

June 16, 2009

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
Mike Perkis, Mayor Pro Tem
Buddy Howle, Councilman
Jerry Kaynard, Councilman
Madeleine McGee, Councilwoman
Mary Jane Watson, Councilwoman

The Pledge of Allegiance was led by Mayor Smith, followed by the invocation by Councilman Howle. There were 32 members in the audience including two members of the media.

Town Attorney Lawrence Dodds administered the Oath of Office to Mayor Carl Smith.

Joseph H. McGee, father of Madeleine McGee, administered the Oath of Office to Madeleine McGee.

Mayor Smith administered the Oath of Office to Councilman Perkis.

The Oath of Office will be administered to Councilman O'Neil at the next meeting. Mayor Smith read a letter to Council from Councilman O'Neil, who was attending a meeting out of town.

The floor was opened for comments from the citizens. Larry Middaugh, 2420 Raven, read a letter in opposition to increasing the Planning Commission members from seven to nine. Susan Middaugh, 2420 Raven, expressed concern about the beach path vegetation and that the Beach Management Plan did not mention who is responsible for overseeing this.

Mayor Smith announced that Council would make appointments to the Council Committees for the next year. **Motion was made by Councilman Kaynard, seconded by Councilwoman Watson, to appoint Councilman Perkis as Chair of the Ways and Means Committee, with all Council as members of the Committee, carried unanimously.**

Motion was made by Councilman Perkis, seconded by Councilman Kaynard, to appoint Councilman Howle as Chair of the Building and Construction Committee, with Councilmen O'Neil and Smith as members, carried unanimously.

Motion was made by Councilwoman McGee, seconded by Councilman Kaynard, to appoint Mayor Smith as Chair of the Fire Committee, with Councilman O'Neil and Councilwoman Watson as members, carried unanimously.

Motion was made by Councilwoman Watson, seconded by Councilman Howle, to appoint Councilman Kaynard as Chair of the Personnel Committee, with Councilman Howle and Councilwoman McGee as members, carried unanimously.

Motion was made by Councilman Perkis, seconded by Councilman Kaynard, to appoint Mayor Smith as Chair of the Police Committee, with Councilman O'Neil and Councilwoman Watson as members, carried unanimously.

Motion was made by Councilwoman Watson, seconded by Councilman Howle, to appoint Councilman O'Neil as Chair of the Real Estate Committee, with Councilmen Kaynard and Perkis as members, carried unanimously.

Motion was made by Councilwoman McGee, seconded by Councilman Howle, to appoint Councilwoman Watson as Chair of the Recreation Committee, with Councilmen Howle and Kaynard as members, carried unanimously.

Motion was made by Councilman Kaynard, seconded by Councilman Perkis, to appoint Councilwoman McGee as Chair of the Streets and Maintenance Committee, with Councilman Howle and Councilwoman Watson as members, carried unanimously.

Motion was made by Councilwoman Watson, seconded by Councilman Howle, to appoint Councilman Perkis as Chair of the Water and Sewer Committee, with Councilmen Kaynard and Councilwoman McGee as members, carried unanimously.

Motion was made by Councilwoman Watson, seconded by Councilman Kaynard, to appoint Councilman Perkis as Mayor Pro-Tem, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilwoman Watson, to approve minutes from the May 19, 2009 regular meeting and June 1, 2009 special meeting, carried unanimously.

Reports and Communications

Mayor Smith introduced Howard Chapman, Executive Director for CARTA, who gave an overview of their 2010 fiscal year budget. **Motion was made by Councilman Perkis, seconded by Councilman Kaynard, to approve a Resolution Approving and Supporting Fiscal Year 2010 Budget for CARTA, carried unanimously.**

Councilman Perkis gave a brief overview of resolution regarding banking services with the First Federal Bank of Charleston. **Motion was made by Councilman Howle,**

seconded by Councilwoman McGee, to approve A Resolution Approving Staff Action to Engage the Services of First Federal Bank of Charleston, carried unanimously.

Councilman Perkis explained the new water fees to be effective July 1, 2009, and customers will see the increase in their bill received in August. **Motion was made by Councilman Kaynard, seconded by Councilman Howle, to approve as written A Resolution to Increase Water and Sewer Fees, carried unanimously.**

Motion was made by Councilman Howle, seconded by Councilwoman Watson, to approve A Resolution of Appreciation to Sullivan's Island Municipal Election Commission and Election Volunteers, carried unanimously.

General and New Correspondence – Correspondence was received by Larry Middaugh, who read his letter during general comments, and from Ms. Anderegg regarding a drainage issue. The drainage issue will be discussed at the next Committee meeting.

Attorney Report – no report

Board and Commission Reports – no report

Administrator's Report, Administrator Benke. The Hurricane Exposition for Sullivan's Island and Isle of Palms will be held on Wednesday, July 22, 2009 at the Sullivan's Island Fire Station. The Town received a letter of appreciation from the Charleston Soil and Water Conservation District for its support at the Sustaining Affiliate level for 2009. The ocean water quality samples taken for the month of May by the SCDHEC were all satisfactory. The Maintenance Department has been working to revise and update the inventory of access paths and dune walk-overs. Chief Stith is collecting bids for work at Station 25 Street. Town Hall will be closed for the Independence Day holiday on July 6, 2009. The Council Committee meeting for July 6 has been changed to Monday, July 13th at 6:00 p.m. Mayor Smith and Mr. Benke met with other elected officials and administrators from Mt. Pleasant, Isle of Palms and Sullivan's Island to discuss pandemic planning.

