

NOTICE OF SPECIAL MEETING OF BERKELEY COUNTY COUNCIL

Chairman: Mr. James H. Rozier, Jr., Supervisor
Vice Chairman: Mr. William E. Crosby, District No. 3

Members: Mr. Phillip Farley, District No. 1
Mrs. Judith K. Spooner, District No. 2
Mr. Charles E. Davis, District No. 4
Mr. Dennis L. Fish, District No. 5
Mrs. Judy C. Mims, District No. 6
Mr. Caldwell Pinckney, Jr., District No. 7
Mr. Steve C. Davis, District No. 8

There will be a **Special Meeting** of **BERKELEY COUNTY COUNCIL** on **Monday March 14, 2005**, in the Assembly Room, Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina, following the meeting the Committee on Land Use, the Committee on Public Works and Purchasing, the Committee on Water and Sanitation, the Committee on Justice and Public Safety, the Committee on Community Services and the Committee on Finance at **6:00 p.m.**

CALL TO ORDER

PUBLIC DISCUSSION – Requests to be heard must be made prior to Call to Order and comments must be limited to Agenda items being considered for final action.

EXECUTIVE SESSION to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the County; or the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the County in other adversary situations involving the assertion against the County of a claim.

CHAIRMAN OF COUNTY COUNCIL

SECOND READING:

Bill No. 05-05, an ordinance authorizing the delivery of a Water and Sewer System Revenue Bond (Junior Lien – St. Stephen Project), Series 2005, of Berkeley County, South Carolina, for the purpose of purchasing the Town of St. Stephen Water and Sewer System, providing for the payment of the principal of and interest on the bond from the revenues derived from the operation of the County's Water and Sewer System; authorizing the execution and delivery of various documents including the asset purchase agreement and bond purchase agreement; and other matters relating thereto.

[Recommended by Committee on Water and Sanitation]

FIRST READING:

1. **Bill No. 05-14**, an ordinance authorizing the **conveyance** of **two acres**, more or less, owned by Berkeley County, located at 223 North Live Oak Drive in Moncks Corner, South Carolina, a portion of TMS No. 142-00-01-039.

[Recommended by Committee on Land Use]

2. **Bill No. 05-15**, an **ordinance** authorizing the **conveyance** of **one acre**, more or less, presently owned by Berkeley County, located near the corner of Highway 52 and Old Highway 52 in Moncks Corner, South Carolina, a portion of TMS No. 142-12-03-036.

[Recommended by Committee on Land Use]

UNFINISHED BUSINESS

NEW BUSINESS

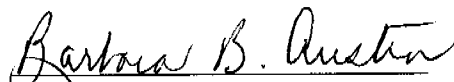
ANNOUNCEMENTS

ADJOURNMENT

EXECUTION OF DOCUMENTS BY COUNCIL

PUBLIC DISCUSSION

March 9, 2005


Barbara B. Austin, CCC
Clerk of County Council

SPECIAL MEETING OF BERKELEY COUNTY COUNCIL

Chairman: Mr. James H. Rozier, Jr., Supervisor
Vice Chairman: Mr. William E. Crosby, District No. 3

A **SPECIAL MEETING OF BERKELEY COUNTY COUNCIL** was held on **Monday, March 14, 2005**, in the Assembly Room of the Berkeley County Office Building, 223 North Live Oak Drive, Moncks Corner, South Carolina, at 7:41 p.m.

PRESENT: Mr. Phillip Farley, District No. 1; Mrs. Judith K. Spooner, Council Member District No. 2; Mr. William E. Crosby, Council Member District No. 3; Mr. Charles E. Davis, Council Member District No. 4; Mr. Dennis L. Fish, Council Member District No. 5; Mrs. Judy C. Mims, Council Member District No. 6; Mr. Caldwell Pinckney, Jr., Council Member District No. 7; Mr. James H. Rozier, Jr., Supervisor, Chairman, Mr. D. Mark Stokes, County Attorney; and Ms. Barbara B. Austin, Clerk of County Council. Mr. Steve C. Davis, Council Member District No 8 was excused from this meeting.

In accordance with the Freedom of Information Act, the electronic and print media were duly notified.

During periods of discussion and/or presentations, minutes are typically condensed and paraphrased.

CALL TO ORDER

Chairman Rozier called the meeting to order.

PUBLIC DISCUSSION – None

EXECUTIVE SESSION – None

CHAIRMAN OF COUNTY COUNCIL

SECOND READING:

Bill No. 05-05, an ordinance authorizing the delivery of a Water and Sewer System Revenue Bond (Junior Lien – St. Stephen Project), Series 2005, of Berkeley County, South Carolina, for the purpose of purchasing the Town of St. Stephen Water and Sewer System, providing for the payment of the principal of and interest on the bond from the revenues derived from the operation of the County's Water and Sewer System; authorizing the execution and delivery of various documents including the asset purchase agreement and bond purchase agreement; and other matters relating thereto.

[Recommended by Committee on Water and Sanitation]

It was moved by Council Member Fish and seconded by Council Member Spooner to approve the **Second Reading for Bill No. 05-05**. The motion was passed by unanimous voice vote of Council.

Chairman Rozier explained that Bills at first reading are not debated but returned to the respective Committee for further consideration.

FIRST READING:

1. **Bill No. 05-14**, an ordinance authorizing the **conveyance of seven acres**, more or less, owned by Berkeley County, located at 223 North Live Oak Drive in Moncks Corner, South Carolina, a portion of TMS No. 142-00-01-039.
[Recommended by Committee on Land Use]

2. **Bill No. 05-15**, an **ordinance** authorizing the **conveyance of one acre**, more or less, presently owned by Berkeley County, located near the corner of Highway 52 and Old Highway 52 in Moncks Corner, South Carolina, a portion of TMS No. 142-12-03-036.
[Recommended by Committee on Land Use]

RESOLUTION - None

UNFINISHED BUSINESS – None

NEW BUSINESS – None

ANNOUNCEMENTS – None

NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.

Council Member Crosby nominated Mr. Marion Bianchi for reappointment to serve on the Aeronautics Commission and Mr. Roland Dordal to serve on the Board of Zoning Appeals.

The nominations were passed by unanimous voice vote of Council.

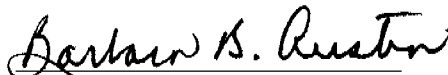
ADJOURNMENT

It was moved by Council Member Crosby and seconded by Council Member Fish to adjourn the Special Meeting of County Council. The motion was passed by unanimous voice vote of Council.

Meeting adjourned at 7:45 p.m.

PUBLIC DISCUSSION

Mr. Mitch Newell, 1120 Pinefield Plantation in Berkeley County addressed Council and opposed the changes to Pinefield Drive as currently proposed. He further informed Council that the Pinefield Drive matter is still before the Master-in-Equity in Charleston County.


Barbara B. Austin, CCC
Clerk of County Council

April 25, 2005
Date Approved

REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL is scheduled to be held on **Monday March 28, 2005**, to begin immediately following Public Hearings, the meeting of the Committee on Public Works and Purchasing and the meeting of the Committee on Finance at **6:00 P.M.**, in the **ASSEMBLY ROOM, BERKELEY COUNTY OFFICE BUILDING, 223 NORTH LIVE OAK DRIVE, MONCKS CORNER, S. C.**

CALL TO ORDER

APPROVAL OF MINUTES:

Public Hearings, Bills Numbered: 04-93, 04-94, 04-95, 04-96
Regular Council Meeting:

February 28, 2005
February 28, 2005

PUBLIC DISCUSSION - Request to be heard must be made prior to Call to Order and comments must be limited to Agenda items being considered for final action.

EXECUTIVE SESSION to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries, or other businesses in the area served by the county; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claim, or the position of the County in other adversary situations involving the assertion against the County of a claim.

CHAIRMAN OF COUNTY COUNCIL

THIRD READING:

1. **Bill No. 04-94**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Butler Ware**, US Hwy. 17-A, Moncks Corner, TMS #196-00-00-043 (across from Windwood Lane) (16.56 acres), **from R2, Manufactured Residential District to PDMU, Planned Development – Mixed Use District; and Approval of Development Plan** to include J. J. Detweiler Enterprises, Inc., Butler Ware Trucking, Inc., and Butler Ware, corner of US Highway 17-A and Lazy Hill Road, Moncks Corner, TMS #196-00-00-043, -090, -101, -103, -104, **zoned PDMU, Planned Development – Mixed Use District.** (170 acres total). Council District No. 6.

[Recommended by Committee on Land Use]

2. **Bill No. 05-01**, an **ordinance** to amend Article 18, **Sign Control**, of the Zoning Ordinance No. 01-8-35 as amended by Ordinances Numbered. 02-08-33, 02-12-58 and 04-11-68.

[Recommended by Committee on Land Use]

3. **Bill No. 05-02**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Kelly Lewis**, US Hwy. 17-A, adjacent to Trident Technical College, Moncks Corner, TMS #161-00-02-145 (11.95 acres), **from PDMU,**

Planned Development – Mixed Use District to R2, Manufactured Residential District (10.7 acres) and GC, General Commercial District (1.25 acres along US Hwy. 17-A). Council District No. 6.

[Recommended by Committee on Land Use]

4. **Bill No. 05-03, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Gene W. Sanders, 2168 S. Live Oak Drive, Moncks Corner, TMS #180-14-01-048 (5.62 acres), from R2, Manufactured Residential District and GC, General Commercial District to all acreage to be GC, General Commercial District. Council District No. 6.**

[Recommended by Committee on Land Use]

5. **Bill No. 05-04, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: BMG, III, LLC, US Hwy. 176, TMS #195-00-00-043 (950.48 acres) and -044 (1100.66 acres), from F1, Agricultural District to PDMU, Planned Development – Mixed Use District, and approval of Proposed Development Plan. Council District No. 7.**

[Recommended by Committee on Land Use]

6. **Bill No. 05-05, an ordinance authorizing the delivery of a Water and Sewer System Revenue Bond (Junior Lien – St. Stephen Project), Series 2005, of Berkeley County, South Carolina, for the purpose of purchasing the Town of St. Stephen Water and Sewer System, providing for the payment of the principal of and interest on the bond from the revenues derived from the operation of the County's Water and Sewer System; authorizing the execution and delivery of various documents including the asset purchase agreement and bond purchase agreement; and other matters relating thereto.**

[Recommended by Committee on Water and Sanitation]

Berkeley County Council Rules allows all bills to be given second reading by one motion as a collective group. Any member may object to a particular bill and it shall be separated from the collective group and handled by a separate motion.

SECOND READING:

1. **Bill No. 05-06, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Lovell Development Company, US Hwy. 52 and Cypress Gardens Road, Moncks Corner, TMS #211-00-02-003 (20.35 acres), from HI, Heavy Industrial District to GC, General Commercial District. Council District No. 3.**

[Recommended by Committee on Land Use]

2. **Bill No. 05-07, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Robert Wells McDougal, Jr., 324 Candy Lane, Summerville, TMS #195-10-02-015 (.99 acres), from R2RF, Rural Manufactured Residential Farm District to RNC, Rural Neighborhood Commercial District. Council District No. 6.**

[Recommended by Committee on Land Use]

3. **Bill No. 05-08**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Wade Ertzberger**, 116 Jean Lane, Moncks Corner, **TMS #196-02-00-003** (5.35 acres), **from R2, Manufactured Residential District to R3, Mobile Home Park District**. Council District No. 6.
[Recommended by Committee on Land Use]

4. **Bill No. 05-09**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Lori and Mark Sanchez**, 1991 Highway 402, Moncks Corner, **TMS #164-00-02-006** (1 acre), **from GC, General Commercial District, to F-1, Agricultural District**. Council District No. 8.
[Recommended by Committee on Land Use]

5. **Bill No. 05-11**, an **ordinance** establishing **development impact fees** in Berkeley County pursuant to the South Carolina Development Impact Fee Act, S.C. Code of Laws § 6-1-910, et seq.; providing for the calculation, collection, and expenditure of said fees; and other matters relating thereto.
[Recommended by Committee on Land Use]

6. **Bill No. 05-12**, an **ordinance** consenting to the transfer of that certain agreement for **Fee-in-Lieu** of tax payments between Berkeley County, South Carolina, and **American Commercial, Incorporated**, of an arrangement under Title 4, Chapter 12 of the Code of Laws of South Carolina 1976, as amended, (The "Title Act") to an arrangement under Title 12, Chapter 44 of the Code of Laws of South Carolina 1976, as amended, (The "Non-Title Act").
[Recommended by Committee on Finance]

7. **Bill No. 05-13**, an **ordinance** amending Section ii of Ordinance No. 03-10-63, which granted a non-exclusive franchise renewal to **Berkeley Cable Television, Inc.**, to expand the franchise coverage area within the unincorporated area of Berkeley County.
[Recommended by Committee on Finance]

8. **Bill No. 05-14**, an ordinance authorizing the **conveyance** of **seven acres**, more or less, owned by Berkeley County, located at 223 North Live Oak Drive in Moncks Corner, South Carolina, a portion of TMS #142-00-01-039.
[Recommended by Committee on Land Use]

9. **Bill No. 05-15**, an **ordinance** authorizing the **conveyance** of **one acre**, more or less, presently owned by Berkeley County, located near the corner of Highway 52 and Old Highway 52 in Moncks Corner, South Carolina, a portion of TMS #142-12-03-036.
[Recommended by Committee on Land Use]

FIRST READING:

1. **Bill No. 05-16**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Jessco Homes, Inc.**, St. James Avenue, Goose Creek, **TMS #222-00-00-030** (12 acres), **from PDMU, Planned Development Mixed Use District, to GC General Commercial District**. Council District No. 4.
[Recommended by Committee on Land Use]

2. **Bill No. 05-17**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **HLA, Inc.**, Old Hwy 52 and Cypress Gardens Road, Moncks Corner, **TMS #211-00-02-109** (204.89 acres), from **R-1 Single Family Residential, R-4 Multi-Family Residential (Small Scale) and GC, General Commercial to PDMU, Planned Development Mixed Use District and Proposed Development Plan.** Council District No. 3.

[Recommended by Committee on Land Use]

3. **Bill No. 05-18**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Dana Winters**, 2105 S. Live Oak Drive, Moncks Corner, **TMS #180-00-03-072** (2.354 acres), from **R2, Manufactured Residential District to GC, General Commercial District.** Council District No. 6.

[Recommended by Committee on Land Use]

4. **Bill No. 05-19**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Berkeley Fraternal Order of Police**, South Live Oak Drive, Moncks Corner, **TMS #161-11-00-058** (3.87 acres), from **GC, General Commercial and F-1, Agricultural District to General Commercial District.** Council District No. 6.

[Recommended by Committee on Land Use]

5. **Bill No. 05-20**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Harold Fitzgerald**, 111 Donna Drive, Ridgeville, **TMS #156-00-02-048** (portion of 2.29 acres), from **GC, General Commercial to F-1, Agricultural.** Council District No. 7.

[Recommended by Committee on Land Use]

6. **Bill No. 05-21**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Willie Ladson**, 1850 Old Highway 6, Cross, **TMS #041-00-02-049** (.32 acres), from **F-1, Agriculture to RNC, Rural and Neighborhood Commercial.** Council District No. 7.

[Recommended by Committee on Land Use]

7. **Bill No. 05-22**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Aslan Ventures, LLC**, 900 Block of Redbank Road, Goose Creek, **TMS # 252-00-00-039**, from **PDMU, Planned Development Mixed Use District, to R-5, Multi-Family District, (14.452 acres) and GC, General Commercial District, (11.562 acres) (26.01 acres total).** Council District No. 3.

[Recommended by Committee on Land Use]

8. **Bill No. 05-23**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Ana Oster**, 1717 South Live Oak Drive, Moncks Corner, **TMS #161-14-00-033** (1.90 acres), from **F-1, Agricultural District to RNC, Rural Neighborhood Commercial District.** Council District No. 6.

