

April 22, 2014

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  
Mary Jane Watson, Councilwoman

Mayor Perkis led the Pledge of Allegiance, followed by a prayer by Councilwoman Watson. Town Hall was full of residents, and also two members of the media.

Motion was made by Councilman Kaynard, seconded by Councilman Clark, to amend the agenda to move Action Item 2, the Holocaust Proclamation, to be read before public comments, carried unanimously. Councilman Kaynard gave a brief history of the Holocaust, and read the Proclamation of the week of April 27- May 4 as Days of Remembrance. Motion was made by Councilman O'Neil, seconded by Councilman Kaynard, to approve the Holocaust Proclamation, carried unanimously. Councilman Kaynard then distributed candles to the Council members, and each one lighted their candle in remembrance.

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

Mark Howard, 1820 Central Avenue, questioned if the Town could eliminate the party buses that come on the island during events. Chief Howard stated their licensing falls under the Department of Commerce, and it would need to be confirmed with the attorney if the Town could require a license or prohibit them from events.

Skip Condon, 2201 I'on Avenue, stated he is extremely opposed to closing the streets for the St. Patrick's Day celebration.

Wayne Guckenberger, 2105 Pettigrew, suggested the Town consider closed circuit tv's to read license plates on both bridges as a tool for law enforcement.

Barbara Spell, 1702 Atlantic, asked why residents were not included in the Public Safety meeting with restaurant owners regarding the St. Patrick's Day celebration. Councilman Clark stated there were some residents were there, and it was public meeting. The next meeting with the restaurant owners will also be a public meeting, and residents are welcome.

## **II. COUNCIL ACTION ITEMS**

- 1. Motion was made by Councilman Kaynard, seconded by Councilman Clark, to approve the Minutes from the March 18, 2014 regular meeting and the April 7, 2014 special meeting, carried by a vote of 5, with Council members O'Neil and Watson abstaining due to their absence from the meeting.**
- 2. Council unanimously approved the Proclamation for Peace Officers' Memorial Day on May 15, 2014.**
- 3. Council unanimously approved the Proclamation of May 16-23, 2014 as National Safe Boating Week.**
- 4. Council unanimously approved the Proclamation of May 9, 2014 as Student Painters' Day, carried unanimously.**
- 5. Motion was made by Councilman O'Neil, seconded by Councilman Kaynard, 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, carried unanimously.**
- 6. Motion was made by Councilwoman Cooper, seconded by Councilman Clark, to have Second Reading and Ratification of Ordinance 2014-01, Ordinance to Amend Section 5-12B of the Code of Ordinances for the Town of Sullivan's Island, to specify holidays that work, construction or otherwise, is prohibited; carried unanimously.**
- 7. Motion was made by Councilman Kaynard, seconded by Councilman Clark, to have Second Reading and Ratification of Ordinance No. 2014-02, An Ordinance for the Sale of Lot 11, Area G in the Town of Sullivan's Island for \$605,000, carried unanimously.**

**Motion was made by Mayor Perkis, seconded by Councilman Kaynard, to amend the agenda to move the Action Item listed on the Administration Committee regarding the Charleston County Urban Entitlement Cooperative Agreement to this time, carried unanimously.**

- 8. Motion was made by Mayor Perkis, seconded by Councilman Kaynard, to approve the Cooperative Agreement with Charleston County to requalify for Urban County Entitlement Status under the Housing and Community Development Act, carried unanimously.**

## **III. REPORTS AND COMMUNICATIONS**

- 1. General and New Correspondence – Correspondence was received from the Chicamacomico Banks Fire & Rescue of Rodanthe, North Carolina thanking the Fire Department for their medical assistance of a charter member visiting Sullivan's Island; from Laurie Arthur to not close Middle Street during St. Patrick's Day celebration; and from David Fortiere for the Town to consider providing portable toilets at**

several beach paths to relieve the problem of human waste in the sand dunes. This item will be placed on the Workshop agenda for discussion.

