, 2015

An ordinance establishing the FY 2016 Cooper River Park and Playground Commission budget was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

FY 2016 Cooper
River Park &
Playground
Budget

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
APPROVING THE BUDGET AND DIRECTING
THE AUDITOR OF CHARLESTON COUNTY
TO LEVY THE NECESSARY MILLAGE AND
THE TREASURER TO COLLECT TAXES
FOR
THE COOPER RIVER PARK AND PLAYGROUND COMMISSION
FOR FISCAL YEAR 2015-2016**

WHEREAS, Charleston County Council has budgetary authority over the above-named Cooper River Park and Recreation Commission; and

WHEREAS, the Cooper River Park and Recreation Commission has submitted a budget to County Council for approval;

NOW, THEREFORE, BE IT ORDAINED by the Charleston County Council, in meeting duly assembled:

Section 1.

That the findings contained in this Ordinance are approved and confirmed in all respects.

Section 2.

That the General Fund Budget of the Cooper River Park and Playground Commission in the amount of \$200,500 is hereby approved by Charleston County Council.

Section 3.

The Auditor of Charleston County shall levy 15.0 mills after adjustment for reassessment for operating expenditures of the Commission in the year 2015, and the Treasurer shall collect the proceeds of the levy upon all taxable property within the boundaries of the Commission during the fiscal year beginning July 1, 2015, and ending June 30, 2016.

Section 4.

The \$65,500 difference between the \$200,500 in budgeted expenditures and the \$135,000 in budgeted ad valorem taxes consists of other available funding sources.

Section 5.

By amendment to this Ordinance, Council may adjust appropriation transactions affecting fund totals, other than those authorized in Section 6.

Section 6.

Should grant funds be applied for or received after the beginning of the budget year, and thereby not be stated in this Budget Ordinance, then, by passage of a Resolution authorizing the grant application and expenditures by the governing body of the Cooper River Park and Playground Commission, the necessary Special Revenue Fund or Capital Project Fund shall be created to provide a mechanism for the expenditure of these monies.

Section 7.

All monies properly encumbered as of June 30, 2015, shall be added to the Cooper River Park and Playground Commission's budget for Fiscal Year 2016. These encumbered monies may be expended only as set forth in their encumbrances except as authorized by the Cooper River Park and Playground Commission's governing body.

Section 8.

All monies designated by the Cooper River Park and Recreation Commission as of June 30, 2015, shall be added to the applicable organizational budget for Fiscal Year 2016. These designated monies may be expended only as set forth in their authorization by the Commission. Unencumbered appropriations shall remain in the respective funds as unrestricted reserves whose subsequent appropriations shall be determined by Ordinance.

Section 9.

The Cooper River Park and Playground Commission shall provide to the appropriate County staff sufficient information to do a midyear budget review and shall allow the appropriate County staff to become familiar with the day-to-day operations of the Cooper River Park and Playground Commission for the limited purpose of better understanding how the Commission functions, and so that County Council is possessed of all the facts necessary to exercise competent budgetary authority as granted by the Courts.

Section 10.

If any provision of this ordinance or its application to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding shall not affect other provisions or applications of this ordinance, which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared by Council to be severable.

Section 11.

This Ordinance shall become effective upon Third Reading.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY, SOUTH CAROLINA

By: _____
J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015
Second Reading: June 02, 2015
Third Reading: June 16, 2015

An ordinance establishing the FY 2016 North Charleston District budget was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

FY 2016 North
Charleston
District Budget

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye

Schweers
Summey

- aye
- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
APPROVING THE BUDGET AND DIRECTING
THE AUDITOR OF CHARLESTON COUNTY
TO LEVY THE NECESSARY MILLAGE AND
THE TREASURER TO COLLECT TAXES
FOR
THE NORTH CHARLESTON DISTRICT
FOR FISCAL YEAR 2015-2016**

WHEREAS, Charleston County Council has budgetary authority over the above-named North Charleston District, and

WHEREAS, the North Charleston District has submitted a budget to County Council for approval,

NOW, THEREFORE, BE IT ORDAINED by the Charleston County Council, in meeting duly assembled:

Section 1.

That the findings contained in this Ordinance are approved and confirmed in all respects.

Section 2.

That the General Fund Budget of the North Charleston District in the amount of \$1,128,144 is hereby approved by Charleston County Council.

Section 3.

The Auditor of Charleston County shall levy 92.0 mills after adjustment for reassessment for the operating expenditures of the District in the year 2015, and the Treasurer shall collect the proceeds of the levy upon all taxable property within the boundaries of the District during the fiscal year beginning July 1, 2015, and ending June 30, 2016.

Section 4.

The \$303,635 difference between the \$1,128,144 in budgeted expenditures and the \$824,509 in budgeted ad valorem taxes consists of other available funding sources.

Section 5.

By amendment to this Ordinance, Council may adjust appropriation transactions affecting fund totals, other than those authorized in Section 6.

Section 6.

Should grant funds be applied for or received after the beginning of the budget year, and thereby not be stated in this Budget Ordinance, then, by passage of a Resolution authorizing the grant application and expenditures by the governing body of the North Charleston District, the necessary Special Revenue Fund or Capital Project Fund shall be created to provide a mechanism for the expenditure of these monies.

Section 7.

All monies properly encumbered as of June 30, 2015, shall be added to the North Charleston District's budget for Fiscal Year 2016. These encumbered monies may be expended only as set forth in their encumbrance except as authorized by the North Charleston District's governing body.

Section 8

All monies designated by the North Charleston District Commission as of June 30, 2015, shall be added to the applicable organizational budget for Fiscal Year 2016. These designated monies may be expended only as set forth in their authorization by the Commission. Unencumbered appropriations shall remain in the respective funds as unrestricted reserves whose subsequent appropriation shall be determined by Ordinance.

Section 9.

The North Charleston District shall provide to the appropriate County staff sufficient information to do a midyear budget review and shall allow the appropriate County staff to become familiar with the day-to-day operations of the North Charleston District for the limited purpose of better understanding how the District functions, and so that County Council is possessed of all the facts necessary to exercise competent budgetary authority as granted by the Courts.

Section 10.

If any provision of this ordinance or its application to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared by Council to be severable.

Section 11.

This Ordinance shall become effective upon Third Reading.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY, SOUTH CAROLINA

By:

J. Elliot Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015
Second Reading: June 02, 2015
Third Reading: June 16, 2015

An ordinance establishing the FY 2016 St. Andrew's Parish Parks and Playground Commission budget was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

FY 2016 St.
Andrew's Parks
& Playground
Budget

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye
Schweers	- aye
Summey	- aye

The vote being eight (8) ayes and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
APPROVING THE BUDGET AND DIRECTING
THE AUDITOR OF CHARLESTON COUNTY
TO LEVY THE NECESSARY MILLAGE AND
THE TREASURER TO COLLECT TAXES
FOR
THE ST. ANDREW'S PARISH PARKS & PLAYGROUND COMMISSION
FOR FISCAL YEAR 2015-2016,
AND AUTHORIZING THE ISSUANCE OF A
TAX ANTICIPATION NOTE IN THE AMOUNT UP TO \$400,000**

WHEREAS, Charleston County Council has budgetary authority over the above-named St. Andrew's Parish Parks and Playground Commission, and

WHEREAS, the St. Andrew's Parish Parks and Playground Commission has submitted a budget to County Council for approval,

NOW, THEREFORE, BE IT ORDAINED by the Charleston County Council, in meeting duly assembled:

Section 1.

That the findings contained in this Ordinance are approved and confirmed in all respects.

Section 2.

That the General Fund Budget of the St. Andrew's Parish Parks and Playground Commission in the amount of \$2,322,577 is hereby approved by Charleston County Council.

Section 3.

The Auditor of Charleston County shall levy 17.4 mills after adjustment for reassessment for operating expenditures for the Commission in the year 2015, and the Treasurer shall collect the proceeds of the levy upon all taxable property within the boundaries of the Commission during the fiscal year beginning July 1, 2015, and ending June 30, 2016.

Section 4.

The \$840,615 difference between the \$2,322,577 in budgeted expenditures and the \$1,481,962 in budgeted ad valorem taxes consists of other available funding sources.

Section 5.

