Meeting:	Regular City Council
Place:	City Hall
Date/Time:	January 8, 1986/7:00 p.m.
Present:	Mayor Bunch, Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Smiley, Tisdale, Clerk Treasurer McDuffie, Administrator Williams

The meeting was called to order by Mayor Bunch and opened with the Pledge of Allegiance to the flag, followed with the invocation by Reverend Mark Cooke, Pastor of the First Baptist Church.

A. Reading of the journal of previous meetings:

1. November 20, 1985. On a motion by Councilmember Bartos, seconded by Councilmember Murph, Council voted unanimously to approve.

2. December 11, 1985. Motion to approve the minutes as read by Councilmember Smiley, seconded by Councilmember Murph. On discussion, Councilmember Kunreuther asked whether the minutes should not reflect that Mayor Clay Cable chose not to ratify Ordinance 1985-10. It was generally agreed that since the Ordinance was scheduled for ratification during the January 8, 1986, regular meeting, no further explanation was needed. Council then voted unanimously to approve the minutes.

B. Citizens Comments:

None.

C. Reports from Standing Committees:

None.

Mayor Bunch then introduced various department heads to new Council members and allowed them a short period of time to outline their objectives and goals for the coming year.

At this point, Mayor Bunch presided over the election of the Mayor Pro-tempore. Council voted by secret ballot and Councilmember Betsy Smiley was unanimously elected Mayor Pro-tempore.

Mayor Bunch then submitted a list of recommended appointments to Standing Committees of Council. After a review of these, on a motion by Councilmember Murph, seconded by Councilmember McDonald, Council voted unanimously to accept the appointments (list attached as Appendix #1).

Mayor Bunch then submitted a list of recommendations of names of persons to serve on various City boards, commissions, etc. These recommendations, with several additional appointments suggested by Council, were unanimously accepted upon a motion by Councilmember Smiley, seconded by Councilmember Murph (list attached as Appendix #2).

Council next considered reappointments of the Clerk Treasurer, Police Chief, City Recorder and appointment of a new City Attorney of the firm of Regan and Williams. On a motion by Councilmember Bartos, seconded by Councilmember Murph, Council unanimously approved these appointments. Thereafter, the oath of office was administered to Nell McDuffie, Clerk Treasurer; Fred Thompson, Police Chief; Hoyt Rowell, City ~~Attorney~~ Recorder; Sean Kittrell, City Attorney; and Donald Williams and Bill Regan as Assistant City Attorneys.

D. Reports from City Officers, Boards, or Commissions: None.

E. Reports from Special or Joint Committees: None.

F. Petitions received, referred or disposed of: None.

G. Plat Approval Applications:

1. 1986-1, Acreage final, Marina Place right-of-way. After a short explanation informing Council that Council's approval was needed so that this existing road and right-of-way, now owned by Wild Dunes Associates, could be conveyed to Wild Dunes Community Association, upon the motion of Councilmember Murph, seconded by Councilmember McDonald, Council voted unanimously to approve the plat.

2. 1986-2, Subdivision conceptual plat by The Beach Company. Mayor Bunch informed the Council that she had previously discussed Council's consideration of this plat with Mr. Charlie Way, of The Beach Company, and told him that while she generally supports development of single family residences in this area rather than multi-family, she had several questions about the procedure relating to approval of this plat in that the site in question is currently zoned U-4 instead of U-1. She said that she had informed Mr. Way that since the new Council had not had an opportunity to discuss this with the City Engineer, that formal consideration of the plat would have to be made at a special meeting to be called later. She added that Council's delay of consideration of this plat would not prevent The Beach Company from undertaking preparatory work for eventual development of this subdivision.

Mayor Bunch then asked City Council to agree to a Work Session/Special Meeting on January 13, 1986, to be held at the Exchange Club Building. Items to be discussed would include consideration of Plat 1986-2 and discussion of the City's participation in the East Cooper Regional Water Authority. Council agreed.

H. Bills already in possession of Council:

1. 1985-10. Having already received its Third Reading, on a motion by Councilmember Murph, seconded by Councilmember McDonald, Council authorized ratification.

2. 1985-11. Councilmember Kunreuther introduced a motion that the Third Reading of the Ordinance be accepted. The motion was seconded by Councilmember Murph and carried. Councilmember Kunreuther then introduced a motion that the City's rules of procedure be suspended to allow for ratification. This motion was seconded by Councilmember Murph and carried. Councilmember Smiley then introduced a motion that 1985-11 be ratified by Mayor Bunch, seconded by Councilmember Bartos, the motion was carried.

3. 1985-12. Having previously received Third Reading, Councilmember Smiley introduced a motion that Ordinance 1985-12, which calls for a special election to be held February 4, 1986, be ratified. The motion was seconded by Councilmember McDonald and carried unanimously.

I. Introduction of New Bills and Resolutions: None.

J. Miscellaneous business not included in any of the previous orders:

Councilmember Bartos welcomed the new Mayor and Council members. Councilmember Smiley asked that Council formally recognize the services of many Island residents who have not been recognized. Councilmember Tisdale asked that the new Beach Patrol and Control Board or the Beach Monitoring Committee examine the practice of placing discarded Christmas trees in the sand dunes for the purpose of aiding sand accretion. Mayor Bunch indicated that the appropriate committee would address this question. Councilmember Kunreuther asked that Council notify appointees as soon as possible. He was advised that such would be done.

Councilmember Bartos asked that Council's committee meetings not be scheduled for the same evening. Mayor Bunch suggested that the committee chairmen get together and work this out. She then advised Council that S. C. Electric and Gas had welcomed her to office and had offered assistance in any way possible. Mayor Bunch told the Council that she had asked SCE&G to prepare a street light survey of the Island so that the Council could best determine the City's needs for street lighting.

At 8:09 p.m., on a motion by Coucilmember Murph, seconded by Councilmember McDonald, Council entered executive session to discuss personnel matters.

At 8:21 p.m., on a motion by Councilmember Murph, seconded by Councilmember McDonald, Council voted to leave executive session and reenter general session and stated that the purpose of the executive session had been to discuss a personnel matter.

Then at 8:25 p.m., on a motion by Councilmember Murph, seconded by Councilmember McDonald, Council voted to adjourn the meeting.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Approved: Carmen R Bunch

Carmen R. Bunch
Mayor

Appendix #1
1-8-86

STANDING COMMITTEES - 1986

WAYS AND MEANS

Betsy Smiley, Chairman	(home, 886-8535;	work, 724-5198)
Robbie Kunreuther	886-6419	743-3569
Leo McDonald	886-8176	886-6493

POLICE AND PUBLIC SAFETY

Robbie Kunreuther, Chairman	886-6419	743-3569
Rom Murph	886-8588	886-6845
Michael Bartos	886-4910	724-6440

PUBLIC WORKS

Tom Murph, Chairman	886-8588	886-6845
William Calhoun	886-6846	577-8306
Pamela Tisdale	886-8714	

RECREATION

Michael Bartos, Chairman	886-4910	724-6440
Betsy Smiley	886-8535	724-5198
William Calhoun	886-6846	577-8306

ENGROSSED BILLS

Leo McDonald, Chairman	886-8176	886-6493
William Calhoun	886-6846	577-8306
Pamela Tisdale	886-8714	

PERSONNEL (Ad hoc)

Robbie Kunreuther, Chairman	886-6419	743-3569
Jim Burke	886-6204	
Jim Johnson	886-6655	
Carol Allen	886-5772	

Appendix #2
1-8-86

BOARDS AND COMMISSIONS FOR 1986

PLANNING COMMITTEE

NED OAKLEY	3 OYSTER ROW	886-8032
GEOFFRY WOODARD	2 53RD	886-8094
KEN PALKA	2 19TH	886-6128
STEPHEN RUSSELL	32 BEACHWOOD WEST	886-6490
LONNIE MOYER	9 CHAPMAN	

PLAYGROUND COMMISSION

WRAY MATTICE (CHAIRMAN)	307 CAROLINA	886-8976
DEBORAH STRICKLER	3507 HARTNETT	886-6199
LINDA MCALLISTER	136 SPARROW DR.	886-4546
JENNIFER STELKAUSKAS	26 27TH	886-6104
HEATH ORVIN	243 FOREST TRAIL	886-4623

BOARD OF FIREMASTER

DAVID MATTHEWS (CHAIRMAN)	12 2ND	886-6064
COL COCHRANE	9 41ST	886-6275
TOM MURPH (EX OFFICIO)	29 BEACHWOOD WEST	886-8488
HERMAN LAMKIN	1111 OAK HARBOR BLVD	886-6667
GERALD JOHNSON	3102 CAMERON	886-6996

BOARD OF BEACH PATROL AND CONTROL

JAMES SMILEY (CHAIRMAN)	16 44TH	886-8535
TOM HARPER	102 CAROLINA	886-6872
DAVID MATTHEWS	12 2ND	886-6064
JUDY HARGETT	12 DUNECREST LN	886-4089
JIM CARROLL	2901 HARTNETT	886-5700

BEACH MONITORING

REID WISEMAN (CHAIRMAN	2504 WATERWAY	886-6868
DONALD BOLGER	3500 HARTNETT	886-6688
BILL ANDERSON	3 FOREST TRAIL	886-8108
LOUIS TISDALE	28 SAND DOLLAR	886-8714
MARGARET MAGATHAN	10 55TH	886-4113

ISLAND BEAUTIFICATION AND REVITALIZATION

PAT JOHNSON (CHAIRMAN)	8 19TH	886-6140
BILL HOWE	15 SAND DOLLAR	886-5440
JESSIE DORNE	1 20TH	886-6864
NOLA MCINTOSH	3302 WATERWAY	886-8342
MARIA HILL	223 FOREST TRAIL	886-8444
CAMILLE MIZELL	511 CAROLINA	886-6813
JANE COLLINS	5 OYSTER ROW	886-8988

CIVIL DEFENSE/EVACUATION

CHIEF THOMPSON	27 32ND	886-6918
CHIEF WILLIE CONNELLEY	2207 CAMERON	886-6255
COUNCILMEMBER MURPH	29 BEACHWOOD WEST	886-8488
CAPT MICKEY MCMAHAN		
CONNIE BAILEY	409 MERRITT	886-4715
COL COCHRANE	9 41ST	886-6275

WATER AND SEWER STUDY

PAUL STRICKLER	3507 HARTNETT	886-6199
HARRY O'NEAL	20 41ST	886-8197

BOARD OF ADJUSTMENT

LYNETTE GARDNER	3907 HARTNETT	886-8472
MARY ELLER	3614 WATERWAY	886-6248
BOB HESS	16 42ND	886-9348
ED FELLABOM	4 LIVE OAK	886-4313
DAVID MATTHEWS	12 2ND	886-6064

BUILDING COMMITTEE

HARRY O'NEAL (CHAIRMAN)	20 41ST	886-8197
DONALD CAMERON	257 FOREST TRAIL	886-8579
JACK JOHNSTON	14 44TH	886-8426
BETSY SMILEY	16 44TH	886-8535

ELECTION COMMISSION

HELEN CLARKIN	21 31ST	886-6697
JOYCE BAXTER	33 31ST	886-6808
JAMES ARENTZ	3003 HARTNETT	886-6413

Meeting:	Special City Council Work Session
Place:	Exchange Club Building
Date/Time:	January 13, 1986/7:00 p.m.
Present:	Mayor Bunch, Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Smiley, Tisdale, City Engineer Bert Niemyer, Building Official Haselden, Administrator Williams, and Clerk/Treasurer McDuffie

With all Council members present, Council conducted a work session with City Engineer Bert Niemyer, who discussed criteria for approval of a conceptual subdivision plat from The Beach Company for property located on 30th Avenue, and then heard a presentation by Dr. Bill Golightly, Ronald Bancroft, and Jerry Kainard on the East Cooper Regional Water Authority.

At 8:16 p.m., the Special Council meeting was called to order by Mayor Bunch. All Council members were present.

1. 1986-2: Subdivision conceptual plat. A motion was made by Councilmember Murph, seconded by Councilmember McDonald, that the plat be approved by City Council. On discussion, Councilmember Smiley said that she was pleased to see The Beach Company develop this parcel of land for single family residences with lots at a size so much larger than the minimum required. Councilmember Smiley also asked that City administration require a letter of credit from a lender for the cost of improvements in roads and drains as had been required in other developments. Also, Ms. Smiley said that it was her opinion that it may be necessary for the City to rezone this property from U-4, which is special permit district, to U-1. Mayor Bunch said that she did not feel that this was necessary; that it was Council's intention that single family residences be built in this location and that Council would, by special permit, authorize such construction. When the question was called for a vote, Council unanimously passed the motion.

2. <u>Temporary office trailer</u>. The fact was cited that Mayor Bunch does not have an office of her own at City Hall and that because of the activity in and out of City Hall associated with the Building Department, that it may be advisable for Council to approve a temporary office trailer to be placed at the side of City Hall for the Building and Business License Department. When they vacate their office in City Hall, then Mayor Bunch can use that office. A motion was made to that effect as long as FEMA regulations are met in regards to the trailer. Motion was seconded by Councilmember Smiley. On discussion, it was determined that Ways and Means Committee had not reviewed these plans and Councilmember Murph then amended his motion that Council approve the action pending approval of the Ways and Means Committee. Motion was seconded by Councilmember Smiley and upon a vote, was carried unanimously.

3. Councilmember Kunreuther reported from a Police Committee meeting held just prior to the Council meeting in which the City's immediate need for a new police car was discussed. Mr. Kunreuther indicated to Council that his Committee had voted for immediate acquisition of a police car for the Police Department with two other units being purchased in the next budget year. After making his report, upon a motion by Councilmember Murph, seconded by Councilmember Bartos, Council unanimously authorized the immediate purchase of a police car.

4. The Police Committee had also met to discuss acquisition of video taping equipment which would be used in evidence in prosecution of DUI cases. Councilmember Kunreuther, Chairman of the Committee, informed the Council that considerable discussion had been held during the meeting about this topic and he asked that final decision be deferred until the Police Committee can meet at the end of the month. He said that he would like to have the opportunity to look into the types of equipment proposed by the Administrator and whether or not money may be available in the budget.

5. <u>Changing of the payroll from weekly to bi-weekly.</u> Mayor Bunch advised the City Council that a recommendation had been made that the City change its payroll system from once a week to once every two weeks in order to cut down on the amount of work expended weekly to prepare the payroll. There was considerable discussion on this matter. Finally a motion was introduced by Councilmember Bartos that pay periods become bi-weekly beginning in February. This motion was seconded by Councilmember McDonald. On further discussion, several Council members objected to changing from weekly payroll in that they felt that it might create a hardship on some of the City's employees. Several Council members indicated that the amount of time saved might end up being spent in financial counseling for those employees who could not adapt to being paid every two weeks. Councilmember Smiley indicated that she would be willing to go along with this proposal but that it would have to be changed if it creates a hardship. Councilmember Bartos then introduced a motion to amend his previous motion that the pay period be changed beginning with the first pay period in April. Councilmember Kunreuther seconded the motion. When the question was called, a roll call vote was aked for and Councilmembers voted as follows: Bartos, no; Calhoun, yes; Kunreuther, yes; McDonald, yes; Murph, no; Tisdale, yes; Smiley, yes; Mayor Bunch, yes. The motion was carried. Councilmember Kunreuther then suggested that if this change in payroll does create financial hardship on the employees, that perhaps some financial counseling could be made available to them.

6. <u>Postponement of the February 12, 1986, regular City Council meeting</u>. Mayor Bunch advised the Council that the S. C. Municipal Association Winter Convention would be held February 12 and 13 in Columbia and asked that the regular February meeting be postponed until February 19, 1986. Council agreed, and on a motion by Councilmember Kunreuther, seconded by Councilmember Murph, Council voted unanimously to postpone the date of that meeting to February 19.

Then on a motion by Councilmember Murph, seconded by Councilmember Bartos, Council voted unanimously to adjourn at 8:55 p.m.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Approved: Carmen R. Bunch

Carmen ~~R.~~ Bunch
Mayor

POLICE AND PUBLIC SAFETY COMMITTEE

The Police and Public Safety Committee met at 6:30 PM on January 13,1986. All members were present. Also present were Mayor Bunch, Chief Thompson and Administrator Williams.

A new vehicle for the department was discussed due to a critical need. Mr. Williams had located a new 1985 vehicle in Columbia at a cost of $10,950. All that would be required to have this vehicle fully equipped and operational would be a light bar and the transfer of a radio from a vehicle now being retired from service. The committee voted unanimously to have the vehicle purchased the following day pending the approval of the Ways and Mean Committee which was unanimously obtained that same evening.

Chief Thompson was leaving for Columbia the following day for a two day seminar at the Academy concerning public and community relations. He reported that both radar units were out of service pending repairs. They will be back in use in approximately one week.

A discussion ensued concerning the possibilty of purchasing a video camera and recorder for use in creating supporting evidence in certain cases. This idea had been strongly endorsed by the city attorney according to Mr. Williams. It was decided to have Chief Thompson perform some further investigation and present additional information at the next committee meeting.

Councilman Murph recommended that a clothing allowance be afforded the city's plainclothes officer. He told the committee that other communites in the area followed this commonly accepted practice. At the sugestion of the Chairman, $100 will be allocated initially toward this end. Pending further discussion, an additional $200 may also be allocated. These funds will come from uniform expense account for the time being.

The meeting adjorned shortly after 7:00 PM.

Robert Kunreuther

Meeting: Regular City Council

Date/Time: February 19,1986/7:00 p.m.

Present: Councilmembers Bartos, Calhoun, Kunreuther, Murph, McDonald, Sandeford, Smiley, Tisdale; Clerk Nellie McDuffie; Administrator Williams

The meeting was called to order by Mayor Bunch and began with a pledge of allegiance and an invocation.

A. Minutes considered:

1. January 8, 1986: On a motion by Councilmember Murph, seconded by Councilmember McDonald, Council unanimously approved the minutes as read.

2. January 13, 1986: Special meeting. On a motion by Councilmember Murph, seconded by Councilmember McDonald, Council unanimously approved the minutes as read.

At this point, Mayor Bunch advised the Council and the public that it was her intention to publish the minutes of each meeting in the Moultrie News. She said she felt that in an effort to promote open government, this would better inform the public about the operation of City government.

B. Citzens Comments:

None.

At this point in the meeting, Mayor Bunch made several appointments with the advice and consent of City Council:

1. Fire Chief. Mayor Bunch reappointed Col Cochrane as Chief of the Isle of Palms Fire Department.

2. Reverend Joseph Roth: Police and Fire Chaplain.

3. Sandy Sandeford: Ex-Officio member of the Beach Patrol and Control Board and the Planning Commission.

4. Marge Swanson: Beach Patrol and Control Board.

On a motion of Councilmember Murph, seconded by Councilmember Kunreuther, City Council approved the appointments made by Mayor Bunch. Following these appointments, Mayor Bunch said that she would like to thank Sandy Sandeford and Judy Hargett for their recent interest in running for City Council. She said she knew how hard both candidates had worked in their effort to obtain a Council seat and she said she was glad that the Council seat had been filled, which brings the Council up to its full complement of Council members.

C. Reports from Standing Committees:

1. Ways and Means: Councilmember Smiley reported on her meeting held January 20, 1986 (attached as Appendix 1). She said that after review of the December 31, 1985, financial report that it was her recommendation that it be adopted by City Council. Then on a motion by Councilmember Kunreuther, seconded by Councilmember Murph, Council unanimously approved the financial report. Chairman Smiley also said that at a Ways and Means meeting held prior to this City Council meeting, her committee had reviewed the plans for the Island Spring Fling Festival to be sponsored by the Isle of Palms Commerce Association, East Cooper Arts Council, and the Childrens Fund of MUSC. She said that it was her committee's recommendation that their plans be approved and noted that this item would come up later in this meeting.

2. Police and Public Safety: Councilmember Kunreuther made a report to Council on the Police Committee's meeting of January 13, 1986, and February 8, 1986 (attached as Appendix 2). Councilmember Murph addressed the Police Committee asking why the City's recently appointed detective had returned to uniformed service. Councilmember Kunreuther responded that it had been the committee's intention that when the detective position was created, when necessary, the individual would serve as both police lieutenant, a plains clothes officer, or detective, as needed. Councilmember Murph said that it was his contention that a functioning detective on the Island was needed and that investigation of crimes by a non-uniformed police officer presents a better image. At this point, Mayor Bunch injected that there were presently only three Academy-trained officers now on duty; that the City's three police supervisors are all attending school at Baptist College; and that there are presently two officers at the Police Academy in Columbia and that it is not feasible for the detective to be working out of uniform all the time. In addition, she added that this individual grew up on the Island and, being so well known, could be at a disadvantage in doing undercover work. She did add, however, that it was her opinion that the city did need an undercover agent and that she agreed with Councilmember Murph that there is a need for someone to handle this type of work.

3. Public Works: Councilmember Murph reported to council on his Public Works committee meeting held January 29, 1986 (attached as Appendix 3).

4. Engrossed Bills: Councilmember McDonald reported to City Council on his committee meeting held February 17, 1986, at which time his committee discussed the need to repeal an ordinance passed last year requiring businesses offering live entertainment to obtain a Cabaret permit from the City. Councilmember McDonald told the Council that it was his committee's opinion that this particular ordinance was of nuisance value only and would be recommending its repeal (see Appendix 4).

5. Recreation Committee: Chairman Bartos reported to Council on the Recreation Committee meeting of January 29, 1986 (see Appendix 5). Some discussion ensued concerning the replacement and relocation of some fence for the softball field. Councilmember Smiley asked that the minutes of the Recreation Committee's meeting reflect that estimates were being acquired, rather than uniform bids being taken on the improvements to the fence. Smiley also asked what was being done about seeking professional advice on reseeding of the softball and soccer fields. It was also asked that the Recreation Director start providing Councilmembers with a more complete report of activities; a report that would show the number of participants at the Recreation Center and possibly some comments of the participants as to what they like and dislike about the recreation programs offered by the City. Councilmember Bartos advised Council that at the next meeting of this Recreation Committee, the City's sponsoring of a boxing program would be discussed. Bartos noted that there have been concerns raised about boxing being a dangerous sport and a decision has to be made as to whether or not the City wants to continue to sponsor a physical activity such as this that could result in personal injury.

D. Reports from City Officers, Boards, or Commissions:

1. Planning Commission: Mr. Steve Russell, Chairman of the recently appointed Planning Commission, gave a report to City Council concerning the legal status of the Planning Commission under S. C. State law (see Appendix 6). He advised Council that until such time as a City ordinance can be passed that would authorize the Planning Commission to exist in the form that is authorized under State law, that the Commission act only as an advisory body. Russell went on to add that the Council needs to adopt annual code revisions of the Southern Standard Building Codes, Fire Codes, etc. He also asked that members of his Commission be given an up-to-date copy of the official zoning map. Russell told the Council that in his opinion, the City needed to adopt a master plan for development that would be reflected in zoning laws and various other planned activities of the Planning Commission. Mayor Bunch then said that she recognized that the Planning Commission must serve as an ad hoc committee to only advise the Council for now. But that the Commission would be reviewing plats and plans and making recommendations to Council. Mayor Bunch said that she had informed representatives of Wild Dunes as to her intentions concerning the Planning Commission and that they had indicated they were in agreement that their plats would be reviewed by the Planning Commission. Councilmember Kunreuther asked that all Council members be provided with working copies of the official zoning map, and then Kunreuther introduced a motion recognizing that the Planning Commission act as an ad hoc Planning Committee to only advise City Council. Councilmember Smiley seconded the motion and it carried.

2. Beach Patrol and Control Board: The minutes of the meeting of the Board were read by Administrator Williams (attached as Appendix 7).

3. Building Committee: Chairman Harry O'Neal addressed Council and advised the Council that there was a need to change the City's contract with the architect firm of Cummings & McCrady because the existing contract

has an unreasonable ision in it that requires the architect to redesign the buildi at such time the estimated cost of the building exceeds $600,000. O'Neal advised the Council that it was his opinion that it is impossible to build the building on a scale that the City required for $600,000. O'Neal added that a revision in the contract would also likely result in a revision of the architect's fee for designing the building. He said that he would get with the City Administrator and City Attorney and the architect and come up with a proposed fee schedule that would be amended along with the contract. Councilmember Smiley said that she agreed that the Committee needs to have the go-ahead to proceed with amending the contract between the City and the architect. Councilmember Murph said he agreed; Councilmember Kunreuther said that he was reluctant to continue this discussion about amendment of the contract without the City Attorney present. He made a motion that appropriate modifications be negotiated. There was no second registered on his motion because of continuing discussion. Mayor Bunch then suggested that City Council hold a special meeting for presentation of a contract amendment some time the following week, if Ways and Means Committee has an opportunity to review the proposed contract amendments. Councilmember Kunreuther then withdrew his motion.

4. Revitalization and Beautification Committee: Mr. Bill Howe reported to Council on that Committee's meeting of February 17, 1986 (see Appendix 9). Councilmember Bartos added that there is trash all over the Island and that something needs to be done to improve the efforts in cleaning up the Island. Councilmember Smiley noted that very little assistance was being obtained from Charleston County in citing the double taxation issue; noting that Charleston County should be lending the Island a hand on matters such as this. A question was then raised about the trash receptacles on the beach, that there was a need for receptacles to be strategically located on the beach for trash disposal.

E. Reports for Special or Joint Committes:

None.

F. Petitions received, referred or disposed of:

None.

G. Plat Approval Applications:

None.

H. Bills Already in Possession of Council:

None.

I. Introduction of New Bills and Resolutions:

1. Ordinance 1986-1: Repealing Ordinance 1985-1, known as the Cabaret License Ordinance. Having been recommended by the Council's Engrossed Bills Committee that the Cabaret License Ordinance be repealed. This ordinance was introduced for its first reading which would in effect repeal the 1985 ordinance. On a motion by Councilmember Murph, seconded by Councilmember Bartos, Council approved first reading of the Ordinance.

2. After discussion, Council introduced a Resolution recognizing the efforts of the Isle of Palms Commerce Association, the East Cooper Arts Council, and the Childrens Fund of MUSC in sponsoring the Islands Spring Fling Festival to be held on April 19, 1986. The Resolution was read and was approved by City Council on a motion by Councilmember Murph, seconded by Councilmember McDonald. In addition, having been previously considered by Ways and Means Committee, Councilmember Smiley introduced a motion that parking revenues for that date be donated to the sponsors of this event if the parking lots are staffed by their volunteers. This motion was seconded by Councilmember Kunreuther and passed unanimously (Appendix 10).

3. Citing previous discussion about a need to generally clean up the Isle of Palms, Council read a Resolution designating the month of March as "Clean up - Fix up" month. With the Resolution being read, Councilmember Smiley introduced a motion that Council adopt the Resolution. Motion was seconded by Councilmember Murph and carried unanimously. Councilmember Smiley suggested that the City's Public Works Department donate large plastic bags for collection of trash during this clean-up effort. Mayor Bunch responded that it was her belief that Public Works already had a stock of these bags that could be used for this purpose. (App # 11)

4. Mayor Bunch then introduced a Proclamation recognizing the efforts of the American Red Cross and designating the month of March as Red Cross month. After the Proclamation was read to Council, Mayor Bunch signed the Proclamation and publicly recognized a representative of the American Red Cross Chapter (see Appendix 12).

J. Miscellaneous Business:

Councilmember Smiley asked that the City Council consider holding the City Council meetings at the Recreation Department building. Smiley cited the fact that the new City Hall was desperately needed and that until it is constructed, the Recreation Department building would provide additional room for public meetings. Council took this matter under advisement.

Then at 8:30 p.m., on a motion by Councilmember Murph, seconded by Councilmember McDonald, City Council voted to adjourn the meeting.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie
Clerk of Council

Approved: Carmen R. Bunch

Carmen R. Bunch
Mayor

appendix 1
2-19-86

SPECIAL MEETING

WAYS AND MEANS STANDING COMMITTEE

JANUARY 20, 1986

Present: Chairman Betsy Smiley, Councilmembers Kunreuther and McDonald, Mayor Bunch, Administrator Williams, and Building Inspector Haselden.

1) Distribution of financial statement for December.

Chairman Smiley asked that approval be delayed until the regular meeting so that everyone would have a chance to study it.

2) Discussion of temporary office for Building Inspector.

The pros and cons of leasing or purchasing a trailer from Enwright & Associates were discussed. The trailer can be leased for $180 per month (24 mos. = $4,320) or purchase for $4,500. There will be a possible resale value of $3,500 at the end of two (2) years. Administrator Williams informed the Committee of the expenses involved. Councilman Kunreuther moved to allocate $7,000 for this purpose and Councilman McDonald seconded. It passed unanimously.

3) Discussion of budget.

There are several line items which are over budget. These overages were discussed and Administrator Williams was asked to report back to Committee on several items, but in general the budget looks good. It was agreed by all members of the Committee that the budget not be amended and that certain line items will show an overage. Council will be informed of these overages with an explanation.

4) Discussion of Secretarial staff for City Hall and the Building Department.

5) Regular meeting time of Ways and Means Standing Committee will be the last Monday of the month at 7:00 p.m. to be held at the Recreation Building.

Elizabeth R. Smiley

Appendix 2
2-19-86

Date: 1/29/86

Time: 8:00 p.m.

Minutes of the Police and Public Safety Committee

The Police Committee met at 8:00 p.m. on January 29, 1986, in City Hall. All members were present as were Mayor Bunch and Chief Thompson.

The Committee agreed to meet on the last Wednesday of each month at 7:30 p.m. in City Hall.

It was then reported that video equipment had been installed in the Police Office which had been rearranged to accomodate its use.

Chief Thompson was asked to ensure that the newly acquired vehicle is thoroughly rust proofed.

A discussion ensued concerning Lt. Jernigan's new duties as investigator. It was agreed to monitor the different duties of his job into the summer. The remaining $200.00 of his plainclothes budget was then approved. This would come from the Police's uniform and clothing account.

The Chief submitted a listing of the Department's employees and their training. He also briefed the committee on a class he took in community and press relations.

The Mayor briefed the Committee on a memo she issued to ensure that no future tickets are nolle prossed by the Police Department.

There was a brief discussion regarding the possibility of establishing a Police Reserve. The Mayor and Chief agreed to continue exploring the subject.

The subject of college tuition for officers was brought up and discussed. The Chairman indicated that he was disposed to approving only the cost of these courses specifically required for the curriculur of Law Enforcement studies. It was agreed that a careful review of this subject would be made during the budget process.

It was suggested that the City's Cabaret License Ordinance be deleted as it has proven to be ineffective. The Chief was asked to explore similar ordinances in other communities and the Mayor agreed to take up the matter with the Engrossed Bills Committee.

The Committee directed the Chief to submit a monthly report on the activity of his department.

The Mayor reported on her recent discussion with Mr. Thorn of Wild Dunes regarding Police Patrols in that area of the City. It was agreed to review the extent of partolling in that area and to have the Chief establish close communication with Wild Dunes management.

The Department is acquiring more complete finger printing materials and has been directed to keep a first aid kit in each vehicle.

The Police procedures for our Department are currently under review for updating. Thise uniform procedures will, once they have been edited, be emphasized more extensively than in the past.

There being no further items for discussion, the meeting was adjourned.

Robbie Kunreuther

App #3
2-19-86

PUBLIC WORKS

The Public Works Committee met on January 29 with all members present. Also present were Supt. Parrish and Mayor Bunch.

Mr. Parrish gave a lengthy summary of what his department does and what it is responsible for. Following his presentation was a question and answer period.

He also asked that the property boundries in certain areas be defined so as to help the city with ownership maintainance and encroachment enforcement. Mrs. Bunch explained that this was in the process of being done now.

Mrs. Tisdale requested that the department no longer place Christmas trees along the beach to help with the erosion problem. Mr. parrish produced pictures showing the effects on the areas where trees had been placed. It was agreed by the committee that the department would put no more trees on the beach until it received further information and recommendations from the Beach board.

There being no further business the meeting was adjourned.

Respectfully submitted

Thomas F. Murph, Chariman

App #4
2-19-86

Feb 17, 1986

Engrossed Bills Committee

The Engrossed Bills Committee met February 17; 1986 Present were Counciman Calhoun and McDonald. The city cabaret license was discussed, and in the opinion of the committee, after discussing the ordinance with the City Administrator and the Chiefof Police it is the opinion of the Committe that said ordinance is of nuisance value only, and it is recommended that it be revoked.

Leo McDonald; Committe Chairman

appr 2-19-86

Carmen

MINUTES OF THE RECREATION COMMITTEE MEETING
January 29, 1986

Members present: Councilmembers Bartos, Calhoun, Smiley
Mayor Bunch

Commission members Wray Mattice, Heath Orvin
Recreation Director Leopold
City Administrator Williams
Building Inspector Haselden

1. The meeting was called to order at 6:00 p.m.

2. New uniform bids will be accepted for the new roof for a storage area over the recreation office. The feasibility of constructing walls up to the roof will be considered.

3. Bids will be taken for a lean-to structure on the 29th Avenue side of the recreation building. This will include a concrete slab and 3-walled structure for storage of the tractor.

4. Mr. Parrish is in the process of removing the stumps near the recreation building. The dead palmettos by the tennis courts have been removed.

5. It is too late to reseed the baseball field. The infield will be resurfaced.

6. Director Leopold reported that the fence on the softball field is dangerous due to uneven edges. Uniform bids will be taken to replace and move the fence to regulation distance.

7. The director will begin inquiring about the possibility of a summer intern for the department. Mayor Bunch suggested that the city may consider providing living quarters for a summer intern or employee.

8. The basketball hoops will be replaced.

9. The swan head swings on the tot lot will be replaced.

10. The department will seek more active involvement for the IOP marathon this year, particularly because of health, safety and traffic concerns.

11. The recreation committee meeting will be held regularly on the last Thursday of each month at 7:00 p.m. to be followed immediately by the Recreation Commission meeting. Both meetings will be at the Recreation Department.

12. The meeting was adjourned at 7:10 p.m.

Respectfully submitted,

Michael R. Bartos

appendix 6
2-19-86

Minutes of Meeting

Isle of Palms Planning Commission
January 28, 1986

Present: Ned Oakley, Geoffrey Woodard, Ken Polka, Steve Russell, Lonnie Mayer, Carmen Bunch.

Elections were held with the following results:

Chairman	Steve Russell
Vice Chairman	Lonnie Mayer

Discussion followed on how the Planning Commission can function now, given the description of responsibilities as outlined in the current Ordinance. Mayor Bunch suggested that the Commission needs to be officially organized in accordance with the South Carolina state law regarding planning commissions. The Commission consensus was that the Commission should function as an advisory committee to City Council until such time as a new ordinance establishing guidelines in accordance with state law can be written by City staff and approved by City Council. Mayor Bunch was to review this suggested interim advisory capacity with City legal counsel.

The point was made that the City Council should adopt the latest editions of building codes, plumbing and electrical codes if not already so approved. Code adoption should be reviewed annually to insure that the latest editions of each code are being enforced.

The Commission discussed the need to pursue development of a City Master Plan through employment of outside consultants. The current zoning map only identifies uses and was not prepared as a plan for City growth. In that there are several areas where commercial uses are acceptable , but may not be disireable, the Commission felt that a Master Plan could address these needs, as well as other future development, traffic considerations, etc. .

The City Staff is to assemble copies of the following information for distribution to all Planning Commision members:

1. The existing city ordinance regarding planning commission guidelines.

2. S.C. State law on Planning Commissions.

3. Draft Ordinance (prepared by Ned Oakley)

4. PRD for Wild Dunes

5. Current Zoning map.

The Commission will plan to meet every month on the fourth Wednesday. This will coincide with the submittal deadline for new plats.

appendix 7
2-19-86

P.O. Box 19
Isle of Palms, SC 29451
February 4, 1986

MEMORANDUM

TO: Mr. Mark Williams, City Administrator

FROM: James W. Smiley, Chairman, Beach Patrol and Control

RE: Placement of Christmas Trees on Isle of Palms Beaches

At its meeting of 30 January 1986, the Beach Patrol and Control Board determined that it did not have sufficient data on which to base a decision concerning the value of using discarded Christmas trees as sand trapping devices on the berms of our beaches. To this end we intend to request the Beach Monitoring Committee to design and carry out over the next calendar year a carefully controlled experiment to determine the efficacy of trees as sand traps and dune builders. We will base our decision on whether to permit the continued use of trees on the data collected by the Beach Monitoring Committee.

In the meantime, the Beach Patrol and Control Board has declared a moratorium on the placement of any new trees on the beach. It seems clear that placing discarded trees in the critical zone requires a permit from the Beach Patrol and Control Board and the present Board will not issue permits unless and until there is sufficient data to indicate that their nuisance value is overridden by their value in building new sand dunes.

The Board would be most appreciative if you would inform Mr. Parrish of our action.

JWS:mk

cc: Mayor Bunch
All members of City Council

appendix 8
2-19-86

BUILDING COMMITTEE

A meeting of the Building Committee was held January 22, 1986, at City Hall. Present were committee members Don Cameron, Jack Johnston, Betsy Smiley, and Harry O'Neal. Also present were Mayor Carmen Bunch, Chief Fred Thompson, Administrator Mark Williams, Councilman Tom Murph, Public Works Director Andy Parrish, Clerk-Treasurer Nell McDuffie, and Sue Jones of the City Hall staff. Don Beaman, architect of Cummings & McCrady, Inc. was present.

This was an organizational meeting for the committee members to be updated on the status of the plans and receive input from the various city units on their needs and evaluation of the preliminary drawing as have been presented.

All persons addressed their areas of responsibilities expressing general satisfaction with space as presented in the first conceptual drawing.

Mr. Beaman advised on the status of the plans and advised that the constraint in the present contract of designing a building "within the funds available ($600,000) (including architect's fee)" could not be met with the city's requirements and desires as set forth to him. He felt that the building, as presented in the conceptual drawings, would cost between $900,000-$1,000,000.

Alternate possibilities were discussed, such as separating administrative space to another site and leaving police, fire, and public works at the present site.

The members wanted to study the areas of concern, the present location, and discuss these items at a later meeting.

A second meeting was held February 10, 1986, at 5:30 p.m. at the Recreation Center. Present were committee members Betsy Smiley, Jack Johnston, and Harry O'Neal. Also present were Steve Russell and Ned Oakley of the Planning Committee.

The location of the buildings was discussed. It was agreed that the construction of new facilities at the present City Hall site was probably the best location even though the ultimate design and location of the IOP connecter were not available, and therefore its impact not known.

It was deemed essential that an ammendment to the contract with Cummings and McCrady, Inc. be agreed to by council to remove the monetary restriction on the design of the building. Then planning and design may proceed in an orderly manner to achieve the optimum plan based on needs with adjustments being made to bring costs to levels determined by council as appropriate for expenditure. The effect of such change on the fee charged by the architect will also be reviewed. It is recommended that council take the actions necessary to permit adjustments so that planning may proceed.

It was agreed that the first conceptual plan be used as a basis to proceed with the removal of the three holding cells and add a room where those arrested could be detained and questioned so that other police functions would not be disturbed.

It was agreed that the Public Works building should be deleted as part of the City Hall/Police building and plans be made to provide adequate garage, storage, and administrative space in a detached building of such design to provide compatible appearance but of construction type of a lesser cost. This gives consideration to reducing costs at the time of construction and lessens the impact if public works were relocated or operations changed from the present methods of providing such services.

Respectfully submitted,

Harry S. O'Neal, Chairman

7/18/86

at their expense, on the north side of Ocean Blvd. Also, these same people will be given first opportunity to buy lots in this development and that the prices for these pieces of property will be substantial.

7. Several citizens spoke about the proposal. Ed Fennel asked if any land was being abandoned. Mr. Way stated it was not, and said this land would be part of the road right-of-way which would be maintained by the new property owners. Fred Ebeling asked about parking along this area and inquired if the Beach Company would be willing to set aside, for the city's use, some areas to help relieve our summer parking problems. Mr. Way said none of this property would be set aside for that purpose. He said that the beach access areas, at the street endings, were for the public use and that the city could use this land as it sees fit.

8. Mr. Way said there were two almost identical plats for the lots closer to Breach Inlet. On one, the extension of Ocean Blvd. enters into Inlet Lane so traffic could go through to Palm Blvd. On the other was a cul-de-sac at the end of Ocean Blvd. which would have a fifty foot radius turnaround for vehicles, such as fire equipment.

9. Councilman W.H. Sandeford said he favored the cul-de-sac and asked that the salespeople be instructed to warn the lot buyers of possible erosion of the beach, and to tell them that the City of Isle of Palms should not be expected to help these lot owners if such an event occurs.

10. Mr. Long said that later on a cul-de-sac could be cut through to Inlet Lane.

11. Ned Oakley made the motion that the Commission recommend approval of these plats, including the cul-de-sac. The motion was voted on and carried.

12. The meeting was adjourned at 8:30 p.m. The next meeting will be Wednesday, December 17th, 1986, at 5:30 p.m.

Respectfully submitted,

Ned H. Oakley
Secretary

EXHIBIT XIII

C. MELVIN ANDEREGG
MAYOR

TOWN COUNCIL

KATHLEEN I. CANTWELL, MAYOR, PRO-TEM
JOHN W. AILSTOCK
TERENCE M. McMANUS
ROBERT A. SMITH
J. MARSHALL STITH
WILLIAM J. WOOD

TOWN OF SULLIVAN'S ISLAND

LAWRENCE A. DODDS
TOWN ATTORNEY

DAVID P. REESE, JR.
ADMIN. ASSISTANT

CAROLYN R. KRUGER
TOWN CLERK

J.E. LILIENTHAL
CHIEF OF POLICE

M.A. STITH
FIRE CHIEF

TELEPHONE
(803) 883-3198

P.O. BOX 427
SULLIVAN'S ISLAND, S.C. 29482

DECEMBER 8, 1986

THE HONORABLE CARMEN R. BUNCH
P. O. DRAWER Q
ISLE OF PALMS, S.C. 29451

DEAR CARMEN:

THE FOLLOWING ARE THE POSITIONS OF THE SULLIVAN'S ISLAND TOWN COUNCIL REGARDING TRAFFIC PROBLEMS AND EMERGENCY MEDICAL PREPAREDNESS:

1. ISLE OF PALMS CONNECTOR.
   - TO CONTINUE TO SUPPORT AND ENCOURAGE THE TIMELY COMPLETION OF THIS MUCH-NEEDED BRIDGE.

2. BEN SAWYER BRIDGE.
   - TO DEFER CONSIDERATION OF REPLACEMENT UNTIL COMPLETION OF ISLE OF PALMS CONNECTOR.
   - TO ENCOURAGE EFFECTIVE PREVENTIVE MAINTENANCE OF DRAWBRIDGE TO MINIMIZE INCIDENCE OF MALFUNCTIONS.
   - TO WORK TOWARD DEVELOPMENT OF AN ALTERNATIVE CLOSING DEVICE TO CIRCUMVENT MALFUNCTIONS.

3. EMERGENCY MEDICAL PREPAREDNESS.
   - TO CONTINUE COORDINATED EMERGENCY PROCEDURES AS IMPLEMENTED DURING RECENT DRAWBRIDGE MALFUNCTION.

