

June 17, 2003

The regular meeting of Town Council was held on the above date at Town Hall, all requirements of the Freedom of Information Act having been satisfied:

Present were: J. Marshall Stith, Mayor
Carl J. Smith, Mayor Pro Tem
Penn L. Hagood, Councilwoman
Debra Hazen-Martin, Councilwoman
Jane Ellen Herron, Councilwoman
Patrick M. O'Neil, Councilman
Alys Anne Wiedeke, Councilwoman
William J. Wood, Councilman

The Pledge of Allegiance was led by Mayor Stith, followed by the invocation given by Councilman Wood. There were six private citizens present.

The Oath of Office was duly administered by Mayor Stith to Council members Debra Hazen-Martin and Carl Smith, and new member Jane Ellen Herron.

Mayor Stith presented on the behalf of Council an engraved pen desk set to Penn Hagood in appreciation for her four years of hard work and dedication to the Town.

The floor was opened for comments from the citizens. Joan Nevins of 8010 Malden Avenue in North Charleston and Allison McKinney presented a project they have been working on about Sullivan's Island. They want to share the history of the island, but do not wish to invade anyone's privacy, undermine the integrity of the island, or want to make the town a tourist attraction. They want to provide a pamphlet to visitors to review on their own time about Sullivan's Island. Joan Nevins' mother, who operates the Sugar Shack, is sponsoring the project. The pamphlet/brochure would be distributed in a stand at the Sugar Shack. They probably will charge enough for the pamphlet to cover their expenses, however, the cost decision has not been made. Included in the pamphlet would be a brief history of the island, places of interest such as the Fort, information on the Moultrie House, Osceola, William Jasper and Colonel Moultrie, other people that have contributed to the Island, and a map. They do not yet have a sample copy. Council expressed their appreciation for bringing this project before them, and for their sensitivity about the island. While any person is allowed to write a history of the island, Council's concern is that they might want to promote tours or some other commercial activity that might be attached to the pamphlet. Ms. Nevins told Council that tours would not be offered, not even a self-guided tour.

Minutes of the May 20, 2003 and May 26, 2003 meetings were approved as written.

Motion was made by Councilman Smith, seconded by Councilman O'Neil to appoint Marshall Stith as chairman of the Ways and Means Committee and all Council

members as committee members, carried unanimously. Motion was made by Councilman O'Neil to appoint Councilman Smith as co-chairman of the committee, seconded by Councilwoman Wiedeke, carried unanimously.

Motion was made by Councilman O'Neil, seconded by Councilman Wood to appoint Councilwoman Wiedeke as chairman of the Personnel Committee, Councilwoman Hazen-Martin as co-chairman, and Councilwoman Herron as committee member, carried unanimously.

Motion was made by Councilwoman Hazen-Martin, seconded by Councilman Wood to appoint Councilman Stith as chairman of the Police Committee, Councilman Smith as co-chairman, and Councilman O'Neil as committee member, carried unanimously.

Motion was made by Councilwoman Wiedke, seconded by Councilman Smith, to appoint Councilman Wood as chairman of the Fire Committee, Councilman Smith as co-chairman, and Councilwoman Herron as committee member, carried unanimously.

Motion was made by Councilwoman Hazen-Martin, seconded by Councilwoman Herron, to appoint Councilman Wood as chairman of the Building and Construction Committee, Councilman Smith as co-chairman, and Councilman O'Neil as committee member, carried unanimously.

Motion was made by Councilman Smith, seconded by Councilman Wood, to appoint Councilwoman Herron as chairman of the Recreation Committee, Councilwoman Hazen-Martin as co-chair, and Councilwoman Wiedeke as committee member, carried unanimously.

Motion was made by Councilwoman Wiedeke, seconded by Councilman Smith, to appoint Councilman O'Neil as chairman of the Real Estate Committee, Councilman Wood as co-chair, and Mayor Stith as committee member, carried unanimously.

Motion was made by Councilwoman Herron, seconded by Councilman O'Neil, to appoint Councilwoman Hazen-Martin as chairman of the Water and Sewer Committee, Councilman Wood as co-chairman, and Councilwoman Wiedeke as committee member, carried unanimously.

Motion was made by Councilwoman Hazen-Martin, seconded by Councilman Wood, to appoint Councilman Smith as chairman of the Streets and Maintenance Committee, Mayor Stith as co-chairman, and Councilwoman Wiedeke as committee member, carried unanimously.

Motion was made by Councilman Wood, seconded by Councilman O'Neil, to appoint Councilman Smith as Mayor Pro-tem, carried unanimously.

Motion was made by Councilman Smith, seconded by Councilman Wood, to defer A Resolution to authorize the Town of Sullivan's Island to participate in the South

Carolina Local Government Assurance Group's Retiree Plan until the next meeting, carried unanimously.

Foster Gaillard, representing the Hagerty family, and Danny Forsberg of Forsberg Engineering presented Council with a plan for the Hagerty property, which is the western tip of Sullivan's Island. These lots presently do not conform to the present zoning ordinance. The current eight lots will be reconfigured to six lots, and would realign Star of the West and the unpaved street. The original plan showed the right-of-way too narrow, so it has been widened to 30 feet. The State Department of Transportation claims no interest in the street and would not accept it. Mr. Forsberg's understanding is that the State no longer has a program where they will accept roads from municipalities or counties. The County claims no interest in the street, however, the County agrees to maintain the street if the Town would accept the street.