For the purpose of paying in cash for the foregoing and all other general ordinary expenditures of the said Commission for Fiscal Year 2016, as authorized by this Ordinance, or by any other appropriation ordinance hereafter passed in aforesaid fiscal year, the Charleston County Treasurer is hereby authorized and directed to use such cash as may from time to time be on hand or in the process of collection, and to borrow, from time to time as may be necessary on his official note or notes, or other evidence or evidences of indebtedness in anticipation of the collection of evidences of indebtedness in anticipation of the collection of the taxes herein levied; provided that all loans made from private persons, firms, or corporations shall be made only after three (3) days' notice by advertising once in some newspaper in the County of Charleston and on the best terms possible for the St. Andrew's Parish Parks and Playground Commission a sum or sums up to \$400,000 for the use of the aforementioned Commission and the sum or sums so borrowed shall constitute a valid and prior claim against the said taxes herein levied and against the aforementioned Commission; provided, further, that if the net interest cost is less than eight (8%) percent, the Chairman is authorized to award the loan to the bidder or bidders offering to purchase the notes at the lowest net interest cost to the County (calculated by computing the total dollar interest cost from the date of issuance to the date of maturity and deducting therefrom the amount of the premium offered, if any, over and above the premium amount); and provided, further, that the said County Treasurer shall be authorized in his discretion to make any such loans from special funds or funds, including sinking funds, in his hands as County Treasurer,

repayment of which shall be secured in the same manner as if made from private persons, or corporations as aforesaid.

Section 6.

By amendment to this Ordinance, Council may adjust appropriation transactions affecting fund totals, other than those authorized in Section 7.

Section 7.

Should grant funds be applied for or received after the beginning of the budget year, and thereby not be stated in this Budget Ordinance, then, by passage of a Resolution authorizing the grant application and expenditures by the governing body of the St. Andrew's Parish Parks and Playground Commission, the necessary Special Revenue Fund or Capital Project Fund shall be created to provide a mechanism for the expenditure of these monies.

Section 8.

All monies properly encumbered as of June 30, 2015, shall be added to the St. Andrew's Parish Parks and Playground Commission's budget for Fiscal Year 2016. These encumbered monies may be expended only as set forth in their encumbrance except as authorized by the St. Andrew's Parish Parks and Playground Commission's governing body.

Section 9.

All monies designated by the St. Andrew's Parish Parks and Playground Commission as of June 30, 2015, shall be added to the applicable organizational budget for Fiscal Year 2016. These designated monies may be expended only as set forth in their authorization by the Commission. Unencumbered appropriations shall remain in the respective funds as unrestricted reserves whose subsequent appropriation shall be determined by Ordinance.

Section 10.

The St. Andrew's Parish Parks and Playground Commission shall provide to the appropriate County staff sufficient information to do a midyear budget review and shall allow the appropriate County staff to become familiar with the day-to-day operations of the St. Andrew's Parish Parks and Playground Commission for the limited purpose of better understanding how the Commission functions, and so that County Council is possessed of all the facts necessary to exercise competent budgetary authority as granted by the Courts.

Section 11.

If any provision of this ordinance or its application to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared by Council to be severable.

Section 12.

This Ordinance shall become effective upon Third Reading.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY, SOUTH CAROLINA

By: _____
J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015
Second Reading: June 02, 2015
Third Reading: June 16, 2015

An ordinance establishing the FY 2016 St. John's Fire District budget was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

FY 2016 St.
John's Fire
District Budget

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- aye
Rawl	- absent at time of voting
Sass	- aye
Schweers	- nay
Summey	- aye

The vote being seven (7) ayes, one (1) nay, and one (1) absent at time of voting, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

**AN ORDINANCE
APPROVING THE BUDGET AND DIRECTING
THE AUDITOR OF CHARLESTON COUNTY
TO LEVY THE NECESSARY MILLAGE AND
THE TREASURER TO COLLECT TAXES
FOR
THE ST. JOHN'S FIRE DISTRICT
FOR FISCAL YEAR 2015-2016,
AND AUTHORIZING THE ISSUANCE OF A**

TAX ANTICIPATION NOTE IN THE AMOUNT UP TO \$2,500,000.

WHEREAS, Charleston County Council has budgetary authority over the above-named St. John's Fire District, and

WHEREAS, the St. John's Fire District has submitted a budget to County Council for approval,

NOW, THEREFORE, BE IT ORDAINED by the Charleston County Council, in meeting duly assembled:

Section 1.

That the findings contained in this Ordinance are approved and confirmed in all respects.

Section 2.

That the General Fund Budget of the St. John's Fire District in the amount of \$11,731,394 is hereby approved by Charleston County Council.

Section 3.

The Auditor of Charleston County shall levy 23.5 mills after adjustment for reassessment for operating expenditures and 2.8 mills for debt service in the year 2015, and the Treasurer shall collect the proceeds of the levy upon all taxable property within the boundaries of the District during the fiscal year beginning July 1, 2015, and ending June 30, 2016.

Section 4.

The \$221,071 difference between the \$11,731,394 in budgeted expenditures and the \$11,510,323 in budgeted ad valorem taxes consists of other available funding sources.

Section 5.

For the purpose of paying in cash for the foregoing and all other general ordinary expenditures of the said District for Fiscal Year 2016, as authorized by this Ordinance, or by any other appropriation ordinance hereafter passed in aforesaid fiscal year, the Charleston County Treasurer is hereby authorized and directed to use such cash as may from time to time be on hand or in the process of collection, and to borrow, from time to time as may be necessary on his official note or notes, or other evidence or evidences of indebtedness in anticipation of the collection of evidences of indebtedness in anticipation of the collection of the taxes herein levied; provided that all loans made from private persons, firms, or corporations shall be made only after three (3) days' notice by advertising once in some newspaper in the County of Charleston and on the best terms possible for the St. John's Fire District a sum or sums up to \$2,500,000 Dollars for the use of the aforementioned District and the sum or sums so borrowed shall constitute a valid and prior claim against the said taxes herein levied and against the aforementioned District; provided, further, that if the net interest cost is less than eight (8%) percent, the Chairman is authorized to award the loan to the bidder or bidders offering to purchase the notes at the lowest net interest cost to the County (calculated by computing the total

dollar interest cost from the date of issuance to the date of maturity and deducting therefrom the amount of the premium offered, if any, over and above the premium amount); and provided, further, that the said County Treasurer shall be authorized in his discretion to make any such loans from special funds or funds, including sinking funds, in his hands as County Treasurer, repayment of which shall be secured in the same manner as if made from private persons, or corporations as aforesaid.

Section 6.

By amendment to this Ordinance, Council may adjust appropriation transactions affecting fund totals, other than those authorized in Section 7.

Section 7.

Should grant funds be applied for or received after the beginning of the budget year, and thereby not be stated in this Budget Ordinance, then, by passage of a Resolution authorizing the grant application and expenditures by the governing body of the St. John's Fire District, the necessary Special Revenue Fund or Capital Project Fund shall be created to provide a mechanism for the expenditure of these monies.

Section 8.

All monies properly encumbered as of June 30, 2015, shall be added to the St. John's Fire District's budget for Fiscal Year 2016. These encumbered monies may be expended only as set forth in their encumbrance except as authorized by the St. John's Fire District's governing body.

Section 9.

All monies designated by the St. John's Fire District's Commission as of June 30, 2015, shall be added to the applicable organizational budget for Fiscal Year 2016. These designated monies may be expended only as set forth in their authorization by the Commission. Unencumbered appropriations shall remain in the respective funds as unrestricted reserves whose subsequent appropriation shall be determined by Ordinance.

Section 10.

The St. John's Fire District shall provide to the appropriate County staff sufficient information to do a midyear budget review and shall allow the appropriate County staff to become familiar with the day-to-day operations of the St. John's Fire District for the limited purpose of better understanding how the District functions, and so that County Council is possessed of all the facts necessary to exercise competent budgetary authority as granted by the Courts.

Section 11.

If any provision of this ordinance or its application to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding shall not affect other provisions or applications of this ordinance which can be given effect without the invalid

provision or application, and to this end, the provisions of this ordinance are declared by Council to be severable.

Section 12.

This Ordinance shall become effective upon Third Reading.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY, SOUTH CAROLINA

By: _____
J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015
Second Reading: June 02, 2015
Third Reading: June 16, 2015

An ordinance establishing the FY 2016 St. Paul's Fire District budget was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

FY 2016 St.
Paul's Fire
District Budget

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- nay
Rawl	- aye
Sass	- aye
Schweers	- nay
Summey	- aye

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

The ordinance is as follows:

**AN ORDINANCE
APPROVING THE BUDGET AND DIRECTING
THE AUDITOR OF CHARLESTON COUNTY
TO LEVY THE NECESSARY MILLAGE AND
THE TREASURER TO COLLECT TAXES**

**FOR
THE ST. PAUL'S FIRE DISTRICT
FOR FISCAL YEAR 2015-2016,
AND AUTHORIZING THE ISSUANCE OF A
TAX ANTICIPATION NOTE IN THE AMOUNT UP TO \$2,500,000.**

WHEREAS, Charleston County Council has budgetary authority over the above-named St. Paul's Fire District, and

WHEREAS, the St. Paul's Fire District has submitted a budget to County Council for approval,

NOW, THEREFORE, BE IT ORDAINED by the Charleston County Council, in meeting duly assembled:

Section 1.