TOWN COUNCIL REGRETS NOT BEING ABLE TO MEET WITH THE ISLE OF PALMS CITY COUNCIL ON DECEMBER 10. COUNCIL WOULD APPRECIATE THE OPPORTUNITY TO MEET WITH YOU AFTER THE HOLIDAYS TO DISCUSS ACTIONS THE COUNCILS COULD TAKE JOINTLY TO ENSURE THE SWIFTEST POSSIBLE COMPLETION OF THE ISLE OF PALMS CONNECTOR AND TO DEVELOP IDEAS TO IMPROVE THE OPERATION OF THE BEN SAWYER BRIDGE. TOWN COUNCIL WILL NOT DISCUSS REPLACEMENT OF THE BEN SAWYER BRIDGE AS THAT ISSUE HAS BEEN RESOLVED, FUNDS HAVE BEEN TRANSFERRED TO THE CONNECTOR, AND DISCUSSIONS THEREOF ONLY SERVE TO IMPEDE PROGRESS ON THE CONNECTOR. AS THE MEDICAL UNIVERSITY IS ACQUIRING A HELICOPTER AND AS A VERY HIGH STANDARD OF MEDICAL EMERGENCY READINESS WAS EXHIBITED DURING THE RECENT EXTENDED DRAWBRIDGE BREAKDOWN, THE TWO COUNCILS MAY WISH TO LEAVE PREPAREDNESS IN THE CAPABLE HANDS OF THE ISLANDS' POLICE AND FIRE DEPARTMENTS AND RESCUE SQUADS.

TOWN COUNCIL LOOKS FORWARD TO MEETING WITH YOU AFTER THE HOLIDAYS.

VERY TRULY YOURS,

Melvin

C. MELVIN ANDEREGG
MAYOR

CC: HON. MARGARET RUSH
HON. DANIEL WINSTEAD
HON. CLYDE DANGERFIELD

DPR/CK

October 8, 1986 City Council Meeting

EXHIBIT XIV

Ordinance: 1986-13

AN ORDINANCE

An Ordinance to create a Planning and Zoning Commission for the City of Isle of Palms.

WHEREAS, Title 5 and Title 6 of the South Carolina Code of Laws of 1976, as amended, grant certain powers to municipalities related to planning, and

WHEREAS, it is necessary to adopt a municipal ordinance to exercise the powers granted by state law:

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Article A, Chapter 9, Title 1 of the Isle of Palms Code of Ordinances thereby establishing a Planning and Zoning Commission.

Article A, Chapter 9, Planning and Zoning Commission.

Section 1-9-1. Creation.

There is hereby created a Commission to be known as the City of Isle of Palms Planning and Zoning Commission (hereinafter referred to as the "Commission").

Section 1-9-2. Composition and Appointment.

The Commission shall be composed of seven qualified electors of the City of Isle of Palms, who shall be appointed by the Mayor, approved by the City Council. All Members of the Commission shall serve as such without compensation, and shall hold no other office in the City of Isle of Palms.

Section 1-9-3. Terms of Office.

Members of the Commission shall be identified by place numbers 1 through 7. The four odd-numbered places shall expire on December 31st of each odd-numbered year, with the three even-numbered places to expire on December 31st of each even-numbered year. Any vacancy shall be filled

Section 1-9-5. Officers, Meetings and Quorum.

The Commission shall organize itself electing one of its members as Chairman and one as Vice Chairman, whose terms shall be for one year. It shall appoint a Secretary who may be an officer or an employee of the City of Isle of Palms or the Planning Commission. The Commission shall meet at the call of the Chairman and at such times the Chairman or Commission may determine. Four members of the Commission shall constitute a quorum for the conduct of business.

Section 1-9-6. Rules and Records.

The Commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record.

Section 1-9-7. Duties and Powers.

The Commission shall have all the duties and powers set forth in Section 6-7-340 through 350, South Carolina Code of Laws, 1976, as amended.

In general, the Commissions shall have the power to:

a. Prepare and revise periodically a comprehensive plan and program (or elements thereof) for the social and economic growth of the City in order to promote the public health, safety, morals, convenience, prosperity, or the general welfare as well as efficiency and economy in the development of the City.

b. Prepare and recommend for adoption to City Council as a means of implementing the plan and program:

(1) Zoning ordinances or resolutions, and maps and appropriate revisions thereof within the City of Isle of Palms.

(2) An official map and appropriate revision thereof showing the exact location of existing or proposed public streets, highways, and utility rights-of-way and public building sites, together with regulations to

The Commission shall submit the capital program, including the capital budget, to the City Council as directed.

(4) Prepare for City Council approval of operating budget for the Commission.

(5) Such other specific implementation procedures or plans as deemed necessary to implement City policy.

c. Recommend City policy for guiding action in development of the City of Isle of Palms and its environs to City Council.

d. Review all subdivision plats and other plats and make recommendations to City Council for approval or disapproval thereof. In the event the recommendation is for disapproval, then the reasons for said recommendation shall be submitted to City Council in writing.

e. Review and recommend to City Council any needed changes in the zoning ordinance and maps, as well as subdivision regulations, official maps, other codes, ordinances or controls related to the City's development.

f. Keep City Council and the general public informed and advised as to these matters.

g. The Commission may make, publish and distribute maps, plans, reports and recommendations relating to the plan and program and the development of the City of Isle of Palms to public officials and agencies, public utility companies, civic, educational, professional, and other organizations and citizens. All public officials shall, upon request, furnish to the Commission within a reasonable time such available information as it may require for its work. The Commission members in performance of their functions may enter upon any land, make examinations and surveys, and place and maintain any necessary monuments and marks thereon; provided, however, that the Commission shall be liable for any injury and damage to the property resulting therefrom. In general, the Commission shall have such powers as may

Exhibit XV

Ordinance: 1986-14

AN ORDINANCE

An Ordinance to repeal Article A, Chapter 9, Title 1 of the City of Isle of Palms Code of Ordinances.

WHEREAS, Article A, Chapter 9, Title 1 established the Community Betterment Commission and it is no longer a functioning Commission and

WHEREAS, Section 5-7-260 of the South Carolina Code of Law 1976 as amended requires that an Ordinance must be adopted to repeal an Ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that Article A, Chapter 9, Title 1 of the City of Isle of Palms Code of Ordinances pertaining to the Community Betterment Commission is hereby repealed in its entirety.

THIS ORDINANCE shall take effect upon ratification by City Council.

First Reading: December 1, 1986

Second Reading: December 10, 1986

Third Reading: Suspended

Ratification: December 10, 1986

Attest: Nellie S. McDuffie
Nellie S. McDuffie
Clerk/Treasurer

APPROVED: Carmen R. Bunch
Carmen R. Bunch
Mayor

App #7
2-19-86

The first meeting of the Island Beautification and Revitalization committee was held February 17, 1986. Those present were Pat Johnson, Bill Howe, Jessie Dorne, Nola McIntosh and Camille Mizell. Committee members discussed what they considered to be primary problems the committee needs to address: abandoned cars, overgrown, trashy property, trash problems on the beach, public restrooms on the front beach, loose dogs on the beach, need for more trash barrels, and enforcement of ordinances on the books. The problem of food and beverage containers and littering on the beach and loose dogs on the beach were given priority as it was felt helping to eliminate these problems would greatly improve the appearance and quality of our island. Because there are laws already in existance to address these problems it was felt that a blitz multi media campaign to let the public know of the laws and that the Isle of Palms would be strictly enforcing them, plus a strict enforcement beginning the first of the tourist season with continuing publicity would let the public know we will not tolerate a dirty island. These laws will be enforced for tourist and resident alike. Included in the campaign would be TV, radio, and newspaper coverage plus a mailout to residents and signs at public access areas. Bill Howe will check the location of present signs plus getting needed new signs, Jessie will check the wording of ordinances, Camille Mizell will check into the possibility of using and cost of a beach cleaning machine, and Nola McIntosh will see if we need to help the Merchants Assoc. with their "Spring Fling". The next meeting is set for Feb. 24 at 7:30.

Chief Thompson informs me that the police will be happy to cooperate with this committee on this project, but will need extra manpower to do so. I would like to recommend hiring such personnel as needed by Chief Thompson, and also the purchasing of signs needed at the public accesses to the beach.

Pat Johnson, Chairman
Beautification and Revitalization Committee

App #10
2-19-86

A RESOLUTION

WHEREAS, the Isle of Palms Merchants Association, the East Cooper Arts Council and the Medical University of South Carolina Children's Hospital Fund has planned an event for April 19, 1986, known as the Island "Spring Fling" to promote the Isle of Palms as a family oriented beach community, and;

WHEREAS, on this date a full day of activities has been scheduled including arts and crafts, volleyball and sandcastle contests and various types of food to be sold, and;

WHEREAS, proceeds from the various events will be donated to the East Cooper Arts Council and the Medical University of South Carolina Children's Hospital Fund, now;

THEREFORE, BE IT RESOLVED by City Council of the City of Isle of Palms, South Carolina, that the Island "Spring Fling" is hereby recognized as a family type event worthy of support by the City, Island businesses, Island residents and civic organizations.

BE IT FURTHER RESOLVED that it is City Council's hope that the Island "Spring Fling" will become an annual event that will be very beneficial to the Isle of Palms.

Adopted this 19th Day of February, 1986.

Attest: Nellie D. McDuffie
Clerk/Treasurer

Approved: Carmen R. Bunch
Mayor

CITY OF ISLE OF PALMS
SOUTH CAROLINA

Pamela C. Tisdale

App #11
2-19-86

A RESOLUTION

WHEREAS, with the coming of spring, we will once again have many people visiting the Isle of Palms, and;

WHEREAS, it is desirable for us to exhibit the best appearance of our beautiful Island, now;

THEREFORE, BE IT RESOLVED, by City Council of the City of Isle of Palms, South Carolina, that the month of March is hereby declared to be "Clean-up, Fix-up" month during which all Island residents are encouraged to make the appearance of their yards and homes the best it can be;

BE IT FURTHER RESOLVED, that Saturday, March 22, 1986 is hereby designated as the day our concerned citizens and civic organizations may join together to work and improve the appearance of the common or publicly owned areas of the Island.

Adopted this 19th Day of February, 1986.

Attest: Nellie S. McElhaffie
Clerk/Treasurer

Approved: Carmen R. Bunch
Mayor

Pamela C. Tisdale

Meeting:	Regular City Council
Place:	City Hall
Date/Time:	April 9, 1986 / 7:00 p.m.
Present:	Mayor Bunch; Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Smiley, Sandeford, Tisdale; Clerk-Treasurer McDuffie, Administrator Williams, and City Attorney Donald Williams

The meeting was called to order by Mayor Bunch at 7:03 p.m. Following the pledge of allegiance and a moment of silence, the City Clerk read the roll.

A. Reading of the Journal of the Previous Meetings:

1. In the first item of business, Council considered the minutes of the March 12, 1986 City Council meeting. On a motion by Councilmember Murph, seconded by Councilmember Bartos, the minutes were approved.

2. Council then considered minutes of a special meeting held on March 26, 1986. On a motion by Councilmember Murph, seconded by Councilmember Smiley, these minutes were also approved.

B. Citizens Comments: None.

C. Reports from Standing Committees:

1. Ways and Means: (Minutes attached as Appendix 1.) Following the report of the Chairman of the Ways and Means Committee, Councilmember Murph inquired as to whether the plans in the Police budget called for the addition or replacement of three police vehicles. Councilmember Smiley indicated it was her belief that two new police cars would replace existing models and one car would be used as an addition. Councilmember Murph then directed a question to the Mayor noting that on Gopod Friday the City Hall offices had closed at 1:00 p.m., and he said that because this was not a designated holiday, he thought it was unfair unless some sort of compensation is given to other City employees, such as Police and Fire, who had to work the entire day. Councilmember Smiley responded saying this matter had come up before, but that it was her opinion that this was an administrative procedure to allow this under the Mayor's authorization and that it was fair that other departments' employees be compensated as necessary. Mayor Bunch responded, saying it had been her decision to authorize the closing of the offices at 1:00 p.m., and she did so primarily because many of the employees in the office had recently put in several hours of extra time and this was an opportunity to give them some time off. She noted that it had been a practice in the past for the Mayor to authorize a day off after Thanksgiving, or a half-day off on Martin Luther King's birthday. She added that she had not authorized a half-day off on Good Friday without a lot of thought or justification. Councilmember Bartos, in

responding to the Committee Chairman's report, asked about the process of denying business licenses for commercial activities on the front beach and indicated that he supported such a denial because such business takes away from the activity of local businesses and contributes to the litter problem. He specifically noted that one of the recent requests concerned bicycle rentals. Bartos said that he was concerned about safety factors involved with rental of bicycles and Councilmember McDonald, who is also a member of the Ways and Means Committee, concurred.

2. Police and Public Safety: (Minutes attached as Appendix 2.) Following the Committee Chairman's report, Councilmember Smiley inquired as to whether the City's past practice of requiring a permit in order to hold a picnic on the beach was still in force or whether such an Ordinance requiring such permits had been repealed. She asked that the City Administrator check into this matter. Councilmember Smiley then asked how many derelict police cars are still being held by the Police Department and was told by the Chairman of the Committee that there were two cars currently out of use by the Police Department but may be used for City purposes. Councilmember Sandeford asked for more information on the first responders. Councilmember Murph informed him that these individuals are trained to give immediate first aid to injured or ailing persons prior to arrival by EMS technicians. Sandeford also asked whether an EMS ambulance would be stationed on Sullivan's Island this year, citing a need for an ambulance in the immediate area because of long response times when an ambulance has to come to Isle of Palms from Mt. Pleasant. He was informed that such an arrangement would be made. A question then arose as to recommendations by the Police and Public Safety Committee concerning the use of a Zodiac inflatable boat and outboard motor for use by the City's lifeguards during the beach season. Councilmember Murph said he agreed that lifeguards should be under the direction of the Police Department, but be trained in the use of power equipment by the Rescue Squad. A discussion then ensued as to the need to acquire another Zodiac and outboard motor for use just by the lifeguards when the Fire and Rescue Squad had such equipment that may be utilized. All of this discussion was related to the possibility that a quick response by a lifeguard using a motorized boat would provide a much quicker response time.

3. Public Works: (See attached Appendix 3.) A report of the Committee was made by Councilmember Murph. Following his report, Councilmember Kunreuther inquired about the various drainage ditches located on the Island and a discussion followed about placing concrete pipe and covering the ditches. Kunreuther said he was concerned about the possibility that placement of the pipe would create a worse drainage problem than now exists. Mayor Bunch asked Council to recall that Representative Dangerfield and the S.C. Department of Highways and Public Transportation had authorized a partial funding of a joint drainage study to be conducted for both Sullivan's Island and Isle of Palms. Mayor Bunch also noted that there had been some problem with golf cart traffic on 41st Avenue and vehicular traffic. She indicated that City Administrator Williams had been instructed to write the Highway Department about the City's concerns and had been told by the Highway Department that the developer (Wild Dunes) was responsible for placement of warning signs to warn motorists that golf cart traffic was likely at that area.

4. Engrossed Bills: (Minutes attached as Appendix 4.) Report given by Committee Chairman McDonald.

5. Recreation: (See attached Appendix 5.) Following the report given by Councilmember Bartos, Councilmember Murph asked if some additional lighting could be acquired on the soccer field that would enable the children to at least practice soccer at night even if the lighting is inadequate for actual games. Councilmember Smiley observed that there is a need to have underground wiring around recreational facilities and that this has often made such lighting prohibitively costly. Councilmember Murph said he would contact SCE&G for more information.

D. Reports from City Officers, Boards, or Commissions:

1. Board of Firemasters: The meeting of the Board was reported by Councilmember Murph (attached as Appendix 6). Following Mr. Murph's report, Mayor Bunch opened a discussion concerning recent suggestions that the Isle of Palms lifeguards acquire a jeep, a Zodiac/inflatable boat, and an outboard motor for use in lifesaving. Mayor Bunch also noted that such equipment is currently possessed and infrequently used by the Fire and Rescue Squad. She asked Councilmember Murph to again ask the Board of Firemasters if they would please allow the lifeguards to use their equipment until a decision is made as to whether the lifeguards should have their own equipment.

A discussion was then held concerning recent development of a telephone exchange by Wild Dunes Beach and Racquet and some problems currently experienced in co-ordinating the use of 911 emergency dialing with that telephone exchange. Mayor Bunch said that it was her understanding that rental units would not have direct access to 911 but would have to go through a Wild Dunes operator before an emergency call could be placed to the City of Isle of Palms dispatcher. Bunch objected to this additional step being introduced to the dispatching of emergency personnel. She also added that she was concerned about certain liability on the City's part as to whether such exclusion or difficulty in placing a 911 call could somehow increase the City's liability. The City Attorney, Donald Williams, indicated that it was his belief that access to or through the new telephone exchange was voluntary and that even if it required an additional step to dispatch 911, it was not the City's responsibility. Councilmember Kunreuther noted that the City has trained dispatchers who can respond efficiently to emergency situations and that he was uncomfortable with the practice of Wild Dunes operators tying into the 911 process.

2. Planning Commission: Minutes were read by Administrator Williams (attached as Appendix 7). At this point, Councilmember Smiley inquired as to what progress was being made on the City's beach monitoring program and was informed by the Mayor that it now appeared unlikely that volunteers could be depended upon to handle the collection of data and that as Dr. Reid Wiseman had advised, it may be necessary for the City to acquire part-time help for this worthwhile project. Council asked to be kept up to date on this project.

G. Plat Approval Applications:

1. 1986-3: Subdivision Conditional for TractD, Block K, Lots 1-15. A motion was made by Councilmember Murph, seconded by Councilmember McDonald, that the plat be approved by Council. On discussion, Councilmember Smiley indicated a concern about the line noted on certain lots which could not be crossed during construction and that because of this line and the limitation on building within a certain portion of the lot, perhaps Lot #5 on the plat was too small. At this point Council addressed Mr. Foster Clark, who was attending the meeting representing Wild Dunes. Mr. Clark said that Wild Dunes had been concerned about putting the Coastal Council's jurisdiction line across which no construction could be allowed on a plat to be recorded. Mr. Clark said that the jurisdictional line of the Coastal Council was a line that is not a constant but changes with erosion and accretion and that, in any event, construction at the lots would be subject to Coastal Council regulations. He said that he believed that it was a good idea that this line be noted on the plat because it was good information for the potential purchaser of the lots. Councilmember Bartos inquired as to whether Council's approval of the plat was such that no construction be allowed behind this line -- in effect, a setback line for construction. At this point, Attorney Williams explained the City's responsibility for approval of the plat and stated that the City should not experience any liability in the approval of the plat with the Coastal Council's line indicated on it. Motion to approve plat passed unanimously.

H. Bills already in possession of Council:

1. 1986-1: Third reading of an Ordinance repealing 1985-4 which required Cabaret permits for live entertainment. The Third Reading of the Ordinance was approved on a motion made by Councilmember Bartos, seconded by Councilmember Murph. Councilmember Bartos then introduced a motion that the rules requiring ratification at a separate meeting be suspended and that ratification take place. Motion was seconded by Councilmember Murph and carried unanimously. Councilmember Bartos then introduced a motion that the Ordinance be ratified by Mayor Bunch. This motion was seconded by Councilmember Murph and also was carried.

2. 1986-2: An Ordinance to provide for certain actions to be taken regarding lot clearance, unsightly growth, etc. Councilmember Kunreuther introduced a motion to dispense with the second reading of the Ordinance and attach a copy of the Ordinance to the minutes. His motion being unseconded, the Ordinance was then read. Following the reading, on a motion introduced by Councilmember Bartos, seconded by Councilmember Murph, second reading of the Ordinance was approved. On discussion, Councilmember Murph was concerned about who was going to decide which lots were in need of cleaning and how the Ordinance would be enforced. Mayor Bunch said that the Ordinance had a lot of implications but would not be abused; however, it would be enforced. Councilmember Kunreuther said he was in favor of the Ordinance because he felt that

it was modeled after existing Ordinances elsewhere which had proven to be workable. Councilmember Bartos said that such an Ordinance was sorely needed and long overdue. Councilmember Murph agreed, but asked that a provision be included in which the enforcement procedures would be initiated in response to a complaint by a citizen about neighboring property rather than having City employees engaged in active enforcement; that it should be up to City employees to identify the areas that result in violations. Councilmember Tisdale pointed out in violation of Ordinances it is always someone who must make a determination that a violation of such an Ordinance has occurred. The question was called for a vote and the motion to approve the reading carried unanimously.

3. 1986-3: Second reading of an Ordinance to authorize participation by the City of Isle of Palms in a joint municipal water authority. Following the reading, a motion was introduced by Councilmember Murph, seconded by Councilmember Kunreuther, that the Ordinance be approved as read. On discussion Councilmember Kunreuther asked about the City's liability in contractual obligations incurred by the City as a member of the Authority. The City Attorney advised the Council that contractual arrangements made by the Authority through the City's representative member would not afford any liability to be carried back to the City; but that if the City, acting in Council, make a contractual arrangement through the joint municipal water authority, such a contract would be binding. Following this discussion, Council approved reading of the Ordinance unanimously. Councilmember McDonald then introduced a motion that the rules of procedure be suspended to allow the third reading of the Ordinance. Motion was seconded by Councilmember Murph and then carried unanimously. Councilmember Kunreuther then introduced a motion to approve the third reading; seconded by Councilmember Murph, this motion was carried. Finally, a motion to ratify this Ordinance was introduced byk Councilmember Kunreuther and seconded by Councilmember Murph. This motion also carried unanimously.

I. Introduction of New Bills and Resolutions:

1. Mayor Bunch then introduced two resolutions directly related to the participation by the City of Isle of Palms in the Joint Municipal Water Authority. The first resolution required that the City of Isle of Palms notify the public that an Ordinance determining that it is in the best interest of the City of Isle of Palms and its residents and water customers to create a joint municipal water system had been adopted by City Council. This motion was approved on a motion by Councilmember McDonald, seconded by Councilmember Smiley. The second resolution adopted by City Council appointed Councilmember William Sandeford to serve as the City of Isle of Palms representative on the East Cooper Joint Municipal Water Authority. This resolution was approved by City Council on a motion by Councilmember Smiley, seconded by Councilmember McDonald. Councilmember Sandeford thanked the Council for his appointment and told the Council he would be very conscientious in reporting progress on the system to Council and that he was very interested in the needs and concerns about the Island's water supply. (See attached Appendices 11 and 12.)

J. <u>Miscellaneous business not included in any of the previous orders:</u>

Councilmember Tisdale inquired about the temporary signs located in the Isle of Palms Shopping Center, these signs apparently belonging to the Red & White and O'Shaughnessy Realty office. She was told by Administrator Williams that under the City Sign Ordinance adopted in 1985 such temporary signs could be placed for no longer than 30 days and that it was the intent of the Ordinance that temporary signs be allowed for new businesses which had not yet constructed permanent signs. At the end of the 30-day period, such signs would have to be removed. Councilmember McDonald then inquired about recent notification to realtors by the City of Isle of Palms concerning removal of realtor signs from the highway right-of-way. Mayor Bunch informed the Council that the Highway Department had recently requested that the City assist them in policing the use of the right-of-way, specifically asking that realtors be notified that unless their signs are removed from the right-of-way, they risk being confiscated by Highway Department employees.

Following these discussions, at 8:55 p.m., on a motion by Councilmember Bartos, seconded by Councilmember Sandeford, Council voted unanimously to enter executive session to discuss personnel matters. At 9:25 p.m., on a motion by Councilmember Kuknreuther, seconded by Councilmember McDonald, Council returned to general session from executive session. Mayor Bunch advised the purpose of the executive session was to discuss personnel matters and to receive legal advice from the City Attorney.

Then on a motion by Councilmember Murph, seconded by Councilmember McDonald, Council adjourned the meeting at 9:26 p.m.

Respectfully submitted,

Nellie S. McDuffie
Clerk of Council

APPROVED: Carmen R. Bunch
Carmen R. Bunch
Mayor

appendix 1
4-9-86

WAYS & MEANS STANDING COMMITTEE

SPECIAL MEETING

April 7, 1986

In attendance: Chairman B. Smiley, R. Kunreuther, L. McDonald, S. Sandeford, Mayor C. Bunch, and Administrator M. Williams.

The Committee went into Executive Session to discuss salaries and personnel.

Action taken out of Executive Session:

1. Approval of the purchase of 20 containers for the front beach area on Ocean Boulevard. The expenditure will be made from Accommodation Tax Funds.

2. Funds to purchase three (3) police vehicles with equipment and one (1) City Government "pool" car were approved to be ordered under State contract. This requisition must be placed now in order to purchase under the State contract, but funds will not be expended until July.

3. Proposed budget materials will be distributed to Council at the regular meeting. It is proposed that First Reading would be held at a Special Council meeting the following week.

Respectfully submitted,

Elizabeth R. Smiley

Elizabeth R. Smiley

appendix 2
4-9-86

POLICE COMMITTEE

The Police Committee met at 7:30 p.m. on March 26, 1986, at City Hall. Present were all members and Lt. Jernigan. Among the matters discussed were the following:

- The Department's monthly report was reviewed. The committee found the format acceptable with the single exception that theft of over $1,500.00 be separated into another catagory. The increase in K-9 citations was noted. As were increases in several other catagories.

- The department schedule for April was reviewed. The committee unanimously recommended that the Chief avoid the frequency of shift changes for obvious reasons. The structural necessity of overtime for patrolmen was also noted.

- A disciplinary matter was explained and the department and Mayor were complimented for the manner in which it was handled.

- Plans for Charleston County Police assistance on weekends during the season were discussed and the department was advised by the committee to coordinate this possibilty with the County Department to ensure proper coordination.

- The department was requested to attempt to reschedule Breathalyzer training presently slated for this Fall. If 2-3 of the officers so scheduled could be certified before summer, the department would be greatly advantaged. Lt. Jerningan said he is monitoring scheduled recertification requirments.

- The department will also investigate the possibility of having one member certified to train others in radar operations. Such training may soon become a State requirement.

- Mr. Murph was advised of the need for additional "first responder" training within the Fire Department. He said the department was looking into this and he would keep the committee appraised of progress.

- Lt. Jernigan was advised that a listing of licensed businesses would be provided to the dispatchers office for weekend and night use by the Police Department. This list is intended for Police Dept. use only.

- The department was requested by the committee to investigate the possibility of establishing SC Highway Patrol road blocks at appropriate times and locations to deter improper vehicle operations in the City.

- The committee recommended that the Mayor have "no picnicking" warnings be taken off signs near the beach. The department finds this condition to unenforceable and the committee velieves it is inapropriate.

- The department requested that the City investigate the feasibility of an ordinance prohibiting motorized water traffic in commonly used swimming areas. Lt. Jernigan advised the committee that he would secure a copy of such an ordinance currently in use in a nearby municipality.

- The committee recommended that the City Administrator dispose of the inflatable boat now in storage and unused. It was further recommended that the Mayor place City lifeguards under the supervision of the Fire Dept. and that lifeguards be trained in boat rescue by Fire Dept. personnel before being allowed to use such rescue equipment.

- Member Murph moved the meeting be adjourned and there was no objection.

Robbie Kunreuther

Appendix 4
4-9-86

ENGROSSED BILLS MEETING

Engrossed Bills meeting met on Wednesday, April 2,1986.
Present - Pamela Tisdale and Leo McDonald.

Ordinance #1986-3 was discussed and Committee recommended that Ordinance be referred to Council for approval and ratification

Leo McDonald
Chairman

appendix 5
4-9-86

RECREATION COMMITTEE

April 3, 1986 7:30

Present - Committee Members Bartos and Smiley
Also present: Recreation Director Leopold, City Administrator Williams and Mayor Bunch

1. Capitol improvement projects are proceeding. Repairs to the interior of the recreation building have begun and the building will be closed for recreational activity through April 8. There has been a slight delay in the replacement of the baseball field fence and backstop and the storage shed, but the projects should be completed by mid April.

2. Activity leaders have been informed by the Mayor that their share of costs paid back to the City will rise from 10% to 25% of their revenues beginning with the new fiscal year.

3. The Easter Egg hunt attracted about 75 children and was considered a big success.

4. Mr. Williams will explore viable options for obtaining a copy machine for the recreation department. The implications for the budget were considered.

5. The budget for the coming year was discussed. Of particular significance, the committee agreed that this coming October the softball field will be resoiled and seeded. Illumination of the soccer field will not be pursued this year.

6. An executive session was called at the request of the Mayor in order to discuss personnel and salary matters.

7. The next meeting of the recreation committee will be Thursday May 1, 7:30 p.m. , at the recreation building.

8. The meeting was adjourned at 9:30 p.m.

Respectfully Submitted

Michael R. Bartos
Chairman

MINUTES OF SPECIAL MEETING OF THE

ISLE OF PALMS CITY COUNCIL

DATE: April 30, 1986, 8:00 P.M. at City Hall

PRESENT: Michael R. Bartos
P. William Calhoun
Robert Kunreuther
Leo B. McDonald
Thomas Murph
Elizabeth Smiley
Pam Tisdale
W. H. Sandeford
Mark Williams
Mayor Carmen Bunch
Nell McDuffie

ABSENT: None

The meeting was called to order by Mayor Carmen Bunch at 8:00 p.m. All council members were eventually present.

The first item of business was:

Introduction of Ordinance 1986-4; Ordinance to Amend the City's Fiscal Year 1985-86 operating budget by $97,600.00. Following the reading of the ordinance Council Member Smiley commented that she had talked with David Jackson, the City's Auditor, who advised that amending the budget is a good idea because it makes the auditing process easier. Member Smiley added that the auditor recommended that amendment of the budget be accomplished by an ordinance passed by City Council. Administrator Williams then advised the Council of the purpose for amending certain line items in the budget and noted that the amendments reflect the acquisition of capital expense such as a new sanitation truck, police cars, computer equipment, etc. On a motion by Council Member Murph, seconded by Council Member McDonald, Council voted to approve the first reading of the Ordinance.

The second item of business was:

Introduction of Ordinance 1986-5, an Ordinance to adopt the Fiscal Year 1986-87 operating budget of the City of Isle of Palms. On a motion by Council Member Smiley, seconded by Council Member McDonald, Council approved the first reading of the ordinance.

The third item of business was:

Plat approval 1986-4, Lot 10-A, Block 13, Section A, acreage final. Realtor Frank Clarkin and Carol Cass explained that when the existing house was built on this lot 13 years ago, it was built over the property line onto property that has been determined to be an abandoned right-of-way. Now that the property is in the process of being sold, in order to obtain title insurance the purchaser is required to submit a new plat for approval showing the encroachment on this abandoned right-of-way. Ms. Cass provided evidence that showed that the South Carolina Department of Highways and Public Transportation and the Beach Company have executed quit claim deeds on this abandoned right-of-way. That property can now be claimed by the purchaser of the house. At this point Mayor Bunch added that both the seller and the purchaser were elderly and that all of the problems associated with the sale of this property have obviously created an emotional strain on both of them. A motion by Council Member Murph, seconded by Council Member Smiley, Council approved the plat as submitted. At 8:16 P.M. Council Member Murph introduced a Motion to adjourn, seconded by Council Member McDonald. Council Member Murph withdrew his Motion to Adjourn and introduced a Motion to suspend the Councils' rule of procedure and allow discussion of an item not listed on the meeting's agenda. Motion was seconded by Council Members Smiley and carried.

Tom Murph informed the Council that he had been approached by Noel Thorn of Wild Dunes concerning the City's possible use of an unused guard shack at the entrance to Wild Dunes, Murph said that he had been told that the guard shack would be demolished unless the City was interested in moving it and making some use of it. Murph suggested that, if the City decides to move the building, that possible uses could include a Police Station, concession stand or first aid station. He added that it was estimated to cost three to four thousand dollars to move the building and that the Council should decide to accept Wild Dune's offer as soon as possible. Council Member Kunreuther voiced his concerns regarding the requirements that might affect placement of this building. Council Member Bartos acknowledged that the structure is attractive in appearance but that he was opposed to having to make an immediate decision whether or not to accept the building. Council Member Kunreuther said that this situation reminded him of a previous donation of the Dockside Restaurant building neither of which the City necessarily needs but would possibly find a use for. Council Member Murph said that it was his opinion that there would not be time for the various Council Committees to decide what to do with the building, but that he was adamantly opposed to placing the structure at the Recreation Center. Council Member Smiley concurred but added that perhaps the structure could be relocated at Wild Dunes for use as a restroom for the construction workers. Member Murph asked all the Council members to give the matter some thought. Council Member Kunreuther asked that the Building Inspector look at the property and be prepared to advise Council on zoning the building for flood regulations concerning its use.

Then, at 8:29 P.M. on a Motion by Council Member Murph, seconded by Council Member Smiley Council voted to adjourn.

Respectfully Submitted

Approved

/mtt

MEETING:	Regular City Council
PLACE:	City Hall
DATE/TIME:	May 14, 1986 / 7:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Smiley, Sandeford, Tisdale, Clerk-Treasurer McDuffie, Administrator Williams and City Attorney Donald Williams

The meeting was called to order by Mayor Bunch. The Roll was called and all were present with Bartos arriving late.

A. Reading of the Journal of the Previous Meetings:

1. In the first item of business Council Member Murph motioned to suspend the reading of the minutes of City Council Meeting of April 9, 1986. Council Member Smiley seconded the motion and the minutes were approved as submitted.

2. In the second item of business Council Member Kunreuther motioned that the reading of the minutes of the City Council Meeting of April 30, 1986 be suspended. Council Member McDonald seconded the motion. The minutes were approved as submitted.

B. Citizens Comments:

1. Mr. Frank Clarkin, Isle of Palms Commerce Association, was the first to speak. He expressed his concerns over the garbage being dumped on the Dunes and the Dunes being used as toilets. He suggested that the City use some of the Accommodation Tax Fund to install port-o-lets in the front beach and Breach Inlet areas.

Mr. Clarkin's second item concerned his commission's receipt of a letter from the Post Office endorsing relocation of the Post Office between the Methodist Church and 10th Avenue. Mr. Charles Way of the Beach Company had contacted him and asked that an opinion of the Commission be presented at the City Council regarding the Post Office using a site adjacent to the Island Cleaners and the Isle of Palms Shopping Center for the new Post Office. He stated that it was not zoned properly and that there were a number of other problems with the site. However, the Commission felt that it would be the best location for the Post Office. He stated that the location between the Methodist Church and 10th Avenue would cause a traffic problem. He stated that the Commission voted that City Council be approached with the matter that the Commission had no opposition to the site near the Island Cleaners being rezoned.

In response to Mr. Clarkin's first item, Mayor Bunch stated that the Council was welcome to offer their response, but stated that the City did not own any property on which to install port-o-lets and that in the past, 1979, port-o-lets had been installed and the Health Department restricted their use.

As to the Post Office site item introduced by Mr. Clarkin, Mayor Bunch stated that she had received a copy of the letter from the Post Office and had talked with Charlie Way. She stated that the matter was in the hands of the Planning Committee where they will study the zoning requirements. The residents have been advised and they will let us know what they want through the process of a public hearing.

Council Member Kunreuther stated that he had comments regarding this matter but preferred to save them for discussion under the Miscellaneous Section of the Agenda.

2. Mayor Bunch introduced Carol Cerny, Artist, who presented to Council a painting to be given to the Mayor of Paris, France in appreciation for that country's help in the restoration of the Statue of Liberty. Mayor Bunch also formally accepted Mrs. Cerny's offer to donate a painting for our new building when it is completed.

3. Mr. Tom DeStefano, South Carolina Electric and Gas Company spoke with Council regarding the acquisition of land on which to build an expansion of the power station. He asked for help in obtaining a site as soon as possible because of the problems involved with additional power usage, projected usage and building time requirements.

Mayor Bunch offered to get Mr. DeStefano in touch with the property owner whose property South Carolina Electric and Gas wants for use as a site for their expansion. She stated that every effort would be made to get a site for this purpose.

4. Mr. Keith Williams, representing Mr. Kessery appealed to the Council for permission to do structural and aesthetic repair to Mr. Kessery's garage. The Building Inspector had previously denied permission to install windows because he felt that this would change the building from its original design. Mr. Kessery presented pictures to Council. He stated that a storage and workshop area would be constructed. Mayor Bunch introduced Ed Haselden, the City's Building Inspector and he offered information regarding the history of this variance request and reasons for its prior denial. Information revealed at the meeting indicated an encroachment on the property line, possible repercussions from FEMA and other problems. Council Member Kunreuther injected a point of order directed toward the City attorney and asked whether it be in Council deliberation. He expressed concern regarding the order of business. Mayor Bunch responded to Council Member Kunreuther's statement saying that this citizen's comment is in connection with an appeal based on the request made and consequent denial. She stated that Council had 5 days in which to vote on the matter.

Council Member Smiley voiced her opinion regarding the original intent of the ordinance which is being appealed in this case. She felt that the ordinance is doing its job in maintaining property line distances in relationship to housing.

Council Member Bartos inquired as to what was to be stored in the structure. He asked whether the structure was to be used as a residence. Mr. Williams stated that the structure was not to be used as a residence. Ed Haselden, Building Inspector, stated that there was a structural problem with the entire garage due to termites.

Mayor Bunch therefore requested that the Building Department provide a written report to each member of Council on the process involved since the very first variance was asked, the changes and the current request. She stated that the Council would review the information and hear the appeal at a later special meeting of Council if necessary.

Council Member Kunreuther suggested that Council also review any written additional comments by Mr. Keith Williams. Council Member Smiley added that the neighbors should be contacted because of the fact that a 50% restructuring is planned and the structure is too close to the property line and is affected by the Grandfathering order. Mr. Williams clarified the original issue as only a request for installing windows back into the structure. Mayor Bunch closed the comments by stating to Mr. Keith Williams that she would be in touch with him regarding the time frame for submitting the requested information.

D. Reports from City Officers, Boards, or Commissions:

WAYS AND MEANS

Council Member Smiley stated that there was no formal report, but that the regular meeting was held and a work session was held to finalize the budget.

POLICE AND PUBLIC SAFETY:

Council Member Kunreuther read the report of the last meeting. He presented the new Procedural Manual. He called for removal of a stop sign at 25th and Waterway. Mayor Bunch stated that it should be replaced at the end of 25th. Council Member Murph stated that more stop signs should be added and none removed. He stated that the signs are there to stop speeders and that they should be left alone. Council Member Smiley added that the stop should be a 4-way stop. Mayor Bunch requested City Administrator Williams to contact the Highway Department and have them reevaluate the Island to determine its needs in this area. Mayor Bunch also asked that the study include the bicycle paths.

PUBLIC WORKS:

Council Member Murph read the minutes of the meeting. He stated that the work detail was rescheduled to pick up trash on Mondays due to the weekend beach goers and vacationers being more abundant on weekends therefore more trash. Council Member Kunreuther asked that the beach monitoring markers be removed because they no longer serve a purpose. Council Member Murph stated that he will check into this matter and have the markers removed if advisable.

ENGROSSED BILLS:

Council Member McDonald stated that there were no bills, therefore the meeting was cancelled. Council Member Murph stated that we need an ordinance that requires numbering each house. Mayor Bunch stated that such an ordinance might be needed and suggested reminding citizens to number their homes.

RECREATION:

Council Member Bartos read the minutes of the last meeting. Council Member Smiley reported on the progress of the soccer field rehabilitation and requested that monies be budgeted to cover the cost of this project. There was discussion of the guard house offered by Wild Dunes to the City. Mayor Bunch stated that the Building Inspector had estimated that it would cost more to move the guard house than it would cost to build a similar structure. Council Member Smiley recommended paving the parking area to eliminate sand being tracked into the building and damaging the flooring.

BEACH PATROL AND CONTROL

No meeting.

BOARD OF ADJUSTMENTS

Mr. Williams read the minutes of the last meeting.

BEACH MONITORING COMMITTEE

Dr. Weisman stated that he had posted a sample of the monitoring sheets being used on the bulletin board. He suggested that the City use College of Charleston personnel to gather information. He requested use of some type of beach-going vehicle with which to obtain monitoring figures from the markers.

BUILDING COMMITTEE

Harry O'Neal reported that he had recently met with the City's architect, the Mayor, Administrator, and Ways and Means Chairman concerning the building project. He stated that the committee would again be meeting soon. He also reported that he had attended an environmental meeting on the connector and that the connector would be a five-lane road which would terminate in turn signals. Mayor Bunch stated that she had suggested a clover-leaf. Council Member Bartos asked whether there was a projected date of completion for the connector. Mayor Bunch stated that the date was not fixed but that she had heard it would be five years.

PERSONNEL COMMITTEE:

Council Member Kunreuther reported that they are working on a manual. Mayor Bunch thanked members of this committee for their hard work on this effort.

PLANNING COMMITTEE:

Council Member Sandeford passed out some figures on population of the Island. He stated that he had done a study of the building permits issued on the Island and that he was concerned of the rapid growth in population. Mayor Bunch stated that Council would address those concerns after plat approvals.

PLAT APPROVALS:

1. 1986-5: Council Member Smiley made a motion that Council approve Tract G, Block A. Council Member Bartos seconded the motion and the plat was approved.

2. 1986-6: Council Member Murph motioned that Council approve Tract G, Block B. Council Member Tisdale seconded the motion and the plat was approved.

3. 1986-7: Council Member McDonald motioned that Tract G, Block B, Subdivision Plat, be approved by Council. Council Member Murph seconded the motion and the plat was approved.

4. 1986-8: Council Member Murph motioned that Council approve Tract E, Block GH-3, H-2, Parcels 1a, 1b, 2 and 3. Council Member Smiley seconded the motion and the plat was approved.

5. 1986-9: Council Member Murph made a motion to approve Tract D, Block L. Council Member McDonald seconded the motion. The plat was unanimously approved.

6. 1986-10: Council Member Bartos made a motion to approve Tract D, Block M. Council Member Murph seconded the motion. The plat was unanimously approved.

7. 1986-11: Council Member McDonald made the motion to approve Tract F, Block H. Council Member Murph seconded the motion. The plat was unanimously approved.

8. 1986-12: Council Member Murph motioned to approve Tract E, Block GH-3, H-3, Parcels 1a, 1b, 2 & 3. Council Member McDonald seconded the motion. The plat was unanimously approved.

9. 1986-13: Council Member Murph motioned to approved Tract E, Block L. Parcels Q-f, Lots 13-24, Plat Final. Council Member McDonald seconded the motion. The plat was unanimously approved.

10. 1986-14: Council Member McDonald motioned that Council approve Tract 3 & 3a, Situate on 41st Avenue. Council Member Murph seconded the motion. Council Member Kunreuther opposed approving this Tract due to the golf cart traffic in the area. The plat was approved.

11. 1986-15: Council Member McDonald motioned that Council approve Block 35, Situate Palm Boulevard. Council Member Smiley seconded the motion. Council Member Murph abstained. The plat was approved.

At this point, Mayor Bunch called for a "pause that refreshes". She stated that there was a perception that development of the Island is proceeding too rapidly for the adequate provision of services and rational use of resources. Consideration must be given to the impact of increased traffic, water and electric consumption. She stated that time is needed for the Planning Committee to develop guidelines, time for traffic study of the Island by a traffic consultant and a study of the impact that the new hotel built on Wild Dunes will have on residents of the Island. She asked Council to consider the possibility of the City imposing a ninety-day moratorium on the consideration of new plats. Council Member Sandeford motioned that the matter be referred to the City attorney. The motion was seconded by Council Member Bartos. Mayor Bunch called for any discussion. Council Member Smiley stated that this motion had taken her by surprise but suggested that one thing the Council could do was to take steps to get a fixed span for the Ben Sawyer Bridge. She stated that she felt that Council was being derelict in not pushing for this bridge. She called for positive steps from the current government to obtain advice from the pros as to what can be done to have the Ben Sawyer Bridge converted to a fixed span. Mayor Bunch responded to Council Member Smiley's comment by saying that, originally, she had personally introduced the bill to convert the Ben Sawyer Bridge to a fixed span through Dewey Wise, J. C. Long and Mr. George Campsen. The bill stated that if one city is contiguous to another city, one city will not control the ingress and egress of the other city. The bill was not passed. In later years, Mr. Dangerfield introduced a bill which mentioned the intercoastal waterway. The legislature passed it unanimously. Sullivan's Island sued the State and won its suit. The result was that the money originally allocated for converting the bridge was transferred to the connector project. She further stated that, according to Home Rule, cities control their own destiny and just as the connector could not be built unless the Isle of Palms agreed to it, Sullivan's Island must agree to convert the Ben Sawyer Bridge unless the law is changed.

