



Town of James Island, Regular Town Council Meeting
May 20, 2021; 7:00 PM; 1122 Dills Bluff Road, James Island, SC 29412

In-Person Meeting, SEE DETAILS BELOW

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.

The Town invites the public to provide comments prior to its Town Council meeting. Comments may be emailed to info@jamesislandsc.us Comments may also be given in-person at Town Hall during the meeting and speakers will be limited to three (3) minutes. Masks and social distancing will be required and thus occupancy may be limited. The meeting will also be live-streamed and available for public view via the Town's YouTube channel: <https://www.youtube.com/channel/UCm9sFR-ivmaAT3wyHdAYZqw/>

1. Public Hearing - Ordinance #2021-01: Town of James Island Comprehensive Plan
- Public Hearing - Ordinance #2021-02: Draft FY 2021-2022 Annual Budget
2. Public Comment
3. Consent Agenda:
 - a. Minutes: April 15 Regular Town Council Meeting
4. Information Reports:
 - a. Finance Report
 - b. Administrator's Report
 - c. Public Works Report
 - d. Annual Emergency Plan Update
 - e. Island Sheriffs' Patrol Report
5. Requests for Approval:
 - Award of Brantley Park, Phase I
 - Peregrine Drainage Culvert Repair
 - JI Arts & Cultural Center Alarm System
 - MOA with City for Cost-Sharing the Highland Drainage Project

- Easement Clarification for Compliance with Folly Rd. Overlay Corridor

6. Committee Reports:

- Land Use Committee
- Environment and Beautification Committee
- Children's Committee

- Public Safety Committee
 - Nomination to Neighborhood Council

- History Committee
 - Nomination to History Council

- Rethink Folly Road
- Drainage Committee

- Business Development Committee
 - Nomination to Business Development Council

- Trees Advisory Committee
- James Island Intergovernmental Council

7. Proclamations and Resolutions:

Proclamation: National Safe Boating Week

Resolution #2021-05: CTC Funding for FY 2022 Regatta Rd. Sidewalk Project

Resolution #2021-06: Request for Planning Commission to Recommend Regulations for Placement of Small Cell Wireless Facilities

Resolution #2021-07: To Censure Mayor for Conduct Unbecoming an Elected Official and Request Apology

8. Ordinances up for Second/Final Reading:

Ordinance #2021-01: Town of James Island Comprehensive Plan

Ordinance #2021-02: Draft FY 2021-2022 Annual Budget

9. Ordinances up for First Reading:

10. New Business:

- Raising the Salary for the Mayor

11. Executive Session: The Town Council will/may enter into an Executive Session in accordance with 30-4-70(a) Code of Laws of South Carolina. Upon returning to Open Session, Council may act on matters discussed in Executive Session.
12. Return to Regular Session:
13. Announcements/Closing Comments:
14. Adjournment

This Town Council meeting will be live-streamed on the Town's YouTube channel, link found at:
<https://www.youtube.com/channel/UCm9sFR-ivmaAT3wyHdAYZqw/>

ORDINANCE 2021-01

AN ORDINANCE UPDATING THE TOWN OF JAMES ISLAND COMPREHENSIVE PLAN, (ORDINANCE NUMBER 2015-07) INCLUDING LAND USE, ECONOMIC DEVELOPMENT, NATURAL RESOURCES, CULTURAL RESOURCES, POPULATION, HOUSING, TRANSPORTATION, COMMUNITY FACILITIES AND PRIORITY INVESTMENT ELEMENTS:

WHEREAS, the Town of James Island Council (the “Town Council”) adopted Ordinance 2015-07 which adopted 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 required 5-year Review of the Comprehensive Plan on December 10, 2020, 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 following second reading by the Town Council.

ADOPTED and APPROVED in meeting duly assembled this 15th day of April 2021.

TOWN OF JAMES ISLAND COUNCIL

By: _____

Bill Woolsey
Mayor of the Town of James Island

ATTEST:

By: _____

Frances Simmons
Town Clerk of the Town of James Island

Public Hearing: May 20, 2021
First Reading: March 18, 2021
Second Reading: May 20, 2021

Notifications and Meetings:

Planning Commission Workshops (2020): 5 (June, July, September, October, November)

Planning Commission Meetings (2020): 2 (March: Overview/Timeline; December 2020: Unanimous vote to recommend Draft to Council)

Planning Commission Meetings (2021): 1 (March: Unanimous vote to recommend updated Draft to Council)

Facebook Notifications (2020): 15 (4 requests for comments on the Comprehensive Plan, 7 meeting reminders, 4 Comprehensive Plan links)

Email Notifications to TOJI News Recipients (2020): 15 (4 requests for comments on the Comprehensive Plan, 7 meeting reminders, 4 Comprehensive Plan links)

Link to 5-Year Comprehensive Plan Review w/edits:

[https://www.jamesislandsc.us/Data/Sites/1/media/planning-zoning-forms/toji-comprehensive-plan-review-draft-2020-pc-council-3-2021-version\[9214\].pdf](https://www.jamesislandsc.us/Data/Sites/1/media/planning-zoning-forms/toji-comprehensive-plan-review-draft-2020-pc-council-3-2021-version[9214].pdf)

*All Changes are **highlighted**

*Proposed additions/edits are indicated by ***bold, underlined, italicized*** font

*Proposed redactions are indicated by **~~strikethrough~~**

ORDINANCE # 2021-02

AN ORDINANCE ADOPTING THE FISCAL YEAR 2021 -2022 BUDGET FOR THE TOWN OF JAMES ISLAND, SOUTH CAROLINA

WHEREAS, the Town of James Island requires a budget to guide and direct the receipt of expenditure of revenues during Fiscal Year 2021-2022; and

WHEREAS, Section 5-7-260 South Carolina Code of Laws, 1976, as amended, requires that certain acts by Municipal Councils be done by ordinance, including the adoption of a budget; and

WHEREAS, South Carolina law requires that a duly noticed public hearing be held prior to the adoption of a municipal budget; and

WHEREAS, this duly noticed public hearing is scheduled for April 15, 2021 and May 20, 2021;

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

Section 1: Purpose

This Ordinance is adopted to provide the Town of James Island with an Operating Budget for Fiscal Year 2021-2022.

Section 2: Creation of the Fiscal Year 2020-2021 Budget for the Town of James Island, South Carolina

By passage of this Ordinance, the Town of James Island adopts as its Budget for Fiscal Year 2021-2022 “Exhibit A,” incorporated fully herein by reference, and sets the property tax operating millage rate at 0.0179 (17.9 mills). **EXHIBIT A**

Section 3: Severability

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed valid as if such part had not been included. If said Ordinance, or any provision thereof, is held to be inapplicable to any person, group of persons, property, and kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property, or circumstances.

Section 4: Effective Date and Duration

This Ordinance shall be effective from July 1, 2021 to June 30, 2022.

First Reading	April 15, 2021
Public Hearing	April 15, 2021
Second Public Hearing	May 20, 2021
Second/Final Reading	May 20, 2021

Bill Woolsey

ATTEST

Frances Simmons
Town Clerk

The Town of James Island held its regularly scheduled meeting at 7:00 p.m. at the Town of James Island, 1122 Dills Bluff Rd., James Island, SC Thursday, April 15, 2012 in person. Councilmembers present: Boles, Mignano, Milliken, Mullinax, and Mayor Woolsey presided. Also, Town Administrator, Ashley Kellahan, Town Attorney, Bonum S. Wilson, Finance Director, Merrell Roe, Public Works Director, Mark Johnson, Island Sheriff's Patrol Deputy Chris King, and Sgt. Herman Martin (for Sgt. Shawn James) and Town Clerk, Frances Simmons. This meeting was held in compliance with the Freedom of Information Act and the requirements of the Town of James Island. Information was provided to the public for participation in this meeting.

