

November 16, 2010

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
Buddy Howle, Councilman
Jerry Kaynard, Councilman
Madeleine McGee, Councilwoman
Patrick O'Neil, Councilman

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

The floor was opened for comments from the citizens. Carolyn Thiedke, 1734 Middle Street spoke regarding an anti-idling campaign for vehicles waiting while the Ben Sawyer Bridge opens for boats. Scott Parker, 1702 I'on Avenue, spoke regarding placing islands with greenery in the street in front of Fort Moultrie and at Station 18. This item was referred to the Streets and Maintenance Committee. Patrick Rutledge, 1764 Atlantic, stated he was against a stop light at the Station 22-1/2 and Middle Street intersection. Elizabeth Tezza, 2220 Atlantic Avenue, stated she is in favor of a three-way stop at the Station 22-1/2 and Middle Street intersection, and to eliminate the lane going straight toward Isle of Palms. Councilman O'Neil congratulated Mayor Smith for being one of forty people in the United States selected into the Order of St. John, a major international charity, for his longstanding community service.

Motion was made by Councilman Howle, seconded by Councilman Kaynard, to approve the minutes, as amended, from the regular meeting on October 19, 2010, carried unanimously.

Reports and Communications

General and New Correspondence – Correspondence was received from Jody Thomas Hackney, 47 Sowell Street in Mt. Pleasant, regarding dog licensing; Tree Commission regarding planting of trees on Arbor Day; Elizabeth Tezza concerning changes to intersection of Station 22-1/2 and Middle Street; Marion Stone regarding relief on a sewer bill; resident correspondence regarding the commercial overlay district concept.

Attorney Report – Attorney Dodds stated he had received a fee simple title request for 2662 Goldbug by Keats Properties, LLC. Motion was made by Councilman

Howle, seconded by Councilman Kaynard, to approve the fee simple title request for 2662 Goldbug, carried unanimously.

Board and Commission Reports – Planning Commission Chairman Hal Currey reported that the Commission began studying the public comment of the overlay district at its November meeting. The Commission will have information to share with Council at the January Committee meeting.

Administrator's Report, Administrator Benke. Staff continues to gather subpoenaed documents for the civil action against the Town and Town Council. The Recreation Committee will review information regarding commercial activity on Town property and the RC-1 area. Dunleavy's Pub submitted a request for street closure and swim event at Station 22-1/2 for the Polar Bear Swim on January 1, 2011. Home Team also requested to close front sections as previously done. The Island Gallery requested permission for a three day art festival to be held on December 3, 4, and 5, 2010. The event includes live painting, sculpture, pottery, dance, theatre and amplified outside music. Everett White, manager of the Island Gallery, will work with Town staff regarding this event. Council approved the request for the Charleston Running Club to have the annual 5k and 15k Charlie Post Classic to be held on January 29, 2011 and the second annual Run for Adela Memorial Run on April 9, 2011. Council agreed on alternate meeting dates for next year's Council/Committee meetings in April, July, September and December due to holiday conflicts. Town Hall will be closed on November 11th for Veteran's Day, and November 25 and 26, 2010 for Thanksgiving. All essential departments will be fully staffed. The Town will observe three holidays in December and one in January. The S.C. Municipal Insurance Trust has provided information regarding the renewal of the workers' compensation insurance for the Town. Mayor Smith has reaffirmed service for the Sullivan's Island representation on the CARTA Board through December 2013.

Ways and Means Committee, Councilman Kaynard for Councilman Perkis. Comptroller Blanton is working on an ordinance amendment and policy documents regarding disaster reserves. Non-budgeted litigation expenses resulting from *Bluestein et al. v. Sullivan's Island et al.* were approximately \$48,000 as of the end of October. A Special Meeting was held last night for the readings of an Ordinance to Refinance the Waterworks and Sewer System Revenue Bonds.

Personnel Committee, Councilman Howle. Monthly report rendered. Town employees became covered under the State of South Carolina health insurance plan as of October 1, 2010. Funds have been forwarded to MASC/SCLGAG to cover the medical claims run-out. SCLGAG has advised the initial payment has been expended and additional funds are required. Open employee positions include one full time Water and Sewer operator; one full time Fire Fighter; and one full time Maintenance. Guidelines for the Outstanding Employee Award were previously distributed for review. **Motion was made by Councilman O'Neil, seconded by Councilman Kaynard, to approve the Outstanding Employee Award guidelines as presented, carried unanimously.**

Water and Sewer Committee, Councilman Kaynard for Councilman Perkis. Monthly reports rendered. Manager Gress continues to look at grant opportunities and FEMA grant funding for various projects. Correspondence received from Marion Stone regarding adjustment of sewer bill for 1750 I'on was referred to the Committee.

Building and Construction Committee, Councilman Howle. Monthly report rendered. The Department of Homeland Security/Federal Emergency Management Agency has determined that Sullivan's Island will increase to a Class 6 in the National Flood Insurance Program Community Rating System. The rating change will result in lower premiums for policy holders. Building Official Robinson will send a letter to residents concerning this savings.

