



Town of James Island, Regular Town Council Meeting
July 9, 2015; 7:00 PM; 1238-B Camp Road, James Island, SC 29412

Notice of this meeting was published and posted in accordance with the Freedom of Information Act and the requirements of the Town of James Island.

1. Opening Exercises
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3. Consent Agenda
 - a. Minutes of June 18, 2015 Regular Town Council Meeting
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 - a. Finance Report
 - b. Administrator's Report
 - c. Island Sheriffs' Patrol Report
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 - Environment and Beautification Committee
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6. Resolutions:
 - a. Resolution #2015-13: A Resolution in Support of Removal of Confederate Battle Flag
7. Ordinances up for Second Reading:
 - a. Ordinance # 2015-07: An Ordinance to Update the Town of James Island Comprehensive Plan, 2015
 - b. Ordinance # 2015-08: An Ordinance Enacting a Code of Ordinance for the Town of James Island
8. Ordinances up for First Reading:
 - a. Ordinance #2015-06: An Ordinance to Establish Procedures to Levy and Collect Ad Valorem Property Tax in the Town of James Island
 - b. Ordinance #2015-09: An Ordinance to Amend Fiscal Year 2015-2016 Annual Budget for the Town of James Island
9. New Business
 - a. Camp and Folly Intersection Improvements Project
 - b. Donation of Town Funds to the Mother Emanuel HOPE fund
10. Executive Session: The Town Council may/will enter into an Executive Session in accordance with 30-4-70(a) Code of Laws of South Carolina

11. Return to Regular Session

12. Adjournment

The Town of James Island held its regularly scheduled meeting at 7:00 p.m. in Council Chambers, 1238-B Camp Road, James Island, SC on Thursday, June 18, 2015. The following members of Council were present: Mayor Pro-Tem Leonard Blank, Garrett Milliken, Darren “Troy” Mullinax, Joshua P. Stokes, and Mayor Bill Woolsey, who presided. A quorum was present to conduct business. Also present: Ashley Kellahan, Town Administrator, Attorney Bo Wilson, Merrell Roe, Senior Finance Clerk, Kristen Crane, Planning Director, Mark Johnson, Public Works Coordinator, and Frances Simmons, Town Clerk.

Opening Exercises: Mayor Woolsey called the meeting to order. He opened in prayer and said a special prayer for the families of the victims in the recent Emanuel AME Church shooting. Afterward followed the Pledge to the Flag. FOIA: This meeting was published and posted in accordance with the Freedom of Information Act and the requirements of the Town of James Island.

Public Hearing: Mayor Woolsey opened the Public Hearing at 7:05 p.m. to receive comments on the Update to the Town of James Island’s Comprehensive Plan for 2015: No one signed in to speak.

Public Comments: The following individual addressed Town Council:

Alan Laughlin, 847 Darwin, announced that he and his mother, Eda are working on a project to make quilts for the homeless. A bin is located at the Town Hall to collect old cloths and other material. Distribution of the quilts will be determined later.

Presentation of the Town of James Island Comprehensive Emergency Plan: Scott Cave of Atlantic Business Continuity Services, presented a draft of the Town’s Comprehensive Emergency Plan. In addition to the Town, the Plan includes coordination with James Island PSD; City of Charleston, City of Folly Beach, Charleston County EMS, Charleston County Sheriff’s Office, and Charleston County Public Works, for the coordination of emergency response. The plan is divided into four sections that relates to the four phases of emergency management: 1) Mitigation, 2) Preparation, 3) Plans/Respond and Recover, 4) Appendices. Mr. Cave will email the Plan to Mrs. Kellahan so that Town Council may review it in detail and make comments or changes. The Plan is scheduled for adoption at the July Town Council meeting.

Consent Agenda:

- a. Minutes of May 21, 2015 Regular Town Council Meeting
- b. Minutes of Special Town Council Meeting, June 9, 2015

A motion to approve the Consent Agenda was made by Councilman Blank, seconded by Councilman Stokes and it passed unanimously.

Information Reports:

- a. Finance Report: Senior Finance Clerk, Merrell Roe, reported that the Town has completed 92% of the fiscal year; revenues are at 64%; and expenditures year-to-date for all departments is 35%.
- b. Town Administrator’s Report: Code of Ordinances: Ms. Simmons presented a binder for each member of Town Council of the Code of Ordinances that was prepared by American Legal Publishing. The Town has worked with American Legal since last year in an effort to codify its Ordinances. Ms. Simmons said that updates will be provided to Council for placement in their binders as Ordinances are passed. The codes will also be available on-line. Mrs. Kellahan thanked Ms. Simmons for the work that was done for this project. Comprehensive Emergency Plan: Mrs. Kellahan thanked Scott Cave for his presentation of the Emergency Plan. RFQ: Mrs. Kellahan announced that Requests for Qualifications (RFQ) for the design of a Town Hall were received from 13 companies. Those proposals are due by July 8. Repair Care Program: Ten applications are ready to be submitted to Habitat for inspections. The Town has received 20-50 applications; however, some properties are not in the Town but those applications will be kept on file should they be annexed in the future. Farmers Market: In the Town’s interest of having a Farmers’ Market, James Hackett has met with the Town of Mount Pleasant to gain insight into how they operate their

Farmers Market. National Night Out: The Town working with Sergeant Shawn James on the first National Night Out event. This event will be held on Tuesday, August 4th from 6:30 p.m. to 8:00 p.m. in the Camp Center parking lot to help promote police and community partnerships as well as crime watch awareness. Mark Johnson was congratulated for passing the Storm Water Reviewer Course. This certification will allow the Town to perform storm water reviews of residential and commercial building plans and subdivision plans. A class for amateur radio technician licensing was held at Town Hall; 8 people, including Berry Rudisill, and Mark Johnson, attended and passed the FCC Licensing Exam. The Town will purchase a HAM radio for use at the Town Hall.