That the findings contained in this Ordinance are approved and confirmed in all respects.

Section 2.

That the General Fund Budget of the St. Paul's Fire District in the amount of \$5,485,288 is hereby approved by Charleston County Council.

Section 3.

The Auditor of Charleston County shall levy 54.4 mills before adjustment for reassessment for operating expenditures and 4.7 mills for debt service of the District in the year 2015, and the Treasurer shall collect the proceeds of the levy upon all taxable property within the boundaries of the District during the fiscal year beginning July 1, 2015, and ending June 30, 2016.

Section 4.

The \$585,582 difference between the \$5,485,288 in budgeted expenditures and the \$4,899,706 in budgeted ad valorem taxes consists of other available funding sources.

Section 5.

For the purpose of paying in cash for the foregoing and all other general ordinary expenditures of the said District for fiscal year 2016, as authorized by this Ordinance, or by any other appropriation ordinance hereafter passed in aforesaid fiscal year, the Charleston County Treasurer is hereby authorized and directed to use such cash as may from time to time be on hand or in the process of collection, and to borrow, from time to time as may be necessary on his official note or notes, or other evidence or evidences of indebtedness in anticipation of the collection of evidences of indebtedness in anticipation of the collection of the taxes herein levied; provided that all loans made from private persons, firms, or corporations shall be made only after three (3) days' notice by advertising once in some newspaper in the County of Charleston and on the best terms possible for the St. Paul's Fire District a sum or sums up to \$2,500,000 for the use of the aforementioned District and the sum or sums so borrowed shall constitute a valid and

prior claim against the said taxes herein levied and against the aforementioned District; provided, further, that if the net interest cost is less than eight (8%) percent, the Chairman is authorized to award the loan to the bidder or bidders offering to purchase the notes at the lowest net interest cost to the County (calculated by computing the total dollar interest cost from the date of issuance to the date of maturity and deducting therefrom the amount of the premium offered, if any, over and above the premium amount); and provided, further, that the said County Treasurer shall be authorized in his discretion to make any such loans from special funds or funds, including sinking funds, in his hands as County Treasurer, repayment of which shall be secured in the same manner as if made from private persons, or corporations as aforesaid.

Section 6.

By amendment to this Ordinance, Council may adjust appropriation transactions affecting fund totals, other than those authorized in Section 7.

Section 7.

Should grant funds be applied for or received after the beginning of the budget year, and thereby not be stated in this Budget Ordinance, then, by passage of a Resolution authorizing the grant application and expenditures by the governing body of the St. Paul's Fire District, the necessary Special Revenue Fund or Capital Project Fund shall be created to provide a mechanism for the expenditure of these monies.

Section 8.

All monies properly encumbered as of June 30, 2015, shall be added to the St. Paul's Fire District's budget for fiscal year 2016. These encumbered monies may be expended only as set forth in their encumbrance except as authorized by the St. Paul's Fire District's governing body.

Section 9

All monies designated by the St. Paul's Fire District Commission as of June 30, 2015, shall be added to the applicable organizational budget for Fiscal Year 2016. These designated monies may be expended only as set forth in their authorization by the Commission. Unencumbered appropriations shall remain in the respective funds as unrestricted reserves whose subsequent appropriation shall be determined by Ordinance.

Section 10.

The St. Paul's Fire District shall provide to the appropriate County staff sufficient information to do a midyear budget review and shall allow the appropriate County staff to become familiar with the day-to-day operations of the St. Paul's Fire District for the limited purpose of better understanding how the District functions, and so that County Council is possessed of all the facts necessary to exercise competent budgetary authority as granted by the Courts.

Section 11.

If any provision of this ordinance or its application to any circumstance is held by a court of competent jurisdiction to be invalid for any reason, this holding shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared by Council to be severable.

Section 12.

This Ordinance shall become effective upon Third Reading.

ADOPTED and APPROVED in meeting duly assembled this 16th day of June, 2015.

CHARLESTON COUNTY, SOUTH CAROLINA

By: _____
J. Elliott Summey
Chairman of Charleston County Council

ATTEST:

By: _____
Beverly T. Craven
Clerk to Charleston County Council

First Reading: May 28, 2015
Second Reading: June 02, 2015
Third Reading: June 16, 2015

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Interim County Administrator Keith Bustraan, Human Resources Director Fagan Stackhouse, and Evergreen Solutions, LLC regarding the Elected Official's Pay Plan.

Elected
Officials' Pay
Plan

Committee recommended that Council approve the use of Average from Market for the Elected Officials' salary, but adjust the Treasurer's salary to \$124,131.08 with the understanding that they will not receive the 5% re-election or longevity increases, but will be eligible for Cost of Living Adjustments and merit salary increases which will be at the midpoint of the rate approved by County Council.

Request to
Approve

Mr. Bustraan stated that staff had prepared a presentation in order to review the pay plan including the beginning salaries for each elected official.

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

Mr. Pryor asked whether the salaries would reset at the base pay if a new person is elected to office. Mr. Bustraan confirmed that it would, but that prior to the filing period, Council may vote to adjust the starting salaries.

Ms. Condon stated that this was not what she had intended with her motion that the salary should go with the job, not the individual.

Mr. Dawson stated that the plan, as written in the proposed amendments to the Personnel Policies and Procedures would be to set a base salary and this action would raise the current elected officials' pay greater than the base salary and that in the event a new person is elected to office, the salary would reset to the base salary unless Council took action to increase the salary.

Mr. Summey asked if the current Treasurer is making \$124,000, if someone else is elected Treasurer next term what would that person make?

Mr. Dawson stated that the new person's salary would depend on the action Council took at that time. The newly elected official's salary would reset to the base pay unless Council took action to adjust the salary.

Ms. Condon stated that it was the intent of her motion specifically not to follow that plan, that her motion would be to set a salary for the position and if another individual is elected to that position, they would receive the salary set for the position. If Council determines the job of the Treasurer is worth \$124,000 that would be the salary any person serving as Treasurer should receive.

Mr. Dawson stated that if that was the policy Council wanted to move forward with, the policies would be adjusted after Council's vote to set the salary for the elected officials.

Mr. Summey stated that he believed the desire of Council at the Finance Committee was that the salary should go with the position, not the person. Whoever is elected to the position should receive the same salary.

Mr. Qualey stated that he has voted across the board against pay increases and he intended to vote against these increases because he believed these increases were staggering. He stated that he believed a better practice would have been to incrementally increase the elected officials' pay. He also mentioned that he believed adjusting the Treasurer's salary so far above the consultant's recommendation was arbitrary.

Mr. Schweers stated that he supported this at committee, he would not support it at this meeting. He stated that the Treasurer's salary was arbitrary and that he did not believe merit and longevity should be included.

Mr. Pryor stated that he, too, would be able to support this motion if the merit and longevity were removed.

Chairman Summey asked Mr. Dawson when the salaries would go into effect.

Mr. Dawson stated it was his understanding that the increases would go into effect July 1.

Mr. Summey asked how that was possible and why the new salaries wouldn't go into effect at re-election.

Mr. Dawson stated that state law dictates when and at what time Council can vote to raise its pay and when that pay raise becomes effective, but the other elected officials salaries are not subject to that same process.

Mr. Pryor asked if Ms. Condon would consider amending her motion to remove longevity and COLA increases for elected officials. Ms. Condon declined and stated that she believed Cost-of-Living Adjustments for the elected officials was important and was the root of the problem resulting in the elected officials' salaries being roughly \$30,000 behind the average salary as determined by the consultant. She also stated that since the COLAs are being replaced by a merit-based pay system, this motion would give the elected officials an increase at the mid-point, which would be similar to the increase an average employee would receive.

Mr. Darby asked what tool was used to determine the recommended salaries.

Mr. Stackhouse stated that a market-based salary study was performed which included taking an average of the elected officials' salaries in jurisdictions of similar size and responsibility.

