

**Minutes
Regular Council Meeting
Yvonne C. Butler Council Chambers, 700 Paris Avenue**

May 12, 2010

Members Present: Mayor Sam Murray and Councilmembers Vernon DeLoach, Mary Beth Heyward, Joe lee and Henry Robinson

Staff Present: Town Manager Van Willis, Planning Administrator Linda Bridges, Police Chief Jim Cadien, Fire Chief Sammy Negrón and Municipal Clerk Tanya Payne

I. PLEDGE OF ALLEGIANCE:

Mayor Murray opened the meeting at 6:30 pm and led the Pledge of Allegiance.

II. INVOCATION:

Councilmember Robinson offered the invocation.

III. APPROVAL OF MINUTES:

- A. Minutes from the Public Hearing of March 3, 2010**
- B. Minutes from the Public Hearing of March 10, 2010**
- C. Minutes from the Special Meeting/Council Workshop of April 7, 2010**
- D. Minutes from the Regular Council Meeting of April 14, 2010**

Councilmember Heyward moved to adopt the minutes from the Public Hearing of March 3, 2010, the Public Hearing of March 10, 2010, the Special Meeting/Council Workshop of April 7, 2010 and the Regular Council Meeting of April 14, 2010. Councilmember Robinson seconded the motion.

IV. AMENDMENTS TO THE AGENDA:

There were no amendments to the agenda.

V. PRESENTATION:

A. School Capital Construction – Beaufort County Council Vice-Chairman Paul Sommerville and Beaufort County School District Board Member Jim Bequette

Beaufort County Councilmember Paul Sommerville spoke to Council concerning an agreement made with the County in 2008 requiring developers with development agreements to pay six thousand dollars per residential roof top over twenty four hundred

square feet and two dollars, fifty cents per square foot for commercial space. He explained these funds would go to the School District. Mr. Sommerville reviewed how the county has handled the three development agreements that had taken place since that time and asked Council if they felt this proposed agreement with the Evergreen PUD was consistent with the letter and the spirit of the resolutions passed by the respective councils in 2007 and 2008. Mr. Sommerville left notes for Council's review and asked them for their thoughts on this situation. He said he had already made this presentation to Bluffton and Beaufort Councils. Mr. Sommerville stated that the county does not wish to be in violation of the letter or the spirit of the agreement or any other partner in the agreement.

VI. COUNCIL BRIEFING:

Town Manager Van Willis briefed Council concerning:

- stormwater drainage work at 9th Street and Madrid Avenue
- MS-4 Federal permitting for stormwater drainage; stormwater policy; EPA land use
- nine bids received to do work on Wetlands project
- mast arm signal at Ribaut Road and Lady's Island Drive
- BJWSA Sewer projects
- nothing new on port property
- installation of irrigation lines for planted median beds complete
- structural issues being into on Jefferson Commons balconies

Planning Administrator Bridges invited Council to attend a Stormwater Design Work Shop on Monday, May 17th. She explained the workshop topics were stormwater and form based code.

VII. PUBLIC COMMENTS:

At this time, the Mayor will recognize members of the audience who have submitted speaker forms to address the Council on agenda items. Each speaker will be limited to two minutes.

Reed Armstrong from the Coastal Conservation League told Council he liked the way the County, City of Beaufort and the Town were working together. He supported the Form Based Code and encouraged Council to approve the Memorandum of Understanding for first phase of developing a form based code.

VIII. PROCLAMATION:

A. Foster Care Month – Raynard Polkey, Department of Social Services

Mr. Raynard Polkey from the Department of Social Services introduced Latasha Charles who works for DSS in the Bluffton/Hilton Head area.

Mayor Murray read a proclamation designating May as Foster Care Month in the Town of Port Royal and presented it to Mr. Polkey.

Mr. Polkey thanked Council for the proclamation and their support of the Foster Parents program. He also thanked CAPA and other community organizations for their work to improve the lives of children. Ms. Charles thanked all foster parents and their part in improving the children's circumstances. She said foster parents make an everlasting, positive impression on the children which never forget t.

IX. RESOLUTIONS:

A. Resolution 4-2010. A resolution approving the establishment of the Port Royal 450 Project Commission

Town Manager Willis read Resolution 4-2010 by title and explained the 450 Commission would be planning the Town's 450th anniversary celebration.

Councilmember Lee moved to adopt Resolution 4-2010 and Councilmember Heyward seconded the motion.

The motion carried by unanimous vote.