- c. Island Sheriffs' Patrol: Deputy Moise presented the Island Sheriffs' Patrol report for Sergeant James. He reported car break-ins on many that were unlocked. He encouraged residents to remember to lock their cars. Last month's crime statistics: 767 traffic stops; 497 hours worked; 124 tickets issued; 689 warnings; 55 calls; 18 field interviews; and 15 arrests.

Requests for Approval:

Amendment to Financial Agreement for Jeffrey Drive and Lemon Tree Lane: Mrs. Kellahan reported that Town Council previously approved \$100,000 for this project; Charleston County allotted \$200,000; but the bids came in at \$352,000, a shortage of \$52,000, which is before Council for approval. Mayor Woolsey asked for a motion in favor. Councilman Blank moved, seconded by Councilman Stokes. No discussion. Motion passed unanimously.

Conceptual Plan for Dills Bluff Sidewalk: Mrs. Kellahan prefaced by stating that when discussions first began with Stantec, that a Conceptual Plan would be needed to decide where the sidewalks would go. She said originally the thought was for the sidewalk to go down Fort Sumter Drive to Harbor View. Stantec's cost to do the complete design of the sidewalk was \$85,000 so the plan was to bid phases of the project to engineers; even though the Town has a Master Service Agreement with Stantec that does these types of projects. Mrs. Kellahan also noted that talks about scaling back and start with the Conceptual Plan then determine the best route for the sidewalk to begin and end. Where we are today is having a proposal from Stantec for a Conceptual Plan for the Dills Bluff sidewalk. Mayor Woolsey asked for a motion in favor, Councilman Blank moved, seconded by Councilman Stokes.

Councilman Blank asked if the approval was for the Conceptual Plan only and after the Plan is completed, would it go out to bid. Mrs. Kellahan confirmed. Mayor Woolsey explained that the sidewalk will go down Dills Bluff Road, but what has not been resolved is how it will connect to Harbor View Road. Councilman Milliken said he was unsure that he could vote on this matter because he lives on Fort Sumter Drive. He asked if the Conceptual Plan is for Dills Bluff only, and Mrs. Kellahan confirmed. He asked if the Town will be looking to tie into Harbor View Road with a subsequent plan after this contact. Mayor Woolsey said a part of this Conceptual Plan will go from Camp Road (towards the PSD property and there is already a plan for that) and, from there to connect to Harbor View Road. He said the route it takes will be a part of the Conceptual Plan and that will come to Council before it is finalized. Also if funding is available and it is worthwhile, a detailed plan could be done. He said the Conceptual Plan is 1/8 of the cost of the actual details. Councilman Milliken asked if the proposal was in effect because it is dated June 7. Mrs. Kellahan confirmed it is the date correspondence was written. Councilman Milliken asked the cost of the Conceptual Plan and it was answered \$11,500. He compared the Camp Road and the Dills Bluff Conceptual Plans, which costs the same, but on Dills Bluff there are wetlands and grand trees. He asked if Stantec will work with the County to develop the plan because there seems to be a different level of permitting. He said there are questions that need to be raised, even by doing a study of this nature, and, would the study give an accurate assessment of the cost taking all of those things into account. He asked what the Town will get for \$11,500. Mrs. Kellahan said a part will be survey work to determine how much right-of-way is needed, whether there is a need for acquisitions,

accountability of grand trees, and the wetlands. She said Eric Adams at the County will have input into the process. Councilman Blank asked if the Town Council will have input for the sidewalks that connects to Harbor View Road to the Rec Center. Councilman Stokes said he believes Stantec will come back with multiple options for Town Council to consider. Mayor Woolsey said Charleston County has a plan for the sidewalks from Harbor View Road to the Rec Center. Motion passed unanimously.

Committee Reports:

Environment and Beautification Committee: Councilman Milliken announced that the James Island Pride Committee did not meet this month but will resume in July. A litter pick-up will be scheduled mid to late July.

Children's Commission: Councilman Stokes announced that the Children's Commission will meet on Tuesday, July 14th at 5:30 p.m.

Public Safety Committee: Councilman Mullinax announced that the Neighborhood Council will meet on Thursday, June 25th at 7:00 p.m. James Island PSD Commissioner, Carter McMillan, will attend the meeting to speak on the PSD's proposal to change garbage pick-up from two days a week to one day a week. Councilman Mullinax introduced and welcomed JilliAnne Jordan, the Town's summer intern. JilliAnne is a recent graduate from First Baptist and plans to attend the College of Charleston in the fall.