[Recommended by Committee on Land Use]

9. **Bill No. 05-24**, an ordinance to amend ordinance no. 04-06-47, adopted June 21, 2004 to provide for **Supplemental Appropriations and Allocations** thereof within the 2004-2005 budget for Berkeley County; and other matters relating thereto.
[Recommended by Committee on Finance]

RESOLUTIONS:

1. **RESOLUTION** providing for the Transfer of Funds in the 2004-2005 Berkeley County Budget for County purposes other than as specified in said Budget.
[Recommended by Committee on Finance]
2. **RESOLUTION** designating **surplus property** of Berkeley County and authorizing the disposal of the surplus property.
[Recommended by Committee on Public Works and Purchasing]
3. **RESOLUTION** designating the **National Incident Management System (NIMS)** as the basis for **all incident management** by all Berkeley County Emergency Services (EMS, Emergency Preparedness, Law Enforcement and Dispatch).
[Recommended by Committee on Justice and Public Safety]

REPORTS FROM STANDING COMMITTEES:

1. **Committee on Finance.**
Councilmember, Mr. Dennis L. Fish, Chairman.
Recommendation:
a. Sangaree STD
Transfer of vehicle from surplus.
2. **Committee on Land Use.**
Councilmember, Mr. Phillip Farley, Chairman.
Recommendation to Deny:
Request by David Rose, 200 Block of Farrell Street, Moncks Corner, TMS #209-04-01-008, 009; 210-00-00-084 (19.03 acres), from R-2, Manufactured Home Residential District, to RNC, Rural and Neighborhood Commercial District. Council District No. 6.
3. **Committee on Public Works and Purchasing.**
Councilmember, Mr. Caldwell Pinckney, Jr., Chairman.
Recommendations:
a. Pinefield Drive Improvements – C Fund Project No. 04 B 003.
b. Mosquito Abatement Department:
Sole Source Purchase of Pump and Sprayer.
- Berkeley County Water & Sanitation:**
a. McCrae Drive Water Project.
b. 2004 Water Improvement Projects,
Contract I

Contract II

- c. Landfill Containers.
- d. Financial Advisor Services.
- e. Oaks Sewer Extension Project.

4. Committee on Justice and Public Safety.

Councilmember, Mr. William E. Crosby, Chairman.

Recommendations:

- a. Clerk of Court – Student Intern.
Temporary position.
- b. Sheriff's Dept. - Approval of two grants:
2005 Justice Assistance Grant.
Live Scan Fingerprint Grant.

5. Committee on Water and Sanitation.

Councilmember, Mrs. Judith K. Spooner, Chairman.

Recommendation:

Approval of Purchase Contract for St. Stephen
Water & Sewer System.

6. Committee on Planning and Development.

Councilmember, Mr. Steve C. Davis, Chairman.

7. Committee on Community Services.

Councilmember, Mr. Charles E. Davis, Chairman.

8. Committee on Human Services.

Councilmember, Mrs. Judy C. Mims, Chairman.

NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.

ACCOMMODATIONS TAX ADVISORY COMMITTEE
BERKELEY COUNTY AERONAUTICS COMMISSION
BERKELEY-CHARLESTON-DORCHESTER COUNCIL OF GOVERNMENTS
BERKELEY COUNTY LIBRARY BOARD
BERKELEY COUNTY PLANNING COMMISSION
BERKELEY-CHARLESTON-DORCHESTER RTMA
BERKELEY COUNTY WATER AND SANITATION APPEALS BOARD
BERKELEY COUNTY BOARD OF ZONING APPEALS
CHARLESTON NAVAL REDEVELOPMENT AUTHORITY
CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS
GOOSE CREEK RECREATION COMMISSION
HOUSING BOARD OF ADJUSTMENTS AND APPEALS
MENTAL HEALTH BOARD

District No. 1 Walter O'Brien

District No. 3 Albertha S. Simmons
District No. 7 Robert Lee
PIMLICO SPECIAL TAX DISTRICT ADVISORY COMMISSION
SPIERS LANDING COMMISSION
WORKFORCE INVESTMENT BOARD

CORRESPONDENCE

UNFINISHED BUSINESS

NEW BUSINESS

Operating agreement St. Stephen Water and Sewer System.

ANNOUNCEMENTS

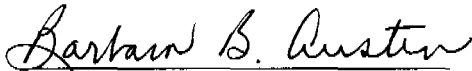
THE APRIL 2005, REGULAR MEETING OF BERKELEY COUNTY COUNCIL WILL BE HELD ON MONDAY APRIL 25, 2005, IMMEDIATELY FOLLOWING PUBLIC HEARINGS AND THE MEETING OF THE COMMITTEE ON FINANCE AT 6:00 PM, IN THE ASSEMBLY ROOM, 223 NORTH LIVE OAK DRIVE, MONCKS CORNER, S. C.

ADJOURNMENT

EXECUTION OF DOCUMENTS BY COUNCIL

PUBLIC DISCUSSION

March 23, 2005


Barbara B. Austin, CCC
Clerk of County Council

REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL
March 28, 2005

The **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL** was held on Monday **March 28, 2005**, at 6:30 p.m. in the Assembly Room of the Berkeley County Office Building, 223 North Live Oak Drive, Moncks Corner, South Carolina.

PRESENT: Mr. James H. Rozier, Jr., Supervisor, Chairman; Mr. William E. Crosby, Council Member District No. 3, Vice Chairman; Mr. Phillip Farley, Council Member District No. 1; Mrs. Judith K. Spooner, Council Member District No. 2; Mr. Charles E. Davis, Council Member District No. 4; Mr. Dennis L. Fish, Council Member District No. 5; Mrs. Judy C. Mims, Council Member District No. 6; Mr. Caldwell Pinckney, Jr., Council Member District No. 7; Mr. Steve C. Davis, Council Member District No. 8; Mr. D. Mark Stokes, County Attorney; and Ms. Barbara B. Austin, Clerk of County Council.

In accordance with the Freedom of Information Act, the electronic and print media were duly notified.

During periods of discussion and/or presentations, minutes are typically condensed and paraphrased.

CALL TO ORDER

Chairman Rozier called the meeting to order.

APPROVAL OF MINUTES

Chairman Rozier asked for approval of minutes from: Public Hearings held February 28, 2005, for Bills Numbered 04-93 thru 04-96; and Regular Meeting of Council held February 28, 2005.

It was moved by Council Member Crosby and seconded by Council Member Fish to approve the minutes as presented. The motion passed by unanimous voice vote of Council.

PUBLIC DISCUSSION

Mr. Mitch Newell, residing at 1120 Pinefield Drive, Wando, addressed Council and stated his opposition to the Pinefield Improvement "C" Fund Project. Pinefield Drive

is a residential road that has been in existence for approximately 20 years with Berkeley County maintaining it. School buses, mail service and community residents use the road. Mr. Newell did not object to the road being paved, but he did object to the road being rerouted to enter and exit through a business park, versus it remaining a residential road. In addition, Mr. Newell expressed opposition to the County's use of "C" Funds to reroute the flow of residential traffic. He indicated that it would only benefit developers. Mr. Newell submitted a petition to Mr. Mark Stokes, County Attorney. The petition contained signatures of community residents in opposition to the rerouting of Pinefield Drive. In conclusion, Mr. Newell stated that he would pursue legal action if the Pinefield Improvement "C" Fund Project included rerouting Pinefield Drive to enter and exit through a commercial business park.

EXECUTIVE SESSION

It was moved by Council Member Spooner and seconded by Council Member Fish to enter into Executive Session to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries, or other businesses in the area served by the County; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim, or other matters covered by the attorney-client privilege, settlement of legal claim, or the position of the County in other adversary situations involving the assertion against the County of a claim. The motion passed by unanimous voice vote of Council.

Council entered into Executive Session at 6:46 p.m., and returned to Regular Session at 7:23 p.m.

Mr. D. Mark Stokes, County Attorney, reported that Council entered into Executive Session for reasons stated in the motion, and no formal action was taken.

THIRD READING

"BILL NO. 04-94, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO THE APPROVED USES OF TMS #196-00-00-043, AND APPROVAL OF A DEVELOPMENT PLAN TO INCLUDE J.J. DETWEILER ENTERPRISES, INC., BUTLER WARE TRUCKING, INC., AND BUTLER WARE, CORNER OF US HIGHWAY 17-A AND LAZY HILL ROAD, MONCK'S CORNER, TMS #196-00-00-043, -090, -101, -103 AND -104."
(Butler Ware)

It was moved by Council Member Mims and seconded by Council Member Spooner to approve **Bill No. 04-94** for Third Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 05-03-07 is attached to these minutes.)

"BILL NO. 05-01, AN ORDINANCE TO AMEND ARTICLE 18, SIGN CONTROL, OF THE ZONING ORDINANCE NO. 01-8-35 AS AMENDED BY ORDINANCES NUMBERED: 02-08-33, 02-12-58 AND 04-11-68."

It was moved by Council Member Farley and seconded by Council Member Crosby to approve **Bill No. 05-01** for Third Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 05-03-08 is attached to these minutes.)

"BILL NO. 05-02, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO THE APPROVED USES OF TMS #161-00-02-145."
(Kelly Lewis)

It was moved by Council Member Mims and seconded by Council Member Crosby to approve **Bill No. 05-02** for Third Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 05-03-09 is attached to these minutes.)

"BILL NO. 05-03, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO THE APPROVED USES OF TMS #180-14-01-048."
(Gene W. Sanders)

It was moved by Council Member Mims and seconded by Council Member Pinckney to approve **Bill No. 05-03** for Third Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 05-03-10 is attached to these minutes.)

"BILL NO. 05-04, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO THE APPROVED USES OF TMS #195-00-00-043 AND 044, AND APPROVAL OF A PROPOSED DEVELOPMENT PLAN."
(BMG, III, LLC)

It was moved by Council Member Pinckney and seconded by Council Member Mims to approve **Bill No. 05-04** for Third Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 05-03-11 is attached to these minutes.)

“BILL NO. 05-05, AN ORDINANCE AUTHORIZING THE DELIVERY OF A WATER AND SEWER SYSTEM REVENUE BOND (JUNIOR LEIN – ST. STEPHEN PROJECT), SERIES 2005, OF BERKELEY COUNTY, SOUTH CAROLINA, FOR THE PURPOSE OF PURCHASING THE TOWN OF ST. STEPHEN WATER AND SEWER SYSTEM, PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BOND FROM THE REVENUES DERIVED FROM THE OPERATION OF THE COUNTY’S WATER AND SEWER SYSTEM; AUTHORIZING THE EXECUTION AND DELIVERY OF VARIOUS DOCUMENTS INCLUDING THE ASSET PURCHASE AGREEMENT AND BOND PURCHASE AGREEMENT; AND OTHER MATTERS RELATING THERETO.”

It was moved by Council Member Pinckney and seconded by Council Member Steve Davis to approve Bill No. 05-05 for Third Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 05-03-12 is attached to these minutes.)

Berkeley County Council Rules allow all Bills to be given Second Reading by one motion as a collective group. Any member may object to a particular Bill, and it shall be separated from the collective group and handled by a separate motion.

SECOND READING

It was moved by Council Member Mims and seconded by Council Member Spooner to allow Bills Numbered 05-06, 05-07, 05-08, 05-11, 05-12, 05-13, 05-14 and 05-15 to be given Second Reading by one motion as a collective group. The motion passed by unanimous voice vote of Council.

“BILL NO. 05-06, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO THE APPROVED USES FOR TMS #211-00-02-003.”
(Lovell Development Company)

“BILL NO. 05-07, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO THE APPROVED USES FOR TMS #195-10-02-015.”
(Robert Wells McDougal, Jr.)

“BILL NO. 05-08, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO THE APPROVED USES FOR TMS #196-02-00-003.”
(Wade Ertzberger)

“BILL NO. 05-11, AN ORDINANCE ESTABLISHING DEVELOPMENT IMPACT FEES IN BERKELEY COUNTY PURSUANT TO THE SOUTH

CAROLINA DEVELOPMENT IMPACT FEE ACT, S.C. CODE OF LAWS § 6-1-910, ET SEQ.; PROVIDING FOR THE CALCULATION, COLLECTION, AND EXPENDITURE OF SAID FEES; AND OTHER MATTERS RELATING THERETO.”

“**BILL NO. 05-12, AN ORDINANCE** CONSENTING TO THE TRANSFER OF THAT CERTAIN AGREEMENT FOR **FEE-IN-LIEU** OF TAX PAYMENTS BETWEEN BERKELEY COUNTY, SOUTH CAROLINA, AND **AMERICAN COMMERCIAL, INCORPORATED**, OF AN AGGANGEMENT UNDER TITLE 4, CHAPTER 12 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, (THE “TITLE ACT”) TO AN ARRANGEMENT UNDER TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED (THE “NON-TITLE ACT”).”

“**BILL NO. 05-13, AN ORDINANCE** AMENDING SECTION II OF ORDINANCE NO. 03-10-63, WHICH GRANTED A NON-EXCLUSIVE FRANCHISE RENEWAL TO **BERKELEY CABLE TELEVISION, INC.**, TO EXPAND THE FRANCHISE COVERAGE AREA WITHIN THE UNINCORPORATED AREA OF BERKELEY COUNTY.”

“**BILL NO. 05-14, AN ORDINANCE** AUTHORIZING THE CONVEYANCE OF SEVEN ACRES, MORE OR LESS, OWNED BY BERKELEY COUNTY, LOCATED AT 223 NORTH LIVE OAK DRIVE IN MONCKS CORNER, SOUTH CAROLINA, A PORTION OF **TMS #142-00-01-039**.”

“**BILL NO. 05-15, AN ORDINANCE** AUTHORIZING THE CONVEYANCE OF ONE ACRE, MORE OR LESS, PRESENTLY OWNED BY BERKELEY COUNTY, LOCATED NEAR THE CORNER OF HIGHWAY 52 AND OLD HIGHWAY 52 IN MONCKS CORNER, SOUTH CAROLINA, A PORTION OF **TMS #142-12-03-036**.”

It was moved by Council Member Fish and seconded by Council Member Spooner to approve **Bills Numbered 05-06, 05-07, 05-08, 05-11, 05-12, 05-13, 05-14 and 05-15** for Second Reading. The motion passed by unanimous voice vote of Council.

Chairman Rozier announced that Bill No. **05-09** had been **withdrawn** by the landowner.

FIRST READING

Chairman Rozier stated there were nine Bills for First Reading. Bills for First Reading are not discussed or voted upon. The Bills are read into the record by title only and, thereafter, sent to the proper Committee for further consideration.

"BILL NO. 05-16, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO APPROVED USES OF TMS #222-00-00-030."

(Jessco Homes, Inc.)

"Bill NO. 05-17, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO APPROVED USES OF TMS #211-00-02-109."

(HLA, Inc.)

"BILL NO. 05-18, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO APPROVED USES OF TMS #180-00-03-072."

(Dana Winters)

"BILL NO. 05-19, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO APPROVED USES OF TMS #161-11-00-058."

(Berkeley Fraternal Order of Police)

"BILL NO. 05-20, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO APPROVED USES OF TMS #156-00-02-048."

(Harold Fitzgerald)

"BILL NO. 05-21, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO APPROVED USES OF TMS #041-00-02-049."

(Willie Ladson)

"BILL NO. 05-22, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO APPROVED USES OF TMS # 252-00-00-039."

(Aslan Ventures, LLC)

"BILL NO. 05-23, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARD TO APPROVED USES OF TMS #161-14-00-033."

(Ana Oster)

"BILL NO. 05-24, AN ORDINANCE TO AMEND ORDINANCE NO. 04-06-47, ADOPTED JUNE 21, 2004 TO PROVIDE FOR SUPPLEMENTAL APPROPRIATIONS AND ALLOCATIONS THEREOF WITHIN THE 2004-2005 BUDGET FOR BERKELEY COUNTY, AND OTHER MATTERS RELATING THERETO."

RESOLUTIONS

“RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS IN THE 2004-2005 BERKELEY COUNTY BUDGET FOR COUNTY PURPOSES OTHER THAN AS SPECIFIED IN SAID BUDGET.”

It was moved by Council Member Crosby and seconded by Council Member Fish to approve the **Resolution** for a **transfer of funds**. The motion passed by unanimous voice vote of Council.

“RESOLUTION DESIGNATING SURPLUS PROPERTY OF BERKELEY COUNTY AND AUTHORIZING THE DISPOSAL OF THE SURPLUS PROPERTY.”

It was moved by Council Member Farley and seconded by Council Member Crosby to approve the **Resolution** designating **surplus property**. The motion passed by unanimous voice vote of Council.

“RESOLUTION DESIGNATING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR ALL INCIDENT MANAGEMENT BY ALL BERKELEY COUNTY EMERGENCY SERVICES (EMS, EMERGENCY PREPAREDNESS, LAW ENFORCEMENT AND DISPATCH).”

It was moved by Council Member Farley and seconded by Council Member Crosby to approve the **Resolution** designating the **NIMS** for all incident management for the County's emergency services. The motion passed by unanimous voice vote of Council.

