

July 20, 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
Mike Perkis, Mayor Pro Tem
Buddy Howle, Councilman
Jerry Kaynard, Councilman
Madeleine McGee, Councilwoman
Patrick O'Neil, Councilman
Mary Jane Watson, Councilwoman

The Pledge of Allegiance was led by Mayor Smith, followed by the invocation by Councilman Howle. There were 10 members in the audience and three members of the media.

The floor was opened for comments from the citizens. Lovic Waring, 2214 Myrtle Ave., asked for a moratorium on mowing the area in the graveyard during certain times of the year to not disturb the ground doves. Norman Khoury, 1728 I'on, commented on the lawsuit regarding the accreted land. John Roitzsch, 1602 Poe Avenue, stated the noise ordinance is strict concerning singing and yelling. Mayor Smith commented that the ordinance will be ratified this evening, and it is mainly for the hours of 11 p.m. to early morning.

Motion was made by Councilman O'Neil, seconded by Councilman Howle, to add an item to the Executive Session regarding potential property land purchase, carried unanimously by a vote of 6-0 (Councilman Kaynard came in late to meeting).

Motion was made by Councilman Howle, seconded by Councilwoman Watson, to approve minutes from the regular meeting on June 15, 2010, carried unanimously.

Reports and Communications

Motion was made by Councilwoman McGee, seconded by Councilwoman Watson, to approve a Resolution Approving and Supporting Town Safety Policies, carried unanimously.

General and New Correspondence – Administrator Benke stated correspondence was received from Dan Houting of Mt. Pleasant regarding rescuing swimmers from the sand bar; and correspondence from several visitors thanking the Fire and Police departments for helping them.

Attorney Report – no report

Board and Commission Reports – Planning Commission Chair Hal Currey stated that the Commission continues to work on items requested by Council. Susan Middaugh of the Board of Zoning Appeals stated the Board granted a special exception to permit short-term paid parking. She would like it to be considered in the commercial district plan and to have the Planning Commission review this topic also.

Administrator's Report, Administrator Benke. A July newsletter from the Turtle Team reports that two turtle nests are on Sullivan's Island between Station 22-1/2 and 25 Streets. The S.C. DHEC indicates that the beach monitoring results for three stations on Sullivan's Island ranked satisfactory in June. The Hood Law Firm, LLC has submitted a civil action to the Court of Common Pleas Ninth Judicial Circuit on behalf of Nathan Bluestein, Ettaleah C. Bluestein, Theodore Albenesius, III, and Karen Albenesius. The Town and Council have thirty days after service date to respond. The Insurance Reserve Fund has been notified. A reading copy is available in Town Hall or interested parties may purchase a copy for a fee to cover the copying cost. As part of the National Lighthouse Day celebration, the National Park Service will host an open house on Saturday, August 7 at the U.S. Coast Guard Historic District property. The program is free and open to the public.

Ways and Means Committee, Councilman Perkis. Monthly report rendered. Councilman Perkis gave an overview on the financial year-end position concerning the 2010 fiscal year.

Personnel Committee, Councilman Howle for Councilman Kaynard. Monthly report rendered. The health coverage through the State of South Carolina for Town employees should begin September 1, 2010. The Water and Sewer department has one open position to be filled. Several seats on the Boards and Commissions are expiring in September, and all Board and Commission members have been notified of the expiration date. An advertisement will be placed in the newspaper to accept applications through the month of August. The Mayor Pro Tempore is to be elected at Council's annual meeting to serve during the year. Motion was made by Councilman O'Neil, seconded by Councilwoman Watson, to elect Councilman Perkis to continue to serve as Mayor Pro Tempore, carried unanimously by a vote of 6-0.

Water and Sewer Committee, Councilman Perkis. Monthly report rendered. Manager Gress reported that all the waterline work at Station 18 Street is complete and the road is being patched. There have been no operational issues this month.

Building and Construction Committee, Councilman Howle. Monthly report rendered. Councilman Howle reported that Kat Kenyon passed her permit technician certification, and should be recognized.