History Commission: Mayor Woolsey announced that the History Commission had its first meeting on Tuesday, June 2nd. They did not select a chairperson but hope to at the July meeting. Mayor Woolsey said the historical survey of James and Johns Island provided by Councilman Milliken was discussed and it will be posted on the Town's website.

Ordinances up for Second Reading:

- a. Ordinance #2015-05: An Ordinance to Adopt the Fiscal Year 2015-2016 Budget for the Town of James Island: Mayor Woolsey asked for a motion for second reading. Councilman Blank moved, seconded by Councilman Mullinax. Councilman Blank moved with a motion to amend the budget and Councilman Mullinax seconded.

Amendment:

The following amendment should be made to include any and all editorial changes to adjust the totals accordingly.

- Budget Summary Page – strike the line that reads “Nonrefundable Property Tax Credit - \$2,948,058”
- Revenue Page – strike the line that reads “Property Tax Revenue (17.7 mills) - \$1,000,000”
- Public Works Page – strike the line that reads “Solid Waste Collection - \$1,000,000”

Mayor Woolsey said he was disappointed that we're making these changes but we have made no progress in discussions with the James Island Public Service District. He wrote to the PSD a month ago and asked them to put the property tax credit on their agenda to consider. It was never put on the agenda and they never made any votes; they brushed us off as they do every year. Councilman Blank said the Mayor has done a stellar job in trying to return the property tax refund back to the people; he does not know of any avenue that the Mayor has left unturned. He thanked the Mayor for all he has done; but it is time to move on. Mayor Woolsey called for the vote on the amendment and it passed unanimously. He then called for the vote on the main motion. There was no discussion. The main motion passed unanimously with the amendment.

Ordinances up for First Reading:

- a. Ordinance #2015-06: An Ordinance to Introduce an Ad Valorem Property Tax in the Town of James Island: Mayor Woolsey asked for a motion in favor; Councilman Stokes moved; seconded by Councilman Blank. Mayor Woolsey asked for discussion. Councilman Stokes moved to Table

the Ordinance; Councilman Milliken seconded. Mayor Woolsey said it is very disappointing that we are not moving forward with this but since there is no Property Tax in our budget it is not necessary to pass the Ordinance at this time and we can pass it when it becomes necessary. The motion to Table passed unanimously.

- b. Ordinance #2015-07: An Ordinance to Update the Town of James Island Comprehensive Plan, 2015: Mayor Woolsey asked for a motion in favor. Councilman Mullinax moved; seconded by Councilman Stokes. Councilman Blank said this is the first time the Town has had a complete Land Use Ordinance. He said there are some things that need to be changed in the future but this is the best Plan he has seen. He complimented Kristen Crane, Planning Director, and James Hackett, who then worked for Charleston County for developing the Comprehensive Plan. Motion passed unanimously.
- c. Ordinance #2015-08: An Ordinance Enacting a Code of Ordinance for the Town of James Island: Mayor Woolsey asked for a motion in favor. Councilman Stokes moved; seconded by Councilman Mullinax. Mayor Woolsey explained that the Codes are for the Ordinances passed by Town Council and outlined in a codified manner. He said Town Council has a link to review this information on-line. The Code of Ordinances will be available on-line to the general public after this Ordinance passes. Councilman Milliken asked if there is history/continuity of the ordinances that have passed so there is a source of reference. Mayor Woolsey showed where this information is located in the code book. He said the Ordinance have not changed, only the numeration. The motion passed unanimously.

New Business: Mayor Woolsey discussed the matter of having new business on the agenda. He said our rules do not allow us to discuss New Business because our rules were developed on the basis of a defunct Appeals Court decision that was overturned by the Supreme Court. There is now a State statute regarding agendas and we will consider making changes to our rules to allow more flexibility to place items on the agenda. Councilman Blank asked in that case, could an item could be voted on. Mayor Woolsey answered that State law is pretty clear, and we can make changes in our agenda at a meeting. It would require a 2/3 vote to add items to an agenda to vote on it. Councilman Milliken asked what the timeframe is now to allow changes to an agenda; if this could be done in an open meeting after it has been called. Mayor Woolsey said under our rules, anything that we vote on has to be submitted eight (8) days before the meeting; and items that do not need to be voted on is submitted two (2) days before the meeting -- there are no provisions for anything else. He noted that State law does not overturn our existing rules; and we can change our rules in such a way that it is not so restrictive. Councilman Milliken said for the record, that he would be more comfortable keeping our original rules because he believes it helps to engage the public in the process. He said if things are changed too late in the game it is hard for the public to know what is going on. Mayor Woolsey said this matter will be brought before Town Council at the July meeting for discussion.

Executive Session: Not needed.

Adjournment: There being no further business to come before the body, the meeting adjourned at 7:45 p.m.