Mr. Darby stated that it was his impression that none of the elected officials were making the base pay and he wanted the public to know there were not exorbitant increases.

The Chairman called for a roll call vote on the motion, which was the committee recommendation. The roll was called and votes were recorded as follows:

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- nay
Rawl	- nay
Sass	- nay
Schweers	- nay
Summey	- aye

The Chairman declared that the motion passed with a vote of five (5) ayes and four (4) nays.

A report was furnished by the Finance Committee under date of June 11, 2015 that it considered the information furnished by Interim County Administrator Keith Bustraan, and Fagan Stackhouse, Director of Human Resources, regarding the Personnel Policy Updates. The Charleston County Personnel Policies and Procedures are formulated for the efficient and effective operation of Charleston County government. Changes to the policy are recommended in order to comply with updated legislation and to respond to changes affecting our day to day operations. The last comprehensive updated occurred in 2007.

Committee recommended that Council approve the implementation of Personnel Policies and Procedure changes to 0.10 to 5.80 with an effective date of July 1, 2015.

Mr. Pryor moved approval of the committee recommendation, seconded by Mr. Sass, and carried. Mr. Qualey voted against the motion.

Mr. Schweers asked if the County budget was being increased because of the implementation of merit pay. He stated that he was part of the CAPES Committee which had developed the merit pay program and it had been his understanding that this would not require a budget increase.

An ordinance establishing the FY 2016 Charleston County budget was given third reading by title only.

The Chairman called for a roll call vote on third reading of the ordinance. The roll was called and votes were recorded as follows:

FY 2016
County
Budget
Ordinance

Ordinance 3rd
Reading

Condon	- aye
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- nay
Rawl	- nay
Sass	- aye
Schweers	- nay
Summey	- aye

The vote being six (6) ayes and three (3) nays, the Chairman declared the ordinance to have received third reading approval.

The ordinance is as follows:

AN ORDINANCE PROVIDING FOR THE LEVY OF TAXES FOR CORPORATE PURPOSES OF CHARLESTON COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016, HEREINAFTER REFERRED TO AS FISCAL YEAR 2016; MAKING APPROPRIATIONS FROM THE GENERAL FUND AND OTHER FUNDS OF CHARLESTON COUNTY FOR SUCH PURPOSES; AND FURTHER PROVIDING FOR THE LEVY OF TAXES FOR CORPORATE PURPOSES OF CHARLESTON COUNTY, INCLUDING THE AWENDAW MCCLELLANVILLE CONSOLIDATED FIRE PROTECTION DISTRICT, EAST COOPER FIRE DISTRICT, NORTHERN CHARLESTON COUNTY FIRE DISTRICT, WEST ST. ANDREW'S FIRE DISTRICT, AND TRIDENT TECHNICAL COLLEGE FOR FISCAL YEAR 2016; PROVIDING FOR APPROPRIATIONS FROM SUCH SPECIAL FUNDS CREATED FOR THE PURPOSES OF THE AWENDAW MCCLELLANVILLE CONSOLIDATED FIRE PROTECTION DISTRICT, EAST COOPER FIRE DISTRICT, NORTHERN CHARLESTON COUNTY FIRE DISTRICT, WEST ST. ANDREW'S FIRE DISTRICT, AND TRIDENT TECHNICAL COLLEGE IN ORDER TO SUPPLY THE NECESSARY FUNCTIONS OF THE UNITS; PROVIDING FOR BUDGET CONTROL OF THE APPROPRIATIONS BY THE CHARLESTON COUNTY COUNCIL AND THE COUNTY ADMINISTRATOR; MAKING PROVISIONS FOR THE FISCAL AFFAIRS OF CHARLESTON COUNTY; AND PROVIDING FOR THE ISSUANCE OF TAX ANTICIPATION NOTES IN AN AMOUNT UP TO \$25,000,000 FOR CHARLESTON COUNTY AND UP TO \$400,000 FOR THE

AWENDAW MCCLELLANVILLE CONSOLIDATED FIRE PROTECTION DISTRICT.

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

SECTION 1: As set by Charleston County Council ("County Council"), the Charleston County Auditor (the "Auditor") shall levy 44.7 mills after adjustment for reassessment for General Fund Purposes and 6.1 mills for the Debt Service of Charleston County (the "County") in the year 2015.

Proceeds of the levy upon all taxable property in the County shall be collected by the Charleston County Treasurer (the "Treasurer") as provided by law for the collection of County ad valorem taxes, the proceeds thereof to be placed in the appropriate funds of the County together with all revenues and income accruing to the County during the Fiscal Year 2016, and regardless of sources, shall be paid out from time to time by the Treasurer in accordance with the provisions of this Budget Ordinance (the "Ordinance") and other appropriation ordinances hereafter passed by County Council, except welfare funds received by the Charleston County Department of Social Services from the State of South Carolina or the United States.

SECTION 2: It is hereby appropriated from the General, Debt Service, Proprietary, and Special Revenue Funds referred to in SECTION 1, the following amounts of money for the following respective corporate purposes of Charleston County for and during the period beginning July 1, 2015, and ending June 30, 2016, to wit:

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Organization Units:	General	Debt Service	Proprietary	Special Revenue
COUNCIL AGENCIES				
County Council	\$ 1,613,801	\$ -	\$ -	\$ -
Accommodations Tax - Local	-	-	-	17,239,454
Accommodations Tax - State	-	-	-	62,000
Internal Auditor	228,490	-	-	-
Legal	1,319,220	-	-	122,320
State Agencies	377,106	-	-	-
ELECTED OFFICIALS				
Auditor	2,229,335	-	-	-
Clerk of Court	3,681,737	-	-	1,035,000
Coroner	1,547,275	-	-	-
Legislative Delegation	236,121	-	-	-
Probate Courts	2,582,527	-	-	-
Register of Mesne Conveyance	1,966,672	-	-	-
Sheriff	65,266,421	-	-	1,323,642
Solicitor	5,946,546	-	-	2,742,853
Treasurer	1,830,357	-	-	-
APPOINTED OFFICIALS				
Elections and Voter Registration	1,958,597	-	-	-
Library	15,162,774	-	-	-
Master-In-Equity	673,584	-	-	-
Public Defender	3,097,292	-	-	5,229,018
Veterans Affairs	358,817	-	-	-
ADMINISTRATOR	936,904	-	-	100,000
Consolidated Dispatch	6,915,661	-	2,853,439	-
Economic Development	-	-	-	2,854,016
Minority Business Development	-	-	-	354,024
Nondepartmental	16,786,160	27,699,762	-	-
DEPUTY ADMINISTRATOR FINANCE	463,041	-	-	-
Assessor	4,301,150	-	-	-
Budget	742,329	-	-	-
Finance	1,047,862	-	-	-
Revenue Collections	1,209,500	-	2,091,590	-
DEPUTY ADMIN GENERAL SERVICES	399,636	-	-	-
Building Inspections	1,735,590	-	-	20,878
Facilities Management	15,490,738	-	5,322,508	-
Magistrates' Courts	4,872,920	-	-	76,968
Technology Services	12,764,805	-	7,100,614	-
DEPUTY ADMIN HUMAN SERVICES	413,347	-	-	-
Emergency Management	815,192	-	-	228,239
Human Resources	1,490,661	-	27,858,000	-
Procurement	943,770	-	2,500,000	-
Safety & Risk Management	2,135,276	-	5,594,284	-
Zoning/Planning	1,733,658	-	-	148,436
DEPUTY COMMUNITY SERVICES				
Community Services	1,884,188	-	-	-
Dept of Alcohol & Other Drug Abuse	-	-	11,244,139	-
Emergency Medical Services	15,663,519	-	-	-
DEPUTY TRANS & PUBLIC WORKS				
Environmental Management	-	-	27,455,935	-
Fleet Management	-	-	13,628,967	-
Public Works	11,497,251	-	-	2,821,937
Transportation Development	428,760	-	-	16,669,369
TOTAL	\$ 214,748,590	\$ 27,699,762	\$ 105,649,476	\$ 51,028,154

SECTION 3: Unless covered by SECTION 14 of this Ordinance, all of the foregoing appropriations are maximum and conditional, and subject to reduction by action of County Council in the event that the County's revenues accruing to its General, Debt Service, Proprietary, and Special Revenue Funds, as provided in SECTION 1, shall be insufficient to pay the same, to the end that the cost of operation of the County government shall remain at all times within its income.

