

Charleston, S. C.
October 8, 2013

A regular meeting of County Council of Charleston County was held on the 8th day of October, 2013, in the Beverly T. Craven Council Chambers, Second Floor of the Lonnie Hamilton, III Public Services Building, located at 4045 Bridge View Drive, Charleston, South Carolina.

Present at the meeting were the following members of Council: Teddie E. Pryor, Sr., Chairman, who presided; Colleen Condon; Henry E. Darby; Anna Johnson; Joseph K. Qualey; A. Victor Rawl; Herbert R. Sass, III; Dickie Schweers and J. Elliott Summey.

Also present were: County Administrator W. Kurt Taylor and County Attorney Joseph Dawson.

Council Member Darby gave the invocation. Council Attorney Dawson led in the pledge to the flag.

The Clerk reported that in compliance with the Freedom of Information Act, notice of meetings and agendas were furnished to all news media and persons requesting notification.

Mr. Rawl moved approval of Council meetings of September 24 and October 3, 2013, seconded by Mr. Summey, and carried.

Council Member Darby gave the invocation. County Attorney Dawson led in the pledge to the flag.

**Zoning and
Planning Fee
Schedule
Amendments**

An Ordinance dealing with Planning Department fees was given second reading by title only.

**AN ORDINANCE
AMENDING THOSE PORTIONS OF
CHAPTER 2 / ARTICLE V / DIVISION 2 / SECTION 2 - 137
DEALING WITH FEES**

The Ordinance in its entirety will appear in the minutes of Charleston County Council at the time of third reading.

The Chairman called for second reading of the Ordinance. The roll was called and vote recorded as follows:

Ms. Condon	- aye
Mr. Darby	- aye
Ms. Johnson	- aye
Mr. Qualey	- nay
Mr. Rawl	- aye
Mr. Sass	- nay
Mr. Schweers	- nay

Mr. Summey - aye
Mr. Pryor - aye

The vote being six (6) ayes and three (3) nays, the Chairman declared the Ordinance to have received second reading approval.

**Resolution
National
Planning
Month**

A report was read from the Finance Committee under date of October 3, 2013 that it considered the information furnished by County Administrator Kurt Taylor and Zoning and Planning Director Dan Pennick regarding a proposed resolution proclaiming October 2013 Community Planning Month in Charleston County. It was stated that the month of October 2013 has been designated by the American Planning Association as National Community Planning Month in order to publicly recognize the dedication of the members of our planning commissions, the citizen planners and the professional planning staffs in our country that are dedicated to making the quality of our communities and environment better. It was shown that in Charleston County we have many citizen planners who serve on boards and commissions that work with professional staffs in order to provide an opportunity for all citizens to be meaningfully involved in the planning process.

Committee recommended that Council adopt a resolution declaring October 2013 Community Planning Month in Charleston County.

Ms. Condon moved approved of Committee recommendation, seconded by Mr. Rawl, and carried.

The Chairman asked Dan Pennick and his Staff to come forward and requested the Clerk to read into the record the Resolution, which is as follows:

**A RESOLUTION
OF CHARLESTON COUNTY COUNCIL**

WHEREAS, change is constant and affects all of Charleston County and the Tri-County Region; and

WHEREAS, community planning and plans can help manage this change in a way that provides better choices for how people work and live; and

WHEREAS, community planning provides an opportunity for all residents to be meaningfully involved in making choices that determine the future of their community; and

WHEREAS, the full benefits of planning requires public officials and citizens who understand, support, and demand excellence in planning and plan implementation; and

WHEREAS, the month of October is designated as National Community Planning Month throughout the United States of America and its territories, and

WHEREAS, The American Planning Association and its professional institute, the American Institute of Certified Planners, endorse National Community Planning Month as an opportunity to highlight the contributions sound planning and plan implementation make

to the quality of our settlements and environment; and

WHEREAS, the celebration of National Community Planning Month gives us the opportunity to publicly recognize the participation and dedication of the members of planning commissions and other citizen planners who have contributed their time and expertise to the improvement of Charleston County; and

WHEREAS, we recognize the many valuable contributions made by professional community and regional planners of Charleston County and extend our heartfelt thanks for the continued commitment to public service by these professionals;

NOW, THEREFORE, BE IT RESOLVED, that Charleston County Council does hereby designate the month of October 2013 as

Community Planning Month

in Charleston County in conjunction with the celebration of National Community Planning Month.