REPORTS FROM STANDING COMMITTEES

COMMITTEE ON FINANCE, Mr. Dennis L. Fish, Chairman

Chairman Fish reported that the Committee on Finance met on March 14th and earlier this night. Several of the matters before the Committee were addressed on this night's agenda.

Chairman Fish reported that Ms. Ellen K. Adkins, CPA, with Bryan, Truesdale, Adkins & Williams provided the Committee with the annual audit report. No action was required.

Recommendation: Sangaree STD Transfer of vehicle from surplus

On recommendation of the Committee, Chairman Fish moved to approve the transfer of one vehicle from surplus to the Sangaree Special Tax District. (No second required.)

The motion passed by unanimous voice vote of Council. (That concluded Chairman Fish's report.)

COMMITTEE ON LAND USE, Mr. Phillip Farley, Chairman

Chairman Farley reported that the Committee on Land Use met on March 14th, and earlier this night. Many of the matters before the Committee were addressed on this night's agenda.

Recommendation to Deny: Request by David Rose

On recommendation of the Committee, Council Member Farley moved to deny the request by David Rose, 200 Block of Farrell Street, Moncks Corner, TMS #209-04-01-008, 009; 210-00-00-084 (19.03 acres), from R-2, Manufactured Home Residential District, to RNC, Rural and Neighborhood Commercial District. Council District No. 6. (No second required.)

The motion passed by unanimous voice vote of Council. (That concluded Chairman Farley's report.)

COMMITTEE ON PUBLIC WORKS AND PURCHASING, Mr. Caldwell Pinckney, Jr., Chairman

Chairman Pinckney reported that the Committee on Public Works and Purchasing met on March 14th. Several matters before the Committee were addressed on this night's agenda.

Recommendations:

a. Pinefield Drive Improvements – "C" Fund Project No. 04 B 003

On recommendation of the Committee, Chairman Pinckney moved to award the contract for the "C" Fund Project to Banks Construction, in the amount of \$340,478.10, for the Pinefield Drive Improvements." (No second required.)

The motion passed by unanimous voice vote of Council.

b. Mosquito Abatement Department: Sole Source Purchase of Pump and Sprayer

On recommendation of the Committee, Chairman Pinckney moved to approve the sole source purchase of a replacement sprayer and pump for the Mosquito Abatement Department. (No second required.)

The motion passed by unanimous voice vote of Council.

Berkeley County Water & Sanitation:

a. McCrae Drive Water Project

On recommendation of the Committee, Chairman Pinckney moved to award the bid for the McCrae Drive Water Project to Robert H. Hutto Construction Company, in the amount of \$188,705.00. (No second required.)

The motion passed by unanimous voice vote of Council.

b. 2004 Water Improvement Projects, Contract I and Contract II

On recommendation of the Committee, Chairman Pinckney moved to award the bid for the 2004 Water Improvement Projects to the McMahan Brothers Pipeline, Inc.; Contract I: in the amount of \$865,147.00; and Contract II: in the amount of \$853,830.89. (No second required.)

The motion passed by unanimous voice vote of Council.

c. Landfill Containers

On recommendation of the Committee, Chairman Pinckney moved to award the bid for five recycling containers to Bakers Waste Company, in the amount of \$4,896.00 per container; the eight closed-top roll-off containers to Bakers Waste Company, in the amount of \$4,543.00 per container; and the ten open-top roll-off containers to Amick Equipment, in the amount of \$4,548.60 per container. (No second required.)

The motion passed by unanimous voice vote of Council.

d. Financial Advisor Services

On recommendation of the Committee, Chairman Pinckney moved to award the bid for financial advisor services to Ross, Sinclaire & Associates. (No second required.)

The motion passed by unanimous voice vote of Council.

e. Oaks Sewer Extension Project

On recommendation of the Committee, Chairman Pinckney moved to award the contract for the Oaks Sewer Extension Project to Charleston Constructors, Inc., for the base bid, in the amount of \$890,166.00, plus \$85,475.50 for the Additive Bid Proposal #1, plus \$85,670.00 for Additive Bid Proposal #2, for a total of \$1,061,311.50. (No second required.)

The motion passed by unanimous voice vote of Council. (That concluded Chairman Pinckney's report.)

COMMITTEE ON JUSTICE AND PUBLIC SAFETY, Mr. William E. Crosby, Chairman

Chairman Crosby reported that the Committee on Justice and Public Safety met on March 14th. Several of the matters before the Committee were addressed on this night's agenda.

Recommendations:

a. Clerk of Court: Student Intern and Temporary Position

On recommendation of the Committee, Chairman Crosby moved to approve the following positions for the Clerk of Court's department: one student intern, with funds to come from DSS; one temporary position, with funds to come from Contingency. (No second required.)

The motion passed by unanimous voice vote of Council.

b. Sheriff's Department – Approval of Two Grants

2005 Justice Assistance Grant

On recommendation of the Committee, Chairman Crosby moved to approve the application of a Justice Assistance Grant application for the Sheriff's Department, with no matching funds required. (No second required.)

The motion passed by unanimous voice vote of Council.

Live Scan Fingerprint Grant

On recommendation of the Committee, Chairman Crosby moved to approve a second application for a Live Scan Fingerprint Grant that will require a 25 percent match, with matching funds to be requested in the 2005-2006 budget. (No second required.)

The motion passed by unanimous voice vote of Council. (That concluded Chairman Crosby's report.)

**COMMITTEE ON WATER AND SANITATION, Mrs. Judith K. Spooner,
Chairman**

Chairman Spooner reported that the Committee on Water and Sanitation met on March 14th, and earlier this night. Several of the matters before the Committee were addressed on this night's agenda.

Recommendation: Approval of Purchase Contract for St. Stephen Water and Sewer System

On recommendation of the Committee, Chairman Spooner moved to approve the purchase contract for the St. Stephen Water and Sewer System. (No second required.)

The motion passed by unanimous voice vote of the Council. (That concluded Chairman Spooner's report.)

COMMITTEE ON PLANNING AND DEVELOPMENT, Mr. Steve C. Davis, Chairman – no report

**COMMITTEE ON COMMUNITY SERVICES, Mr. Charles E. Davis,
Chairman – no report**

**COMMITTEE ON HUMAN SERVICES, Mrs. Judy C. Mims, Chairman –
no report**

**NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS,
ETC.**

Council Member Charles Davis nominated Mr. Steven Ricker, Jr., for re-appointment to serve on the Construction Board of Adjustment and Appeals.

Council Member Spooner nominated Mrs. Patricia E. Baxley for re-appointment to serve on the Berkeley County Planning Commission.

Council Member Farley nominated Mr. Walter O'Brien for re-appointment to serve on the Berkeley County Mental Health Board.

Council Member Crosby nominated Albertha S. Simmons for re-appointment to serve on the Berkeley County Mental Health Board.

Council Member Crosby nominated Mr. Thomas Lindsay for re-appointment to serve on the Berkeley County Water and Sanitation Appeals Board.

Council Member Pinckney nominated Rev. Robert Lee for re-appointment to serve on the Berkeley County Mental Health Board.

The nominations to the Construction Board of Adjustment and Appeals, Berkeley County Planning Commission, Berkeley County Mental Health Board and Berkeley County Water and Sanitation Appeals Board passed by unanimous voice vote of Council.

CORRESPONDENCE – none

UNFINISHED BUSINESS – none

NEW BUSINESS

Operating Agreement – St. Stephen Water and Sewer System

Chairman Rozier asked for Council's approval to negotiate an Operating Agreement, in order to operate the St. Stephen Water and Sewer System.

It was moved by Council Member Spooner and seconded by Council Member Crosby to approve the County Supervisor to negotiate the **Operating Agreement**. The motion passed by unanimous voice vote of Council.

ANNOUNCEMENTS

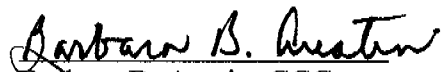
The **April 2005 Regular Meeting of Berkeley County Council** will be held on **Monday April 25, 2005** immediately following Public Hearings and the meeting of the Committee on Finance at **6:00 p.m. in the Assembly Room**, 223 North Live Oak Drive, Moncks Corner, South Carolina.

ADJOURNMENT

It was moved by Council Member Spooner and seconded by Council Member Steve Davis to **adjourn** the Regular Meeting of County Council. The motion was passed by unanimous voice vote of Council.

Meeting adjourned at 7:41 p.m., for the execution of documents by Council.

PUBLIC DISCUSSION – none


Barbara B. Austin, CCC
Clerk of Council

April 25, 2005
Date Approved

ORDINANCE NO. 05 - 03 - 07

AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAPS OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS #196-00-00-043 and APPROVAL OF DEVELOPMENT PLAN for TMS#196-00-00-043, -090, -101, -103, & -104.

WHEREAS, Berkeley County Council adopted a Zoning and Development Standards Ordinance, including Official Zoning and Development Standards Maps, on April 26, 1999, pursuant to Title 6, Chapter 29, of the Code of Laws of South Carolina, 1976, as amended; and

WHEREAS, Berkeley County Council adopted such regulations for the purpose of guiding development in accordance with existing and future needs and promoting the public health, safety, morals, convenience, order, appearance, prosperity, and general welfare of the County; and

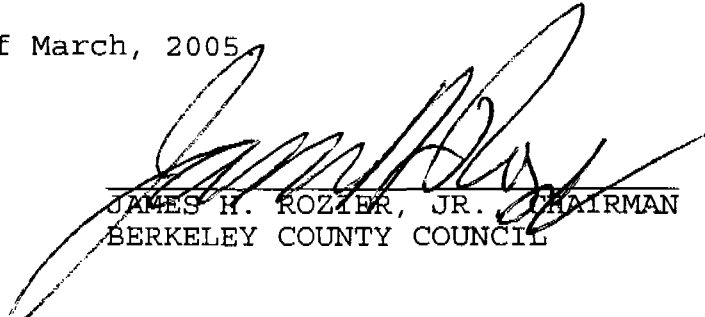
WHEREAS, the Berkeley County Council has determined that the rezoning or reclassification of the land designated herein is for the public good, the morals and the general welfare of the County of Berkeley and its citizens, and that it is consistent with the Berkeley County Comprehensive Plan, which was adopted on April 26, 1999;

NOW, THEREFORE, BE IT ORDAINED that the official Zoning and Development Standards Maps for Berkeley County, South Carolina, which were adopted pursuant to Ordinance No. 99-4-19 shall be modified in the following regard:

That portion of the official Zoning and Development Standards Maps adopted for Council District 6 and designated on Zoning Panels 11 which contains that property identified as TMS#196-00-00-043 (16.56 acres), as is more clearly shown in the Planned Development Submittal for "Lazy Hill Community, Berkeley County, SC" (dated March 14, 2005), which is attached hereto and made a part hereof. This property has previously been designated and approved as R2, Manufactured Residential District and will hereafter upon approval of this ordinance be reclassified as PDMU, Planned Development Mixed Use District and with TMS# 196-00-00-090, -101, -103 and -104 will conform to the attached Planned Development Submittal for "Lazy Hill Community, Berkeley County, SC" (dated March 14, 2005).


BE IT FURTHER ORDAINED that all ordinances in conflict with this modification are repealed to the extent necessary to give this ordinance full force and effect.

ADOPTED this 28th of March, 2005



JAMES H. ROZIER, JR. CHAIRMAN
BERKELEY COUNTY COUNCIL

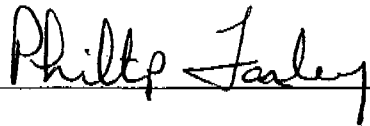
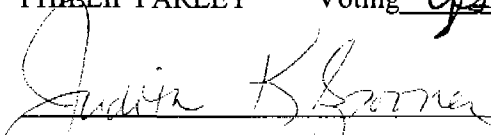
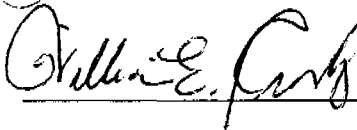
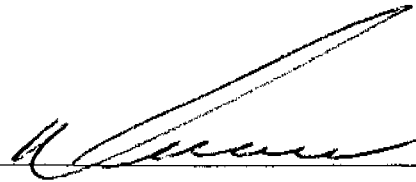
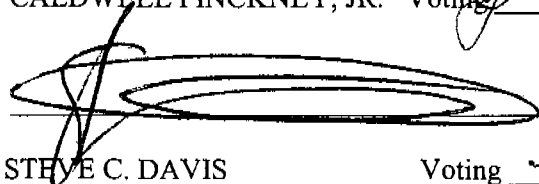
ATTEST:



Barbara B. Austin
CLERK OF COUNTY COUNCIL

First Reading:	December 13, 2004
Second Reading:	January 24, 2005
Public Hearing:	March 28, 2005
Third Reading:	March 28, 2005

MEMBERS OF COUNTY COUNCIL

PHILLIP FARLEY Voting yesJUDITH K. SPOONER Voting yesWILLIAM E. CROSBY Voting yesCHARLES E. DAVIS Voting yesDENNIS L. FISH Voting yesJUDY C. MIMS Voting yesCALDWELL PINCKNEY, JR. Voting yesSTEVE C. DAVIS Voting yes

05-03-07



1960000043

1960000090

1960000101

1960000103

1960000104

PDMU - Development Plan

WINDWOOD

LIVE OAK

LAZY HILL

ORDINANCE NO. 05 – 03-08

AN ORDINANCE TO AMEND AND CLARIFY CERTAIN SECTIONS OF ORDINANCE NO. 01-8-35, ADOPTED AUGUST 27, 2001, ZONING AND DEVELOPMENT STANDARDS ORDINANCE, "BERKELEY COUNTY ZONING ORDINANCE" AND AMENDING ORDINANCES NO. 02-08-33, 02-12-58, and 04-11-68

WHEREAS, Berkeley County Council adopted a Zoning and Development Standards Ordinance, on August 27, 2001, pursuant to Title 6, Chapter 29, of the Code of Laws of South Carolina, 1976, as amended; and

WHEREAS, Berkeley County Council adopted such regulations for the purpose of promoting the public health, safety, convenience, order, appearance, prosperity, and general welfare of the County; and

WHEREAS, Berkeley County Council has determined that certain amendments are now necessary,

NOW THEREFORE, BE IT ORDAINED, that Ordinance No. 01-8-35 is hereby amended and revised as follows:

Article 18: Sign Control

Section 18.11 Political Signs

Political signs of a temporary nature are specifically exempted from the requirements of this ordinance subject to the following provisions of this section. Signs soliciting a vote for a particular candidate or for a position to be taken on a ballot may be posted no sooner than forty-five (45) days preceding the election (primary or general). These signs shall be removed no later than fifteen (15) days after the final election which determines the question of candidacy or approval of the measure as displayed by the

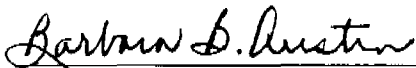
signs. All unsuccessful candidates or supporters of any positions on a ballot shall remove all signs within fifteen (15) days after the election (primary or general) which is determinative of the status. Successful candidates in a primary election may be allowed to retain their signs as posted until the time period as set out herein has expired after the general election or any runoff election necessary to determine a successful candidate. It shall be the responsibility of all political candidates or groups as noted on the sign or otherwise to assure removal of the signs in compliance with this section. Failure to remove political signs within the constraints of this section may result in the Zoning Administrator or his/her designee determining the sign to be non-conforming and allow for removal and any other penalty as provided herein.

ADOPTED this day of March 28, 2005.



