

January 16, 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
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. A moment of silence was observed for Make Mcmurphy, who passed away this morning. There were 11 citizens and one member of the news media present.

Mayor Smith commented on the many contributions of Make Mcmurphy made to the Island. Mayor Smith mentioned the Islanders who passed away during 2006. They included: Katherine Momeier, Dean W. Ussery, Billie McLeod, Georgia Mae Reilly, Joe K. McConnell, Pinckney H. Walker, Jerome S. Ziff, Patricia DeAntonio Zorn, David V. Coste, George J. DeAntonio, Alice M. O'Dell, Bruce F. Ibs, Blaine Miller, Elmore M. Browne, Nellie J. Dawsey, Robert A. (Bob) Smith, Gregory Neyle, Laura Blanchard, Margaret P. Elliott, and Olin S. Elliott, Jr.

Mayor Smith reviewed the accomplishments of the Town in 2006 and the goals for 2007.

The floor was opened for comments from the citizens. Tim Holbrook of 1902 I'on commented on the many contributions Mrs. Make Mcmurphy made to the Town. Norman Khoury, 1728 I'on, stated he represented the Islanders for Conservation. He stated the group is willing to help Council, if needed, with the land donation to the Park Service and the management plan of the accreted land. Councilmen O'Neil stated that it would be helpful if the group could coordinate a mail-out or telephone tree to contact Representative Brown regarding the land to the Park Service. Susan Middaugh, 2420 Raven, also with the Islanders for Conservation, stated they were also interested in the preservation of the marsh, and inquired the status of placing it in the land trust. Administrator Benke stated that it is difficult to establish ownership of that area, and the LowCountry Land Trust does not want to include it unless it has a certified deed. Loren Ziff, 1412 Thompson, thanked neighbors, friends, the police, and especially Chief Stith for their help in finding his young son who was lost on the beach. Mark Howard, 1820 Central, stated the old Mt. Pleasant bridge on Sullivan's Island could be made into a nice path, and off the edge of the bulkhead a fishing pier could be extended. Grant money might be available if Council is interested in the project. Paul King, race director for the

East Cooper Coastal Triathlon, presented Mayor Smith with a framed photograph of last year's race. Jerry Kaynard, 2501 Atlantic, presented ordinances from the City of Charleston related to our proposed ordinance relating to 50-year old historic structures. Councilman O'Neil stated that the proposed ordinance whether it's 50, 60, 75 or more years, states that the DRB has to review that property to determine whether it should be placed on the list of historic resources. It is not, just because of its age, put into some protected and restricted status. Pat Votava, 2214 Jasper, supports Mark Brown's comments.

Motion was made by Councilman Howle, seconded by Councilwoman Herron, to approve the minutes of the December 19, 2006 meeting, carried unanimously.

Reports and Communications – Motion was made by Councilman O'Neil, seconded by Councilman Howle, to approve a Resolution for the Planning Commission to consider amendments to the Zoning Ordinance to Amend Sections 21-19F, 21-24F, 21-27D, 21-31D, 21-49D, 21-52C, 21-54F, and 21-59D, and to Continue the Pending Ordinance Doctrine, carried unanimously.

General and New Correspondence - Correspondence was received from the Charleston County Planning Department stating applications are being accepted for the Green Belt Projects from January 15 through March 30, 2007. Correspondence was received from Paul Boehm in reference to the ordinance about accessory dwellings. Mayor Smith stated that a letter was sent to Mr. Robertson at the State Budget and Control Board asking for an extension to the March meeting.

Attorney's Report - There was no Attorney's Report.

Board and Commission Reports - There were no Board or Commission Reports.

Administrator's Report, Administrator Benke. Roy Canterbury has acknowledged the Town request to participate in the County NPDES II administration program. The request has been submitted to County Council for final approval. The draft working agreement is expected for review by January 30, 2007. The engineer for Toler's Cove is working to acquire the necessary Army Corp of Engineers permit to commence dredging. It may not begin on the target date of March 2007, but the work will take place this year. Preliminary reports indicate that the site engineer found no significant artifacts during the recent excavation at the mound. The permit process continues with the Federal Communications Commission and the S.C. Department of Archives and History. The business contract is being developed. The Confederate Heritage Trust is requesting permission to hold a Memorial Service for the H.L. Hunley and U.S.S. Housatonic on the evening of February 17, 2007. The service will include a re-enactment march from Fort Moultrie to Breach Inlet, a service at Sunrise Presbyterian Church and a musket and cannon volley to salute the crew of both vessels.

Ways and Means Committee, Councilman Perkis. A meeting is scheduled for January 23 for the Ways & Means Committee to review the December financial

statement with the department heads in order to project revenue and expenses for the remainder of the year. A draft audit has been received by Schleeter, Monsen, and Debacker. Administrator Benke is reviewing the audit and preparing the Management Discussion and Analysis. When the audit is complete, the investment policy will be sent to the auditor for review.

