

December 15, 2020

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

Present were: Patrick M. O'Neil, Mayor  
Chauncey Clark, Mayor Pro-Tem  
Sarah Church, Councilmember  
Greg Hammond, Councilmember  
Tim Reese, Councilmember  
Bachman Smith, IV, Councilmember  
Kaye Smith, Councilmember

Mayor O'Neil called the meeting to order at 6:00 p.m. and stated the press and public had been notified in accordance with State Law. This meeting was conducted via virtual meeting as a result of COVID-19 Pandemic. There were three (3) members of the public present and one (1) member of the media present. Mayor O'Neil led the Pledge of Allegiance, followed by the invocation by Mayor Pro-Tem Clark.

**I. Public Comments:** There were no public comments.

**II. Council Action Items:**

1. Approval of Council Minutes –

**Motion was made by Councilmember Tim Reese, seconded by Councilmember Bachman Smith, IV, to approve the following minutes of Town Council:**

- **November 13, 2020 Special Council Meeting**
- **November 17, 2020 Regular Council Meeting**
- **December 7, 2020 Special Council Meeting**

**Motion passed unanimously.**

2. Third Reading and Ratification, Ordinance 2020-21, An Ordinance Amending Charleston Water System Temporary Construction Easement and Permanent Waterline Easement on Town Parcel TMS # 529-05-00-036:

**Motion was made by Councilmember Bachman Smith, IV, seconded by Mayor Pro-Tem Clark, to approve Third Reading and Ratification, Ordinance 2020-21, An Ordinance Amending Charleston Water System Temporary Construction Easement and Permanent Waterline Easement on Town Parcel TMS # 529-05-00-036.**

**Motion passed unanimously.**

3. Second Reading, Ordinance 2020-22, An Ordinance Amending Section 22 Purchasing Ordinance of the Sullivan's Island Code of Ordinances in its Entirety:  
**Motion was made by Councilmember Tim Reese, seconded by Councilmember Bachman Smith, IV, to approve Second Reading, Ordinance 2020-22, An Ordinance Amending Section 22 Purchasing Ordinance of the Sullivan's Island Code of Ordinances in its Entirety.**  
**Motion passed unanimously.**
4. Discussion and Consideration of a Motion to Approve Emergency Ordinance 2020-23:  
**Motion was made by Councilmember Greg Hammond, seconded by Councilmember Bachman Smith, IV, to Approve Emergency Ordinance 2020-23.**  
**Motion passed unanimously.**
5. Discussion and Consideration of a Motion to Approve Emergency Ordinance 2020-24 (Face Coverings):  
**Motion was made by Councilmember Kaye Smith, seconded by Councilmember Bachman Smith, IV, to Approve Emergency Ordinance 2020-24 (Face Coverings).**  
**Motion passed unanimously.**
6. Discussion and Consideration of a Motion to engage professional services as required to present to, and request approval of a Certificate of Appropriateness for Demolition, Moving or Removal from, the Design Review Board relating to two shallow well structures located on Jasper Boulevard in the 2600-2700 area and to engage the services of a contractor to remove such structures. This item will be discussed further during the upcoming Council meetings.

### **III. Reports and Communication:**

#### **1. Mayor's Report- None.**

#### **2. Administrator's Report**

##### **I. General Correspondence**

- Alexa Albrecht, Thomas and Hutton- Notice of Award for the Station 22.5 Crosswalk project to IPW Construction Group, LLC.
- Chief Fred Tetor, Confirmation that the Hunley-Housatonic Memorial Service of 2-17-21 will be cancelled due to the pandemic.
- Thomas and Nancy Worley- note of appreciation to Chief Griffin and Captain Wallace for assistance provided to their disabled motor vehicle while visiting Sullivan's Island.

- Paul Boehm, 3209 Middle Street- request to construct a berm from Station 32 east toward Breach Inlet for protection from storm and sea level rise concerns.
- Devri Detoma, Charleston County Transportation Sales Tax- request for TST project suggestions FY2022.
- Neil Garfinkel, 1001 Middle Street- requesting the Town to consider a beach nourishment plan for the west end of the Island.

## II. Construction

Fire Station Structural Repairs- Contractual agreements for the project have been completed with Applied Building Sciences. Staff and Trident Construction are making final edits to that agreement.

Preconstruction meetings with Trident Construction, Applied Building Sciences and the Town continue with an effort to establish project parameters, basic timeline and work toward conceptual drawings. Construction is expected first quarter of 2021.

Station 18 Street Stormwater Project- Anticipate that Thomas and Hutton will submit deliverables to SCEMD and FEMA for Phase I in December 2020.

Temporary construction easement and permanent force main easement has been rejected by property owners at 1807 I'On Avenue. Thomas and Hutton to consider alternatives.

## III. General

South Carolina Beach Advocates 2021 Annual Meeting- The annual meeting for the SC Beach Advocates will be held February 8-9, 2021 at the Wild Dunes Resort on Isle of Palms.

Bluestein et al. vs. Town of Sullivan's Island- The final court order was signed by Judge Jennifer McCoy on 10-15-2020. Staff has been working with Thomas and Hutton to prepare a plan for review by regulatory and for contractor bidding.