JAMES H. ROZIER, JR., CHAIRMAN
BERKELEY COUNTY COUNCIL

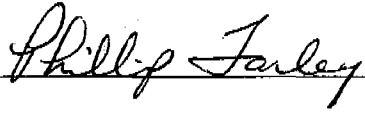
ATTEST:

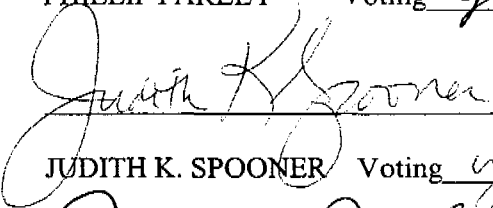


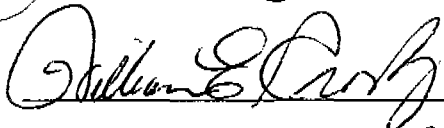
Barbara B. Austin
CLERK TO COUNTY COUNCIL


First Reading:	January 24, 2005
Second Reading:	February 28, 2005
Public Hearing:	March 28, 2005
Third Reading:	March 28, 2005

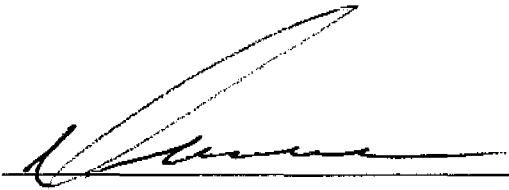
MEMBERS OF COUNTY COUNCIL

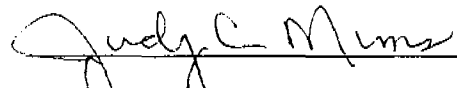

PHILLIP FARLEY Voting yes



JUDITH K. SPOONER Voting yes

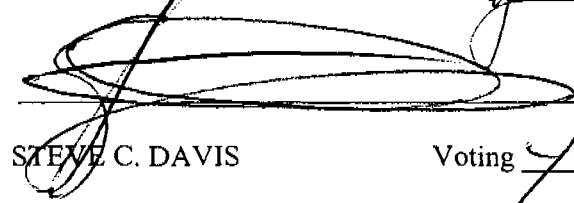

WILLIAM E. CROSBY Voting yes


CHARLES E. DAVIS Voting yes


DENNIS L. FISH Voting yes


JUDY C. MIMS Voting yes


CALDWELL PINCKNEY, JR. Voting yes


STEVE C. DAVIS Voting yes

ORDINANCE NO. 05 - 03 - 09

AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAPS OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS#161-00-02-145:

WHEREAS, Berkeley County Council adopted a Zoning and Development Standards Ordinance, including Official Zoning and Development Standards Maps, on April 26, 1999, pursuant to Title 6, Chapter 29, of the Code of Laws of South Carolina, 1976, as amended; and

WHEREAS, Berkeley County Council adopted such regulations for the purpose of guiding development in accordance with existing and future needs and promoting the public health, safety, morals, convenience, order, appearance, prosperity, and general welfare of the County; and

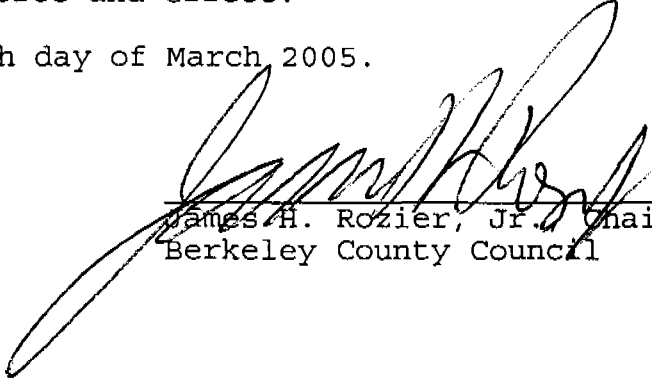
WHEREAS, the Berkeley County Council has determined that the rezoning or reclassification of the land designated herein is for the public good, the morals and the general welfare of the County of Berkeley and its citizens, and that it is consistent with the Berkeley County Comprehensive Plan, which was adopted on April 26, 1999;

NOW, THEREFORE, BE IT ORDAINED that the official Zoning and Development Standards Maps for Berkeley County, South Carolina, which were adopted pursuant to Ordinance No. 01-8-35 shall be modified in the following regard:

That portion of the official Zoning and Development Standards Maps adopted for Council District 6 and designated on Zoning Panel 12 which contains that property identified as TMS#161-00-02-0145 (11.95 acres) as is more clearly shown on "Exhibit A", which is attached hereto and made a part hereof. This property has previously been designated and approved as PDMU, Planned Development Mixed Use District and will hereafter upon approval of this ordinance be reclassified as R2, Manufactured Residential District (10.7 acres) and GC, General Commercial District (1.25 acres along US Hwy. 17-A).

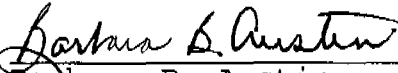
BE IT FURTHER ORDAINED that all ordinances in conflict with this modification are repealed to the extent necessary to give this ordinance full force and effect.

ADOPTED this 28th day of March 2005.



James H. Rozier, Jr., Chairman
Berkeley County Council

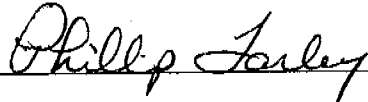
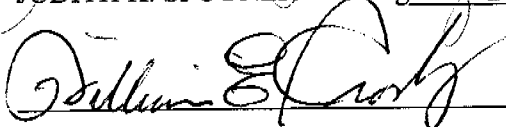
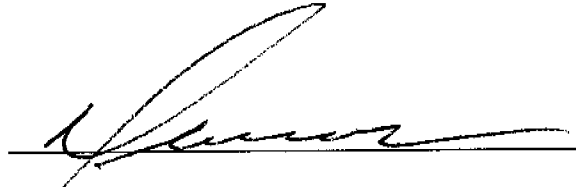
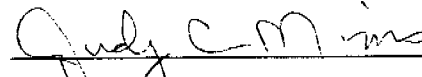
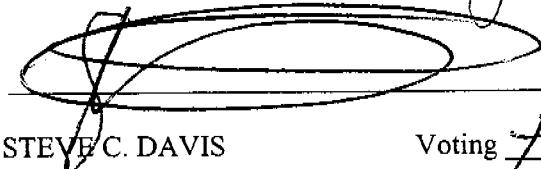
ATTEST:



Barbara B. Austin
CLERK OF COUNTY COUNCIL

First Reading:	January 24, 2005
Second Reading:	February 28, 2005
Public Hearing:	March 28, 2005
Third Reading:	March 28, 2005

MEMBERS OF COUNTY COUNCIL

PHILLIP FARLEY Voting yesJUDITH K. SPOONER Voting yesWILLIAM E. CROSBY Voting yesCHARLES E. DAVIS Voting yesDENNIS L. FISH Voting yesJUDY C. MIMS Voting yesCALDWELL PINCKNEY, JR. Voting yesSTEVE C. DAVIS Voting yes

05-03-09

MOUNTAIN PINE

TMS 161-00-02-145

R-2

GC

LIVE OAK

ORDINANCE NO. 05 - 03 - 10

AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAPS OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS#180-14-01-048.

WHEREAS, Berkeley County Council adopted a Zoning and Development Standards Ordinance, including Official Zoning and Development Standards Maps, on April 26, 1999, pursuant to Title 6, Chapter 29, of the Code of Laws of South Carolina, 1976, as amended; and

WHEREAS, Berkeley County Council adopted such regulations for the purpose of guiding development in accordance with existing and future needs and promoting the public health, safety, morals, convenience, order, appearance, prosperity, and general welfare of the County; and

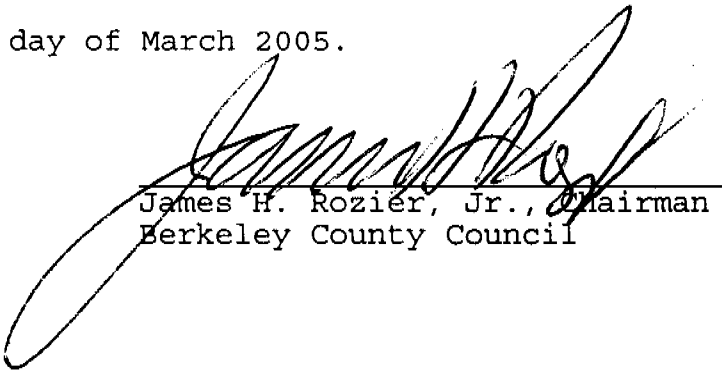
WHEREAS, the Berkeley County Council has determined that the rezoning or reclassification of the land designated herein is for the public good, the morals and the general welfare of the County of Berkeley and its citizens, and that it is consistent with the Berkeley County Comprehensive Plan, which was adopted on April 26, 1999;

NOW, THEREFORE, BE IT ORDAINED that the official Zoning and Development Standards Maps for Berkeley County, South Carolina, which were adopted pursuant to Ordinance No. 01-8-35 shall be modified in the following regard:

That portion of the official Zoning and Development Standards Maps adopted for Council District 6 and designated on Zoning Panel 11 which contains that property identified as TMS#180-14-01-048 (5.62 acres), as is more clearly shown on "Exhibit A", which is attached hereto and made a part hereof. This property has previously been designated and approved as R2, Manufactured Residential District and GC, General Commercial District, and will hereafter upon approval of this ordinance be reclassified as GC, General Commercial District in its entirety.

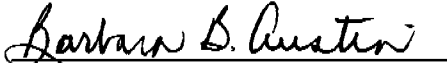
BE IT FURTHER ORDAINED that all ordinances in conflict with this modification are repealed to the extent necessary to give this ordinance full force and effect.

ADOPTED this 28th day of March 2005.



James H. Rozier, Jr., Chairman
Berkeley County Council

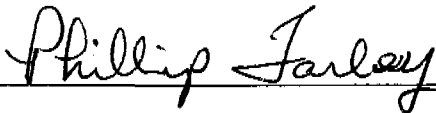
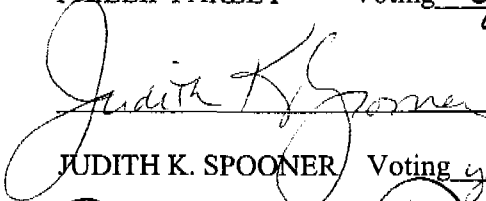
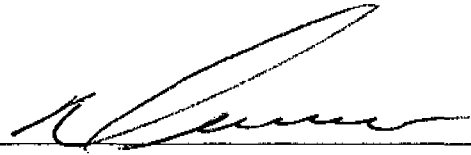
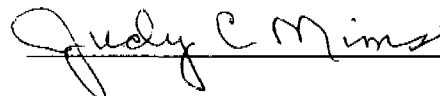
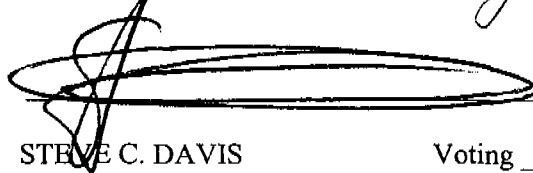
ATTEST:



Barbara B. Austin
Clerk of County Council

First Reading:	January 24, 2005
Second Reading:	February 28, 2005
Public Hearing:	March 28, 2005
Third Reading:	March 28, 2005

MEMBERS OF COUNTY COUNCIL

PHILLIP FARLEY Voting yesJUDITH K. SPOONER Voting yesWILLIAM E. CROSBY Voting yesCHARLES E. DAVIS Voting yesDENNIS L. FISH Voting yesJUDY C. MIMS Voting yesCALDWELL PINCKNEY, JR. Voting yesSTEVE C. DAVIS Voting yes

05-03-10

TMS 180-14-01-048
GC

HORSESHOE

LIVE OAK

CLARKSBANCH

TWIN

ORDINANCE NO. 05 - 03 - 11

AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAPS OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO A RECLASSIFICATION OF APPROVED USES FOR TMS #195-00-00-043 & -044 and APPROVAL OF DEVELOPMENT PLAN for TMS#195-00-00-043 & -044.

WHEREAS, Berkeley County Council adopted a Zoning and Development Standards Ordinance, including Official Zoning and Development Standards Maps, on April 26, 1999, pursuant to Title 6, Chapter 29, of the Code of Laws of South Carolina, 1976, as amended; and

WHEREAS, Berkeley County Council adopted such regulations for the purpose of guiding development in accordance with existing and future needs and promoting the public health, safety, morals, convenience, order, appearance, prosperity, and general welfare of the County; and

WHEREAS, the Berkeley County Council has determined that the rezoning or reclassification of the land designated herein is for the public good, the morals and the general welfare of the County of Berkeley and its citizens, and that it is consistent with the Berkeley County Comprehensive Plan, which was adopted on April 26, 1999;

NOW, THEREFORE, BE IT ORDAINED that the official Zoning and Development Standards Maps for Berkeley County, South Carolina, which were adopted pursuant to Ordinance No. 99-4-19 shall be modified in the following regard:

That portion of the official Zoning and Development Standards Maps adopted for Council District 7 and designated on Zoning Panels 11 which contains that property identified as TMS#195-00-00-043 (950.48 acres) and -044 (1100.66 acres), as is more clearly shown in the Planned Development Mixed Use Assessment for "Cane Bay Plantation, Berkeley County, SC" (dated January 4, 2005), which is attached hereto and made a part hereof. This property has previously been designated and approved as F1, Agricultural District and will hereafter upon approval of this ordinance be reclassified as PDMU, Planned Development Mixed Use District and will conform to the attached Planned Development Mixed Use Assessment for "Cane Bay Plantation, Berkeley County, SC" (dated January 4, 2005).

BE IT FURTHER ORDAINED that all ordinances in conflict with this modification are repealed to the extent necessary to give this ordinance full force and effect.

ADOPTED this 28th of March, 2005.



JAMES H. ROZZER, JR., CHAIRMAN
BERKELEY COUNTY COUNCIL

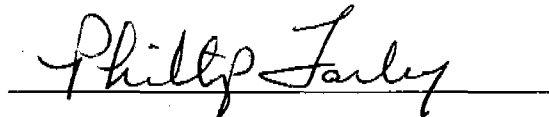
ATTEST:

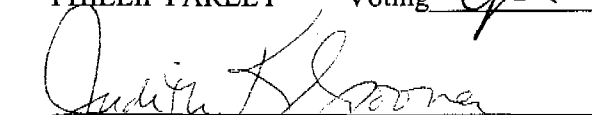



Barbara B. Austin
CLERK OF COUNTY COUNCIL


First Reading:	January 24, 2005
Second Reading:	February 28, 2005
Public Hearing:	March 28, 2005
Third Reading:	March 28, 2005

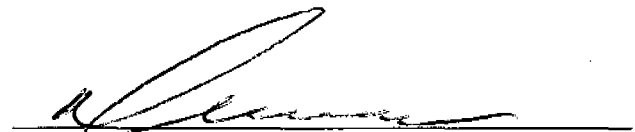
MEMBERS OF COUNTY COUNCIL

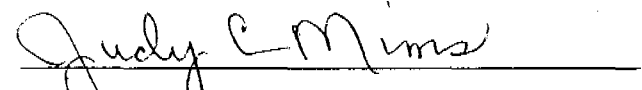

PHILLIP FARLEY Voting yes



JUDITH K. SPOONER Voting yes

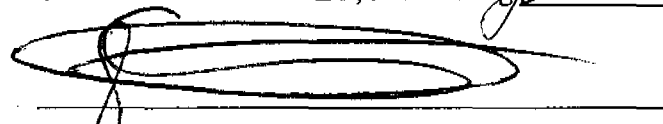

WILLIAM E. CROSBY Voting yes


CHARLES E. DAVIS Voting yes


DENNIS L. FISH Voting yes


JUDY C. MIMS Voting yes


CALDWELL PINCKNEY, JR. Voting yes


STEVE C. DAVIS Voting yes

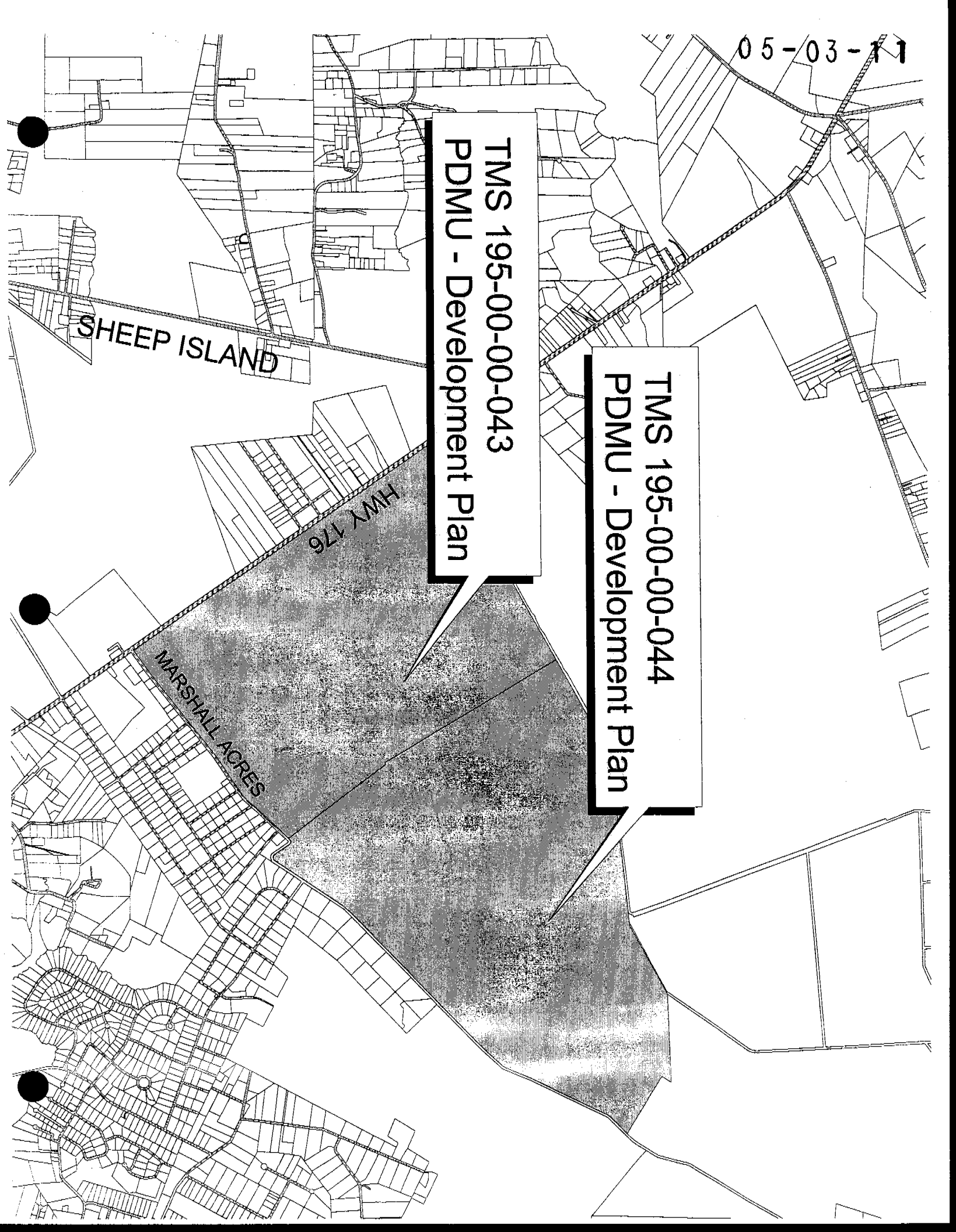
TMS 195-00-00-044
PDMU - Development Plan

