



**Town of Summerville
Council Meeting
Summerville Municipal Complex
Wednesday, September 9, 2015 at 7:30 p.m.**

A G E N D A

- 1. Invocation and Pledge of Allegiance – Mayor Collins**
- 2. Special Presentation - Key to City**
- 3. Public Comment**
- 4. Approval of Minutes of Previous Meetings**
 - a. Council Meeting, August 12, 2015
- 5. Approval of Council Committee Reports**
 - a. Finance Committee Report, September 8, 2015
 - b. Public Works Committee, September 2, 2015
- 6. Petitions**
- 7. Pending Bills and Resolutions**
 - a. Second and final reading of ordinance #15-0201 to annex TMS#'s 135-12-00-012, 135-12-00-016, 135-12-00-017, 135-12-00-018, 135-12-00-020, located along Central Avenue and Old Orangeburg Roads to be zoned B3, "General Business"
- 8. Introduction of Bills and Resolutions**
 - a. Introduction and first reading of an ordinance authorizing a quit-claim deed for unimproved right-of-way of W. 3rd South Street
 - b. Introduction and first reading of an ordinance authorizing a quit-claim deed to adjacent property owners for unimproved right of way on Parkwood Drive between Golf Road and Simmons Avenue
 - c. Introduction and first reading of an ordinance to amend Chapter 2 Section 2-69 of the Code of Laws of the Town of Summerville by deleting Section (a) (2) relating to Mayor's compensation
- 9. Miscellaneous**
- 10. Adjourn**

William C. Collins, Mayor

Council Members:

Terry Jenkins, Mayor Pro Tem
Walter Bailey
Aaron Brown
Kima Garten-Schmidt
Bob Jackson
William McIntosh



Clerk-Treasurer

Lisa L. Wallace

Town Attorney
G. Waring Parker

Town of Summerville

**COUNCIL MEETING MINUTES
AUGUST 12, 2015**

ATTENDANCE

Present: Mayor Bill Collins and Council members Aaron Brown, Bob Jackson, Kima Garten-Schmidt, Terry Jenkins and Bill McIntosh. Walter Bailey was absent. Also present were Lisa Wallace, Director of Administrative Services & Clerk-Treasurer, and G.W. Parker, Town Attorney. Members of the press and the public were duly notified of the meeting and were also present.

CALL TO ORDER

The regular monthly meeting of Summerville Town Council was called to order at 7:30 p.m. on Wednesday, August 12, 2015. The meeting was opened with prayer by Ms. Garten-Schmidt, followed by the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Collins called for any comments from the public. Linda Haynes-Whetsell of 108 Atlantic Street stated that she has been calling both the county and the city trying to get her road cleaned. She also reported that there is a large sign that blocks the view when people attempt to turn onto Central Avenue adding that there is grass growing over the sign and other properties in the area are overgrown. She also reported that her back yard floods during heavy rains. Dora Ann Reaves of Simmons Avenue reported that she has made a number of complaints to WastePro and wanted to also inform town council stating that there are houses on Simmons Avenue still waiting to be picked up from their regular Tuesday pickup. Peter Gorman of 313 S. Magnolia Street reported that there were two recent newspaper articles that caught his attention. One about the City of Charleston and the fate of the Sergeant Jasper building and the other about Mt. Pleasant scaling back building heights. He listed some changes being made to address density, height and uses for new development in those areas. He asked what council is doing to address the proposals that are included in the Summerville Vision Plan. Robbie Robins of 107 Glen Abby Drive commended the council and staff for the vision plan process. He believes it was a successful process with lots of participation from the community. He also stated that the new plan for Hutchinson Square is outstanding. Adrian Kwist of Reynolds Road stated that his personal opinion about the Hutchinson Square project is that the buildings on the east side of the square need a facelift and maybe council could consider using hospitality tax to help with those improvements. He was also concerned about proposed vegetation in the middle of Main Street noting that it would pose a problem for emergency vehicles. He added that the overall project looks good but he was shocked by the cost and hopes the town will solicit bids. There being no further comments, the Mayor declared this portion of the meeting closed.

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APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Mr. Brown made a motion, seconded by Mr. Jenkins, to approve the minutes of the July 8, 2015 council meeting as presented. The motion carried unanimously.

