

November 20, 2007

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
Charles Howle, Councilman
Jerry Kaynard, Councilman
Mike Perkis, Councilman
Everett Presson, Councilman
Mary Jane Watson, Councilwoman

The Pledge of Allegiance was led by Mayor Smith, followed by the invocation by Councilman Howle. There were six members in the audience, including two members of the media.

The floor was opened for comments from the citizens. There were no comments.

Motion was made by Councilman Howle, seconded by Councilman Kaynard, to approve the minutes of the September 11, 2007 Special Meeting; October 15, 2007 Special Meeting; October 16, 2007 Public Hearing; and October 16, 2007 Regular Meeting, carried unanimously.

General and New Correspondence – Correspondence was received from Joanne Winchester regarding the unsightly condition of two lift stations, and possible rehabilitation of those structures.

Attorney's Report – Attorney Dodds stated a few simple title had been requested by the owners of 1010 Middle Street. Motion was made by Councilman Howle, seconded by Councilman Kaynard, to approve the fee simple title for 1010 Middle Street, carried unanimously.

Board and Commission Reports:

Planning Commission – Administrator Benke noted that the Planning Commission met last week, and a draft of the minutes was in the Council's packets. In the minutes, a motion was made to offer four members, instead of two members, to serve on the Selection Panel for the Commercial District Consultant. Council agreed to have the Planning Commission select two of their members to serve on the Selection Panel. Town Council will have the final vote of the actual selection of the company.

Administrator's Report, Administrator Benke. Dunleavy's Pub has requested street closure on January 1, 2008 for the Polar Bear Swim, and has received a permit from the Highway Department. Mr. Jamie Mahr will attend the next Committee meeting

to discuss the logistics of the event. A report summarizing the status of pending jury trials was rendered. The Lowcountry Community Emergency Response Team will host an Emergency Awareness Symposium open to the public from noon to 6 p.m. at the Charleston Area Convention Center complex on February 16, 2008. DHEC has provided the September Beach Monitoring Report. The Station 30 site was resampled and Enterococcus levels were found to be acceptable.

Ways and Means Committee, Councilman Perkis. October 2007 monthly financial report rendered. Comptroller Blanton reported that departments are running at 33 percent. On revenues, property taxes should start coming in December. Expense wise, salaries are over due to the extra pay period, and should flatten over time. Because fuel expenses are running over about 35 percent, these expenses will be reviewed. Councilman Perkis reported that four firms expressed an interest for the auditor RFP. This will be discussed at the December Committee meeting. Councilman Kaynard stated that a compatibility salary study should be considered.

Personnel Committee, Councilman Kaynard. Town offices will be closed on November 22 and 23, 2007 for Thanksgiving holidays. Two employees have requested the opportunity to retire in the State System and be rehired. This will be discussed during Executive Session.

Water and Sewer Committee, Councilman Perkis. Water and Sewer Manager Gress reported that the system test of emergency water supply from the Isle of Palms on November 7 went off perfectly, and surpassed the minimum fire flow during the test. Water and sewer is in service at Hagerty Point. The numbering of the lots of Hagerty Point has been completed by Randy Robinson and Kat Kenyon. Mr. Gress and Darrell Noisette attended the S.C. Rural Water Association Conference and Workshop in Myrtle Beach on November 6 and 7, 2007. Administrator Benke joined them in attending the Awards Dinner, where the Town received an award for Outstanding Water Treatment Plant. Mr. Gress commented that it is a credit to the Town's commitment to wastewater treatment on the Island. Mr. Gress then presented samples of the Town's tap water and effluent, that looked identical.

Building and Construction Committee, Councilman Howle. Monthly report rendered. Councilman Kaynard requested a comparison of 2005-2006 year-to-date comparison statistics on Building figures.

Fire Committee, Mayor Smith. Chief Stith will present vendor prices concerning the 5 inch supply line at the next Committee meeting. The Sullivan's Island Volunteer Fire and Rescue Annual Oyster Roast held on November 10 was a big success. The Fire Station and Park lighting will occur on November 30, 2007.

Recreation Committee, Councilwoman Watson. The Fire Department assisted Creative Spark with a Halloween event at Battery Gadsden. New play structure improvements have been made to the Park, costing about \$35,000. The area is now wheelchair accessible. The Park Foundation is holding its dance on April 4, 2008. The

wood re-new on the old play structures has greatly improved the look of older structures. Councilman Presson thanked Mayor Smith for having the foresight many years ago to plant the oak trees at the Park, as they have greatly enhanced it.

Real Estate Committee, Councilman O'Neil. The Planning Commission and Design Review Board have been notified of the two Resolutions of Council related to the Schneider September 2007 Survey. The Design Review Board will not review this until their December meeting. The Resolution requesting the DRB review the fourteen structures has been provided to those property owners. Councilman Kaynard requested that David Schneider prepare a supplemental report of the specifics as to why each of the fourteen houses was added to the list. Councilman O'Neil and Administrator Benke will consult with Mr. Schneider. A date for the Accreted Land Management Candidate interviews will be set shortly. A schedule for the review of the RFP documents received for the Community Commercial District Master Plan will be discussed at the December Committee meeting.

Police Committee, Mayor Smith. Monthly report rendered. Chief Howard reported that the Kelsey Parkhurst Trust Fund was opened this month with almost \$4,000.

Streets and Maintenance Committee, Councilman Presson. The Town Administrator reported he met with Mark Nesbit from the S.C. Department of Transportation. The Highway Department is reviewing possible solutions for safety concerns at the intersection of Middle Street, Osceola Avenue, and Station 12 Street. SCDOT will meet with Sullivan's Island Elementary School to discuss the relocation of the school's crosswalk and installation of street signs. Traffic calming devices along Station 17 Street between Middle Street and Atlantic Avenue were discussed. Approximately 42 signatures were obtained and presented to Council for requesting the calming devices. Councilman Presson will make some calls to the residents in the area.

Ordinances

Mayor Smith duly ratified An Ordinance to Amend Chapter 21, Zoning, Article XV, Sections 21-138(A) and 21-138(B) Regarding Accessory Structures.

Motion was made by Councilman Perkis, seconded by Councilman Howle, to have First Reading, by title only, of An Ordinance to Amend Section 22 Purchasing Ordinance of the Town of Sullivan's Island (update existing code with more current language), carried unanimously.

Motion was made by Councilman O'Neil, seconded by Councilman Howle, to go into executive session for legal advice concerning Eadies Construction Company; Station 28-1/2 Street/Jasper Boulevard Property Line Dispute; Lease Agreement Town Property Station 12 Street; Private Use of Town Property; Station 30 LLC vs. State of South Carolina, Department of Health and Environmental Control and the Town of Sullivan's Island; and a personnel item regarding employees retirement, carried unanimously.

Motion was made by Councilman O'Neil, seconded by Councilman Howle, to come out of Executive Session, carried unanimously.

Motion was made by Councilman Kaynard, seconded by Councilman O'Neil, to add an item to the Executive Session regarding legal advice concerning permitting, carried unanimously.

Motion was made by Councilman O'Neil, seconded by Councilman Howle, to go into Executive Session to discuss the items previously noted, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilman O'Neil, to come out of Executive Session, carried unanimously.

Mayor Smith stated that no votes or action was taken during Executive Session.

Motion was made by Councilman Kaynard, seconded by Councilman Perkis, to authorize Council to discuss a compromise resolution of the matter regarding Eadies Construction, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilwoman Watson, to adjourn, carried unanimously.

Respectfully submitted,

Ellen McQueeney