

December 17, 2013

The regular meeting of Town Council was held on the above date at 6:00 p.m. at Town Hall, all requirements of the Freedom of Information Act having been satisfied:

Present were: Mike Perkis, Mayor  
Jerry Kaynard, Mayor Pro Tem  
Chauncey Clark, Councilman  
Hartley Cooper, Councilwoman  
Susan Middaugh, Councilwoman  
Pat O'Neil, Councilman

Mayor Perkis led the Pledge of Allegiance, followed by the prayer by Councilman Clark. There were fourteen members in the audience, including one member of the media.

**I. FORMAT** - Mayor Perkis opened the floor for comments.

Paul Boehm, 3209 Middle Street, presented information to Council regarding erosion on the northern end of the island. He stated over 250 feet of land has eroded in the last 50 years; and 17 lots were lost due to that erosion. Mr. Boehm stated it is not a good idea to sell Town lots in the area.

Wayne Stelljes, 3104 I'on Avenue, thanked Town Council, Town departments and staff for their efficient and effective government service.

Hal Coste, 322 Station 19, stated he was concerned about Council's use of electronic devices during the meetings, and suggested it stop.

Gigi Runyon, 2923 I'on Avenue, inquired what the game plan was for dealing with the coyotes. Mayor Perkis stated the situation is being monitored. The program is a two-fold action plan: 1) Observation – determine how many coyotes we have on the island and where they are; and 2) Identify the coyotes that become a nuisance and capture them through a process administered by the Police Department and trappers. Chief Howard stated the Police Department has been keeping track of coyote sightings since November 13<sup>th</sup>, and there have been 27 actual sightings.

**II. COUNCIL ACTION ITEMS**

1. Motion was made by Councilman Kaynard, seconded by Councilman O'Neil, to approve the Minutes of the Regular Council meeting on November 19, 2013; Special Council Meeting on November 19, 2013; Special Council Meeting on December 9, 2013; Special Council Meeting on December 11, 2013; and Special Council Meeting on December 13, 2013, carried unanimously.

Motion was made by Councilwoman Middaugh, seconded by Councilman Kaynard, to have consultant Jim Shelton of Arcadis present information to Council at this time rather than at the Water & Sewer Committee Report later in the meeting, carried unanimously.

Administrator Benke introduced Jim Shelton, the National Technical Director for buried infrastructure for Arcadis. Mayor Perkis stated the purpose of his presentation was to determine how to help resolve the inflow and infiltration (I&I) of the sewer system. The sewer treatment plant processes approximately 500,000 gallons a day; however, the Town only uses about 200,000 gallons of water a day. Therefore, about 300,000 gallons a day is seeping into the system.

Mr. Shelton stated the goal was to reduce the leakage into the system so we reduce the likelihood of a regulatory action. We need to be in control of our own circumstances, and be pro-active in a fiscally responsible long-term effective matter. Secondary goals are to reduce our energy cost, and to set ourselves up for a long-term sewer program that focuses on sustainability. He stated he was asked to look at two different technologies for this problem: grouting (also called test and seal); and lining. The grouting is all remote; no digging (trenchless technology) low invasive. Grouting uses chemical grout that pumps immediately around the pipe to stabilize it. Grouting is a good use for structurally sound pipes and laterals, it is good for sandy soils, it gives moderate reductions in I&I at around 40%, and it is the cheapest technology.

Lining is basically building a new pipe inside, and it is used when there is broken pipe and badly damaged laterals. The I&I reduction rates are 60-70%, and it is expensive. He presented financial information of the cost benefit for each method. He stated that Arcadis recommended the grouting method for Sullivan's Island.

**2. Motion was made by Councilman Kaynard, seconded by Councilman Clark, to have First Reading of Ordinance No. 2013-14, An Ordinance to Amend Section 16-16, Personnel Code, for the Town of Sullivan's Island, regarding Cash-out or Carry-over of Accrued Vacation due to Special Circumstances.**

**Motion was made by Councilman O'Neil, seconded by Councilman Kaynard to amend the motion to insert the word "additional" before "accrued vacation". The amended ordinance would read:**

**1. Up to the equivalent of three (3) work weeks of unused vacation earnings may be carried forward from one (1) calendar year to the next. The Administration Committee of Council may approve cash vacation payout or the carry-over of additional accrued vacation based upon special circumstances."**

**Motion to amend carried unanimously. Motion to have First Reading of Ordinance No. 2013-14, as amended carried unanimously.**

**3. Motion was made by Councilman Kaynard, seconded by Councilwoman Middaugh, to have First Reading of Ordinance No. 2013-15, An Ordinance by the Town of Sullivan's Island, South Carolina, to Provide for the Issuance and Sale of the General Obligation Bond of 2014 of the Town of Sullivan's Island, South Carolina in the Amount of Three Million Nine Hundred Thousand Dollars (\$3,900,000); to Prescribe the Purposes for Which the Proceeds Shall be Expended; to Provide for the Payment Thereof; and Other Matters Relating Thereto, carried unanimously.**

**4. Motion was made by Councilman O'Neil, seconded by Councilman Clark, to approve Second Reading and Ratification of Ordinance 2013-11, An Ordinance to Amend Section 21-108 of the Zoning**

Ordinance for the Town of Sullivan's Island Regarding Membership Requirements for the Design Review Board by Removing the "Real Property Ownership" Condition, carried unanimously.