Council Member Smiley added that she believed that the legislation used in the aforementioned lawsuit had a loophole in it and that Council has other legislation that could be brought. Mayor Bunch added that she was providing Council with all available information on schedule improvements of the opening of the Ben Sawyer Bridge. She returned to the original motion regarding the moratorium and asked that Council consider referring the question of a possible moratorium to the City attorney because of the increasing importance of obtaining survey results of population and other relavent statistics.

Council Member Bartos asked for clarification of whether the proposed hotel would be classified as a unit as defined by the PRD. He asked whether there might be some violation of the restrictions of the PRD with this hotel. Mayor Bunch stated that this question is one needing defining and this the reason she is calling for a traffic study.

Council Member Murph disagreed that a ninety-day moratorium would permit anyone to learn anything. He stated that everyone was talking about a hotel but no one has seen anything. He stated that he had heard that there was going to be a water slide. He approved of the way the plats had been presented for this Council meeting. He stated that he was dreaming about the plans at night he had seen them so much.

Council Member Kunreuther then added his comments regarding the moratorium stating that he agreed with Council Member Murph that having a ninety-day moratorium without plans as to how it is going to be used is like having a stop sign. He felt that the Planning Committee should have asked for this moratorium and had plans on how they were to use it. He stated that he felt that a moratorium would not hurt the developers but he worried for the City. He felt an unplanned growth, as Council Member Sandeford had outlined before, would get the City deeper and deeper into trouble and he thought that the City residents would wake up one morning and find that the services that everyone always took for granted could no longer be available. He stated that he planned to do two things. One was to amend the bill to leave the time period as an unspecified time. He asked that the City attorney study the concept of a temporary moratorium and let Council fill in the blank as to the time restriction. He felt 90 days was thoroughly arbitrary at this time. Secondly, that if this bill passes, that the Planning Commission be willing to scurry around and figure out what they will do during the moratorium period. He stated that he was not going to vote for it without knowing how the time would be used.

Mayor Bunch clarified to Council her intentions with the moratorium and stated that the time frame was not to be limited to a firm 90 days. Council Member Smiley interjected that her understanding of the motion was that the question of a moratorium was being introduced to be referred to the City attorney. At this time, Council Member Kunreuther withdrew his proposed amendment regarding the moratorium. Council Member Sandeford reiterated the problems with Island growth and supported the moratorium question being turned over for investigation by the attorney.

Mayor Bunch then related a story of the 1950's when there was a drought on the Island and the water table was low. She stated the Council had approved every plat that has been presented from 1977 to present for the Beach and Racquet Club. She stated that plats that were determined to be in an erosional area were even approved. She called for Council to slow down and have the pause that refreshes and turn the moratorium question over to the City attorney and call for the traffic study which is much needed of the Island.

Council Member Murph, indicating that he did not mean any disrespect, stated that he did not see why a motion was even necessary. He stated that he felt that this was the attorney's job to investigate this type of question. He felt that it was everyday business. Council Member Sandeford agreed with Council Member Murph but stated that everyone has talked about this issue for the past ten years that he has lived on the Island, but that no one has ever taken concrete steps towards actually doing something about it until now. Council Member Smiley clarified the motion by stating that, as she understood it, Council was voting to turn the question of a moratorium over to the City attorney. She asked if her interpretation was correct. Mayor Bunch stated that Council was voting for the attorney to advise us on the consideration of a moratorium based on our agreement with Wild Dunes and the PRD and how things stand today. Several Members stated at once their confusion over whether this moratorium would be considered Island-wide. Mayor Bunch stated that this would include the entire Island and that she had stated Wild Dunes because they are regulated under the PRD and that Council must be sure that it would even be legal to impose a moratorium. Council Member Sandeford clarified his understanding of the issue by stating that this moratorium would apply to any plot approval on the Island. Council Member Murph was concerned as to what impact the moratorium, if approved by the attorney, would have on our new City Hall building. He expressed concern that the City Council look at effects the moratorium would have on John Q. Public and not only on big Beach and Racquet Clubs. He stated he had no objection to the attorney looking at the idea. Mayor Bunch called for a vote on the issue and it was unanimously approved that the attorney would review the legalities associated with a moratorium.

H. Bills Already in Possession of Council:

1. 1986-2: Third Reading of Lot Clearing Ordinance: Council Member Bartos motioned that this Ordinance be approved. Council Member McDonald seconded the motion. The Ordinance was unanimously approved. Council Member Smiley clarified that Council Member Murph voted to approve the Ordinance as there was some question as to his vote. He stated that he was in favor of approving the Ordinance and had voted accordingly. Council Member Bartos asked that the rules of order be suspended in order to ratify the Lot Clearing Ordinance. Council Member Murph seconded the motion. The motion to ratify the Lot Clearing Ordinance was unanimously approved. Council Member Bartos stated that he was going to put a potted plant in the back of his abandoned pickup in his backyard and try for the garden club of the month award.

2. 1986-4: Second Reading of Ordinance to Amend FY 1985-86 Budget: Administrator Williams read the 1986-4 Ordinance to Amend FY 1985-86 Budget. Council Member Smiley motioned that Council accept the second reading of this Ordinance and Council Member Kunreuther seconded the motion. Council Member Smiley asked that Line Item 104500085, Capital Outlay for the Recreation Department, be increased by $2,000 and to increase Line Item 103210001 by $2,000 under Revenues. Council Member Bartos seconded the motion. Council Member Smiley then clarified that these revenue increases would allow for the rehabilitation of the soccer field. Administrator Williams added that monies should also be included under the Lifeguard's Department to provide for immediate acquisition of rescue boards. He stated that a minimum of four boards were needed and would cost $350.00 for nine foot boards and $750.00 for eleven foot boards. He gave an explanation on the use and advantages of the boards.

Council Member Kunreuther motioned to amend the previous motion to include the lifeguard boards. Council Member Bartos seconded the motion. Council approved.

Council Member Kunreuther noted that the Second Reading of 1986-4 had not been unanimously approved by Council. Mayor Bunch asked whether Council wished to vote to approve this reading. Council voted to unanimously approve the Second Reading of the Ordinance to Amend FY 1985-86 Budget, 1986-4.

3. 1986-5: Second Reading to Adopt FY 1986-87 Budget. Mayor Bunch thanked the Department Heads, the Committee Members, and especially Ways and Means for working so hard on this budget. She expressed that the decision to increase the salaries of the police and reconstruct their pay compensation schedule was something for Council to be proud of. Administrator Williams then read Ordinance 1986-5.

Council Member Smiley motioned that Council accept the reading as the Second Reading. Council Member Murph seconded the motion. Council Member Bartos clarified a portion of the reading where Administrator Williams had read three dollars per hundred. It was clarified by Administrator Williams that the reading should be three dollars per thousand.

Administrator Williams added that, as part of this ordinance is the incorporation of the Budget document itself. He began to read the document. Council Member Kunreuther called for a point of order and asked whether the budget document could be included as an addendum to the minutes. He stated that this information had been reviewed in work sessions. He motioned that the Budget Document be attached to the minutes. Council Member McDonald seconded the motion. The attorney clarified that this motion was legal and that the document could be attached to the minutes. Additional thanks for help with the budget was extended to Administrator Williams by Council Member Kunreuther. Mayor Bunch called for Council to vote on the motion to attach the Budget Document to the minutes. All members were in favor and the motion was unanimously approved. Council Member Kunreuther questioned whether the Second Reading of the Ordinance had been formally approved by Council. Several Council Members at once stated that the second reading had been approved. However, Mayor Bunch called all members in favor of approving the Second Reading to Adopt FY 1986-87: 1986-5. The Council unanimously approved.

Council Member Smiley called for a point of order and referenced previously read and approved Item 2 of Bills already in possession of Council; 1986-4; the Second Reading of Ordinance to Amend FY 1985-86 Budget. She asked for clarification on the procedure necessary to ratify this item. Mayor Bunch explained the procedure and Council Member Smiley motioned that Council suspend the rules of procedure, not to have a third reading of Item 1986-4 and to ratify the 1985-86 Budget. The motion was seconded by Council Member Sandeford. Council Member Kunreuther questioned whether this item should wait until June for ratification in the event changes needed to be made. Council Member Smiley withdrew her motion.

I. <u>Introduction of New Bills and Resolutions</u>: Mayor Bunch extended her comments regarding the Resolution Concerning Reversible Lane on Pearman Bridge. She stated that she was opposed to rerouting truck and bus traffic through Moncks Corner, South Carolina and also to reversing the lanes unless a thorough traffic study was done to help avoid accidents. She offered that a better idea would be to establish staggered work hours for employees of Trident Chamber and the Defense Activities. Administrator Williams read the Resolution Concerning Reversible Lanes on Pearman Bridge. Council Member Smiley motioned that Council accept the resolution and go forward with it. Council Member Murph seconded the motion. Mayor Bunch called for discussion. Council Member McDonald asked whether the rerouting of the truck and bus traffic was to be a permanent change or only from 4:00 p.m. to 6:00 p.m. Mayor Bunch stated that as she understood it the plan would reroute trucks and buses only from 4:00 p.m. to 6:00 p.m., but that the truck drivers would have the option to wait until those hours were over on the side of the road and then all continue at once across the bridge or they could opt to go through Moncks Corner. Council Member Tisdale made the point that with half the State ports on one side of the river and the other half on the other side of the river, Council could resolve all they wanted, but she felt that there was no way that this plan would be accomplished. Council Member Bartos agreed with Council Member Tisdale's comment by saying that he thought that rerouting the trucks would cause a real undue hardship on the truck drivers who serve our ports and that the impact to the ports would have an adverse effect on us. He stated that he personally would like to have the three lanes during rush hour but that for the community as a whole he felt that it would not be a responsible thing to do to reverse these lanes and that he had his doubts as to the wisdom of the idea.

Council Member Kunreuther stated that his concerns were for himself and the residents of the Isle of Palms and that Charleston and Mt. Pleasant would have to deal with the ports authroities as far as he was concerned and stated that he approves of the resolution. Council Member Smiley stated that when the Wando Terminal was originally built that the trucks were not supposed to travel on the bridge. She further stated that she felt the majority of accidents on the bridge were caused by drugs and alcohol. She stated that she strongly supports approving the resolution. Mayor Bunch reiterated that a study should be made before actually reversing the lanes. She asked for all in favor of passing the resolution. Council approved the resolution with no opposing votes. However, Mayor Bunch added for the record that she was not opposing the resolution but that she did not like the part about rerouting trucks and buses through Moncks Corner.

J. <u>Miscellaneous Business Not Inlcuded in Any of the Previous Orders</u>: Administrator Williams introduced Mr. Allan Ball, representing Alano's Pizza. He briefed Council on sign ordinance regulations already passed by Council. As Mr. Ball's permit request to have a neon sign was denied, Mr. Ball appeared before Council to appeal the decision. After Administrator Williams read Section C, Subsection 3, of the Sign Ordinance, Mr. Ball appealed to Council to approve the neon sign design for Alano's Pizza. After submitting photographs, drawings, demonstrating the effects of neon lighting, and Council discussion of the original intent of the sign ordinance, Council Member McDonald made a motion that Council approve the sign. Council Member Bartos seconded the motion. Mayor Bunch called for discussion. No discussion was necessary. Council was unanimously opposed to approving the sign.

Council Member Smiley made a motion to have the City attorney advise Council of what steps could be taken as a Council and as a community to get the Ben Sawyer Bridge replaced with a fixed span bridge. Council Member McDonald seconded the motion. Council unanimously approved.

There being no further business, Council Member Murph motioned for adjournment. Several Members seconded the motion and all were in favor. The meeting adjourned at 9:50 p.m.

Respectfully Submitted:

Nellie S. McDuffie

Nellie S. McDuffie

Approved: 6-11-86

Carmen R. Bunch

Carmen R. Bunch, Mayor

/mtt

5-14-86

SPECIAL WAYS & MEANS MEETING

APRIL 23, 1986

Present: Chairman Betsy Smiley, Committee members Robbie Kunreuther and Leo McDonald, Mayor Carmen Bunch, and Administrator Mark Williams.

Mr. Andy Parrish was present to present an explanation for a line item request in the Public Works budget.

Three (3) sealed bids were opened for the towing contract for the Isle of Palms. The bid presented by American Towing Company was accepted.

Work proceeded on the budget, which the Committee recommended be presented to City Council at the next regular Ways and Means meeting to be held at City Hall on April 28. A work session of full Council will be held at that time.

Respectfully submitted,

Elizabeth R. Smiley

Elizabeth R. Smiley
Chairman

5-14-86

SPECIAL WAYS & MEANS MEETING

APRIL 21, 1986

Present: Chairman Betsy Smiley, Councilmembers Kunreuther and L. McDonald, Mayor Carman Bunch, and Administrator Mark Williams.

The purpose of the special meeting was to work on the 1986/1987 budget proposal.

In order to complete the initial work on the budget, another special meeting was called for Wednesday, April 23, 1986, at 6:00 p.m., and posted.

Respectfully submitted,

Elizabeth R. Smiley

Elizabeth R. Smiley
Chairman

5-14-86

POLICE COMMITTEE MEETING MINUTES

Date: April 30, 1986

Time: 7:00 p.m.

Members Present: Chief Fred Thompson
Council Members Bartos,
Kunreuther and Murph

The Department's monthly report was reviewed without significant comment. Chief Thompson submitted the Department's new procedural manual. Council Member Kunreuther requested that copies be made available to all Officers as well as Committee Members, the Mayor and Administrator.

It was decided that the appropriation for a motorized rescue craft for lifeguards be dropped in favor of rescue boards. This was approved unanimously. The Committee further agreed to adopt the Chief's request that the two oldest vehicles, due for replacement, remain in service until they are no longer usable. The remaining aspects of the budget were reviewed and it was decided to add $6,000 for a used truck to be equipped for canine patrol as our present vehicle is expiring.

Council Member Kunreuther informed the Committee that lifeguards will work under the Police Department per the Mayor's decision.

The Committee was afforded a demonstration by a Charleston Police Department officer and canine. Afterward, a discussion ensued resulting in a two to one vote in favor of employing the use of a canine on the Island. Council Members Bartos and Murph voted in favor while Council Member Kunreuther was opposed.

The Chief received concurrence from the Committee for approximately $500.00 expenditure to a private shooting range in the Charleston area. This will afford all officers of the Department opportunities for practice and recertifications. Officers will continue to patrol and check the Isle of Palms Post Office in exchange for a box at no cost to the City.

The Committee approved Councilman Murph's request that people sentenced to litter pickup be allowed an opportunity to work on Mondays when the front Beach is often at its worst.

The Committee adjourned to join the rest of Council in a Special Meeting.

Robbie Kunreuther /mss
Robbie Kunreuther

RK/mtt

5-14-86

ENGROSSED BILLS COMMITTEE

The Engrossed Bills Committee met at 5:30 p.m. on June 9th, 1986. Attending were Councilmember Pam Tisdale and Leo McDonald. Councilmember Bill Calhoun was contacted at a later hour and concurred with committee's recomendation.

Ordiance 1986-4, pertains to amemdment of the budget, reflecting revenues, and additional expenditures for specific capital outlays. Commettee recommends this bill be approved by council.

Ordinance 1986-6 to amend section 5-2-5(24)
A clarification to the wording "substantial improvements" in the "National Flood Insurance Program". Which is deemed desirable by said flood insurance agency. Committee recomends approval.

Meeting was adjourned.

Leo McDonald
Committee Chairman

5-14-86

PUBLIC WORKS

Public Works met April 30, 1986 with all members present.

Mr. Parrish reported that the part time budget would go over the allocated amount due to some of his full time employees being involved in an auto accident. He also asked that the new budget be increased in the part time catagory.

Mr. Parrish reported that he had placed twenty-five trash receptacles around the island and that Swain realty had donated 25 more.

He asked that the work detail be available to work on Monday afternoons and not jsut on the weekends because of the high amounts of trash on the beach after the weekends.

Mr. Parrish was asked to study several plats and to report back with his suggestions.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Thomas F. Murph, Chairman

5-14-86

MINUTES OF MEETING

ISLE OF PALMS PLANNING COMMISSION

Date: April 30, 1986 at 5:30 p.m. at City Hall

Present: Steve Russell (Chairman), Lonnie Moyer, Ken Palka, Geoffrey Woodard; Mayor Carmen Bunch, Councilman W. H. Sandeford, Foster Clark (Wild Dunes Represent.)

Absent: Ned Oakley

1. Mr. Foster Clark presented the following plats for approval:

a. Tract "E" Block "GH-3." There was a lengthy discussion concerning the property line between Tract "E" Block "H-2" Parcels 1a and 1b. Mr. Clark stated the reason for property line was because of the mortgage bank's insistence. Plat was approved.

b. Tract "G" Block "A". Wild Dunes Harbor Golf Course. Plat was approved.

c. Tract "G" Block "B". Mr. Woodard questioned no access to golf course. Lots 4001, 4003, 4005 were changed to 3911, 4001, 4003. Mr. S. Russell questioned the setback criteria. Mr. Clark stated that Isle of Palms Building Inspector will have final say concerning setback not Wild Dunes PRD. The easement will be removed from Lot 2901 and a new property line will be deleted from lot 2809 allowing access to golf course. Plat approved subject to number change, and permanent access to golf course.

d. Acreage Tract "G" Block "B". Plat approved subject to dividing parcel 1 for access to golf course.

e. Tract "D" Block "J" Lots 1-26, Sea Marsh Patio Homes. Mr. S. Russell questioned the 40' court radius as well as the legality of deeding marsh. Mr. Clark stated Wild Dunes' ownes this property and can deed. Conditional plat approved subject to Board of Fire Masters and Public Works approval.

f. Tract "D" Block "L" Lots 1-14. Conditional plat approved subject to Board of Fire Masters and Public Works approval.

g. Tract "D" Block "M" Lots 1-5. Conditional plat approval subject to Board of Fire Masters and Public Works approval.

h. Tract "F" Block "H" Lots 1-28. Conditional plat approval subject to Board of Fire Masters and Public Works approval.

i. Linkside Villas. Plat approved subject to statement of High Water Line and title change stating final plat.

j. Tracts 3 & 3a. The Board did not have prior knowledge of plat. Plat approved.

2. Block 35 plat was reviewed even though a representative was not present at the meeting. Plat approved.

3. Chairman Steve Russell emphasized that Board of Fire Masters and Public Works should review and approve the plats before submittal to the Planning Commission. He also stated that a plat representative should attend the planning meeting to answer any questions.

4. Mr. Foster Clark agreed not to submit any more plats for approval at the meeting. Plats will be submitted with sufficient time for the board members to review prior to the planning meeting.

5. Meeting adjourned at 7:15 p.m. The next meeting is scheduled for 5:30 p.m. on 28 May 1986.

approved
5-14-86

Minutes of the Board of Adjustment Meeting

The meeting was held on April 24, 1986, at 6:30 p.m. at City Hall. Present at the meeting were Robert W. Hess, Lynette L. Gardner, Mary B. Eller, Ed Fellabom, David E. Matthews as were Building Inspector Ed Haselden, City Administrator Mark M. Williams, Mr. Tom Kessery, Mr. Frank Brumley, and Mr. Elton Carrier representing First Union Bank.

Case of Mr. Thomas Kessery - 5 Palm Court, Isle of Palms: Mr. Kessery wants to "refurbish" his garage to a storage, garage and workshop. Mr. Kessery is requesting a variance be granted for the "refurbishment" at the existing set back. Vote - unanimously opposed.

Case of First Union National Bank - 1401 Palm Blvd., Isle of Palms: The FEMA flood control map now places the zone A height to 12'. Vote - unanimous vote approved.

Mr. Frank Brumley - 2002 Palm Blvd., Isle of Palms: is asking for a variance to extend 5' extension toward the dune line on the unowned property within the primary dune line. Mr. Brumley stated that he would drop the 5' excroachment if necessary to have a variance to extend a deck to the property line. David Matthews moved that the Board vote on two proposals:

a) Existing 5' deck - vote unanimously no.
b) Building to existing property line - four votes granting, Mary Eller opposed.

Respectfully submitted,

Robert W. Hess

5-14-86

MINUTES OF RECREATION DEPARTMENT COMMITTEE MEETING

May 7, 1986

Members Present: Council Members Bartos, Calhoun, Smiley
Recreation Director Catherine Leopold
Playground Commission Member Wray Mattice

1. The meeting was called to order at 7:30 P.M.

2. Capital improvements are progressing slowly.
   The backstop is in.
   The outfield fence was installed with a several inch space off the ground. It has to be lowered to ground level.

3. Estimates are to be made on the repair and reseeding of the soccer field so that such an estimate can be incorporated into a budget amendment for the current fiscal year.

4. The Recreation Department will remain open for Memorial Day.

5. Council changes in the budget were reviewed.

6. An executive session was held to discuss personnel matters.

7. The meeting was adjourned.

Respectfully submitted,

Michael R. Bartos, M.D.

5-14-86

BUILDING COMMITTEE REPORT
MAY, 1986

A MEETING OF THE BUILDING COMMITTEE WAS HELD AT THE OFFICE OF CUMMINGS & MCCREADY ON MAY 12, 1986 AT 11:30 AM. PRESENT WERE DAN BEAMAN AND BILL VUKOVICH REPRESENTING CUMMINGS & MCCREADY AND MAYOR BUNCH, BETSY SMILEY, DON CAMERON, JACK JOHNSTON, MARK WILLIAMS, AND HARRY O'NEAL.

GENERAL DISCUSSION WAS HELD ON THE GENERAL BUILDING DESIGN , SUCH AS WHETHER OR NOT A TWO STORY STRUCTURE WOULD GIVE MORE ROOM AND PROVIDE FOR LATER EXPANSION (IF NEEDED) AND THE NEED FOR SPACE OF THE VARIOUS ADMINSTRATIVE UNITS.

THE LOCATION OF THE BUILDING WAS REVIEWED AND THE ARCHITECT RAISED SEVERAL AREAS OF CONCERN AND IMPACT AS TO CHANGES DISCUSSED.

THE ARCHITECT IS TO REVIEW OPTIONS AS TO ARRANGEMENT AND LOCATION, THE BUILDING COMMITTEE IS TO DETERMINE CHANGES THEY DESIRE, AND ANOTHER MEETIG ARRANGED AS SOON AS POSSIBLE TO PROCEED WITH DEVELOPING FIRM REQUIREMENTS AND LOCATION.

RESPECTFULLY SUBMITTED,

HSO

HARRY S. O'NEAL, CHAIRMAN
MAY 12, 1986

5-14-86

Ordinance: 1986-4
Introduced:

AN ORDINANCE

An ordinance to amend the FY 1985-86 operating budget of the City of Isle of Palms, South Carolina.

WHEREAS, during the course of the current budget year, City Council has authorized unbudgeted expenditures and,

WHEREAS, actual revenue receipts have exceeded anticipated receipts

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council members of the City of Isle of Palms, South Carolina, in City Council assembled that the following budget accounts be amended as shown:

SECTION 1.

Revenues:	103100001	real and personal property taxes amended from $603,000 to $660,000	57,000
	103210001	business license fees amended from $140,000 to $186,000	45,600
			$102,600
Expenditures:			
Mayor and Council	104090088	Mayor's special fund - reduce balance by $6,000 and transfer to account #104090089	
	104090089	$6,000 expenditure was for partial payment on the history of the Island	6,000
General Gov't.	104100085	capital outlay - increase account from $15,000 to $33,600 - increase to reflect purchase of computer equipment, office furniture, etc.	18,600
Police	104210085	capital outlay - account to increase from $35,000 to $47,000 for police and police motorcycle	12,000
Public Works	104300085	capital outlay - account to increase from $39,000 to $94,500 - purpose for expenditure is new sanitation truck and trash receptacles	55,500
Building & Eng.	104450085	capital outlay - account to increase from $5,000 to $7,000 - expenditure reflects acquisition of mobile office trailer and office furniture	2,000
Recreation	104500085	capital outlay - account to increase from $10,000 to $25,500 - expenditure for construction of storage building interior renovation and fence project at softball field and rehabilitation of soccer field	15,500
Lifeguards	104750085	capital outlay - changed from $1,000 to $4,000 for Lifeguard Boards	3,000
			$102,600

5-14-86

SECTION 2.

BE IT FURTHER ORDAINED, that City Council hereby authorizes that Accommodation Tax revenues be used to fund the capital outlays as identified in account #104300085 in the Public Works Department.

SECTION 3.

This Ordinance having received the necessary readings shall take effect immediately upon its ratification by the Mayor and Council.

First Reading: April 30, 1986
Second Reading: May 14, 1986
Third Reading: Suspended
Ratification: May 14, 1986

Attest: Nellie S. McDuffie
Nellie S. McDuffie
Clerk/Treasurer

Approved: Carmen R. Bunch
Carmen R. Bunch
Mayor

5-14-86

A RESOLUTION

Findings of Fact:

- Interstate 26 terminates at its intersection with US 17 on the peninsula of Charleston and has direct bearing on all traffic flow within the peninsula city.
- US 17 crosses the Cooper River immediately to the East of this interchange by means of the Silas Pearman Bridge. Said bridge was originally designed to allow for a reversible lane of traffic thereby providing three East bound lanes during evening rush hour traffic.
- In 1980 conditions on the Grace Memorial Bridge necessitated a diversion of truck and bus traffic to the Pearman Bridge which substantially reduced the operating effectiveness of the Pearman Bridge during evening rush hour and adversely impacted the interchange of Interstate 26 and US 17.

WHEREAS, the growth of the East Cooper area has resulted in substantial evening rush hour traffic since 1980, and

WHEREAS, construction of an alternate crossing of the Cooper River is not expected to be completed until 1992, and

WHEREAS, a Northern detour route is available through Moncks Corner for truck and bus traffic on US 17,

NOW THEREFORE, be it resolved by the Mayor and Council Members of the Isle of Palms, South Carolina in City Council assembled, that the South Carolina Department of Highways and Public Transportation, after sufficient study and steps taken to preclude catastrophic accidents, is hereby strongly encouraged to reactivate the reversible lane on the Silas Pearman Bridge between the hours of 4:30 P.M. to 6:00 P.M. to provide for three East bound lanes of traffic during evening rush hours. The South Carolina Department of Highways and Public Transportation is further encouraged to reroute truck and bus traffic on US 17 to SC Highway 402 and US Highway 52 until the completion of I-526.

Carmen R. Bunch

Mayor

5-14-86

ORDINANCE

BILL NO: 1986-2
Introduced: March 12, 1986
Second Reading:
Third Reading:

STATE OF SOUTH CAROLINA COUNTY OF CHARLESTON	) A BILL AUTHORIZING THE MAYOR AND) CITY COUNCIL TO REQUIRE PROPERTY) OWNERS TO KEEP THEIR LOTS CLEAN AND FREE OF RUBBISH, DEBRIS AND OTHER UNHEALTHY AND UNSIGHTLY MATERIALS AND TO PROVIDE A METHOD OF NOTIFICATION TO OWNERS OF CONDITIONS NECESSITATING CORRECTION AND TO FURTHER PROVIDE THE TERMS AND CONDITIONS UNDER WHICH THE CITY MAY ENTER THE PROPERTY TO CORRECT THE CONDITIONS AND THEREAFTER PLACE A LIEN ON THE REAL ESTATE TO ALLEVIATE THE COST.

SECTION 1: DEFINITIONS:

BULK consists of bulky wastes, including appliances, furniture, mattresses, auto parts and tires.

GARBAGE consists of all perishable refuse, household rubbish, including but not limited to paper boxes, rags, plastic and cloth, glass, bottles, cans and any similar waste and small dead animals.

LITTER any quantity of solid waste which is not properly disposed of.

PRIVATE PROPERTY includes, but is not limited to, the following exterior locations owned by private individuals, firms, corporations, partnerships, institutions or organizations: yards, grounds, driveways, entranceways, passageways, parking areas, working areas, storage areas, vacant lots, recreation facilities.

CONTAINER a watertight recepticle made of metal, heavy duty plastic or material of similar strength with a tight-fitting cover for storage and disposal of solid waste.

SOLID WASTE consists of all refuse including bulk, debris, garbage, rubbish and trash.

TRASH consists of all ashes, yard rubbish, such as leaves, grass, bushes, vines, large pieces of metal, bricks, stones and dirt, trees and branches, and stumps.

UNSIGHTLY GROWTH on property is an unsightly, unhealthy, unsanitary growth of grass, bushes, shrubs, trees, weeds, vines, leaves, etc.

Duty of owners, etc., to keep property clean.

(a) It shall be the duty of the owner, agent, occupant or lessee to keep exterior private and public property free of litter and unsightly growth. This requirement applies not only to removal of loose litter, but to materials that already are, or become, trapped at such locations as fences and wall bases, grassy and plated areas, borders, embankments and other lodging points.

(b) Owners, agents, occupants or lessees whose properties face on a city right-of-way shall be responsible for keeping up to, and including, the curb, gutter or street line free of litter and unsightly growth.

(c) It shall be unlawful to sweep or push litter from buildings, property, sidewalks and strips into streets, sidewalks and the storm drainage system. Sidewalk and strip sweepings must be picked up and put into household or commercial material containers.

(d) It shall be the duty of every non-resident owner of a vacant lot or other vacant property to appoint a resident agent who shall have responsibility for keeping that lot or other property free of litter and unsightly growth.

(e) If an owner, agent, occupant or lessee fails to remove litter or unsightly growth from any private and public property, the city sanitation division shall be authorized to serve written notice to the owner or appointed agent to correct such violation within five (5) days. Failure to comply shall constitute grounds for prosecution.

(f) It shall be unlawful for the owner of any property in the city to disobey or fail to comply with any provisions of this chapter.

Section 3: Notices, citations, penalties, liens.

(a) The mayor is hereby empowered to issue administrative regulations empowering specified employees of the city to issue notices or citations to any person if there is probable cause to believe he has violated this chapter. Notices and citations so issued shall be personally delivered to the alleged violator, or sent by certified mail and posted in a conspicuous place on the lot or property if the owner cannot be found where the property involved is a vacant lot or a property which is uninhabited at the time of the violation. The notices shall direct the alleged violator to take such correction action as may be necessary and to appear at the municipal court at a specified day and time, not less than ten (10) days from the date of the notice or citation. The judge of the municipal court is empowered to set bonds for violations of the provisions of this chapter, which bonds may be forfeited by the violator in lieu of an appearance in court, provided that nothing herein shall preclude the city's taking appropriate action if the violation charged hereunder is not timely corrected or is repeated.

(b) All notice and citation forms are to be serially numbered in triplicate and the records with respect to the said forms and the disposition of the same shall be maintained by the city sanitation division.

(c) The citation shall contain:

(1) The identification of the violator and the violation committted;

(2) The procedure to follow if violator elects to appear in court;

(3) The bond set by the municipal court for each violation and the procedure for posting and forfeiting the bond;

(4) A description of the action necessary to correct the violation and a direction to take such action before a specified date; and

(5) A warning of the city's powers under (d) of this section.

(d) If the required bond is not posted, or action taken to correct a violation of section 2 or court appearance made, according to the terms of the citaiton, then the city shall have the right immediately to issue an arrest warrant and/or to enter onto the premises and take the necessary corrective action, charging the costs thereof as a lien against the property.

(e) In the event that criminal sanctions are invoked hereunder, violation of any section of this chapter shall be punishable by a fine not exceeding two hundred dollars ($200.00) or imprisonment not to exceed thirty (30) days

(f) In the event that the city, by its agents or employees, enters onto the property to take corrective action, the amount of the cost of correcting the conditions on said property, or of the removal of any litter, or other unhealthy or unsightly material or of any other actions reasonably taken by the City of Isle of Palms to abate the same or to remove the threat to the public's health and safety, shall be a lien against the real property upon which such cost was incurred. All costs incurred by the city in preparing, recording, collecting and defending such lien shall be included therein including, but not limited to, reasonable attorney's fees, costs and disbursements.

(g) Nothing herein shall prevent the city from taking such other action as may be necessary and lawful to protect the public health, safety, or welfare when emergency conditions obtain, and nothing herein shall be construed to prevent the establishment of administrative procedures concerning the issuance of courtesy notices in an effort to encourage voluntary compliance with the terms and provisions of this chapter.

Section 4: This ordinance shall become effective on the approval of council.

BE IT RATIFIED IN open council this 14th day of May, 1986.

Carmen R. Burch
Mayor

ATTEST:

Nellie L. McDuffie
Clerk

First Reading: March 12, 1986

Second Reading: April 9, 1986

Third Reading: May 14, 1986

Ratification: May 14, 1986

MEETING:	Regular City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME	June 11, 1986, 7:00 P.M.
PRESENT:	Mayor Carmen Bunch; Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Sandeford, Smiley, Tisdale; Clerk-Treasurer McDuffie, Administrator Williams and City Attorney Donald Williams.

Meeting was called to order by Mayor Bunch. The invocation was offered by Mary Ann Oakley. Roll call showed all present.

Members of the Police Department--Sgt. Greg Fry, Officer Pat Mullens and Officer Pam Ross--were formally introduced by the Mayor and returned to duty.

A. READING OF THE JOURNAL OF THE PREVIOUS MEETING.

Minutes of the May 14, 1986 City Council meeting were submitted. Reading of these minutes was suspended upon motion by Councilmember Kunreuther, second by Councilmember Smiley; motion approved. The minutes were approved as recorded.

B. CITIZEN'S COMMENTS.

Resident Susan Deboi-Aiello, who had previously requested permission to address the Council re problems caused by the new well installation, was late in appearing. Council agreed to hear her comments later in the meeting.

C. REPORTS FROM STANDING COMMITTEES.

1. WAYS AND MEANS: (Minutes attached as Appendix I, Atts. A and B.) Following the report of Chairman Smiley, Councilmember Bartos questioned the denial of a permit to the Beta Sigma Phi sorority to sell sno-cones for one day. The Committee had agreed it would be an undesirable precedent, as well as being unfair to licensed businesses.

2. POLICE AND PUBLIC SAFETY: (Minutes attached as Appendix II.) Following the report of Chairman Kunreuther, Mayor Bunch stated that the discussion of the Chief's compensation requests was properly and openly conducted, and the City's policy is to disallow overtime pay to department heads.

3. PUBLIC WORKS: Due to a conflict with Mr. Parrish's schedule, the meeting of the Public Works Committee was cancelled, reported Chairman Murph.

4. ENGROSSED BILLS: (Minutes of June 9, 1986 meeting attached hereto as Appendix III.) Committee Chairman McDonald reported this Committee's recommendation for approval of Ordinance 1986-4 pertaining to amendment of the FY 86-7 Budget and approval of Ordinance 1986-6 clarifying the wording, "substantial improvements" in the National Flood Insurance Program.

Councilmember Smiley requested the Engrossed Bills Committee to look into amending the Business License Code re restroom facilities. Chairman McDonald advised that the code presently obligated businesses to provide such facilities.

5. RECREATION: (Minutes of June 5, 1986 meeting attached hereto as Appendix IV.) Chairman Bartos referred to a letter from Dr. John Emmel in protest of the increase in fees for non-employee instructors. The Committee agreed unanimously that the current arrangement (25% payable to the City, 75% to the instructor) is equitable. The City Administrator was delegated to work on specifications for the softball field repair, possibly with the assistance of Mr. Muckenfuss. In the absence of the East Cooper Arts Council sponsorship of a July Fourth program, final decision on opening the Recreation Building that date was tabled for presentation to the Council. Under consideration by the Committee is a proposal to offer a program targeted for teenagers and/or their parents; any such program after 7:00 P.M. until 11:00 P.M. would require trained personnel, either part-time or full-time.

Mrs. Smiley, having been absent on vacation and unable to attend the Recreation meeting June 5, asked if any mention was made of why the concrete pad at the front door of the Recreation Building had not been completed, in view of the fact that bids had previously been processed. She also questioned the lack of planning by the Department for a July Fourth activity, exclusive of any Arts Council sponsorship; and she believed that the established policy to keep the Rec Building open on holidays has been ignored. Councilmember Smiley saw it as a good opportunity for the Recreation staff of five to create their own program. Councilman Bartos agreed that outside organizations should not be depended upon to provide programming, but he had not sensed any enthusiasm for a July Fourth event. Councilmember Kunreuther observed that attendance figures should be made available regularly in each monthly report from the Recreation Department and he decried the lack of effective publicity, advance planning and professionalism which existed in his judgment. Councilmember Kunreuther agreed with Chairman Bartos that time was short at this point to prepare an effective program for the Fourth; Councilmember Murph added his comment that it was too late and that only a major lavish production would attract the public on what was essentially a family day. Mayor Bunch suggested some guidelines might be helpful to the Recreation Director. The distribution of handbills through the school system had proved ineffective for the Spoleto Artreach, resulting in a disappointing turnout of 15 or so spectators for an excellent program. The Mayor reported on her meetings with Sherry Martschinck and others for help in planning wholesome activities for youth, adding her wish that the Y might some day be a welcome addition to this area. Council may consider allocating additional funds for increased publicity.

CITIZENS' COMMENTS (See Item B above.)

Council heard the comments of Mrs. Susan DeBoi-Aiello of 102 Charleston Boulevard, recounting the problems her family was experiencing as a result of the new well installation. Mrs. DeBoi-Aiello questioned the need for placing the well at this location inasmuch as other locations had been available to the

Water Company, and additionally, plans were being formulated for an area-wide effort to improve water distribution. Mayor Bunch ruled that the policy of Council forbade direct and immediate response to complaints from the floor unless Council desired to suspend the rules.

Motion to suspend the rules to allow Council to respond was made by Councilmember Kunreuther and seconded by Councilman Bartos; approved by Council.

Councilman Bartos ascertained that it could take six months to complete the well installation, and also that City Code does limit construction activity hours. Mrs. DeBoi-Aiello stated she had been forced to ask the police to halt the drilling at a sensible hour. Mayor Bunch advised that the contractor has been made aware of the code, adding that the end of the drilling phase should produce some relief from the noise. Councilmember Tisdale expressed her sympathy based on her own experience with four months of well construction in her neighborhood and the contingent nuisance of ground vibration produced by its operation. The resident expressed concern with safety of the rigging placed so close to her home. Apology for the City's decision to allow the well was offered by Councilmember Kunreuther, who rued the fact that he had been unable to attend the meeting at which approval of the well had been voted upon; he believed the City Council may have felt intimidated and acted too hastily without sufficient information. Councilmember Murph disagreed with Councilmember Tisdale relative to the noise factor created by wells, based on his assessment of a similar operation located near his home; he expressed his opinion that the water is needed at that end of the Isle of Palms and the choice of location was best for the well or pump as a water booster. He did consider it unfortunate that Mrs. DeBoi-Aiello's husband worked on a shift basis and did not know what could be done about the situation at this point. Mayor Bunch referred to the DHEC inspectors' report which had influenced her decision in favor of the well. Councilman Sandeford commented that expert advice originally received by the City had not indicated a need for another well but did recommend a new distribution system; he considered the decision of the City to permit the Water Company to make this installation was unfair and would result in increased indebtedness for the present residents of the Isle of Palms. Councilmember Smiley concluded it was a moot question whether or not it should have been done. The resident again questioned the safety of the rigging. Mayor Bunch doubted that a bonded and reputable contractor would erect an unsafe rig, but would explore the possibility of an OSHA inspection. The welfare of the majority had persuaded her to approve construction of the well. The subcontractors will be contacted in an effort to reduce the disturbance to the neighbors.

D. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS.

1. BOARD OF ADJUSTMENT: (Minutes attached as Appendix V-A and -B, meetings of May 22 and May 29, 1986.)

2. PLANNING COMMISSION: (Minutes of May 28, 1986 meeting attached as Appendix VI.) Following Chairman Sandeford's report, Councilmember Smiley recommended that the Planning Commission review the Sign Ordinance for possible revisions.

3. BUILDING COMMITTEE: Harry O'Neal, Mayor Bunch and Administrator Williams have conferred with the aid of drawings of the proposed City Hall and site plans for the Post Office. Traffic patterns were studied. A decision on the exact location of the Post Office is pending. Councilman Kunreuther suggested that copies of the map and site plans be made available to the Council. Mayor Bunch noted that the only map in use was provided in the Environmental Impact statement, copies to be distributed to Councilmembers.

4. BEACH PATROL AND CONTROL BOARD: Meeting was cancelled for lack of attendance.

5. BEAUTIFICATION AND REVITALIZATION COMMITTEE: Meeting postponed.

6. CIVIL DEFENSE: (Minutes of May 15, 1986 meeting attached as Appendix VIII.) Councilmember Murph was elected Chairman. Councilmember McDonald volunteered to serve on this committee.

H. BILLS ALREADY IN POSSESSION OF COUNCIL:

1. 1986-5: Third Reading of an Ordinance to Adopt FY 1986-7 Budget for the City of Isle of Palms.

Councilmembers Bartos and Kunreuther moved and seconded a motion to approve Bill #1986-5 on Third Reading. Motion carried unanimously. Councilmember Smiley moved to suspend the rules requiring ratification at a separate meeting, seconded by Councilmember Bartos; motion carried unanimously. Councilmember Smileymoved for ratification of Bill #1986-5 by the Mayor, seconded by Councilmember Murphy, and carried without opposition. Signatures indicating Council approval were affixed. Councilmember Smiley commented on the unusually early and orderly handling of the Budget approval. Mayor Bunch thanked the Council for their cooperation.

I. INTRODUCTION OF NEW BILLS AND RESOLUTIONS:

1. #1986-6: An Ordinance to Amend Section 5-2-5 (24) of the Isle of Palms Code of Ordinances.

Copies of Bill #1986-6 to be distributed to Council. Councilmember Murph moved to approve First Reading of said bill by title, seconded by Councilmember McDonald; motion carried unanimously.

J. MISCELLANEOUS BUSINESS NOT INCLUDED IN THE PREVIOUS ORDERS:

1. Mayor Bunch asked Councilmember Calhoun to read the July 4th proclamation designating the month of July as "I Am Proud To Be An American" month. The Mayor also recommended that all residents display the American Flag on June 14 - Flag Day, and July 4th.

2. Discussion ensued on the problems stemming from the Ben Sawyer Bridge, particularly the effect on emergency services. The Mayor noted that with the removal of sovereign immunity, communities involved on this side of the bridge risked the liability of litigation. Councilmember Smiley ventured to pursue

repeal of the law which removed sovereign immunity. Mayor Bunch referred to a pending demographic study, the results of which will be communicated to the proper legislative branches with a view toward influencing legislation which could prevent one city from controlling the destiny of another. Councilmember Kunreuther did not favor repeal of the law, as it made sense for all municipalities to have control over their own roads and bridges; he preferred asking for amendment restricted to one bridge only, or an amendment allowing the Legislature to override where health and safety are involved. The City Attorney advised that the first step is to write every Senator and Representative in the State explaining the predicament of the Isle of Palms; by making them more aware of the problem, it might help produce favorable action.

3. Councilmember Smiley moved that Council go into executive session; seconded by Councilmember McDonald and approved unanimously.

Council reconvened in regular session. Mayor Bunch ratified action taken in executive session to the public: to obtain legal advice on contractual matters regarding a pending real estate transaction.