Roll Call: Town Clerk, Frances Simmons, called the roll. A quorum was present to conduct business.

Public Hearing on Ordinance #2021-02: Draft FY 2021-2022 Annual Budget: Mayor Woolsey opened the Hearing to receive comments from the public. No one signed in to speak.

Public Comment: The following comments were received via email and are attached to the minutes: [Karen Beard](#), [Lance Sudano](#), [Melanie Bonow](#). [Alison VanHorn](#) appeared in person. Comments linked.

Without objection the Proclamation Honoring James Island Community Heroes was moved up on the agenda and read into the record by James Island Pride Chair, Amy Ball. Motion to approve was made by Councilman Milliken, seconded by Councilman Mullinax. Passed unanimously. Councilman Milliken thanked the community and service personnel that worked through the pandemic and Mayor Woolsey thanked Town PW and Administrative staff that also worked during the pandemic. Proclamation:

Consent Agenda:

Minutes of March 18, 2021 Regular Town Council Meeting: Motion to approve was made by Councilman Milliken, seconded by Councilman Mullinax. Passed unanimously.

Information Reports:

Finance Report: Finance Director, Merrell Roe, gave an overview of the Finance Report and answered Councilwoman Mignano question regarding the \$10,500 expenditure under JI Arts and Cultural line item for cabling.

Administrator's Report: Town Administrator, Ashley Kellahan presented the Administrator's Report adding that she is seeking solutions for Zoom with live-stream/hybrid options. She also added that Council will meet in a workshop setting on Wednesday, April 28 @ 6 p.m. for discussions of Local Option Sales Tax (LOST), Property Tax, and the James Island PSD Cost Sharing. Councilman Boles asked if we are able to use funds from the American Rescue Act for communications, i.e., Zoom/hybrid options and Mrs. Kellahan said she would look into that. Councilman Milliken asked if the change in business licenses requirements would have effect on our budget to which Mrs. Kellahan said no as the Town has no manufacturing businesses that would mostly be affected.

Public Works Report: Public Works Director, Mark Johnson gave an overview of the PW Report. He added that if Council receives calls from constituents about markings on the street it is because County Civil Engineering Inspectors are double checking the quantities needed for resurfacing prior to putting the work out to bid. This resurfacing is part of a larger, county-wide project done each year to resurface roads showing wear and tear.

Island Sheriff's Patrol Report: Sgt. Martin (substituted for Sgt. James) gave an updated crime report noting that it has been pretty quiet and not much activity. Deputy Chris King gave the Island Sheriff's Patrol Report.

Requests for Approval:

Award of Brantley Park, Phase I: Mrs. Kellahan presented for approval an award for Phase I of Brantley Park. She reported that the Town received eight (8) bids and staff recommends award to ES Integrated base bid including Alternate 1, for a cost of \$151,590. Motion in favor by Councilman Milliken, seconded by Councilman Mullinax.

Councilman Milliken asked if the City would be contributing to the cost and Mayor Woolsey responded 'no, that the City's contribution was with their Greenbelt funds and the Town is responsible for everything else and manage the park. Councilwoman Mignano asked if the Town could be placed on the title of the land with the City and Mayor Woolsey answered 'no and explained why the Town would not have a joint title with the City. Councilman Milliken asked about liability if there is a suit, who would be responsible. Mayor Woolsey said that our IGA with the City lists us as a liable party, however Attorney Wilson responded that both parties would likely be listed in any lawsuit. There was lengthy discussion about the condition of the dock on the property and all members of Council agreed that it needs to be taken down. Councilman Boles asked if it were secured and if signage is posted to keep people from going onto it, to which staff replied yes. There was also discussion about the permitting process for a dock with OCRM, and a timeframe for using the permit. Mrs. Kellahan said we would need to get a public use permit because the dock on the property was for residential use. Councilman Milliken spoke about the surfaces for parking, if it is pervious, and discussed various types of pervious materials as options; Mrs. Kellahan said she would look into this. Councilman Mullinax asked what percentage was made by the Town and what was the City, which is 50% Town, and 45% City.

After further discussion, Councilman Boles amended the motion to defer consideration of the request to the May 20 Town Council meeting and Councilwoman Mignano seconded. Mayor Woolsey spoke in opposition to the deferral saying that we need to move forward because of upcoming plans for the Rethink Folly Rd. groundbreaking and opening of CudaCo as well as the possibility of having to rebid the project. Councilman Milliken stressed concerns about the dock and to demolish it for safety reasons. He would also like to see the City share some investment in the park, have pervious trails and surfaces. Mrs. Kellahan commented that the trails are pervious. In summary, Councilman Boles noted that his reason for deferring is to learn more and about taking the down the dock.

Motion to Defer Passed 3-2

Councilman Boles	Aye
Councilwoman Mignano	Aye

Councilman Milliken	Aye
Councilman Mullinax	Nay
Mayor Woolsey	Nay

Scope and Fee for Development of Municipal Wastewater Regulations: Mrs. Kellahan presented for approval a request for Weston & Sampson to develop an ordinance and policies for requiring and enforcing regular maintenance of septic tanks in the Town, as well as developing policies and procedures for connecting to the sanitary sewer system. The cost for the service is \$12,150. Motion for discussion was made by Councilman Boles, seconded by Councilman Mullinax. Councilman Boles asked if this would qualify for use of the COVID money. Mayor Woolsey replied that while sewer infrastructure was explicitly listed as an allowable expense, it is not clear if costs associated with the development and implementation of regulations connecting to sewer was eligible for reimbursement. Councilman Milliken stated that he is all about dealing with the issues of sewer and septic but expressed concerns about paying \$12,000 to an engineering firm to write an ordinance when we can do it ourselves. Councilman Boles also expressed this concern and asked if we could use an ordinance from another municipality. Councilwoman Mignano shared information on sewer from the Snowden Community and Community Development Block Grants (CDBG) that may be available She noted that the sewer and septic needs to be cleaned up in the Town. Councilman Boles asked if we could look at other municipalities ordinances and have the Town Attorney review it.

Motion failed 4-1

Councilman Boles	Nay
Councilwoman Mignano	Nay
Councilman Milliken	Nay
Councilman Mullinax	Nay
Mayor Woolsey	Aye

Repair Care – Roof Replacement: Mrs. Kellahan presented for approval a roof replacement, window, and door work for an elderly homeowner. The cost of the work is \$17,250 with Habitat providing \$4,000; Repair Care \$10,451, and the remaining \$2,799 from the Community Services fund. Motion to approve by Councilman Milliken, Councilman Mullinax seconded. Passed unanimously.

Mulch for Town Hall: Mrs. Kellahan presented for approval a request for mulch at the Town Hall from Heart Pine at the cost of \$5,120. Motion to approve by Councilman Mullinax, Councilman Boles seconded. Councilwoman Mignano asked how often this is done and Mrs. Kellahan replied this is first time at the Town Hall. Passed unanimously.

Committee Reports:

Land Use Committee: Councilwoman Mignano gave an update of the Repair Program with the students at JI High School. She hopes the program will begin in the fall as the students will be very helpful to the community.

Environment and Beautification Committee: Councilman Milliken announced that James Island Pride will host a litter pickup on Saturday, May 15, 8:30 a.m. – 10:30 a.m. The group will meet in the parking lot of Town Hall to pick up supplies. Stan Kozikowski, Chairman of Helping Hands is still needs volunteers. Please contact Stan at (860) 847-0544.