SECTION 4: The Auditor is hereby authorized and directed to levy 33.9 mills after adjustment for reassessment for operating purposes and 4.0 mills for debt service in the year 2015 on all of the taxable property in the area located within Charleston County known as the Awendaw McClellanville Consolidated Fire Protection District to be deposited in the Awendaw McClellanville Consolidated Fire Protection District Special Revenue Fund.

Proceeds of the levy upon all taxable property located within the Awendaw McClellanville Consolidated Fire Protection District shall be collected by the Treasurer as provided by the law for the collection of County *ad valorem* taxes, the proceeds thereof to be placed in a separate fund to be held and administered by the Treasurer, including all monies collected, earned, donated, proceeds of the tax anticipation borrowing or otherwise accruing from the operation of the Awendaw McClellanville Consolidated Fire Protection District. Such funds shall be paid out from time to time by the Treasurer in accordance with the provisions of this Ordinance and other ordinances hereafter ratified by County Council.

SECTION 5: It is hereby appropriated \$2,082,617 for operating purposes of the Awendaw McClellanville Consolidated Fire Protection District and \$450,000 for debt service from the funds referred to in SECTION 4 and from such other funds as may be generated by the Awendaw McClellanville Consolidated Fire Protection District for the corporate purposes of the District for and during the period beginning July 1, 2015, and ending June 30, 2016. The appropriation is for the operation of a Special Revenue Fund and subject to the limitations of disbursement referred to in SECTION 15 of this Ordinance.

SECTION 6: The Auditor is hereby authorized and directed to levy 20.3 mills after adjustment for reassessment in the year 2015 on all of the taxable property in the area located within Charleston County known as the East Cooper Fire District to be deposited in the East Cooper Fire District Special Revenue Fund.

Proceeds of the levy upon all taxable property in the area located within the County known as the East Cooper Fire District shall be collected by the Treasurer as provided by law for the collection of County *ad valorem* taxes, the proceeds thereof to be placed in a separate fund to be held and administered by the Treasurer, including all monies collected, earned, donated, or otherwise accruing from the operation of the East Cooper Fire District. Such funds shall be

paid out from time to time by the Treasurer in accordance with the provisions of this Ordinance and other ordinances hereafter ratified by County Council.

SECTION 7: It is hereby appropriated \$145,000 from the funds referred to in SECTION 6 and from such other funds as may be generated by the East Cooper Fire District for the corporate purposes of the District for and during the period beginning July 1, 2015, and ending June 30, 2016. The appropriation is for the operation of a Special Revenue Fund and subject to the limitations of disbursement referred to in SECTION 15 of this Ordinance.

SECTION 8: The Auditor is hereby authorized and directed to levy 12.0 mills after adjustment for reassessment in the year 2015 on all of the taxable property in the area located within Charleston County known as the Northern Charleston County Fire District to be deposited in the Northern Charleston County Fire District Special Revenue Fund.

Proceeds of the levy upon all taxable property in the area located within Charleston County known as the Northern Charleston County Fire District shall be collected by the Treasurer as provided by law for the collection of County *ad valorem* taxes, the proceeds thereof to be placed in a separate fund to be held and administered by the Treasurer, including all monies collected, earned, donated, or otherwise accruing from the operation of the Northern Charleston County Fire District. Such funds shall be paid out from time to time by the Treasurer in accordance with the provisions of this Ordinance and other ordinances hereafter ratified by County Council.

SECTION 9: It is hereby appropriated \$238,600 from the funds referred to in SECTION 8 and from such other funds as may be generated by the Northern Charleston County Fire District for the corporate purposes of the District for and during the period beginning July 1, 2015, and ending June 30, 2016. The appropriation is for the operation of a Special Revenue Fund and subject to the limitations of disbursement referred to in SECTION 15 of this Ordinance.

SECTION 10: The Auditor is hereby authorized and directed to levy 4.9 mills (3.8 mills before adjustment for reassessment for baseline operations and 1.1 mills to eliminate the Fiscal Year 2015 deficit) in the year 2015 on all of the taxable property in the area located within Charleston County known as the West St. Andrew's Fire District to be deposited in the West St. Andrew's Fire District Special Revenue Fund.

Proceeds of the levy upon all taxable property in the area located within Charleston County known as the West St. Andrew's Fire District shall be collected by the Treasurer as provided by law for the collection of County *ad valorem* taxes, the proceeds thereof to be placed in a separate fund to be held and administered by the Treasurer, including all monies collected, earned, donated, or otherwise accruing from the operation of the West St. Andrew's Fire

District. Such funds shall be paid out from time to time by the County Treasurer in accordance with the provisions of this Ordinance and other ordinances hereafter ratified by County Council.

SECTION 11: It is hereby appropriated \$8,000 from the funds referred to in SECTION 10 and from such other funds as may be generated by the West St. Andrew's Fire District for the corporate purposes of the District for and during the period beginning July 1, 2015, and ending June 30, 2016. The appropriation is for the operation of a Special Revenue Fund and subject to the limitations of disbursement referred to in SECTION 15 of this Ordinance.

SECTION 12: The Auditor is hereby authorized and directed to levy 1.9 mills after adjustment for reassessment for operating purposes and 1.0 mills for debt service in the year 2015 on all taxable property in Charleston County to be deposited in the Trident Technical College Special Revenue Funds.

Proceeds of the levy upon all taxable property shall be collected by the Treasurer as provided by law for the collection of County *ad valorem* taxes, the proceeds thereof to be placed in separate funds to be held and administered by the Treasurer. Such funds shall be paid out from time to time by the Treasurer in accordance with the provisions of this Ordinance and other ordinances hereafter ratified by County Council.

SECTION 13: It is hereby appropriated \$6,179,000 for operating purposes of Trident Technical College ("TTC") and \$3,248,000 for debt service of TTC from the funds referred to in SECTION 12 and from such other funds as may be generated by TTC for and during the period beginning July 1, 2015, and ending June 30, 2016. The appropriations are for the operation of Special Revenue Funds and subject to the limitations of disbursement referred to in SECTION 15 of this Ordinance.

SECTION 14: The Charleston County Approved Operating Budget, with the detail and provisos as so stated in the document titled Charleston County Budget Detail Fiscal Year 2016, which is hereby incorporated by reference as part of this Ordinance as if fully set forth herein, is hereby adopted as the detailed Budget for Charleston County.

SECTION 15: The anticipated revenues accruing to all Proprietary and Special Revenue Funds are stated in this Budget Ordinance. Should actual funding sources for any such fund be less than projected, the County Administrator (the "Administrator"), or his designated representative, shall reduce budgeted disbursements attributable to the fund. Should actual funding sources be greater than projected in this Ordinance, the Administrator, or his designated representative, may revise budgeted disbursements or direct the increase to be held for future years' disbursements.

SECTION 16: All monies properly encumbered as of June 30, 2015, shall be added to the applicable organizational unit's budget for Fiscal Year 2016. These encumbered monies may be expended only as set forth in their encumbrance except as authorized by the Administrator. Unencumbered appropriations shall remain in the respective funds as unrestricted reserves whose subsequent appropriation shall be determined by ordinance.

SECTION 17: All monies designated by County Council as of June 30, 2015, shall be added to the applicable organizational unit's budget for Fiscal Year 2016. These designated monies may be expended only as set forth in their authorization by County Council. Unencumbered appropriations shall remain in the respective funds as unrestricted reserves whose subsequent appropriation shall be determined by ordinance.

SECTION 18: For the purpose of paying in cash for the foregoing and all other general ordinary County expenses for Fiscal Year 2016 as authorized by this Ordinance or by any other appropriation ordinance hereafter ratified by County Council in and for the fiscal year, the Treasurer is hereby authorized and directed to use such cash as may from time to time be on hand or in the process of collection, and to borrow from time to time as may be necessary on his official note or notes, or other evidence(s) of indebtedness in anticipation of the collection of the taxes herein levied, provided that all loans made from private persons, firms, or corporations shall be made only after three days' notice by advertising once in some newspaper in the County and on the best terms possible, a sum or sums not exceeding in the aggregate \$25,000,000 for the use of the County and a sum not exceeding in the aggregate \$400,000 for the use of the Awendaw McClellanville Consolidated Fire Protection District, and the sum or sums so borrowed for the operation of the County shall constitute a valid and prior claim against the taxes levied herein and against the County and the sum or sums so borrowed for the operation of the Awendaw McClellanville Consolidated Fire Protection District shall constitute a valid and prior claim only against the taxes levied herein for the use of the Awendaw McClellanville Consolidated Fire Protection District; provided further that the Treasurer shall be authorized in his discretion to make any such loans from special fund or funds, including sinking funds, in his hands as Treasurer, repayment of which shall be secured in the same manner as if made from private persons, firms, or corporations as aforesaid; and provided further that if the net interest cost is less than eight percent (8%), the Chairman of County Council is authorized to award the loan to the bidder or bidders offering to purchase the notes at the lowest net interest cost to the County (calculated by computing the total dollar interest cost from the date of issuance to the date of maturity and deducting there from the amount of the premium offered, if any, over and above the premium amount).