**3. Attorney's Report-** No items to report.

**4. Boards and Commissions Reports** – Joe Henderson reported that all of the Boards and Commissions have approved their respective 2021 meeting dates.

## IV. Committee Reports:

**Finance Committee** – Mayor O'Neil. Monthly report rendered.

Comptroller Jason Blanton presented the November financial report.



**Public Facilities Committee** – Councilmember Greg Hammond, Chair. Monthly report rendered.

Beach signage- Councilmember Greg Hammond recommended adding signage on each beach path stating no smoking, single use plastics, Styrofoam or E-bikes. Chief Griffin stated that he will increase enforcement on the beach.

Status updates:

- i. Seal and tack-weld openings at Battery Logan and large cement building behind the mound for safety purposes
- ii. Seal and tack-weld openings at Battery Thompson for safety purposes, remove remaining extraneous ply-wood structures, re-paint, remove power line from pole to structure
- iii. Sale process for Formal Town Hall Property
- iv. Evaluate safety of shallow-well structures in the Jasper & Station 26 area
- v. Master plan for beach paths with goal of ensuring usability of each beach path, including prioritizing of work (funding of work to remain TBD)
- vi. Station 18 stormwater work

**Land Use and Natural Resources Committee** – Mayor Pro-Tem Chauncey Clark, Chair. Monthly report rendered.

Next Transition Zone Work- Station 22.5 to Station 28. This is still in progress.

**Administration Committee** – Councilmember Sarah Church, Chair. Monthly report rendered.

Dog Licenses- Councilmember Church recommended pro-rating the dog licenses for 2021 due to the pandemic and beach closures. Town staff is reviewing this item.

Codification of Town Ordinances- in progress, to be reviewed by Council upon completion.

Personnel Handbook- in progress, to be reviewed by Council upon completion of draft.

**Water and Sewer Committee** – Councilmember Bachman Smith IV, Chair. Monthly reports rendered.

Project Updates- Councilmember Bachman Smith, IV and Greg Gress gave project updates for the CWS project, Lift Station project and the WWTP project.

Committee Meeting – The next Water & Sewer Committee Meeting will be December 17, 2020 at 8:45 a.m.

**Public Safety Committee** –Councilmember Tim Reese, Chair. Monthly reports rendered.

Overview and discussion on potential island-wide paid parking implementation

Town Council consensus on two items:

- a. SCDOT Encroachment Permit authorization for Stantec
- b. Stantec develop scope of work to craft a potential paid parking program for presentation to Council and potential RFP process for vendors. This is only to obtain a quote from them.

**Recreation Committee** – Councilmember Kaye Smith, Chair.

**V. Executive Session**

1. Contractual- Discussion of contract for services by Trident Construction at the Sullivan’s Island Fire Station
2. Contractual- Discussion of Contract for Services by Thomas and Hutton for Preparation of Mediated Settlement work plan in Bluestein et. al. v. Town of Sullivan’s Island et al. 2010-CP-10-5449
3. Legal Update and Advice re: Bluestein et al. v. Town of Sullivan’s Island et al. Mediated Settlement Implementation
4. Personnel- Discussion of correspondence by resident at 2600 I’On Avenue regarding construction violation

**Motion was made by Councilmember Tim Reese, seconded by Councilmember Sarah Church, to go into Executive Session at 6:34 p.m. to discuss the above four (4) items. Motion passed unanimously.**

**Motion was made by Councilmember Tim Reese, seconded by Mayor Pro-Tem Clark, to come out of Executive Session at 7:36 p.m. Motion passed unanimously.**

Mayor O’Neil stated that no votes or actions were taken in Executive Session.

Discussion and Consideration of an Agreement with Thomas and Hutton Engineering to craft a work plan and construction documents for the mediated settlement agreement in Bluestein et al. v. Town of Sullivan’s Island et al. 2010-CP-10-5449:

**Motion was made by Councilmember Bachman Smith, IV, seconded by Councilmember Tim Reese, to approve the Thomas and Hutton contract dated December 10, 2020 as amended to change the wording under Scope of Services number 1.C.1., Design Phase, Clearing and Erosion Control Plans to read, “Based on the Settlement Order and**

**attachments thereto as amended from time to time the Consultant shall prepare plans that show or describe the following to the extent they are consistent with said Order:"**

**Motion passed unanimously.**

Discussion and Consideration of an Agreement with Trident Construction for the Sullivan's Island Fire Station Rehabilitation and Storage Building Project:

**Motion was made by Mayor Pro-Tem Clark, seconded by Councilmember Tim Reese, to approve the Agreement with Trident Construction for the Sullivan's Island Fire Station Rehabilitation and Storage Building Project.**

**Motion passed unanimously.**

#### **VI. Adjournment**

**Motion was made by Mayor Pro-Tem Clark, seconded by Councilmember Sarah Church, to adjourn the Meeting at 7:39 p.m.**

**Motion passed unanimously.**

Respectfully submitted,



Courtney Sottile