Children's Committee: No report.

Public Safety Committee: Councilman Mullinax announced the Neighborhood Council meeting on Thursday, April 22 @ 7 p.m. This will be a hybrid meeting. Town Administrator, Ashley Kellahan will speak about the JI Arts and Cultural Center.

Nomination to Neighborhood Council: Councilman Mullinax moved for the nomination of Norman Adelsflugel to represent the Lawton Bluff neighborhood; Councilman Milliken seconded. Passed unanimously.

History Committee: Mayor Woolsey reported that the History Council met on April 6 at the JI Arts and Cultural Center for a kick-off meeting with Brockington for the exhibits for the Center.

Rethink Folly Road: Mayor Woolsey announced the next meeting on Wednesday, April 28, @ 3:30 p.m. the format will be determined.

Drainage Committee: Councilman Mullinax announced that the next meeting will be held on Tuesday, May 11 @ 3:00 p.m.

Business Development Committee: No report. Councilman Boles mentioned that the committee is short a member and plans to meet in May.

Nomination to Business Development Council: No nominations presented.

Trees Advisory Committee: Councilman Milliken gave an update on the progress the interns are making. They have surveyed trees down to Honey Hill. The Cub Scouts has planted 70 acorn pots of their goal of 200.

James Island Intergovernmental Council: Mayor Woolsey announced that the next meeting is Wednesday, April 21 @ 7 p.m. on Zoom. The agenda was distributed to the members today.

Proclamations and Resolutions:

National Public Works Week, 2021: Motion to approve made by Councilman Milliken, seconded by Councilwoman Mignano. Passed unanimously.

Emergency Ordinances:

Emergency Ordinance E-07-2020: Providing for Required Face Coverings in Public Places due to COVID-19 Virus and Exceptions Thereto: Expires 04-15-2021: Councilman Milliken moved to extend the Emergency Ordinance to the May 20 Town Council meeting; Councilman Mullinax seconded.

Council engaged in discussion with each member of Council stating their reason why the ordinance should or should not be extended. Councilwoman Mignano shared data that the cases are very low, and that the ordinance has expired in other municipalities, i.e., the Town of Mt. Pleasant. She said the Town has been very diligent and now we need to let the businesses determine whether or not to allow face coverings in their establishments. Councilman Mullinax asked if there was data on how many people have gotten the vaccines by zip code which was not determined. Councilman Boles expressed his concerns about wearing masks but think the cases are low because they are being worn and it is wise to extend the ordinance for another 30 days. Councilman Milliken spoke in support of extending the ordinance and noted that there is no data on the variants. Mayor Woolsey responded to the comments made. He also compared the City, County, and Town Ordinances and that our Ordinance does not apply to individual persons but for businesses owners. After additional discussion, the motion came to a vote for the extension.

*Extend Emergency Ordinance E-07-2020 failed 3-2

Councilman Boles	Aye
Councilwoman Mignano	Nay
Councilman Milliken	Aye
Councilman Mullinax	Nay
Mayor Woolsey	Nay

*Businesses are able to decide whether or not they choose to require face coverings and are not subject to Town fine if they choose not to enforce.

Ordinances up for Second/Final Reading: None.

Ordinances up for First Reading:

Ordinance #2021-02: Draft FY 2021-2022 Annual Budget: Motion to approve made by Councilman Boles, Councilman Mullinax seconded. Councilman Boles asked if the 1% administrative fee for the Cost-Sharing Agreement would remain on the balance sheet this year. Mrs. Kellahan said this version of the draft does not include it. Councilman Milliken asked if the budget needs to be amended to include the COVID monies. Mayor Woolsey noted that once the money is confirmed and received we would need to amend the budget. Mrs. Kellahan noted that we have three (3) years to spend the funds. Monies not spent would need to be returned. There was some discussion about sewer and infrastructure expansion. Councilman Milliken commented that he did not see a line item for solar panels for the JI Arts and Cultural Center and asked if it was under Hospitality Capital Projects. Mrs. Kellahan confirmed that the line item was increased, and she will research where line item was placed or make an amendment to add it before the second reading of the budget. Passed unanimously.

New Business: None

Executive Session: Not needed

Announcements/Closing Comments: Councilman Boles thanked the staff for their hard work and commitment. He said he will reach out to staff to find out about issues before meetings and encouraged everyone to do the same.

Councilman Boles mentioned that there are no grocery stores in the Town (re: Emergency Ordinance). Mayor Woolsey said the grocery stores are in the City and the County and those entities still requires face coverings to enter the business.

Councilman Milliken reminded everyone of the JI Pride Litter Pickup on May 15 from 8:30 a.m. to 10:30 a.m.

There being no further business to come before the body, the meeting adjourned at 8:50 p.m.

Respectfully submitted:

Frances Simmons
Town Clerk

DRAFT

TREE MITIGATION FUND

Tree Mitigation revenue											797	500
Tree Mitigation expense				460							(460)	500
	-	-	-	460	-	-	-	-	-	-	337	

JAMES ISLAND PRIDE

James Island Pride revenue/donations											426	3,500
Jsmes Island Pride expense	-				52	150	54	1,074			(1,330)	
Helping Hands Donations											423	
Helping Hands Expense						339					(339)	-

ADMINISTRATOR'S REPORT

May-21

ADMIN NOTES

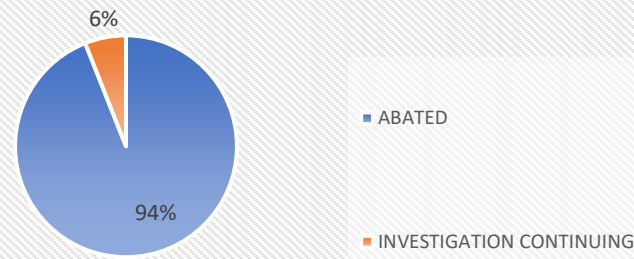
- 1) On May 10th, US Treasury released further guidance on use of American Recovery Funds, which now explicitly include "managing and treating stormwater or subsurface drainage water" uses. See link for more info: <https://home.treasury.gov/system/files/136/SLFRP-Fact-Sheet-FINAL1-508A.pdf>
- 2) JIACC Update - Roof work scheduled to be complete 5/20. Position for manager has been advertised.
- 3) RFP for On-Call pavement maint. and repair advertised, proposals due May 27th
- 4) A public notice went out in April for the USACE Permit for Oceanview Drainage Project - also DOT permit submitted
- 5) Foxcroft undergrounding project - still on schedule for June completion date for the engineering study. Surveyors recently marked/flagged locations along Foxcroft.