5. Motion was made by Councilman O'Neil, seconded by Councilman Clark, to have Second Reading and Ratification of Ordinance 2013-12, An Ordinance to Amend Section 21-203; Section 21-27B (4); and Section 21-27A (2) Amending Various Sections of the Zoning Ordinance to Allow the Single-Family Use of any Existing Residential Buildings That Are Over 5600 Square Feet (Principal Building Square Footage), carried unanimously.

6. Motion was made by Councilman Kaynard, seconded by Councilman Clark, to defer Second Reading and Ratification of Ordinance No. 2013-09, An Ordinance Amending Section 14-25 of the Code of Ordinances for the Town of Sullivan's Island to Revise Franchise Fees for Filming, Video Taping, and Still Photography for Commercial Purposes; and, to Add Language Prohibiting Filming of Any Type within the RC-1/RC-2 Zoning Districts or on the Beach, until the next meeting, carried unanimously.

7. Motion was made by Councilwoman Middaugh, seconded by Councilman Kaynard, to approve proceeding with the application for State Revolving Fund funding for inflow and infiltration reduction program based on the recommendation of the Arcadis proposal report, carried unanimously.

8. (a) and (b) Motion was made by Councilman Kaynard, seconded by Councilman Clark, to approve the full-time status of employees Joe Henderson and Stephen Poole, who completed their probation period in early December 2013, carried unanimously.

(c) Water & Sewer employee Brian Jenerou has completed the Class B Wastewater certification. Motion was made by Councilman Kaynard, seconded by Councilman Clark, to approve compensation consistent with the license scale, carried unanimously.

(d) Motion was made by Councilman Kaynard, seconded by Councilman O'Neil to carry-over to 2014 the excess vacation days that Water & Sewer employee Darrell Noisette was unable to use due to departmental staffing issues, carried unanimously.

### **III. REPORTS AND COMMUNICATIONS**

1. **General and New Correspondence** – Correspondence was received from Nancy Fortier, Laurie Arthur, and Manda Poletti expressing their concern about coyotes on the island. Correspondence was also received from Jim Marianski about town government; and from SCE&G that they will be trimming trees in January around the power lines.

2. **Attorney Report** - No report.

3. **Boards and Commissions** - Report rendered from Chairman of Planning Commission.

### **IV. COMMITTEE REPORTS**

**Finance Committee** – Mayor Perkis. Monthly report rendered. Discussion continues on the proposed ordinance concerning the revision of franchise fees for filming and photography.

**Public Safety Committee – Councilman Clark.** Monthly reports rendered. Chief Howard reported that the department was preparing for the Polar Bear Swim.

**Water and Sewer Committee – Councilwoman Middaugh.** Monthly reports rendered. The next Committee meeting will be January 15, 2014.

**Administration Committee – Councilman Kaynard.** Monthly report rendered. There was discussion regarding the Polar Bear Swim, in particular the hours to close the streets. **Motion was made by Councilman Kaynard, seconded by Councilman Clark, to set up the barricades to close Middle Street and Station 22-1/2 Street for the Polar Bear Event on January 1, 2014 at 10:00 am with the discretion of the Police Chief of when to re-open the streets, no later than 5:00 pm, carried unanimously.**

**Land Use and Natural Resources Committee – Councilman O’Neil.** Monthly report rendered. Biggert-Waters Act - Councilman O’Neil reported that a bill was in the U.S. Senate that would have deferred many of the worse aspects of the Act for about four years; however, the bill was blocked.

**Public Facilities Committee – Councilwoman Cooper.** Monthly report rendered.

**Recreation Committee – Councilwoman Middaugh for Councilwoman Watson.** Councilwoman Middaugh reported that the Gingerbread House holiday party had a great crowd of children making gingerbread houses.

**Motion was made by Councilman Clark, seconded by Councilman Kaynard, to go into Executive Session at 7:20 pm for the purpose of contractual, legal advice, and personnel, carried unanimously.**

Town Council returned to Regular Session at 8:37. Administrator Benke stated that no votes or action were taken in Executive Session.

**Motion was made by Councilman Kaynard, seconded by Councilman Clark, to not accept any of the bids for the three Town lots for sale, carried unanimously.**

**Motion was made by Councilman Kaynard, seconded by Councilman Clark, to authorize the Administrator to open negotiations with Hill Construction on a contract for construction of a new Town Hall with a delivery method of CM at Risk, carried unanimously.**

**Motion was made by Mayor Perkis, seconded by Councilwoman Middaugh, to ask the Ethics Commission for an informal and formal opinion regarding Rusty Bennett’s involvement in the zoning question for cafes, carried by a vote of five, with Councilman Kaynard recusing himself. Attorney Dodds stated the question is two-fold: Can Mr. Bennett participate at all in the business district and/or can he participate when dealing with food and beverage decisions.**

Council asked the Administrator to get appraisals on the lots at the end of Middle Street, with numbers ending in 22 and 21.

Motion was made by Mayor Perkis, seconded by Councilman Clark, to adjourn at 8:50 pm, carried unanimously.

Respectfully submitted,



Ellen Miller