Respectfully submitted:

Frances Simmons
Town Clerk

STATEMENT OF NET POSITION AT June 30, 2015

TOWN OF JAMES ISLAND

GENERAL FUND	\$	1,382,188
PROPERTY TAX CREDIT FUND	\$	2,126,592
BEN ROAD PROJECT FUND	\$	180,000
TREE FUND	\$	7,683
TOTAL FUNDS (4 Banks)	\$	3,696,463

BUDGET REPORT
June 2015
 PERCENT OF F/Y COMPLETED: 100%

REVENUE	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
L.O.S.T. PROPERTY TAX CREDIT		\$ 689,175	\$ 841,060	82%
L.O.S.T. MUNI. REVENUE FUND	\$ 30,914	\$ 266,894	\$ 327,080	82%
STATE AID TO SUBDIVISIONS		\$ 248,602	\$ 256,060	97%
FRANCHISE FEES		\$ 426,064	\$ 390,500	109%
TELECOMMUNICATIONS	\$ 10	\$ 44,310	\$ 25,000	177%
PARD REIMBURSEMENT		\$ 3,861		
ACCOMMODATIONS TAX		\$ 257	\$ 5,000	5%
BROKER'S & INSURANCE TAX	\$ 418,877	\$ 422,371	\$ 356,300	119%
BUSINESS LICENSES		\$ 202,211	\$ 190,000	106%
BUILDING PERMIT FEES	\$ 17,148	\$ 23,722	\$ 10,000	237%
PLAN REVIEWS	\$ 500	\$ 1,000	\$ 1,300	77%
ALCOHOL LICENSES		\$ 15,000	\$ 7,000	214%
TREE PERMITS	\$ 175	\$ 1,750	\$ 1,500	117%
REZONINGS		\$ 1,723	\$ 300	574%
BOARD OF ZONING APPEALS	\$ 300	\$ 800	\$ 500	160%
ZONING REQUESTS	\$ 625	\$ 5,975	\$ 500	1195%
DONATIONS-J.I. PRIDE	\$ 20	\$ 675		
DONATIONS - Arts Committee.		\$ 3,307		
INTEREST INCOME	\$ 21	\$ 902		
TREE MITIGATION		\$ 10,873		
MISCELLANEOUS		\$ 1,479	\$ 500	296%
TRANSFER FUNDS BALANCE			\$ 570,000	
TOTAL REVENUE	\$ 468,590	\$ 2,370,951	\$ 2,982,600	79%

EXPENDITURES	June 2016	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
ADMINISTRATION				
Salaries	\$ 15,536	\$ 195,507	\$ 198,040	99%
Fringe Benefits	\$ 6,896	\$ 74,394	\$ 68,500	109%
Copier	\$ 370	\$ 4,492	\$ 5,300	85%
Supplies	\$ 1,047	\$ 12,942	\$ 12,700	102%
Postage	\$ (118)	\$ 2,198	\$ 2,500	88%
Mobile Devices	\$ 54	\$ 959	\$ 1,300	74%
Information Services	\$ 4,399	\$ 30,562	\$ 30,000	102%
MASC Membership		\$ 5,341	\$ 5,500	97%
Insurance	\$ 750	\$ 21,971	\$ 21,000	105%
Legal Services	\$ 984	\$ 45,082	\$ 51,350	88%
Town Codification		\$ 3,985	\$ 5,000	80%
Advertising		\$ 6,085	\$ 5,000	122%
Audit		\$ 12,000	\$ 12,000	100%
Elections		\$ 9,956	\$ 10,000	100%
Mileage Reimbursement	\$ 29	\$ 416	\$ 800	52%
Bonding	\$ (250)	\$ 1,150	\$ 1,400	82%
Employee Screening	\$ 158	\$ 263	\$ 200	132%
Dues and Subscriptions	\$ 225	\$ 1,246	\$ 1,000	125%
Training and Travel	\$ 743	\$ 890	\$ 460	193%
Children's Commission		\$ -	\$ 1,000	0%
Bank Charges	\$ 50	\$ 185	\$ -	
Employee Appreciation	\$ (35)	\$ 276	\$ 500	
TOTAL ADMINISTRATION	\$ 30,837	\$ 399,063	\$ 433,550	92%

ELECTED OFFICIALS	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Salaries	\$ 3,769	\$ 43,650	\$ 50,000	87%
Fringe Benefits	\$ 1,624	\$ 18,080	\$ 36,500	50%
Mayor Expense	\$ 743	\$ 1,100	\$ 2,000	55%
Council Expenses		\$ 1,072	\$ 4,000	27%
Mobile Devices	\$ 114	\$ 1,209	\$ 1,180	102%
		\$ -		
TOTAL ELECTED OFFICIALS	\$ 6,250	\$ 65,110	\$ 93,680	70%

GENERAL OPERATIONS	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Salaries	\$ 14,694	\$ 166,189	\$ 207,715	80%
Fringe Benefits	\$ 6,124	\$ 59,756	\$ 58,500	102%
		\$ -		
TOTAL GENERAL OPERATIONS	\$ 20,818	\$ 225,945	\$ 266,215	85%