TMS 195-00-00-043
PDMU - Development Plan

SHEEP ISLAND

HWY 176

MARSHALL ACRES



(Bill No.05-05)

BERKELEY COUNTY, SOUTH CAROLINA

ORDINANCE NO. 05 - 03 - 12

(St. Stephen Water and Sewer System)

AN ORDINANCE AUTHORIZING THE DELIVERY OF A WATER AND SEWER SYSTEM REVENUE BOND (JUNIOR LIEN - ST. STEPHEN PROJECT), SERIES 2005, OF BERKELEY COUNTY, SOUTH CAROLINA, FOR THE PURPOSE OF PURCHASING THE TOWN OF ST. STEPHEN WATER AND SEWER SYSTEM; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BOND FROM THE REVENUES DERIVED FROM THE OPERATION OF THE COUNTY'S WATER AND SEWER SYSTEM; AUTHORIZING THE EXECUTION AND DELIVERY OF VARIOUS DOCUMENTS, INCLUDING THE ASSET PURCHASE AGREEMENT; AND OTHER MATTERS RELATING THERETO.

Enacted: March 28, 2005

BE IT ORDAINED BY THE COUNTY COUNCIL OF BERKELEY COUNTY,
SOUTH CAROLINA:

ARTICLE I

DEFINITIONS

The terms in this Article and all words and terms defined in General Bond Ordinance No. 03-03-12 enacted by the Council on March 10, 2003 (such Ordinance as from time to time amended or supplemented by Supplemental Ordinances being defined herein as the "General Bond Ordinance") (except as herein otherwise expressly provided or unless the context otherwise requires), shall for all purposes of this Ordinance have the respective meanings given to them in the General Bond Ordinance and in this Article I.

Unless the context shall clearly indicate some other meaning, the terms defined in this Article shall, for all purposes of this Ordinance and of any ordinance, resolution, certificate, opinion, instrument or other document herein or therein mentioned, have the meanings herein specified, with the definitions to be equally applicable to both the singular and plural forms of any of the terms herein defined and vice versa. The term:

"Asset Purchase Agreement" means the Asset Purchase Agreement between the County and the Town to be dated as of the date of its delivery.

"Authority" shall mean the Berkeley County Water and Sanitation Authority or its successor entity.

"Bonds of 1993" shall mean the \$18,437,139.20 original principal amount Water and Sewer System Revenue Refunding Bonds, Series 1993, dated August 1, 1993, and August 12, 1993, of which \$6,480,000 in principal amount was outstanding as of the date of enactment of this Ordinance.

"Bonds of 2003" shall mean the \$98,725,000 original principal amount Water and Sewer System Revenue Bonds, Series of 2003, dated April 1, 2003, of which \$94,860,000 in principal amount was outstanding as of the date of enactment of this Ordinance.

"Bond of 2005" shall mean the \$1,300,000 Water and Sewer System Revenue Bond (Junior Lien-St. Stephen Project), Series 2005, authorized by this Ordinance.

"Council" shall mean the County Council of Berkeley County, South Carolina.

"County" shall mean Berkeley County, South Carolina.

"First Supplemental Ordinance" shall mean First Supplemental Ordinance No. 03-03-13 enacted by the County Council on March 10, 2003, providing for the issuance and sale of

the Bonds of 2003.

"Fiscal Year" shall mean the fiscal year for the System as determined by the Council, initially being the period from July 1 in any year to and including June 30 in the following year.

"General Bond Ordinance" shall mean Ordinance No. 03-03-12 enacted by the County Council on March 10, 2003.

"Hanahan Bond" shall mean the \$4,375,000 original principal amount Water and Sewer System Revenue Bond (Junior Lien - Hanahan Project), Series 2001, dated May 10, 2001, of which \$3,890,843.88 in principal amount was outstanding as of the date of enactment of this Ordinance.

"Project" shall mean the purchase pursuant to the Asset Purchase Agreement of the water treatment and distribution system and wastewater collection, transmission and treatment system of the Town.

"Revenues" shall mean all receipts, income, revenues, fees and other charges to be levied and collected in connection with, and all other income and receipts of whatever kind or character derived by the County from the operation of the System, including, but not limited to, tap fees, connection charges, impact fees, developer fees, plan review fees, capacity reservation fees, interest earnings and other earnings or investments, computed in accordance with generally accepted accounting practices, excluding the proceeds of any grants or debt, contributions in aid of construction, gains or losses on extinguishment of debt, fees derived from assessments and extraordinary items, and the receipts, income, revenues, fees and other charges derived from the operation of Special Facilities.

"Senior Lien Bonds" shall mean the outstanding Bonds of 1993 maturing on June 1 in the years 2011 and 2012.

"System" shall mean the existing water system and sewer system of the County, as the same is now constituted, all properties, real and personal, and matters and things used or useful in the maintenance, operation or functioning thereof, all apparatus and equipment used in connection therewith, and all replacements, additions, enlargements, improvements, extensions, and betterments that may be made thereto at any time hereafter and any other public utility system (excluding Special Facilities) with which the System may hereafter be combined pursuant to ordinance of Council.

"Town" shall mean the Town of St. Stephen, South Carolina.

ARTICLE II

CERTAIN FINDINGS AND DETERMINATIONS

The Council hereby finds and determines:

(a) This Ordinance is enacted under the provisions of Section 3.5 of the General Bond Ordinance, which permits the County to issue "Junior Bonds" as defined in the General Bond Ordinance.

(b) The Bond of 2005 constitutes and is a "Junior Bond" within the meaning of the quoted word as defined and used in the General Bond Ordinance.

(c) The Net Revenues pledged under the General Bond Ordinance are not encumbered by any lien and charge thereon or pledge thereof, other than (i) the lien and charge securing the Senior Lien Bonds which lien and charge is superior and paramount to the lien and charge for the payment and security of the Bonds of 2003; (ii) lien and charge thereon and pledge thereof created by the General Bond Ordinance and the First Supplemental Ordinance for payment and security of the Bonds of 2003; and (iii) the lien and charge securing the Hanahan Bond which lien and charge is or will be junior and subordinate to the respective liens and charges for the payment and security of the Senior Lien Bonds, the Bonds of 2003 and any Bonds hereafter issued under the General Bond Ordinance.

(d) The County has heretofore issued the Senior Lien Bonds which the Senior Lien Bonds are and will be subject to a lien upon the Net Revenues which is prior and paramount to the lien upon the Net Revenues securing the payment of the Bonds of 2003 and any Bonds (as defined in the General Bond Ordinance). The Bond of 2005 issued pursuant to this Ordinance will be junior, subordinate and inferior to the lien and pledge on the Net Revenues created for the payment and security of the Senior Lien Bonds, the Bonds of 2003, the Hanahan Bond and any Series of Bonds hereafter issued under the General Bond Ordinance.

(e) The Town has agreed to sell and the County has agreed to purchase the water treatment and distribution system and wastewater collection, transmission and treatment system of the Town (the "Facilities"). In order to purchase the Facilities, the County has agreed to pay the Town \$2,300,000 of which \$1,000,000 will be paid in cash and \$1,300,000 financed by the Town by the purchase of the County's Bond of 2005.

(f) The period of usefulness of the System including the Project is in excess of 25 years from the date hereof.

(g) Section 3.5 of the General Bond Ordinance provides that the County may at any time issue Junior Bonds in such amount as it may from time to time determine, payable from the Net Revenues, provided that such Junior Bonds are issued to secure funds to defray the cost of improving, extending, enlarging, or repairing the System, some part thereof, including the

acquisition of any system which may be combined with or consolidated into the System pursuant to law, and provided that the pledge of Net Revenues securing Junior Bonds shall at all times be subordinate and inferior to the pledge securing the Senior Lien Bonds and the Bonds.

(h) In compliance with the provisions of Section 3.5 of the General Bond Ordinance, the Council further finds and determines:

(i) The issuance of the Junior Bond is authorized under and pursuant to an ordinance supplemental to the General Bond Ordinance as provided in Article III of the General Bond Ordinance.

(ii) The Junior Bond is being issued for the purpose of improving, extending, enlarging or repairing the System, i.e., the Project.

(iii) A Debt Service Reserve Fund will not be established for the Junior Bond.

(i) It is necessary and in the best interest of the County to undertake the Project and to issue the Bond of 2005 in the principal amount of \$1,300,000 in accordance with the Act, the General Bond Ordinance and this Ordinance for the purpose of acquiring the Project. It is further necessary and in the best interest of the County to enter into the Asset Purchase Agreement.

ARTICLE III

AUTHORIZATION OF THE PROJECT

There is hereby approved and authorized the undertaking of the Project. Upon transfer of the Project pursuant to the Asset Purchase Agreement the Project shall constitute and be operated as an integral part of the System. The period of usefulness of the System after the acquisition of the Project is determined to be not less than 25 years from the date hereof.

ARTICLE IV

AUTHORIZATION AND ISSUANCE OF THE BOND OF 2005; FORM OF THE BOND OF 2005; SALE OF THE BOND OF 2005 TO TOWN

Section 4.1. Authorization of the Bond of 2005. Pursuant to the General Bond Ordinance, the Act and this Ordinance, there is hereby authorized to be issued a \$1,300,000 water and sewer system revenue bond of the County. The bond authorized herein shall be designated "\$1,300,000 Water and Sewer System Revenue Bond (Junior Lien - St. Stephen

Project), Series 2005, of Berkeley County, South Carolina" (the "Bond of 2005").

The offer of the Town to accept the Bond of 2005 to evidence payment by the County for the Project is hereby accepted.

The Bond of 2005 shall be in fully registered form; shall be in the principal amount of \$1,300,000; shall be dated as of the date of its delivery to the Town; shall be registered as to principal and interest in the name of "Town of St. Stephen, South Carolina" or its registered assigns; shall bear interest at the rate of 4.50% per annum; and shall be payable semiannually in 50 installments of principal and interest on June 1 and December 1 of each year commencing June 1, 2005, or December 1, 2005 (as determined by the County Supervisor). The first payment of principal and interest on the Bond of 2005 shall be in an amount equal to the principal and interest due thereon from the date of execution and delivery thereof to the first payment date and, unless otherwise determined by the County Supervisor, thereafter followed by 49 equal installments of principal and interest in an amount to be determined by the County Supervisor.

The Bond of 2005 shall be executed in the name of the County by the manual or facsimile signature of the County Supervisor and Chairman of County Council and attested by the manual or facsimile signature of its Clerk to County Council under the seal of the County to be affixed thereon.

The Bond of 2005 shall be subject to redemption at the option of the County in whole or in part at any time and from time to time, any partial redemption to be applied to installments of principal in inverse chronological order upon payment of the principal amount to be redeemed; provided, however, that any such payment of principal upon redemption shall be accompanied by the interest accrued on the Bond of 2005 to the date fixed for redemption. Notice of such redemption or prepayment shall be mailed to the registered owner of the Bond of 2005 not less than five (5) Business Days prior to the date fixed for redemption or prepayment.

All payments in respect of such Bond of 2005, whether of principal or interest or whether upon the due date thereof or upon redemption, shall be made by the County or its designee to the Town at its principal office in St. Stephen, South Carolina, except for the final payment, without the presentation or surrender of such Bond of 2005 to the County. All such payments shall discharge the obligations of the County in respect to such fully registered Bond of 2005 to the extent of the payments so made.

Section 4.2. Form of the Bond of 2005. The Bond of 2005 shall be in substantially the form set forth in Exhibit A hereof.

Section 4.3. Paying Agent and Registrar for the Bond of 2005. The County acting through the Authority shall act as Paying Agent for the Bond of 2005. The County Treasurer is hereby designated as Registrar for the Bond of 2005.

ARTICLE V

SECURITY FOR AND PAYMENT OF THE BOND OF 2005

The Bond of 2005, together with the interest thereon, shall be payable, in such coin or currency of the United States of America which at the time of such payment is legal tender for public and private debts, solely from the Net Revenues of the System in accordance with the provisions of the General Bond Ordinance and this Ordinance. The Bond of 2005 shall be subject, so long as any of the Senior Lien Bonds, the Bonds of 2003, the Hanahan Bond or Series of Bonds issued pursuant to the General Bond Ordinance are Outstanding, to a prior and paramount lien upon the pledge of the Revenues for the payment of the Senior Lien Bonds; the Bonds of 2003; the Hanahan Bond; and any Series of Bonds hereafter issued pursuant to the General Bond Ordinance.

The Bond of 2005, and the interest thereon, shall not be a debt of the County, nor a charge, lien or encumbrance, legal or equitable, upon any property of the County or upon any income, receipts or revenues of the County other than such of the Net Revenues of the System as are hereby pledged to the payment thereof. No recourse shall be had for the payment of the Bond of 2005, or the interest thereon, or any part thereof, against the general fund of the County, nor shall the credit or taxing powers of the County be deemed to be pledged to the payment of the principal of and interest on the Asset Purchase Agreement. The full faith, credit and taxing powers of the State of South Carolina or of the County are not pledged to the payment of the principal of or the interest on the Bond of 2005 and the Bond of 2005 shall never constitute an indebtedness of the County within the meaning of any state constitutional provisions or statutory limitation.

ARTICLE VI

APPROVAL OF ASSET PURCHASE AGREEMENT

The form, terms and provisions of the Asset Purchase Agreement presented to a meeting of Council at which this Ordinance was enacted and filed with the Clerk to Council be and hereby are approved and all terms, provisions and conditions thereof are hereby incorporated herein by reference as if the Asset Purchase Agreement were set out in this Ordinance in its entirety. The County Supervisor be and is hereby authorized, empowered and directed to execute, acknowledge and deliver, and the Clerk to Council is hereby authorized, empowered and directed to attest, the Asset Purchase Agreement in the name and on behalf of the County, and thereupon to cause the Asset Purchase Agreement to be delivered to the Town and to cause the Asset Purchase Agreement (or memoranda thereof) to be recorded in the office of the Clerk of Court/Registrar of Mesne Conveyance of Berkeley County. The Asset Purchase Agreement is to be in substantially the form now before this meeting and hereby approved, or with such changes therein as shall be approved by the County Supervisor (with the advice of the

Authority's Attorney), the County Supervisor's and Clerk's execution thereof to constitute conclusive evidence of approval of any and all changes or revisions therein from the form of the Asset Purchase Agreement now before this meeting. Any amendment to the Asset Purchase Agreement shall be executed in the same manner. The payment of a portion of the purchase price (\$1,000,000) of the Facilities as described in the Asset Purchase Agreement from Revenues of the System is hereby authorized and approved.