Fire Committee, Mayor Smith. Monthly report rendered. The annual Volunteer Fish Fry was held on June 26, 2010. The Volunteers also had a successful fishing tournament to raise funds for equipment with approximately 56 boats entering. The near-

drowning incident on July 19th near Station 28 was reviewed. Mayor Smith began discussion regarding the placement of danger signs to swim in the area around Station 28 and the sand bar. Chief Stith will coordinate placement of signage. Splash day was held at the library with sixty children participating. (Councilman Kaynard entered the meeting at this time – 6:45).

Recreation Committee, Councilwoman Watson. Councilwoman Watson will review the various events held on the Island at the next Committee meeting. The application for designating Sullivan's Island as a "Bicycle Friendly Community" has been submitted.

Real Estate Committee, Councilman O'Neil. Community Commercial District Master Plan – Urban Edge Studio is preparing a parking estimate before proceeding with a contract for construction drawings for Phase I enhancement to the Commercial District. The information will be available for the August Council Committee meeting.

Open Space Protection for Town Parcels – OCRM has marked the critical area for the "Old Dump" and has scheduled a similar delineation for the "Old Bridge". Chuck Dawley Surveying is scheduled to complete the site survey work this week and Mt. Pleasant Land Conservancy is prepared to begin work on the baseline survey.

Accreted Land Management Plan – The amendment to the contract has been signed and forwarded to Coastal Science and Engineering. The document allows the consultant to provide management suggestions for various areas in accordance with the Principles and Guidelines defined by Council. Dr. Kana delivered the final draft document yesterday. The Administrator is reviewing the draft to determine compliance with the contract.

1602 Thompson Avenue – The Budget and Control Board granted a request by the Town for another year to secure funds to purchase the property at 1602 Thompson Avenue.

Recreation and Conservation (RC-1) Delineation – Council will discuss the delineation of the RC-1 area relative to properties in the Station 22 block of Atlantic Avenue when interested persons come before Council.

Police Committee, Mayor Smith. Chief Howard reviewed the July 4th holiday weekend activities, and will be determining the staff requirements for Labor Day weekend. The department has completed training conducted by the Charleston County Sheriff's Department on electronic control devices.

Streets and Maintenance Committee, Councilwoman McGee. Water and Sewer Manager Greg Gress is setting up a meeting for September with the residents regarding drainage solutions at the Stormwater Pump Station 18 Street. The hall at Holy Cross Church has been reserved for July 27, 2010 for a public discussion of paid parking on Sullivan's Island.

Mayor Smith duly ratified Ordinance No. 2010-04, an Ordinance to Amend Section 3-2 Ordinances for the Town of Sullivan's Island, regarding animals.

Mayor Smith duly ratified Ordinance No. 2010-06, An Ordinance to Amend Section 14-15 of the Ordinances for the Town of Sullivan's Island by Adding Section 14-15(G) regarding yelling and shouting.

Mayor Smith duly ratified Ordinance No. 2010-07, An Ordinance to Amend Section 14 of the Ordinances of the Town of Sullivan's Island by Adding Section 14-33, regarding damaging and injuring property.

Motion was made by Councilman Howle, seconded by Councilwoman Watson, to have Third Reading of Ordinance No. 2010-05, An Ordinance to Amend Section 14-8 of the Ordinances for the Town of Sullivan's Island, regarding disorderly conduct, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilman Perkis, to have First Reading, by title only, of Ordinance No. 2010-08, An Ordinance Granting Consent to Application for Franchise for Cable Service and Setting Franchise Fee, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilman Perkis, to go into Executive Session for legal advice regarding Section 21-49 Split Zoned Lots, Bluestein et al. v. Town of Sullivan's Island et al., and property land purchase, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilman O'Neil, to come out of executive session at 8:20pm, carried unanimously. Mayor Smith stated no action or votes were taken during Executive Session.

Motion was made by Councilman O'Neil, seconded by Councilman Howle, to direct the Town Attorney to engage the services of attorney Brady Hair, carried unanimously.

Motion was made by Councilman Howle, seconded by Councilman O'Neil, to adjourn at 8:30 pm, carried unanimously.

Respectfully submitted,
Ellen McQueeney