There being no further business, Councilmember McDonald motioned for adjournment; motion seconded and all were in favor. The meeting adjourned at 8:45 P.M.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED:

Carmen R. Bunch

Carmen R. Bunch, Mayor

/mr

Minutes of Civil Defense Meeting

Date: May 15, 1986

Time: 7:00 p.m.

Present: Chief Cochrane
Chief Thompson
Capt. McMahan
Mayor Bunch

Absent: Asst. Chief Murph
Chief Connelley
Connie Bailey

1. The Civil Defense Committee held its organizational meeting and nominated Tom Murph as its Chairman.

2. Chief Cochrane stated that although the Charleston County has an evacuation plan for the Isle of Palms, it was his opinion that the Island should formulate its own Emergency Evacuation Plan. He felt that the Isle of Palms has to depend on other than land line evacuation. Mayor Bunch advised that George Campsen had told her all of his boats would be at the Island's disposal in the event we had to evacuate by water route. His boats would carry 1,000 passengers.

Chief Cochrane asked if the City had a plan to control traffic and people coming back to the Island once danger of emergency is over. Chief Thompson advised that, in the past, officers were posted at Breach Inlet and only residents were allowed to return to the Island and those residents had to provide proof that they lived on the Island.

Chief Cochrane advised of the need to have a place where we could store emergency food and water under lock to be used in an emergency. Chief Cochrane related a story of 36 Emergency Personnel who were on duty during a storm and found no provisions had been made for food and water. The City needs to prepare for an unexpected emergency. Mt. Pleasant keeps a minimum supply of food and water at each fire station for emergency use.

It was discussed that the City needs a plan and written directive by the Mayor as to who will be in charge in her absence to declare an emergency and to organize therefor. We need to obtain some battery lanterns. Chief Thompson presented members with an Emergency Plan he had from FEMA. Mayor Bunch advised that she would try to obtain a copy of this plan from FEMA so that each member could have a copy.

Members were requested to review the Hurricane Preparedness Manual and to incorporate information that would be applicable for Island implementation into the manual.

It was suggested that during announcement of hurricane and when hurricane is determined imminent, that all establishments serving alcoholic drinks be ordered closed.

The meeting adjourned at 8:00 p.m.

app #12
2-19-86

PROCLAMATION

WHEREAS, The Carolina Lowcountry Chapter of the American Red Cross, having been chartered in 1910, has perpetually kept faith with the high principles set down by the founder of the International Red Cross, Henri Dunant, and the American Red Cross Nurse, Clara Barton, and;

WHEREAS, The Carolina Lowcountry Chapter of the American Red Cross has continued to serve citizens of the Low-country regardless of race, creed, color, religion, sex, or age in times of disaster and need, eighty years, and;

WHEREAS, The Carolina Lowcountry Chapter of the American Red Cross now serves more than 500,000 people through Disaster Services, Safety Programs, Service to Military Families, Home Health, Senior Volunteer Programs and the Blood Program.

NOW, THEREFORE, I, Carmen Bunch, Mayor of the Isle of Palms of South Carolina, do hereby proclaim the month of March as:

"R E D C R O S S M O N T H"

on the Isle of Palms and urge the volunteers, staff and supporters of Red Cross to rededicate themselves to the mission established by its' founders, and set a new a-genda for service to the community.

IN WITNESS WHEREOF, I have hereunto set my Hand and caused the Seal of the City of Isle of Palms to be affixed this eight-teenth day of February, 1986.

Carmen L. Bunch

Carmen Bunch, Mayor
Isle of Palms

Meeting:	Regular City Council
Date/Time:	March 12, 1986/7:00 p.m.
Present:	Councilmembers Bartos, Calhoun, McDonald, Murph, Kunreuther, Sandeford, Tisdale; Mayor Bunch; Clerk/Treasurer Nellie McDuffie; City Attorney Sean Kittrell; Administrator Mark Williams. Councilmember Smiley was absent.

The meeting was called to order at 7:00 p.m. and began with the pledge of allegiance and invocation.

A. Minutes of the February 19, 1986, meeting: On a motion by Councilmember Murph, seconded by Councilmember Bartos, Council unanimously approved the minutes as submitted.

B. Citizens Comments: None.

C. Reports from Standing Committees:

1. Ways and Means. In the absence of Committee Chairman Smiley, minutes of the Ways and Means meeting were reported by Councilmember Kunreuther (attached as Appendix 1).

2. Police and Public Safety. Committee Chairman Kunreuther reported on Committee's recent meetings (attached as Appendix 2). Following the report and the recommendation by Councilmember Murph that a jeep and inflatable boat be provided to lifeguards during the beach season, Councilmember Calhoun questioned whether another jeep and boat was necessary, wondering if it might be possible for the lifeguards to utilize a jeep and boat that is now used by the fire rescue squad. Councilmember Kunreuther responded that any decision for authorization to purchase additional equipment would be referred to the Council's Ways and Means Committee.

3. Public Works. Chairman Murph reported on the Committee's recent meeting (attached as Appendix 3). When Councilmember Kunreuther inquired why a letter to inform Island residents of sanitation collection practices and procedures had not been sent, he was informed by Chairman Murph and Administrator Williams that no authorization for the postage to mail out such a letter had ever been given by City Council. Councilmember Kunreuther asked that draft copies of the letter be provided to Council members.

4. Engrossed Bills. Chairman McDonald reported on the Committee's recent meeting (attached as Appendix 4).

5. Recreation. Chairman Bartos reported on the Committee's recent meeting (attached as Appendix 5). Councilmember Kunreuther asked about a previously-referenced report on boxing by the American Medical Association and asked whether any City officials had attempted to acquire the AMA opinion of boxing. Councilmember Bartos indicated that no attempt had been made, although he and others are cognizant of the AMA's stand on boxing.

In reviewing the plans by the City to bid two (2) construction projects at the Recreation Center, Administrator Williams advised City Council that upon opening the bids at 10:00 a.m., Tuesday, March 11, 1986, he had rejected all bids because they were more than twice as much as the amount of money that Council had authorized for the projects. Mr. Williams asked Council if they would like to review the bids and possibly authorize additional funds so that the projects could be completed. After considerable discussion, Councilmember Kunreuther introduced a motion that Council authorize additional funds for the projects and that the construction projects should be awarded to the two lowest bidders. Motion was seconded by Councilmember Murph and carried. Councilmember Kunreuther then added that it was his recommendation that in the future if more than one project is to be bid at the same time, perhaps the City may see some advantage financially in combining the two projects under one contract.

D. Reports from City Officers, Boards, or Commissions:

1. Personnel Committee. Councilmember Kunreuther advised City Council that he and his committee were working very diligently on preparation of a new personnel manual for the City and said that he hoped to have a comprehensive manual ready for use by the City very shortly.

2. Beach Patrol and Control Board. Councilmember Sandeford reported to Council in the absence of the Board Chairman (attached as Appendix 6).

3. Beach Monitoring Committee. Dr. Reid Wiseman reported on the activity of his Committee (attached as Appendix 7). After Dr. Wiseman's presentation, City Council discussed the merits of authorizing City funds in addition to State grant funds awarded for monitoring of the beach. Councilmember Kunreuther said that notwithstanding the State grant, he objected to the City undertaking an ongoing expense of $5,000 or so per year to collect the data under a beach monitoring program, and he questioned the usefulness of such data versus its cause, citing that while the data may be interesting, they are expensive to gather. Councilmember Sandeford suggested because of the $5,000 that had already been invested in the project that City Council continue with it for the time being, but evaluate the monitoring results at a later date. Mayor Bunch agreed that it was in the City's best interest to continue the effort so that the initial investment was not wasted. Dr. Wiseman responded that this information may be important to the City at a future date and noted that there are several communities on coastal South Carolina that wish they had had such information gathered several years ago for use today. Councilmember Murph agreed that it was in the City's best interest to proceed with the beach monitoring, but he said he also objected to a tendency to create a beach monitoring department. Councilmember Bartos said that in his estimation the City had been overly optimistic in the beginning to hope that volunteers would be utilized in recording the data in the beach monitoring program. He also questioned the value of the City collecting these data by noting that the US Army Corps of Engineers and S. C. Coastal Council are also collecting erosion/accretion data. Mayor Bunch then informed Council that further discussion on this matter would be held later as the City begins its budget deliberations.

4. Planning Commission. Mrs. Lonnie Moyer reported on the Commission's meeting (attached as Appendix 8). Councilmember Murph asked if it was the Planning Commissions' desire that plans be submitted directly to the Planning Commission three weeks prior to each Council meeting. Mrs. Moyer said that that had been the Planning Commission's intention. This would afford them adequate time to review such plans and then make recommendations to City Council prior to its deliberation of plat approvals.

5. Board of Adjustments. Chairman Mary Eller reported (attached as Appendix 9).

6. Board of Revitalization and Beautification. Mayor Bunch advised the Council that this Board was not ready to make a formal report on its activities to City Council at this time.

E. Reports from Special or Joint Committees: None.

F. Petitions Received, Referred or Disposed of: None.

G. Plat Approval Applications: None.

H. Bills Already in Possession of Council:

1. 1986-1: Second reading of an ordinance to repeal Ordinance 1985-4 which requires Cabaret permits. On a motion by Councilmember McDonald, seconded by Councilmember Kunreuther, Council approved the second reading of the Ordinance and suspended actual reading of the Ordinance by asking that a copy of same be attached to the minutes (attached as Appendix 10).

I. Introduction of New Bills and Resolutions:

1. 1986-2: An Ordinance providing procedures and enforcement of lot clearing involving trash, litter, overgrown weeds, etc. On a motion by Councilmember McDonald, seconded by Councilmember Kunreuther, Council unanimously approved the first reading of the Ordinance.

2. Mayor Bunch asked Administrator Williams to read a Proclamation declaring March 27, 1986, as National Exchange Club Day. Following the reading of the Proclamation, Mayor Bunch signed the Proclamation thereby making it official.

J. Miscellaneous Business Not Included in any of the Previous Orders:

1. Mayor Bunch advised City Council of her continuing concerns about the location of the right-of-way of the proposed Isle of Palms Connector and whether such right-of-way would interfere with the City's plans to build a new Municipal Complex. The Mayor said that she and Administrator Williams had recently met with Representative Clyde Dangerfield and had supplied him with copies of the City's plat of its property in the hopes that Representative Dangerfield might meet with S. C. Department of Highways

and Public Transportation officials to determine whether or not the highway right-of-way will impact on the City's siting of its Municipal Complex. Mayor Bunch also reported that Representative Dangerfield was working with the City of Isle of Palms and Town of Sullivan's Island in an attempt to initiate a drainage study for both Islands.

2. Contract amendment between the City of Isle of Palms and architectural firm of Cummings and McCrady. On a motion by Councilmember Murph, seconded by Councilmember McDonald, Council voted at 8:10 p.m. to enter executive session for the purpose of discussing the contract amendment between the City and its architect.

At 8:43 p.m., on a motion by Councilmember Murph, seconded by Councilmember McDonald, Council voted to leave executive session and reenter general session. Then on a motion by Councilmember Kunreuther, seconded by Councilmember Murph, City Council unanimously authorized Mayor Bunch to execute a contract amendment between the City of Isle of Palms and Cummings and McCrady. Then at 8:45 p.m., on a motion by Councilmember Murph, seconded by Councilmember McDonald, the meeting was adjourned.

Respectfully submitted,

Nellie S. McDuffie
Clerk of Council

Approved: ______________________

Carmen R. Bunch
Carmen R. Bunch
Mayor

appendix 1
3-12-86

WAYS AND MEANS SPECIAL MEETING

FEBRUARY 19, 1986

Present: Chairman B. Smiley, Committee Members Kunreuther and McDonald, Administrator M. Williams, Mayor Carmen Bunch.

Agenda for special meeting was as follows:

1) New stationery for the City. Discussion was held on the sample and price of a new design for the stationery. No action was taken with the recommendation that the administration make the decision, hopefully without a price increase.

2) Spring Fling. Frank Clarkin made a presentation to the Committee asking approval for a Spring Fling to be held on the Island, sponsored by the Merchants' Association, MUSC, and East Cooper Arts Council, with donations going to MUSC Children's Fund and the East Cooper Arts Council. Ways and Means voted to recommend approval to Council. The Committee also voted unanimously to donate receipts from the parking lot that day to the "Fling." The event will be held at Front Beach in the parking lots on April 19. Details will be coordinated with the different City departments.

Respectfully submitted,

Elizabeth R. Smiley

appendix 2
3-12-86

WAYS AND MEANS STANDING COMMITTEE

FEBRUARY 24, 1986

Present: Chairman B. Smiley, Committee Members Kunreuther and McDonald.

Also present: Councilman B. Calhoun, Harry O'Neal (Building Committee), Ned Oakley (Planning Committee), Administrator M. Williams, and Mayor Bunch.

1. Amendment of contract for City Hall Complex. Administrator Williams reported back after meeting with Attorney and architects. Amended contract has been attached. The Committee voted to remove the limitation of $600,000 and set a new ceiling of $1,000,000.

2. Establish new procedure for Recreation Commission Fund. All revenue which are generated at the Recreation Department are now being placed in the Recreation Commission fund. The Committee voted to have these monies incorporated into the General Funds, since all expenditures are paid from the General Fund. Mayor Bunch pointed out the difference in what is expended versus the revenue. She proposed that a more equitable percentage breakdown be arranged with the instructors now engaged in activities at the Recreation Center. The percentage is now 90%/10%. She has proposed 75%/25%.
   Chairman Smiley pointed out that with the assistance and recommendations of auditor, Mr. Jackson, certain procedures (guidelines) have been set up, but these have not been followed. It was recommended by Mr. Kunreuther that the Administration again set down these rules and insist that they be followed.

3. Designate Capital Reserve Fund for Building Fund. A resolution dated 11 April 1984 to set up a capital reserve fund.
   Resolution attached.

appendix 2
3-12-86

STATE OF SOUTH CAROLINA	)	FIRST AMENDMENT TO STANDARD
	)	FORM OF AGREEMENT BETWEEN
COUNTY OF CHARLESTON	)	OWNER AND ARCHITECT

FOR FIVE DOLLARS ($5.00) and other valuable consideration paid by the parties each to the other, the receipt and sufficiency of which is hereby acknowledged, the Owner, The City of Isle of Palms, South Carolina, and the Architect, Cummings & McCrady, Inc., hereby amend the Standard Form of Agreement Between Owner and Architect entered into between them on November 19, 1984, as follows:

1. Paragraph 14.2.1 of Article 14 is deleted in its entirety, and the following paragraph is substituted in its place:

C.J.P.

> 14.2.1 FOR BASIC SERVICES, as described in Paragraphs 1.1 through 1.5, and any other services included in Article 15 as part of Basic Services, Basic Compensation shall be computed as follows:
>
> Basic compensation shall be based on the total amount of construction costs of the project as set out in the bid which is accepted by the Owner, The City of Isle of Palms, and shall be determined as set out below:
>
> (a) For the first $555,000.00 in construction costs of the project, the Architect will receive a lump sum fee of $45,000.00;
>
> (b) For the next $200,000 in the construction costs of the project, the Architect will receive an additional fee equal to 7.5% of the construction costs in excess of $555,000.00;
>
> (c) For all construction costs of the project in excess of $755,000.00, the Architect will receive an additional fee of 7.0% of the amount of construction costs in excess of $755,000.00.

2. Paragraph 14.2.2 of Article 14 is deleted in its entirety

Appendix 2
3-12-86

and the following paragraph substituted in its place:

> 14.2.2. Where compensation is based on a Stipulated Sum or Percentage of Construction Cost, payments for Basic Services shall be made as provided in Subparagraph 6.1.2, so that Basis Compensation for each Phase shall equal the following percentages of the total Basic Compensation payable:

Schematic Design Phase:	15.0%
Design Development Phase:	20.0%
Construction Documents Phase:	40.0%
Bidding or Negotiation Phase:	5.0%
Construction Phase:	20.0%
	100.0%

3. Paragraph 1 of Article 15 is deleted in its entirety, and the following paragraph substituted in its place:

> 1. The Architect will make every effort to design the project within the funds available ($1,000,000), (including architect's fee) and agrees to, if necessary, alter its initial plans and specifications to achieve a design which would meet such an amount, understanding some features may have to be omitted.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals, this the ____ day of February, 1986.

OWNER:

THE CITY OF ISLE OF PALMS,
SOUTH CAROLINA

BY: ______________________________
Its ______________________

ARCHITECT:

CUMMINGS & MCCRADY, INC.

BY: ______________________________
Its Pres.

appropriate (2)
4-11-84
3-12-86

RESOLUTION

WHEREAS, the City of Isle of Palms desires to be in compliance with all accounting procedures as outlined in the Uniform Local Government System; and

WHEREAS, the City Accountant has noted that there are unbudgeted surplus funds and

WHEREAS, the Accountant has recommended that the City allocate those funds; and

WHEREAS, the Ways and Means Committee has voted to allocate said funds to a Capital Project Account.

NOW THEREFORE, BE IT RESOLVED that the City establish a Capital Project Fund, encompassing the surplus fund of the City of Isle of Palms as of this date. That(20%) Twenty percent of said fund shall be available to offset day to day cash flow requirement and that (80%) Eighty percent balance of said fund be retained as Capital Project monies.

FURTHERMORE, should there be a necessity to allocate said funds or to execute a transfer of funds to the General Fund on a loan basis, it shall only be done with majority approval of City Council for loan or expense transfer.

DONE IN COUNCIL DULY ASSEMBLED, this 11th Day of April, 1984 .

Nellie S. McDuffie	Clay Cable
Clerk of Council	Mayor
COUNCILMEMBER	COUNCILMEMBER
Carmen R. Bunch	Elizabeth C. Smiley
COUNCILMEMBER	COUNCILMEMBER
COUNCILMEMBER	COUNCILMEMBER
COUNCILMEMBER	COUNCILMEMBER

appendix 3
3-12-86

Public Works

Public Works met February 26th at City Hall. Present were members Murph and Calhoun. Also present were Mayor Bunch and Supt. Parrish.

Mr. Parrish asked that the city council give considerable thought to certain holidays for city employees in the upcoming year. He asked that we check with neighboring municipalities and try to adhere to the same holiday schedule that they use.

Mr. Parrish said that he has ordered some new signs to be placed around the island. They include "No Parking along bike pathes and Handicap Parking" signs.

The committee agreed that each truck should be equipped with a first aid kit. Mr. Parrish will have them installed as soon as possible.

Mr. Parrish stated that his men will work on the Saturday that has been proclaimed clean up day if they are needed.

Mr. Parrish told the committe that he would have to acquire one person to work on a temporary basis when the spring clean up season begins. The committee approved.

Mr. Parrish reported that sidewalk rpairs were being completed along Ocean Blvd.

Murph asked if the men would like a picnic table placed in the back for them to take breaks and eat on. He is to check and get one if the want it.

Mr. Parrish asked again that a mailer be sent ot each resident on the island to inform them of the correct procedures for placeing trash and limbs along the road-side for pickup.

Mr. Parrish also presented a brochure showing the types of trash containers that he wants to purchase to place around the island. These containers will cost approximately $150.00 each on state contract and he will need to get about 20 of them. These containers could be purchased will accomadations tax money.

There being no further business the meeting was adjourned.

Respectfull Submitted

Thomas F. Murph, Chairman

Appendix #4
3-12-86

MINUTES OF ENGROSS BILLS COMMITTEE MEETING
March 12, 1986

Engrossed Bills Committee met at 6:30 p.m. on March 12, 1986, at City Hall with the following being present:

Chairman Leo McDonald, Councilperson Tisdale, Mayor Bunch and Administrator Williams.

The purpose of the meeting was to discuss Ordinance 1986-2 concerning lot clearance which was presented to full City Council at its meeting at 7:00 p.m.

Respectfully submitted,

Leo McDonald, Chairman

Appendix 5
3-12-86

MINUTES FOR RECREATION COMMITTEE MEETING
February 27, 1986

Committee members present: Councilmembers Calhoun,Smiley,Bartos

Also present: Mayor Bunch,Director Leopold,4 members of the Recreation Commission.

1. Jim Brooks from A 1 Fence Company discussed specs for the new ballfield fence. It was figured that complete replacement of the fence and backstop, and taking up ½ of the old tennis court will cost 7 - 9 thousand dollars. The possibility of funding this project through the use of commission funds was vigorously discussed. The committee unanimously recommended that this project be undertaken.

2. Sharon Harper, a senior nursing student, presented a 20 minute discussion on the safety of amateur boxing as part of her community project.

3. Bids are being accepted on repair of the recreation center office roof and storage shedand work should begin shortly.

4. The recreation committee meeting time was moved to the 1st Thursday of each month, 7:30 p.m. at the recreation center. Commission meeting time is pending.

5. The meeting was adjourned.

Respectfully submitted
Michael R. Bartos

appendix 6
3-12-86

MINUTES

Beach Patrol and Control Board
Meeting of 27 February 1986

Those present: Mr. Sandy Sandeford
Mr. Tom Harper
Mr. Jim Carroll
Ms. Marge Swanson
~~Ms. Brucie~~ Howe David Matthews
Ms. Judy Hargett
Mr. Jim Smiley

James Smiley

The Board met at 5:30 PM on the site of a permit application by Joe Tucker Associates at 11 55th Avenue. Following site inspection, the Board moved to 2916 Palm Blvd to inspect a violation of the Sand Dune and Beach Protection ordinance. The Board then moved to City Hall for deliberations.

Actions taken:

1) By unanimous vote (with Carroll abstaining) the Board denied the permit application of Joe Tucker Associates (representing the owner, Henry S. Fiedler) at 11 55th Avenue. The Board will be amenable to receiving a modified permit application showing the proposed home located landward of the limited activity area.

2) By unanimous vote it was determined to require a permit be submitted retroactively for alterations already done in the protection district at 2916 Palm Blvd.

Distribution:
All members, Beach Patrol and Control Board
Mayor Carmen Bunch
Mr. Mark Williams

approved
3-12-86

March 12, 1986

Report of Isle of Palms Beach Monitoring Committee held on March 5, 1986.

All members of the committee were present: William Anderson
Donald Bolger
Margaret Magathan
Louis Tisdale
D. Reid Wiseman

1. The committee reviewed the plats of the horizontal and vertical locations of the front beach monitoring stations. There are 35 stations from Breach Inlet to Dewees Inlet.

2. The first set of profiles will be run in April. The committee will meet beforehand to review and familiarize ourselves with the data gathering techniques.

3. A decision was made that members of the committee will serve an advisory role and will not gather the bimonthly data, that is, the five members of the committee will not be the surveying crews although some member(s) will be present to oversee the data gathering. We, perhaps, would like to retain on a minimum wage basis geology majors from the College of Charleston and/or civil engineering majors from the Citadel.

4. The following is a résumé of the expenditures that have been charged against the $5,000 Coastal Council Grant:

Professional surveying expenses	$2650.00
Supplies and Equipment:	
Galvanized posts + marker signs	$762.45
Compass	$167.79
Surveying equipment	$130.00
Expenses + Fees Dr. Oertel	$790.68
Total expenditures	$4500.92
Grant balance remaining	$499.08

5. Projected expenses for the Fiscal 1986-87 Year:

Analysis reports:	
$13.50 per profile X 35 profiles	$472.50
6 profiles (bimonthly) per year	$2835.00
Annual Meeting & Report	$400.00+*
	$3235.00
Surveying crew expenses:	
Two 3-man crews per profiling bimonthly X Two 3-hour days per profiling X $3.50 per hour X 6 times per year.	$756.00
Miscellaneous expenses	$300.00
Total	$4291.00

* Dr. Oertel in his original proposal added the "+" behind the $400.00

Appendix 8
3-12-86

Minutes of Meeting

Isle of Palms Planning Commission
February 26, 1986

Present:	Steve Russell	Geoffrey Woodard
	Lonnie Moyer	Foster Clark
	Ken Palka	CarmenBunch

Election:

Ned Oakley was elected Secretary.

Meeting Date:

The Meeting Date of the Planning Commission was changed to 5:30 pm on Last Wednesday of each month to be compatible with City Council Plat Deadlines.

Plat Approvals:

The Commission received the Plat Approval Application Form for information purposes. In subsequent discussions, the Commission approved two motions:

(1) Applicants (or authorized agent) must present Plat Submissions in person to the Planning Commission.

(2) Applicants must submit Plats three (3) weeks prior to the scheduled City Council Meeting topermit sufficient time for evaluation.

Discussions:

(1) Master Plan--Discussion resulted in consensus that Commission continue to assemble all related information.

(2) Interconnector Bridge--Commission was advised that Plat of City Hall Complex is being submitted to the State for study of any interference with current local planning.

(3) Architect's Fees--Commission reviewed copies of FIRST AMENDMENT TO STANDARD FORM OF AGREEMENT BETWEEN OWNER AND ARCHITECT and suggested the following additional requirements: (1) Estimated Time Frame be added for each Phase in 14.2.2 and (2) A Formal Notice toProceed be incorporated.

Requests:

The Commission requested that they be provided with an up-to-date PRD on the Beach and Racquet Club.

The Commission adjourned until its next regularly scheduled meeting on Wednesday, March 26 at 5:30 pm.

Appendix 1
3-12-86

MINUTES OF THE BOARD OF ADJUSTMENT MEETING

March 11, 1986

In attendance:

Board members Robert W. Hess, Ed Fellabom, Lynette Gardner, Mary Eller.

Wild Dunes Representatives Foster Clar, Jim Wells

Mayor Bunch, Building Official Ed Haselden, Administrator Mark Williams.

SUBJECT: Ocean Club Villas -- Request for decision on solid wall panels located in V-Zone which was approved by Charleston County

Opening remarks were made by Chairman Mary Eller. Mr. Haselden spoke, explaining that the project was in compliance with FEMA regulations, but not with Isle of Palms flood regulations. Mr. Jim Wells of the architect firm of Wells, Major and Freeman, explained the details of the variance.

Phase I of the development is all that this variance encompasses. Phases II - VI are not covered. The plans had been approved by the County Plans Inspector on 14 May 1985. Mrs. Gardner addressed the future of this project and added that no variance for Phases II - VI will be granted.

It was agreed that a policy decision in lieu of a variance will be used to grant permission for Phase I only.

Phas II - VI must comply with FEMA and IOP regulations.

A&K

ASKINS & KELLAHAN
ENGINEERS & SURVEYORS, INC.

February 28, 1986

Mr. James D. Wells, AIA
Freeman, Wells and Major Architects
One McDaniel Greene
Greenville, SC 29601

Re: Building No. 1
Ocean Club - Wild Dunes
Isle of Palms, SC

Dear Jimmy:

This is to certify that the partition at the ground floor of the reference project is designed as a break-away panel. The partition consist of 1/4" thick Flexboard II as manufactured by John Manville Company attached to 4" x 4" Post at 4'-0" o.c. This partition will not withstand the 100 year storm. Refer to Architects sheet number 20, section 1.

Very truly yours,

ASKINS & KELLAHAN

William N Kellahan Jr

William N. Kellahan, Jr., PE

WNKjr/sw

Freeman
Wells
& Major Architects, P.A.
One McDaniel Greene • Greenville, South Carolina 29601 • Telephone (803)233-1642

James D. Wells, Jr. AIA
Charles S. Major, Jr. AIA
Allen L. Freeman AIA

W.E. Freeman, Jr. FAIA
(retired)

March 6, 1986

Mrs. Mary Pate
FEMA
Suite 735
1371 Peachtree St. N.E.
Atlanta, GA 30309

Re: Ocean Club
Wild Dunes
Isle of Palms, S. C.

Dear Mrs. Pate:

We enclose herewith a copy of the letter written by our structural engineer stating the 8'-0" high Flexboard II panels located at ground level is designed as a breakaway panel.

Mr. David Green asked that a copy of this correspondence be sent to you stating these panels would not withstand the 100 year storm.

Please call or write if there are any questions.

Sincerely,

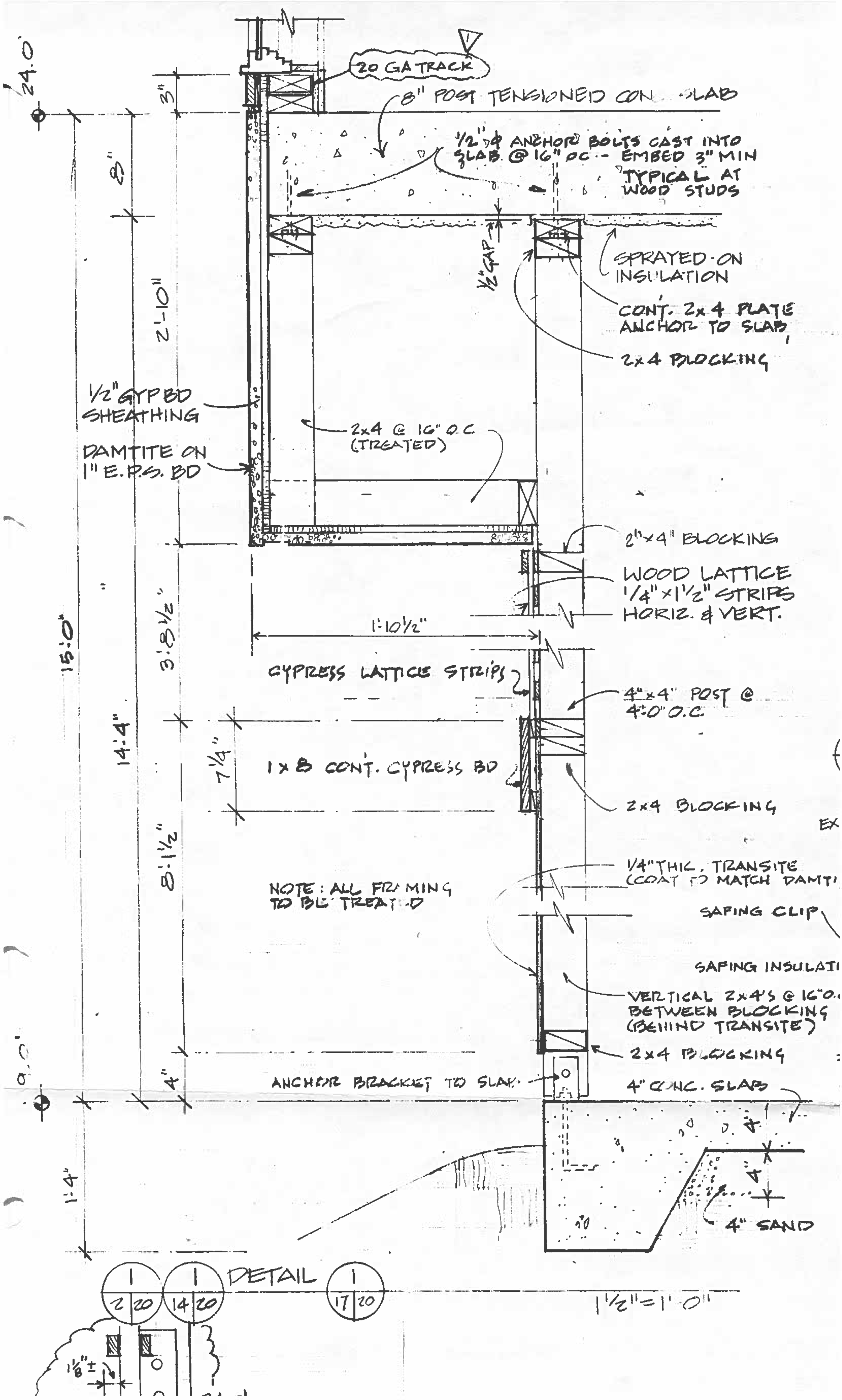
FREEMAN, WELLS & MAJOR, Architects PA

J. D. Wells, Jr., AIA

JDWjr/gs

Enclosure

CC: Mr. Mark M. Williams
Mr. John Crabtree


24.0
20 GA TRACK
3"
8" POST TENSIONED CON. SLAB
1/2" Φ ANCHOR BOLTS CAST INTO SLAB @ 16" OC - EMBED 3" MIN
TYPICAL AT WOOD STUDS
8"
1/2" GAP
SPRAYED-ON INSULATION
CONT. 2x4 PLATE ANCHOR TO SLAB
2'-10"
2x4 BLOCKING
1/2" GYP BD SHEATHING
2x4 @ 16" O.C (TREATED)
DAMTITE ON 1" E.P.S. BD
2"x4" BLOCKING
WOOD LATTICE 1/4"x1 1/2" STRIPS HORIZ. & VERT.
3'-8 1/2"
1'-10 1/2"
15'-0"
CYPRESS LATTICE STRIPS
4"x4" POST @ 4'-0" O.C.
14'-4"
7 1/4"
1 x 8 CONT. CYPRESS BD
2x4 BLOCKING
8'-1 1/2"
NOTE: ALL FRAMING TO BE TREATED
1/4" THK. TRANSITE (COAT TO MATCH DAMTI
SAFING CLIP
SAFING INSULATI
VERTICAL 2x4'S @ 16" O. BETWEEN BLOCKING (BEHIND TRANSITE)
2x4 BLOCKING
4"
ANCHOR BRACKET TO SLAB
4" CONC. SLAB
4"
4" SAND
1'-4"
1 2/20
1 14/20
DETAIL
1 17/20
1 1/2" = 1'-0"
1 1/8" ±

SPECIAL CITY COUNCIL

March 26, 1986
6:00 p.m.

The meeting was called to order at 6:00 p.m. by Mayor Bunch. The City Clerk called the roll of Council members in attendance: Bartos, arrived late; Calhoun, absent; Kunreuther, present; McDonald, absent; Murph, absent; Tisdale, present; Smiley, present; Sandeford, present; Administrator Williams, present.

Mayor Bunch then addressed the Council, advising them that the purpose of the meeting was for presentation of an Ordinance to authorize the City of Isle of Palms' participation as a member in the East Cooper Regional Water Authority. Mayor Bunch also advised the Council that while the first reading of the Ordinance was by title only, successive readings would allow ample opportunity for discussion. She also noted that the Ordinance still requires a public referendum to be held prior to the City committing to buy the water systems of either Wild Dunes or The Beach Company.

Regional Water Authority member Dr. Bill Golightly and Counsel Gerry Kaynard were also in attendance and several questions were directed to them by Council members. Dr. Golightly informed the Council of the necessity to take this additional step (passage of the Ordinance) to enable the Regional Water Authority Implementation Committee to go to the Secretary of State for a charter of incorporation. Gerry Kaynard also pointed out to Council members that passage of the Ordinance, while authorizing the City's participation as a member of the Authority, would not prohibit the City Council from withdrawing as a member of the Authority at a later date.

Councilmember Kunreuther asked that the City Attorney be present at the next Council meeting at which time the second reading of the Ordinance takes place to explain what legal liabilities the City will be assuming in becoming a member of the Regional Water Authority.

Councilmember Smiley then introduced a motion that the first reading of the Ordinance be accepted, seconded by Councilmember Kunreuther, motion carried.

Councilmember Kunreuther then introduced a motion to adjourn, seconded by Councilmember Smiley, and the motion carried.

Respectfully submitted, Approved: Carmen R. Bunch

Nellie S. McDuffie
Clerk of Council

Carmen R. Bunch
Mayor

O R D I N A N C E

Ordinance No. 1986-3
Introduced March 26, 1986

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

An Ordinance to authorize participation in a Joint Municipal Water System

WHEREAS, having made certain determinations with respect to the creation of a joint municipal water system, and;

WHEREAS, the City of Isle of Palms desires to participate as a member of a joint municipal water system;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council members of the City of Isle of Palms, South Carolina, in meeting duly assembled.

SECTION 1

The City Council of the City of Isle of Palms finds that the area of Charleston County East of the Cooper River obtains practically all of its water supply from shallow and deep wells; and this source is depletable and subject to salt water intrusion.

The cost of developing and obtaining a dependable and adequate supply of potable surface water is beyond the means of any single East Cooper water supplier, but a customer base composed of all water users East of the Cooper River may afford a sufficient base upon which to finance the treatment and transmission facilities needed to bring such a surface water supply to the East Cooper area.

SECTION 2

After due investigation, the City Council has determined that it is in the best interest of the City of Isle of Palms and of its residents and water customers to create a joint municipal water system pursuant to the South Carolina Joint Municipal Water Systems Act (hereinafter called the Act), together with any two or more of the following municipalities to wit: the Town of Sullivan's Island, the Town of Mt. Pleasant, Mt. Pleasant Commissioners of Public Works, and Bulls Bay Rural Water District, for the purpose of planning, financing, developing, constructing, acquiring, improving, enlarging, selling, leasing, maintaining and operating a project under the Act for the empounding, production, treatment, transmission, distribution, sale and service of water as authorized by the Act for the present and future needs of the service areas of the participants and of the entire area East of the Cooper River.

SECTION 3

The Mayor of the City is authorized, empowered and directed to take such steps, including the execution of such documents as shall be approved by the City Attorney, as are necessary, incidental or appropriate to the formation of such a joint municipal water system pursuant to the Act with any two or

SECTION 4

Before the joint municipal water system obligates itself to acquire or construct a project, the acquisition or construction shall be approved by the voters of the City of Isle of Palms in a referendum or the City of Isle of Palms shall withdraw from the joint municipal water system before any such obligation is incurred.

SECTION 5

This Ordinance shall take effect immediately upon its ratification.

1st reading: March 26, 1986

2nd reading: April 9, 1986

3rd reading: waived

Ratification: April 9, 1986

Attest: Nellie S. McDuffie
Clerk/Treasurer

Approved: James L. Bunch
Mayor

CITY OF ISLE OF PALMS
SOUTH CAROLINA

P R O C L A M A T I O N

WHEREAS, seventy-five years ago, on March 27, 1911, a group of far-sighted business and professional men formed the first Exchange Club for the positive purpose of exchanging ideas and information and serving their community through a unified effort; and

WHEREAS, since that time, Exchange has grown to become the oldest and largest exclusively American service club organization, with nearly 1,200 clubs and 43,000 members serving the nation through a multitude of proven and productive community service programs; and

WHEREAS, the Exchange Club of Isle of Palms, which through its ongoing participation in many national and local projects, has provided a variety of valuable services to this community;

NOW, THEREFORE, as Mayor of the City of Isle of Palms, I commend those dedicated citizens who, united under the banner of Exchange, have been making American communities better places in which to live for the past 75 years;

AND FURTHER, in appreciation of all the exceptional accomplishments of the Exchange Club of Isle of Palms and Exchange Clubs across America, I hereby proclaim that Thursday, March 27, 1986, be observed as National Exchange Club Day, to commemorate that day as the 75th Anniversary of the birth of Exchange -- a great American tradition.

Carmen R. Bunch

Carmen R. Bunch
Mayor

WAYS & MEANS STANDING COMMITTEE MEETING

March 31, 1986

In attendance: Chairman Betsy Smiley, Robbie Kunreuther, Leo McDonald, Mayor Carmen Bunch, Administrator Mark Williams.

1. The February Financial statement was distributed and reviewed with recommendation to present to Council for approval. There was discussion on several line items. The contracts for projects are the Recreation Department were let: Exterior Shed--$7,509; Interior Work--$6,061; and Fence--$10,496 ($8,000 will be given by the Commission).

2. Towing contracts and policies were reviewed. The present contract will expire the end of April. Topics of discussion were impoundment area; "boots" for illegally parked cars, the pros and cons; distinquishing between tow-away zones and no-parking zones. R. Kunreuther recommended that the City maintain the impoundment area, but never two beyond the capacity of the area unless public safety warrants this.

3. Two applications for business licenses were denied. The applications were for a bike rental business located at "front beach" and the sell of beach towels, sun lotions, etc. on the beach.

4. The Committee were into Executive Session to discuss personnel and salaries.

5. A special Ways & Means Meeting was called to work on budget for April 7 at 7:00 at City Hall.

Respectfully submitted,

Elizabeth R. Smiley

Elizabeth R. Smiley

A RESOLUTION

BE IT RESOLVED, by the City Council of the City of Isle of Palms, in meeting duly assembled:

THAT William H. Sandeford be, and he hereby is, appointed, pursuant to Section 6-25-50 of the 1976 South Carolina Code, as amended, to the proposed East Cooper Joint Municipal Water System as the representative of the City of Isle of Palms.

This is to certify that this is a true copy of the original.

Attest a True Copy.

Nellie B. McDuffie
Clerk

A RESOLUTION

PROVIDING FOR THE PUBLICATION OF NOTICE OF ADOPTION OF AN ORDINANCE DETERMINING THAT IT IS IN THE BEST INTEREST OF THE CITY OF ISLE OF PALMS AND ITS RESIDENTS AND WATER CUSTOMERS TO CREATE A JOINT MUNICIPAL WATER SYSTEM.

BE IT RESOLVED by the City Council of the City of Isle of Palms that notice of the adoption of an Ordinance entitled "AN ORDINANCE MAKING CERTAIN DETERMINATIONS WITH RESPECT TO THE CREATION OF A JOINT MUNICIPAL WATER SYSTEM AND AUTHORIZING THE CITY OF ISLE OF PALMS TO PARTICIPATE AS A MEMBER OF A JOINT MUNICIPAL WATER SYSTEM." shall be published once a week for two (2) consecutive weeks in a newspaper of general circulation within Charleston County. Such notice shall be substantially in the form attached hereto.

The Mayor of the City of Isle of Palms is hereby authorized and directed to take all steps necessary to effect such publication.

This is to certify that this is a true copy of the original.

Attest a True Copy.

Nellie S. McDuffie
Clerk

O R D I N A N C E

Ordinance No. 1986-1
Introduced: February 19, 1986

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

An Ordinance to repeal
Ordinance 1985-4

WHEREAS, Ordinance 1985-4, adopted May 8, 1985, requires that any establishment offering entertainment give notice of such entertainment activity ten (10) days prior to the event by obtaining a Cabaret permit, and;

WHEREAS, said Ordinance is largely unenforceable and has created an unreasonable burden on businesses who regularly provide entertainment to patrons;

THEREFORE, BE IT ORDAINED by the Mayor and Council members of the City of Isle of Palms, South Carolina, in Council assembled, that Ordinance 1985-4 is hereby repealed in its entirety, and that Subsections (5), (6), and (7), of Section 7-1-23 of the City of Isle of Palms Code of Ordinances are hereby renumbered as Subsections (4), (5), and (6), as numbered prior to adoption of Ordinance 1985-4.

1st reading: February 19, 1986

2nd reading: March 12, 1986

3rd reading: March

Ratification: April 9, 1986

Attest: Nellie S. McDuffie
Clerk/Treasurer

Approved: Carmen R. Bunch
Mayor

Meeting:	Regular City Council
Place:	City Hall
Date/Time:	April 9, 1986 / 7:00 p.m.
Present:	Mayor Bunch; Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Smiley, Sandeford, Tisdale; Clerk-Treasurer McDuffie, Administrator Williams, and City Attorney Donald Williams

The meeting was called to order by Mayor Bunch at 7:03 p.m. Following the pledge of allegiance and a moment of silence, the City Clerk read the roll.

A. Reading of the Journal of the Previous Meetings:

1. In the first item of business, Council considered the minutes of the March 12, 1986 City Council meeting. On a motion by Councilmember Murph, seconded by Councilmember Bartos, the minutes were approved.

2. Council then considered minutes of a special meeting held on March 26, 1986. On a motion by Councilmember Murph, seconded by Councilmember Smiley, these minutes were also approved.