Mr. Forsberg stated that there is currently a sewer line that comes out of Conquest down that unpaved street and goes below the existing tennis courts. The plan is to actually remove that line down to the right-of-way of Middle Street and let that remaining line become a service for the lot adjacent to Middle Street. There is another line that comes up Star of the West right of way to the part of the gate. They would propose two alternatives. They would either 1) leave the 6" line across this lot with an easement that would be dedicated to formally give the Town the right to go in and maintain that line or 2) reroute and build a new line to tie-in so that the new line would be entirely within the new right of way. From the standpoint of water, there would be 6 taps; there are currently three taps there. The plan is to use a 4" line that comes up the old right of way of Star of the West and extend that down within the new right of way, with a hydrant to be located near the end of the new right of way. A 6" line would be brought back out and make a loop. Chief Stith said that if the hydrant is on a loop he wouldn't turn it down, but it would have to be on the 6" side, not the 4" side. A turnaround at the end would consist of two opposing driveways so firetrucks could turn around. Within that 30' of right of way, they proposed 20 feet, with 5 feet on either side of pavement. The water line would be in that 5' edge. The sewer line would have to go, because of DHEC regulations (10 feet of horizontal separation), down the middle of the new right of way unless the Town was satisfied that at least part of it could be within an easement. The Town is not interested in leaving any water or sewer lines on privately owned property, and the first choice would not be to run lines under the pavement. It may be an option to increase the right of way.

The surface of the road is yet to be determined. Councilwoman Hazen-Martin expressed concern about stormwater drainage as their plan calls for a small swale curb. She also is concerned that the proposal shows more hard surface coverage which will increase runoff. Mr. Forsberg stated that there is a storm drain right at Middle Street and it terminates out into the Intracoastal Waterway. They proposed for this drainage to just simply sheet back down and go into that inlet and then go into the Intracoastal Waterway. Mr. Forsberg stated that currently Star of the West drainage comes out to Middle Street. The plans will meet all DHEC regulations. A gravel or sandshell road would be easier for the Town to get in to make repairs, it would be preferable because running a sewer

line down the middle of the road would not be as problematic. Chief Stith stated that it needs to have base underneath for the firetruck; like Conquest.

The runoff calculation would be based on maximum lot coverage. Mr. Forsberg has spoken with Mitch at Thomas & Hutton about the drainage system. They propose to take the drainage that is generated by the dwelling and the parking, and try to sheet that across and just have it flow over grassed areas. They plan to use surface drainage and not bring the water other than the water that would come off this street back to a collection point and have it go in the pipe system Councilwoman Hazen-Martin questioned about the new run-off law changes in the next three years that require treatment of the water. Mr. Forsberg stated they have to go by the regulations that are in force at the time, and would advocate all the best practices.

Mr. Gaillard stated that they are still working on a possible plan for docks, and would submit to Council and OCRM for approval. Any docks would be on the waterway side, not on the harbor side. He is unsure of what the plan is for the caboose.

Anne Moore of Middle Street questioned whether the Star of the West would be the only entrance and exit to this property, or if there would be another entrance off Conquest. Mr. Gaillard stated there would only be one entrance. Councilman O'Neil questioned whether the owners of the property would consider putting some type of covenant on the $\frac{3}{4}$ acre lots that would restrict the house size since the lots are so large. Mr. Gaillard stated he thought they would consider it, and would ask them.

In reference to Hagerty Point Subdivision Project #3008 dated 12/4/02, motion was made by Councilman O'Neil, seconded by Councilman Wood, to give preliminary approval to the conceptual plans that have been presented to reduce the number of lots from 8 to 6, the general configuration as shown to give up claim to the two existing rights of way in exchange for the provision of a new right of way for Star of the West; that all of that is contingent on final plans which would satisfy all engineering and regulatory requirements for water & sewer service and stormwater runoff as ascertained by the appropriate agencies, and an engineer of our selection to be paid for by the owners; and also contingent upon consideration of possible additional restrictions on setbacks and lot coverage and the town satisfaction on future maintenance of the road, carried by a vote of 5-2, with Councilwoman Hazen-Martin and Councilwoman Wiedeke casting the negative votes.

General or new correspondence. We received a traffic survey from the Berkeley Charleston Dorchester Council of Governments for Winter 2003. Mayor Pro-tem Smith and Mayor Stith will meet with Department of Transportation Officials on June 26th at 3:30 in Commissioner Harrell's West Ashley office in regard to the Ben Sawyer bridge. The Army Corps of Engineers has sent us the requested information from the meeting with Mr. Randall. There will be a ceremony at Fort Moultrie at 7:30 p.m. on June 28th for Carolina Day.

Attorney's Report. Mr. Dodds received a request for a fee simple title on 2302 Atlantic Avenue, William and Carol Danielson. Motion was made by Councilman Smith, seconded by Councilwoman Wiedke, to grant a fee simple title to William and Carol Danielson, carried unanimously.