Business Licenses	62
*25 of those processed at Town hall	
Code Enforcement Cases	
TOTAL CASES	700
ABATED	658
INVESTIGATION CONTINUING	42
RANK VEGETATION / SOLID WASTE	170
INOPERABLE VEHICLE	126
TREE CASES	46
NUISANCE PROPERTY	62

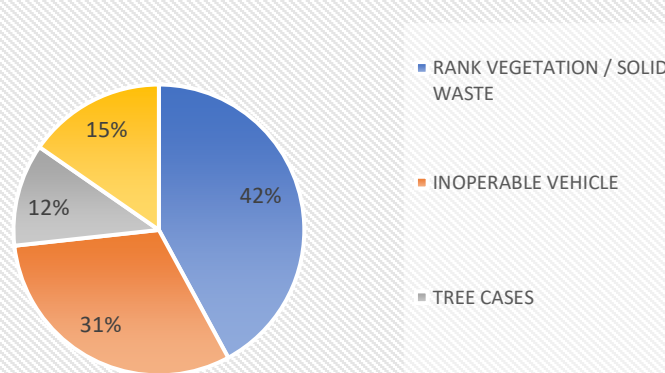
#9 new cases in April

Building Permits & Inspections	Permits	Inspections
Current Month	71	91
Building	24	35
Electrical	17	16
Plumbing	8	13
Mechanical	5	7
Gas	2	20
Pool	-	-
Roofing	6	-
Fire System	-	0
Sign	-	-
Trades	9	-
Manufactured Home	-	-
Previous Month	118	203

Code Enforcement - Case Status



Code Enforcement - Case Type

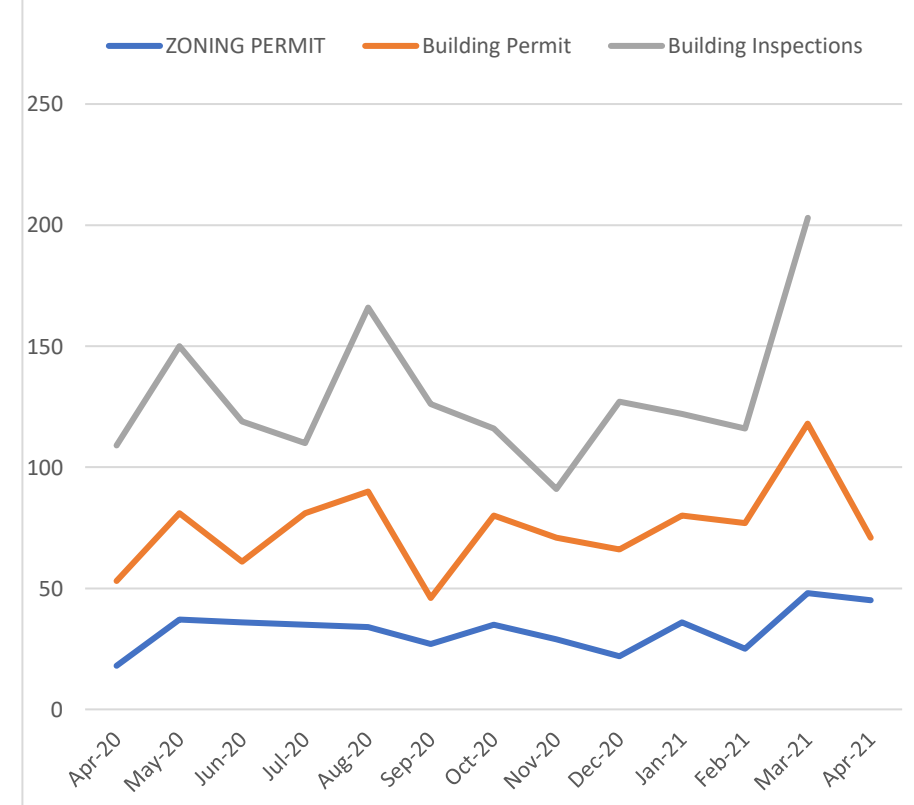


PERMIT TYPE	Apr-21
ACCESSORY STRUCTURE	
CLEARING & GRUBBING	
DEMOLITION PERMIT	2
EXEMPT PLATS	
FIREWORK STAND	
HOME OCCUPATION	7
LSPR	
NON-EXEMPT PLAT	
PD AMENDMENT (REZONING)	
RESIDENTIAL ZONING	22
REZONING	
SPR	
SIGN PERMIT	2
SITE PLAN REVIEW	
SPECIAL EVENT	1
SPECIAL EXCEPTION	
TEMPORARY ZONING	
TREE REMOVAL	9
TREE TRIMMING	
VARIANCE	
ZONING PERMIT	2
TOTAL	45

PUBLIC WORKS NOTES

- 1) There were no new requests for service in April. Staff responded to requests for project updates and status of current work requests.
- 2) Staff participated in a webinar on Low Impact Development methods in coastal areas of South Carolina presented by Clemson Extension.
- 3) Staff filled potholes and smoothed surface at Santee Parking Lot.
- 4) Staff monitored the Tree Survey interns along Fort Johnson Road. Interns completed from Pinckney Park to Bresee Street. Staff and Town Arborist reviewed their data with a random sampling of recorded trees and found the interns were doing an excellent job with around 80% accuracy rate for the data collected.
- 5) Staff participated in the Intergovernmental Meeting.
- 6) Staff participated in the hybrid Neighborhood Council Meeting.
- 7) Staff participated in a virtual Hazard Mitigation meeting with Charleston County and other stakeholders.
- 8) Staff met with SCDOT and JIPSD twice to discuss culvert rehabilitation on Dills Bluff Road at Fort Sumter. Staff also met several times with nearby residents to discuss this situation and keep them updated.
- 9) Staff received new pet waste bag dispensers for attaching to dog leashes. Staff cleaned 10 signs in April and installed 6 new STOP signs. Staff filled 5 potholes with 12 bags of material and also cut vegetation on right of way to improve driver vision in various locations.

PERMITS - 13 MONTH HISTORY



COMPREHENSIVE EMERGENCY MANAGEMENT PLAN

Annual Update

Since 2015 the Town has had a Comprehensive Emergency Management Plan for various situations ranging from earthquakes and hurricanes to terrorism and Town Hall incidents. The plan is updated regularly, and exercises are held throughout the year to help ensure staff readiness for different events.

The 2020 update to the plan was centered on pandemic response. The current pandemic has taught the staff important lessons regarding the role a local government can play in addressing pandemic issues. Communication is a key factor in how the Town can effectively relay information to the public.

First, the Town has sharpened its focus on disseminating information to Island residents. Issues ranging from best health practices to food assistance and vaccination clinics all need to be highlighted Island wide to ensure the health, safety, and welfare of our residents. It is also critical to maintain contact with the business community. Current ordinances may be changed, or new ordinances may be adopted which the Town will need the assistance of the business community to address. Working together the Town and local businesses can provide needed services to our residents while minimizing any impacts on everyday life.

The Town will also be working to upgrade hardware and software to improve communication ability. Currently the Town provides information through its website and news releases. During the current pandemic it became evident that many meetings, for safety's sake, were held via zoom. Moving forward using technology such as zoom will increase opportunities for citizens to participate in Town function in a safe and useful manner.

The Plan is also being updated with current information regarding various rosters. Particularly the Neighborhood Council roster has new members along with their contact information. This Council is particularly helpful during hurricane season, assisting with sandbag operations and reporting on neighborhood conditions following an event.