Ways and Means Committee, Councilman Perkis. May financial statement rendered. Councilman Perkis discussed alternative bank service providers. The fiscal year 2009/2010 budget will be ratified tonight. The budget does not reflect a millage increase from the Town. The Town of Sullivan's Island does not receive grant stimulus funds from the American Reinvestment and Recovery Act of 2009. **A motion was made by Councilman Perkis, seconded by Councilwoman Watson, to pay off leases totaling \$55,000 that was not scheduled, carried unanimously.**

Personnel Committee, Councilman Kaynard. Monthly report rendered. Councilman Kaynard stated he will not move for a reading tonight on the Ordinance to amend Section 17-3 regarding increasing members of the Planning Commission. He

stated he would take a broader look at participation on committees to see if there are other methods to reach the objective. An employee of the quarter/employee of the year will be implemented beginning in July 2009.

Water and Sewer Committee, Councilman Perkis. Monthly reports rendered. HDR Engineering of the Carolinas Inc. has completed a model of the wastewater collection system. Engineers will be present and explain the model at the July 13, 2009 Committee meeting.

Building and Construction Committee, Councilman Howle. Monthly report rendered. Renovations to the Park gazebo should be completed in two or three weeks.

Fire Committee, Mayor Smith. Monthly report rendered. The Volunteer Fire and Rescue Squad will hold its annual fish fry to raise funds for equipment on June 27, 2009. The Sullivan's Island Volunteer Fire and Rescue Squad has a pending application with the SC Department of Natural Resources to add a second floating dock to the existing pier head. The Volunteers requested the same consideration from the Town, and Council agreed to their request.

Recreation Committee, Councilwoman Watson. The Town had allocated property at Battery Gadsden for the use of a community garden. Volunteers have shown an interest in the Town lots at Station 17 and Middle Streets. They will have a meeting at the end of the month about it, as well as a meeting about resurrecting Battery Gadsden. Councilwoman Watson will attend this meeting. Chief Stith has made the necessary application to the State Fire Marshall for the fireworks display permit.

Real Estate Committee, Councilman Kaynard for Councilman O'Neil. The public hearing for the residents to review and comment on the Comprehensive Plan was held on May 26, 2009. A preliminary summary of the resident responses has been received and Council will discuss at the July 13th Committee meeting. The Consultant has tendered the second draft document of the Accreted Land Management Plan. The Selection Committee has reviewed the draft document and prepared a list of comments for Coastal Science and Engineering. The public hearing on the draft document is scheduled for August 4, 2009 at 6:00 p.m. at the Church of the Holy Cross. The public hearing for the Commercial District Master Plan previously scheduled for July 8, 2009 will be postponed until Town staff and Council receive more information regarding reverse angle parking from SCDOT. The consultant for the Plan will be asked to come to the next Committee meeting. Mayor Smith stated that he attended the recent business district meeting concerning business employees to park behind the Fire Station. All businesses except one agreed to this and are doing on a voluntary basis at this time.

Police Committee, Mayor Smith. Monthly report rendered. Chief Howard continues to explore the NIXLE Municipal Wire as a tool to communicate to Island residents. Chief Howard reviewed the staffing for the July 4th holiday, and stated that officers have been requested from the Sheriff's office, but have not heard back yet concerning that request.

Streets and Maintenance Committee, Councilwoman McGee. The Secretary of Transportation advised that Middle Street west of Station 22-1/2 will be paved in November 2009. Three of the four trestles are now complete on the Ben Sawyer Bridge.

Ordinances

Mayor Smith duly ratified Ordinance 2009-03, An Ordinance to Adopt Budget for July 1, 2009 through June 30, 2010.

Motion was made by Councilman Howle, seconded by Councilman Perkis, to have Third Reading of Ordinance 2009-02, An Ordinance Amending Chapter 21, Zoning, Article XII, Design Review Board, to Add Section 21-109(F)(8)(a,b), (9)(a,b) and 10(a,b,c) DRB Applications-Procedures, Add Section 21-97(E), Certificates of Appropriateness-Procedures, and to Amend Section 21-137(C), Accessory Use/Structures Permitted/Restricted – Approvals Required, of the Code of Ordinances for the Town of Sullivan’s Island to Enable Staff Review and Approval of Certain Minor Projects, Alterations, and Certain Minor Design Changes to Previously issued Certificates of Appropriateness, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilwoman Watson, to have Second Reading of Ordinance 2009-04, An Ordinance to Amend Section 14-29 (SIC 30), Subpart I of the Town Code Amending the Provisions Relating to Jurisdiction, Violations and Penalties, carried unanimously.

Motion was made by Councilman Perkis, seconded by Councilman Kaynard, to suspend the rules to have Third Reading of Ordinance 2009-04, An Ordinance to Amend Section 14-29 (SIC 30), Subpart I of the Town Code Amending the Provisions Relating to Jurisdiction, Violations and Penalties, carried unanimously.

Motion was made by Councilwoman Watson, seconded by Councilwoman McGee, to have Third Reading of Ordinance 2009-04, An Ordinance to Amend Section 14-29 (SIC 30), Subpart I of the Town Code Amending the Provisions Relating to Jurisdiction, Violations and Penalties, carried unanimously.

There was no motion to have First Reading, by title only, of Ordinance 2009-05, An Ordinance Amending Section 17-3 Planning Commission Membership; Terms; Vacancies, to Add an Eighth and Ninth Member; therefore, the ordinance failed.

Motion was made by Councilwoman Watson, seconded by Councilman Howle, to adjourn at 7:40 p.m., carried unanimously.

Respectfully submitted,

Ellen McQueeney