**2. Attorney Report -** Attorney Dodds reported that the owners of 2256 Atlantic Avenue requested a fee simple title. Motion was made by Councilman Kaynard, seconded by Councilwoman Cooper, to approve the issuance of a Fee Simple Title to T.H. Albenesius, III, for the property at 2256 Atlantic Ave., Sullivan's Island; Lot 312, carried unanimously.

**3. Boards and Commissions –**

**Planning Commission –** Report rendered from Planning Commission Chair Gary Visser. Zoning Administrator Joe Henderson reported on the latest Planning Commission meeting regarding land use/cafes/bars & restaurants. The Planning Commission recommended for staff members to meet with three Planning Commission members on April 25<sup>th</sup> as a study group to discuss. The public is welcome to attend and give input on the draft regulations.

**IV. COMMITTEE REPORTS**

**Finance Committee –** Mayor Perkis. Monthly report rendered. Motion was made by Councilman Kaynard, seconded by Mayor Perkis, to approve the Finance Committee minutes of April 3, 2014, carried by a vote of five, with Council members O'Neil and Watson abstaining due to absence from the meeting.

**FY 2015 Budget** - Mayor Perkis stated the first draft of the 2015 budget was in the Council packets for all members to review before the May 12<sup>th</sup> Council Workshop. He stated there was an unbalanced budget and this year's surplus will be moved to the 2015 budget. Items include \$77,000 for a fire rescue boat (a grant of \$310,000 was received for the boat, with our match of 25%). The Command bus and one current boat will be sold. Chief Stith reported at this time that the new fire rescue boat is an all-weather boat. It has the same pump capacity as the fire truck, so some credit will be received from ISO. The boat will have an enclosed cabin area where patients could be placed. The FEMA grant was received through the S.C. Ports Authority. The Town was the only fire department to receive a boat grant this year. Another budget item with surplus funds will be a one-time expense of approximately \$300,000 for the digitization of records. The options for the proceeds of the sale of Lot 11 will be discussed at the Workshop on May 12<sup>th</sup>.

**Toler's Cove** – Mayor Perkis stated the Town has received a request from Toler's Cove Marina to deposit approximately 8,000 cubic feet of material in the Town spoil area. Council gave consensus for Mayor Perkis to sign the agreement.

**Public Safety Committee –** Councilman Clark. Monthly reports rendered.

**Ladder Truck Request for Proposal** – Motion was made by Councilman Clark, seconded by Councilwoman Watson, to approve the release of the Request for Proposal for the new fire truck, carried unanimously.

**Conducted Electrical Weapons** – Motion was made by Councilman Clark, seconded by Councilman O'Neil, to approve the purchase of seven tasers, carried unanimously. It was agreed to forward the electrical weapon policy written by Chief Howard to Attorney Dodds for review; and then forward to the

Public Safety Committee for review. Chief Howard stated that the officers would need to be re-certified because they first began researching the weapons four years ago.

**Approval of Committee Minutes** – Motion was made by Councilman Clark, seconded by Councilman O’Neil, to approve the Public Safety Committee minutes from April 17, 2014, carried unanimously by all three Committee members.

**Disaster Preparedness Exhibition** – The joint Sullivan’s Island – Isle of Palms exhibition will be held on May 21, 2014 from 5-7 pm at the Isle of Palms Public Safety Building.

**Water and Sewer Committee** – Councilwoman Middaugh. Monthly reports rendered.

**Water & Sewer Committee Minutes** – Motion was made by Councilman Clark, seconded by Councilman Kaynard, to approve the Water & Sewer Committee minutes from April 4, 2014, carried unanimously by all Committee members.

**Water & Sewer Budget** – The preliminary Water and Sewer budget will be distributed soon.

**Heavy rain event** – Mayor Perkis and Council commended the Water & Sewer staff for their hard work during the recent rain event of 3.5 inches in a short period of time.