Town of James Island

Memo

To: Mayor and Town Council
From: Ashley Kellahan, TA
Date: May 13, 2021
Re: Brantley Park Phase I – Additional Information

Follow-up from questions and concerns raised at April's Council meeting:

- Can pervious pavement be used for the parking?
 - I reached out to Tim Henderson, District Manager for SCDOT and he said they will not permit loose gravel material in the shoulder because it will get spread out into the roadway and become a safety/maintenance concern. I also asked what the possibility was of taking over ownership of this area. He said there is a process the Town could pursue for taking over ownership and it would go through the Commission for ultimate approval. SCDOT said they could possibly permit permeable concrete or asphalt if it meets the ARMS manual and the drainage is properly addressed. I then asked Chris Haynes of Davis & Floyd if permeable material would work with drainage we plan to install and after discussing with a civil engineer on his team he responded, "the design process was not easy for these parking spaces even with the traditional asphalt. There was a good bit of back and forth and they even had to adjust a pipe that runs in Folly Rd to get positive drainage on Brantley Drive. This would potentially be an even more difficult task with the pervious paving. We would have to design/propose a new paving mixture that SCDOT would then have to approve. For this small of an area, that extra time and expense did not seem practical."
- If we demolish the dock, is there a timeframe under the dock permit requirements in which it would need to be rebuilt?
 - Short answer is yes, you have 5 years until when a new dock permit is issued in which you can build. However, it has been very difficult to get a clear yes or no answer from OCRM on the dock permitting without submitting a permit application and going through the process. When we purchased the property with Greenbelt funds, Charleston County included a clause in the grant agreement that said "the award of funds is conditioned on issues with the dock being resolved to the satisfaction of the County". The County was

concerned about the dock being a shared dock with the property and since the dock was a main contributing factor in the grant being awarded, they wanted clarity that the neighboring property owner could not restrict public access to the dock. Therefore, we negotiated with the seller and included the following language in the deed: “Existing Dock Facilities. Seller abandons all interest in the dock and the joint dock permit and forfeits any private right to such use whatsoever upon closing. It is mutually understood that the seller will waive any right or interest in any dock set back otherwise required by DHEC as such may arise by virtue of ownership of the adjoining property, and fully support such designation as a community dock and will exercise such support and waive such rights, in writing, upon closing. Purchaser will fully support and not object to any new dock placement or construction Seller may propose to the licensing authority (DHEC/OCRM) upon LOT 1, TMS 425-03-00-034.” The County also had concerns if the dock permit could be transitioned from a shared use dock to a community dock. There was a good deal of back and forth from OCRM, and ultimately, they formalized in a letter that the current joint use dock permit issued to Mr. Brantley had expired and for the dock to be used in a greenspace scenario, a change in use permit would need to be issued by the department and the change in use request would be subject to a public notice process. Unofficially, it was relayed to me that they did not foresee an issue but could not guarantee anything because it would have to go through the public process. This referenced letter, along with the deed wording, was enough to satisfy the concerns of Charleston County Greenbelt.

- I recently had a conversation with OCRM, along with Chris Haynes, to inquire about steps of a new permit, the possibility of moving the location of the dock, adding a floating dock, etc. Through our phone conversation, it was also relayed to me that they did not foresee an issue with the permitting but could not guarantee anything because it would have to go through the public process. There were concerns, however, over moving the location of the dock and expanding the size to potentially include a floating dock. Their current position is that the current location of the dock is acceptable because the area is already disturbed but moving the location or changing the footprint at all would further disturb marsh grass areas: “As discussed, the Department can entertain a permit request to reconstruct the existing dock in the same location but a new dock outside of the footprint of the existing dock is not an option as the current conditions at the site do not warrant issuing a permit for a new dock.”
- I also asked whether or not we’d be able to demolish the dock immediately and then permit the structure and was advised: “to wait to demolish the dock and include that work as part of the new permit. That way the area will not naturalize between the time the dock is removed and reconstructed.” Therefore, I would recommend holding off on demolishing the dock until the permitting process is completed.



Town of James Island

Memo

To: Mayor and Town Council
From: Ashley Kellahan, TA
Date: May 14, 2021
Re: Award of IFB #2-2021

- Brantley Park Phase I plan was approved by Town Council in Jan. of 2020. Since then, our engineering team has been working on permitting and received all necessary permits from City and SCDOT.
- Budgeted Cost Estimate for Brantley Park Phase I was \$185,000.
- The Town received 8 qualified bids.
- The bid included 2 add alternates (some deducted Add Alt. 2 from their base bids while others didn't include in their base bid.) Add alternate 1 was demolishing the dock and Add alternate 2 was the pervious trails.
- The low bidder has been reviewed with the engineer, and recommended award is to ES Integrated, for a total of \$141,590.38, not to include any Alternates.
- See attached Site Plan for Phase I and Bid Tabulation.

Bid Tab for Brantley Park Phase I:

Bid Schedules will be reviewed with Engineers before recommending qualified low bidder for approval. We anticipate Town Council making award at April 15th Town Council Meeting.

AOS Specialty Contractors

Base Bid: 178,550

Alt. 1 – Add 6,000

Alt 2 – Deduct 7,500

Maverick Construction

Base Bid – 154,000

Alt. 1 – Add 17,514

Alt. 2 – Add 10,943

Stenstrom & Associates

Base Bid – 181,647.50

Alt. 1 – Add 16,500

Alt. 2 – Add \$15,400

Truluck Construction

Base Bid – 146,992

Alt. 1 – Add 11,500

Alt. 2 – Deduct 3,500

IPW Construction

Base Bid – 183,717

Alt. 1 – Add 11,200

Alt. 2 – Deduct 9,370

Rakes, DBA BlueTide

Base Bid – 193,333.91

Alt. 1 – Add 13,000

Alt. 2 – Deduct 16,000

ES Integrated

Base Bid – 141,590.38

Alt. 1 – Add 10,000

Alt. 2 – Deduct 11,723.14

Triad Engineering & Contracting

Base Bid – 282,675

Alt 1 – Add 8,800

Alt 2 – Add 34,920



Town of James Island Public Works Department

Mark Johnson, Public Works Director
1122 Dills Bluff Road

James Island, South Carolina 29412
mjohnson@jamesislandsc.us 843-795-4141

Peregrine Drive Sinkhole and Drainage Culvert Repairs

April 29, 2021

Peregrine at Bob White: This is another culvert failure resulting from age of materials. Culvert was constructed of CMP (Corrugated Metal Pipe) in the 1970's and has reached the end of its service life. Holes in the pipe have allowed the surrounding fill material to wash away and caused a sinkhole to develop in the middle of the roadway, which now has a steel plate covering it. Charleston County will repair and wrap the entirety of the pipe.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read 'Mark Johnson'.

Mark Johnson
Public Works Director
Town of James Island



Charleston County Public Works Task Estimate

BASIC INFORMATION

Est Start Date 4/1/2021 Request ID 11724
 Requesting Agency / Billable Dept : Town of James Island
 Contact : Mark Johnson Phone : 843-709-2394
 Details : At 1214 Peregrine Dr. excavate entire length of 15" CMP to include approximately 12" on both sides and to bottom of culvert. Repair with Mar Mac if needed, cover entire culvert with fabric, backfill to grade with flowable fill and finish to grade with 2" of asphalt.

Total Labor Cost \$4,752.53
Total Equipment Cost \$4,146.27

Material

ID	Description	Usage	Material Cost
			\$0.00

Other

Date	Short Description	Purchase Order	Vendor	Cost
4/5/2021	2 Ton asphalt		Sanders Bros.	\$180.00
4/5/2021	15" Mar Mac		Mar Mac	\$50.00
4/5/2021	30 Ft Fabric, 6ounce		CP&P - Concrete Pipe And Precast	\$130.00
4/5/2021	13.5 Cubic yards flowable fill		Knight's Redi Mix	\$1,950.00
Total Other				\$2,310.00
Sub Total				\$11,208.80
10% Contingency				\$1,120.88
Grand Total Estimate				\$12,329.68

Agency Signature : _____

Date: _____

Org Key (For non-General Fund Request) : _____

Obj Code:



Bob White Dr







Charleston County Public Works Task Estimate

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Total Other				\$2,310.00
Sub Total				\$11,208.80
10% Contingency				\$1,120.88
Grand Total Estimate				\$12,329.68

Agency Signature : _____

Date: _____

Org Key (For non-General Fund Request) : _____

Obj Code:

(For Public Works Use Only)

F/O Manager/Director Approval : _____

Date: _____

Completed By : _____

Date: _____

Task ID: _____



“Alarming Charleston Since 1959”

Local Central Station

843-744-4198

Honeywell

Authorized Security Dealer

James Island Arts and Cultural Center

Subject: New Office Security and Cameras

Thanks for taking the time from your busy schedule to review this estimate about providing you with quality services.