APPROVAL OF COUNCIL COMMITTEE REPORTS

Ms. Wallace reported that although there were no standing committee reports to consider, this is typically the section of the agenda in which council considers the previous Finance Committee report. This was inadvertently left off of the agenda and she requested that council consider amending the agenda to allow for consideration of this report. Mrs. Garten-Schmidt made a motion, seconded by Mr. Jenkins, to amend the agenda to add consideration of the August 10, 2015 Finance Committee Report. The motion carried unanimously. Mr. Jenkins then made a motion, seconded by Mr. Brown, to approve the report of the August 10, 2015 Finance Committee as submitted. The motion carried unanimously.

PETITIONS

There were no petition for annexations to be considered.

PENDING BILLS AND RESOLUTIONS

Ms. Garten-Schmidt made a motion, seconded by Mr. Jenkins, to have second and final reading of ordinance #15-0701 to annex TMS# 144-16-03-001 located at 105 King Charles Circle to be zoned R2, "Single Family Residential". The motion carried unanimously.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to have second and final reading of ordinance #15-0702 to annex TMS# 144-03-01-001 located at 111 Longleaf Drive to be zoned R2, "Single Family Residential". The motion carried unanimously.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to have second and final reading of ordinance #15-0703 to annex TMS# 129-12-04-014 located at 1507 W. 5th N. Street to be zoned B3, "General Business". The motion carried unanimously.

INTRODUCTION OF NEW BILLS AND RESOLUTIONS

For the purposes of discussion, Mr. McIntosh made a motion, seconded by Mr. Brown to introduce and have first reading of an ordinance to rezone TMS# 145-02-10-002, 114 E. Carolina Avenue from R1, Single Family Residential to R2, Single Family Residential. The motion carried unanimously. Mr. McIntosh asked Planning and Economic Development Director, Madelyn Robinson, to explain the difference between R-1 and R-2 zoning and why the Planning Commission recommended denial of this rezoning request. After some discussion, the Mayor called for the vote to give first reading of this rezoning request. The motion failed unanimously.

Ms. Garten-Schmidt made a motion, seconded by Mr. Jenkins, to adopt a Resolution authorizing the Mayor to execute the first amendment to the Public-Private Partnership Agreement with Applegate & Co. The motion carried with Mr. Jenkins, Ms. Garten-Schmidt, Mr. Brown, Mr. Jackson, and Mayor Collins voting in favor of the motion and Mr. McIntosh voting against the motion.

MISCELLANEOUS

Mr. Jenkins made a motion, seconded by Mr. McIntosh, to approve the Hutchinson Square master plan to be implemented as funds become available (Phase 1 has been funded). Mr. Jackson stated that he did not want to hold future councils to this master plan so he made a motion, seconded by Mr. Brown, to amend the motion to only approve Phase 1 of the plan. Mr. Jackson, Mr. Brown, and Ms. Garten-Schmidt voted in favor of the amendment and Mr. Jenkins, Mr. McIntosh and Mayor Collins voted against the amendment, therefore the motion to amend failed. Mayor Collins then called for the vote on the motion to approve the Hutchinson Square master plan to be implemented as funds become available and the motion carried unanimously. Mr. McIntosh pointed out that it is important to have a plan and that approving the master plan does not obligate future councils to adhere to the plan. Mr. Jenkins added that approving the master plan does not obligate future funds for the plan which would have to be considered prior to implementing additional phases.

Mr. Brown made a motion, seconded by Mr. Jenkins, to authorize the Mayor to execute a grant of easement agreement with Summerville CPW for location and installation of sewer of lines at Fire Station 2. The motion carried unanimously.

Mr. Jenkins made a motion, seconded by Ms. Garten-Schmidt, to appoint Mandy Pitcock as an alternate on the Town of Summerville Grievance Committee. The motion carried unanimously.

Mr. McIntosh made a motion, seconded by Mr. Jenkins, to appoint Gregory Hyland as Associate Municipal Judge for the Town of Summerville. The motion carried unanimously.

ADJOURN

There being no further business, the meeting adjourned at 8:00 p.m. on motion of Mr. Jenkins, seconded by Mr. Jackson.

Respectfully submitted,

Lisa Wallace, Director of Administrative Services
Clerk and Treasurer

APPROVED:

William C. Collins, Mayor

**TOWN OF SUMMERVILLE
FINANCE COMMITTEE REPORT
SEPTEMBER 8, 2015**

Due to the Labor Day holiday on Monday September 7, 2015, the Finance Committee met at 8:00 a.m. on Tuesday, September 8, 2015 in the Training Room of the Summerville Municipal Complex. Members of the press and the public were duly notified. Present were Mayor Bill Collins and Council members Walter Bailey, Aaron Brown, Kima Garten-Schmidt, Bob Jackson, and Terry Jenkins. Bill McIntosh was absent. Also present were Town Attorney, G.W. Parker, Director of Administrative Services, Lisa Wallace and Finance Director, Belinda Harper. Other staff members, members of the press and members of the public were also present.