PLANNING	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Supplies \$	25	\$ 249	\$ 500	50%
Advertising \$	64	\$ 1,558	4,000	39%
Mileage Reimbursement			200	0%
Dues and Subscriptions \$	250	\$ 250	325	77%
Training and Travel		\$ 25	1,000	3%
Cell Phone \$	54	\$ 641	660	97%
Uniform/PPE		\$ 126	250	51%
Planning Commission		\$ 258	1,000	26%
Board of Zoning Appeals		\$ 27	1,000	3%
		\$ -		
TOTAL PLANNING	\$ 393	\$ 3,134	\$ 8,935	35%
BUILDING INSPECTION	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Mileage Reimbursement		\$ 9	200	5%
Cell Phone \$	54	\$ 636	660	96%
Supplies		\$ 19	500	4%
Uniform/PPE		\$ 126	250	51%
Dues and Subscriptions \$	230	\$ 230	800	29%
Travel and Training	641	\$ 1,481	1,000	148%
		\$ -		
TOTAL BUILDING INSPECTION	\$ 924	\$ 2,500	\$ 3,410	73%
PUBLIC WORKS	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Mileage Reimbursement		\$ -	\$ 300	0%
Training		\$ 289	1,000	29%
Projects \$	13,707	\$ 147,839	780,000	19%
Engineering Services		\$ -	25,000	0%
Permits		\$ -	1,000	0%
Cell Phone \$	54	\$ 635	660	96%
Traffic Control Devices		\$ 120	25,000	0%
Uniform/PPE		\$ 126	250	51%
Supplies \$	32	\$ 222	2,000	11%
Emergency Management \$	35	\$ 14,892	12,000	124%
Groundskeeping \$	2,830	\$ 15,311	30,000	51%
TOTAL PUBLIC WORKS	\$ 16,658	\$ 179,435	\$ 877,210	20%
		\$ -		
CODE & SAFETY	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Cell Phone \$	54	\$ 638	\$ 660	97%
Mileage Reimbursement		\$ 108	300	36%
Emergency Equipment		\$ -	1,000	0%
Radio Contract		\$ 1,026	3,700	28%
Training		\$ 99	1,000	10%
Supplies \$	1,366	\$ 2,022	500	404%
Uniform/PPE		\$ 245	250	98%
Sheriff's Office Contract \$	13,725	\$ 143,138	165,000	87%
Unsafe Buildings Demolition		\$ -	7,000	0%
Overgrown Lot Clearing		\$ -	1,200	0%
Crime Watch Materials \$	3,353	\$ 3,353	500	671%
Neighborhood Council		\$ 144	1,000	14%
Animal Control		\$ 120		
TOTAL CODE & SAFETY	\$ 18,497	\$ 150,893	\$ 182,110	83%
PARKS AND RECREATION	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
James Island Pride \$	248	\$ 1,286	\$ 2,000	64%
Arts Committee \$	324	\$ 3,142		
Recreation		\$ 18,583	20,000	93%
Special Events		\$ 8,809	7,500	117%
James Island Youth Sports Program		\$ 7,450	14,000	53%
TOTAL PARKS AND RECREATION	\$ 572	\$ 39,270	\$ 43,500	88%
FACILITIES AND EQUIPMENT	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Utilities \$	1,110	\$ 11,970	\$ 14,000	86%
Rent \$	6,179	\$ 73,321	73,240	100%
Security Monitoring		\$ 3,589	1,380	260%
Janitorial \$	502	\$ 6,010	6,620	91%
Equipment/Furniture		\$ 2,056	3,000	69%
Building Maintenance		\$ 3,196	12,000	27%
Vehicle Maintenance \$	91	\$ 904	3,000	30%
Generator		\$ -	750	0%
Street Lights \$	10,437	\$ 50,825	114,850	44%
Signage		\$ 5,150	5,150	100%
TOTAL FACILITIES AND EQUIPMENT	\$ 18,320	\$ 157,022	\$ 233,990	67%
COMMUNITY SERVICES	June 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
		\$ 10,000	\$ 40,000	
		\$ -		
TOTAL COMMUNITY SERVICES		\$ 10,000	\$ 40,000	25%
PROPERTY TAX CREDITS			\$ 800,000	
TREE FUND		\$ 5,861		
TOTAL EXPENDITURES		FYTD	AMENDED BUDGET	PERCENT OF BUDGET
	\$ 107,021	\$ 1,238,233	\$ 2,982,600	35%

Town Administrator's Report

7/9/15

1. Administration

- a. Pinckney Park Update – Great news. Our closing attorney Bruce Berlinksky contacted me on 7/30 that the court of appeals has ruled in Mr. Harris's (the seller) favor. The plaintiff has 30 days to appeal to the SC Supreme Court. The likelihood of that case being heard is minimal. He anticipates scheduling the closing the first week of August. I have updated Cathy Ruff at Greenbelt on our progress and she has all the necessary documents she needs from us, including the Phase 1 environmental report.
- b. The proposals for our RFQ for Architectural Services are due in on July 8th. I'll be providing you all with packets for your review and working to schedule interviews for our top firms based on everyone's availability.
- c. We've made headway on processing business licenses here at the Town. VC3 is working with Chas County on having the current Energov system installed here at Town Hall within the next few weeks. We'll be able to provide businesses their license on the spot.
- d. Habitat is currently reviewing Repair Care applications that we've forwarded to them. Habitat has also budgeted funds for their own program and has asked we forward them applications we receive that are not in the Town in hopes they can serve them.
- e. Reminder the Town's first National Night Out event to promote Police and Community partnership as well as Crime Watch Awareness. The event is scheduled for Tues. Aug 4th, 6:30 to 8 at Camp Center parking lot.
- f. The Town sign on Folly Road has been reinstalled. Landscaping will be done later in the year.
- g. 17 Business license issues / renewals for June