We have been the Lowcountry’s choice for security, fire, access control, cable, telephone, and stereo for many years and pride ourselves on unmatched service. The relationships we have built with the people like you are proof that the customers have always been number one in our 60 years of service.

We are the only company with a LOCAL monitoring facility. This means you are treated as a customer instead of a number in a mega central station located out of state. Our relationships with local police is unprecedented. Our monthly charge is guaranteed to never be raised. Imagine the cable and phone company telling you that. We offer 1 free month for annual payment and can break down the installation charge over 6 months.

Security

1 Deluxe Keypads

3 Door Contact Sensors

1 Motion Unit with false alarm technology

Interior Sounder

Full battery backup

Smart App for your Smart Devices

Local Central Station

Total Installation

299.00

Monthly Monitoring and unlimited Service Parts and Labor 35.00

Cameras

7 IP 4 Mega Pixel Color Cameras

1 8 Channel NVR with 4 TB storage

1 22 inch color monitor

1 power supply

Smart Device App

Total Installation 2,950.00

5 year parts and labor warranty

Applicable taxes will be added

Thanks again for the opportunity to provide this estimate to you. Join the thousands of LOCAL customers that rely on Coastal Burglar Alarm for monitoring and servicing of their low voltage systems. Please let me know if you have any questions.

Daniel Eykyn
843-693-3263
danieleykyn@gmail.com

provide reasonable notification to the **CITY** of changes to the PROJECT schedule.

V. THE TOWN SHALL:

- a. Provide to the **CITY** timely correspondence concerning PROJECT scope changes, changes in schedules, routine communication, or any other such activities that may impact the PROJECT.
- b. Invite the **CITY** to all progress meetings as they may pertain to the PROJECT.
- c. Provide access to the PROJECT records, upon request by the **CITY** to review.
- d. Allow the **CITY** to review consultant or contractor pay requests relating to the PROJECT prior to payment and any change orders which affect the cost of the PROJECT.
- e. Maintain sole contact with the CONTRACTOR relating to PROJECT scope, work order directives, pay requests, and other correspondence.

VI. CITY SHALL:

- a. Review and provide comments, as necessary for all CONTRACTOR pay requests related to the PROJECT prior to payment and any change orders that affect the cost of the PROJECT. Comments shall be made within seven (7) calendar days of receipt by the **CITY** of notification from the **TOWN** of the CONTRACTOR's pay request or change order.
- b. If the **CITY** does not approve any portion of the PROJECT or any pay request, the reason(s) must be clearly stated in writing delivered to the **TOWN** along with corrective recommendations within seven (7) calendar days of receipt by **CITY** of the CONTRACTOR's pay request or change order.
- c. If the **TOWN** does not receive approval or written documentation of reasons for not approving the CONTRACTOR's pay request or change order within seven (7) calendar days of receipt, the **TOWN** shall consider the pay request or change order as approved for payment.

VII. FUNDING:

- a. The total cost of the PROJECT work defined in Appendix A to be performed by the CONTRACTOR is estimated to be \$130,000.
- b. The **TOWN** will be responsible for 50.00% of the total cost of the PROJECT to be performed by the CONTRACTOR.

- c. The **CITY** will reimburse the **TOWN** for 50.00% of the total cost of the **PROJECT** to be performed by the **CONTRACTOR**, but total reimbursement is not to exceed \$65,000.00.
- d. Should the cost of the **PROJECT** exceed \$130,000 the **TOWN** will provide the **CITY** the opportunity to concur with the increased cost. If the **CITY** does not concur with the increased cost, the **TOWN** may choose to authorize the additional cost at its own expense. All mutually agreed upon project costs, including, but not limited to, additional costs will be shared per Section VII, Funding, Items b and c above.
- e. The **CITY** shall remit payment of its share of the monthly cost, to the **TOWN** for the **PROJECT** within thirty (30) calendar days of receiving an invoice from the **TOWN**.

VIII. GENERAL:

- a. Upon the **TOWN's** acceptance of the **PROJECT**, or any specific portion thereof, the **TOWN** will assume sole and complete responsibility for the **PROJECT**. For purposes of this Agreement, the **TOWN** will be considered to have accepted the **PROJECT**, or any specific portion thereof, by issuing a written acceptance of the work to the **CONTRACTOR**.
- b. Upon completion of the **PROJECT**, any additional work or maintenance will be paid for by the requesting agency.

IX. NOTICE:

All notices or other communications hereunder shall be in writing and shall be deemed to be given when sent by registered or certified mail, return receipt requested, postage prepaid and addressed as follows:

AS TO THE CITY:

Matthew Fountain, P.E., P.G.
Department of Stormwater Management
2 George Street
Charleston, SC 29401

WITH COPIES TO:

John T. Tecklenburg, Mayor
P.O. Box 304
Charleston, SC 29401

City of Charleston

Office of Corporation Counsel
50 Broad Street
Charleston, SC 29401

AS TO THE TOWN:

Ashley Kellahan, Town Administrator
Town of James Island
1122 Dills Bluff Rd
Charleston, SC 29412

X. SUCCESSORS AND ASSIGNS:

The PARTIES do hereby bind themselves, and their successors and assigns, to the terms of this MOA, which may not be amended without the written consent of the other Party.

XI. GOVERNING LAW:

This MOA shall be construed and enforced in accordance with the laws of the State of South Carolina. Any action or proceeding to enforce or interpret this MOA and any action or proceeding arising from or relating to this MOA shall be brought exclusively in the federal or state courts located in Charleston County, South Carolina, and the parties hereto consent to the exercise of personal jurisdiction over them by any such courts for purposes of any such action or proceeding.

XII. SEVERANCE:

Should any part of this MOA be determined by a Court of competent jurisdiction to be invalid, illegal, or against public policy, said offending Section shall be void and of no effect and shall not render any other Section herein, nor this MOA as a whole, invalid. Any terms which, by their nature, should survive this suspension, termination or expiration hereof shall be deemed to so survive.

XIII. ENTIRE AGREEMENT:

This MOA, when fully executed, shall supersede any and all prior and existing agreements between the Parties, either oral or written, and contains all of the covenants and agreements between the Parties with respect to the subject matter of this MOA. Any amendments or modifications of this MOA must be made in writing and signed by both Parties.

IN WITNESS WHEREOF, the Parties have caused this MOA to be executed on the date indicated above.