ARTICLE VII

MISCELLANEOUS

Section 7.1. Continuing Disclosure. Pursuant to Section 11-1-85 of the Code of Laws of South Carolina 1976, as amended ("Section 11-1-85"), the County covenants that it will file with a central repository for availability in the secondary bond market when requested:

(a) An annual independent audit, within thirty days of the County's receipt of the audit; and

(b) Event specific information within thirty (30) days of an event adversely affecting more than five percent (5%) of Revenues or the County's tax base.

The only remedy for failure by the County to comply with the covenant of this paragraph shall be an action for specific performance of this covenant. The County specifically reserves the right to amend or delete this covenant to reflect any change in Section 11-1-85, without the consent of the Town.

Section 7.2. Law and Place of Enforcement of this Supplemental Ordinance. This Supplemental Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina and all suits and actions arising out of this Supplemental Ordinance shall be instituted in a court of competent jurisdiction in said State.

Section 7.3. Effect of Article and Section Headings and Table of Contents. The headings or titles of the several Articles and Sections hereof, and any table of contents appended hereto or to copies hereof, shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this Supplemental Ordinance.

Section 7.4. Repeal of Inconsistent Ordinances and Resolutions. All ordinances and resolutions of the County, and any part of any ordinance or resolution, inconsistent with this Supplemental Ordinance are hereby repealed to the extent of such inconsistency.

Section 7.5. Further Actions. The County Supervisor and Chairman of the County Council, the Director of the Authority, the Clerk to County Council, Attorney to the Authority and the County Attorney are hereby authorized and directed to execute such

documents and instruments as necessary to effect the issuance of the Bond of 2005, the execution and delivery of the Asset Purchase Agreement and to take any and all such further actions as shall be deemed necessary or desirable in order to carry out the intentions of this Supplemental Ordinance.

Section 7.6. Notices. All notices, certificates or other communications hereunder or under this Supplemental Ordinance shall be sufficiently given and shall be deemed given when mailed by registered mail, postage prepaid, or given when dispatched by telegram addressed as follows:

If to the County:

Berkeley County
Attention: County Supervisor
223 North Live Oak Drive
Moncks Corner, South Carolina 29461

If to the Authority:

Berkeley County Water and Sanitation Authority
Attention: Executive Director
2111 Red Bank Road
Goose Creek, South Carolina 29445

If to the Town:

Town of St. Stephen, South Carolina
Attention: Mayor
124 Hood Street
St. Stephen, South Carolina 29479-3371

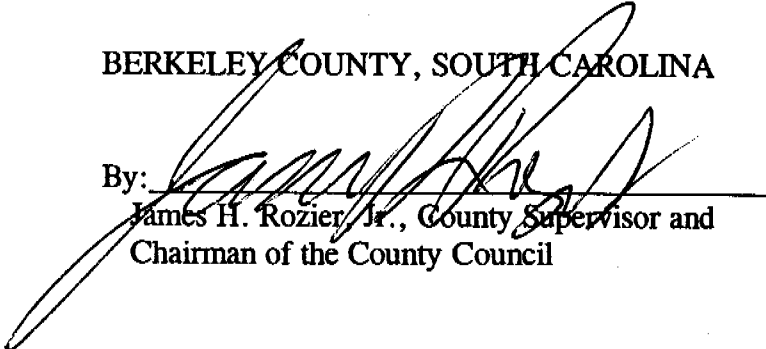
The County, the Authority and the Town may, by notice given to the other parties, designate any further or different addresses to which subsequent notices, certificates or other communications shall be sent.

Section 7.7. Effective Date. This Ordinance shall become effective upon its enactment.

05-03-12

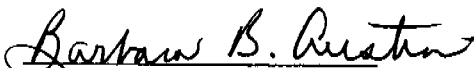
Enacted by the County Council of Berkeley County, South Carolina, this
28th day of March, 2005.

BERKELEY COUNTY, SOUTH CAROLINA

By: 
James H. Rozier, Jr., County Supervisor and
Chairman of the County Council

(SEAL)

ATTEST:



Barbara B. Austin
Clerk of County Council


Date of First Reading: February 28, 2005


Date of Second Reading: March 14, 2005


Date of Third Reading: March 28, 2005


MEMBERS OF COUNCIL



Phillip Farley Voting: yes



Judith K. Spooner Voting: yes


William E. Crosby Voting: yes


Charles E. Davis Voting: yes


Dennis L. Fish Voting: yes


Judy C. Mims Voting: yes


Caldwell Pinckney, Jr. Voting: yes

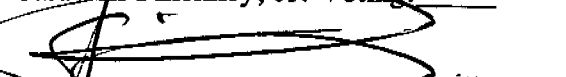

Steve C. Davis Voting: yes

Exhibit A

(FORM OF BOND OF 2005)
 UNITED STATES OF AMERICA
 STATE OF SOUTH CAROLINA
 BERKELEY COUNTY
 WATER AND SEWER SYSTEM REVENUE BOND
 (JUNIOR LIEN-ST. STEPHEN PROJECT), SERIES 2005

\$1,300,000

Berkeley County, South Carolina (the "County"), for value received, hereby promises to pay to the Town of St. Stephen, South Carolina (the "City"), or its registered assigns, but solely from the revenues hereinafter mentioned, and not otherwise, the aggregate principal sum of \$1,300,000. Interest shall be payable at the rate of 4.50% per annum, and the County hereby promises to pay interest on the principal amount hereof from time to time unpaid but solely from such revenues and not otherwise. This Bond shall be payable semiannually on June 1 and December 1 of each year commencing on _____, 2005, at which time \$_____ shall be payable and thereafter in 49 equal installments of principal and interest in the amount of \$_____ each until this Bond is paid or redeemed as hereinafter set forth, whichever occurs first. Such installments shall be applied first to the payment of interest on the principal amount hereof from time to time unpaid and then to the payment of principal as a principal installment hereon; provided that the final payment, if not sooner paid, shall be due and payable on _____, 2030, and shall be an amount equal only to the principal amount hereof then unpaid plus the interest accrued thereon to the date of such final payment, notwithstanding that such amount is more or less than \$_____.

Both the principal of and the interest on this Bond shall be paid by the County to the registered owner hereof. Payment and prepayment of the principal installments and interest due hereon shall be payable to the Town at 124 Hood Street, St. Stephen, South Carolina, or at such other place or to such other fiscal agent as the Town shall designate, and, except for the final payment of the principal hereof, shall be made without presentation and surrender by the Town of this Bond. Such payment and prepayment shall fully discharge the obligation of the County to the extent of the payments and prepayments so made.

This Bond is issued by the County for the purpose of acquiring the water and sewer system of the Town (the "Project").

THIS BOND HAS BEEN ISSUED UNDER THE PROVISIONS OF TITLE 6, CHAPTER 17, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, AND

DOES NOT CONSTITUTE AN INDEBTEDNESS OF THE COUNTY WITHIN STATE CONSTITUTIONAL PROVISIONS (OTHER THAN ARTICLE X, SECTION 14, PARAGRAPH 10 OF THE SOUTH CAROLINA CONSTITUTION AUTHORIZING OBLIGATIONS PAYABLE SOLELY FROM SPECIAL SOURCES NOT INVOLVING REVENUES FROM ANY TAX OR LICENSE) OR STATUTORY LIMITATION AND SHALL NEVER CONSTITUTE NOR GIVE RISE TO A PECUNIARY LIABILITY OF THE COUNTY OR A CHARGE AGAINST ITS GENERAL CREDIT OR TAXING POWER. THE FULL FAITH, CREDIT AND TAXING POWERS OF THE COUNTY ARE NOT PLEDGED TO THE PAYMENT OF THE PRINCIPAL OF OR INTEREST ON THIS BOND.

This Bond is issued under, pursuant to and in full compliance with the Constitution and laws of the State of South Carolina, including particularly Title 6, Chapter 17, of the Code of Laws of South Carolina 1976, as amended (the "Act"). This Bond is also authorized to be issued and is issued under and pursuant to General Bond Ordinance No. 03-03-12 of the County Council of the County duly enacted on March 10, 2003 (the "General Bond Ordinance"), and Ordinance No. _____ of the County Council of the County enacted on March 28, 2005 (the "Ordinance") (collectively the General Bond Ordinance and the Ordinance are referred to as the "Bond Ordinances"), under the Act, which Bond Ordinances have been duly codified and indexed as prescribed by law.

The Bond Ordinances contain provisions defining terms, including the properties comprising the System; sets forth the revenues pledged for the payment of the principal of and interest on this Bond, and the Bonds of other series herewith which may hereafter be issued on a parity herewith under the Bond Ordinances; sets forth the nature and extent and manner of enforcement of the security of this Bond and of such pledge, and the rights and remedies of the holder hereof with respect thereto; sets forth the terms and conditions upon which and the extent to which the Bond Ordinances may be altered, modified and amended; sets forth the terms and conditions upon which this Bond is issued, upon which other bonds may be hereinafter issued payable as to principal and interest on a parity with this Bond and equally and ratably secured herewith; sets forth the rights, duties and obligations of the County thereunder; and sets forth the terms and conditions upon which the pledge made in the Bond Ordinances for the security of this Bond and upon which the covenants, agreements and other obligations of the County made therein may be discharged at or prior to the maturity or redemption of this Bond with provision for the payment thereof in the manner set forth in the Bond Ordinances. Reference is hereby made to the Bond Ordinances to all the provisions of which any holder of this Bond by acceptance hereof thereby assents. The provisions of the Act and the Bond Ordinances shall be a contract with the holder of this Bond.

This Bond and the interest hereon are special obligations of the County payable solely from, and secured equally and ratably by a pledge of and lien upon, the Net Revenues (as defined in the General Bond Ordinance) derived by the County from the System junior, subordinate and inferior to the pledge securing certain outstanding revenue bonds (defined in the General Bond Ordinance as the Senior Lien Bonds) of the County theretofore issued, and the

Bonds of 2003; the Hanahan Bond; and any Series of Bonds (each as defined in the General Bond Ordinance) hereafter issued under the General Bond Ordinance payable from such Net Revenues on a parity and equally and ratably secured therewith.

The County covenants that it will fix and revise, from time to time, rates for services furnished by the System and such rates shall at all times be maintained so as to be sufficient to provide for the payment of the interest upon and the principal on all obligations of the County payable from the Revenues of the System as and when the same become due and payable; to provide for the payment of the expenses of administration and operation and maintenance of the System as may be necessary to preserve it in good repair and working order; to build up a reserve for depreciation of the System; and, to build up a reserve for improvements, betterments and extensions to the System other than those necessary to maintain the System in good repair and working order.

The County reserves the right to redeem this Bond at its option in whole or in part at any time and from time to time, any partial redemption to be applied to installments of principal in inverse chronological order, upon payment of the principal amount to be redeemed, provided, however, that any such payment of principal upon redemption shall be accompanied by the interest accrued on this Bond to the date fixed for redemption. There shall be no premium paid by the County upon any redemption of this Bond.

The principal of and interest on this Bond are exempted from any and all State, county, municipal and other taxation whatsoever under the laws of the State of South Carolina, except for inheritance, estate or transfer taxes. It should be noted, however, that Section 12-11-20, Code of Laws of South Carolina 1976, as amended, imposes upon every bank engaged in business in the State of South Carolina a fee or franchise tax computed on the entire net income of such bank which would include interest paid on this Bond to any such bank.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required by the Constitution and statutes of the State of South Carolina to exist, to happen and to be performed precedent to and in the issuance of this Bond, do exist, have happened and have been performed in due time, form and manner as required by law.

IN WITNESS WHEREOF, Berkeley County, South Carolina, has caused this Bond to be executed in its name by the manual/facsimile signature of the County Supervisor and Chairman of the County Council and attested by the manual/facsimile signature of the Clerk to the County Council under the seal of the County impressed, imprinted or reproduced hereon and this Bond to be dated _____, 2005.

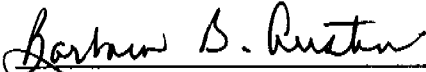
BERKELEY COUNTY, SOUTH CAROLINA

By: 

Chairman, County Council and County
Supervisor of Berkeley County,
South Carolina

ATTEST:

(SEAL)



Clerk to County Council of
Berkeley County,
South Carolina

REGISTRATION

This Bond has been registered in the name of the Town of St. Stephen, South Carolina, on the registration books kept by the Treasurer of Berkeley County, South Carolina.

Dated this ____ day of _____, 2005.

Treasurer, Berkeley County, South Carolina

ASSIGNMENT

For value received _____ hereby sells, assigns and transfers unto _____ the within mentioned Bond and hereby irrevocably constitutes and appoints _____, Attorney, to transfer the same on the books of registration in the office of the Treasurer of Berkeley County, South Carolina, with full power of substitution in the premises.

By _____

Dated: _____

Witness: _____

NOTE: The signature to this assignment must correspond with the name as written on the face of the within Bond in every particular, without alteration, enlargement or any change whatsoever.

RESOLUTION

R 05-19

**PROVIDING FOR THE TRANSFER OF FUNDS APPROPRIATED IN
THE 2004-2005 BUDGET FOR BERKELEY COUNTY FOR COUNTY
PURPOSES OTHER THAN AS SPECIFIED IN SAID BUDGET**

WHEREAS, Section 4-9-140 of the 1976 South Carolina Code of Laws, as amended, provides in part that upon approval of Council, funds appropriated in the annual budget may be transferred for purposes other than as specified in such budget, and to provide for expenditure of additional funds which have become available; and

WHEREAS, the need has arisen which necessitates a transfer of funds appropriated in the annual budget for Berkeley County for other purposes;

NOW, THEREFORE, BE IT RESOLVED:

SECTION ONE

There is hereby transferred from budget line items designated in the 2004-2005 Berkeley County Budget the sum of **Eighty Nine Thousand Two Hundred Fifty Four and no/100 (\$89,254.00)** as set forth in Exhibit "A" attached hereto and made a part hereof by this reference.

SECTION TWO

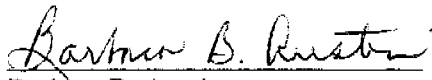
Allocations to budget line items as designated in the 2004-2005 Berkeley County Budget and as set forth in Exhibit "A" and Exhibit "B" attached hereto and made a part hereof by this reference, are approved herein.

ADOPTED this 28th day of March A. D. 2004.