CHARLESTON COUNTY COUNCIL

**Teddie E. Pryor, Sr., Chairman
October 08, 2013**

The Chairman announced that the next item on the agenda was the Consent Agenda.

**Consent
Agenda
A) FY14 "C"
Funds Program
B) FY13 EMS
Grant-in-Aid
Program.**

Ms. Condon moved approval of Committee recommendations A & B, seconded by Mr. Sass, and carried.

The Consent agenda is as follows:

A report was read from the Finance Committee Meeting of October 3, 2013 that it considered the information furnished by County Administrator Kurt Taylor and Assistant County Administrator for Public Works and Transportation Development Jim Armstrong regarding a request from the Charleston County Transportation Committee that Charleston County administer the Charleston County Transportation Committee (CCTC) "C" Fund Road Improvement Program. It was stated that it has been the practice for many years for county staff to administer the funds, engineering design, contracts and perform construction management services for the CCTC, and this year the CCTC has allocated \$3,579,950 for resurfacing various state, county, and municipal roads as well as an additional \$1,000,000 for other projects. It was shown that "C" funds are derived from 2.66 cents per gallon of the state gasoline user fee which is deposited in the County Transportation Fund to be allocated to all counties within the state.

Committee recommended that Council authorize staff to enter into necessary agreement(s) with the South Carolina Department of Transportation and others to enable County staff to carry out project design, contract administration, and construction management for the CCTC's FY 2014 "C" Funds Road Improvement Program.

A report was read from the Finance Committee under date of October 3, 2013 t That it considered the information furnished by County Administrator Kurt Taylor and EMS

Director Don Lundy regarding a pass through grant which MUSC's Meducare program has requested to apply for through Charleston County EMS. It was stated that the South Carolina Department of Health and Environmental Control (DHEC) has a DUI grant opportunity which MUSC's Meducare program qualifies for and that Charleston County EMS will function as the pass thru agent and grant recipient for the DUI grant funds. MUSC Meducare, the sub-recipient, has been allocated \$1,058.40 in the competitive grant process which will be utilized for National Association of Air Medical Communication Specialist dispatcher training. The contract will be awarded for one year (August 15, 2013 through December 31, 2013). The EMS Department has the approved match funds in the FY 2014 budget. DHEC will reimburse Charleston County for the Grant-in-Aid fund and MUSC will reimburse Charleston County for the matching funds.

Committee recommended that Council:

1. approve a contract between South Carolina Department of Health and Environmental Control and Charleston County for an application of Grant-in-Aid funds for the period of August 15, 2013 through December 31, 2013 with the understanding that Charleston County's contract for reimbursement will be for no more than \$1,058.40 and that this is a competitive grant which requires a 5.5% match of \$61.60. MUSC will reimburse Charleston County for the DUI Grant and matching fund.
2. approve the expenditure of budgeted grant funds in the EMS FY2013 budget purchasing NAACS (National Association of Air Medical Communication Specialists) dispatch training for MUSC Meducare.