B. Citizens Comments: None.

C. Reports from Standing Committees:

1. Ways and Means: (Minutes attached as Appendix 1.) Following the report of the Chairman of the Ways and Means Committee, Councilmember Murph inquired as to whether the plans in the Police budget called for the addition or replacement of three police vehicles. Councilmember Smiley indicated it was her belief that two new police cars would replace existing models and one car would be used as an addition. Councilmember Murph then directed a question to the Mayor noting that on Gopod Friday the City Hall offices had closed at 1:00 p.m., and he said that because this was not a designated holiday, he thought it was unfair unless some sort of compensation is given to other City employees, such as Police and Fire, who had to work the entire day. Councilmember Smiley responded saying this matter had come up before, but that it was her opinion that this was an administrative procedure to allow this under the Mayor's authorization and that it was fair that other departments' employees be compensated as necessary. Mayor Bunch responded, saying it had been her decision to authorize the closing of the offices at 1:00 p.m., and she did so primarily because many of the employees in the office had recently put in several hours of extra time and this was an opportunity to give them some time off. She noted that it had been a practice in the past for the Mayor to authorize a day off after Thanksgiving, or a half-day off on Martin Luther King's birthday. She added that she had not authorized a half-day off on Good Friday without a lot of thought or justification. Councilmember Bartos, in

responding to the Committee Chairman's report, asked about the process of denying business licenses for commercial activities on the front beach and indicated that he supported such a denial because such business takes away from the activity of local businesses and contributes to the litter problem. He specifically noted that one of the recent requests concerned bicycle rentals. Bartos said that he was concerned about safety factors involved with rental of bicycles and Councilmember McDonald, who is also a member of the Ways and Means Committee, concurred.

2. Police and Public Safety: (Minutes attached as Appendix 2.) Following the Committee Chairman's report, Councilmember Smiley inquired as to whether the City's past practice of requiring a permit in order to hold a picnic on the beach was still in force or whether such an Ordinance requiring such permits had been repealed. She asked that the City Administrator check into this matter. Councilmember Smiley then asked how many derelict police cars are still being held by the Police Department and was told by the Chairman of the Committee that there were two cars currently out of use by the Police Department but may be used for City purposes. Councilmember Sandeford asked for more information on the first responders. Councilmember Murph informed him that these individuals are trained to give immediate first aid to injured or ailing persons prior to arrival by EMS technicians. Sandeford also asked whether an EMS ambulance would be stationed on Sullivan's Island this year, citing a need for an ambulance in the immediate area because of long response times when an ambulance has to come to Isle of Palms from Mt. Pleasant. He was informed that such an arrangement would be made. A question then arose as to recommendations by the Police and Public Safety Committee concerning the use of a Zodiac inflatable boat and outboard motor for use by the City's lifeguards during the beach season. Councilmember Murph said he agreed that lifeguards should be under the direction of the Police Department, but be trained in the use of power equipment by the Rescue Squad. A discussion then ensued as to the need to acquire another Zodiac and outboard motor for use just by the lifeguards when the Fire and Rescue Squad had such equipment that may be utilized. All of this discussion was related to the possibility that a quick response by a lifeguard using a motorized boat would provide a much quicker response time.

3. Public Works: (See attached Appendix 3.) A report of the Committee was made by Councilmember Murph. Following his report, Councilmember Kunreuther inquired about the various drainage ditches located on the Island and a discussion followed about placing concrete pipe and covering the ditches. Kunreuther said he was concerned about the possibility that placement of the pipe would create a worse drainage problem than now exists. Mayor Bunch asked Council to recall that Representative Dangerfield and the S.C. Department of Highways and Public Transportation had authorized a partial funding of a joint drainage study to be conducted for both Sullivan's Island and Isle of Palms. Mayor Bunch also noted that there had been some problem with golf cart traffic on 41st Avenue and vehicular traffic. She indicated that City Administrator Williams had been instructed to write the Highway Department about the City's concerns and had been told by the Highway Department that the developer (Wild Dunes) was responsible for placement of warning signs to warn motorists that golf cart traffic was likely at that area.

4. Engrossed Bills: (Minutes attached as Appendix 4.) Report given by Committee Chairman McDonald.

5. Recreation: (See attached Appendix 5.) Following the report given by Councilmember Bartos, Councilmember Murph asked if some additional lighting could be acquired on the soccer field that would enable the children to at least practice soccer at night even if the lighting is inadequate for actual games. Councilmember Smiley observed that there is a need to have underground wiring around recreational facilities and that this has often made such lighting prohibitively costly. Councilmember Murph said he would contact SCE&G for more information.

D. Reports from City Officers, Boards, or Commissions:

1. Board of Firemasters: The meeting of the Board was reported by Councilmember Murph (attached as Appendix 6). Following Mr. Murph's report, Mayor Bunch opened a discussion concerning recent suggestions that the Isle of Palms lifeguards acquire a jeep, a Zodiac/inflatable boat, and an outboard motor for use in lifesaving. Mayor Bunch also noted that such equipment is currently possessed and infrequently used by the Fire and Rescue Squad. She asked Councilmember Murph to again ask the Board of Firemasters if they would please allow the lifeguards to use their equipment until a decision is made as to whether the lifeguards should have their own equipment.

A discussion was then held concerning recent development of a telephone exchange by Wild Dunes Beach and Racquet and some problems currently experienced in coordinating the use of 911 emergency dialing with that telephone exchange. Mayor Bunch said that it was her understanding that rental units would not have direct access to 911 but would have to go through a Wild Dunes operator before an emergency call could be placed to the City of Isle of Palms dispatcher. Bunch objected to this additional step being introduced to the dispatching of emergency personnel. She also added that she was concerned about certain liability on the City's part as to whether such exclusion or difficulty in placing a 911 call could somehow increase the City's liability. The City Attorney, Donald Williams, indicated that it was his belief that access to or through the new telephone exchange was voluntary and that even if it required an additional step to dispatch 911, it was not the City's responsibility. Councilmember Kunreuther noted that the City has trained dispatchers who can respond efficiently to emergency situations and that he was uncomfortable with the practice of Wild Dunes operators tying into the 911 process.

2. Planning Commission: Minutes were read by Administrator Williams (attached as Appendix 7). At this point, Councilmember Smiley inquired as to what progress was being made on the City's beach monitoring program and was informed by the Mayor that it now appeared unlikely that volunteers could be depended upon to handle the collection of data and that as Dr. Reid Wiseman had advised, it may be necessary for the City to acquire part-time help for this worthwhile project. Council asked to be kept up to date on this project.

G. Plat Approval Applications:

1. 1986-3: Subdivision Conditional for TractD, Block K, Lots 1-15. A motion was made by Councilmember Murph, seconded by Councilmember McDonald, that the plat be approved by Council. On discussion, Councilmember Smiley indicated a concern about the line noted on certain lots which could not be crossed during construction and that because of this line and the limitation on building within a certain portion of the lot, perhaps Lot #5 on the plat was too small. At this point Council addressed Mr. Foster Clark, who was attending the meeting representing Wild Dunes. Mr. Clark said that Wild Dunes had been concerned about putting the Coastal Council's jurisdiction line across which no construction could be allowed on a plat to be recorded. Mr. Clark said that the jurisdictional line of the Coastal Council was a line that is not a constant but changes with erosion and accretion and that, in any event, construction at the lots would be subject to Coastal Council regulations. He said that he believed that it was a good idea that this line be noted on the plat because it was good information for the potential purchaser of the lots. Councilmember Bartos inquired as to whether Council's approval of the plat was such that no construction be allowed behind this line -- in effect, a setback line for construction. At this point, Attorney Williams explained the City's responsibility for approval of the plat and stated that the City should not experience any liability in the approval of the plat with the Coastal Council's line indicated on it. Motion to approve plat passed unanimously.

H. Bills already in possession of Council:

1. 1986-1: Third reading of an Ordinance repealing 1985-4 which required Cabaret permits for live entertainment. The Third Reading of the Ordinance was approved on a motion made by Councilmember Bartos, seconded by Councilmember Murph. Councilmember Bartos then introduced a motion that the rules requiring ratification at a separate meeting be suspended and that ratification take place. Motion was seconded by Councilmember Murph and carried unanimously. Councilmember Bartos then introduced a motion that the Ordinance be ratified by Mayor Bunch. This motion was seconded by Councilmember Murph and also was carried.

2. 1986-2: An Ordinance to provide for certain actions to be taken regarding lot clearance, unsightly growth, etc. Councilmember Kunreuther introduced a motion to dispense with the second reading of the Ordinance and attach a copy of the Ordinance to the minutes. His motion being unseconded, the Ordinance was then read. Following the reading, on a motion introduced by Councilmember Bartos, seconded by Councilmember Murph, second reading of the Ordinance was approved. On discussion, Councilmember Murph was concerned about who was going to decide which lots were in need of cleaning and how the Ordinance would be enforced. Mayor Bunch said that the Ordinance had a lot of implications but would not be abused; however, it would be enforced. Councilmember Kunreuther said he was in favor of the Ordinance because he felt that

it was modeled after existing Ordinances elsewhere which had proven to be workable. Councilmember Bartos said that such an Ordinance was sorely needed and long overdue. Councilmember Murph agreed, but asked that a provision be included in which the enforcement procedures would be initiated in response to a complaint by a citizen about neighboring property rather than having City employees engaged in active enforcement; that it should be up to City employees to identify the areas that result in violations. Councilmember Tisdale pointed out in violation of Ordinances it is always someone who must make a determination that a violation of such an Ordinance has occurred. The question was called for a vote and the motion to approve the reading carried unanimously.

3. 1986-3: Second reading of an Ordinance to authorize participation by the City of Isle of Palms in a joint municipal water authority. Following the reading, a motion was introduced by Councilmember Murph, seconded by Councilmember Kunreuther, that the Ordinance be approved as read. On discussion Councilmember Kunreuther asked about the City's liability in contractual obligations incurred by the City as a member of the Authority. The City Attorney advised the Council that contractual arrangements made by the Authority through the City's representative member would not afford any liability to be carried back to the City; but that if the City, acting in Council, make a contractual arrangement through the joint municipal water authority, such a contract would be binding. Following this discussion, Council approved reading of the Ordinance unanimously. Councilmember McDonald then introduced a motion that the rules of procedure be suspended to allow the third reading of the Ordinance. Motion was seconded by Councilmember Murph and then carried unanimously. Councilmember Kunreuther then introduced a motion to approve the third reading; seconded by Councilmember Murph, this motion was carried. Finally, a motion to ratify this Ordinance was introduced byk Councilmember Kunreuther and seconded by Councilmember Murph. This motion also carried unanimously.

I. Introduction of New Bills and Resolutions:

1. Mayor Bunch then introduced two resolutions directly related to the participation by the City of Isle of Palms in the Joint Municipal Water Authority. The first resolution required that the City of Isle of Palms notify the public that an Ordinance determining that it is in the best interest of the City of Isle of Palms and its residents and water customers to create a joint municipal water system had been adopted by City Council. This motion was approved on a motion by Councilmember McDonald, seconded by Councilmember Smiley. The second resolution adopted by City Council appointed Councilmember William Sandeford to serve as the City of Isle of Palms representative on the East Cooper Joint Municipal Water Authority. This resolution was approved by City Council on a motion by Councilmember Smiley, seconded by Councilmember McDonald. Councilmember Sandeford thanked the Council for his appointment and told the Council he would be very conscientious in reporting progress on the system to Council and that he was very interested in the needs and concerns about the Island's water supply. (See attached Appendices 11 and 12.)

J. Miscellaneous business not included in any of the previous orders:

Councilmember Tisdale inquired about the temporary signs located in the Isle of Palms Shopping Center, these signs apparently belonging to the Red & White and O'Shaughnessy Realty office. She was told by Administrator Williams that under the City Sign Ordinance adopted in 1985 such temporary signs could be placed for no longer than 30 days and that it was the intent of the Ordinance that temporary signs be allowed for new businesses which had not yet constructed permanent signs. At the end of the 30-day period, such signs would have to be removed. Councilmember McDonald then inquired about recent notification to realtors by the City of Isle of Palms concerning removal of realtor signs from the highway right-of-way. Mayor Bunch informed the Council that the Highway Department had recently requested that the City assist them in policing the use of the right-of-way, specifically asking that realtors be notified that unless their signs are removed from the right-of-way, they risk being confiscated by Highway Department employees.

Following these discussions, at 8:55 p.m., on a motion by Councilmember Bartos, seconded by Councilmember Sandeford, Council voted unanimously to enter executive session to discuss personnel matters. At 9:25 p.m., on a motion by Councilmember Kuknreuther, seconded by Councilmember McDonald, Council returned to general session from executive session. Mayor Bunch advised the purpose of the executive session was to discuss personnel matters and to receive legal advice from the City Attorney.

Then on a motion by Councilmember Murph, seconded by Councilmember McDonald, Council adjourned the meeting at 9:26 p.m.

Respectfully submitted,

Nellie S. McDuffie
Clerk of Council

APPROVED: Carmen R. Bunch

Carmen R. Bunch
Mayor

Appendix 1
4-9-86

WAYS & MEANS STANDING COMMITTEE

SPECIAL MEETING

April 7, 1986

In attendance: Chairman B. Smiley, R. Kunreuther, L. McDonald, S. Sandeford, Mayor C. Bunch, and Administrator M. Williams.

The Committee went into Executive Session to discuss salaries and personnel.

Action taken out of Executive Session:

1. Approval of the purchase of 20 containers for the front beach area on Ocean Boulevard. The expenditure will be made from Accommodation Tax Funds.

2. Funds to purchase three (3) police vehicles with equipment and one (1) City Government "pool" car were approved to be ordered under State contract. This requisition must be placed now in order to purchase under the State contract, but funds will not be expended until July.

3. Proposed budget materials will be distributed to Council at the regular meeting. It is proposed that First Reading would be held at a Special Council meeting the following week.

Respectfully submitted,

Elizabeth R. Smiley

Elizabeth R. Smiley

Appendix 2
4-9-86

POLICE COMMITTEE

The Police Committee met at 7:30 p.m. on March 26, 1986, at City Hall. Present were all members and Lt. Jernigan. Among the matters discussed were the following:

- The Department's monthly report was reviewed. The committee found the format acceptable with the single exception that theft of over $1,500.00 be separated into another catagory. The increase in K-9 citations was noted. As were increases in several other catagories.

- The department schedule for April was reviewed. The committee unanimously recommended that the Chief avoid the frequency of shift changes for obvious reasons. The structural necessity of overtime for patrolmen was also noted.

- A disciplinary matter was explained and the department and Mayor were complimented for the manner in which it was handled.

- Plans for Charleston County Police assistance on weekends during the season were discussed and the department was advised by the committee to coordinate this possibilty with the County Department to ensure proper coordination.

- The department was requested to attempt to reschedule Breathalyzer training presently slated for this Fall. If 2-3 of the officers so scheduled could be certified before summer, the department would be greatly advantaged. Lt. Jerningan said he is monitoring scheduled recertification requirments.

- The department will also investigate the possibility of having one member certified to train others in radar operations. Such training may soon become a State requirement.

- Mr. Murph was advised of the need for additional "first responder" training within the Fire Department. He said the department was looking into this and he would keep the committee appraised of progress.

- Lt. Jernigan was advised that a listing of licensed businesses would be provided to the dispatchers office for weekend and night use by the Police Department. This list is intended for Police Dept. use only.

- The department was requested by the committee to investigate the possibility of establishing SC Highway Patrol road blocks at appropriate times and locations to deter improper vehicle operations in the City.

- The committee recommended that the Mayor have "no picnicking" warnings be taken off signs near the beach. The department finds this condition to unenforceable and the committee velieves it is inapropriate.

- The department requested that the City investigate the feasibility of an ordinance prohibiting motorized water traffic in commonly used swimming areas. Lt. Jernigan advised the committee that he would secure a copy of such an ordinance currently in use in a nearby municipality.

- The committee recommended that the City Administrator dispose of the inflatable boat now in storage and unused. It was further recommended that the Mayor place City lifeguards under the supervision of the Fire Dept. and that lifeguards be trained in boat rescue by Fire Dept. personnel before being allowed to use such rescue equipment.

- Member Murph moved the meeting be adjourned and there was no objection.

Robbie Kunreuther

Appendix 4
4-9-86

ENGROSSED BILLS MEETING

Engrossed Bills meeting met on Wednesday, April 2,1986.
Present - Pamela Tisdale and Leo McDonald.

Ordinance #1986-3 was discussed and Committee recommended that Ordinance be referred to Council for approval and ratification

Leo McDonald
Chairman

appendix 5
4-9-86

RECREATION COMMITTEE

April 3, 1986 7:30

Present - Committee Members Bartos and Smiley
Also present: Recreation Director Leopold, City Administrator
Williams and Mayor Bunch

1. Capitol improvement projects are proceeding. Repairs to the interior of the recreation building have begun and the building will be closed for recreational activity through April 8. There has been a slight delay in the replacement of the baseball field fence and backstop and the storage shed, but the projects should be completed by mid April.

2. Activity leaders have been informed by the Mayor that their share of costs paid back to the City will rise from 10% to 25% of their revenues beginning with the new fiscal year.

3. The Easter Egg hunt attracted about 75 children and was considered a big success.

4. Mr. Williams will explore viable options for obtaining a copy machine for the recreation department. The implications for the budget were considered.

5. The budget for the coming year was discussed. Of particular significance, the committee agreed that this coming October the softball field will be resoiled and seeded. Illumination of the soccer field will not be pursued this year.

6. An executive session was called at the request of the Mayor in order to discuss personnel and salary matters.

7. The next meeting of the recreation committee will be Thursday May 1, 7:30 p.m. , at the recreation building.

8. The meeting was adjourned at 9:30 p.m.

Respectfully Submitted

Michael R. Bartos
Chairman

Ordinance: 1986-5

Introduced:

AN ORDINANCE

AN ORDINANCE TO RAISE REVENUE AND ADOPT A BUDGET FOR THE CITY OF ISLE OF PALMS, SOUTH CAROLINA, FOR THE FISCAL YEAR BEGINNING JULY 1, 1986 AND ENDING JUNE 30, 1987.

WHEREAS, Subsection 3 of Section 5-7-260 of the Code of Laws of South Carolina 1976, as amended, requires that a municipal Council shall act by ordinance to levy taxes and adopt a budget pursuant to public notice.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council Members of the City of Isle of Palms, South Carolina, City Council assembled, that the following provisions are hereby adopted and enacted:

SECTION 1. A tax to cover the period from July 1, 1986, to June 30, 1987, both inclusive for the sums and in the manner hereinafter mentioned, is and shall be levied, collected and paid into the treasury of the City of Isle of Palms for the use and service thereof; i.e., a tax of $3.00 on every thousand dollars ($1,000.00) in assessed value of real estate and personal property of every description owned and used in the City of Isle of Palms, South Carolina, except such as is exempt from taxation under the Constitution and laws of the State of South Carolina, is and shall be levied and paid into the City treasury for the credit to the City of Isle of Palms for the corporate purposes, permanent improvements, current expenses and the payment of interest and retirement of outstanding bonds and debts of the City of Isle of Palms, making a total levy of thirty (30) mills for tax purposes. Such tax is levied on such property as is assessed by the Charleston County Tax Assessor for County and State purposes.

SECTION 2. The prepared budget and estimated revenue for the payment of the same is hereby adopted and made a part hereof as if fully incorporated herein and a copy thereof is attached hereto.

SECTION 3. By mutual agreement between the City of Isle of Palms and Charleston County, Charleston County will bill and collect the taxes enumerated herein, and pay the same over to the treasury of the City of Isle of Palms in the manner as proscribed by both parties.

SECTION 4. The billing dates, the penalty dates and the amount of the penalty which shall be levied for delinquent taxes shall be

SECTION 6. The City Administrator shall administer the budget and may authorize the transfer of appropriated funds within departments as necessary to achieve the goals of the budget as established by City Council.

SECTION 7. If for any reason any sentence, clause or provision of this Ordinance shall be declared invalid, such shall not affect the remaining provisions thereof.

SECTION 8. This Ordinance shall become effective immediately upon its ratification by City Council.

Attest: Nellie S. McDuffie
Nellie S. McDuffie
City Clerk

Approved: Carmen R. Bunch
Carmen R. Bunch
Mayor

First Reading: April 30, 1986
Second Reading: May 14, 1986
Third Reading: June 11, 1986
Ratification: June 11, 1986

Mayor Pro Tem Betsy Smiley

Michael Bartos

P. William Calhoun

Robert Kunreuther

Leo McDonald

Tom Murph

William H. Sandeford

MEETING: Regular City Council Isle of Palms, S.C.

PLACE: City Hall

DATE/TIME: July 9, 1986, 7:00 P.M.

PRESENT: Mayor Carmen Bunch, Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Sandeford, Smiley, Clerk-Treasurer McDuffie, Administrator Williams, and City Attorney Sean Kittrell

ABSENT: Councilmember Tisdale (away on vacation)

The meeting was called to order by Mayor Bunch. The pledge of allegiance was recited and a moment of silent prayer was observed.

A. READING OF THE JOURNAL OF THE PREVIOUS MEETING.

Minutes of the June 11, 1986 City Council meeting were submitted. Councilmember Sandeford corrected the word "unfair" in line 25 ¶3, page 3, to read "untimely." Motion by Councilmember Murph to approve the minutes as revised was seconded by Councilmember Kunreuther; motion unanimously approved.

B. CITIZENS' COMMENTS.

Former Mayor Clay Cable recounted the efforts of prior administrations seeking the building of an Isle of Palms connector; he mentioned the special referendum of the 70's in which 95% of the voters favored the 14th Avenue location rather than 41st Avenue. Mr. Cable recommended that Council issue a resolution indicating its strong support for an Isle of Palms Connector and forward such resolution to every legislator possible.

Mayor Bunch, with approval of Council, opened the floor to comments from the Council. The Mayor declared her unwillingness to see the IOP connector used for political purposes and reported that in her recent contacts with the Highway Department Commissioner and engineers, she was advised that the connector could become a reality within 42 months. The location of the new Municipal Complex must be considered in the planning for the bridge. Councilmember Smiley questioned the inference that the present Council may not be in favor of the IOP connector, doubting that this Council had any intention of overriding what had been resolved in the past in connection with the IOP bridge. She stated that while hoping to see the Ben Sawyer bridge replaced, it did not signify that the Council rejected the IOP connector. Mayor Bunch explained that she had initially invited Sullivan's Island administration to a meeting to discuss the traffic problems and plans for emergency measures, rather than the IOP connector specifically.

2. Mr. Leonard Long of The Beach Company next addressed the meeting at his request because he had been unable to make the public hearing the previous day and may not be able to attend the next meeting as well. He emphasized the real estate aspects of the zoning request from single family-residential to commercial use, for The Beach Company's parcel between 18th and 20th Avenues, stating the Postal Service would eventually have to move due to the IOP connector plans and had evidenced interest in this location. It was his opinion that a post office was the least objectionable commercial activity that could be located next to residential properties, notwithstanding the objections already raised by neighboring property owners to this zoning request.

In the absence of any announced decision of the U.S. Post Office choosing the location in question, The Mayor noted that the matter in any event was not up for a vote at this meeting. Councilmember Bartos asked if there were any alternatives to the rezoning classification request, such as allowance of a non-conforming use. Mr. Long responded that any discussion of non-conforming use procedure would have to be handled by attorneys and perhaps a restriction as to use for public service purposes only was feasible. Councilmember Smiley suggested the area would make a beautiful park with the cooperation of The Beach Co.; Mr. Long stated that if the City would like to accomplish this, the property is for sale.

3. Suspending the rules with Council's approval, the Mayor asked Judge Jeanette Harper to come forward. Councilmember Kunreuther moved that Judge Harper be approved as an Assistant Municipal Judge for the City of Isle of Palms; motion seconded by Councilmember Smiley and approved unanimously. The Clerk administered the oath of office to Judge Harper (See Appendix I.)

C. <u>REPORTS FROM STANDING COMMITTEES</u>.

1. <u>WAYS AND MEANS</u>. (Minutes of the June 23, 1986 meeting attached as Appendix II.) Chairman Smiley, at Councilmember McDonald's query, reported that the Committee discussed the possibility that the $3,000 earmarked for the Beach Monitoring program under the General Government-Professional Services line item, could be taken out of the 2% Accommodations tax if Council desired.

2. <u>POLICE AND PUBLIC SAFETY</u>. (Minutes of the June 25, 1986 meeting are attached as Appendix III.) Councilmember Murph asked why the speed limit from 41st up to 57th had been increased from 35 to 40 MPH, reacting to complaints from residents who must cross Palm Boulevard in that vicinity. Mayor Bunch also acknowledged receipt of such complaints and had checked with the Highway Department without success, adding that Commissioner Rush also had no explanation. The Mayor had instructed the Public Works Department of the City to reposition the 35 MPH signs.

3. <u>PUBLIC WORKS</u>. Councilmember Murph reported that the committee was unable to have a meeting. Councilmember Kunreuther urged that street markers be placed on the 25th Avenue beach access. He also commented on the change in the location of the City Hall sign which caused announcements of meetings to be less visible to the public. Councilmember Murph favored replacement to the original location nearer the street, noting that he had secured a permit

for the placement of his business sign in the right-of-way there to remain until the Highway Department ordered it moved back. Administrator Williams explained that the City had a responsibility of maintaining the integrity of the right-of-way and the Highway Department is encouraging the removal of all encroachments thereon, exempting mailboxes by State law. Councilmember Murph observed that the present procedure of removing real estate signs from the right-of-way and bringing them to City Hall was more expensive than the City immediately repositioning them. Mayor Bunch referred to the problem of the Cith being prevented from doing so because it was not permitted to enter private property for this purpose.

Councilmember Smiley questioned the absence of no-parking signs on the 41st Avenue bike path. Councilman Kunreuther advised that the HIghway Department was preparing a new type of sign and would be installing them soon. Lnterim signs were urged by Councilmember Smiley, who also expressed her concern with the replacement of sod upon the completion of installation of water lines by The Beach Company, as required by the specifications. Councilmember McDonald called attention to a portable sign placed without a proper permit in front of Alano's Pizza store. the Administator has issued instructions to remove said sign.

4. ENGROSSED BILLS. No report.

5. RECREATION. (Minutes of a special June 30, 1986 meeting attached as Appendix IV.) Chairman Bartos added an item to the minutes reporting that the Committee had unanimously rejected Dr. Emmel's requests as contained in a recent letter. Administrator Williams described recommendations offered by professional landscapers pertaining to the need for a readily available water supply at the soccer fields. The conclusion was that an improved watering together with fertilizer and chemicals applied by Recreation employees could bring the fields up to an acceptable playing level without the laying of new expensive sod. Without frequent watering and sod improvements would be a waste of money. Council discussed merits of two proposals for the installation of wells, pump and watering devices. Motion by Councilmember Smiley to proceed with the installation of the well, excluding underground sprinkler system, at a cost of less than $2,200 proposed by Col Cochrane. Seconded by Councilmember Murph, approved unanimously.

D. REPORTS FROM CITY OFFICERS, BOARDS or COMMISSIONS.

1. BOARD OF ADJUSTMENT. No committee action required.

2. PLANNING COMMISSION. (Minutes of June 25, 1986 meeting attaches as Appendix V.) Chairman Steve Russell presented a proposal to secrue the professional assistance of the College of ARchitecture-Clemson in developing a master plan study for the City. Results could be available within six months at an estimated cost of $5500. Councilmember Sandeford judged this to be a worthwhile project and also urged that the Planning Commission be legally empowered. Councilmember Kunreuther asked if the accommodations tax fund could be used for this expenditure; he added he was concerned whether the architectural consultants, in the face of the already rapid growth of the City, could be of any value or not. Chairman Russell cited the expanded capabilities of the College's staff in the area of urban and regional planning as well as architectural. Councilmember Sandeford stated that the city lacked effective

control in the planning of highways, water system, etc. without the foundation of a formal Planning Board or Commission. Councilmember McDonald commented that the time for such action woulkd have been five to eight years ago and he doubted that there could be a pile-up of plats that have to be approved. Further discussion prompted Mayor Bunch to suggest tabling the matter. A study prepared by Vismore some two years ago covering Front Beach revitalization would be circulated to Council for review and a special meeting will be set up with Highway Commissioner Rush for an update on the IOP Connector. Council agreed to defer further action.

3. BUILDING COMMITEE. Tabled for Executive Session.

4. BEACH PATROL AND CONTROL BOARD. No report.

5. BEAUTIFICATION AND REVITALIZATION . No report.

6. BOARD OF FIREMASTERS. Mayor Bunch commended the Fire Department and Councilmember Murph on the handling of a recent spate of electrical fire calls, with an especially serious one on 53rd Avenue. The SCE&G Co. has been urged to improve procedures for contacting the Highway Department immediately to prevent the Ben Sawyer bridge from opening when access by power company crews is necessary in the event of live wires during an emergency. The Mayor also reported on her meeting with Mr. DeStefano of SCE&G regarding negotiations to secure a location in Wild Dunes for an additional substantion, and also to expand the present 13th Avenue substation.

E. REPORTS FROM SPECIAL OR JOINT COMMITTEES.

1. CIVIL DEFENSE. Chairman Murph had no formal report, but advised that a basically structural type meeting was conducted on what is needed to be done before implementation of a civil defense policy. Mayor Bunch reported that the City will be able to use the Island House at Wild Dunes as a command center for Civil Defense purposes. The Lutheran Center will be available as a back-up command post.

G. PLAT APPROVAL APPLICATIONS.

1. Sea Oats Club. Mr. David Spell represented the applicant, and explained that the final plat reflected a shifting of property lines to provide a common easement so that all lot owners would have beach access. This involved a walkway along Lots 8 to 12 constructed of concrete and closer to the dunes of wood construction. Mr. Spell claimed the walkway is well within the trough behind the primary dunes and had met the requirements of the Coastal Council. Councilman Sandeford pointed out the lines on the plat showing the buildings and walkway, stating that the buildings were well outside the 250' highwater mark. Councilmember Murph moved for final approval of the plat, seconded by Bartos. Councilmember Smiley moved to amend the motion to approve the plat contingent upon approval by the Beach Patrol Board; seconded by McDonald.

Mr. Spell advised that the concrete walkway could be changed if required, but the easement was needed as described and plat approval was urgent to permit closings on the sale of the units to be finalized. Councilmember Kunreuther believed the effect of the request was to diminish the actual size of the lots which he had considered dangerously small when the plat was originally presented. A roll call vote was taken on the amended motion:

IN FAVOR: Bartos, Calhoun, McDonald, Murph, Smiley, Sandeford.
OPPOSED: Bunch, Kunreuther
ABSENT: Tisdale

H. BILLS ALREADY IN POSSESSION OF COUNCIL.

1. 1986-6: SECOND READING - An Ordinance to Amend Section 5-2-5 (24) of the Isle of Palms Code of Ordinances.

Clarification of the words "substantial improvement" was required by the Federal Emergency Management Agency. Councilman Kunreuther moved that a copy of the Ordinance as provided with the minutes would preclude the necessity for a reading; motion seconded by Councilmember Murph; motion carried unanimously. Motion entered by Councilmember Murph to accept #1986-6 as presented, seconded by Councilmember Bartos and carried unanimously.

J. MISCELLANEOUS BUSINESS.

Motion by Councilmember Murph to approve the appointment of Judge Jeanette Harper as Assistant Municipal Judge for the City of Isle of Palms, seconded by Councilmember Sandeford and unanimously approved. Mayor Bunch signed the agreement for Judge Harper to preside, witnessed by the Clerk; copy attached.

1. Motion by Councilmember Murph, seconded by Councilmember McDonald to enter executive session, unanimously approved.

Upon reconvening, Mayor Bunch announced that contractual matters had been discussed in executive session, pertaining to purchase of property by the City, and the City Attorney would receive these matters for study. Also discussed were personnel and salary matters, and it was announced that City employees will hereafter be receiving salary increases on their employment anniversary dates when authorized.

There being no further business, motion to adjourn was entered by Councilmember Murphy, seconded by Councilmember Kunreuther, and approved unanimously. The meeting was adjourned at 10:30 P.M.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

Date Approved:
August 13, 1986
/mr

APPROVED: Carmen R. Bunch

Carmen R. Bunch, Mayor

OATH OF OFFICE

I do solemnly swear (or affirm) that I am duly qualified, according to the Constitution of this State, to exercise the duties of the office to which I have been elected (appointed), and that I will, to the best of my ability, discharge the duties thereof, and preserve, protect, and defend the Constitution of this State and of the United States. So help me God.

Jeanette Mullen Harper

Jeanette Mullen Harper
Judge

Sworn to before me this 9th day of July, 19 86.

Nellie S. McDuffie

Clerk

APPENDIX II

WAYS AND MEANS COMMITTEE
June 23, 1986

Ways and Means Standing Committee met at City Hall on June 23, 1986 at 7:30 P.M.

Present were Chairman B. Smiley, Councilmember Leo McDonald, Administrator Williams and Mayor Bunch.

1. The amount of $3,000 of the budget item, Professional Services, under General Government, was earmarked for the Beach Monitoring program.

2. The new Classification/Compensation manual was discussed at great length. Chairman Smiley asked that Mayor Bunch and Admin. Williams be sure that all Standing Committee Chairmen have a final copy before it goes into effect on July 1.

3. The business license for the Telex system at Wild Dunes was discussed and Admin. Williams was asked to proceed with the establishment of the rate.

APPENDIX III

POLICE COMMITTEE

The Police Committee met on June 25th at 7:30P.M.

Present were Councilmember Bartos and Kunreuther, Mayor Bunch and Chief Thompson.

The Chief submitted the monthly schedule and report. Also submitted for consideration was an agreement to be entered into by the City and Officers approved for educational reimbursements.

A patrolman's request for tuition reimbursement for a college english course was rejected.

The arrival of a new K-9 Patrol vehicle was discussed. The truck will be put into service as soon as possible.

The Chief agreed to have auto traffic in bicycle paths more closely monitored, to maintain sufficient blank videocassettes, to curtail television viewing by dispatchers during more active hours, to provide for more frequent checks of the recreation building, to improve the storage conditions for unclaimed items, and to ensure that requests for continuances are handled by the judge only.

Othe minor items were discused before the meeting was adjourned.

Robbie Kunreuther

APPENDIX IV

SPECIAL RECREATION COMMITTEE MEETING
JUNE 30, 1986

Present:All committee members, Bartos, Calhoun and Smiley
Mayor Bunch, Administrator Williams, Commission
Represenative Wray Mattice

1. The meeting was called to order at 7:00p.m.

2. An executive session was held to discuss personnel issues.

3. It was decided that guidelines for the recreation director will be compiled and presented to her. The Mayor will meet with the director periodically to assess how well the guidelines are being executed.

4. Approximately 20 - 25 contractors were contacted to give bids on the soccer field. Only one responded with a bid $900 higher than our estimated cost. Likewise we are having difficulty getting anyone to respond to give estimates on a concrete apron in front of the rec building.

5. The committee will explore changing the department hours so that the building can stay open until 9 p.m. No formal action was taken.

6. The regular meeting was cancelled July 3rd because of the holiday.

7. The next meeting will be at the recreation department the first Thursday of August at 7:30 p.m.

Respectfully Submitted

Michael R. Bartos
Chairman

APPENDIX V

MINUTES OF MEETING
ISLE OF PALMS PLANNING COMMISSION

Date: June 25, 1986, at 5:30, at City Hall

Present: Lonnie Moyer, Ken Palka, Ned Oakley, Geoffrey Woodard, Steve Russell (Chairman), Mayor Carmen Bunch, Councilman W.H. Sandeford, Foster Clark (Rep. Wild Dunes), David Spell, Rep. G. Robert George and Associates

Meeting opened by Chairman Steve Russell.

1. Minutes of the meeting of May 28, 1986, were approved.

2. A final plat for the Sea Oats development at 41st Ave., was presented for approval. After some discussion, it was suggested by Councilman Sandeford that we approve the plat subject to approval by the Beach Patrol and Control Board. A proposed trail along the dunes was of concern as it might have been constructed too close to the primary dunes. Mr. D.W. Spell, of G. Robert George and Associates, contractors for the project, explained that his company would abide by whatever the Beach Patrol and Control Board recommended. The plat was approved with the instructions that Mr. Sandeford turn the plat over to the Beach Patrol and Control Board for approval.

3. There was a discussion about three lots, one of which is now used by the city as paid parking for beach visitors. Mayor Bunch thought that the city could try to purchase these lots from the owners. Chairman Russell suggested we hold off consideration of this project pending a proposed survey of the city's needs and plans.

4. Chairman Russell presented a letter from the College of Architecture, Clemson University, suggesting a survey of the island, including planning and design studies. The letter, from Prof. Peter R. Lee, offered the college's expertise and student help in making such a study. Chairman Russell stated that several local small cities had benefited from a similar study. Because necessary funding for the study must be made, Ned Oakley moved we ask council to approve this type of study. The committee approved the suggestion and asked Chairman Russell to present the proposal at the next council meeting, scheduled for July 9, 1986.

5. Mayor Bunch presented the city's Sign Ordinance to the committee stating the council would like the Planning Commission to look it over, then make suggestions, if necessary.

6. Councilman Sandeford made a brief report on the meeting of the Area Water Commission. He stated that they were working on obtaining water from inland rivers, as well as other alternatives, including the possibility of using Reverse Osmosis on a large scale.

7. Mayor Bunch said that the City Attorney has drawn up a draft ordinance outlining the formation of the City Planning Commission and will present it at a later meeting.

Meeting adjourned at 7:05 p.m.

Ned Oakley
Secretary

MINUTES OF BOARD OF ADJUSTMENT

Thursday, June 26, 1986

The Board of Adjustments met Thursday, June 26, in the Building Inspector's office to review two variance requests.

BOARD MEMBERS PRESENT: Gardiner, Mathews and Eller

1. The first case was Mr. and Mrs. Ben Macmillan of 309 Charleston Boulevard. They plan to extend their front porch and have a place for two cars under the porch. It requires a variance of about six inches.

The Board approved the Macmillan request.

2. Second variance request was for James and Martha Jane Soltow, of #3 Fifth Avenue. Although City Council revised the lot plat on 4/30/86 to allow them eleven additional feet of an abandoned right-of-way, the house does not comply with the required setback line. This action permitted the sale of the house to the Soltow's.

In order to add an outside stairway in the front, a variance of 17' would be required.

The Board denied the Soltow request.

MEETING:	Regular City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	August 13, 1986, 7:00 P.M.
PRESENT:	Mayor Carmen Bunch, Councilmembers Bartos, Kunreuther, McDonald, Murph, Smiley, Tisdale, Clerk-Treasurer McDuffie, City Administrator Williams, City Attorney Regan.
ABSENT:	Councilmembers Calhoun and Sandeford (vacation absences)

The meeting was called to order by the Chairman, Mayor Bunch. Prayers were requested for two employees who are critically ill, Sue Jones and Ski.

A. READING OF THE JOURNAL OF THE PREVIOUS MEETING.

Minutes of the July 9, 1986 meeting were submitted. Councilmember Smiley corrected the word "by-pass" on Page Three, line 12, to read "bike path." Motion by Smiley, seconded by Kunreuther, to approve the minutes as revised, unanimously approved. Motion by Murph, seconded by Bartos, to suspend the reading of the minutes, unanimously approved.

The Mayor requested permission to suspend the rules in order to change the agenda order of Citizens' Comments. Motion by Murph, seconded by McDonald, carried unanimously.

B. CITIZENS' COMMENTS.

Mrs. Pauline Blair and Mr. Jack Searles voiced concern re possible drainage problems which may affect their properties if neighboring Lots 806 and 808 were to be filled in during future construction. Council agreed to caution the Building Department to be aware of such problems when processing the building permit application.

The Mayor informed the Council of the letter of resignation submitted by Mr. Hoyt Rowell, whose term as Recorder Judge would have expired December 31, 1986. Personal responsibilities, including his election as President of the S.C. Trial Lawyers Association, led to Mr. Rowell's decision to resign after having served about six years as Recorder Judge. Following suspension of the rules, motion was offered by McDonald, seconded by Murph and unanimously approved, to approve the Mayor's appointment of Mr. Harry Shaw to finish the unexpired term.

C. REPORTS FROM STANDING COMMITTEES.

1. WAYS AND MEANS. Chairman Smiley submitted the minutes of the July 28, 1986 meeting (attached as Exhibit I).

Councilmember Tisdale asked if this study would cover all areas of the island, including Wild Dunes' anticipated expansion, and shops and marina at 41st Street. Professor Lee stated that the limits of the study would depend on the problems and opportunities as they were identified. He agreed that Wild Dunes probably should be included in the survey. Councilmember Murph asked for an estimate on the length of time the study would take. Professor Lee advised it would cover a semester and would be completed by Christmas, using 4 to 5 graduate architectural students, 2 planning students and two faculty members. In reply to Councilmember Kunreuther's inquiry, the Professor explained that identification of the areas of focus in this study would normally start with interviews with individuals who are most aware of the problems, e.g. the Vismor Report, would be reviewed. The Mayor expressed the urgent need for a comprehensive land use plan which would be valuable in connection with the proposed City complex, negotiations re the parking lot and its best uses, the impact of the proposed Connector, and increased traffic problems. Councilmember Tisdale asked if the study could be followed up and updated at a future date if required. Professor Lee concurred that a formal follow-up could be made if so desired.

Steve Russell spoke of the need for this study as a basis for the Planning Commission's decisions and recommendations. The Mayor recognized Mr. Dan Beamon, the architect for the City Hall Complex, who expressed his favorable opinion of the proposed study. Councilmember Smiley, expressing her long-standing support for land use planning and formation of a Planning Board, offered a motion to approve the study, seconded by Bartos, and unanimously approved.

3. BEACH PATROL AND CONTROL BOARD. No report.

F. PETITIONS.

The Mayor confirmed receipt of a valid petition bearing over 300 signatures opposed to rezoning property at 18th Street from residential to commercial, as requested by the Pastime Amusement Company, President Charles S. Way. Excluding any consideration of the site for a new Post Office, insofar as the U.S. Postal Service has not made its choice for a new site, motion for the rezoning of this parcel from residential to commercial was offered by Bartos, seconded by Kunreuther. Councilmember McDonald asked Council to consider that the residents on 20th Avenue had received assurance at the time they purchased their properties 10-11 years ago to the effect that the property would remain residential. The original purchasers were those immediately affected and concerned. Councilmember Smiley stated it was her understanding at the recent public hearing that these owners had been given a covenant by The Beach Company and questioned whether The Beach Company shouldn't be legally bound to said covenant to keep the subject property residential. The Mayor stated that the covenant had been written by The Beach Company and was effective for a 20-year period; the City has no role in its enforcement.

Bartos stated his opposition to the rezoning and concurred that the Post Office having made no decision on choice of location for the new Post Office, it should have no bearing on the present rezoning. Councilman Kunreuther observed the scarcity of commercial property for a Post Office location, but by the same token, he believed the City does not want more commercial;

further, his opinion was that the property owner was aware of the situation from the onset and had made no effort to screen the property to make it useful for residential use.

The Chairman called for a roll call vote to approve rezoning the 18th Street parcel in question from residential to commercial purposes:

OPPOSED - Bartos, Kunreuther, Smiley, McDonald, Tisdale, Bunch
ABSTAINING - Murph
ABSENT - Calhoun, Sandeford

The motion was defeated and the rezoning request thus denied.

G. PLAT APPROVAL.

1. No. 1986-16, The Beach Co., Parking Lot Area. Reported for financial purposes. Motion by Murph to accept, seconded by McDonald, carried unanimously.