Presentation of Financial Report	Belinda Harper presented the August 2015 financial report. The report was accepted as information.
Approval of Financial Requisitions	<p>Mr. Jenkins made a motion, seconded by Ms. Garten-Schmidt, to authorize a purchase order to Michael Baker International in the amount of \$848,285 for Maple Street Improvements to be paid from the major road repair fund. The motion carried unanimously.</p> <p>Mr. Jackson made a motion, seconded by Mr. Jenkins, to authorize a purchase order to McElveen Buick, GMC in the amount of \$42,028 for a 2015 GMC Tahoe and winch kit for the Maintenance Department to be paid from the contingency fund. The motion carried unanimously.</p> <p>Mr. Jenkins made a motion, seconded by Mr. Brown, to authorize a purchase order to McElveen Buick, GMC in the amount of \$27,463 for a 2015 GMC Sierra for the Engineering Department to be paid from the contingency fund. The motion carried unanimously.</p>
Discussion of Council Committee Reports	Ms. Garten-Schmidt gave the report of the September 2, 2015 Public Works Committee meeting. The report was accepted as information.
Discussion of Proposed/Upcoming Council Agenda Items	There were no questions regarding the upcoming council agenda; however, Mr. Brown suggested that councilmembers consider making the motion for agenda items being considered for their specific district so they don't have multiple people making motions. Mayor Collins stated this would be taken under advisement.
Miscellaneous	There were no miscellaneous items to discuss.
Executive Session	Mr. Jenkins made a motion, seconded by Mr. Brown, to discuss contractual matters related to solid waste and recycling collection services and contractual matters related to the visitor center management agreement with the Summerville/Dorchester Chamber of Commerce at 8:12 a.m. The motion carried unanimously.

	The Finance Committee returned to public session at 9:02 a.m. and the Town Attorney announced that no action was taken.
Adjourn	There being no further business, the meeting adjourned at 9:02 a.m.

Respectfully submitted,



Lisa Wallace
Director of Administrative Services
Clerk/Treasurer

William C. Collins, Mayor

Council Members:

Terry Jenkins, Mayor Pro Tem

Walter Bailey

Aaron Brown

Kima Garten-Schmidt

Robert Jackson

William McIntosh



*Director of Administrative
Services*
Lisa L. Wallace

Town Attorney
G.W. Parker

Town of Summerville

MINUTES PUBLIC WORKS COMMITTEE MEETING September 2, 2015

Present: Bill McIntosh, Kima Garten-Schmidt, Russ Cornette
In Chairman Jenkins' absence, Bill McIntosh called the
meeting to order at 4:00 p.m. on Wednesday, September 2, 2015.

1. West 3rd South Street Quitclaim Request

Staff received a request for a quitclaim of the unimproved right-of-way of West 3rd South Street between South Laurel Street and South Hickory Street from the adjacent property owner, William Jenkins. The Town of Summerville has no plans to improve this right-of-way. A plat would need to be prepared for the quitclaim. Staff recommends sending the quitclaim to council for first reading by title only in September and allowing staff to prepare the quitclaim and bring back to council for second reading at a future time. Councilwoman Garten-Schmidt made a motion to send the quitclaim to full council for first reading by title only. Councilman McIntosh seconded the motion.

2. Parkwood Drive Quitclaim Request

Mr. Converse Chellis contacted staff requesting the strip of right-of-way on Parkwood Drive between Golf Road and Simmons Avenue be quitclaimed to the property owners along the west side of the road. Total width of the right-of-way is 100' wide. However, when SCDOT took this road from the Town, they only took a 50' wide right-of-way, 25' on each side of the centerline. This left 25' of right-of-way along the edges still under the Town's Jurisdiction. Mr. Chellis says he has spoken to all but one property owner of the six, and they are all interested. Staff has no objection to the quitclaim request. A plat would need to be prepared for the quitclaim. Staff would also like to contact the sixth property owner and confirm with the other four property owners of their interest before going to council with first reading for the quitclaim. Councilwoman Garten-Schmidt made the motion to approve the quitclaim and send to full council once staff makes contact with all the property owners and a plat is prepared. Councilman McIntosh seconded the motion.