A report was read from the Finance Committee meeting of October 3, 2013 that it considered the information furnished by County Administrator Kurt Taylor, Contracts and Procurement Director Barrett Tolbert, and Charleston County Sheriff Al Cannon regarding the need for the Sheriff's Office desire to upgrade its fingerprinting system. It was stated that DataWorks has been providing the National Institute of Standards and Technology (NIST) Manager Fingerprint Archive System for the Sheriff's Office for nearly two decades. It was shown that Dataworks recently introduced the SAF-ID upgrade which will allow deputies to make in-car fingerprint identifications of crime victims or to obtain positive identification before serving a warrant. The upgrade will also include a facial recognition system which will allow for the scanning of faces in large gatherings such as Cooper River Bridge Run and the Coastal Carolina Fair to identify individuals who have outstanding arrest warrants. It was stated that because this equipment is an upgrade to an existing system used by the Sheriff's Office, it is requested that this be approved as a non-competitive procurement.

Committee recommended that Council authorize a non-competitive procurement in the amount of \$332,255.73 to upgrade the Sheriff's fingerprinting system to the DataWorks SAF-ID system for use by the Sheriff's Office with the understanding that the funds are available in the Technology Services Budget.

Ms. Condon moved approval of Committee recommendation, seconded by Mr. Summey, and carried. Mr. Qualey voted no.

**Dataworks
SAF-ID Non-
Competitive
Procurement**

**Daimler Vans
Financial
Incentives**

A report was read from the Finance Committee under date of October 3, 2013 t That it considered the information furnished by County Administrator Kurt Taylor and Economic Development Director Steve Dykes regarding financial incentives extended to Daimler

Vans in support of its planned plant expansion. It was stated that at its April 9, 2013 meeting, County Council approved a resolution committing to the use of fee-in-lieu-of-taxes (FILOT) for a \$4 million expansion project by an existing local employer known as 'Project Columbus' which would add 60 new full-time workers. Specifically, Council voted to extend the term of the current FILOT agreement (2006) for this existing employer from twenty to thirty years.

County Council was briefed that the expansion would create an additional \$286,000 in revenues for the taxing entities over the next twenty years, including \$52,453 for Charleston County, and that the added annual payroll from the new positions would approximate \$2.1 million.

It was shown that in late April County Council's commitment helped the local plant management team win an internal corporate competition among sister locales, and on September 12, 2013, Daimler Vans, LLC made a public announcement that it would move forward with the expansion ('Project Columbus') at its North Charleston facility. The FILOT commitment earlier made by resolution now needs to undergo the legally required three ordinance readings and public hearing in order to be finalized.

Committee recommended that Council approve and give first reading to an ordinance and amendment authorizing extension of the term of the existing fee-in-lieu of taxes (FILOT) agreement of (2006) between Charleston County and Daimler Vans Manufacturing LLC from twenty (20) years to thirty (30) years in order to facilitate the company's \$4 million expansion and the creation of 60 new jobs.

Mr. Summey moved approval of Committee recommendation, seconded by Ms. Condon and carried. Mr. Schweers voted no.

An Ordinance authorizing the execution and delivery of a first amendment to the fee in Lieu of Taxes Agreement was given first reading by title only.

AN ORDINANCE

AUTHORIZING THE EXECUTION AND DELIVERY OF A FIRST AMENDMENT TO THE FEE IN LIEU OF TAX AGREEMENT BY AND BETWEEN CHARLESTON COUNTY AND DAIMLER VANS MANUFACTURING, LLC F/K/A DAIMLERCHRYSLER MANUFACTURING INTERNATIONAL LLC, WHEREBY CHARLESTON COUNTY AND DAIMLER VANS MANUFACTURING, LLC F/K/A DAIMLERCHRYSLER MANUFACTURING INTERNATIONAL LLC WILL AGREE TO EXTEND THE NEGOTIATED FEE PERIOD TO THIRTY (30) YEARS.

The Ordinance in its entirety will appear in the minutes of Charleston County Council at the time of third reading.

CLERK'S NOTE: FOLLOWING THE COUNTY COUNCIL MEETING OF OCTOBER 8, 2013 MR. SCHWEERS ADVISED THE CHAIRMAN AND THE CLERK THAT HE WISHED TO CHANGE HIS VOTE APPROVING THE COMMITTEE RECOMMENDATION FROM NAY TO AYE.