WITNESSES:

CITY OF CHARLESTON

By: _____
(Signature)

Title: _____

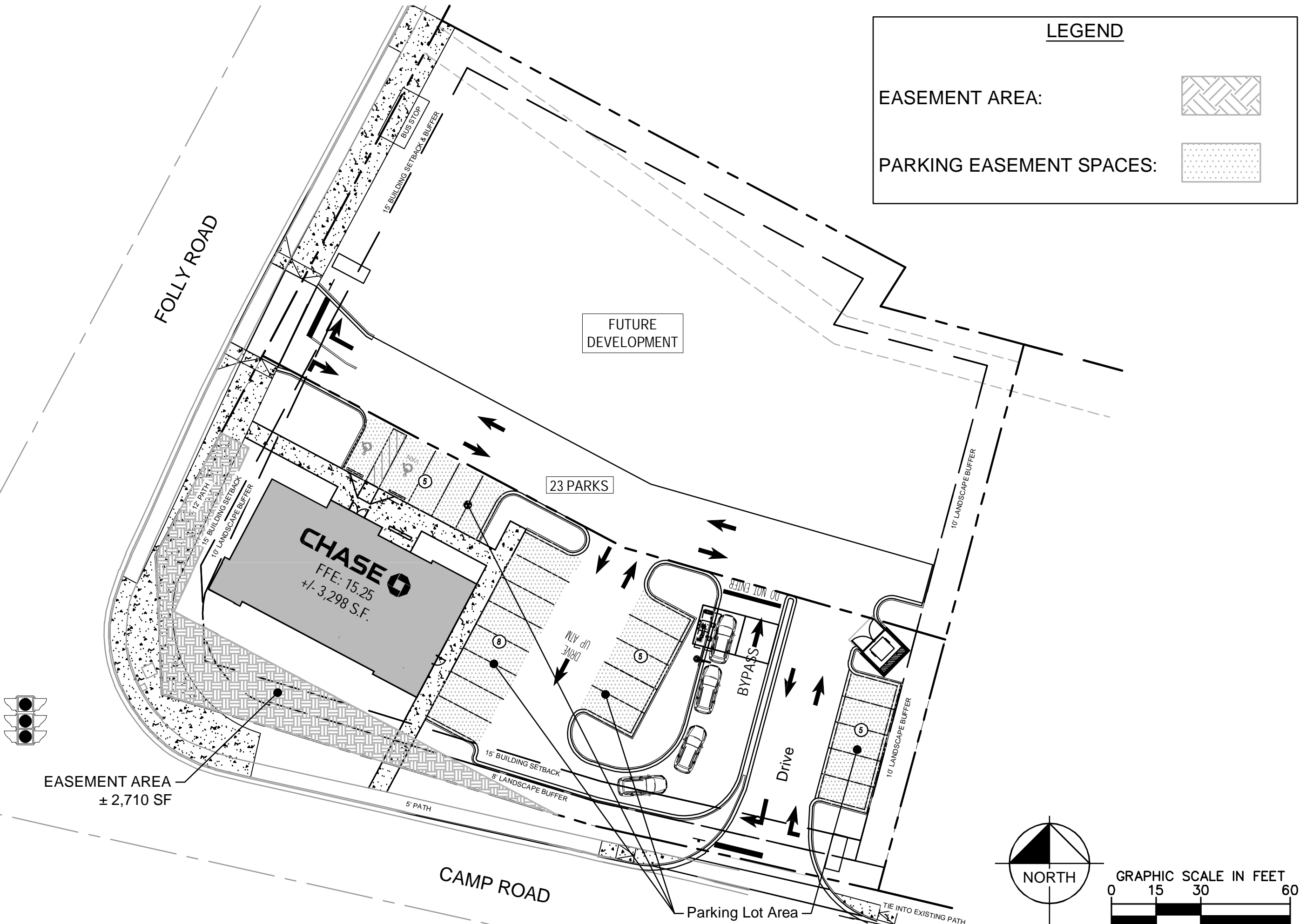
WITNESSES:

TOWN OF JAMES ISLAND


By: _____
(Signature)


Title: _____

K:\CHA_LDE\013893_Ferber Company\000 James Island - Chase\02 - DWG\Exhibits\Ferber Concept Plan\2021-05-03 - Chase Bank - James Island Site Plan.dwg Layout1 May 03, 2021 5:13pm by: Thomas.Purcell



LEGEND

EASEMENT AREA: 

PARKING EASEMENT SPACES: 

Kimley»Horn
 115 FAIRCHILD STREET, SUITE 250
 CHARLESTON, SOUTH CAROLINA 29492
 PHONE: (843) 737-6390 | www.kimley-horn.com

CLIENT:
THE FERBER COMPANY

TITLE:
SITE PLAN

PROJECT:
CHASE BANK - JAMES ISLAND

JOB NO.: 013893000
 SCALE: 1" = 30'
 DATE: 05/03/21

SHEET:
EXHIBIT B

TOWN OF JAMES ISLAND, SC



ADVISORY COUNCIL AND BOARD APPLICATION

Name: _____ Joseph M. Walters _____

Address: _____ 928 W Oceanview Chas, SC 29412 _____

Telephone #:

Home: _____ Work: _____ Cell: _843.270.3939_

Email Address: _____ jmw@knology.net _____

Advisory Council of Interest: _James Island Business Council_____

Educational Background, Work, or Life Experience Related to Your Interest:

Self Employed 35 Years.

20+ Years James Island business owner with local business owners as clients.

50+ Years James Island resident. Broker In Charge and consultant for workforce and affordable habitation.

Prior President James Island Youth Soccer Club. College of Charleston BA Business.

If you are not selected to serve on the Advisory Council or Board of your choice, please list other areas where you would like to serve:

_____ ; _____ ; _____

Signature: _____
[Handwritten signature in green ink]

Date: _____
4.28.21

*Advisory Council Members are appointed by Town Council and serve a two (2) year term

*Board members appointed serve 4 years of staggered terms

Thank you for your interest in serving the Town of James Island

Proclamation

National Safe Boating Week

WHEREAS, recreational boating is fun and enjoyable and the citizens of and visitors to James Island are fortunate that we have sufficient resources to accommodate the wide variety of pleasure boating activities; and

WHEREAS, at times our waterways can become crowded and that boating, for the unprepared, can be a hazardous activity; and

WHEREAS, not knowing or obeying the Navigational Rules, or the nautical “Rules of the Road,” or drinking alcohol or taking drugs while operating a boat or choosing not to wear life jackets or personal flotation devices are examples of dangerous behavior or lacking good judgment; and

WHEREAS, on average, in excess of 600 people die each year in boating-related accidents in the U.S. and the most were lost by drowning and were not wearing life jackets or PFDs; and

WHEREAS, the vast majority of such accidents are caused by human error or poor judgment and are not the result of equipment failure or environmental factors; and

WHEREAS, a significant number of those drowning victims would be alive today had they been wearing life jackets or personal flotation devices; and

WHEREAS, today’s life jackets and PFDs are more comfortable and more attractive than those of years past and deserve a fresh look by today’s boating public; and

WHEREAS, the National Safe Boating Week this year is scheduled for May 22 – 28;

NOW, THEREFORE, BE IT PROCLAIMED on this day, that the Mayor and Town Council of James Island, on behalf of the Town, do urge all those who boat to wear a life jacket and practice safe boating habits.

Bill Woolsey, Mayor

Attest: _____
Frances Simmons, Town Clerk

RESOLUTION #2021-05

A RESOLUTION IN SUPPORT OF FY 2022 CHARLESTON COUNTY TRANSPORTATION (CTC) FUNDS FOR THE REGATTA ROAD SIDEWALK PROJECT

WHEREAS, Regatta Road is a heavily traveled road with a high volume of vehicular and pedestrian activity as it serves as a connector between Fort Johnson Rd and Harborview Road; and

WHEREAS, the community has requested the Town for many years to work on making this important pedestrian improvement; and

WHEREAS, the Town has dedicated efforts and funding to complete the design and permitting of this project and it is being presented as “shovel-ready”; and

WHEREAS, the estimated construction cost for the project is \$250,000 and the Town’s match of 50% (\$125,000) is available in the Town’s Capital Projects Budget; and

NOW, THEREFORE, BE IT RESOLVED BY THE JAMES ISLAND TOWN COUNCIL THAT:

1. The Town of James Island respectfully requests \$125,000 in funding through the CTC Allocation Program for the Regatta Road Sidewalk Project
2. The Town of James Island commits to funding a 50% match in the amount of \$125,000 which has been allocated in the Town’s Capital Projects Budget.
3. This Resolution shall become effective upon its adoption and approval.