(SEAL)

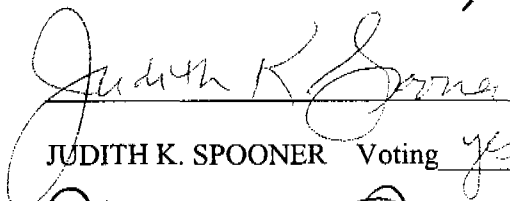
ATTEST:

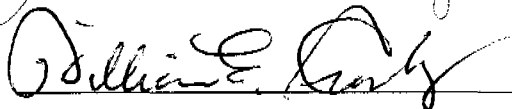

JAMES H. ROZIER, JR., Chairman
BERKELEY COUNTY COUNCIL

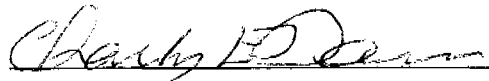

Barbara B. Austin
Clerk of County Council

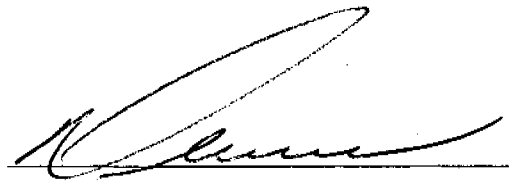
MEMBERS OF COUNTY COUNCIL



 PHILLIP FARLEY Voting yes



 JUDITH K. SPOONER Voting yes

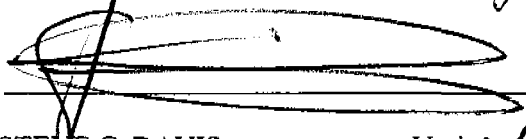

 WILLIAM E. CROSBY Voting yes


 CHARLES E. DAVIS Voting YES


 DENNIS L. FISH Voting yes


 JUDY C. MIMS Voting yes


 CALDWELL PINCKNEY, JR. Voting yes


 STEVE C. DAVIS Voting ES

TRANSFER FROM:

47010	Contingency Fund (5104-Temporary Employees)	\$15,000	*
	Contingency Fund (5109-Workers Compensation)	\$76	*
	Contingency Fund (5110-Retirement Contribution-Re	\$1,028	*
	Contingency Fund (5112-FICA taxes)	\$1,148	*
	Contingency Fund (5202-Gasoline & Oil)	\$1,000	*
	Contingency Fund (5251-Rents & Leases)	\$500	*
	Contingency Fund (5352-Communications)	\$4,500	*
	Contingency Fund (5381-Office Supplies)	\$4,000	*
	Contingency Fund (5382-Other Operating Supplies)	\$1,500	*
	Contingency Fund (5388-Postage)	\$3,000	*
	Contingency Fund (5401-Books and Periodicals)	\$1,000	*
	Contingency Fund (5501-Cleaning & Sanitation)	\$500	*
	Contingency Fund (5530-Jurors & Witnesses)	\$17,000	*
	41210 Clerk of Court		*
		\$50,252	
47010	Contingency Fund (6104-Capital Outlay Equipment)	\$9,002	
	44103 Mosquito Abatement		\$9,002
47010	Contingency Fund (6104-Capital Outlay Equipment)	\$30,000	
	41514 Administrative Services		\$30,000
TOTAL TRANSFERRED FROM:			\$89,254

TRANSFER TO:

41210	Clerk of Court			
5104	Temporary Employees	\$15,000		*
5109	Workers Compensation	\$76		*
5110	Retirement Contributions-Regular	\$1,028		*
5112	FICA Taxes	\$1,148		*
5202	Gasoline & Oil	\$1,000		*
5251	Rents and Leases	\$500		*
5352	Communications	\$4,500		*
5381	Office Supplies	\$4,000		*
5382	Other Operating Supplies	\$1,500		*
5388	Postage	\$3,000		*
5401	Books and Periodicals	\$1,000		*
5501	Cleaning & Sanitation	\$500		*
5530	Jurors & Witnesses	\$17,000		*
Total to Clerk of Court			\$50,252	*

44103	Mosquito Abatement			
6104	Capital Outlay-Equipment	\$9,002		
Total to Mosquito Abatement			\$9,002	

41514	Administrative Services			
6104	Capital Outlay-Equipment	\$30,000		
Total to Administrative Services			\$30,000	

TOTAL TRANSFERRED TO:			\$89,254	
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- * Note: County Council approved the above items to be retained in Contingency until actually needed in the line items and department. The actual amounts transferred are not to exceed the amounts indicated above.

INCREASE ESTIMATED REVENUE:

41209	Clerk of Court DSS		
	4350	Carryover from Prior Fiscal Year	\$8,050
Total to Clerk of Court DSS			\$8,050

TOTAL INCREASE IN ESTIMATED REVENUE:	\$8,050
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INCREASE APPROPRIATIONS:

42109	Clerk of Court DSS		
	5106	Student Interns	\$7,000
	5109	Workers Compensation	\$35
	5110	Retirement Contributions-Regular	\$479
	5112	FICA Taxes	\$536
Total to Clerk of Court DSS			\$8,050

TOTAL INCREASE IN APPROPRIATIONS:	\$8,050
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RESOLUTION

R 05-20

**DESIGNATING SURPLUS PROPERTY OF BERKELEY COUNTY AND
AUTHORIZING THE DISPOSAL OF THE SURPLUS PROPERTY.**

WHEREAS, Berkeley County Council, pursuant to the authority granted it in § 4-9-30 (2) and § 4-9-160 of the Code of Laws of South Carolina, 1976, as amended, has created by virtue of Ordinance No. 97-4-18, a Procurement Ordinance which establishes in part a method of managing assets of Berkeley County, and

WHEREAS, it has been brought to the attention of Berkeley County Council that there exist certain "surplus voting machines" owned by Berkeley County (hereafter "County") which no longer are of any use to the County, and

WHEREAS, Berkeley County Council has determined it to be in the best interest of the County to dispose of the "surplus voting machines,"

NOW, THEREFORE, BE IT RESOLVED that Berkeley County Council hereby declares this property, as set out in EXHIBIT A, attached hereto and made a part hereof, to be "surplus voting machines" to the County and to be disposed of as set forth below, or according to the guidelines set by the Procurement Ordinance and Regulations:

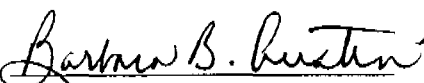
EXHIBIT A: (VOTING MACHINES) To be declared surplus for sale at public auction or sealed bid.

ADOPTED this 28th day of March 2005.

(SEAL)


JAMES H. ROZIER, JR., CHAIRMAN
BERKELEY COUNTY COUNCIL

ATTEST:


Barbara B. Austin
Clerk of County Council

MEMBERS OF COUNTY COUNCIL

Phillip Farley

PHILLIP FARLEY Voting yes

Judith K. Spooner

JUDITH K. SPOONER Voting yes

William E. Crosby

WILLIAM E. CROSBY Voting yes

Charles E. Davis

CHARLES E. DAVIS Voting yes

Dennis L. Fish

DENNIS L. FISH Voting yes

Judy C. Mims

JUDY C. MIMS Voting yes

Caldwell Pinckney, Jr.

CALDWELL PINCKNEY, JR. Voting yes

Steve C. Davis

STEVE C. DAVIS Voting yes

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

AID#	In Srvc. Date	Tag#	Primary Class	Description	Serial Number/Model	Purch. Amt.
A000041	11/21/2000	01100	EQ	1242 VOTING MACHINE	4558	80.00
A000042	11/21/2000	01101	EQ	1242 VOTING MACHINE	4559	80.00
A001242	10/09/1986	7362	EQ	1242 VOTING MACHINE	4559	\$1,425.00
A001243	10/09/1986	7363	EQ	1242 VOTING MACHINE	4560	\$1,425.00
A001244	10/09/1986	7364	EQ	1242 VOTING MACHINE	4561	\$1,425.00
A001245	10/09/1986	7365	EQ	1242 VOTING MACHINE	4562	\$1,425.00
A001246	10/09/1986	7366	EQ	1242 VOTING MACHINE	4563	\$1,425.00
A001247	10/09/1986	7367	EQ	1242 VOTING MACHINE	4564	\$1,425.00
A001248	10/09/1986	7368	EQ	1242 VOTING MACHINE	4565	\$1,425.00
A001249	10/09/1986	7369	EQ	1242 VOTING MACHINE	4566	\$1,425.00
A001250	10/09/1986	7370	EQ	1242 VOTING MACHINE	4567	\$1,425.00
A001251	10/09/1986	7371	EQ	1242 VOTING MACHINE	4568	\$1,425.00
A001252	10/09/1986	7372	EQ	1242 VOTING MACHINE	4569	\$1,425.00
A001253	10/09/1986	7373	EQ	1242 VOTING MACHINE	4570	\$1,425.00
A001254	10/09/1986	7374	EQ	1242 VOTING MACHINE	4571	\$1,425.00

R 05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>AID#</u>	<u>In Srvc. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
A001255	10/09/1986	7375	EQ	1242 VOTING MACHINE	4572	\$1,425.00
A001256	10/09/1986	7376	EQ	1242 VOTING MACHINE	4573	\$1,425.00
A001257	10/09/1986	7377	EQ	1242 VOTING MACHINE	4574	\$1,425.00
A001258	10/09/1986	7378	EQ	1242 VOTING MACHINE	4575	\$1,425.00
A001259	10/09/1986	7379	EQ	1242 VOTING MACHINE	4576	\$1,425.00
A001260	10/09/1986	7380	EQ	1242 VOTING MACHINE	4577	\$1,425.00
A001261	10/09/1986	7381	EQ	1242 VOTING MACHINE	4578	\$1,425.00
A001262	10/09/1986	7382	EQ	1242 VOTING MACHINE	4579	\$1,425.00
A001263	10/09/1986	7383	EQ	1242 VOTING MACHINE	4580	\$1,425.00
A001264	10/09/1986	7385	EQ	1242 VOTING MACHINE	4582	\$1,425.00
A001265	10/09/1986	7386	EQ	1242 VOTING MACHINE	4583	\$1,425.00
A001266	10/09/1986	7387	EQ	1242 VOTING MACHINE	4584	\$1,425.00
A001267	10/09/1986	7384	EQ	1242 VOTING MACHINE	4581	\$1,425.00
A001268	10/09/1986	7389	EQ	1242 VOTING MACHINE	4586	\$1,425.00
A001269	10/09/1986	7390	EQ	1242 VOTING MACHINE	4587	\$1,425.00

R 05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>AID#</u>	<u>In Srvc. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
A001270	10/09/1986	32024	EQ	1242 VOTING MACHINE	4588	\$1,425.00
A001271	10/09/1986	7392	EQ	1242 VOTING MACHINE	4589	\$1,425.00
A001272	10/09/1986	7393	EQ	1242 VOTING MACHINE	4590	\$1,425.00
A001273	10/09/1986	7394	EQ	1242 VOTING MACHINE	4591	\$1,425.00
A001274	10/09/1986	7395	EQ	1242 VOTING MACHINE	4592	\$1,425.00
A001275	10/09/1986	7396	EQ	1242 VOTING MACHINE	4593	\$1,425.00
A001276	10/09/1986	7397	EQ	1242 VOTING MACHINE	4594	\$1,425.00
A001277	10/09/1986	7398	EQ	1242 VOTING MACHINE	4595	\$1,425.00
A001278	10/09/1986	7399	EQ	1242 VOTING MACHINE	4596	\$1,425.00
A001279	10/09/1986	7400	EQ	1242 VOTING MACHINE	4597	\$1,425.00
A001280	10/09/1986	7401	EQ	1242 VOTING MACHINE	4598	\$1,425.00
A001281	10/09/1986	7402	EQ	1242 VOTING MACHINE	4599	\$1,425.00
A001282	10/09/1986	7403	EQ	1242 VOTING MACHINE	4600	\$1,425.00
A001283	10/09/1986	7404	EQ	1242 VOTING MACHINE	4601	\$1,425.00
A001284	10/09/1986	7405	EQ	1242 VOTING MACHINE	4602	\$1,425.00

R 05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>AID#</u>	<u>In Srv. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
A001285	10/09/1986	7406	EQ	1242 VOTING MACHINE	4603	\$1,425.00
A001286	10/09/1986	7409	EQ	1242 VOTING MACHINE	4606	\$1,425.00
A001287	10/09/1986	7410	EQ	1242 VOTING MACHINE	4607	\$1,425.00
A001288	10/09/1986	7407	EQ	1242 VOTING MACHINE	4604	\$1,425.00
A001289	10/09/1986	7408	EQ	1242 VOTING MACHINE	4605	\$1,425.00
A001290	10/09/1986	7413	EQ	1242 VOTING MACHINE	4610	\$1,425.00
A001291	10/09/1986	7414	EQ	1242 VOTING MACHINE	4611	\$1,425.00
A001292	10/09/1986	7415	EQ	1242 VOTING MACHINE	4612	\$1,425.00
A001293	10/09/1986	7416	EQ	1242 VOTING MACHINE	4613	\$1,425.00
A001294	10/09/1986	7417	EQ	1242 VOTING MACHINE	4614	\$1,425.00
A001295	10/09/1986	7418	EQ	1242 VOTING MACHINE	4615	\$1,425.00
A001296	10/09/1986	7419	EQ	1242 VOTING MACHINE	4616	\$1,425.00
A001297	10/09/1986	7420	EQ	1242 VOTING MACHINE	4617	\$1,425.00
A001298	10/09/1986	7421	EQ	1242 VOTING MACHINE	4618	\$1,425.00
A001299	10/09/1986	7422	EQ	1242 VOTING MACHINE	4619	\$1,425.00

R 05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>FAID#</u>	<u>In Srvc. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
FA001300	10/09/1986	7423	EQ	1242 VOTING MACHINE	4620	\$1,425.00
FA001301	10/09/1986	7424	EQ	1242 VOTING MACHINE	4621	\$1,425.00
FA001302	10/09/1986	7425	EQ	1242 VOTING MACHINE	4622	\$1,425.00
FA001303	10/09/1986	7426	EQ	1242 VOTING MACHINE	4623	\$1,425.00
FA001304	10/09/1986	7427	EQ	1242 VOTING MACHINE	4624	\$1,425.00
FA001305	10/09/1986	7428	EQ	1242 VOTING MACHINE	4625	\$1,425.00
FA001306	10/09/1986	7429	EQ	1242 VOTING MACHINE	4626	\$1,425.00
FA001307	10/09/1986	7430	EQ	1242 VOTING MACHINE	4627	\$1,425.00
FA001308	10/09/1986	7431	EQ	1242 VOTING MACHINE	4628	\$1,425.00
FA001309	10/09/1986	7432	EQ	1242 VOTING MACHINE	4629	\$1,425.00
FA001310	10/09/1986	7433	EQ	1242 VOTING MACHINE	4630	\$1,425.00
FA001311	10/09/1986	7434	EQ	1242 VOTING MACHINE	4631	\$1,425.00
FA001312	10/09/1986	7435	EQ	1242 VOTING MACHINE	4632	\$1,425.00
FA001313	10/09/1986	7436	EQ	1242 VOTING MACHINE	4633	\$1,425.00
FA001314	10/09/1986	7437	EQ	1242 VOTING MACHINE	4634	\$1,425.00

R 05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>Asset ID#</u>	<u>In Srvc. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
A001315	10/09/1986	7438	EQ	1242 VOTING MACHINE	4635	\$1,425.00
A001316	10/09/1986	7439	EQ	1242 VOTING MACHINE	4636	\$1,425.00
A001317	10/09/1986	7440	EQ	1242 VOTING MACHINE	4637	\$1,425.00
A001318	10/09/1986	7441	EQ	1242 VOTING MACHINE	4638	\$1,425.00
A001319	10/09/1986	7442	EQ	1242 VOTING MACHINE	4639	\$1,425.00
A001320	10/09/1986	7443	EQ	1242 VOTING MACHINE	4640	\$1,425.00
A001321	10/27/1987	8444	EQ	1242 VOTING MACHINE	8885	\$1,575.00
A001322	10/20/1988	8450	EQ	1242 VOTING MACHINE	8895	\$1,575.00
A001323	10/20/1988	8451	EQ	1242 VOTING MACHINE	8886	\$1,575.00
A001324	10/20/1988	8452	EQ	1242 VOTING MACHINE	8887	\$1,575.00
A001325	10/20/1988	8453	EQ	1242 VOTING MACHINE	8888	\$1,575.00
A001326	12/16/1998	8454	EQ	1242 VOTING MACHINE	8889	\$1,575.00
A001327	10/20/1988	8455	EQ	1242 VOTING MACHINE	8890	\$1,575.00
A001328	10/20/1988	8456	EQ	1242 VOTING MACHINE	8891	\$1,575.00
A001329	10/20/1988	8457	EQ	1242 VOTING MACHINE	8892	\$1,575.00

R
05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>Asset ID#</u>	<u>In Svc. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
A001330	10/20/1988	8458	EQ	1242 VOTING MACHINE	8893	\$1,575.00
A001331	10/20/1988	8459	EQ	1242 VOTING MACHINE	8894	\$1,575.00
A001332	12/13/1988	8509	EQ	1242 VOTING MACHINE	8884	\$1,575.00
A001333	12/13/1988	8510	EQ	1242 VOTING MACHINE	8885	\$1,575.00
A001334	12/13/1988	10071	EQ	1242 VOTING MACHINE	10803	\$1,575.00
A001335	12/13/1988	8512	EQ	1242 VOTING MACHINE	8814	\$1,575.00
A001336	12/13/1988	8513	EQ	1242 VOTING MACHINE	8815	\$1,575.00
A001337	12/13/1988	32036	EQ	1242 VOTING MACHINE	8816	\$1,575.00
A001338	12/13/1988	8515	EQ	1242 VOTING MACHINE	8817	\$1,575.00
A001339	12/13/1988	8516	EQ	1242 VOTING MACHINE	8818	\$1,575.00
A001340	12/13/1988	8517	EQ	1242 VOTING MACHINE	8819	\$1,575.00
A001341	12/13/1988	8518	EQ	1242 VOTING MACHINE	8820	\$1,575.00
A001342	12/13/1988	8519	EQ	1242 VOTING MACHINE	8821	\$1,575.00
A001343	12/13/1988	8520	EQ	1242 VOTING MACHINE	8822	\$1,575.00
A001344	12/13/1988	8521	EQ	1242 VOTING MACHINE	8866	\$1,575.00