**Comprehensive Plan** – Items should be discussed at the Council Workshop; and execute the Plan at the May Council meeting.

**Administration Committee** – Councilman Kaynard. Monthly report rendered. All action items were completed at the beginning of tonight’s meeting. Correspondence received was reviewed earlier in the meeting. The applications for the open Board of Zoning Appeals position will be discussed in Executive Session tonight.

**Land Use and Natural Resources Committee** – Councilman O’Neil. Monthly report rendered.

**Committee Meeting Minutes** – Motion was made by Councilman O’Neil, seconded by Mayor Perkis, to approve the Minutes from the April 11, 2014 meeting as amended, carried unanimously. The first sentence of the final motion of the meeting should read: “Recommend to Council to provide the following approach to developing transition zones in the Accreted Land; first that range of depth for the transition zones be as following for each of the management planning units:”

**Community Workshop in the Protected Land** – Jeff Jackson and Billy McCord will give “hands on” educational workshops at Station 16 beach path on May 13, 2014 and May 21, 2014 from 4-6pm. Councilman O’Neil stated he would like a message placed in the water bills of these events and that the protected land will be discussed at the May 12<sup>th</sup> Workshop.

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

**Safety Improvement to Otis Pickett Court** – Motion was made by Mayor Perkis, seconded by Councilman Kaynard, to approve the estimated cost of \$4,401.30 for improvements to Otis Pickett Court and Inlet Drive, carried unanimously. Building Official Robinson will work with Charleston County on the job timeline. Comptroller Blanton will ensure a letter is sent to residents on that street regarding the improvements.

**Myrtle Avenue Cemetery** – This topic will be put on hold and placed on the May Committee agenda. Nearby residents will be invited to the meeting to ensure they are informed about the plans.

**Committee Workshop Meeting** – The Public Facilities Committee meeting on March 25, 2014 did not have a quorum; however, the Town Hall Design team was present, and David Creech of Creech &

Associates presented their information. A conceptual package was to be delivered to Hill Construction by the second week of April. Comptroller Blanton will contact Mr. Creech to determine the status of the project.

Charleston Transportation Committee – Administrator Benke will help the Committee work on a list to submit for the “C” Fund Projects. Water and Sewer Manager Gress reported that he received a list from the SC Department of Transportation of roads on Sullivan’s Island to be resurfaced, therefore they could be removed from the Town’s list. Mr. Gress also received notice from the Charleston County engineer that in a few months they will begin a drainage project starting at Osceola Avenue.

Recreation Committee – Councilwoman Cooper for Councilwoman Watson.

Tennis Courts at Citadel and Middle Streets – Administrator Benke continues to work on the engineering services RFP.

St. Patrick’s Day Festival – The St. Patrick’s Day Festival held in Stith Park the morning of March 15, 2014 was a very successful family-friendly event.

Independence Day Fireworks – The contract has been sent to the vendor. The fireworks will take place on top of the mound.

Tree Removal – Stith Park – This will be an action item for Council at the May meeting. Councilwoman Watson and Zoning Administrator Henderson will place new ribbons on the trees next week. Mr. Henderson will revise the tree survey to change symbols to make the types of trees easily identified on the plan. Councilwoman Watson stated she would send the survey to the Island Eye News.

**Motion was made by Councilman Kaynard, seconded by Councilman Clark, to go into Executive Session at 7:45 pm for Personnel – Discussion of Board of Zoning Appeals applicants, carried unanimously.**

Motion was made by Councilman O’Neil, seconded by Councilman Kaynard, to return to regular session, carried unanimously. Mayor Perkis stated no action or votes were taken in Executive Session.

**Motion was made by Councilman Kaynard, seconded by Councilwoman Watson, to appoint Sarah Church to the Board of Zoning Appeals, carried unanimously.**

**Motion was made by Councilman Kaynard, seconded by Councilman O’Neil to adjourn, carried unanimously.**

Respectfully submitted,



Ellen Miller