2. No. 1986-17, Property Revision Plat, Lots 21, 22, 25 and 26, Carolina Boulevard. The owners, represented by Messrs. Trudeau and LaBruce, desired to build two dwellings. The plat presently showed one 60' lot, one 40' lot and a 20' access to the property in front, all of which the owners wished to have replatted into two 60' lots. Mr. Trudeau stated that the buildings would be set on pilings, relieving any concern on the part of neighboring property owners relative to use of fill. Motion by Murph, seconded by Smiley, carried unanimously.

3. No. 1986-18, The Beach Co., Subdivision Final, 30th Avenue. This final plat submitted drainage improvements. The City Engineer had noted one questionable area, which has been adjusted. The Mayor advised that the City has no obligation to maintain any of the roads in this subdivision. Ultimately, the roads will be included in the State system. Councilmember Smiley requested the City Administrator to look into the requirement of letters of credit, if needed. Motion by Murph to approve No. 1986-18, seconded by McDonald; motion carried -- Councilman McDonald abstaining from the voting.

H. BILLS ALREADY IN POSSESSION OF COUNCIL.

1. No. 1986-6 (THIRD READING) - An Ordinance to Amend Section 5-2-5(24) of the Isle of Palms Code of Ordinances. Read by City Administrator Williams, this ordinance is directed to clarification of the term "substantial improvements." Motion by Smiley to accept, seconded by Murph; carried unanimously. Motion by Murph to suspend the rules in order to permit ratification of No. 1986-6, seconded by McDonald, carried unanimously. Motion by Smiley for ratification, seconded by Murph, approved unanimously.

Councilmember Kunreuther called for a point of order and asked if it was necessary to have the new bills read, in view of the fact that Councilmembers should have read them in advance. The Mayor, in accordance with the principle of open government, ruled that as Chairman she felt an obligation to those in attendance to have the bills read aloud.

I. INTRODUCTION OF NEW BILLS AND RESOLUTIONS.

1. No. 1986-7 (FIRST READING) - To Amend Section 5-2-7 of the Isle of Palms Code of Ordinances, concerning the FEMA regulations. Motion by Murph, seconded by Smiley, carried unanimously.

2. No. 1986-8 (FIRST READING) - An Ordinance to Amend Section 5-2-19, subparagraphs 1 and 2; renumber existing subparagraphs 3 and 4 as 4 and 5 and adopt new subparagraph 3.

Councilmember Kunreuther objected to approving the document containing blank spaces to be filled in. The Chairman agreed that the missing information would be included in the Second Reading. Councilmember Bartos observed that there are numerous violations in the City of the use of surface areas for living spaces. City Administrator Williams stated that FEMA had reviewed our flood program and cited the need to prevent such infractions; this ordinance would serve to prohibit windows in the area below the flood level. Now required would be a device installed in the walls as a water flow-through. The Chairman ascribed the purpose of the ordinance as preventing unauthorized use of single family dwellings as multiple-dwellings. Motion by Murph, seconded by Bartos, approved unanimously.

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Councilmember Murph was ruled out of order in introducing a Resolution declaring Council's support of a new connector bridge, there having been no previously listed item in the agenda. Motion was requested by the Chairman to permit a change in the agenda; so offered by Smiley, seconded by Murph, and approved. A Resolution was then read by Councilmember Murph.

Councilmember Kunreuther stated that since his copy of this Resolution had evidently appeared in his mailbox directly before this meeting, he assumed it was just off the press and apparently authored by Councilmember Murph, who so acknowledged. Based on his recollection of the advice offered by the Highway Commissioner at a recent open meeting at the Exchange Club, Councilmember Kunreuther labelled the Resolution "superfluous." During the period of his residency, Councilmember Kunreuther could not recall any referendum dealing with the choice of locations for a new bridge, and further stated he would have worked in opposition to the 14th Street location. He believed the intent was to rush this Resolution through Council as a continuing and needless dialogue. He expressed personal reservations but urged Council to allow the Highway Department to proceed with its plans without benefit of repeated Resolutions.

Councilmember Murph corroborated the fact that the Council had received copies of the Resolution at this meeting and charged that the present Councilmembers Had based their campaigns for election on the promise to do everything in their power to get a bridge. This statement met with vocal objections by the other Councilmembers. The Chairman called for a point of order, and noted that in her experience as a poll manager since 1972 there had never been a referendum as to the location of a bridge. Agreeing that a similar Resolution of Council support had been issued some time ago, the Mayor directed her concern to the need for a bridge that would be equal to future traffic demands. Councilmember Smiley also recollected signing a number of Resolutions recognizing the need for a new bridge for the safety and welfare of residents.

Councilmember Smiley offered a motion to amend the Resolution. Councilmember Murph agreed to delete mention of a location having been decided by referendum. Councilmember Tisdale stated she did have reservations about the Connector, specifically the pitfall of considering government funds as "somebody else's money." She asked why money should be spent on a new connector rather than a fixed-span bridge on Sullivan's Island. Councilmember Bartos considered the Resolution a result of some imagined opposition to a new bridge and stated he was unaware of any objections to the concept of having a bridge until the subject had been brought up at the Council meeting by the former Mayor. He claimed Council had already issued a sufficient number of Resolutions, making the present version superfluous. Councilmember Kunreuther viewed it as an attempt to create controversy, "most unfortunate at this juncture," and regretted that it had been brought to the meeting. Councilmember Murph suggested amending the Resolution and distributing copies to all agencies involved.

Motion to approve the amended Resolution was seconded by Smiley. With the exception of a nay vote by Councilmember Kunreuther, the motion was approved. Councilmember Smiley asked if all Councilmembers could sign the Resolution, whether having voted against it or not, and Attorney replied in affirmative.

J. MISCELLANEOUS BUSINESS.

The Mayor related that an increase in water rates had been requested by the Water Company. New lines and additional hydrants would serve to improve water flow. The rate increase could be offset by insurance premium savings, the Chairman added.

1. Consideration of contractural request by The Beach Co.; letter distributed by the Mayor. The Mayor advocated acquisition of the parking lot which is up for sale. Considering the Highway Department's position that cars may be parked on any street in the Isle of Palms as long as the wheels are 4' off the pavement, a City parking lot is essential. The cost of leasing the lot for three years, as proposed by The Beach Company, is prohibitive, and the options remain whether to lease the parking lot, exercise the right of eminent domain, or seek a public referendum on an outright purchase. Councilmember Bartos believed it is not in the taxpayers' best interest to purchase the property at a high rate; he granted that all people have the right to use the beach, but not the right to park at the taxpayers' expense, unless the State and Federal Governments assisted in covering the cost. Councilmember Tisdale tendered the possibility of raising the parking fee from $3 to $6, which Councilmember McDonald doubted would work.

Councilmember Kunreuther recommended deferring further discussion to the Executive Session, this motion was seconded by Smiley, and approved unanimously.

2. In Executive Session Council approved a step increase which was inadvertently omitted from an officer's pay. After Executive Session the Chairman ratified action taken in Executive Session which revolved around contractural matters and cost estimates thereof, on commercial property the City is trying to obtain.

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There being no further business, motion to adjourn was entered by Councilmember Murph, seconded by Councilmember Smiley, and approved unanimously. The meeting was adjourned.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED: Carmen R. Bunch

Carmen R. Bunch, Mayor

mcum

MINUTES OF PUBLIC HEARING

City of Isle of Palms, S.C.

Tuesday, July 8, 1986

Mayor Carmen Bunch opened the public hearing at the Exchange Club, Isle of Palms and reviewed the events leading up to this hearing on the possible rezoning of property at 18th Avenue and Palm Boulevard. On April 11, 1986, Charles S. Way, Jr. of The Beach Company had signified his intent to request rezoning of this parcel from single family-residential to commercial for use as a site for a new post office. Letter of confirmation was subsequently received by the City. On May 5, 1986, Mr. Way was advised that his request was submitted to the Planning and Zoning Commission for review.

On May 7, 1986, the U.S. Postal Service advised the City by letter that a site bounded at the north by Sandshell Court, south by 10th Avenue, East by Ocean Boulevard and west by Palm Boulevard, was under consideration. The office of Mayor acknowledged this notification that a move to relocate the post office was being considered. The Planning Board reviewed Mr. Way's request for rezoning the parcel at 18th Avenue and Palm Bouelvard and decided not to pursue the matter without giving the public an opportunity to be heard. In accordance with legal requirements, the City advertised the public hearing on two different occasions and also posted a sign on the subject site for the public's information.

The Mayor was previously informed that Mr. Way was traveling in Europe and therefore would not attend this hearing, but had indicated his representative would be present. No representative of The Beach Company appeared.

A roll call of the Councilmembers showed the following:

PRESENT:	Bunch, Calhoun, Kunreuther, McDonald, Smiley.
ABSENT:	Bartos, Murph, Sandeford, Tisdale.

The first speaker was Mr. Howard Dorne of 1 - 20th Avenue, who related that he purchased his home in 1976 and was at that time assured the residential zone would be maintained. He feared that rezoning of the subject parcel would severely depreciate property values of all adjacent residences. Mr. Dorne presented to Council a copy of letter from Mr. Way of The Beach Company, dated July 14, 1982, related to a rezoning request permittig construction of a dry cleaning establishment on the same block. One paragraph contained references to a projected buffer zone, without which making use of Block 35 for a single family/residential area would be "nearly impossible because of the close proximity to the shopping center." Mr. Dorne stated that many years before expansion of the shopping center and construction of the Island Cleaners, The Beach Company did have the opportunity to develop Block 35 as residential-single family. Mr. Dorne listed reasons for denial of the rezoning request: the impact on already heavy volume of traffic, drainage problems inherent with the required elevation of commercial construction, intolerable noise levels caused by commercial traffic and heavy duty heating/air conditioning units, destruction of some of the largest oak trees on the island. Residents of 20th

Avenue had purchased their homes in the belief and assurance that Block 35 would remain residentially zoned, as confirmed by restrictive covenant dated March 3, 1966, recorded in the RFC office for Charleston County, Book A-85, page 89.

Mr. Dorne called attention to Para. 22 of the "Restrictive Covenants" signed by a Vice President of The Beach Company, witnessed by Charles S. Way, Jr. stating that "the Beach Co., its successors assigns, the purchaser or the grantee, their heirs or assigns, of any of the said lot or lots which these restrictive covenants become applicable to, are hereby estopped from revoking, modifying, altering or changing these restrictions, conditions, covenants and limitations as herein set out until January 1, 2006, without the combined consent in writing..." of The Beach Company, owner or owners of the lots, or mortgagors. A copy of said Covenants was submitted to Council and is attached hereto.

Mrs. Jessie Dorne presented petitions bearing over 300 signature of Isle of Palms homeowners in opposition to a change of residential zoning to commercial for subject parcel.

Dr. Geoffrey Woodard, of 2 - 53rd Avenue, addressed the hearing as a private individual and called for the Councilmembers to feel a responsibility to encourage the community, enabling it to enjoy the goods and services of a healthy and viable business community while more importantly protecting the health and safety of the island. He described the traffic patterns to and from existing commercial establishments, the Post Office, City Hall, Fire Department, etc. as intolerable and recommended that a traffic plan should be provided. In the absence of an effective traffic plan, he urged that rezoning of the subject property should be postponed.

Mrs. Thomas A. Gregg of 1602 Dunes Boulevard expressed her belief that the island did not need more commercial development and added that too much rezoning has been allowed in the area, consistel, leading to depreciation of property values. Noise and traffic levels would have a harmful effect on all 20th Avenue residents.

Mr. Harry O'Neil expressed concern with an "announcement on behalf of the City" that the site in question would be the location of a proposed post office. He noted that the U.S. Postal Service is constrained to advertise proposed new construction; therefore, the request for rezoning this parcel "for the purpose of building a post office seems to be a bit unusual." Mr. O'Neil questioned the legality of using this as a guide for the instant rezoning. It was his opinion that 18th Avenue would be a more logical area to rezone for commercial purposes, rather than to rezone property backing up to residential lots.

Mrs. Denise Barto of 13 - 20th Avenue commented on the undesirable effect of commercial over-development on residents who were originally drawn to the island by its residential character, e.g., traffic problems, excessive noise, and destructive effects on family life. Additional expansion would discourage potential residents interested in a family-oriented community. Mrs. Helen Blair expressed agreement with Mrs. Barto's sentiments.

Mr. Don Bolger of 3500 Hartnett Boulevard suggested that inasmuch as the Postal Service had not made any decision on a new location for the Post Office, the priority for rezoning the subject site was not immediate. He recommended that the residential character of the island should be guarded and to this end he proposed establishment of an ordinance amending the commercial code to require greenbelt areas isolating commercial from residential to the maximum, in proportion to the actual size of the island. He saw the present request as an excellent opportunity to create a pilot plan.

Dr. Reid Wiseman of 2504 Waterway Boulevard observed the expressed concern with the stressful environment with a population of only 6,000, noting that the Post Office's projections are based on an estimated increase to 18,000 in 15 years, which would bring unimaginable stress on public services. Dr. Wiseman expressed surprise that no representative had appeared in Mr. Way's behalf.

Mrs. Frances Platt of 3504 Hartnett Boulevard agreed with the previously stated sentiments and suggested that Council defer action on the rezoning request, especially since the Post Office had no definite decision on a new location.

Mrs. Mary Eller of 3614 Waterway Boulevard emphasized that the community did not really need more commercial property, considering the amount of existing businesses on Front Beach and Palm Boulevard. Traffic, beginning with 10th Avenue, was now impossible at its present level in her view, with the difficulty of ingress and egress to present business establishments likened to Russian roulette. She urged Council not to give up any presently zoned residential property.

Mrs. Jill Conway, 3 - 20th Avenue, also added her opposition to the rezoning. She had purchased her home six years ago, and when a cleaning establishment was erected two years ago, she had been told not to worry because a buffer would exist, protecting her property from encroaching commercialism. She stated her coviction that there seemed to be vacancies in presently available commercial space on the island at this time, and no reason to build more.

The Mayor reiterated that the Postal Service had made no decisions on site preferences and its representatives would be contacting the City at the appropriate time. It was her understanding that Mr. Way, in his position as landlord of the present Post Office site, had written the U.S. Postal Service for consideration of the subject property. This public hearing had been requested in connection with his rezoning request. The Mayor did not foresee any action at the next evening's Council meeting on this request, but Council may defer the request for more study and referral to the Planning Committee. She thanked all those present for their input.

File Only
Attachments: Letter dated 7/14/82 from The Pastime Amusement Company to Council
Restrictive Covenants, 3/1/66, The Beach Company
Petition in opposition

APPROVED BY: Carmen R. Bunch
Carmen R. Bunch
Mayor

WAYS AND MEANS STANDING COMITTEE

July 28, 1986

1. Financial statements were received. It was decided that Ways & Means would meet at 6:45 Prior to the regular Council Meeting to approve before presenting to Council.

2. Officer Connelley appeared before the Committee to request an adjustment to his placement within the service/compensation scale just established by the City. Action was deferred to the Chief of Police and the Police Standing Committee for their recommendation.

3. Chairman Smiley reported on the seminar she attended, put on by the Institute on Governmental Affairs, USC, and the Municipal Association. She recommended that information be requested on the Public Safety programs which have been established in Aiken, Lancaster, and Folly Beach in conjunction with the Police Standing Committee.

4. Mark Williams reported on computer programming problems. He was asked to come back to Committee with recommendations and solutions as well as monetary figures involved.

Respectfully submitted,

Elizabeth R. Smiley

POLICE AND PUBLIC SAFETY COMMITTEE

The Police and Public Safety Committee met on July 30, 1986 at 7:30 p.m. All members were present as were the Mayor and Chief of Police.

The Chief submitted the Monthly Report, Schedule, and other reports of training and commendation. Some clarifications were requested, and there was a discussion regarding the improvement of K-9 enforcement.

The City lost a Patrolman; however, we will probably wait until this fall to hire a replacement.

The Committee heard Officer Connelly's appeal for a salary adjustment and agreed to pass its findings on to the Ways and Means Committee.

There was a discussion regarding disparate numbers of citations written by different officers.

The Committee discussed the possible installation of more speed limit signs on Waterway Boulevard. The Chief will discuss this with the Public Works Superintendent. The possibility of amending the City Code to allow for no cost/no point warnings was also discussed.

The Chief will contact the Charleston County Police Department to ensure that the services of County Police are rendered only when requested. The Committee was advised that any doubts regarding the City's law enforcement powers in Wild Dunes will be resolved shortly.

The Committee also discussed the Department's overtime wage rate and the frequency of sand sailing on the beach.

A brief Executive Session was held concerning personnel matters, after which the meeting was adjourned.

Robbie Kunreuther

Engrossed Bills Committee Minutes

Engrossed Bills Committee met July 28, 1986 at 7:30 P. M. Ordinance # 1986-7 was discussed and recommended for passage by council.

Present were Councilwoman Tisdale and Councilman McDonald.

Councilman Calhoun was unable to attend, but has been contacted and has voiced his agreement.

Meeting adjourned.

Respectfully submitted.

Leo McDonald, Chairman

MINUTES OF MEETING
ISLE OF PALMS PLANNING COMMISSION

Date: July 30, 1986, at 5:30 p.m., at City Hall

Present: Lonnie Moyer
Ken Palka
Ned Oakley
Geoffrey Woodard
Steve Russell (Chairman)
Mayor Carmen Bunch
Councilman W.H. Sandeford
Larry McKay (Rep. Wild Dunes)
Dr. A.M. LaBruce

Meeting opened by Chairman Steve Russell.

1. Minutes of the meeting of July 30, 1986, were approved.

2. The first business was to approve a plat change requested by Mr. Robert C. Trudeau. He asked that a property line be eliminated and a permanent easement be set up between two properties to be used as a driveway access. The Commission felt that certain references to the properties were confusing and requested that the surveyor correct these before we can approve. Dr. A.M. LaBruce testified that he is the owner of the property involved and it was he who noted the confused references. He was in accord with the property line changes as he was selling the property to Mr. Trudeau.

3. Councilman Sandeford brought up a study he had done showing that there were many undeveloped lots in the City and that development of these properties could cause problems later if we did not have a planning map.

4. Chairman Russell discussed the July 29, 1986, meeting with members of the State Highway Commission, held at the Exchange Club. Mayor Bunch had called this meeting so that citizens could discuss the Mark Clark Bridge Connector to the Isle of Palms. Chairman Russell stated that very few objections to the bridge were brought up at the meeting and felt that the city should be working hard to show support for the bridge. He reported that he had proposed, at the last Council meeting, that Council approve a survey of the island. He said that since this was the first time the subject was brought up, several members of Council asked that this request be delayed in order to give them more time to consider it. The Planning Commission decided the proposal should be presented at the next Council meeting, August 13, 1986, and that Dr. Lee, Professor at the Architectural College at Clemson University, be invited to explain what the survey will encompass.

5. Mayor Bunch understands that the City Attorney has completed a draft of the Planning Ordinance and said it will be sent to each member of the Commission.

6. The meeting adjourned at 6:35 p.m. The next meeting will be at City Hall at 5:30 p.m., August 27, 1986.

Ned Oakley

Ned Oakley
Secretary

2. POLICE AND PUBLIC SAFETY. Chairman Kunreuther presented the minutes of the July 30, 1986 meeting (attached as Exhibit II). Due to the recent resignation of another patrolman since this Committee's meeting, recruitment will be stepped up to hire Police Department personnel. Mayor Bunch suggested a letter of commendation be issued to Officer Connolly for his work in connection with a recent kidnapping case in Mount Pleasant.

3. PUBLIC WORKS. Chairman Murph reported on this Committee's meeting of July 30, 1986, wherein a film presentation on a proposed beach rake was viewed. Also under discussion were trash container locations at the Yacht Harbor Villas and installation of a fence behind the City Hall, as requested by Andy Parrish, to prevent trespassing and dumping. The Mayor noted that several residents have written to commend the Public Works Department's efficiency, with particular reference to one employee who is working in the Front Beach area on Sunday mornings to remove debris.

4. ENGROSSED BILLS. Chairman McDonald presented the minutes of July 28, 1986 (attached as Exhibit III).

5. RECREATION. Chairman Bartos advised that lack of a quorum had precluded a formal meeting. He reported that the pump has been placed in the soccer field, fertilizer and grading still to be accomplished. A dance class leader has terminated her association with the City, having objected to the new terms of employment. August 23, a "Summer's End Celebration" has been planned, in place of a Labor Day weekend event, attendance figures for holiday weekends having proved disappointing in the past. A concrete apron will be installed at the front door of the Recreation Building. An advance calendar of events will be circulated Citywide commencing 9/1/86. Building use will be evaluated for the coming season. Seeding and resurfacing of baseball fields has been scheduled during October.

Council heard the Mayor's report on her meetings with members of the State Recreation & Tourism Division, whom she had invited to visit the City's recreation facilities and offer their advice for improvements. Leisure-time programs in the East Cooper area are receiving more attention due to the increasing severity of drug/alcohol-related problems affecting the entire region. The Mayor asked all Councilmembers to assist in the planning of effective programs.

D. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS.

1. BOARD OF ADJUSTMENT. No activity reported by Chairman Mary Eller.

2. PLANNING COMMISSION. Minutes of the July 30, 1986 meeting were submitted by Chairman Steve Russell (attached as Exhibit IV). A packet of information was distributed to Council re the recommended planning study. Professor Peter Lee of the Clemson College of Architecture described the scope of the proposed survey to be conducted by students of the Architecture and Urban Planning Departments of Clemson, supervised and assisted by two faculty members.

Ordinance: 1986-6
Introduced:

AN ORDINANCE

An Ordinance to amend Section 5-2-5(24) of the Isle of Palms Code of Ordinances.

WHEREAS, the Federal Emergency Management Agency is adopting new regulations concerning the National Flood Insurance Program and,

WHEREAS, a clarification of the definition of "Substantial Improvements", is desirable for the purpose of local administration of the program,

NOW THEREFORE, BE IT ORDAINED, by the Mayor and Council Members of the City of Isle of Palms, South Carolina in City Council assembled, that Section 5-2-5(24) is hereby amended to read as follows:

"Substantial Improvement". Any combination of repairs, reconstruction, alteration, or improvements to a structure, taking place during the life of the structure, in which the cumulative cost equals or exceeds fifty percent of the market value of the structure. The market value of the structure should be (1) the appraised value of the structure prior to the start of the initial repair or improvement, or (2) in the case of damage, the value of the structure prior to the damage occuring.

For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. The term does not, however, include either (1) any project for improvement of a structure to comply with existing State or local health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions, or (2) any alteration of a structure listed on the National Register of Historic Places or a State Inventory of Historic Places.

First Reading: June 11, 1986

Second Reading: July 9, 1986

Third Reading: August 13, 1986

Ratification: August 13, 1986

Attest: ______________________

Nellie S. McDuffie
Clerk/Treasurer

Approved: Carmen R. Bunch
Carmen R. Bunch
Mayor

Ordinance: 1986-7
Introduced:

AN ORDINANCE

An Ordinance to amend Section 5-2-7 of the Isle of Palms Code of Ordinances.

WHEREAS, the Federal Emergency Management Agency has completed a flood insurance rate study establishing base flood elevations and,

WHEREAS, a flood insurance rate map has been prepared based on this study which will be substituted for a previous map dated September 13, 1983.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled that Section 5-2-7 of the Isle of Palms Code of Ordinances is hereby amended to read as follows:

Section 5-2-7; Basis for establishing the areas of special flood hazard. The areas of special flood hazard identified by the Federal Emergency Management Agency is its FIRM dated October 17, 1986, with accompanying maps and other supporting data and any revisions thereto are adopted by references and declared to be a part of this chapter.

First Reading: August 13, 1986

Second Reading: ____________

Third Reading: ____________

Ratification: ____________

Attest: ____________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ____________
Carmen R. Bunch
Mayor

Ordinance: 1986-8
Introduced:

AN ORDINANCE

An Ordinance to amend Section 5-2-19, subparagraphs (1) and (2); renumber subparagraphs (3) and (4) as (4) and (5) and adopt new Section 5-2-19, subparagraph (3), of the Isle of Palms Code of Ordinances.

WHEREAS, the Federal Emergency Management Agency has promulgated new regulations in the national flood insurance program, and

WHEREAS, Section 5-7-260 of the South Carolina Code of Laws requires that an Ordinance must itself be amended by Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that Section 5-2-19, subparagraphs (1) and (2) are amended to read as follows and that existing Section 5-2-19, subparagraphs (3) and (4) are hereby renumbered (4) and (5), respectively; Section 5-2-19, subparagraph (3) is hereby adopted to read as follows:

(1) Residential Construction. New construction or substantial improvement of any residential structure shall have the lowest floor, including basement, elevated no lower than the base flood elevation. Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to facilitate the unimpeded movements of floodwaters shall be provided.

(2) Non-Residential Construction. New construction or substantial improvement of any commercial, industrial, or non-residential structure shall have the lowest floor, including basement, elevated no lower than the level of the base flood elevation. Structures located in A-zones may be flood-proofed in lieu of elevation provided that all areas of the structure below the required elevation are watertight with walls substantially impermeable to the passage of water, using structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification shall be provided to the official as set forth in 5-2-19(3) below.

(3) Elevated Buildings. New construction or substantial improvements of elevated buildings that include fully enclosed areas formed by foundation and other exterior walls below the base flood elevation shall be designed to allow for the entry and exit of floodwaters to automatically equalize hydrostatic flood forces on exterior walls. Designs for complying with this requirement must either be certified by a professional engineer or architect or meet the following minimum criteria:

(a) A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided. For the purpose of compliance with this article windows are not acceptable;

(b) The bottom of all openings shall be no higher than one foot above grade; and

(c) Openings may be equipped with screens, louvers, valves or other coverings or devices, provided they permit the automatic flow of floodwaters in both directions.

First Reading: August 13, 1986

Second Reading: __________

Third Reading: __________

Ratification: __________

Attest: ____________________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ____________________
Carmen R. Bunch
Mayor

RESOLUTION

WHEREAS, the Isle of Palms City Council recognizes the need for safe and reasonable passage to and from our Island to the mainland, and

WHEREAS, (a location has been decided upon,) funding has been agreed upon by all agencies, and the building of a bridge seems to be a reality within a reasonable length of time;

NOW, THEREFORE, BE IT RESOLVED that the Isle of Palms City Council supports the completion of this bridge without delay, and urges all appropriate agencies to work harmoniously and expeditiously to insure the completion of the Isle of Palms Connector for the health, safety and general welfare of the citizens of the Isle of Palms, South Carolina.

ADOPTED AND SIGNED in regular council session this 13th day of August, 1986.

ATTEST:

Nellie S. McDuffie
Clerk

Carmen R. Bunch
Carmen R. Bunch, Mayor

Michael R. Bartos
Michael R. Bartos

P. William Calhoun
P. William Calhoun

Robert Kunreuther

Leo McDonald
Leo M. McDonald

Thomas Murph

W. H. Sandeford

Elizabeth Smiley

Pam Tisdale
Pam Tisdale

MEETING:	Special City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	August 27, 1986, 7:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Tisdale, Smiley, Clerk-Treasurer McDuffie, City Administrator M. Williams, City Attorney D. Williams.
ABSENT:	Councilmembers Murph and Sandeford.

The meeting was called to order by the Chairman, Mayor Bunch. Purpose of the meeting was to hear Mr. Rick Field's presentation on the Resource Recovery System.

A. CHARLESTON COUNTY RESOURCE RECOVERY SANITATION SYSTEM.

Mr. Field began with a history of the project which the County is planning in conjunction with the Navy Department. Embarked upon 1½-2 years ago, the resource recovery facility will be located adjacent to the Navy Base on a site that was owned by Seabrook. The plan will essentially burn garbage, generate steam, and from steam (and in connection with this facility a turbine will be built) generate electricity. The steam will be sold to the Navy, used mainly to heat their buildings and attach to their ships, and the electricity sold to the Electric Utility. The County entered into an agreement last year with Foster Wheeler, boilermakers in resource recovery, whereby the County will guarantee 188,000 tons of garbage per year to the plant which will be privately owned/operated by Foster Wheeler. At this point Foster Wheeler and the County are, more or less, in a partnership proceeding to construct the plant.

Justification for the plant is based on long-range projections including: The Romney Street landfill is nearing capacity and will be used up in approximately 7 years, Bees Ferry used up in 8-10 years. Cost of landfill could be relatively high as well as difficult to find over the next 20 years. The resource recovery system is environmentally more sensible than landfill, as it is a very clean burning process.

The plant would not be totally self-supporting. Besides the Navy and Electric Utility, the County is the third source of revenue. Previously, the County sent a proposed draft ordinance to have the City guarantee its waste to the resource recovery system, as the County must rely on all the municipalities to guarantee the waste stream to the plant. There is overall enabling legislation that more or less says the County has the power to regulate the collection, but it does not appear they would ever have the authority to override City Ordinances--for instance, if the City wanted to take their refuse someplace else. Thus, the

County hopes to enter into agreements with the various municipalities in order to assure the 188,000 tons a year. A landfill would still be required, as when the garbage is burned there will be a 10% to 15% residue hauled from the plant.

Councilman McDonald raised the question of cost to the municipality. Mr. Field stated that, speaking in generalities, it is thought the cost to the taxpayers per ton would range from $12.00 to $19.00 per ton which is less than they are paying now. The cost is to be a User Fee, payment per amount of garbage generated. Councilmember Smiley thought this might be perceived as double taxation. Mr. Field did not see the User Fee as a double taxation issue, and added that the concept is that millage would be reduced to offset the user fee amount. In response to Councilmembers Tisdale and Smiley, he advised that the boilers can last a very long time. The bonds will be for 20 years, and at that time there is the option to renew the contract with no debt to be paid off. When the plant is operative, landfill would be permitted only for dry garbage. Meeting the 188,000-ton waste requirement for the plant will be "close," but with a total commitment from municipalities and service districts it will be met. Private collectors who pick up dumpsters are another source to be dealt with. Councilman McDonald asked whether municipalities would be paying the same rate as private contractors when the plant is established. Mr. Field replied they should not be, and a study would be commissioned in September or October to look at the fee structure in this respect. In discussion with Councilman Kunreuther, Mr. Field informed the Council that there are a number of resource recovery plants operating in the Southeast: Florida has approximately 10, and Savannah has one that is starting up in the next 6 to 8 months. The final economics of this project will not be known until agreements are finalized with the Navy and the Utility, and at that point the only other variable is the interest rate when the bonds are sold. The County has a guaranteed construction price from Foster Wheeler, and an operating price that will be escalated by a certain index over the 20-year period. So all costs are becoming fixed.

Responding to Mayor Bunch's request concerning status of an agreement with the Navy, Mr. Field expressed hope they would get clearance to negotiate final steam price in the next few weeks and arrive at an agreement by the end of September. In addition, it is planned to sell the bonds in December.

The Mayor offered to contact the County Municipal Delegation about Mr. Field speaking to them at the next meeting concerning what this project is going to cost our taxpayers, and he agreed to do so if invited. Mayor Bunch thanked him for appearing before the Council.

B. TRANSFER OF FUNDS.

Reference was made to the Mayor's memorandum to Council dated August 25, 1986 and the 1984 Resolution which was enclosed whereby funds were set aside for capital projects, with the provision to allocate funds from the Capital to General Fund, if necessary, by majority vote of Council (attached as Exhibit I). The Ways and Means Committee had met August 26, 1986 and recommended that Council approve the transfer of funds to meet city expenses (Exhibit II).

The City Administrator recounted that historically during this time in the fiscal year receipts are at a low ebb in various types of revenue. In March of this year, based on the Resolution of 1984, approximately $800,000 of cash savings were allocated to the Capital Improvements Project Account from the General Fund. Prior to that time all cash reserve was in essentially one fund and if there were need it could be used. Through payroll and accounts payable for August nearly all General Fund cash reserve has been expended, the remainder of cash reserve being tied up in "restricted funds:" Revenue Sharing, Accommodations Tax Investment, and the Capital Improvements Project Accounts. According to the Resolution that created the capital project account, up to 20% of the fund can be used for ordinary expenses, if necessary, with approval of the Council. Transfer from that fund will probably be necessary until property tax revenue is generated later this year. (It was noted that in the past, during this time of year, the City has borrowed funds from the bank in Tax Anticipation Notes.) There is cash reserve on hand which would be transferred to the General Fund for use; then, as property tax and business license revenues are received these monies would be returned to the Capital Improvements Project Fund.

Mayor Bunch suggested amending the Resolution to allow spending from the Capital Improvements Project Fund at this time of year, knowing it would be repaid, without going before Council every year. This is a recurring situation because revenue is not received until taxes are due, which is by the end of December. Concerning the 1984 Resolution, Councilmember Smiley pointed out that it was the advice of the Accountant that separation of funds made the monetary situation more clear and easier to follow. It was a method to keep the Council up-to-date on the City's financial affairs. As a matter of course, all that would be necessary to move these funds back into the General Fund is Council's vote of approval. Councilman Kunreuther agreed and proposed that Council follow the guideline of the Resolution and grant majority approval for a loan or expense transfer from the Capital Fund to the General Fund over a period not to exceed six months. He did not see any problem with repeating this action every year, since it is a simple vote and, with a duration included, the City Administrator or Mayor would have to make the request again and present another fiscal accounting. Councilmember Smiley added that, in the meantime, if Engrossed Bills would like to propose either an amendment to this Resolution or putting it in ordinance form, she felt the Council would be open to consideration of that. Motion by Councilman Kunreuther to approve, for a period of not to exceed six months, that such loan or expense transfer take place to assure sufficiency of the General Fund; seconded by Smiley, carried unanimously.

In further discussion about the funds being returned to the Capital Improvements Project Account when tax revenues are received, the City Administrator advised that repayment may well be in the second quarter of 1987, February or March. Councilman Kunreuther stated that as long as the loan or transfer ceases in six months, then reimbursement is required by the intent of his motion.

C. POINT OF ORDER.

The Chairman recognized Councilmember Smiley on a Point of Order: Was there not an Ordinance providing that a Special Meeting is called for a special purpose. Councilmember Smiley related that for years special meetings were called "for the purpose," and the only way anything was added to the agenda was by majority at that Special Meeting if something had arisen. Her impression was that now, whenever a special meeting is called for a purpose, by meeting time there is an unusually long agenda.

Mayor Bunch explained that this Special Meeting was called for the purpose of hearing the Resource Recovery presentation by Mr. Fields. Also, as the Council was aware of before the meeting, action on the Transfer of Funds was crucial. A Special Meeting is for consideration of anything that has come up in the interim which is considered an emergency or needing attention before the next Council Meeting. The Mayor gave a briefing on the timeliness of the agenda items, and stated that if an item is on the agenda it is within the Rules; if not on the agenda suspension of the Rules of Order and Procedure must be requested in order to allow placement on the agenda.

D. ORDINANCES.

1. No. 1986-7 (SECOND READING) - To amend Section 5-2-7 of the Isle of Palms Code of Ordinances, concerning the FEMA regulations. Motion by Councilman Kunreuther to waive the reading and include a copy with minutes of this meeting as an attachment; seconded by Bartos, carried with Councilmember Smiley opposed. After discussion regarding reading the ordinance word-for-word, it was determined that either the reading or attachment to the minutes was proper (attached as Exhibit III). Motion by Councilmember Smiley to approve second reading, seconded by Tisdale, carried unanimously.

2. No. 1986-8 (SECOND READING) - To amend Section 5-2-19, subparagraphs 1 and 2; renumber existing subparagraphs 3 and 4 as 4 and 5 and adopt new subparagraph 3. Motion by Councilman Kunreuther to

accept, seconded by Bartos. In discussion regarding amendment, City Administrator advised that blanks which appeared in Ordinance at first reading had been deleted. Councilman Kunreuther's motion withdrawn. Motion by Councilman Bartos to amend Ordinance as presented to be read, seconded by Kunreuther, carried unanimously. After reading by City Administrator, motion by Councilmember Smiley to approve second reading, seconded by McDonald, carried unanimously. (Exhibit IV)

3. No. 1986-9 (FIRST READING) - An Ordinance to prohibit careless operation of a vehicle. Motion by Councilman Kunreuther to approve first reading, seconded by McDonald, carried unanimously. Councilmember Smiley urged members to seriously consider all aspects of this Ordinance, some of which she felt were unfavorable, before second reading. Mayor Bunch spoke for the Ordinance which was proposed as a means of alerting motorists to the danger of invading the bicycle path. (Exhibit V)

D. PLAT APPROVAL.

SCE&G/Simmons Property on 13th Avenue for Utility Substation.
This item was withdrawn from the agenda, as the Planning Committee met and asked that it be held in abeyance. They wish the Administrator and Mr. DeStephano to meet concerning plans for a buffer to minimize noise in consideration of neighbors. In addition there is need for discussion regarding another piece of property to be acquired.

E. PARKING LOT PROPERTY.

The Mayor reported that Mr. Way has given the City until December 31 to determine whether they wish to continue to lease or purchase the property.

Motion by Councilman Kunreuther to go into Executive Session to discuss contractural matters; seconded by Bartos, carried unanimously.

--

There being no further business, motion to adjourn was entered by Councilman Bartos, seconded by Calhoun, and approved unanimously. The meeting was adjourned.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED: Carmen R. Bunch

Carmen R. Bunch, Mayor

CITY OF ISLE OF PALMS, S.C.

MEMORANDUM

FROM: Carmen R. Bunch, Mayor SUBJECT Transfer of Funds

TO: City Councilmembers DATE August 25, 1986

As you are probably aware, to a large extent the revenue of the City is received in largest quantity during late fall and early winter. Our largest collections of revenue are the result of property taxes and business license renewals. As with many other units of local government, during late summer or early fall we are likely to experience cash shortfall. Following accounts payable and payroll for the month of August we have depleted cash reserves in the General Fund, but have considerable cash reserves in the Revenue Sharing Account, Accommodations Tax Investment Account, and the Capital Improvement Projects Investment Account.

Prior to March of this year, the City could always tap into the large cash reserves found in what is now the Capital Improvement Fund. As you can see from one of the enclosed sheets the total fund balance has not changed that much over the last 12 months, but beginning in March when the Capital Improvement Fund was established, by a Resolution adopted in 1984 (also enclosed), those funds have not been available for general use of the City except by authorization of the City Council. The balance as of July 1986 in that fund was approximately $840,245. By authorization of City Council, approximately 20% or $168,049 could be used to meet day-to-day expenses of the City. Authorization to make transfers from this fund as needed should carry us into a period where revenue begins to come in from property taxes. It has not been requested that transfers be authorized before now, because we were trying to maximize the amount of interest earned on the monies and not ask that they be transferred until needed. We would only transfer funds from this account to meet payroll and accounts payable.

As you can see from the enclosed materials, for the period July 1985 through July 1986, in only four of the months did the City's revenue exceed expenditures.

If you should have any questions, please let me know.

Carmen

Enclosures

CRB:jk

appendix (2)
4-11-84

RESOLUTION

WHEREAS, the City of Isle of Palms desires to be in compliance with all accounting procedures as outlined in the Uniform Local Government System; and

WHEREAS, the City Accountant has noted that there are unbudgeted surplus funds; and

WHEREAS, the Accountant has recommended that the City allocate those funds; and

WHEREAS, the Ways and Means Committee has voted to allocate said funds to a Capital Project Account.

NOW THEREFORE, BE IT RESOLVED that the City establish a Capital Project Fund, encompassing the surplus fund of the City of Isle of Palms as of this date. That(20%) Twenty percent of said fund shall be available to offset day to day cash flow requirement and that (80%) Eighty percent balance of said fund be retained as Capital Project monies.

FURTHERMORE, should there be a necessity to allocate said funds or to execute a transfer of funds to the General Fund on a loan basis, it shall only be done with majority approval of City Council for loan or expense transfer.

DONE IN COUNCIL DULY ASSEMBLED, this 11th Day of April, 1984 .

Nellie S. McDuffie
Clerk of Council

Clay Cable
Mayor

COUNCILMEMBER

COUNCILMEMBER

Carmen R. Bunch
COUNCILMEMBER

Elizabeth C. Smiley
COUNCILMEMBER

COUNCILMEMBER

COUNCILMEMBER

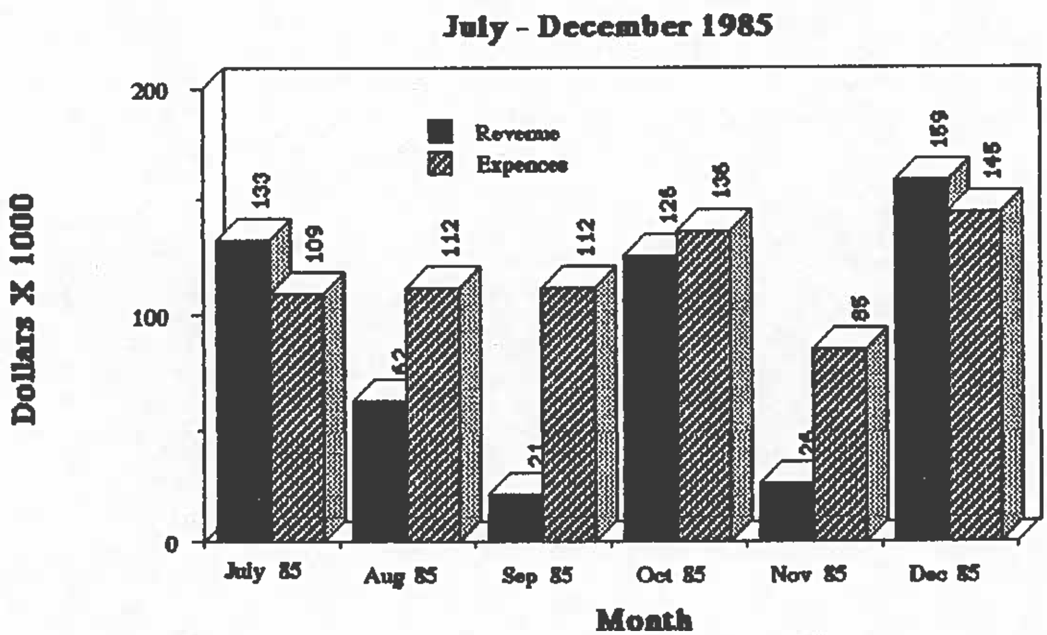
COUNCILMEMBER

COUNCILMEMBER

ISLE OF PALMS
FINANCIAL REPORT
FISCAL 1985 - 1986

August 25, 1986

Revenue vs Expences of the Isle of Palms 1985 -1986



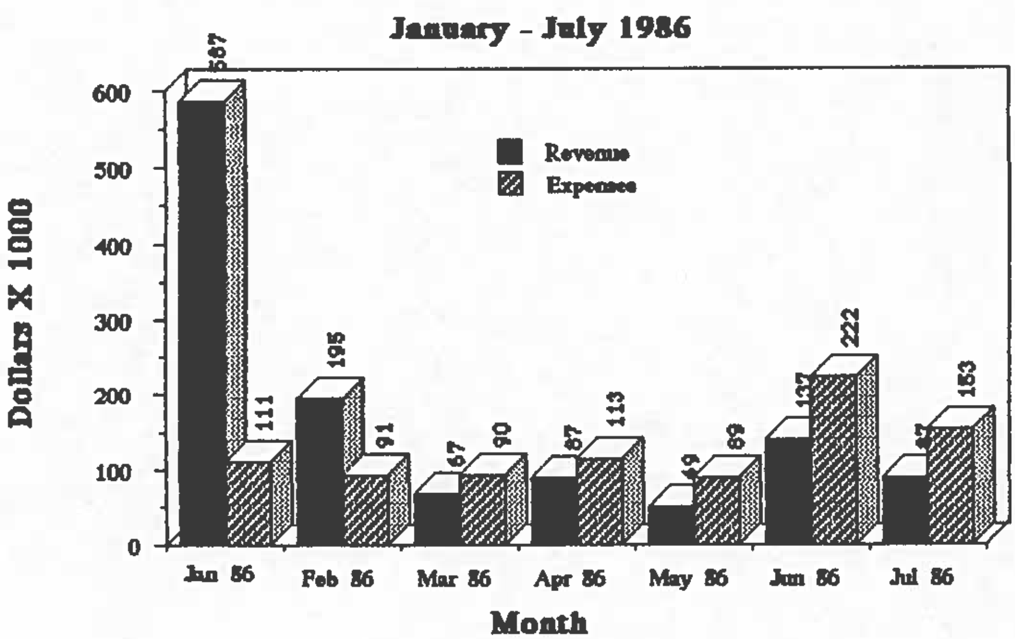


Table2. First and Second Quarter of 1985 Fiscal Report

	Jan 86	Feb 86	Mar 86	Apr 86	May 86	Jun 86	Jul 86
G.F. Invest	461,871.08	1,016,243.98	232,400.19	153,682.63	104,707.22	45,208.00	45,523.66
Savings	542,384.20	57,424.66	29,109.80	60,917.64	25,438.38	161,895.21	49,701.22
Invest So. Bank	46,567.14	46,567.14	46,567.14	46,567.14	46,567.14	46,567.14	38,567.14
Invest A/C Tax	186,944.74	207,720.87	184,156.76	185,491.20	186,873.59	122,127.44	122,980.19
Invest Cap.Improv.	-	-	-	822,419.81	828,549.15	834,419.48	840,245.56
Total All Funds	$1,237,767.00	$1,327,956.40	$1,308,737.20	$1,269,078.40	$1,192,135.40	$1,210,217.20	$1,097,017.70
Total Revenue*	587,962.13	203,258.73	67,190.23	87,174.54	49,904.80	137,862.40	87,964.38
Total Expense*	111,882.14	117,569.48	90,604.69	113,966.15	89,947.57	222,177.90	153,392.64

*** Values also shown in Financial Graph 2**

Table 1. Third and Fourth Quarter of 1985 Fiscal Report

	Jul 85	Aug 85	Sep 85	Oct 85	Nov 85	Dec 85
G.F. Invest	500,138.19	504,174.24	709,274.41	476,132.16	479,781.67	458,380.38
Savings	290,285.10	239,709.63	28,991.69	94,244.17	22,306.32	89,643.97
Invest So. Bank	146,327.28	146,327.28	46,717.20	46,567.14	46,567.14	47,567.14
Invest A/C Tax	-	-	-	188,590.01	190,035.51	185,528.60
Invest Cap.Improv.	-	-	-	-		
Total	$936,750,57	$890,601.07	$784,983.30	$805,533.48	$738,690.64	$780,120.09
Total Revenue*	133,668.98	62,288.34	21,461.65	126,921.30	26,978.16	159,245.74
Total Expence*	109,743.03	112,797.87	112,554.20	136,655.56	85,526.59	145,316.41

* Values also shown in Financial Graph 1

WAYS AND MEANS STANDING COMMITTEE

August 26, 1986

6:00 p.m.