Adopted this 20th day of May, 2021

Bill Woolsey
Mayor

ATTEST

Frances Simmons
Town Clerk



Devri Detoma, P. E.
Construction Project Manager II
Transportation Development

843.202.6144
Fax: 843.202.6152
ddetoma@charlestoncounty.org
Lonnie Hamilton III Public Services Building
4045 Bridge View Drive, Suite C204
North Charleston, SC 29405

April 07, 2021

The Honorable Bill Woolsey
Mayor Town of James Island
1122 Dills Bluff Road
P.O. Box 12240
James Island, SC 29412

Subject: Project Requests - FY 2022 Charleston County Transportation Committee (CTC)
"C" Fund Projects

Dear Mayor Woolsey

The Public Works staff once again will be preparing lists of resurfacing and new construction projects to be funded under the FY 2022 CTC road improvement program. Prioritizing the resurfacing of existing paved roads will be done utilizing our computerized Pavement Management System which is based on the technical evaluation of the overall condition of each road. This eliminates the need for requests for resurfacing of specific roads. If you should have questions regarding the County's resurfacing program or the Pavement Management System, you may contact County staff at (843) 202-7600.

Historically, the annual CTC allocation for new construction projects (e.g., rocking, paving, or improving earth roads; road drainage; road signage; traffic calming measures; striping; improvements to intersections; sidewalks and bike paths) ranges from \$1 million to \$1.5 million in "C" Funds. The CTC has adopted a policy that allows its funds to be spent only on public right-of-way. If new or additional right-of-way is involved for construction, the requesting entity will be required to obtain the needed right-of-way (this policy does not apply to the TST Annual Allocation Program).

We recognize that priorities within your jurisdiction may change from year to year. Therefore, previously requested projects are not carried over from previous years. We ask that all construction project requests be prioritized each year and that you include a detailed description of the project scope, location, and estimated cost (when possible). Requests will be evaluated on an individual merit basis. Each request must meet certain criteria, such as acceptance by a

government agency for perpetual maintenance, existing right-of-way, etc. For traffic calming requests, please provide documentation that the project meets all applicable guidelines and has been formally approved by the local government agency. Project requests may compete against each other, but will be considered and evaluated separately on individual merit by CTC members and budgeted accordingly.

We are asking that your request(s) for proposed new construction projects be forwarded to us on or **before May 28, 2021**. We ask that you submit a statement from the governmental entity having jurisdiction accepting perpetual maintenance responsibilities for the project if selected. Please keep our funding limits in mind as you prepare your list of requested projects.

County staff members may contact you for additional information as they complete the processing of the requested projects.

If you have any questions regarding details of the program or if any questions arise in the development of your project requests, please contact me at (843) 202-6144.

Sincerely,



Devri DeToma, P.E.
Charleston CTC Program Coordinator

cc: W. O'Brien Limehouse, Charleston CTC Chairman

RESOLUTION #2021-06

A RESOLUTION REQUESTING THE PLANNING COMMISSION RECOMMEND REGULATIONS FOR THE PLACEMENT OF SMALL CELL WIRELESS FACILITIES

WHEREAS, the South Carolina General Assembly, through Act 179 of 2020, referred to as the South Carolina Small Wireless Facilities Deployment Act and codified as S.C. Code §§ 58-11-800 *et seq.* (the “SWF Act”), has established the terms, conditions, procedures, rates, and fees upon which Small Wireless Facilities may be deployed in the right of way; and

WHEREAS, these structures and facilities must be installed and maintained so as not to create a safety hazard or obstruct or hinder the public’s safe use of the right of way; and

WHEREAS, the Town desires to outline regulations within its permit application process to include design aesthetic criteria as allowed by state law; and

WHEREAS, the Planning Commission is charged with making recommendations to Town Council regarding text amendments to the Town of James Island Zoning and Land Development Regulations; and

NOW, THEREFORE, BE IT RESOLVED BY THE JAMES ISLAND TOWN COUNCIL THAT:

1. The Town of James Island respectfully requests that the Planning Commission review and recommend appropriate ordinance amendments and guidelines as it pertains to small cell wireless facility deployment within the Town of James Island’s jurisdiction.
2. This Resolution shall become effective upon its adoption and approval.

Adopted this 20th day of May, 2021

Bill Woolsey
Mayor

ATTEST

Frances Simmons
Town Clerk

RESOLUTION NO. 2021-07

A RESOLUTION TO CENSURE THE MAYOR OF THE TOWN OF JAMES ISLAND FOR CONDUCT UNBECOMING AN ELECTED OFFICIAL AND TO REQUEST APOLOGY

WHEREAS, on April 28, 2021, the Town of James Island held a tax workshop which was also a special meeting of the Mayor and Town Council; and

WHEREAS, the April 28, 2021 tax workshop was publicly and properly noticed as a Town Meeting pursuant to the SC Open Meetings Act; and

WHEREAS, there were several attendees at the April 28, 2021 tax workshop including Town staff, attorneys, James Island Public Service District staff and elected officials from the James Island Public Service District Commission; and

WHEREAS, the public had proper notice of this in-person meeting of Town Council, the location of the meeting and had the ability to attend this meeting; and

WHEREAS, the Mayor and Town Council received important information regarding SC state law pertaining to LOST (Local Option Sales Tax) funds and SC municipal tax issues at the April 28, 2021 tax workshop; and

WHEREAS, Town Council and the Mayor engaged in a question and answer session and discussion regarding tax issues at the April 28, 2021 tax workshop; and

WHEREAS, the Mayor responded in an unprofessional manner unbecoming an elected official to a question posed by a council member at the tax workshop of April 28, 2021, stood up angrily, left the meeting in the middle of discussion angrily, returned with a blue Town of James Island recycling bin, dumped the recycling bin in the middle of the floor in the meeting room; angrily left the meeting a second time, returned with another Town of James Island blue recycling bin, dumped the contents of the second bin into the middle of the room and tossed the bin close to attendees at the meeting; and

WHEREAS, the Mayor's behavior disrupted the tax workshop, was shocking and disturbing and greatly upset council members, in particular the council member who posed the question which elicited the outburst on the part of the Mayor; and

WHEREAS, the Mayor's unprofessional outburst resulted in council members being made to feel uncomfortable to ask additional questions and continue with the discussion at the meeting; and

RESOLUTION NO 2021-07
PAGE 2

WHEREAS, the Mayor’s behavior of April 28, 2021 was not in keeping with the oath of office he took as Mayor of the Town of James Island to “equally, fairly, and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will **use my best endeavors to preserve the peace** and carry into effect according to law the purposes for which I have been elected. So help me God.” (emphasis added) (SC Code of Laws Section 5-15-150); and

WHEREAS, this behavior was unexpected, upsetting, appalling, uncalled for, harassing and unbecoming of an elected official;

THEREFORE, BE IT RESOLVED, that the Mayor of the Town of James Island is hereby censured for his unprofessional behavior on the date of April 28, 2021 by Town Council, is hereby instructed to refrain from any such behavior in the future and is requested to issue an apology in writing to all members of James Island Town Council, all members of James Island Town staff present and to the JIPSD District Manager and JIPSD elected officials present at the tax workshop on April 28, 2021 **by June 1, 2021.**

Adopted this 20th day of May 2021.

Darren Troy Mullinax, Mayor Pro Tem

Garrett Milliken, Council member

Cynthia Mignano, Council member

Dan Boles, Council member

ATTEST

Frances Simmons
Town Clerk