2. Code and Safety

- a. 37 cases
- b. 13 abated
- c. 7 noticeable improvement
- d. 17 cases investigation continuing
 - i. Types of Cases (highest volume)
 - Rank Vegetation/Solid Waste 7
 - Nuisance Property 5
 - Tree 4
 - Animal Related 3
 - Inoperable Vehicle 3

3. Building Services

- a. Permits Issued 49
- b. Inspections 14
- c. Reinspections 2
- d. Investigations 5

4. Planning and Zoning

21 permits TOTAL

- Home Occupation 4
- Accessory Structure 5
- Zoning Permit 1
- Tree Removal 3
- Fireworks Stand 3
- Sign Permit 2
- Residential Zoning Permit 1
- SPR 1
- Limited Site Plan Review 1

5. Public Works

- a. Attended quarterly South Carolina Association of Stormwater Managers meeting in Columbia.
- b. Continued to work on Drainage issues in several basins on James Island, including Oceanview-Stonepost-Sea Aire, Queensborough, Lighthouse and Stiles Point
- c. Monitored water levels in several lakes and ponds. High heat and low rainfall contributed to lower water levels due to evaporation.
- d. Worked with SCE&G to have additional street lights installed in some residential neighborhoods.
- e. Monitored the Preserve at Dills Bluff infrastructure construction.
- f. TOJI PW Staff received DHEC License to perform Stormwater Plan Reviews. First Stormwater Plan review was conducted for the Walgreens Pharmacy with supervision from Charleston County Stormwater Management.
- g. Worked with SCDOT to monitor ATT work to install fiber optics on ROW down Camp and Dills Bluff.
- h. Began to survey street and traffic signage in neighborhoods. Intern developed spreadsheet identifying type of sign, location and condition and tied this to Google Maps.

RESOLUTION #2015-13

A RESOLUTION TO SUPPORT THE REMOVAL OF THE CONFEDERATE BATTLE FLAG FROM THE SOUTH CAROLINA STATEHOUSE AND CAPITOL GROUNDS

WHEREAS, fifteen years ago the Confederate Battle Flag, or the Army of Northern Virginia Battle Flag, was installed in a memorial on the South Carolina Statehouse Grounds; and

WHEREAS, James Island has served an important role our shared history and we respect and honor this history; and

WHEREAS, the Confederate Battle Flag has represented for many South Carolinians traditions that are noble, traditions of history, heritage and ancestry; and we recognize that many respect and revere it, and

WHEREAS, we recognize that the Confederate Battle Flag has served for some as a symbol of integrity and duty and has been seen as a memorial and as a way to honor ancestors, and

WHEREAS, for other South Carolinians, the Confederate Battle Flag is a deeply offensive symbol of an oppressive past, and

WHEREAS, the State of South Carolina can be home to both of these viewpoints and the SC Statehouse and Capitol Grounds are a place that represent all in our state; and

WHEREAS, the Confederate Battle Flag has been adopted by some as a symbol of hate and figured prominently in the tragic event and loss of lives occurring on June 17, 2015 at the Emanuel A.M.E. Church in Charleston, SC; and

WHEREAS, many elected officials including Governor Nikki Haley and others, in an expression of unity and without ill will, have stated that it is time to move the Confederate Battle Flag from the SC Capitol Grounds; and

WHEREAS, it has been 150 years since the end of the Civil War, and the Confederate Battle Flag, while an integral part of our past does not represent our future; and

WHEREAS, the Town of James Island seeks to support the expressions of other elected officials to respond to tragic events timely, remove a symbol that divides South Carolinians, move forward in harmony, and honor lives lost on June 17, 2015; and

WHEREAS, the Town of James Island urges the SC General Assembly to act swiftly and accordingly to support the removal of the Confederate Battle Flag from the SC Statehouse and Capitol Grounds,

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF JAMES ISLAND, SOUTH CAROLINA:

Section 1: That the foregoing recitals are incorporated in and made part of this reference;

Section 2: That the Town of James Island Supports the Removal of the Confederate Battle Flag from the SC Statehouse and Capitol Grounds;

Section 3: This Resolution to become effective upon its adoption and approval. Enacted this the 9th day of July 2015.

ATTEST

Bill Woolsey, Mayor

Frances Simmons, Town Clerk

ORDINANCE 2015-07

AN ORDINANCE ADOPTING THE TOWN OF JAMES ISLAND COMPREHENSIVE PLAN INCLUDING ECONOMIC DEVELOPMENT, NATURAL RESOURCES, POPULATION, HOUSING, TRANSPORTATION AND PRIORITY INVESTMENT ELEMENTS WITH AMENDMENTS TO THE EXISTING LAND USE AND COMMUNITY FACILITIES ELEMENTS.