Present were: Leo McDonald
Mayor Bunch
Administrator Williams

Ways & Means voted to recommend that at the Special Council Meeting of August 27th the Council approve their recommendation to transfer funds from Capital Improvement Fund to General Fund to meet City expenditures as needed. Capital Improvement Fund would be replenished when revenue begins to come in from property taxes.

Respectfully submitted,

For the Chairman:

Carmen Bunch

Carmen R. Bunch, Mayor

Ordinance: 1986-7
Introduced:

AN ORDINANCE

An Ordinance to amend Section 5-2-7 of the Isle of Palms Code of Ordinances.

WHEREAS, the Federal Emergency Management Agency has completed a flood insurance rate study establishing base flood elevations and,

WHEREAS, a flood insurance rate map has been prepared based on this study which will be substituted for a previous map dated September 13, 1983.

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First Reading: August 13, 1986

Second Reading: August 27, 1986

Third Reading: __________

Ratification: __________

Attest: __________
Nellie S. McDuffie
Clerk/Treasurer

Approved: __________
Carmen R. Bunch
Mayor

Ordinance: 1986-8
Introduced:

AN ORDINANCE

An Ordinance to amend Section 5-2-19, subparagraphs (1) and (2); renumber subparagraphs (3) and (4) as (4) and (5) and adopt new Section 5-2-19, subparagraph (3), of the Isle of Palms Code of Ordinances.

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WHEREAS, Section 5-7-260 of the South Carolina Code of Laws requires that an Ordinance must itself be amended by Ordinance;

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(2) Non-Residential Construction. New construction or substantial improvement of any commercial, industrial, or non-residential structure shall have the lowest floor, including basement, elevated no lower than the level of the base flood elevation. Structures located in A-zones may be flood-proofed in lieu of elevation provided that all areas of the structure below the required elevation provided that all areas of the structure below the required elevation are watertight with walls substantially impermeable to the passage of water, using structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification shall be provided to the official as set forth in 5-2-19(3) below.

(3) Elevated Buildings. New construction or substantial improvements of elevated buildings that include fully enclosed areas formed by foundation and other exterior walls below the base flood elevation shall be designed to allow for the entry and exit of floodwaters to automatically equalize hydrostatic flood forces on exterior walls. Designs for complying with this requirement must either be certified by a professional engineer or architect or meet the following minimum criteria:

(a) A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided. For the purpose of compliance with this article windows are not acceptable;

(b) The bottom of all openings shall be no higher than one foot above grade; and

(c) Openings may be equipped with screens, louvers, valves or other coverings or devices, provided they permit the automatic flow of floodwaters in both directions.

First Reading: August 13, 1986

Second Reading: Aug 27, 1986

Third Reading: ______________

Ratification: ______________

Attest: ______________________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ______________________
Carmen R. Bunch
Mayor

Ordinance: 1986-9
Introduced:

AN ORDINANCE

An Ordinance to prohibit careless operation of a vehicle.

WHEREAS, under the police powers granted to municipalities under Section 5-7-30 of the South Carolina Code of Laws, 1976, as amended, municipalities have authority to adopt traffic regulations, and

WHEREAS, it is determined that careless operation of a vehicle is an offense whose adjudication is desirable in Recorder's Court;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is adopted as Section 8-1-20 of the Isle of Palms Code of Ordinances:

Section 8-1-20. Careless Operation of a Vehicle.

It shall be unlawful for any person to operate any vehicle without care and caution and full regard for the safety of persons and property. Any person failing so to do shall be guilty of careless driving or riding. The operation of any vehicle when the same or any of its appliances is not in proper or safe condition shall be prima facie evidence of careless driving or riding.

First Reading: August 27, 1986

Second Reading: ________________

Third Reading: ________________

Ratification: ________________

Attest: ________________________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ________________________
Carmen R. Bunch
Mayor

MEETING:	Regular City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	September 10, 1986, 7:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Tisdale, Sandeford, Smiley, Clerk-Treasurer McDuffie, City Administrator M. Williams, City Attorney D. Williams.

The meeting was called to order by the Chairman, Mayor Bunch. Pledge of Allegiance and Invocation followed, and roll was called.

A. READING OF THE JOURNAL OF THE PREVIOUS MEETING.

Minutes of the August 13, 1986 meeting were submitted. Motion by Councilman Murph to suspend the reading of minutes and approve them as recorded, seconded by Smiley, carried unanimously.

B. CITIZEN'S COMMENTS.

None.

C. REPORTS FROM STANDING COMMITTEES.

1. WAYS AND MEANS: Chairman Smiley reported on the meeting of August 26, 1986 which was held in her absence. The Committee met to discuss the Administration's request re transfer of funds from the Investment Account to the General Fund. At a Special Council Meeting the following night Council acted upon recommendation of the Committee to approve the transfer with the provision that it be reimbursed by March of 1987. The Chairman advised that the monthly statement would be distributed after the meeting and, after perusal, if there were any questions the Committee would be reviewing it at their regular meeting the last Monday of the month. (Minutes attached as Exhibit I.)

2. POLICE AND PUBLIC SAFETY. Chairman Kunreuther reported on the meeting of August 26, 1986. Monthly reports were received from the Chief, including individual officer reports for the first time, as well as a separate canine report. The Chief was directed to write commendations to Officer Connelley and the Canine Patrol Unit he operates, for their assistance with Mt. Pleasant Police. According to the Chief, the Disaster Manual for the County received an update. Applications for Patrolman were received, and one was approved by the Committee. Mr. Kunreuther added he understood that applicant was hired to fill one of the two vacancies. Stop signs on 41st Avenue, especially along the Forest Trail area, were discussed and will be requested of the State Highway Department. 25 MPH speed limit signs will be installed along Waterway Boulevard. There was discussion about a new radar unit, and it was decided to defer that until later in the year. Concerning the new manual, the Chief will

make all officers and patrolmen aware of its contents. As a deterrent, the Committee urged the Police Department to publicize any reports of drug use or arrests, as well as any sex-related crimes on the island. Officer training regarding child abuse was discussed, and two officers have since been sent to attend. Three officers are going to radar certification school. (Minutes attached as Exhibit II.)

3. PUBLIC WORKS. Chairman Murph presented the minutes of the August 27, 1986 meeting (Exhibit III). Concerning the approved purchase of a 4,000-gallon gasoline tank from the 7-11 Store, it was added that the tank is fiberglass, will be tested for leakage, and not buried until there is a new City Hall Complex.

4. ENGROSSED BILLS. Chairman McDonald presented the minutes of August 25, 1986 (Exhibit IV). Ordinances 1986-10 requiring water utility companies to submit certain reports to the City, and 1986-11 requiring vendors of food for consumption to have bathrooms, were reviewed and recommended for Council approval.

5. RECREATION. Chairman Bartos presented minutes of the September 4, 1986 meeting (Exhibit V). In addition, regarding the Summer's End Festival, Mayor Bunch felt it was one of the best ever seen at the Playground. It was well attended and the parents very well pleased. Concerning league ball and increasing community identity on the teams, she also had spoken to Jack Tracey, as well as Dick Jones and East Cooper Recreation people about having more participation from Mt. Pleasant in games on the Island. The Mayor stated she had received lists of participants in Karate, Dance Class, and Gymnastics from the Recreation Director and would provide copies to Councilmembers.

D. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS.

1. BOARD OF ADJUSTMENT.

No activity reported.

2. PLANNING COMMISSION. Minutes of the August 27, 1986 meeting were submitted (Exhibit VI). The City Administrator informed the Council of his and the Mayor's meeting with Dr. Peter Lee and the staff of graduate students from Clemson University. An impromptu history of the island was presented by the historian, J. P. Petit, after which the group toured the island, noting areas of interest that would be incorporated into the island-wide planning study Clemson will conduct for the City. Dr. Lee has responded that the meeting was very useful, the program is now underway, and as soon as the actual format for the planning study is decided upon another meeting will be arranged. Council will be kept advised of progress on the study. Mayor Bunch expressed appreciation to Foster Clark for making arrangements to have a van available from Wild Dunes, which accommodated 14 people including members of the Coastal Council. A thank-you letter was also written to Mr. Noel Thorn, President, Wild Dunes.

3. BUILDING COMMITTEE. Chairman O'Neal presented minutes of the meeting held on September 3, 1986 (Exhibit VII). When the adjacent property is purchased and the survey is done, the architect will prepare a proposed site plan for the complex and then go ahead with design of the building. The City Administrator has reported the survey was ordered and will go to the architect in two to three weeks. When he receives the elevations and exact measurements, the architect will then proceed with the schematic of where the building should be located, the traffic flow, and so forth. Mayor Bunch advised that this phase will also be included in the study being done by Clemson, so input will be received from them.

4. BEACH PATROL AND CONTROL BOARD. In the absence of the Chairman, Councilman Sandeford presented minutes of the meeting of August 21, 1986 (Exhibit VIII). In reference to the Board's memorandum to Mr. John W. Morgan, Development Group, giving conditional approval of Permit Application No. 86-8-2, the City Administrator read a letter which was hand delivered September 10 from Attorney Ted Guerrard appealing the conditions. It was the opinion of the City Attorney that proper administrative procedure was not followed in application for the permit and subsequent consideration of it; therefore, The Development Group should reapply to the Board and if denial is still the Board's decision they can appeal to City Council. Councilmember Smiley commented that, at Council Meeting of July 10, the final platting of this property was approved only with the condition that it received approval of the Beach Board. Her question was, where do we stand on that? Response from the Mayor was that it stands that way.

5. MAYOR'S REPORT. The City Administrator and Mayor will travel to Litchfield Beach on September 16 to attend a half-day seminar on Flood Insurance. From there they will go to North Myrtle to look at a rake for cleaning the beach--how it works, what it costs--and report on that to Public Works. Any Committee members who would like to go were cordially invited.

E. REPORTS FROM SPECIAL OR JOINT COMMITTEES.

None.

F. PETITIONS RECEIVED, REFEREED OR DISPOSED OF.

None.

G. PLAT APPROVAL.

1. No. 1986-20, Resubdivision of Lots 30 and 34, Section A, Isle of Palms, owned by Louise W. Sottile. The Chairman recognized Mr. Nick Sottile who requested adjustment of property lines for Lots 30 and 34 which have been in existence since approximately 1915. When Salvador Sottile built the residence on Lot 34 he encroached slightly on Lot 30, which was the reason for this request. Mr. Oakley advised that the Planning Commission recommended approval. Motion by Councilman McDonald to approve, seconded by Murph, carried unanimously.

H. BILLS ALREADY IN POSSESSION OF COUNCIL.

1. No. 1986-7 (THIRD READING) - An Ordinance to amend Section 5-2-7 of the Isle of Palms Code of Ordinances, concerning FEMA regulations. The Chairman requested third reading, line by line, in keeping with the Code whereby any member of Council can request the reading of an Ordinance at third reading. After reading by City Administrator, motion by Councilmember Smiley to accept third reading, seconded by Murph, carried unanimously. Motion by Councilmember Smiley to suspend Rules of Order to permit ratification, seconded by Bartos, carried unanimously. Motion by Councilman Bartos for ratification, seconded by Murph, approved unanimously.

2. No. 1986-8 (THIRD READING) - An Ordinance to amend Section 5-2-19, subparagraphs (1) and (2); renumber subparagraphs (3) and (4) as (4) and (5) and adopt new Section 5-2-19, subparagraph (3), of the Isle of Palms Code of Ordinances. A correction was necessary at Section (2), lines 5, 6 and 7, where the words "provided that all areas of the structure below the required elevation" appeared twice in succession. Motion by Councilmember Murph to correct, seconded by McDonald, approved unanimously. Motion by Councilmember Murph to accept, seconded by McDonald, approved unanimously. Motion by Councilmember Smiley to suspend Rules of Order to permit ratification, seconded by Murph, approved unanimously. Motion by Murph for ratification, seconded by McDonald, approved unanimously.

3. No. 1986-9 (SECOND READING) - An Ordinance to prohibit careless operation of a vehicle. Councilmember Smiley noted there was no mention of this in the Police Committee report, and asked about their position on the proposed ordinance. Councilman Kunreuther stated it had been considered in Committee and, in essence, the Chief of Police indicated the present State ticketing system would account for such violations whereas the Mayor felt it was important to have a separate offense within the City Code of Ordinances for careless driving. The Committee had no objection to placing it before Council, although Mr. Kunreuther did not believe the Committee ever adopted it as a recommended ordinance.

In discussion, Councilmembers Smiley, Bartos, Murph and Sandeford spoke in opposition; McDonald stated the Engrossed Bills Committee saw the Ordinance primarily to stop carelessness in driving into the bicycle path; Smiley thought at police discretion a warning could be given now without fine; Sandeford felt addressing the matter of more bike path warning signs would be prudent; Tisdale would have liked input from the Police Chief and officers. The Mayor advised that several in the Police Department, including the Chief, had brought the bike path situation to her attention. Residents have been using that lane for years, and it was thought a City ticket might be best to get them out of the habit with a lesser fine.

The City Attorney read from the State Code, citing a distinct difference between reckless and careless driving. Motion by Councilman Murphy to accept, seconded by Tisdale, motion defeated.

I. INTRODUCTION OF NEW BILLS AND RESOLUTIONS.

1. Mayor Bunch presented a Proclamation designating September 17 through 23 as "Constitution Week" in the City of Isle of Palms, and urged all citizens to pay special attention during that week to our Federal Constitution and the advantage of American Citizenship.

2. No. 1986-10 (FIRST READING) - An Ordinance to adopt Section 4-1-1 of the Isle of Palms Code of Ordinances, requiring water utility companies operating within the City of Isle of Palms to submit all the reports to the City setting out their water pumping capacity, average daily flow data, average daily consumption data, and projecting said data for the ensuing quarter and requiring said companies to immediately notify the City of any known pending water shortage. Motion by Councilman Murph to accept, seconded by McDonald, approved unanimously.

3. No. 1986-11 (FIRST READING) - An Ordinance to adopt Section 6-1-3 of the Isle of Palms Code of Ordinances, requiring all restaurants, snack bars, and vendors of food for consumption to have bathrooms. Motion by Councilman Murph to accept, seconded by McDonald, approved unanimously.

Councilman Kunreuther requested that the Engrossed Bills Committee, before second reading, consider this proposed ordinance from the standpoint of people we now have accepted into business being put out of business for having no possibility of providing such facilities. Councilman McDonald stated that this will not affect those vendors who were here for the past summer season, but those who come here for the summer next year will be required to furnish restrooms. It has been unfair to the businesses paying taxes year-around to have to furnish their restrooms for the vendors who come here for the short-term.

J. MISCELLANEOUS BUSINESS.

The Mayor requested permission to reverse the agenda order, and item 2 became 1.

1. Mr. Dan Morley, Construction Manager of The Pantry, Inc., was introduced and asked Council to reconsider the City Administrator's decision to deny them a sign permit. Their petition was to place their sign in the existing frame which was in place when they bought The Depot property on Palm Boulevard. Discussion was mainly in opposition to allowing use of the existing sign frame, essentially for aesthetic reasons; however, Councilmen Murphy and Kunreuther tended toward allowing the frame to remain since it was previously installed. It was suggested that the possibility of its being "grandfathered in" could be researched by the City Attorney. Motion by Kunreuther to reverse the City Administrator's denial and approve the sign as proposed by The Pantry, seconded by Murph. The Chairman called for a roll call vote: OPPOSED - Bartos, McDonald, Tisdale, Sandeford, Smiley, Bunch. IN FAVOR - Calhoun, Kunreuther, Murph. The motion was defeated and the appeal denied.

Mr. Morley was invited to submit another proposal, within the scope of the Sign Ordinance, to the City Administrator for consideration. Mayor Bunch also thanked him for the Pantry's recent letter allowing City vehicles to use their car-wash facilities.

2. Mrs. Dale Coleman has agreed to sell her property to the City. After meeting with her concerning the contract, Administration will bring the matter to Council, i.e., when she will vacate.

3. A letter to the Mayor from The Beach Co., in which they gave the City until December 31, 1986 to decide whether to continue leasing the parking lot property at their suggested price or continue seeking funds to purchase it, was discussed. The Mayor had also presented a letter from David E. Jackson, CPA, with his recommendation on this matter. Attempts to acquire funding are still in process with the State Parks, Recreation and Tourism Department, and through the Charleston-Dorchester-Berkeley Council of Governments, as well as correspondence to several of the Senators. It was the Mayor's opinion that, since a decision must be made, a referendum of the people would be the way to settle the issue. She had spoken to the Election Commission, and the referendum could be held anytime, within 30 days, or 60 days which would allow time for advertising plus a Town Hall Meeting beforehand. Some councilmembers expressed mixed feelings about the referendum. Motion by Councilman Kunreuther that Administration bring before Council a plan of action for an advisory referendum, seconded by Smiley, carried unanimously.

4. Concerning the Island Marathon, Councilmember Smiley addressed the importance of the City being in contact with the Marathon people to insure that the Recreation Department is a part of this event, as they were each year until last year.

5. The City Administrator brought Council up-to-date on the Dune Walkover Project. He recounted there were legal problems which precluded building walkovers on the beach access; however, there is an access at 41st Avenue that was dedicated to the City when that subdivision was developed. Discussions have been conducted with The Beach Co. about the possibility of acquiring at least one other location from them on which to build a second walkover. An overriding concern expressed was the City's assumed liability for potential injury to anyone using the walkovers, as well as the long-term maintenance costs. The project was to have been approximately $45,000 to build walkovers at perhaps seven locations. It has now been minimized to building only one or two, with the possibility that one of these would be a handicapped walkover. The special requirements in construction of a handicapped walkover would, of course, account for a good portion of the money which is set aside.

6. Mayor Bunch advised that plaques for former Councilmembers have been ordered, and it is planned that they will be presented on December 7 which will be "Awards Day." Plaques have also been ordered for Mayors who have served in the past and did not receive one. In addition, on December 7 awards will be presented to Employee of the Year for each department and Citizen of the Year.

7. Mr. Joe Good, representative of South Carolina Electric and Gas, was introduced by the Mayor and she thanked him for visiting Council.

Prayers were requested for Island residents who recently passed away: Sue Jones, a valued City employee; Mr. Steadman, husband of Nancy; Hazel Watson, instrumental in forming the 60+ Club; Frank Pitman, a 30-year-old taken by a massive heart attack.

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There being no further business, motion to adjourn was entered by Councilman Murph, seconded by Councilmember Smiley, and approved unanimously. The meeting was adjourned.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED: Carmen R. Bunch

Carmen R. Bunch, Mayor

WAYS AND MEANS STANDING COMMITTEE

August 26, 1986

6:00 p.m.

Present were: Leo McDonald
Mayor Bunch
Administrator Williams

Ways & Means voted to recommend that at the Special Council Meeting of August 27th the Council approve their recommendation to transfer funds from Capital Improvement Fund to General Fund to meet City expenditures as needed. Capital Improvement Fund would be replenished when revenue begins to come in from property taxes.

Respectfully submitted,

For the Chairman:

Carmen Bunch

Carmen R. Bunch, Mayor

POLICE AND PUBLIC SAFETY MINUTES

The Police and Public Safety Committee met at 7:30 p.m. on Tuesday, August 26th. Present were Council Members Murph, Kunreuther, Mayor Bunch and Chief Thompson. During the meeting the following matters were disucssed:

1. Monthly reports were furnished by the Chief, who informed the Committee that Officer Connelly and his dog had received commendations. Also reported was the department's recent update of the County Disaster Manual.

2. Traffic signs on 41st and Waterway Blvd. were disucussed.

3. The Committee considered the possibility of purchasing a new radar unit in April, 1987.

4. The Department has received numerous applications for employment from which vacancies may be filled.

5. It was suggested that the department work with local media to publicize police action against drug and sex offenders.

Robbie Kunreuther
Chairman

PUBLIC WORKS

Public Works committee met August 27, 1986 with all members present, including supt. Parrish.

The committee approved the construction of an eight foot fence to be constructed around the back of city hall.

Mr. Parrish reported that he now has a full work force and should be caught up on all pick ups, including trash, in the very near future.

Mr. Parrish reported that the drainage ditches on the island would be cleaned out only twice a year by the county unless there is an emergency situation.

The committee approved the purchase of a 4,000 gallon gasoline storage tankfrom the 7-11 store which will be place in the rear of city hall.

There being no further business, the meeting was adjourned.

Respectfully Submitted

Thomas F. Murph, Chairman

Engrossed Bills Committee Minutes

Engrossed Bills Committee met August 25, 1986, at 6:00 p.m. All members were present. Mayor Bunch and City Administrator Williams were also present.

Ordinances 1986-10 and 1986-11 were reviewed, and the Committee unanimously recommended these ordinances for Council approval.

1986-10 requires the Isle of Palms Water Company to furnish the City with quarterly reports on daily flow and water consumption.

1986-11 will require all snack bars, restaurants, vendors, and any other businesses selling food for consumption to provide restrooms for use by customers.

Meeting adjourned.

Respectfully submitted,

Leo McDonald, Chairman

RECREATION COMMITTEE MEETING

September 4, 1986

Present were: Director, Catherine Leopold
Committee Members, Bartos and Calhoun
Visitor, Jack Tracey

1. The meeting was called to order at 7:45 p.m.

2. Councilmember Smiley notified the Committee that she has resigned from the Recreation Committee.

3. A letter from Pam Early was read. She regretted having to terminate her dance class because of the 25% fee charged to instructors. Dance class participation has dropped from 63 students to 12 students.

4. The Summer's End Festival was quite successful, with approximately 150 participants. We would like to make this an annual event.

5. The church league softball will end September 20. The field will then be available for repairs.

6. Mr. Tracey initiated a discussion about the league baseball draft and the problems of lack of community identity on the teams.

7. The meeting was adjourned.

Respectfully submitted,

Mike Bartos
Chairman

MINUTES OF MEETING
ISLE OF PALMS PLANNING COMMISSION

Date: August 27, 1986

Present: Lonnie Moyer
Ned Oakley
Ken Palka
Steve Russell (Chairman)
Geoffrey Woodard

Mayor Carmen Bunch
Mark Williams, City Adm.
Foster Clarke (Wild Dunes)

The meeting was opened by Chairman Steve Russell.

1. Minutes of the meeting of July 30, 1986, were approved.

2. First business was discussion of a plat submitted for approval by the South Carolina Gas and Electric Company. Said property is located on 13th Avenue. Mark Williams, City Administrator, stated that the company wanted to have the lot approved as part of a purchase of another abutting piece of property. The Board voted to hold up a decision until it has more complete information, including layout of the proposed new purchase. SCEG plans to increase the size of their electric substation at this location.

3. The Board recommended approval for Mr. Nicholas C. Sottile's application to adjust a property line on property located on Carolina Avenue, at 8th Avenue.

4. Mark Williams, City Administrator, announced that Dr. Lee, Professor at the Architectural School, Clemson University, would be on the Isle of Palms, Friday, September 5, 1986. Accompanying Dr. Lee would be several of his students and the purpose of the trip would be to initiate plans to study the island. Members of the Planning Board were invited to meet Dr. Lee at that time.

5. Chairman Steve Russell said he is taking steps to get copies of the Charleston County Planning Map and the 911 Map from which the Planning Board could make such a map of the Isle of Palms.

6. Mayor Bunch discussed a new state law (Act No. 475 of 1986) which provides dedication of recreation area. This law will allow cities to establish requirements that new developments set aside acreage for recreation, or make payment to the city in lieu of this dedication. The city administrator said there are plans for a Park and Recreation survey to be made.

7. The meeting was adjourned at 6:45 p.m. The next meeting will be at City Hall at 5:30 p.m. on Wednesday, September 24, 1986.

BUILDING COMMITTEE

A MEETING OF THE BUILDING COMMITTEE WAS HELD ON SEPTEMBER 3, 1986 AT 11:30AM IN THE OFFICES OF CUMMINGS & MCCRADY. PRESENT WERE COMMITTEE MEMBERS SMILEY, JOHNSTON, CAMERON, AND O'NEAL. ALSO PRESENT WERE MAYOR BUNCH, ADMINISTRATOR WILLIAMS, AND DAN BEAMAN, REPRESENTING THE ARCHITECT.

IT WAS DISCLOSED THAT THE CITY HAD AN AGREEMENT TO PURCHASE THE ADJACENT PROPERTY. THIS WILL PERMIT CONSTRUCTION OF CITY HALL THEREON AND HAVE FIRE, PUBLIC SAFETY, AND PUBLIC WORKS ON THE PRESENT SITE. THIS WILL PERMIT BETTER UTILIZATION OF THE AREA AS WELL AS AID IN SECURING A MORE FUNCTIONAL FACILITY.

A SURVEY OF THE PROPERTY TO BE PURCHASED IS TO BE OBTAINED BY THE CITY AND PROVIDED THE ARCHITECT.

MARK WILLIAMS OUTLINED OFFICE SPACE REQUIREMENTS FOR THE CITY HALL AND IS TO WORK WITH THE ARCHITECT ON OFFICE ARRANGEMENT.

THE ARCHITECT IS TO PROCEED WITH THE DEVELOPMENT OF A SITE PLAN FOR REVIEW AND THEN WILL PROCEED WITH THE BUILDING DESIGN.

IT IS NOW FELT THAT WITH THE ADDITIONAL PROPERTY, PLANNING CAN PROCEED WITHOUT DELAY AFTER SAID PROPERTY HAS ACTUALLY BEEN PURCHASED.

RESPECTFULLY SUBMITTED:

HARRY S. O'NEAL, CHAIRMAN

CITY OF
ISLE
OF
PALMS
South Carolina

TO: Beach Patrol and Control Board

FROM: James W. Smiley JWS

RE: August 21, 1986 Meeting

Minutes

Members Present: T. Harper, J. Hargett, M. Swanson
J. Carroll, J. Smiley

Actions taken:

(1) Permit application #86-8-1: a request to construct wooden walkovers in the protection district - approved.

(2) Permit application #86-8-2: a retroactive request for concrete walkways already constructed in the protection district - approved with extensive conditions - see attached memorandum.

(3) Permit application #86-8-3: a request for the construction of a swimming pool in the protection district in the Beachside subdivision - no action taken, permit was not submitted by property owner.

Reports heard:

D. Reid Wiseman, Chairman of the Beach Monitoring Committee reported on the monitoring system being used by his committee.

cc: Mayor Bunch
Mark Williams

... • Isle of Palms, South Carolina 29451 • (803) 886-6428

August 28, 1986

TO: Mr. John W. Morgan
Development Group
P O Box 75
Columbia, SC

FROM: James W. Smiley, Chairman
Isle of Palms Beach Patrol and
Control Board

RE: Sea Oats Project, 41st Avenue
Isle of Palms

At its meeting of August 21st, 1986, the Beach Patrol and Control Board gave conditional approval of your permit application for concrete walkways already constructed in the protection district at the Sea Oats development. The conditions upon which the permit is issued are as follows:

(1) The concrete walkway which runs perpendicular to the beach between lots 9 and 10 must be removed from the point of intersection with the parallel (to the beach) sidewalk to its seaward terminus. This walkway may be replaced with an approved wooden walkover.

(2) The shower and water lines associated with the walkway described in No. 1 above must be removed from the protection district.

(3) To partially mitigate against the injurious effects of the concrete walkway which runs parallel to the beach from the public access path near 41st Avenue to near 42nd Avenue, the permit applicant agrees to contribute to the Isle of Palms the costs of constructing an approved elevated walkover and walkway to be situated in the protection district on the public access path near 41st Avenue.

In the event that the conditions above are not met by the applicant, the application is then denied by the Beach Patrol and Control Board and in which case the Board orders all concrete sidewalks in the protection district removed and the dune field revegetated and restored to its original condition.

You may indicate acceptance of this conditional permit by returning a signed copy no later than September 10, 1986.

ACCEPTED

______________________________ SIGNATURE

_______________ DATE

CC: Mayor Bunch
Mr. Mark Williams

Mr. Ted Guerrard
Beach Patrol and Control Board

Ordinance: 1986-7
Introduced:

AN ORDINANCE

An Ordinance to amend Section 5-2-7 of the Isle of Palms Code of Ordinances.

WHEREAS, the Federal Emergency Management Agency has completed a flood insurance rate study establishing base flood elevations and,

WHEREAS, a flood insurance rate map has been prepared based on this study which will be substituted for a previous map dated September 13, 1983.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled that Section 5-2-7 of the Isle of Palms Code of Ordinances is hereby amended to read as follows:

Section 5-2-7; Basis for establishing the areas of special flood hazard. The areas of special flood hazard identified by the Federal Emergency Management Agency is its FIRM dated October 17, 1986, with accompanying maps and other supporting data and any revisions thereto are adopted by references and declared to be a part of this chapter.

First Reading: August 13, 1986

Second Reading: August 27, 1986

Third Reading: September 10, 1986

Ratification: September 10, 1986

Attest: Nellie S. McDuffie
Nellie S. McDuffie
Clerk/Treasurer

Approved: Carmen R. Bunch
Carmen R. Bunch
Mayor

Ordinance: 1986-8
Introduced:

AN ORDINANCE

An Ordinance to amend Section 5-2-19, subparagraphs (1) and (2); renumber subparagraphs (3) and (4) as (4) and (5) and adopt new Section 5-2-19, subparagraph (3), of the Isle of Palms Code of Ordinances.

WHEREAS, the Federal Emergency Management Agency has promulgated new regulations in the national flood insurance program, and

WHEREAS, Section 5-7-260 of the South Carolina Code of Laws requires that an Ordinance must itself be amended by Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that Section 5-2-19, subparagraphs (1) and (2) are amended to read as follows and that existing Section 5-2-19, subparagraphs (3) and (4) are hereby renumbered (4) and (5), respectively; Section 5-2-19, subparagraph (3) is hereby adopted to read as follows:

(1) Residential Construction. New construction or substantial improvement of any residential structure shall have the lowest floor, including basement, elevated no lower than the base flood elevation. Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to facilitate the unimpeded movements of floodwaters shall be provided.

(2) Non-Residential Construction. New construction or substantial improvement of any commercial, industrial, or non-residential structure shall have the lowest floor, including basement, elevated no lower than the level of the base flood elevation. Structures located in A-zones may be flood-proofed in lieu of elevation provided that all areas of the structure below the required elevation are watertight with walls substantially impermeable to the passage of water, using structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification shall be provided to the official as set forth in 5-2-19(3) below.

(3) <u>Elevated Buildings</u>. New construction or substantial improvements of elevated buildings that include fully enclosed areas formed by foundation and other exterior walls below the base flood elevation shall be designed to allow for the entry and exit of floodwaters to automatically equalize hydrostatic flood forces on exterior walls. Designs for complying with this requirement must either be certified by a professional engineer or architect or meet the following minimum criteria:

(a) A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided. For the purpose of compliance with this article windows are not acceptable;

(b) The bottom of all openings shall be no higher than one foot above grade; and

(c) Openings may be equipped with screens, louvers, valves or other coverings or devices, provided they permit the automatic flow of floodwaters in both directions.

First Reading: August 13, 1986
Second Reading: August 27, 1986
Third Reading: September 10, 1986
Ratification: September 10, 1986

Attest: Nellie S. McDuffie
Nellie S. McDuffie
Clerk/Treasurer

Approved: Carmen R. Bunch
Carmen R. Bunch
Mayor

Ordinance: 1986-9
Introduced:

AN ORDINANCE

An Ordinance to prohibit careless operation of a vehicle.

WHEREAS, under the police powers granted to municipalities under Section 5-7-30 of the South Carolina Code of Laws, 1976, as amended, municipalities have authority to adopt traffic regulations, and

WHEREAS, it is determined that careless operation of a vehicle is an offense whose adjudication is desirable in Recorder's Court;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is adopted as Section 8-1-20 of the Isle of Palms Code of Ordinances:

Section 8-1-20. Careless Operation of a Vehicle.

It shall be unlawful for any person to operate any vehicle without care and caution and full regard for the safety of persons and property. Any person failing so to do shall be guilty of careless driving or riding. The operation of any vehicle when the same or any of its appliances is not in proper or safe condition shall be prima facie evidence of careless driving or riding.

First Reading: August 27, 1986

Second Reading: September 10, 1986

Third Reading: ________________

Ratification: ________________

Attest: ________________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ________________
Carmen R. Bunch
Mayor

PROCLAMATION

WHEREAS, September 17, 1986 marks the one hundred ninety-ninth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to accord official recognition to this memorable anniversary, and to the patriotic exercises that will commemorate the occasion; and

WHEREAS, Public Law No. 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through September 23 as CONSTITUTION WEEK:

NOW, THEREFORE, I, Carmen R. Bunch, by virtue of the authority vested in me as Mayor of the City of Isle of Palms in the State of South Carolina, do hereby proclaim the week of September 17 through 23 as CONSTITUTION WEEK in the City of Isle of Palms, and urge all our citizens to pay special attention during that week to our Federal Constitution and the advantage of American Citizenship.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City to be affixed at Isle of Palms this 253rd day of the year of Our Lord, one thousand nine hundred and eighty-six, and the Independence of the United States of America, the two hundred and tenth.

Signed: Carmen R. Bunch
Carmen R. Bunch
Mayor

Attest: Nellie S. McDuffie
Nellie S. McDuffie
Clerk

September 10, 1986 Council Meeting

EXHIBIT XIII

Ordinance: 1986-10
Introduced:

AN ORDINANCE

An Ordinance to adopt Section 4-1-1 of the Isle of Palms Code of Ordinances, requiring water utility companies operating within the City of Isle of Palms to submit all the reports to the City setting out their water pumping capacity, average daily flow data, average daily consumption data, and projecting said data for the ensuing quarter and requiring said companies to immediately notify the City of any known pending water shortage.

WHEREAS, the City of Isle of Palms does not own a municipal water system, and the water needs of the City are served by private water companies, and

WHEREAS, the public safety and welfare of the citizens of the City of Isle of Palms demand that the City be kept informed of the availability of the water supply to the City of Isle of Palms in order that the City may prepare for potential water shortages;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Section 4-1-1 of the Isle of Palms Code of Ordinances:

Section 4-1-1. Private water utility companies operating within the City of Isle of Palms are required to submit quarterly reports to the City of Isle of Palms on January 15, April 15, July 15, and October 15, setting out each company's water pumping capacity, average daily flow data, and average daily water consumption data for the previous quarter, and projecting said company's water pumping capacity, daily flow data, and daily water consumption data for the ensuing quarter. Private water utility companies shall immediately notify the City of Isle of Palms of any known pending water shortage.

First Reading: September 10, 1986

Second Reading: ______________

Third Reading: ______________

Ratification: ______________

Attest: ______________________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ______________________
Carmen R. Bunch
Mayor

September 10, 1986 Council Meeting

EXHIBIT XIV

Ordinance: 1986-11
Introduced:

AN ORDINANCE

An Ordinance to adopt Section 6-1-3 of the Isle of Palms Code of Ordinances, requiring all restaurants, snack bars, and vendors of food for consumption to have bathrooms.

WHEREAS, cities are empowered under the laws of the State of South Carolina to adopt ordinances protecting the public safety and welfare, and

WHEREAS, it is a determination of the Isle of Palms City Council that all vendors of food should have sanitary facilities for use by customers;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Section 6-1-3 of the Isle of Palms Code of Ordinances:

Section 6-1-3. All restaurants, snack bars, vendors and any other businesses selling food for consumption must have bathrooms, on the premises at the point of sale of the food, available for use by customers. This Ordinance shall not apply to City-sanctioned events, festivals, or promotions.

First Reading: September 10, 1986

Second Reading: ______________

Third Reading: ______________

Ratification: ______________

Attest: ______________________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ______________________
Carmen R. Bunch
Mayor

September 10, 1986 Council Meeting EXHIBIT XV

To Council 9/5

THE BEACH CO.
REAL ESTATE INVESTMENTS

90 BROAD STREET
P. O. BOX 242
CHARLESTON, SOUTH CAROLINA 29402
(803) 722-2615

September 4, 1986

Honorable Carmen R. Bunch
Mayor
City of Isle of Palms
City Hall
Post Office Drawer Q
Isle of Palms, South Carolina 29451

In re: Two Unimproved Commercial Tracts of Land
2.185 Acres and 3.415 Acres
Pavilion Drive and Ocean Boulevard
Isle of Palms, South Carolina

Dear Carmen:

Pursuant to our telephone conversation of last week, it is my understanding that you have requested of us to extend the present lease agreement on the above property until December 31, 1986. It is my understanding that you need this additional time to determine, from the residents of Isle of Palms, as to what action the City of Isle of Palms should take concerning this property.

Please be advised that I am agreeable to extending the lease term until December 31, 1986.

With kindest personal regards, I am

Very sincerely yours,

Charles S. Way, Jr.
President

CSWjr/ms

THIEM, JACKSON AND PACE, CPA'S, PA
CERTIFIED PUBLIC ACCOUNTANTS

DAVID E. THIEM, CPA
DAVID E. JACKSON, CPA
SHELIA D. PACE, CPA

HARRIETTE P. GRAVESEN, CPA
ELIZABETH L. WOODY, CPA

145 KING STREET, SUITE 303
POST OFFICE BOX 1809
CHARLESTON, SOUTH CAROLINA 29402

MEMBERS
AMERICAN INSTITUTE OF CPAS
S. C. ASSOCIATION OF CPAS
PHONE (803) 723-2110

August 26, 1986

Honorable Carmen R. Bunch, Mayor
City of Isle of Palms
P.O. Drawer Q
Isle of Palms, SC 29451

Re: Beach Company Lease

Dear Carmen:

As requested, I have enclosed the lease verses buy cash flow analysis. The analysis illustrates that although it would cost more to acquire the property during the first four or five years, the City would recoup this extra money in later years.

Several advantages of acquiring the property are presented below:

1. The City would control whether or not parking would be available. There is no guarantee that the City will be allowed to lease the property at the end of the proposed three year lease period.

2. The City would know how much to budget in future years for the parking lots. The amount would be the annual debt service and this amount would not increase in future years. If the City continues to lease the land, the rent will continue to increase as the value of the land increases.

3. Interest rates are very favorable at present.

I am certain there are other good reasons for the City to acquire the property. Basically, the City has a parking problem and the cost of solving the problem will only increase as time goes on. After you have reviewed the analysis, I will be happy to meet with you to discuss it.

Sincerely,

David

David E. Jackson, CPA

Enclosures

CITY OF ISLE OF PALMS
LEASE VERSES BUY ANALYSIS-BEACH COMPANY LAND
AUGUST 26, 1986

FACTS

THE BEACH COMPANY HAS OFFERRED TO LEASE PARKING LOTS WITH APPRAISED VALUES OF $1.66 MILLION TO THE CITY UNDER A THREE YEAR LEASE BEGINNING OCTOBER 1, 1986. THE LEASE AMOUNT WILL BE 7% OF APPRAISED VALUE FOR YEAR ONE, 8% OF APPRAISED VALUE FOR YEAR TWO,AND 9% OF APPRAISED VALUE FOR YEAR THREE. A COMPARISON OF THE CASH FLOW REQUIREMENTS OF THIS TRANSATION IS PRESENTED BELOW. THE COMPARISON ALSO INCLUDES THE ALTERNATIVE OF THE CITY ACQUIRING THE PROPERTY THROUGH THE ISSUANCE OF 20 YEAR BONDS. THE LAND IS PROJECTED TO INCREASE IN VALUE AT THE RATE OF THREE PERCENT PER YEAR.

LEASE ANALYSIS

YEAR	1	2	3	4	5	6	7	8	9	10
PROPERTY VALUE	1,660,000	1,660,000	1,660,000	1,859,200	1,909,000	1,958,800	2,008,600	2,058,400	2,108,200	2,158,000
LEASE PERCENT	7.00%	8.00%	9.00%	10.00%	11.00%	12.00%	12.00%	12.00%	12.00%	12.00%
ANNUAL RENT	116,200	132,800	149,400	185,920	209,990	235,056	241,032	247,008	252,984	258,960

PURCHASE ANALYSIS

THIS COMPARISON ASSUMES THAT THE CITY COULD PURCHASE THE PROPERTY FOR ITS APPRAISED VALUE OF $1.66 MILLION. TO ACQUIRE THE PROPERTY THE CITY ISSUES 20 YEAR BONDS. ISSUANCE COSTS IS PROJECTED TO BE FORTY THOUSAND DOLLARS MAKING THE BOND ISSUE $1.7 MILLION.