Fire Committee, Mayor Smith. Monthly report rendered. The Christmas Tree and Fire Station Lighting ceremony will be held at dusk on Friday, December 3, 2010. Chief Stith reported he had received a request for the S.C. Urban Search and Rescue Team, in conjunction with the SC National Guard Blackhawk division, to perform its training session January 7-9, 2011 and would like to utilize the boat ramp, dock and parking area. He will provide more information at the next Committee meeting.

Recreation Committee, Mayor Smith for Councilwoman Watson. Mayor Smith stated there was no new information to report.

Real Estate Committee, Councilman O'Neil.
Open Space Protection for Town Parcels – Mt. Pleasant Land Conservancy is working on the draft agreement and will submit to the Town.
Accreted Land Management Plan – Council is to provide comments on the final draft of the Accreted Land Management Plan to Administrator Benke by Monday, November 29, 2010.
Island Club Structural Improvements – Council has asked the Island Club to provide information and drawings for the handicap ramp, potential windows, and ADA bathroom upgrades.

Police Committee, Mayor Smith. Monthly report rendered.

Streets and Maintenance Committee, Councilwoman McGee. PCL has begun work on the final modifications to the Ben Sawyer Bridge. Final paving and striping should be complete in January 2011. There was lengthy discussion concerning the intersection of Station 22-1/2 and Middle Street. Administrator Benke distributed and reviewed with Council the SCDOT Preliminary Marking Plan dated November 2, 2010. **Motion was made by Councilman O'Neil, seconded by Councilman Kaynard to follow the SCDOT plan reviewed with the exception of retaining the two eastbound lanes on Middle Street, and there would be no three-way stop sign.** Councilwoman McGee stated she disagreed as the stop signs are strongly needed, and the residents and business owners have expressed their desire to slow the traffic. Councilman Kaynard stated he has concern about the two lanes in front of Dunleavy's Pub; however, he does not think a stop sign is the answer. He suggested perhaps a caution to slow down could

be painted on the street. **Motion carried by a vote of 4-1, with Councilwoman McGee casting the nay vote.**

Mayor Smith duly ratified Ordinance No. 2010-08, An Ordinance to Amend the Sullivan's Island Code of Ordinances by Adding Chapter 27 – Franchise Fees – Granting Consent to Application for Franchise Fee for Cable Service and Setting Franchise Fee.

Mayor Smith duly ratified Ordinance No. 2010-09, An Ordinance to Amend Chapter 5 Building, Sections 5-78 and 5-81 of the Ordinances for the Town of Sullivan's Island, relating to flood management.

Mayor Smith duly ratified Ordinance No. 2010-11, A Series Ordinance Making Provision for the Terms and Conditions of An Issue of Waterworks and Sewer System Revenue Bonds, Series 2010, of the Town of Sullivan's Island, South Carolina.

Motion was made by Councilman Kaynard, seconded by Councilman Howle, to have Second Reading of Ordinance No. 2010-10, An Ordinance to Amend Chapter 20 Water Supply Section 20-7-A, Section 20-7-B, Section 20-7-C and Section 20-12-1 to Allow a Dock Only Meter for the Purpose of Supplying Water Only to Those Lots with a Dock and No Residential Structure, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilman Kaynard, to suspend the rules to have Third Reading of Ordinance No. 2010-10, An Ordinance to Amend Chapter 20 Water Supply Section 20-7-A, Section 20-7-B, Section 20-7-C and Section 20-12-1 to Allow a Dock Only Meter for the Purpose of Supplying Water Only to Those Lots with a Dock and No Residential Structure, carried unanimously.

Motion was made by Councilman O'Neil, seconded by Councilman Kaynard, to have Third Reading of Ordinance No. 2010-10, An Ordinance to Amend Chapter 20 Water Supply Section 20-7-A, Section 20-7-B, Section 20-7-C and Section 20-12-1 to Allow a Dock Only Meter for the Purpose of Supplying Water Only to Those Lots with a Dock and No Residential Structure, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilman Kaynard, to have First Reading, by title only, of Ordinance No. 2010-12, An Ordinance to Amend Chapter 3-6 Quarantine of Dogs and Release Therefrom, carried unanimously. Second Reading of the Ordinance will be advertised for a Special Meeting on December 6, 2010.

Motion was made by Councilman Kaynard, seconded by Councilman Howle, to go into Executive Session for Personnel matters at 8:28 p.m., carried unanimously.

Motion was made by Councilman Kaynard, seconded by Councilman Howle, to come out of Executive Session at 8:55 p.m., carried unanimously. Mayor Smith stated no action or votes were taken in Executive Session.

Motion was made by Councilman Howle, seconded by Councilman O'Neil, to adjourn at 9:00 p.m., carried unanimously.

Respectfully submitted,

Ellen Miller