3. Springview Lane Truck Restriction

Ms. Lorraine Terry of 302 Springview Lane contacted staff requesting a "No Thru Trucks" sign on the section of Springview Lane between Trolley Road and Crosscreek

Drive. She says that the semi-truck that delivers to the Sherman Williams paint store three of four times per week uses this section of Springview Lane to make the store deliveries. Ms. Lorraine is afraid that a pedestrian will be hit by a truck near the sharp curve in the road. There are no sidewalks on Springview Lane. Staff does not think a truck restriction is warranted with only three or four trucks per week, and does not recommend the truck restriction. There was discussion that a no-thru trucks sign would not be appropriate since the truck is making a local delivery in Springview Lane. Councilwoman Garten-Schmidt made a motion to not install the truck restriction signs and to accept staff's recommendation. Councilman McIntosh seconded the motion.

4. Mr. Cornette brought up the issue to the committee of stormwater ponds that are not properly maintained by some of the older subdivisions in Summerville and the problems this issue presents such as potential of flooding streets and damages to people's property. He also discussed some of the challenges of the Town taking responsibility of these ponds like ownership, access, and financial burden. This is for the purpose of discussion only to bring the issue to the attention of the Committee. Staff will continue to research a solution to the problem and no action was taken.

There being no further business the meeting was adjourned at 4:25pm.

Respectfully submitted



Russell Cornette

ORDINANCE

TO ANNEX TO, AND INCORPORATE WITHIN THE CORPORATE LIMITS OF THE TOWN OF SUMMERVILLE, THESE AREAS OWNED BY DONALD W. PATRICK, SR.; JEANNETTE S. REAVES; EDWARD W. FRETSCHEL, III; AND, ELBERT L. GREEN ADJACENT TO THE BOUNDARY LINE OF THE TOWN, AS DESCRIBED ON THE DEEDS AND PREPARED PLATS ATTACHED HERETO AND INCORPORATED BY REFERENCE:

WHEREAS, the owner of the real estate designated as Dorchester County TMS #s 135-12-00-016, located on Old Orangeburg Road described as .96 acres on the attached plat; 135-12-00-012, located at 1610 Central Avenue described as 1.95 acres; 135-12-00-017, located at 1620 Central Avenue described as .87 acres; 135-12-00-018, located at 1614 Central Avenue described as 2.22 acres; and, 135-12-00-020, located 1618 Central Avenue described as 1.15 acres, has petitioned the Town Council of the Town of Summerville to annex into the Town of Summerville.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Members of Town Council duly assembled;

SECTION I. That the described lands on the attached deeds and prepared plats, contiguous to the boundary of the Town of Summerville is hereby annexed to, taken into and made a part of the Town of Summerville and including the public roadway (s) immediately adjacent to the property lines of the parcels for the purposes of providing public service to the parcels.

SECTION II. That the properties above described and hereby annexed shall be Zoned B3 "General Business" and be classified as B3 "General Business" under the Zoning Ordinance of the Town of Summerville.

Ratified this _____ day of _____, 2015 A.D.