Ways and Means Committee, Mayor Stith. The public hearing for the budget was held tonight. Ellen and Sara attended training for new financial software that should be installed soon.

Personnel Committee, Councilwoman Wiedeke. Motion was made by Councilwoman Wiedeke, seconded by Councilman Smith, that Kurt Gibbons, Chris McDaniel and Billy Topping be approved for upgrades since satisfactory completion of six month probationary period, carried unanimously. Andy Benke has accepted the offer of Town Administrator and will begin on June 23, 2003.

Water and Sewer, Councilwoman Hazen-Martin. We had agreed to let the pumphouse on the corner of Station 28 ½ and I'on be demolished, but on reviewing the letter from the property owner it indicates that the responsibility should fall on the Town, and the letter was not in-hand when it was agreed in principle to destroy the pumphouse, so Greg Gress and Councilwoman Hazen-Martin will review the circumstances and talk with the requesting property owner. Motion was made by Councilwoman Hazen-Martin, seconded by Councilman Wood, to adopt the proposed twenty-year replacement plan for the water distribution plan, carried unanimously. The Construction and Water & Sewer committees need to meet before the next Committee meeting to discuss the site plan for the Water & Sewer administration building, because the other part of the sewer treatment project can not move forward until the plans are finalized. We are trying to resolve final issues with Azalea Utilities.

Building and Construction Committee, Councilman Wood. Property owner at Station 27 has agreed to repair wetlands to original condition of RC-1 area. Property owner at Station 24 cutting has not yet been reached. Randy Robinson will ask for Chief Howard's assistance. Mr. Robinson will follow-up with person who he saw dumping on a private lot and in a drainage ditch.

Fire Committee, Councilman Wood. Firefighters had drill with residents of Goat Island. The Fish Fry is June 28th.

Recreation Committee, Councilwoman Herron. The PARD Grant request for reimbursement has been submitted, and we are awaiting payment. A wedding request at Station 22 on August 9th at 5:00 was approved at Committee. A local homeschool group would like to have a summer sports/fun camp from 10:30 am-12:30 on July 21-25 at the park; approved at Committee. A hold harmless agreement will be completed by the group. Hollings Cancer Center requested permission to hold the Survivor Walk benefiting Camp Bluebird on March 27, 2004; approved at Committee.

Real Estate Committee, Councilman O'Neil. Consultants are working to present a draft of recommendations on the issue of size, mass, and scale. They will present a rough

concept to Council for general reaction, and then revise. Ms. Cooper would like to make the next visit in July. This would not be for a public workshop; but would be a work session with members of Town Council, Planning Commission, and Board of Zoning Appeals. Ms. Cooper will send a rough draft as a status report about a week before they come in town.

Police Committee, Mayor Stith. A four foot alligator was captured on the front beach around Station 28. Councilwoman Hazen-Martin reported that dogs on the beach have become a problem. She also has received complaints concerning minors driving golf carts. Chief Howard stated that beach patrol has started. The Police department has also received calls regarding golf carts. He will follow-up on the issues.

Streets and Maintenance Committee, Councilman Smith. Councilman Smith and Mayor Stith will be meeting with Commissioner Harrell and Elizabeth Mabry next week regarding the Ben Sawyer bridge. The historical marker concrete blocks are buried and a time will be set up for the ceremony, possibly July 16th at 10:00 am.

Motion was made by Councilman Smith, seconded by Councilman Wood, to pass second reading of An Ordinance to Adopt Budget for July 1, 2003 through June 30, 2004, carried by a vote of six, with Councilwoman Herron abstaining.

Motion was made by Councilman Smith, seconded by Councilman Wood to suspend the rules and have third reading of An Ordinance to Adopt Budget for July 1, 2003 through June 30, 2004, carried by a vote of 6, with Councilwoman Herron abstaining.

Motion was made by Councilman Smith, seconded by Councilwoman Wiedke, to pass third reading of An Ordinance to Adopt Budget for July 1, 2003 through June 30, 2004, carried by a vote of six, with Councilwoman Herron abstaining.

Motion was made by Councilman O'Neil, seconded by Councilman Wood, to defer Second reading on An Ordinance Amending Section 21, Zoning Code of The Sullivan's Island Code of Ordinances By Establishing An Old Fort Historic District Overlay District, Identifying Its Location, Amending The Official Zoning Map and Including Provisions Regarding the Removal and Demolition of Certain Buildings; carried by a vote of six, with Councilwoman Herron abstaining.

Motion was made by Councilman O'Neil, seconded by Councilman Wood, to defer Second reading of An Ordinance Amending Section 21, Zoning Code of the Sullivan's Island Code of Ordinances by Establishing an Historic District Overlay District, Identifying Its Locations, Amending the Official Zoning Map and Including Provisions Regarding the Removal and Demolition of Certain Buildings, carried by a vote of six, with Councilwoman Herron abstaining.

There being no further business to come before Council, the meeting was adjourned.

Respectfully submitted,

Ellen McQueeney
Town Clerk