

October 17, 2006

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: Carl J. Smith, Mayor
Patrick O'Neil, Mayor Pro-Tem
Debra Hazen-Martin, Councilwoman
Jane Ellen Herron, Councilwoman
Charles Howle, Councilman
Michael Perkis, Councilman
Everett Presson, Councilman

The Pledge of Allegiance was led by Mayor Smith, followed by the invocation by Councilwoman Herron. Mayor Smith asked for a moment of silence for the father of firefighter Mandy Hawver, who passed away this week. There were nine citizens and no members of the news media present.

The floor was opened for comments from the citizens. Bill Dunleavy of Dunleavy's Pub requested street closure at Station 22-1/2 for the Polar Bear Swim on January 1, 2007. Arthur Schirmer, 2108 Atlantic Ave, stated he does not object to current businesses in the commercial district, but objects to increasing the density at Stations 21-22. Ann Moore, Middle Street, and Karen Coste, 322 Station 19, agreed with Mr. Schirmer. Lorcan Lucey, 2201 Myrtle Avenue, stated he was concerned because the current laws for parking issues in the commercial district are not being followed. Councilwoman Hazen-Martin stated she has been asking the same question for years regarding permitted occupancy, counting chairs, and parking plans in the commercial district. Rusty Bennett, 3124 Marshall Blvd., presented information regarding split-zone lots; it will be discussed at the November Committee meeting. Seth Fisher, 405 Station 22, spoke regarding the pending ordinance of allowing a second structure on a lot.

Reports and Communications – Mayor Smith presented Thom Hiers, Chairman of the Board of Zoning Appeals, with a Resolution honoring him for his service to the Town.

General and New Correspondence – Correspondence was received from Lorcan Lucey, as commented during public forum. Correspondence was received from Cyndy Ewing regarding 2624 Myrtle Avenue as an historic structure.

Attorney's Report – There was no Attorney's report.

Motion was made by Councilman Perkis, seconded by Councilman Howle, to approve the minutes of September 19, 2006 meeting, carried unanimously.

Administrator's Report, Administrator Benke. SCDOT Transportation Project Manager Tony Fallaw briefed Council on the status of the Ben Sawyer Bridge Project. Slade Gleaton of the Trust for Public Land toured the "old dump site" at Station 19 Street and Back Street and will contact Mayor Smith with potential opportunity with the Trust for Public Land. Ron Geiger of HDR Engineering of the Carolinas gave a presentation of the requirements of the DHEC Permit. Chuck Jarman of the Charleston County Stormwater Utility also answered questions. Motion was made by Councilman Perkis, seconded by Councilman O'Neil, to send a letter of intent to

Charleston County to implement the NPDES II program, carried by a vote of six, with Councilwoman Hazen-Martin abstaining.

Ways and Means Committee, Councilman Perkis. The September financial report shows expenses are more now, but will be in line later in the year. Administration expenses are down due to two open positions. Motion was made by Councilman Perkis, seconded by Councilman Howle, to approve a Resolution authorizing a lease purchase agreement with Konica Minolta Business Solutions for a copy machine, carried unanimously. Councilman Perkis is continuing to work on a proposed investment policy.

Personnel Committee, Councilwoman Hazen-Martin. Articles will be placed in the Moultrie News and Post & Courier regarding openings on the Board of Zoning Appeals. The Police Department Internal Affairs policy will be discussed at the next committee meeting.

Water and Sewer, Councilwoman Hazen-Martin. Attorney Bill Bundy had to cancel his report tonight regarding Eadie's Construction complaint against the Town and HDR Engineering. He will report to Council in November. The discussion of utility access for subdivided split-zoned lots in the commercial district was deferred to legal advice. The Isle of Palms Interconnect Agreement will be reviewed at next committee meeting. The assessment of sewer line reconfiguration at 1401 Middle Street is on the executive session agenda.

Building and Construction Committee, Councilman Howle. Monthly report rendered.

Fire Committee, Councilwoman Herron. Monthly report rendered. The Oyster Roast will be held on November 11th.

Recreation Committee, Councilwoman Herron. The fence around the mound has been removed, and the public now has access to the top and sides of the mound. Coastal Cyclists have requested permission to ride through Sullivan's Island as part of a 100 mile cycle event on October 28th; no assistance from the Town will be required.

Real Estate Committee, Councilman O'Neil. Dr. Levine has presented the revised draft of the baseline accreted land study, and it has been given to Chris Marsh for his review. The staff will gather information regarding the Raven Drive extension for Council to review in making a decision. Building Official Randy Robinson and Zoning Administrator Kent Prause are working on the historic property ordinance amendment and controls on demolition, removal and relocation of structures. Motion was made by Councilman Perkis, seconded by Councilman O'Neil, to add structure demolition to the executive session agenda, carried unanimously. David Schneider reports that a delay in the National Registry Multiple Property Nomination process will cause the S.C. Department of Archives and History to review the Town application in March 2007. A resident has requested the Town to consider an amendment to the Vacation Rental Ordinance in order to be consistent with the State Code 12-43-220. This was discussed in Committee, and Council does not desire to amend the ordinance.

Police Committee, Mayor Smith. Monthly report received. Councilman Presson stated that a very good response was received from the Police and Fire departments when his daughter was temporarily lost. Mayor Smith stated he met with other mayors concerning payment for James Island services. He stated he and other mayors agreed to write letters to Charleston County Council stating that Charleston County should not be responsible for James Island services, unless James Island residents pay for them.

Streets and Maintenance, Councilman Presson. No items to report.

Motion was made by Councilwoman Hazen-Martin, seconded by Councilman Howle, to defer Second Reading of An Ordinance to Convey Battery Logan Property to Federal Government, carried unanimously.

Motion was made by Councilwoman Hazen-Martin, seconded by Councilman Howle, to amend the agenda to remove Item One regarding legal advice from Bill Bundy regarding SCE&G/Ertel and Eadies Construction, carried unanimously.

Motion was made by Councilman Presson seconded by Councilman Howle, to go into Executive Session for Legal Advice concerning utility easement at 1312 Poe Avenue; utility construction at 1401 Middle Street; and public nuisance; and personnel matters regarding (1) Design Review Board – August 2006 and September 2006; (2) Disability Insurance; (3) Health Insurance Coverage.

Council returned to regular session. No votes or action was taken. There being no further business to come before Council, the meeting was adjourned.

Respectfully submitted,

Ellen McQueeney
Town Clerk