R 05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>FAID#</u>	<u>In Srv. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
FA001345	12/13/1988	8522	EQ	1242 VOTING MACHINE	8867	\$1,575.00
FA001346	12/13/1988	8523	EQ	1242 VOTING MACHINE	8868	\$1,575.00
FA001347	12/13/1988	8524	EQ	1242 VOTING MACHINE	8869	\$1,575.00
FA001348	12/13/1988	8525	EQ	1242 VOTING MACHINE	8870	\$1,575.00
FA001349	12/13/1988	8526	EQ	1242 VOTING MACHINE	8871	\$1,575.00
FA001350	12/13/1988	32035	EQ	1242 VOTING MACHINE	8872	\$1,575.00
FA001351	12/13/1988	8528	EQ	1242 VOTING MACHINE	8873	\$1,575.00
FA001352	12/13/1988	8529	EQ	1242 VOTING MACHINE	8874	\$1,575.00
FA001353	12/13/1988	8530	EQ	1242 VOTING MACHINE	8875	\$1,575.00
FA001354	12/13/1988	8531	EQ	1242 VOTING MACHINE	8876	\$1,575.00
FA001355	12/13/1988	8532	EQ	1242 VOTING MACHINE	8877	\$1,575.00
FA001356	12/13/1988	8533	EQ	1242 VOTING MACHINE	8878	\$1,575.00
FA001357	12/13/1988	8534	EQ	1242 VOTING MACHINE	8879	\$1,575.00
FA001358	12/13/1988	8535	EQ	1242 VOTING MACHINE	8880	\$1,575.00
FA001359	12/13/1988	8536	EQ	1242 VOTING MACHINE	8881	\$1,575.00

R 05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>FAID#</u>	<u>In Srvc. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
FA001360	12/13/1988	8537	EQ	1242 VOTING MACHINE	8882	\$1,575.00
FA001361	12/13/1988	8538	EQ	1242 VOTING MACHINE	8883	\$1,575.00
FA001364	02/08/1996	24924	EQ	1242 VOTING MACHINE	15625	\$5,145.00
FA001365	02/08/1996	24925	EQ	1242 VOTING MACHINE	15626	\$5,145.00
FA001366	02/08/1996	24926	EQ	1242 VOTING MACHINE	15627	\$5,145.00
FA001367	02/08/1996	24927	EQ	1242 VOTING MACHINE	15628	\$5,145.00
FA001368	02/08/1996	24928	EQ	1242 VOTING MACHINE	15929	\$5,145.00
FA001369	09/12/1996	29701	EQ	1242 VOTING MACHINE	16804	\$5,717.05
FA001370	09/12/1996	29702	EQ	1242 VOTING MACHINE	16805	\$5,717.05
FA001371	09/12/1996	32030	EQ	1242 VOTING MACHINE	16807	\$5,717.05
FA001372	09/12/1996	32031	EQ	1242 VOTING MACHINE	16806	\$5,717.05
FA001373	09/12/1996	32034	EQ	1242 VOTING MACHINE	16808	\$5,717.05
FA001375	12/13/1988	8539	EQ	1242 VOTING MACHINE	8884	\$1,575.00
FA001376	12/13/1988	8540	EQ	1242 VOTING MACHINE	8885	\$1,575.00
FA001378	02/08/1996	24929	EQ	1242 VOTING MACHINE	15629	\$5,145.00
FA001379	02/08/1996	24930	EQ	1242 VOTING MACHINE	15630	\$5,145.00
FA001380	02/08/1996	24931	EQ	1242 VOTING MACHINE	15631	\$5,145.00
FA001381	02/08/1996	24932	EQ	1242 VOTING MACHINE	15632	\$5,145.00
FA001382	02/08/1996	24933	EQ	1242 VOTING MACHINE	15633	\$5,145.00
FA001383	02/08/1996	24934	EQ	1242 VOTING MACHINE	15634	\$5,145.00
FA001384	02/08/1996	24935	EQ	1242 VOTING MACHINE	15635	\$5,145.00
FA001385	02/08/1996	24936	EQ	1242 VOTING MACHINE	15636	\$5,145.00
FA001386	02/08/1996	24937	EQ	1242 VOTING MACHINE	15637	\$5,145.00
FA001387	02/08/1996	24938	EQ	1242 VOTING MACHINE	15638	\$5,145.00
FA001388	02/08/1996	24939	EQ	1242 VOTING MACHINE	15639	\$5,145.00
FA001389	02/08/1996	24940	EQ	1242 VOTING MACHINE	15640	\$5,145.00
FA001390	02/08/1996	24941	EQ	1242 VOTING MACHINE	15641	\$5,145.00
FA001391	02/08/1996	24942	EQ	1242 VOTING MACHINE	15642	\$5,145.00
FA001392	02/08/1996	24943	EQ	1242 VOTING MACHINE	15643	\$5,145.00
FA001393	02/08/1996	24944	EQ	1242 VOTING MACHINE	15644	\$5,145.00
FA001394	02/08/1996	24945	EQ	1242 VOTING MACHINE	15645	\$5,145.00
FA001395	02/08/1996	24946	EQ	1242 VOTING MACHINE	15646	\$5,145.00
FA001396	02/08/1996	24947	EQ	1242 VOTING MACHINE	15647	\$5,145.00
FA001397	02/08/1996	24948	EQ	1242 VOTING MACHINE	15648	\$5,145.00
FA001398	02/08/1996	24949	EQ	1242 VOTING MACHINE	15649	\$5,145.00
FA001399	02/08/1996	24950	EQ	1242 VOTING MACHINE	15650	\$5,145.00
FA001400	02/08/1996	24951	EQ	1242 VOTING MACHINE	15651	\$5,145.00
FA001401	02/08/1996	24952	EQ	1242 VOTING MACHINE	15652	\$5,145.00

R 05-20

Berkeley County Government
Fixed Assets Primary Class Report
All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

<u>FAID#</u>	<u>In Srvc. Date</u>	<u>Tag#</u>	<u>Primary Class</u>	<u>Description</u>	<u>Serial Number/Model</u>	<u>Purch. Amt.</u>
FA001380	10/09/1986	7388	EQ	1242 VOTING MACHINE	4585	\$1,425.00
FA001381	10/09/1986	7411	EQ	1242 VOTING MACHINE	4608	\$1,425.00
FA001382	10/09/1986	7412	EQ	1242 VOTING MACHINE	4609	\$1,425.00
FA001387	05/19/1999	28783	EQ	1242 VOTING MACHINE	18384	\$5,450.00
FA007648	05/04/2000	29661	EQ	1242 VOTING MACHINE	18552	\$4,999.60
FA007649	05/04/2000	29662	EQ	1242 VOTING MACHINE	18558	\$4,999.60
FA007650	05/04/2000	29663	EQ	1242 VOTING MACHINE	18557	\$4,999.60
FA007651	05/04/2000	29664	EQ	1242 VOTING MACHINE	18556	\$4,999.60
FA007652	05/04/2000	29665	EQ	1242 VOTING MACHINE	18553	\$4,999.60
FA007653	05/04/2000	29666	EQ	1242 VOTING MACHINE	18555	\$4,999.60
FA007654	05/04/2000	29667	EQ	1242 VOTING MACHINE	18554	\$4,999.60
FA007655	05/04/2000	29668	EQ	1242 VOTING MACHINE	18561	\$4,999.60
FA007656	05/04/2000	29669	EQ	1242 VOTING MACHINE	18562	\$4,999.60
FA007657	05/04/2000	29670	EQ	1242 VOTING MACHINE	18563	\$4,999.60
FA007658	05/04/2000	29671	EQ	1242 VOTING MACHINE	18559	\$4,999.60

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Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Date: 08/03/2011

Time: 09:03:25

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Dept. 41401 REGISTRATION & ELECTION

FAID#	In Svc. Date	Tag#	Primary Class	Description	Serial Number/Model	Purch. Amt.
FA007659	05/04/2000	29672	EQ	1242 VOTING MACHINE	18568	\$4,999.60
FA007660	05/04/2000	29673	EQ	1242 VOTING MACHINE	18567	\$4,999.60
FA007661	05/04/2000	29674	EQ	1242 VOTING MACHINE	18566	\$4,999.60
FA007662	05/04/2000	29675	EQ	1242 VOTING MACHINE	18560	\$4,999.60
FA007663	05/04/2000	29676	EQ	1242 VOTING MACHINE	18571	\$4,999.60
FA007664	05/04/2000	29677	EQ	1242 VOTING MACHINE	18572	\$4,999.60
FA007666	05/04/2000	29678	EQ	1242 VOTING MACHINE	18573	\$4,999.60
FA007667	05/04/2000	29679	EQ	1242 VOTING MACHINE	18564	\$4,999.60
FA007668	05/04/2000	29680	EQ	1242 VOTING MACHINE	18565	\$4,999.60
FA007669	05/04/2000	29681	EQ	1242 VOTING MACHINE	18575	\$4,999.60
FA007670	05/04/2000	29682	EQ	1242 VOTING MACHINE	18574	\$4,999.60
FA007671	05/04/2000	32033	EQ	1242 VOTING MACHINE	18576	\$4,999.60
FA007672	05/04/2000	29684	EQ	1242 VOTING MACHINE	18577	\$4,999.60
FA007673	05/04/2000	29685	EQ	1242 VOTING MACHINE	18569	\$4,999.60
FA007674	05/04/2000	29686	EQ	1242 VOTING MACHINE	18570	\$4,999.60

R
05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

FAID#	In Svc. Date	Tag#	Primary Class	Description	Serial Number/Model	Purch. Amt.
FA007675	05/04/2000	29687	EQ	1242 VOTING MACHINE	18583	\$4,999.60
FA007676	05/04/2000	29688	EQ	1242 VOTING MACHINE	18582	\$4,999.60
FA007677	05/04/2000	29689	EQ	1242 VOTING MACHINE	18581	\$4,999.60
FA007678	05/04/2000	29690	EQ	1242 VOTING MACHINE	18580	\$4,999.60
FA007679	05/04/2000	29691	EQ	1242 VOTING MACHINE	18579	\$4,999.60
FA007680	05/04/2000	29692	EQ	1242 VOTING MACHINE	18578	\$4,999.60
FA007681	05/04/2000	29693	EQ	1242 VOTING MACHINE	18584	\$4,999.60
FA007682	05/04/2000	29694	EQ	1242 VOTING MACHINE	18585	\$4,999.60
FA007683	05/04/2000	29695	EQ	1242 VOTING MACHINE	18586	\$4,999.60
FA007684	05/04/2000	29696	EQ	1242 VOTING MACHINE	18588	\$4,999.60
FA007685	05/04/2000	29697	EQ	1242 VOTING MACHINE	18587	\$4,999.60
FA007686	05/04/2000	29698	EQ	1242 VOTING MACHINE	18546	\$4,999.60
FA007687	05/04/2000	29699	EQ	1242 VOTING MACHINE	18547	\$4,999.60
FA007688	05/04/2000	29700	EQ	1242 VOTING MACHINE	18540	\$4,999.60
FA007689	05/04/2000	32032	EQ	1242 VOTING MACHINE	18539	\$4,999.60

R 05-20

Fixed Assets Primary Class Report

All Active Assets with Purchase Price >= 0.00

Dept. 41401 REGISTRATION & ELECTION

FAID#	In Srv. Date	Tag#	Primary Class	Description	Serial Number/Model	Purch. Amt.
FA007690	05/04/2000	32029	EQ	1242 VOTING MACHINE	18544	\$4,999.60
FA007691	05/04/2000	29703	EQ	1242 VOTING MACHINE	18548	\$4,999.60
FA007692	05/04/2000	29704	EQ	1242 VOTING MACHINE	18550	\$4,999.60
FA007693	05/04/2000	29705	EQ	1242 VOTING MACHINE	18549	\$4,999.60
FA007694	05/04/2000	29706	EQ	1242 VOTING MACHINE	18551	\$4,999.60
FA007695	05/04/2000	32025	EQ	1242 VOTING MACHINE	18545	\$4,999.60
FA007696	05/04/2000	32026	EQ	1242 VOTING MACHINE	18541	\$4,999.60
FA007697	05/04/2000	32027	EQ	1242 VOTING MACHINE	18543	\$4,999.60
FA007698	05/04/2000	32028	EQ	1242 VOTING MACHINE	18546	\$4,999.60
FA007699	05/04/2000	32029	EQ	AIR HANDLER 2 5 TON COND SYSTEM	102466700	\$7,862.25
				VOTING MACHINE OF BLDG NEAR FRONT		
FA030052	12/04/2002	30809	EQ	INFINITY VP-1 VOTING PANEL VR OFFICE	02327 VP-1	\$3,551.00
FA030053	12/04/2002	30810	EQ	INFINITY VP-1 VOTING PANEL VR OFFICE	02326 VP-1	\$3,551.00
FA030054	02/04/2003	30811	EQ	INFINITY VP-1 VOTING PANEL	02327	\$3,551.00
FA030055	02/04/2003	30812	EQ	INFINITY VP-1 VOTING PANEL	02326	\$3,551.00
Total for Primary Class EQ						\$3,551.00
Total for Primary Class INV						\$3,551.00
Total for Primary Class						\$3,551.00

R 05-20

RESOLUTION**A RESOLUTION DESIGNATING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR ALL INCIDENT MANAGEMENT BY ALL BERKELEY COUNTY EMERGENCY SERVICES (EMS, EMERGENCY PREPAREDNESS, LAW ENFORCEMENT, AND DISPATCH)**

WHEREAS, the President in Homeland Security Presidential Directive (HSPD)-5 directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity;

WHEREAS, the collective input and guidance from all Federal, State, local, and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation, and utilization of a comprehensive NIMS;

WHEREAS, it is necessary and desirable that all Federal, State, local, and tribal emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management;

WHEREAS, to facilitate the most effective and efficient incident management it is critical that Federal, State, local, and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters;

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities, and resources will improve the County's ability to utilize funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes;

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the State, including current emergency management training programs; and

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

NOW, THEREFORE, BE IT RESOLVED by Berkeley County Council, in a meeting duly assembled, that the National Incident Management System (NIMS) be designated as the basis for incident management by all Berkeley County emergency services (EMS, Emergency Preparedness, Law Enforcement, and Dispatch).

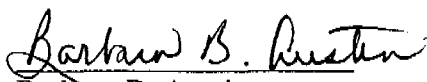
DONE this 28th day of March 2005.

BERKELEY COUNTY, SOUTH CAROLINA



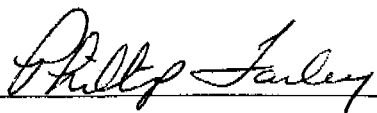
JAMES H. ROZIER, JR., CHAIRMAN
BERKELEY COUNTY COUNCIL

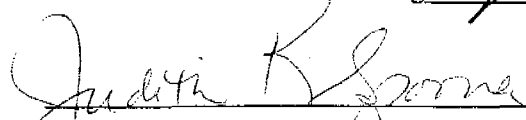
Attest:




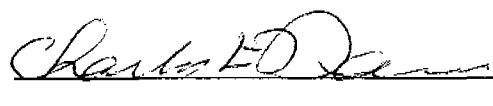
Barbara B. Austin
Clerk of Council

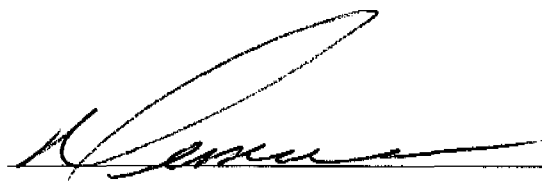
MEMBERS OF COUNTY COUNCIL

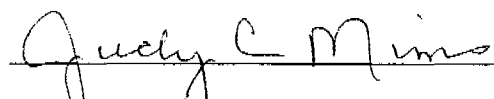

 PHILLIP FARLEY Voting yes



 JUDITH K. SPOONER Voting yes

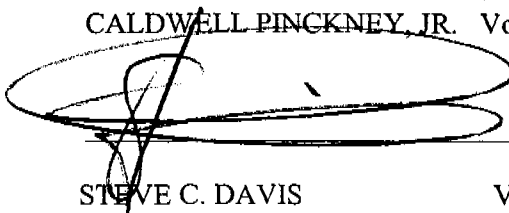

 WILLIAM E. CROSBY Voting yes


 CHARLES E. DAVIS Voting yes


 DENNIS L. FISH Voting yes


 JUDY C. MIMS Voting yes


 CALDWELL PINCKNEY, JR. Voting yes


 STEVE C. DAVIS Voting yes