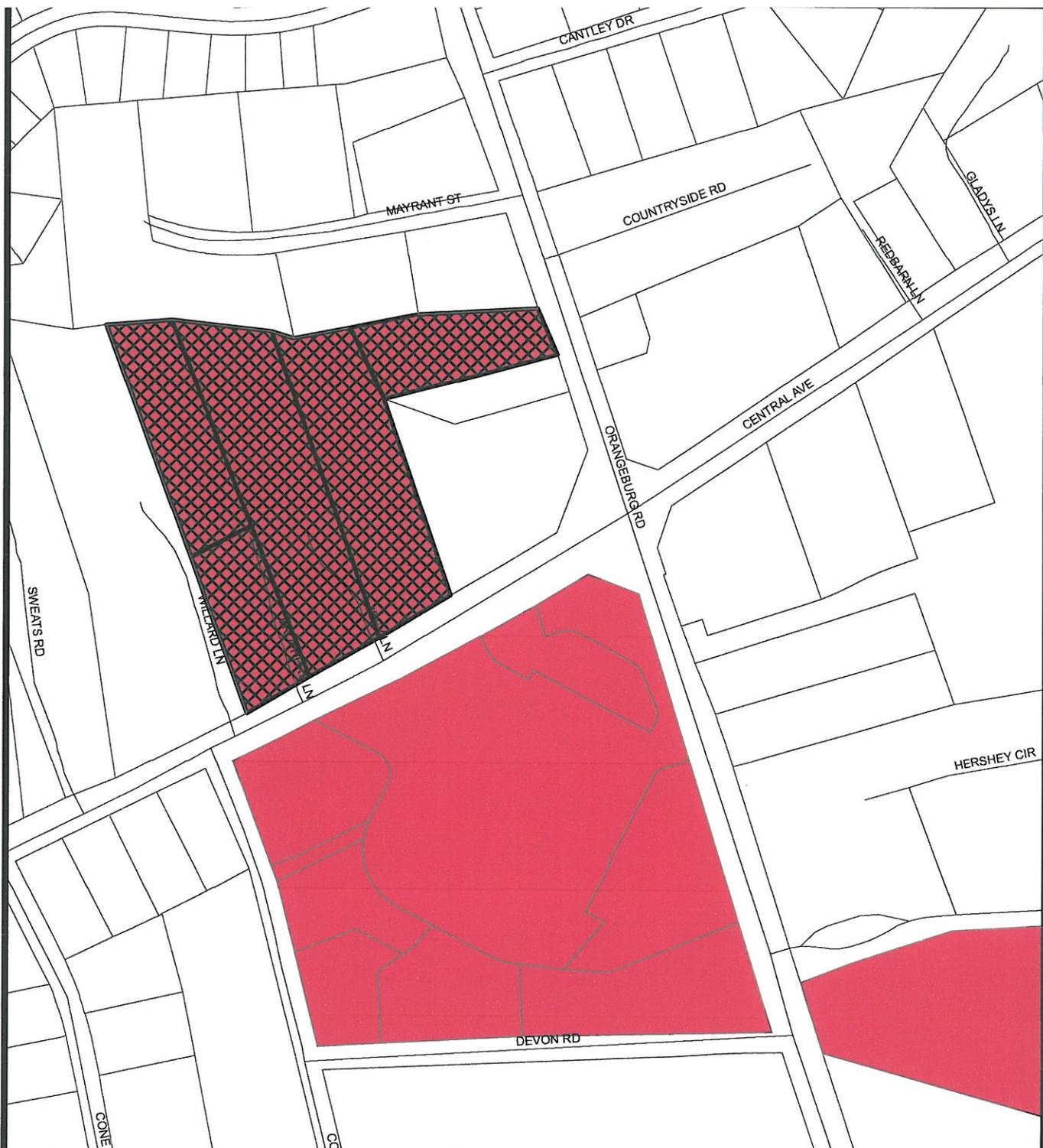
William C. Collins, Mayor

Lisa Wallace, Clerk to Council

PUBLIC HEARING: January 26, 2015

FIRST READING: February 11, 2015

SECOND READING: _____



**Annexation of 135-12-00-012,
016, 017, 018, 020
1610, 1614, 1618, and 1620 Central Ave.
and 939 Orangeburg Rd.
To be zoned B-3**

Legend

Parcels	PL
Annexation Requests	PUD
Zoning	PUD/DA
AC	R-1
B-1	R-2
B-2	R-3
B-3	R-5
I-1	R-6
I-2	R-7

0 50 100 200 300 400
Feet

Disclaimer: This map is a graphic representation of data obtained from various sources. All rights reserved.

AN ORDINANCE

TO AMEND CHAPTER 2 SECTION 2-69 (a) OF THE CODE OF LAWS OF THE TOWN OF SUMMERVILLE

WHEREAS, S.C. Code Section 5-7-170 and Summerville Town Ordinance Section 2-68 authorizes council to determine the annual salary of its members; and

WHEREAS, the current Mayor's salary of \$45,000 shall revert to \$15,000 on December 31, 2015 unless sooner addressed by Town Council after the seating of the three members elected in the November 2013 election; and

WHEREAS, Summerville Town Council desires to maintain the current salary of the Mayor at \$45,000.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor, Mayor *pro tempore* and Town Council of the Town of Summerville in Council assembled that Section 2-69 (a) of the Code of Laws of the Town of Summerville, South Carolina, is hereby amended by amending section (a) (1) and deleting Section (a) (2) as follows:

Sec. 2-69. Compensation of mayor and members of town council.

(a) Mayor:

- (1). The salary of the current Mayor is increased to \$45,000.00 effective as of the first Wednesday of January 2014. ~~and,~~
- (2). ~~The increase in the current Mayor's salary to \$45,000 shall revert to \$15,000.00 as of December 31, 2015 unless addressed by Town Council after the seating of the three members elected in the November 2013 election.~~

William C. Collins, Mayor

Terence T. Jenkins, Mayor, *pro tempore*

Lisa Wallace, Clerk of Council

FIRST READING: _____

SECOND READING: _____