SECTION 19: Organization units are bound to the appropriated disbursements as defined in SECTION 2 and delineated in the Fiscal Year 2016 Approved Budget Detail document.

For "State Agencies" and "Outside Agencies", the organizational budgets are bound by "object code."

The County Administrator, or his designated representative, is hereby authorized to effect transfers between organizational units. The County Administrator is also authorized to further restrict budget transfers within major expenditure categories.

County Council may by resolution effect transfers from Council's contingency to organizational units.

County Council may by amendment to this Ordinance adjust appropriation transactions affecting fund totals, other than those authorized elsewhere within this Ordinance.

SECTION 20: In order that County Council may be assured that monies appropriated to the agencies funded in "County Council" and "Local Accommodations Tax" in SECTION 2 of this Ordinance are properly expended for a public purpose, the above agencies receiving monies shall provide all documents and information required in the County policy for funding outside agencies, adopted August 22, 2006, as may be amended from time to time.

SECTION 21:

(a) Monies received from governmental grants shall accrue only to Special Revenue, Capital Projects, and Proprietary Funds as set forth in this Budget Ordinance. Should grant funds be applied for or received after the beginning of the budget year and thereby not be stated in this Budget Ordinance, then, by passage of Council's resolution authorizing the grant application and expenditures, the necessary Special Revenue, Capital Projects, and Proprietary Funds shall be created to provide a mechanism for the expenditures of these monies.

(b) Funds derived from the sale of real property shall be placed in the Capital Proceeds Capital Projects Fund, and these funds shall be expended only for capital outlays after specific resolution of County Council.

SECTION 22: A Rainy Day Fund is established to provide emergency funds for use in the event of a major calamity. This fund will be maintained at no less than four percent of General Fund disbursements. Any expenditure from the Rainy Day Fund shall be authorized by amendment to this Budget Ordinance by County Council

On June 30, 2016, if the total revenue for General Fund purposes generated by current and delinquent *ad valorem* taxes and Local Option Sales

Tax revenue is greater than \$146,901,000, then the first \$500,000 of excess shall be placed in the Rainy Day Fund.

SECTION 23: Contracts necessary to expend monies appropriated to "Outside Agencies" in the budget are hereby authorized.

SECTION 24:

(a) The salaries or compensation shall be determined and paid in accordance with the provisions of the Personnel Policies and Procedures adopted by County Council.

(b) Merit Pay is established for Fiscal Year 2016 at

- (1) 1.0% for Meets Standards performance outcome
- (2) 1.5% for Exceeds Standards performance outcome
- (3) 2.0% for Outstanding performance outcome

(c) Pursuant to Chapter 9, Title 4 of the South Carolina Code of Laws, salaries for the following Elected Offices, exclusive of any Cost of Living Adjustment or Merit increases pertaining to the incumbent officials, and exclusive of any State supplement, are set at:

Auditor	\$108,737
Clerk of Court.....	131,544
Coroner	112,477
Probate Judge	142,174
Register of Mesne Conveyance.....	116,965
Sheriff	155,236
Treasurer	124,131

(d) Travel and expense allowances shall be paid only upon proper documentation as prescribed by the Administrator. The per diem rates adopted by the State of South Carolina and the mileage reimbursement rates adopted by the Internal Revenue Service shall apply.

SECTION 25: The classification and grades of all positions shown in the Charleston County Approved Operating Budget are only provisional and subject to audit by the Human Resources Department to determine the appropriate grade and classification.

SECTION 26: The Administrator, or his designated representative, is hereby authorized to transfer positions (Full Time Equivalents - FTEs) among organizational units and fund types.

SECTION 27: If for any reason any provision of this Ordinance, or its applications to any circumstance, is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION 28: This Ordinance shall become effective upon approval of County Council following third reading.

CHARLESTON COUNTY, SOUTH CAROLINA

By: _____

J. Elliott Summey

Chairman of Charleston County Council

ATTEST:

By: _____

Beverly T. Craven

Clerk to Charleston County Council

First Reading: May 28, 2015

Second Reading: June 02, 2015

Third Reading: June 16, 2015

An ordinance amending the ZLDR regarding wetland delineation was given second reading by title only.

AN ORDINANCE

**AMENDING THE CHARLESTON COUNTY ZONING AND LAND
DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 1202,
AS AMENDED: CHAPTER 8, SUBDIVISION REGULATIONS.**

ZLDR
Amendments
– Wetland
Delineation

Ordinance
2nd Reading

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

The Chairman called for a roll call vote on second reading of the ordinance. The roll was called and votes were recorded as follows:

Condon	- nay
Darby	- aye
Johnson	- aye
Pryor	- aye
Qualey	- nay
Rawl	- aye
Sass	- aye
Schweers	- aye
Summey	- nay

The vote being six (6) ayes and three (3) nays, the Chairman declared the ordinance to have passed second reading.

Mr. Pryor moved to approve items 20-24. The motion was seconded by Ms. Condon and carried unanimously.

The items are as follows:

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Interim County Administrator Keith Bustraan, and James R. Lake, Jr., Director of Consolidated 9-1-1 Center for authorization to submit three projects under the Department of Homeland Security (DHS) the Federal Emergency Management Agency (FEMA) and the Port Security Grant Program for fiscal year 2015 (PSGP-15).

Committee recommended that Council approve the FY15 Port Security Grant projects (Consolidated 911 Dispatch) submitted on May 14, 2015, under the following conditions:

- **[Project 1]** This sustainment for the interagency Metro-E network will significantly enhance situational awareness and information sharing among emergency response agencies. The project value of this project is \$290,960.04, with FY 2015 PSGP grant funds requested in the amount \$218,220.03 and requires a 25% in-kind match of \$72,740.01.
- **[Project 2]** This multiagency/multidiscipline cyber security exercise will ensure secure systems and sensor information is protected from cyber risk and threats. The value of this project is \$198,350, with FY 2015 PSGP grant requested in the amount \$148,672.50 and requires a 25% in-kind match of \$49,587.50).
- **[Project 3]** This expansion will provide secure interoperability VTC capability to four (4) of the eight (8) public safety agency nodes located at multiple local jurisdiction sites. The (this project amount totals \$218,220.03 and requires a 25% in-kind match of \$72,740.01).
- The 25% in-kind match referenced above will be made up of technology and equipment costs from the Consolidated 911 Center.
- There are no FTEs associated with this request.
- The grant period is September 1, 2015 to August 31, 2018.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Interim County Administrator Keith Bustraan and Contracts and Procurement Director Barrett Tolbert regarding the need to award a contract for the Lemon Tree Lane and Jeffery Drive project, which is located within the Town of James Island off of Fort Johnson Road and Camp Road. It was shown that the work shall include, but is not limited to, site excavation, sub-grade preparation, grading, aggregate base installation, asphalt paving, erosion and sedimentation control, maintenance of traffic during construction, roadway signing, pavement stripping, and associated appurtenances. It was stated that there is an Inter-Governmental Agreement (IGA) between Charleston County and the Town of James Island which has been executed and states that the Town of James Island will provide matching funds for the project.

One bid was received in accordance with the terms and conditions of Invitation for Bid No. 4960-15C. State "C" Fund regulations do not allow Small Business Enterprise (SBE) or local preference goals.

Bidder	Total Bid Price	DBE Percentage
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Celek & Celek Construction, Inc. Charleston, South Carolina 29416 Principal: Brian F. Celek	\$351,055.00	9.97%
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Committee recommended that Council, as an agent for the Charleston County Transportation Committee (CTC), accept matching funding per the Intergovernmental Agreement between Charleston County and the Town of James Island and authorize award of a contract for the Celek & Celek Construction, Inc., the lowest responsive and responsible bidder, satisfying all specifications, in the amount \$351,055.00.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Deputy Clerk of Council Kristen L. Salisbury regarding the need to make one appointment to the Community Development Advisory Board. It was stated that an announcement of vacancy for the Community Development Advisory Board was previously made.

An application for reappointment was received from Henrietta Woodward.