X. FIRST READINGS:

A. Ordinance 2010-5. An ordinance amending chapter 12, "Licenses and Business Regulations", Section 39 of the Code of Ordinances of the Town of Port Royal, South Carolina

Town Manager Willis read Ordinance 2010-5 by title and explained this ordinance would allow the denial of a business license in the event the applicant owes taxes or assessments to the town. He said he had spoken with the Town's attorney concerning this ordinance and told Council there might be some changes before final reading.

Councilmember Heyward moved to adopt first reading of Ordinance 2010-5 and Councilmember Robinson seconded the motion.

The motion carried by unanimous vote.

B. Ordinance 2010-6. An ordinance to amend as follows Section I of Ordinance 2009-5 to provide for the levy of taxes for ordinary Town purposes in the Town of Port Royal, South Carolina, for the Fiscal Year beginning July 1, 2010, and to provide for the expenditures thereof.

Town Manager Willis read Ordinance 2010-6 by title and explained this ordinance would set the budget for the fiscal year 2010/2011. He explained there was little change over last year's budget with exception of the shrimp dock operation. Mr. Willis further stated the actual milage for the new budget would not be finalized until August.

Councilmember Robinson moved to adopt first reading of Ordinance 2010-6 and Councilmember Heyward seconded the motion.

The motion carried by unanimous vote.

XI. FOR COUNCIL'S ACTION:

A. Appointments:

1. Appoint one to the Redevelopment Commission

Councilmember Lee moved to appoint Matthew Brady to the Redevelopment Commission and Councilmember Robinson seconded the motion.

The motion carried by unanimous vote.

B. Memorandum of Understanding for Form Based Code

Town Manager Willis explained this MOU covered Phase I for development of a Form Based Code to be used by the Beaufort County, the City of Beaufort and the Town. He said the Town's cost to participate in Phase I was fifteen thousand dollars. Mr. Willis told Council the Town could opt out of Phases II and III should they decide the code was not beneficial to the Town.

Councilmember DeLoach moved to adopt the Memorandum of Understanding for the development of a form based code and Councilmember Lee seconded the motion.

The motion carried by unanimous vote.

XII. IMPORTANT INFORMATION AND DATES:

- A. Saturday, May 22, 2010, 6:30 pm – Street Music on Paris Avenue featuring *The Space Heaters, Paris Avenue***
- B. Monday, May 31, 2010 – Town Hall, Public Works and the administrative offices of the Police Department will be closed in observance of Memorial Day.**
- C. Wednesday, June 2, 2010, 6:30 pm - Public Hearing, Yvonne C. Butler Council Chambers, 700 Paris Avenue**
- D. Wednesday, June 2, 2010 - immediately following the scheduled Public Hearing, Council Workshop, Yvonne C. Butler Council Chambers, 700 Paris Avenue**
- E. Thursday, June 3, 2010, 5:30 pm – Design Review Board Meeting (DRB), 700 Paris Avenue**
- F. Wednesday, June 9, 2010, 6:30 pm, Regular Council Meeting, Yvonne C. Butler Council Chambers, 700 Paris Avenue**
- G. Monday, June 14, 2010, 5:30 pm – Joint Municipal Planning Commission, 1901 Boundary Street, Beaufort, Municipal Court Building**
- H. Saturday, June 19, 2010, 6:30 pm – Street Music on Paris Avenue featuring *Town Mountain, Paris Avenue***
- I. Sunday, July 4th – Fourth of July Celebration and fireworks at the Sands**
- J. Monday, July 5th – Town Hall, Public Works and the administrative offices of the Police Department will be closed in observance of July 4th**

Town Manager Willis reviewed the list of important information and dates.

XIII. PUBLIC COMMENTS: At this time, the Mayor will recognize members of the audience who have submitted Speaker Forms to address the Council on non-agenda items. Each speaker will be limited to two minutes.

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Drayton Drive resident, John Barnwell, expressed concerns about traffic in his neighborhood. He suggested that Council look at man-power in the police department so they can monitor the streets better. Mr. Barnwell also told Council there was a litter problem in that area.

Town Manager Willis told Council beginning on Monday, Parris Island would be conducting one hundred percent ID checks at the gate. He explained this would cause potential traffic problems in the mornings and said the police department would do all they could to resolve the problem.

XIV. ADJOURNMENT:

Councilmember Robinson moved to adjourn the meeting.

The meeting adjourned at 7:25 pm.

Respectfully submitted,

Tanya I. Payne
Municipal Clerk

In accordance with South Carolina Code of Laws, 1976, Section 30-4-80(d), as amended, notification of the meeting was posted on the town bulletin board two weeks before the meeting. A copy of the agenda was given to the local news media and posted at the meeting location twenty-four hours prior to the meeting.