WHEREAS, the Town of James Island Council (the "Town Council") adopted Ordinance 2012-05, effective October 10, 2012, that includes the Land Use and Community Facilities Elements, which enacted the Town of James Island Comprehensive Plan (the "Comprehensive Plan") in compliance with the South Carolina Local Government Comprehensive Planning Enabling Act of 1994 (Title 6, Chapter 29 of the Code of Laws of South Carolina 1976, as amended) ("Planning Act"); and

WHEREAS, the Town of James Island Planning Commission (the "Planning Commission") adopted a resolution completing the update of the Comprehensive Plan on April 9, 2015, and directed staff to draft amendments to implement the findings of their review and gather public input on the proposed amendments; and

WHEREAS, the Planning Commission has reviewed the proposed amendments and updates to the Comprehensive Plan in accordance with the procedures established in State law and the Town of James Island Zoning and Land Development Regulations Ordinance; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, Town Council held at least 1 public hearing and after close of the public hearing, Town Council approves the proposed amendments to the Comprehensive Plan;

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of James Island, South Carolina, in meetings duly assembled, as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. AMENDMENTS TO THE COMPREHENSIVE PLAN

Town Council adopts the Comprehensive Plan included by reference as Attachment A to include the Land Use, Economic Development, Natural Resources, Cultural Resources, Population, Housing, Transportation, Community Facilities and Priority Investment Elements.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its approval following second reading by the Town Council.

ADOPTED and APPROVED in meeting duly assembled this 9th day of July, 2015.

TOWN OF JAMES ISLAND, SOUTH CAROLINA

By: _____
Bill Woolsey
Mayor

ATTEST:

By: _____
Frances Simmons
Town Clerk

Public Hearing: June 18, 2015
First Reading: June 18, 2015
Second Reading: July 9, 2015

AN ORDINANCE ENACTING A CODE OF ORDINANCES FOR THE TOWN OF JAMES ISLAND, SOUTH CAROLINA, REVISING, AMENDING, RESTATING, CODIFYING AND COMPILING CERTAIN SUBJECTS EMBRACED IN SUCH CODE OF ORDINANCES, AND DECLARING AN EMERGENCY

WHEREAS, the present general and permanent ordinances of the Town of James island are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and general welfare of the Town of James Island and for the proper conduct of its affairs; and

WHEREAS, the Acts of the Legislature of the State of South Carolina empower and authorizes the Town of James Island to revise, amend, restate, codify and compile any existing ordinances and all new ordinances not heretofore adopted or published and to incorporate such ordinances into one ordinance in book form; and

WHEREAS, the Legislative Authority of the Town of James Island has authorized a general compilation, revision and codification of the ordinances of the Town of James island of a general and permanent nature and publication of such ordinance in book form; and

WHEREAS, it is necessary to provide for the usual daily operation of the Town of James Island and for the immediate preservation of the public peace, health, safety and general welfare of the Town of James Island that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE TOWN OF JAMES ISLAND:

Section 1. The general ordinances of the Town of James Island as revised, amended, restated, codified, and compiled in book form are hereby adopted as and shall constitute the “Code of Ordinances of the Town of James Island.”

Section 2. Such Code of Ordinances as adopted in Section 1 shall consist of the following Titles:

Title I: General Provisions
Title III: Administration
Title V: Public Works
Title VII: Traffic Code
Title IX: General Regulations
Title XI: Business Regulations
Title XIII: General Offenses (Reserved)
Title XV: Land Usage

Table of Special Ordinances
Annexations
Franchises
Inter-local Agreements
Zoning Map Amendments

Parallel References: References to South Carolina Code
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Section 3. All prior ordinances pertaining to the subjects treated in such Code of Ordinances shall be deemed repealed from and after the effective date of this ordinance except as they are included and re-ordained in whole or in part in such Code; provided, such repeal shall not affect any offense committed or penalty incurred or any right established prior to the effective date of this ordinance, nor shall such repeal affect the provisions of ordinances levying taxes, appropriating money, annexing or detaching territory, establishing franchises, or granting special rights to certain persons, authorizing the public improvements, authorizing the issuance of bonds or borrowing of money, authorizing the purchase or sale of real or personal property, granting or accepting easements, plat or dedication of land to public use, vacating or setting the boundaries of streets or other public places; nor shall such repeal affect any other ordinance of a temporary or special nature or pertaining to subjects not contained in or covered by the Code.

Section 4: Such Code shall be deemed published as of the day of its adoption and approval by the Town of James Island and the Clerk of the Town of James Island is hereby authorized and ordered to file a copy of such Code of Ordinances in the Office of the Clerk.

Section 5: Such Code shall be in full force and effect as provided in Section 6, and such Code shall be presumptive evidence in all courts and places of the ordinance and all provisions, sections, penalties and regulations therein contained and of the date of passage, and that the same is properly signed, attested, recorded, and approved and that any public hearings and notices thereof as required by law have been given.

Section 6: This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

PASSED AND ADOPTED by the Town of James Island, South Carolina on this _____ day of _____, 2015.

First Reading: _____

Second Reading: _____

Bill Woolsey
Mayor

ATTEST

Frances Simmons
Town Clerk

AN ORDINANCE TO ESTABLISH PROCEDURES TO LEVY AND COLLECT AD VALOREM PROPERTY TAX IN THE TOWN OF JAMES ISLAND

WHEREAS, SECTION 5-7-30 South Carolina Code of Laws, 1976, as amended, authorizes municipal corporations to levy and collect taxes on real and personal property; and

WHEREAS, Town Council seeks to establish procedures necessary to levy and collect ad valorem property tax;

NOW, THEREFORE BE IT ORDERED AND ORDAINED BY THE COUNCIL OF THE TOWN OF JAMES ISLAND, SOUTH CAROLINA:

SECTION 1. ANNUAL LEVY AND ASSESSMENT.