The Community Development Advisory Committee provides policy guidance for and exercises oversight with respect to activities and services provided under the Housing and Community Development Act of 1974. The Committee makes recommendations to County Council on matters affecting the Consolidated Plan and other related matters as the common interest of the participating governments may dictate. The Committee consists of representatives from 9 (nine) local governments and 4 (four) non-government partners. The non-government partners must be one representative from each the financial, legal, and construction fields as well as one community based representative. Terms of the Community Development Advisory Committee are two years.

Committee recommended that Council reappoint Henrietta Woodward to the Community Development Advisory Board for a term to expire in April 2017.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Deputy Clerk of Council Kristen L. Salisbury regarding the need to recommend that the State Forester make one appointment to the Forestry Board. It was stated that an announcement of vacancy for the Forestry Board was previously made.

An application for appointment was received from Wayne Barfield.

The five members of the Charleston County Forestry Board shall assist in the general conduct of the forestry program in the County. The Board shall review, revise, and adopt the annual forest fire protection plan. Members of the Board shall reside in Charleston County. Appointments are made by the State Forester upon recommendation of County Council. Terms are for five years.

Committee recommended that Council recommend that the State Forester appoint Wayne Barfield to the Charleston County Forestry Board for a term to expire in June 2020.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Deputy Clerk to Council Kristen L. Salisbury regarding one appointment to the Charleston Center Advisory Board. It was stated that an announcement of vacancy for the Charleston Center Advisory Board was previously made.

An application for appointment was received from Randy Coats.

The nine members of the Alcohol and Other Drug Abuse Services (Charleston Center) serve in an advisory capacity only. 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. Members' terms are for three years. The Board meets on the second Monday of each month at 5:30 pm.

Committee recommended that Council appoint Randy Coats to the Charleston Center Advisory Board for a term to expire in November 2017. A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Deputy Clerk of Council Kristen L. Salisbury regarding the need to make an appointment to the Construction Board. It was stated that an announcement of vacancies for an Electrical Contractor seat on the Construction Board was previously made.

An application for appointment was received from Kevin Haddigan.

The Construction Board of Assessment and Appeals is charged with determining grounds for revocation and re-issuance of general contracting licenses, hearing charges and making decisions on those charges, determining probationary offenses, and reviewing responsibilities of Code updates. The eleven member board shall be composed of two architects, two civil engineers, one structural engineer, general contractor, one mechanical or plumbing contractor, one electrical contractor, one residential homebuilder, one mechanical engineer, and one resident state fire marshal. Initial member terms are staggered and subsequent terms are for four years.

Committee recommended that Council appoint Kevin Haddigan to the Electrical Contractor seat on the Construction Board for a term to expire in July 2016.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Deputy Clerk of Council Kristen Salisbury and the recommendation of Chairman Elliott Summey regarding the Greenbelt Advisory Board- Rural South appointment. This seat represents the rural southern portion of Charleston County and is appointed by the Chairman of County Council for two years. Chairman Summey is recommending the appointment of Taylor Skardon.

Committee recommended that Council approve Taylor Skardon as the Chairman's appointee to the Greenbelt Advisory Board for the Rural South for a term to expire January 2017.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Deputy Clerk to Council Kristen L. Salisbury regarding appointments to the Charleston County Park and Recreation Commission. It was stated that an announcement of four vacancies for the Charleston County Park and Recreation Commission was previously made.

Applications for reappointment were received from Benjy Cooke, Mattese Lecque, Ravi Sanyal and Andy Thomas. Additional applications for appointment were received from Margaret Blackmer, Eduardo Curry, Charles Fox, Thomas Harper, Summer Massey, Richard Molten, Kevin Phillips, Charles Thompson, and L. Kai Yeh.

The Charleston County Park and Recreation Commission is a seven member Board. The Commission is a policy making board and has specific areas of responsibility outlined in legislation. The Staff administers the policies of the Commission under the direction of the Executive Director. The mission of the Commission is to improve the quality of life in Charleston County by offering a diverse system of park facilities, programs and services without duplicating services provided by other agencies. The Commission generally schedules three Committee meetings and one Commission meeting each month. Special and additional meetings are held as needed. The Commission is appointed by the Governor, on the recommendation of County Council, for two (2) year terms.

Committee recommended that Council recommend that the Governor reappoint Benjy Cooke, Mattese Lecque, Ravi Sanyal and Andy Thomas to the Charleston County Park and Recreation Commission for a term to expire in June 2017.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk to Council, regarding appointments on the Weed and Trash Abatement Hearing Board. It was stated that an announcement of two vacancies for the Weed and Trash Abatement Hearing Board was previously made.

Applications for appointment were received from Susanne Elizabeth Banks, Ross Gwin, Frank Ward Logan, Patrick Napski, and Kevin Phillips.

The Weed & Trash Abatement Hearing Board is a three member board that is 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). Meetings are scheduled on an as-needed basis. 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. Terms of the Weed & Trash Abatement Hearing Board are for three years.

Committee recommended that Council:

1. appoint Susanne Elizabeth Banks to the Weed and Trash Abatement Hearing Board for a term to expire in June 2017.
2. appoint Frank Ward Logan to replace Bev Jenkins on the Weed and Trash Abatement Hearing Board for a term to expire in June 2018.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Deputy Clerk to Council Kristen L. Salisbury regarding appointments to the Board of Assessment Appeals Board. It was stated that an announcement of three vacancies for the Board was previously made.

Application for reappointment was received from Lynn Carmody. Additional applications for appointment were received from Thomas Cox, Hayden Jennings, David Lansbury, and Summer Massey.

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

Committee recommended that Council:

1. Reappoint Lynn Carmody to the Board of Assessment Appeals for a term to expire in June 2019.
2. Appoint Thomas Cox and Hayden Jennings to the Board of Assessment Appeals to replace Ryan Neville and Shawn Willis for terms to expire in June 2019.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Deputy Clerk of Council Kristen L. Salisbury regarding the need to make an appointment to the Legal seat on the Community Development Advisory Board. It was stated that an announcement of the vacancy for the Community Development Advisory Board was previously made.

Applications for appointment were received from Rebecca Epstein and Marvin Pendarvis.

The Community Development Advisory Committee provides policy guidance for and exercises oversight with respect to activities and services provided under the Housing and Community Development Act of 1974. The Committee makes recommendations to County Council on matters affecting the Consolidated Plan and other related matters as the common interest of the participating governments may dictate. The Committee consists of representatives from 9 (nine) local governments and 4 (four) non-government partners. The non-government partners must be one representative from each the financial, legal, and construction fields as well as one community-based representative. Terms of the Community Development Advisory Committee are two years.

Committee recommended that Council appoint Rebecca Epstein as the Legal representative to the Community Development Advisory Board to fill out the seat vacated by Christopher Inglese for a term to expire in April 2016.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Kristen L. Salisbury, Deputy Clerk of County Council regarding applications received for appointments to the Berkeley-Charleston-Dorchester Council of Governments. It was stated that an announcement of the four vacancies for the Board was previously made. Applications for reappointment were received from Robert Reid, Guy Taylor, and Melvin Williams. Applications for appointment were also received from Jason Michael Cronen, Anna Eskridge, J. Barnwell Fishburne, Charles Michael Fitzhenry, Summer Massey, Marvin Pendarvis, Mark Peper, Kevin Phillips, Charles Salmonsens, Taylor Skardon, and L. Kai Yeh.

The Berkeley-Charleston-Dorchester Council of Governments is one of ten Councils of Governments created to serve the municipalities and counties of this state. The Council of Governments provides a forum through which locally elected officials and their representatives may meet to discuss and resolve issues of mutual concern. County Council has four appointments to the Berkeley-Charleston-Dorchester Council of Governments. The terms of membership of appointed representatives shall be two (2) years. Two of Council's appointees must be minorities. The Berkeley-Charleston-Dorchester Council of Governments meets at least four (4) times per year.

Committee recommended that Council:

1. Reappoint Robert Reid and Melvin Williams to the minority seats on the Berkeley-Charleston-Dorchester Council of Governments for terms to expire in January 2019.
2. Reappoint Guy Taylor to the Berkeley-Charleston-Dorchester Council of Governments for a term to expire January 2019.
3. Appoint Charles Salmonsens to replace David Haselden the Berkeley-Charleston-Dorchester Council of Governments for a term to expire January 2019.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by the Interim County Administrator, Keith Bustraan and Greenbelt Program Director Cathy Ruff regarding urban greenbelt projects that have been reviewed by the Urban Grants Review Committee and the Charleston County Park and Recreation Commission (CCPRC). The CCPRC is recommending approval of the following projects.