**Temporary
Personnel
Transition to
FTEs**

A report was read from the Finance Committee under date of October 3, 2013 t That it considered the information furnished by County Administrator Kurt Taylor and Budget

Director Mack Gile regarding the conversion of 69 temporary personnel to regular personnel. Committee also considered the discussion of the members of the Finance Committee. It was stated that the County's personnel policies define a temporary employee as "an individual who works on a part-time or full-time basis for a specified period to last no longer than the beginning of the fiscal year following twelve (12) consecutive months of work." It was shown that many of the temporary positions in question were added during the recession to sustain the necessary functions of the County while maintaining a low-cost approach necessitated by the recession. It was also shown that the employees have been in those positions for longer than 12 months and are working similar hours in similar positions as regular employees without receiving the same benefits including health insurance. It was further stated that staff, in order to address compliance with the County's personnel policies and future compliance with the Affordable Care Act, recommends that 69 FTE's be authorized and funds were included in the FY 2014 budget for this purpose.

Committee recommended that Council authorize the conversion of certain temporary personnel to regular personnel and approve 69 FTEs as follows:

Office/Department	New FTE's
Elections & Voters Registration	4
Master in Equity	1
Assessor	1
DAODAS	13
Emergency Medical Service	1
Facilities	14
Magistrates	3
Public Works	30
Revenue Collections	1
Transportation Development	<u>1</u>
	69

Ms. Johnson moved approval of Committee recommendation, seconded by Ms. Condon.

Mr. Sass said that he felt Council needed more time in order to review and discuss this issue.

Ms. Condon stated that since Mr. Sass felt he needed more time for discussion that she was removed her second,

Mr. Darby then seconded Ms. Johnson motion.

The Chairman called for a roll call vote on Committee recommendation.

The roll was called and vote recorded as follows:

Ms. Condon	- aye
Mr. Darby	- aye
Ms. Johnson	- aye
Mr. Qualey	- nay

Mr. Rawl	- aye
Mr. Sass	- nay
Mr. Schweers	- nay
Mr. Summey	- aye
Mr. Pryor	- aye

The vote being six (6) ayes and three (3) nays, the Chairman declared the Committee recommendation to have passed.

**Council
Comments**

The Chairman welcomed members of the Business Law class from Webster University, taught by Charleston County Employee, Patricia Hensley, and Students from Garrett Academy of Technology.

The Chairman asked if any Member of Council wished to bring a matter before the Body.

Mr. Rawl stated that he was very impressed with the Charleston County Industry Appreciation Luncheon and thanked Steve Dykes for all he does. He also stated that all Council Members should have voted to make the temporary employees recommended by the Administrator and Staff permanent employees.

Mr. Summey expressed his appreciation to Economic Development Manager, Steve Dykes for the job he and his employees do, and praised the County Industry Appreciation Luncheon held that day.

Mr. Sass said that he too wanted to thank Steve Dykes for all that he has accomplished for Charleston County and also to thank Dan Pennick and his Planning Staff for the good jobs they do for our citizens.

Mr. Schweers said that the Industry Appreciation luncheon was great and that the Companies in attendance appeared to be appreciative. He thanked Steve Dykes for all their hard work. He also said that he is tired of elected Council Members lecturing other elected Council Members.

Ms. Johnson said that she was grateful for the six conditions of approval report which had been furnished to her and said she would be contacting the Transportation Department if she had any questions.

Mr. Darby thanked Student Tim Roach for coming to Council's meeting and for his questions to Council. He said that Tim showed leadership and the desire to help others.

Ms. Condon stated that it was good to see the Students at our meeting, because they are our future.

Chairman Pryor said that any chances in the agreement by the Department of Transportation will be brought back to Council.

There being no further business to come before the Body, the Chairman declared the meeting to be adjourned.

Beverly T. Craven, Clerk of Council