The Council may levy by budget ordinance an annual millage for the general purposes of the Town. Any increase in the millage from the previous year shall not exceed the limit permitted by law. Council may levy by budget ordinance an annual millage for payments for real property purchased using a lease-purchase agreement and the maintenance of a reserve fund. Council shall levy such millage as required by law for the paying of interest and principle for any outstanding general-obligation bonds of the Town.

Property tax shall be levied by the Council on the property within the municipality as assessed for taxation for county and state purposes.

SECTION 2. LIABILITY FOR TAXES.

Any person owning real or personal property within the municipality as of December 31 of any calendar year shall be subject to taxation for the ensuing calendar year.

- A) Personal Property is defined as vehicles, business personal property, rental residential personal, marine equipment, stock tax (SCTC), manufacturer, utilities, railroads, special levy, and airplanes.

SECTION 4. TAX LIEN ON PROPERTY.

That all ad valorem taxes herein levied and imposed shall constitute a specific lien on the property taxed for a term of ten years from the time the liability for the taxes shall accrue, which lien shall be paramount and in preference to all judgments, mortgages, liens, and pledges, general and specific, except taxes imposed by the state, and it shall be the duty of the Treasurer of the county to record in the tax duplicates kept by him or her for this purpose the amount of the taxes claimed against each piece of property so taxable, and that each piece of property must be separate and apart, on a line by itself, which record shall show the names of the person in whose name the piece is returned, an accurate description of the property, and the value of the property as fixed by the County Board of Assessment Control, and the amount of the taxes claimed and the cost and penalties accruing thereto, and shall be open to the public for personal inspection in the office of the Treasurer of County.

SECTION 5. TO WHOM TAXES ARE PAYABLE: DUE DATE.

All taxes levied in accordance with this chapter shall be paid to the Treasurer of the County in conformity with all of the rules and regulations in effect for the collection in the County and shall be payable at such time as the Treasurer of the County shall prescribe.

SECTION 6. NONPAYMENT OF TAXES.

That for nonpayment of ad valorem taxes levied at the time at which they are made payable such penalties, collection costs, and execution costs as are now in the county shall be added for the nonpayment of such taxes within the prescribed time.

EFFECTIVE DATE: This Ordinance shall be effective upon its enactment by the TOWN COUNCIL FOR THE TOWN OF JAMES ISLAND.

First Reading: _____

Second Reading: _____

Bill Woolsey
Mayor

ATTEST

Frances Simmons
Town Clerk

AN ORDINANCE FOR AMENDING THE TOWN OF JAMES ISLAND’S BUDGET FOR FISCAL YEAR 2015-16

Whereas, the Town of James Island has need of a Town Hall, and Section 5-7-40 of the South Carolina Code authorizes the Town to own real property; and

Whereas, Section 11-27-110 of the South Carolina Code authorizes the Town to purchase real property using a lease-purchase financing agreement with a principal amount no greater than the 8 percent constitutional debt limit without a referendum; and

Whereas, it is necessary and proper for the Town to maintain a reserve fund; and

Whereas, Section 5-30-40 of the South Carolina Code of Laws authorizes the Town of James Island to levy and collect tax on real and personal property, and Section 6-1-320 (D) provides for millage to pay for real property using a lease-purchase agreement and to maintain a reserve fund; and

Whereas, Section 40-10-40 (B) 1 of the South Carolina Code of Laws requires the Town to use all revenue received from the Local Option Sales Tax Property Credit Fund to provide a credit against any property tax liability levied by the Town;

NOW, THEREFORE BE IT ORDAINED BY TOWN COUNCIL OF JAMES ISLAND, SOUTH CAROLINA:

Section 1. The Town shall maintain a reserve fund.

Section 2. The line item adjustments for the 2015-16 Town Budget in Exhibit “A” are hereby adopted and approved.

Section 3. This ordinance becomes effective on its second reading and approval.

PASSED AND ADOPTED by the Town of James Island, South Carolina on this _____ day of _____, 2015.

First Reading: _____

Second Reading: _____

Bill Woolsey
Mayor

ATTEST

Frances Simmons
Town Clerk

Exhibit "A"

1. Add the following lines on the Summary Page:

Expense Item:

- a. Transfer to Reserve Fund \$200,000

Town Funds:

- b. Reserve Fund \$200,000

Bottom of Page:

- c. Nonrefundable Property Tax Credit \$2,948,058.

2. Add the following line on the Revenue Page.

- d. Property Tax (Millage for Payment for Real Property by Lease Purchase Agreement or Maintenance of Reserve--20 mils) \$1,040,000

3. Add the following line on the Facilities and Equipment page:

- e. Payment for Town Hall by Lease Purchase Agreement \$840,000

4. The Town Administrator is authorized to make all necessary editorial changes so that the totals calculated on each page conform to these line item adjustments.