Personnel Committee, Councilwoman Hazen-Martin. A seat on the Municipal Election Commission was vacated with the resignation of Betsy Richardson. An advertisement has been placed in the newspaper and on the website requesting letters of interest and qualifications for the position. There is also a vacancy on the Tree Commission. Paul Fouchecourt of the Water and Sewer Department has submitted a letter of resignation effective January 19, 2007.

Water and Sewer Committee, Councilwoman Hazen-Martin. Preliminary Use and Rate Analysis for 2006-2007 discussed. Greg Gress is to meet with the property owners concerning the right-of-way obstructions for the McLean Easement and Plat Approval. The Town has met the 43/30 certification criteria of the Stage 2 DBP Rule. Therefore, the Water System will not be required to conduct an Initial Distribution System Evaluation; but all monitoring requirements still apply. Reports rendered include December 2006 discharge monitoring report; DHEC Source Monitoring Report, Ground Water Withdrawal Report.

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

Fire Committee, Councilwoman Herron. Monthly report rendered. The Oyster Roast will be held on February 10, 2007.

Recreation Committee, Councilwoman Herron. The 24th annual Charlie Post Classic 5K/15K road race will be held on January 27, 2007. The staff will host post event review of the Polar Bear Swim 2007 with Mr. Dunleavy on parking issues, crowd control, and additional event staffing for the next event. The 3rd annual East Cooper Triathlon is scheduled for April 22, 2007. Councilman Presson stated he would have Carol Antman contact Councilwoman Herron, as Ms. Antman is requesting to hold recreational events as last summer.

Real Estate Committee, Councilman O'Neil. At the request of Council, Mr. Boehm has provided documentation where Ms. Childress requested he act as her agent while working with the Town and engineer to design access and infrastructure to 2614 Raven Drive. The residents in the area of Station 20 Street and Gull Drive have requested SCE&G to install underground electric power lines. In order to do so, it will be necessary to place a switchgear box of about 9ft x 9ft x 5 ft in approximately the center of the unimproved section of Station 20 Street north of Gull Drive. The Town has advised SCE&G that blocking the right-of-way or unimproved section of Station 20 Street is not acceptable. An ordinance to amend Section 21-20 C (2) (b) et al. regarding size, principal building lot coverage and square footage limitations of historic structures

as accessory dwelling units is on the agenda for second reading tonight. It has been discussed with the DRB members Herlong and Ilderton. Mr. Herlong and Mr. Ilderton will discuss with the DRB to come up with criteria. An ordinance to amend Section 21-17 regarding demolition, removal, or relocation of structures greater than 50 years old is on the agenda for first reading tonight. An ordinance to amend Section 21-19D et al. regarding building allowances on split zoned lots is on the agenda for second reading tonight. Council may wish to defer second reading until Council hears back from the Planning Commission on the Resolution. Relief from Dimensional Standards of the Zoning Code was discussed regarding DRB modification versus Board of Zoning Appeals variance. Zoning Administrator Kent Prause presented an explanation to Council. Correspondence from Madeleine McGee was received at the last committee regarding split-zoned lot uses.

Police Committee, Mayor Smith. Monthly report rendered. A thank you note was received from the City of Isle of Palms regarding Police assistance with the armed robbery.

Streets and Maintenance Committee, Councilman Presson. A request to pave Inlet Drive and Otis Pickett Court has been received and forwarded to the County. The funding could come from the ½ cent sales tax. Road construction could be accomplished at County standards with 20 foot width. SCDOT has started to fill some of the potholes. Funding for the resurfacing of Middle Street is to come from the ½ cent sales tax. However, the storm water drains need to be repaired first.

Ordinances – Motion was made by Councilman O’Neil, seconded by Councilman Howle, to defer Second Reading of An Ordinance to Amend the Zoning Ordinance as Contained in Sections 21-19D, 21-24F, 21-27D, 21-31D, 21-49D, 21-52C, 21-54F, 21-59D and a Resolution to Invoke the Pending Ordinance Doctrine, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilman Perkis, to defer Second Reading of an Ordinance to Amend Sections 21-20C.(2)(b), 21-25A.(2), 21-25C.(1), 21-27A.(2), and 21-27 A.C. (1) of the Zoning Ordinance Regarding Size, Principal Building Lot Coverage and Square Foot Limitations of Historic Structures as Accessory Dwelling Units, carried unanimously.

Motion was made by Councilman O’Neil, 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 Councilman O’Neil, seconded by Councilwoman Hazen-Martin, to have First Reading, by title only, of An Ordinance to Amend the Zoning Ordinance as Contained in Section 21-17 regarding demolition, removal, or relocation of principal or accessory use buildings or structures over fifty (50) years old, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilwoman Hazen-Martin to go into executive session, carried unanimously.

Upon returning from executive session, Mayor Smith stated that no votes were taken. Motion was made by Councilman Howle, seconded by Councilman O'Neil, to adjourn, carried unanimously.

Respectfully submitted,

Ellen McQueeney