Applicant	Project Name	Project Type	Acres	Funding Amount
North Charleston	Colony North-Desoto Drive	Fee Simple	3.77	\$247,300
North Charleston	Flynn Property	Fee Simple	.13	\$29,250
North Charleston	Pulley Property	Fee Simple	.57	\$37,410
Total				4.47 \$313,960

FINANCIAL DISCLOSURE:

Both the City of North Charleston and the landowners indicated that no person and/or entities are participating in any way financially in these projects (e.g. realtors, brokers, anyone receiving a commission from a sale.)

The Urban Grants Review Committee unanimously approved these projects at their May 5, 2015 meeting.

URBAN GREENBELT FUNDS STATUS:

- The City of North Charleston currently has \$1.85 million remaining of their urban greenbelt funds allocation.

Committee recommended that Council:

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

Applicant	Project Name	Type	Acres	Funding Amount
North Charleston	Colony North-Desoto Drive	Fee Simple	3.77	\$247,300
North Charleston	Flynn Property	Fee Simple	.13	\$29,250
North Charleston	Pulley Property	Fee Simple	.57	\$37,410
Total				4.47 \$313,960

2. Authorize the Interim 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. Authorize the use of \$313,960 to be funded from a combination of Greenbelt Operating Contingency and/or 2011 General Obligation Bonds.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Interim County Administrator Keith Bustraan and Deputy Administrator for General Services Walt Smalls regarding a Fire Station needed near Paradise Island in Awendaw. It was stated that a suitable property was located at 2 Woodville Road, containing approximately 5.5 acres and appraised at One Hundred Twenty Thousand (\$120,000.00) Dollars, and the owner is willing to sell the property for the appraised value and close by July 30, 2015.

Committee recommended that Council:

1. Authorize the Chairman of County Council to execute a contract of purchase with Joseph L. Coates, Trustee of the Joseph L. Coates Living Trust, and Joan B. Coates, Trustee of the Joan B. Coates Living Trust, in the amount of One Hundred Twenty Thousand Dollars and 00/100 Cents (\$120,000.00) for the purchase of the property located at 2 Woodville Road, Awendaw, South Carolina, TMS 628-00-00-038, Lot 18-A.
2. Authorize the County Attorney's Office to review all documents dealing with the purchase.

A report was furnished by the Finance Committee under date of June 11, 2015, that it considered the information furnished by Interim County Administrator Keith Bustraan and Budget Director Mack Gile regarding carry forward funds. It was stated that each year it is recommended that County Council take specific action to designate (or "carry forward") certain unspent funds into the next fiscal year. Section 17 of the County budget ordinance for FY 2016 provides the ability for Council to designate funds, and that all designations expire at the end of FY 2016 unless they are designated again by Council.

It was shown that the County has nine areas for which staff is recommending designations. These areas are:

1. Detention Center: Illegal Alien Assistance funds – not to exceed \$830,049*

The grant from the Bureau of Justice Assistance through the State Criminal Alien Assistance Program requires the funds to be included in the County's General Fund. However, the funds are restricted to defraying the Detention Center's personnel and operating costs associated with illegal alien detainees. To maintain the restriction, the unspent balance of these funds should be designated for use in FY 2016.

2. Assessor – \$190,000

For FY 2015, funds were budgeted for mailing notices for reassessment. The mailing of the notices was anticipated in June; however, the notices will be mailed subsequent to June. By designating these funds, the Assessor will be able to meet the legal requirement to mail reassessment notices.

3. Technology Services projects – not to exceed \$200,000*

For FY 2015, funds were budgeted for Technology Services for projects to maintain and upgrade the County's technology infrastructure. Several of these projects will be in progress at June 30, 2015. By designating these funds, Technology Services will be able to continue maintaining the County's technology infrastructure.

4. West Ashley Senior Citizens Center - \$422,109

For FY 2015, funds were budgeted for County Council for the West Ashley Senior Citizens Center. This project will be in progress at June 30, 2015. By designating these funds, County Council will be able to contribute to the center in the future.

5. Environmental Management: Signal Point Road Convenience Center – not to exceed \$85,000*

The Signal Point Road Convenience Center is currently under construction and will be in progress at June 30, 2015. By designating these funds, Environmental Management will be able to complete the construction of the convenience center.

6. Human Resources – not to exceed \$150,000*

During FY 2015, funds were budgeted for consultants to perform a market study. By designating these funds, the market study will be able to be completed during FY 2016.

7. Auditor – \$10,000

During FY 2015, funds were budgeted for start-up costs to change the print vendor. By designating these funds, the Auditor will have funding to make this transition during FY 2016.

8. Corps of Engineers – \$250,000

- During FY 2015, funds were budgeted for the Corps of Engineers for dredging of the intracoastal waterway. The Corps of Engineers is working on the project; however, the funds will not be expended during FY 2015. By designating these funds, the funding for the Corps of Engineers will be available during FY 2016.
- In developing the FY 2016 budget, the funding for the Corps of Engineers was recommended from the roads portion of the Transportation Sales Tax rather than the Local Accommodations Tax. This allowed the Local Accommodations Tax to maximize the reimbursement to the General Fund for tourist-related expenditures. The funds from FY 2015 are also recommended from the roads portion of the Transportation Sales Tax rather than the Local Accommodations Tax.

9. Zoning/Planning – \$30,000

During FY 2015, funds were budgeted for a historic preservation grant match; however, the award of the grant has been delayed beyond June. By designating these funds, Zoning/Planning will have funding for the grant match during FY 2016.

*Final amount determined when FY 2015 actual expenditures are known.

Committee recommended that Council designate funds to be added to the FY 2016 budget as follows:

1. Detention Center: Illegal Alien Assistance funds in an amount not to exceed \$830,049.
2. Assessor: reassessment mailing in the amount of \$190,000.
3. Technology Services: on-going projects in an amount not to exceed \$200,000.
4. County Council: West Ashley Senior Citizens Center in the amount of \$422,109.
5. Environmental Management: Signal Point Road Convenience Center not to exceed \$85,000.
6. Human Resources: market study in an amount not to exceed \$150,000
7. Auditor: start-up costs for print vendor in the amount of \$10,000

8. Corps of Engineers: intracoastal waterway dredging in the amount of \$250,000 from the roads portion of the Transportation Sales Tax
9. Zoning/Planning: grant match in the amount of \$30,000

The next item on the agenda was the County Administrator's contract.

Mr. Sass moved that County Council hire Keith Bustraan as Charleston County Administrator and authorized the Chairman of County Council to execute an employment contract thereto. The motion was seconded by Ms. Condon and carried unanimously.

The Chairman congratulated Mr. Bustraan on his new position.

The Chairman asked if any member of Council wished to bring an item before the Body.

**Council Member
Comments**

Mr. Rawl stated that he had voted against both the CAPES study and the County budget, which is unusual, and wanted to explain his votes. He stated that he believes elected officials ought to be paid one salary and that salary ought to stay the same otherwise the public does not understand it. They run for elections. That elected salary is fixed for a certain period of time and he had a problem with the process Council went through to set the salaries, not necessarily the amounts. He stated that his vote against the budget is rooted in his struggle with what Charleston County should be responsible for doing versus a municipality, public service district, or town. He also voiced his support for the efforts made by Charleston County employees in developing and presenting the budget.

Mr. Schweers stated that he wanted to thank Mr. Bustraan for being willing to take the position of Charleston County Administrator, that Mr. Bustraan had saved Council the task of conducting a national search and last time Council had done a national search he wasn't impressed with the results and it was his belief a national search would have yielded Keith Bustraan anyway.

Ms. Johnson thanked the community for coming out to witness Council at work and for participating in the process. She stated that she was pleased with the outcome of the library site selection votes and looked forward to a brand new, 20,000 square foot library at the Baxter Patrick site.

Ms. Condon thanked Mr. Bustraan for accepting the position of County Administrator and thanked the staff for their work on the budget.

Mr. Pryor also congratulated Mr. Bustraan on his position as County Administrator. He also stated that Council's vote was to move forward with the Baxter Patrick site for the library with a brand new 20,000 square foot building and he hoped he did not hear in the future ideas about building a smaller library there and another small library on the other side of James Island. He also pointed out that the Library Board reports to Council, not the other way around.

Chairman Summey congratulated Mr. Bustraan on his position as County Administrator. He stated that he remembered meeting Mr. Bustraan when he was in sixth grade and Mr. Bustraan was the Budget Director and he had always admired Bustraan.

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

Kristen L. Salisbury
Deputy Clerk of Council