YEAR	1	2	3	4	5	6	7	8	9	10
PRINCIPAL PAYMENTS	85,000	85,000	85,000	85,000	85,000	85,000	85,000	85,000	85,000	85,000
INTEREST @ 7%	119,000	113,050	107,100	101,150	95,200	89,250	83,300	77,350	71,400	65,450
TOTAL DEBT SERVICE	204,000	198,050	192,100	186,150	180,200	174,250	168,300	162,350	156,400	150,450

CITY OF ISLE OF PALMS
LEASE VERSES BUY ANALYSIS-BEACH COMPANY LAND
AUGUST 26, 1986

PURCHASE ANALYSIS

THIS COMPARISON ASSUMES THAT THE CITY COULD PURCHASE THE PROPERTY FOR ITS APPRAISED VALUE OF $1.66 MILLION. TO ACQUIRE THE PROPERTY THE CITY ISSUES 20 YEAR BONDS. ISSUANCE COSTS IS PROJECTED TO BE FORTY THOUSAND DOLLARS MAKING THE BOND ISSUE $1.7 MILLION.

YEAR	1	2	3	4	5	6	7	8	9	10
PRINCIPAL PAYMENTS	85,000	85,000	85,000	85,000	85,000	85,000	85,000	85,000	85,000	85,000
INTEREST @ 7%	119,000	113,050	107,100	101,150	95,200	89,250	83,300	77,350	71,400	65,450
TOTAL DEBT SERVICE	204,000	198,050	192,100	186,150	180,200	174,250	168,300	162,350	156,400	150,450
IF INTEREST @ 8%	136,000	129,200	122,400	115,600	108,800	102,000	95,200	88,400	81,600	74,800
TOTAL DEBT SERVICE	221,000	214,200	207,400	200,600	193,800	187,000	180,200	173,400	166,600	159,800
IF INTEREST @ 9%	153,000	145,350	137,700	130,050	122,400	114,750	107,100	99,450	91,800	84,150
TOTAL DEBT SERVICE	238,000	230,350	222,700	215,050	207,400	199,750	192,100	184,450	176,800	169,150
IF INTEREST @ 10%	170,000	161,500	153,000	144,500	136,000	127,500	119,000	110,500	102,000	93,500
TOTAL DEBT SERVICE	255,000	246,500	238,000	229,500	221,000	212,500	204,000	195,500	187,000	178,500

MEETING:	Emergency City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	September 3, 1986, 6:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Kunreuther, McDonald, Tisdale, Smiley, Clerk-Treasurer McDuffie, City Administrator M. Williams, City Attorney D. Williams.
ABSENT:	Councilmembers Bartos, Calhoun, Murph and Sandeford.

The meeting was called to order by the Chairman, Mayor Bunch, who stated the purpose of the meeting was to consider approval of the property on 13th Avenue for utility substation, in response to a request from SCE&G by their letter of August 29, 1986 from Mr. Anthony DeStefano (attached as Exhibit I).

PLAT APPROVAL.

No. 1986-19, SCE&G/Simmons Property on 13th Avenue for Utility Substation. Mr. DeStephano advised that the emergency concerning this meeting was the property owner's need for funding an emergency situation and their request for closure of the transaction without delay. The plat was submitted for approval at the last Council Meeting and not acted upon due to the Planning Committee's need for further information. SCE&G will talk with the planning people about what they intend to do, and nothing will be done with the property until all applicable regulations or other requirements of law are complied with. Motion by Councilman McDonald to approve No. 1986-19, seconded by Councilmember Tisdale, carried unanimously.

There being no further business, motion to adjourn was entered by Councilmember McDonald, seconded, and approved unanimously.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED: Carmen R. Bunch

Carmen R. Bunch, Mayor

SCE&G
A SCANA Company

South Carolina Electric & Gas Company
P.O. Box 760
Charleston, SC 29402
(803) 723-6641

August 29, 1986

The Honorable Carmen R. Bunch
Mayor - Isle of Palms
Post Office Drawer Q
Isle of Palms, South Carolina 29451

Re: Plat approval for property being acquired from C. H. Simmons et al

Dear Mayor Bunch:

My company has been requested by the seller of the property to close the acquisition as soon as we possibly can; there is an emergency situation involved of a confidential nature to the seller. We are making every effort to comply with his request. I have taken emergency measures to have the money budgeted, and I have a check on my desk. We did an emergency survey and plat preparation, as well as a title search and deed preparation. The only item we have not been able to expedite is a plat approval by the Isle of Palms authorities. We hope this 'letter of intent' will provide you with the information and assurance you require insofar as our building the project.

Speaking for the Company, I assure the Isle of Palms authorities that we will make no attempt to begin the project until: (1) We acquire the Damewood property; and (2) until we have complied with all zoning and other applicable regulations or ordinances.

Since the Simmons plat represents only a part of the project and is a simple type plat, we hope you will be able to approve it in some sort of emergency meeting, in order to help us close the property and avoid any chances that the project could be postponed for as much as a year due to legal entanglements.

Very truly yours,

Anthony J. DeStefano, Jr., Supervisor
Right of Way Acquisition - Southern Division

AJD:rls

MEETING:	Regular City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	October 8, 1986, 7:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Sandeford, Smiley, City Administrator M. Williams, City Attorney D. Williams.
ABSENT:	Councilmember Tisdale and Clerk-Treasurer McDuffie.

There being a quorum, the meeting was called to order by the Chairman, Mayor Bunch. Pledge of Allegiance and Invocation by Harry O'Neal followed, and roll was called.

A. READING OF THE JOURNAL OF PREVIOUS MEETINGS.

Three sets of Council Meeting Minutes were presented:

1. August 27, 1986 Special Meeting. Motion by Councilman Murph to approve as submitted, seconded by Sandeford, carried unanimously.

2. September 3, 1986 Emergency Meeting. Motion by Councilman Kunreuther to approve as submitted, seconded by Murph, carried unanimously.

3. September 10, 1986 Regular Meeting. Motion by Councilman Kunreuther to approve as submitted, seconded by Murph, carried unanimously.

Councilmember Smiley commented on the excellent quality of the minutes. (Thanks, Betsy, jk.)

B. CITIZENS' COMMENTS.

1. Mayor Bunch introduced Ms. Chris Hinckley, who was present to address Council in place of Mr. E. L. Webb who was detained in Charlotte. He had appeared before the Recreation Committee, at the Mayor's invitation after she learned of his being instrumental in forming Teen Clubs in Charlotte. Mr. Webb had provided names of clubs started up in Charlotte, which were checked and found to be operating without problem or complaint. Councilmembers received copies of a write-up relating to this type of club.

Ms. Hinckley, an engineer employed as a Naval Architect at the Shipyards, expressed Mr. Webb's regret at not being able to attend the meeting and added they are new to the island, love it, and intend to stay. Mr. Webb is interested in working at the Recreation Center on a weekly basis to set up a "Young Adults' Nightclub." His approach is to have a Teen Board of representatives from different schools who would meet with him to discuss ideas and problems. Saturday night dances would be held from perhaps 8:00 to 12:00 for teens ages 14-19, with DJ's or live music. Dance contests and similar events would be arranged; teenagers would be hired at minimum wage to operate the concessions and as floorwalkers. A policeman would be on duty, walking the premises inside and out. Problems in the parking lot would be minimized by not allowing passes-out during the dances.

2. The Chairman recognized Dr. Geoffrey Woodard of 53rd Avenue, who stressed the need for the State Highway Department's awareness of the problems caused for emergency vehicle response, such as fire truck access to homes, if the roadsides and dead-ends are not kept free of large numbers of parked cars. Every street which dead-ends on the ocean has this safety problem. He related the incidence of fire at his property on July 2, to which the Fire Department was able to quickly respond. If the "No Parking" signs had not been in place and the firemen's arrival delayed even a few minutes because of a large number of cars belonging to beach-goers parked at the end of the road, his home would have burned down and (due to the winds) his neighbor's home endangered also. Dr. Woodard stated that his neighbor, Mr. O'Mara, and he felt it is obvious that the residents and elected officials, who are close to the situation and understand what is required in this local matter, should have the opportunity for input to apprise the Highway Department of the very dangerous situation brought upon Isle of Palms residents by removal of the "No Parking" signs. Coincidentally, this type of thing seems to happen every two years.

Mayor Bunch shared his concern, and recognized Mr. Blake Hughes who was present at Council. She recounted that he, as well as the Chief of Police, Fire Chief, Superintendent of Public Works, City Administrator and Mayor, had met with the Highway Department representatives and could attest to the efforts made to apprise the Highway Department of our predicament and our willingness to cooperate, which were met with their determination to remove the signs from their rights-of-way. The Highway Department is responding to complaints from people wanting access to the beach, instead of the needs of Isle of Palms residents. In reference to the Highway Department's letter on this subject, the Mayor advised her interpretation was that a (one) sign could be placed at the end of the street, which will be done. She assured that everything in the City's power is being done. In fact some of the signs have been reinstalled, with justification being to protect the houses and no turn-around areas.

Responding to Councilmember Smiley's question about to whom it would be most beneficial for residents to write on this subject, the Mayor recommended addressing communications to Commissioner Margaret Rush, South Carolina Department of Highways and Public Transportation. Mayor Bunch had been in touch with Mr. Dangerfield, and he has spoken to people in Columbia. Also, she will be writing this week to Mr. Snyder, the chief engineer in Columbia; then, while in Columbia on Friday, October 17, for a State Legislative Committee meeting she will follow-up with a call to him. Mr. Hughes complimented the Mayor for her interest and attention to this problem.

C. REPORTS FROM STANDING COMMITTEES.

1. WAYS AND MEANS. Chairman Smiley presented the minutes of the September 17, 1986 meeting (Exhibit I). In the Committee's discussion of the financial statement, the Chairman felt all questions were answered.

Mayor Bunch briefed Council on the Isle of Palms Water Company's request that the fire hydrants they are installing be purchased by the City for $20,000. Correspondence from Mr. Way had been provided to Council. He had advised that in 1982 an arrangement was made with the former Mayor and Col Cochrane, Fire Chief. In Mayor Bunch's file search the only correspondence found was an agreement to maintain the hydrants; there was no evidence of a commitment to purchase. She stated that, being a Councilmember during that period, the subject did not come before Council for budgeting and was never put into the budget.

As a budgetary matter, the water company's request was referred to the Ways and Means Committee. The Mayor's recommendation was against this payment, especially in view of the City's collaboration with the East Cooper Community re the East Cooper Water Commission. Councilman Kunreuther suggested this be discussed in Executive Session.

The Charleston County assessment for the City was also referred to the Ways and Means Committee.

2. POLICE AND PUBLIC SAFETY. Chairman Kunreuther presented the minutes of the September 24, 1986 meeting (Exhibit II). Councilmember Smiley inquired about police activity toward keeping cars out of the bicycle path. She suggested advertising in the Moultrie News to impress upon citizens the seriousness of this situation. In discussion, Councilman Bartos mentioned the universal "diamond" symbol for bike paths, which could be employed. The point was made that cars are being parked in the bike path on 41st Avenue. Also, the painting of diagonal lines throughout the path, as the Highway Department has promised to do, would make it clear the lane is not a roadway. Councilman Kunreuther added the possibility of changing line coloration from white to yellow; also, perhaps addressing our State Representative (who was its initiator) with the fact that the bike path has become a safety hazard as well as a benefit.

Chairman Kunreuther advised that the Police Department is aware of this problem, though he will check into it and see that the officers receive written instructions concerning motorists invading the bike path.

3. PUBLIC WORKS. Chairman Murph reported on the meeting of September 21, 1986. Installation of the fence behind City Hall will begin in the very near future. The covered work area has been completed. A plat in Wild Dunes, Tract F, Block 8, Lots 1 through 28, was studied and approved. The "No Parking" sign problem on the island was discussed at length. The Highway Department had provided a list of signs they'd removed, and it was agreed the City would submit request for re-installation of the signs as they were prior to removal.

Chairman Murph informed Council he was very impressed with the beach sweeper which was demonstrated on the beach earlier in the day. It picked up good-sized logs--everything in its way, put it into a little dump and then into the back of the truck. Its maneuverability, etc., is good, and the sweeper would be ideal for Isle of Palms. The only reservation would be it also picks up seaweed, seagrass or marshgrasses and reeds which do catch a certain amount of sand. It is operated on the beach proper, not on the dunes. Cost would be $41,000 plus one full-time operator. As Council discussed this item, the issue of the extent of the City's responsibility to the daytime, seasonal, influx to the community was raised by Councilman Kunreuther. He thought a number of issues pending before Council seemed to hinge on this question, and perhaps some serious dialogue with the County at Council levels should be started toward ironing things out. Chairman Murph agreed that was a good concept, but did not think it should be a priority for the City. He said the demonstrator of the beach sweeper was asked to contact the County Parks and Recreation Department.

4. ENGROSSED BILLS. Chairman McDonald reported on the meeting held prior to Council Meeting this date, October 8, 1986. The Committee reviewed two proposed Ordinances: 1986-12, which has to do with Storer Cable Communications no longer servicing Wild Dunes, and 1986-13 to create a Planning and Zoning Commission. Both were recommended for Council consideration. (Minutes attached as Exhibit III.)

Councilmember Murph addressed the extreme importance of enforcement of the Ordinance requiring house numbers. In an emergency it is unbelievably difficult to locate an unnumbered house, and residents do not realize the importance of it from the safety standpoint. Mayor Bunch has taken steps, such as an article in the Moultrie News and assigning Carol Nilsen to canvass the neighborhoods one at a time (while out on animal control work), to advise residents to put up house numbers. Ms. Dawn Brazell of the News and Courier, who was present at Council, was asked to assist in publicizing this effort.

5. RECREATION. Chairman Bartos presented minutes of the October 2, 1986 meeting (Exhibit IV). As there was no response to the City's advertisement for bids to resurface the ball field, the City Administrator reported speaking with Recreation Departments of several cities and Goose Creek Recreation Division and being referred to a semi-retired, former employee of Palmetto Land Clearing, who apparently had done this type of work in the past. In a telephone conversation October 7 the man expressed some interest in the job, saying he would call back today, October 8, and come to look at the ball field, but he has not called. Chairman Bartos suggested the assitance of Public Works might be necessary to bring the park up to standards.

The Committee had considered elimination of the boxing program. Motion by Councilman Bartos that the boxing program be eliminated from the Recreation Department, seconded by Kunreuther. Councilman McDonald asked the reason for this, as the program has been ongoing for about 15 years and without any injury to participants, as far as he knew; it involves a number of other communities, is a big event East of the Cooper each year, and receives good write-ups in the newspaper. Personally, he received a college scholarship in boxing and considers it just another sport. Councilman Bartos responded that, as a doctor interested in the brain, in his opinion the sport with constant battering in that respect can work insidious damage over a period of time. Only five people on the Isle of Palms participated in the program the last year, and his belief is the risks outweigh the benefits considering the number of people participating. Another consideration would be the increasing litigiousness.

Councilman Murph felt the Recreation Commission should provide a recommendation on this matter; Councilmember Smiley agreed this would be a Commission/Committee decision, unless a major issue, stalemate, or an appeal should arise, in which event the Council would be involved. She thought, along with Councilman Bartos, that the Commission was in favor of doing away with the boxing program, and they added that the meeting at which this was discussed was a joint Commission/Committee meeting but no formal vote was taken. Councilman Kunreuther, while agreeing that recommendation by the Commission was proper procedure, felt the decision should rest with Council in view of the AMA's emphatic determination against amateur boxing, plus the litigation factor.

Councilman Bartos' motion to eliminate the boxing program from the Recreation Department, seconded by Kunreuther, was withdrawn. On Councilman Kunreuther's suggestion, it was the consensus of the Council that the matter be deferred to the Recreation Commission. Mayor Bunch advised she had spoken to Commission Chairman Mattice, who has been out of town lately, but will be calling a meeting.

In reference to the Mayor's and City Administrator's trip to North Myrtle Beach last month, Mayor Bunch described their tour of the North Myrtle Recreation Complex. With an abundance of financing, their gymnasium was beautiful, although at 4:00 p.m. it was empty with lights out and no children to be seen in the area. She inquired and found they do not allow free play. Her feeling was that the Isle of Palms is doing far more with much less--more activities and utilization of facilities, with citizen participation--and heading in the right direction.

Councilman Bartos requested discussion re the Teen Club proposal. He spoke of the potential for this program to be on a much larger scale than other recreational programs, with impact to match. It would involve more than the Recreation Department, drawing on the Police and Public Works Departments. Also, it would be a commercial enterprise, with perhaps a lot of money involved, and a projected attendance of possibly 300 or more teenagers on a given Saturday night. The Councilmembers and Mayor did not foresee any opposition to the concept, and look forward to receiving Mr. Webb's plan for the program.

Councilman Kunreuther suggested the Committee explore possibilities of coordinating recreational programs with Wild Dunes. They might want to make their recreational opportunities available to residents outside, and Isle of Palms has several programs in which Wild Dunes might not be participating for lack of publicity out there. Their residents receive regular WD Rec Newsletters. Councilman Bartos stated that a number of Wild Dunes residents do come and seem to enjoy Isle of Palms recreational activities.

D. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS.

1. BOARD OF ADJUSTMENT.

No activity reported.

2. PLANNING COMMISSION. Minutes of the September 24, 1986 meeting were presented by Chairman Steve Russell (Exhibit V). He informed Council that Professor Lee and several of the students from Clemson will be at City Hall on Tuesday afternoon, October 14, to present a preliminary plan in terms of proposals, ideas, etc. The meeting is scheduled for approximately 1:30. They have asked the Planning Commission members, Councilmembers, and others who are interested to attend. This will be an opportunity to see the ideas they're developing, and it is hoped that there will be considerable interaction and feedback from those present, so it would be worthwhile to participate in this meeting if possible.

3. BUILDING COMMITTEE. Chairman O'Neal advised that the Committee had not met since last report. The City Administrator reported the closing on purchase of the Coleman property will be held as soon as the attorney is ready with the deed and plat. The seller is very anxious to close, as is the City, so it will be accomplished without delay.

4. BEACH PATROL AND CONTROL BOARD. Councilman Sandeford reported on the meeting of September 25, 1986 (Exhibit VI). The standards and specifications for construction of walkways and walkovers which were adopted by the Board, while based on Coastal Council requirements, include some additional structural specifications to standardize construction and ensure safely built walkways which will meet Building Inspector's criteria. The specs were primarily taken from those used consistently by Wild Dunes.

Re Permit Application 86-8-2, The Development Group, Sea Oats Subdivision's request for reconsideration, the Board sustained its original action to deny the ex post facto request to permit paved walkways already constructed. The City Administrator spoke to Attorney Ted Guerrard after speaking with Mr. Morgan of The Development Group. Based on the Board's decision, they will remove the cement walkways and make application for permission to construct wooden walkways. According to Mr. Morgan, bids are now being solicited for that work and it is expected to be 30 to 45 days before start of project.

Councilman Kunreuther recounted that 4 or 5 years ago one member of the Beach Board and three citizens, including himself, walked the length of the island and prepared a write-up on the state of the beach on the Isle of Palms. He asked about the possibility of an updated inventory on the state of the dunes. If that would be feasible and the Board is interested in doing so, the Council can address whatever problems are noted by the Board. Councilman Sandeford agreed to take this matter to their next meeting.

5. CITY ADMINISTRATOR. There is need for emergency standby power to operate existing facilities and, also, the new City Complex when constructed. The size generator necessary to operate the facilities would probably cost in the vicinity of $30,000. To date, attempts to acquire such a unit from military surplus have been unsuccessful. The City Administrator and City's Mechanic looked at a unit last week in Columbia which had been located for us by Senator Thurmond's office. It turned out to have been cannibalized internally and parts were found to be missing, so it was not acceptable. The administration will continue the search and, hopefully, find one and incorporate it into the new Complex.

E. REPORTS FROM SPECIAL OR JOINT COMMITTEES.

1. PERSONNEL COMMITTEE. Councilman Kunreuther informed Council that Jim Johnson, who Chaired the Committee, has moved to Florida. A final meeting was held the day before he was to leave, and he provided the Committee with the completed draft of a Personnel Manual. Copies were presented to the Mayor, and for the City Administrator and City Attorney, for review and comments. The status at this time is a reconstituted Committee with a new Chairman, or at least an additional member, reconvening to study comments, research laws, regulations, and so forth, for incorporation into the finished product.

F. PETITIONS RECEIVED, REFERRED OR DISPOSE OF.

None.

G. PLAT APPROVAL.

1. No. 1986-21, Subdivision Final, Tract "F," Block "H," Lots 1 through 28, Wild Dunes. Motion by Councilmember Smiley to approve, seconded by Murph, carried unanimously.

H. BILLS ALREADY IN POSSESSION OF COUNCIL.

1. No. 1986-10 (SECOND READING) - An Ordinance to adopt Section 4-1-1 of the Isle of Palms Code of Ordinances, requiring water utility companies operating within the City of Isle of Palms to submit all the reports to the City setting out their water pumping capacity, average daily flow data, average daily consumption data, and projecting said data for the

ensuing quarter and requiring said companies to immediately notify the City of any known pending water shortage. Motion by Councilman Murph to accept, seconded by Kunreuther, approved unanimously.

2. No. 1986-11 (SECOND READING) - An Ordinance to adopt Section 6-1-3 of the Isle of Palms Code of Ordinances, requiring all restaurants, snack bars, and vendors of food for consumption to have bathrooms. Motion by Councilman McDonald to amend, changing the word "bathrooms" to read, "restrooms," seconded by Kunreuther, carried unanimously. Motion by Councilman McDonald to accept, seconded by Bartos, approved unanimously.

I. INTRODUCTION OF NEW BILLS AND RESOLUTIONS.

1. No. 1986-12 (FIRST READING) - An Ordinance to amend Ordinance No. 1979-3 constituting a cable television franchise between the City of Isle of Palms and Storer Cable Communications. The City Administrator referred to memoranda which had been distributed to Councilmembers on this topic. Mr. Roddy Edge of Storer Cable Communications was recognized as present, if there should be any questions. Wild Dunes had negotiated with Storer Cable Communications, to purchase that portion of the cable television system installed at Wild Dunes. Therefore, Storer Communications asked the City to amend its franchise agreement so they are no longer legally responsible for providing service to that area. Motion by Councilman Murph to accept first reading, seconded by Kunreuther, carried unanimously.

2. No. 1986-13 (FIRST READING) - An Ordinance to create a Planning and Zoning Commission for the City of Isle of Palms. Councilman Sandeford felt some time would be required for study of this Ordinance, as there are complexities in setting up a Commission which is a very definite thing by State law. Councilman Kunreuther expressed concern about its being placed in Title 5, Section 5, and felt that if this Ordinance were adopted there should be an amendment to delete the Community Betterment Commission which resides in Title 1, Chapter 9, of the City Code. Or, he suggested looking at replacing the Community Betterment Commission with this Planning Commission, which he believed would be better placed in Title 1, Chapter 9 as it is on "Boards and Commissions." Motion by Councilman Murph to accept first reading, seconded by Sandeford, approved unanimously.

It was the consensus of Mayor and Council that this proposed Ordinance be referred to the City Attorney before second reading.

J. MISCELLANEOUS BUSINESS.

1. ADVISORY REFERENDUM. The Mayor had spoken to the Election Commission about setting a date on the Advisory Referendum Election. The Chairman recommended a Saturday, so more workers would be free to come to the polls. The City Administrator read the proposed wording for the Referendum Question (Exhibit XI). Councilmembers felt an estimated cost should be included in the Referendum Question, and the Mayor requested the City Attorney to contact Mr. Way of The Beach Company to obtain a figure from him together with his permission, in writing, for the City to make that

information public. The Mayor proposed December 6, 1986, the first Saturday in December as the date for the election, which met with Council approval.

2. EAST COOPER WATER AUTHORITY. Councilman Sandeford briefed Council on a special meeting of the Planning Committee, September 30th, with all members present, plus representatives of Wild Dunes and the engineering company. The company, Jordan, Jones and Goulding, was selected today (October 8th). Based in Atlanta, they have offices here, have done a lot of work in South Carolina, and are well qualified. The cost of this work, approximately $140,000, is a grant from the State, requiring no City money. The specifications for this work are very lengthy, and Councilman Sandeford will provide Councilmembers with copies of the agreement. Councilman Kunreuther asked about exploration of the vicinity of the source of the water to ensure against later degradation of the water source. Councilman Sandeford replied that is spelled out in great detail in the specifications.

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There being no further business, motion to adjourn and go into executive session to consider personnel and contractural matters was entered by Councilmember Smiley, seconded by Kunreuther, and approved unanimously. The meeting was adjourned.

Respectfully submitted,

Nellie S. McDuffie, Clerk

APPROVED:

Carmen R. Bunch, Mayor

WAYS AND MEANS STANDING COMMITTEE

September 17, 1986

Present: Chairman Smiley, R. Kunreuther, L. McDonald, T. Murph, S. Sandeford, B. Calhoun, Chief Thompson, Administrator Williams, Mayor Bunch.

The Ways & Means Standing Committee, which normally meets on the last Monday of each month, held their meeting on September 17, 1986, requesting all Councilmembers to attend. A showing of a video about the Aiken Department of Public Safety was held. This presentation was held for information concerning the pros and cons of combining a fire department and police department. All those personnel interested were also invited to view the video.

The financial statement was discussed and questioned.

Respectfully submitted,

Betsy Smiley
Chairman

POLICE AND PUBLIC SAFETY MINUTES

The Police and Public Safety Committee met at 7:30 p.m. on Wednesday, September 24th. All members were present as were Chief Thompson, Administrator Williams, and Mayor Bunch. During the meeting the following matters were discussed.

1. The Chief distributed monthly reports and advised the committee that several officers were involved in various training programs. He also presented a monthly schedule with no anticipated overtime.

2. Officer Edwards is currently involved in efforts to work closely with young residents of the City. Meanwhile, Lt. Jernigan and Officer Wilhite will attend Trident Technical College and Sgt. Fry will attend Baptist College--all in programs leading to degrees in Criminal Justice. A lengthy discussion ensued regarding the City's policy concerning educational benefits and the authorities of the Mayor and the Committee in such matters.

3. The Chief assured that the K-9 vehicle is to be used only for official business, that officers will be thoroughly indoctrinated in the Isle of Palms Police Procedures Manual and that vacations were being coordinated during the off-season.

Robbie Kunreuther
Chairman

October 8, 1986 City Council Meeting EXHIBIT III

ENGROSSED BILLS COMMITTEE MINUTES, OCTOBER 8, 1986

RECREATION COMMITTEE MEETING

October 2, 1986

Present were: Councilman Bartos
Mayor Bunch
Director Catherine Leopold
Visitors, Lee Webb and Chris Hinckley

1. The meeting was called to order at 7:45 p.m.

2. Guests Chris Hinckley and Lee Webb presented their proposal to have a commercial teen club at the recreation center on Friday nights. Important considerations include a $4.00 cover charge, no pass-outs, a teen staff that they hire and assistance from city police, a 75/25 split of the gross and coordination with other East Cooper communities. It was decided that they should address full council which will consider the proposal.

3. No one presented a bid to the city to resurface the ball field. We will contact Rainbows management for assistance.

4. The Hungry Neck soccer league is fielding more games here causing some conflicts with football practice which is being worked out.

5. We have invited Mount Pleasant to play more games on the island next baseball season. Still no luck getting an all Isle of Palms team.

6. The committee has considered eliminating the boxing program and tournament from our department. Fourteen youths participated last year, 5 of whom were island residents. No vote was taken.

7. The nickel carnival was held and was as always a big success.

Respectfully submitted,

Michael R. Bartos
Chairman

MINUTES OF MEETING
ISLE OF PALMS PLANNING COMMISSION

Date: September 24, 1986

Present: Lonnie Moyer
Ned Oakley
Ken Palka
Steve Russell (Chm)
Geoffrey Woodard

Mayor Carmen Bunch
Councilman W.H. Sandeford
Foster Clark (Wild Dunes)

The meeting was opened by Chairman Steve Russell.

1. Minutes of the meeting of August 27, 1986, were approved.

2. A plat of Tract F, Block H, Lots 1-28, Final Subdivision, Wild Dunes, was presented. Board recommended approval.

3. Draft, by City Attorneys, Morris, Duffy and Boone, of an ordinance creating the Planning Commission was presented. Lonnie Moyer moved we table discussion until members have a chance to study the ordinance before sending it to Council for approval.

4. Ned Oakley brought up the subject of building heights on the island. Members thought this was good subject for study in that the original ordinance was passed before FEMA flood elevation standards were made. Also, Chairman Russell thought there might be room to consider variations for commercial areas. Further discussion was held off to wait for the Clemson University Study to be completed.

5. Chairman Russell stated that the SCEG land purchased at 13th Avenue had been completed; that they now have both lots they were trying to purchase. He also stated they had agreed to setting up buffering space around the new installation to keep it from being an eyesore in the neighborhood.

6. The meeting adjourned at 6:15 p.m. The next meeting will be at City Hall at 5:30 p.m., on Wednesday, October 29, 1986.

Respectfully submitted,

Ned H. Oakley

Ned H. Oakley
Secretary

CITY OF
ISLE OF PALMS
South Carolina

TO: Beach Patrol and Control Board

FROM: James W. Smiley JWS

DATE: October 8, 1986

RE: September 25, 1986 Meeting

Minutes

Members Present: J. Carroll, M. Swanson, W.H. Sandeford
D. Matthews, J. Smiley

Action Taken:

1. Permit application No. 86-8-2: upon request for reconsideration, the board unanimously sustained its original action to deny the ex post facto request to permit paved walkways already constructed in the protection district.

2. Permit application No. 86-8-2: a request for construction of a swimming pool in the protection district in the Beachside subdivision - permit application denied.

3. Permit application No. 86-9-1: a request for construction of a wooden walkover in the protection district in the Beachside subdivision - permit approved.

4. Standards and specifications for the construction of walkways and walkovers in the protection district were adopted by the Board following discussion. Adopted standards are appended.

cc: Mayor Bunch
Mark Williams

P.O. Drawer Q • Isle of Palms, South Carolina 29451 • (803) 886-6428

Permits for walkways and walkovers in the protection district may be issued by the Isle of Palms Building Inspector if the proposed construction meets the following criteria:

1. be constructed of wood;
2. have a maximum width of no more than six feet;
3. conform with the contour of the dunes;
4. does not displace any sand;
5. be constructed with as little environmental damage as possible;
6. be elevated at least 18 inches aboved the dune.
7. Walkway and walkovers should be constructed to the following specifications:

   a) All treads, stringers, girders will be 2" x 6" pressure treated lumber.

   b) All posts will be 4" x 4" pressure treated wood.

   c) Galvanized or stainless steel fasteners will be used.

   d) Treads will be supported by stringers at each side and in the middle.

   e) Stringers will be supported by posts and girders at 6' intervals.

   f) If walkways are elevated more than 24", rails must be included. Rails should be constructed on 4" x 4" posts that run continuously from rail to a depth of at least 24" below the dune surface. The rail should be 2" x 6" pressure treated boards.

Ordinance: 1986-10
Introduced:

AN ORDINANCE

An Ordinance to adopt Section 4-1-1 of the Isle of Palms Code of Ordinances, requiring water utility companies operating within the City of Isle of Palms to submit all the reports to the City setting out their water pumping capacity, average daily flow data, average daily consumption data, and projecting said data for the ensuing quarter and requiring said companies to immediately notify the City of any known pending water shortage.

WHEREAS, the City of Isle of Palms does not own a municipal water system, and the water needs of the City are served by private water companies, and

WHEREAS, the public safety and welfare of the citizens of the City of Isle of Palms demand that the City be kept informed of the availability of the water supply to the City of Isle of Palms in order that the City may prepare for potential water shortages;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Section 4-1-1 of the Isle of Palms Code of Ordinances:

<u>Section 4-1-1</u>. Private water utility companies operating within the City of Isle of Palms are required to submit quarterly reports to the City of Isle of Palms on January 15, April 15, July 15, and October 15, setting out each company's water pumping capacity, average daily flow data, and average daily water consumption data for the previous quarter, and projecting said company's water pumping capacity, daily flow data, and daily water consumption data for the ensuing quarter. Private water utility companies shall immediately notify the City of Isle of Palms of any known pending water shortage.

First Reading: September 10, 1986

Second Reading: October 8, 1986

Ordinance: 1986-11
Introduced :

AN ORDINANCE

An Ordinance to adopt Section 6-1-3 of the Isle of Palms Code of Ordinances, requiring all restaurants, snack bars, and vendors of food fo: consumption to have restrooms.

WHEREAS, cities are empowered under the laws of the State of South Carolina to adopt ordinances protecting the public safety and welfare, and

WHEREAS, it is a determination of the Isle of Palms City Council that all vendors of food should have sanitary facilities for use by customers;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Section 6-1-3 of the Isle of Palms Code of Ordinances:

Section 6-1-3. All restaurants, snack bars, vendors and any other businesses selling food for consumption must have restrooms, on the premises at the point of sale of the food, available for use by customers. This Ordinance shall not apply to City-sanctioned events, festivals, or promotions.

First Reading: September 10, 1986
Second Reading: October 8, 1986
Third Reading: ____________
Ratification: ____________

Attest: ____________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ____________
Carmen R. Bunch
Mayor

Ordinance: 1986-12
Introduced:

AN ORDINANCE

An Ordinance to amend Ordinance No. 1979-3 constituting a cable television franchise between the City of Isle of Palms and Storer Cable Communications.

WHEREAS, Storer Cable Communications is divesting itself of that portion of the cable television system installed in the Wild Dunes Development, which necessitates a change in provisions of the original Franchise Agreement, and

WHEREAS, Section 5-7-260 of the South Carolina Code of Laws, as amended, requires that an Ordinance must itself be amended by Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the cable television franchise between Storer Cable Communications and the City of Isle of Palms, also known as Ordinance 1979-3, is hereby amended to read as follows:

Section 2. Definitions. Subparagraph (9)

"Franchise Entity" is the City of Isle of Palms, State of South Carolina, as presently constituted, excluding that area known as the Wild Dunes Development, and including any area henceforth added thereto during the terms of any franchise granted hereunder.

THIS ORDINANCE shall take effect upon ratification by City Council.

First Reading: October 8, 1986

Second Reading: ________________

Third Reading: ________________

Ratification: ________________

Attest: ________________
Nellie S. McDuffie
Clerk/Treasurer

EXHIBIT X

Ordinance: 1986-13
Introduced:

AN ORDINANCE

An Ordinance to create a Planning and Zoning Commission for the City of Isle of Palms.

WHEREAS, Title 5 and Title 6 of the South Carolina Code of Laws of 1976, as amended, grant certain powers to municipalities related to planning, and

WHEREAS, it is necessary to adopt a municipal ordinance to exercise the powers granted by state law;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is adopted as Chapter 5 of Title 5 of the Isle of Palms Code of Ordinances:

Title 5, Chapter 5, Planning.

Section 5-5-1. Creation.

There is hereby created a Commission to be known as the City of Isle of Palms Planning and Zoning Commission (hereinafter referred to as the "Commission").

Section 5-5-2. Composition and Appointment.

The Commission shall be composed of seven qualified electors of the City of Isle of Palms, who shall be appointed by the City Council. All members of the Commission shall serve as such without compensation, and shall hold no other office in the City of Isle of Palms.

Section 5-5-3. Terms of Office.

Members of the Commission shall be identified by place numbers 1 through 7. The four odd-numbered places shall expire on December 31st of each odd-numbered year, with the three even-numbered places to expire on December 31st of each even-numbered year. Any vacancy shall be filled for the unexpired terms by the appointment of City Council. Members of the Commission may be appointed to succeed themselves. All terms shall be for two years.

Section 5-5-4. Removal of Members.

of Isle of Palms or the Planning Commission. The Commission shall meet at the call of the Chairman and at such times the Chairman or Commission may determine. Five members of the Commission shall constitute a quorum for the conduct of business.

Section 5-5-6. Rules and Records.

The Commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record.

Section 5-5-7. Duties and Powers.

The Commission shall have all the duties and powers set forth in Section 6-7-340 through 350, South Carolina Code of Laws, 1976, as amended.

In general, the Commission shall have the power to:

a. Prepare and revise periodically a comprehensive plan and program (or elements thereof) for the social and economic growth of the City in order to promote the public health, safety, morals, convenience, prosperity, or the general welfare as well as efficiency and economy in the development of the City.

b. Prepare and recommend for adoption to City Council as a means of implementing the plan and program:

(1) Zoning ordinances or resolutions, and maps and appropriate revisions thereof for the City of Isle of Palms.

(2) Regulations for the subdivision of land and appropriate revision thereof within the City of Isle of Palms and to administer the regulations that may be adopted.

(3) An official map and appropriate revision thereof showing the exact location of existing or proposed public streets, highways and utility rights-of-way and public building sites, together with regulations to control the erection of buildings or other structures or changes in land

program shall include an annual capital budget based on estimates of the cost of proposed projects and the means of financing them. The Commission shall submit the capital program, including the capital budget, to the City Council as directed.

(5) Such other specific implementation procedures or plans as deemed necessary to implement City policy.

c. Recommend City policy for guiding action in development of the City of Isle of Palms and its environs to City Council.

d. Redeem all subdivision plats and other plats and make recommendations to City Council for approval or disapproval thereof. In the event the recommendation is for disapproval, then the reasons for said recommendation shall be submitted to City Council in writing.

e. Review and recommend to City Council any needed changes in the zoning ordinance and maps, as well as subdivision regulations, official maps, other codes, ordinances or controls related to the City's development.

f. Keep City Council and the general public informed and advised as to these matters.

g. The Commission may make, publish and distribute maps, plans, reports and recommendations relating to the plan and program and the development of the City of Isle of Palms to public officials and agencies, public utility companies, civic, educational, professional, and other organizations and citizens. All public officials shall, upon request, furnish to the Commission within a reasonable time such available information as it may require for its work. The Commission, its members and employees in performance of their functions may enter upon any land, make examinations and surveys, and place and maintain any necessary monuments and marks thereon; provided, however, that the Commission shall be liable for any injury and damage to the property resulting therefrom. In general, the Commision shall have such powers as may

PROPOSED WORDING FOR REFERENDUM QUESTION

Should the City of Isle of Palms purchase the 2.185 acres and 3.415 acre tracts of commercially zoned property located on Pavallion Drive and Ocean Blvd. presently owned by the Beach Company and leased by the City as municipal parking lots?

Yes __ No__

This proposed referendum question to be posed to the voters in an advisory referendum to be held Saturday, December 6, 1986.

MEETING:	Regular City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	October 8, 1986, 7:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Bartos, Calhoun, Kunreuther, McDonald, Murph, Sandeford, Smiley, City Administrator M. Williams, City Attorney D. Williams.
ABSENT:	Councilmember Tisdale and Clerk-Treasurer McDuffie.

There being a quorum, the meeting was called to order by the Chairman, Mayor Bunch. Pledge of Allegiance and Invocation by Harry O'Neal followed, and roll was called.

A. READING OF THE JOURNAL OF PREVIOUS MEETINGS.

Three sets of Council Meeting Minutes were presented:

1. August 27, 1986 Special Meeting. Motion by Councilman Murph to approve as submitted, seconded by Sandeford, carried unanimously.

2. September 3, 1986 Emergency Meeting. Motion by Councilman Kunreuther to approve as submitted, seconded by Murph, carried unanimously.

3. September 10, 1986 Regular Meeting. Motion by Councilman Kunreuther to approve as submitted, seconded by Murph, carried unanimously.

Councilmember Smiley commented on the excellent quality of the minutes. (Thanks, Betsy, jk.)

B. CITIZENS' COMMENTS.

1. Mayor Bunch introduced Ms. Chris Hinckley, who was present to address Council in place of Mr. E. L. Webb who was detained in Charlotte. He had appeared before the Recreation Committee, at the Mayor's invitation after she learned of his being instrumental in forming Teen Clubs in Charlotte. Mr. Webb had provided names of clubs started up in Charlotte, which were checked and found to be operating without problem or complaint. Councilmembers received copies of a write-up relating to this type of club.

Ms. Hinckley, an engineer employed as a Naval Architect at the Shipyards, expressed Mr. Webb's regret at not being able to attend the meeting and added they are new to the island, love it, and intend to stay. Mr. Webb is interested in working at the Recreation Center on a weekly basis to set up a "Young Adults' Nightclub." His approach is to have a Teen Board of representatives from different schools who would meet with him to discuss ideas and problems. Saturday night dances would be held from perhaps 8:00 to 12:00 for teens ages 14-19, with DJ's or live music. Dance contests and similar events would be arranged; teenagers would be hired at minimum wage to operate the concessions and as floorwalkers. A policeman would be on duty, walking the premises inside and out. Problems in the parking lot would be minimized by not allowing passes-out during the dances.

2. The Chairman recognized Dr. Geoffrey Woodard of 53rd Avenue, who stressed the need for the State Highway Department's awareness of the problems caused for emergency vehicle response, such as fire truck access to homes, if the roadsides and dead-ends are not kept free of large numbers of parked cars. Every street which dead-ends on the ocean has this safety problem. He related the incidence of fire at his property on July 2, to which the Fire Department was able to quickly respond. If the "No Parking" signs had not been in place and the firemen's arrival delayed even a few minutes because of a large number of cars belonging to beach-goers parked at the end of the road, his home would have burned down and (due to the winds) his neighbor's home endangered also. Dr. Woodard stated that his neighbor, Mr. O'Mara, and he felt it is obvious that the residents and elected officials, who are close to the situation and understand what is required in this local matter, should have the opportunity for input to apprise the Highway Department of the very dangerous situation brought upon Isle of Palms residents by removal of the "No Parking" signs. Coincidentally, this type of thing seems to happen every two years.

Mayor Bunch shared his concern, and recognized Mr. Blake Hughes who was present at Council. She recounted that he, as well as the Chief of Police, Fire Chief, Superintendent of Public Works, City Administrator and Mayor, had met with the Highway Department representatives and could attest to the efforts made to apprise the Highway Department of our predicament and our willingness to cooperate, which were met with their determination to remove the signs from their rights-of-way. The Highway Department is responding to complaints from people wanting access to the beach, instead of the needs of Isle of Palms residents. In reference to the Highway Department's letter on this subject, the Mayor advised her interpretation was that a (one) sign could be placed at the end of the street, which will be done. She assured that everything in the City's power is being done. In fact some of the signs have been reinstalled, with justification being to protect the houses and no turn-around areas.

Responding to Councilmember Smiley's question about to whom it would be most beneficial for residents to write on this subject, the Mayor recommended addressing communications to Commissioner Margaret Rush, South Carolina Department of Highways and Public Transportation. Mayor Bunch had been in touch with Mr. Dangerfield, and he has spoken to people in Columbia. Also, she will be writing this week to Mr. Snyder, the chief engineer in Columbia; then, while in Columbia on Friday, October 17, for a State Legislative Committee meeting she will follow-up with a call to him. Mr. Hughes complimented the Mayor for her interest and attention to this problem.

C. REPORTS FROM STANDING COMMITTEES.

1. WAYS AND MEANS. Chairman Smiley presented the minutes of the September 17, 1986 meeting (Exhibit I). In the Committee's discussion of the financial statement, the Chairman felt all questions were answered.

Mayor Bunch briefed Council on the Isle of Palms Water Company's request that the fire hydrants they are installing be purchased by the City for $20,000. Correspondence from Mr. Way had been provided to Council. He had advised that in 1982 an arrangement was made with the former Mayor and Col Cochrane, Fire Chief. In Mayor Bunch's file search the only correspondence found was an agreement to maintain the hydrants; there was no evidence of a commitment to purchase. She stated that, being a Councilmember during that period, the subject did not come before Council for budgeting and was never put into the budget.

As a budgetary matter, the water company's request was referred to the Ways and Means Committee. The Mayor's recommendation was against this payment, especially in view of the City's collaboration with the East Cooper Community re the East Cooper Water Commission. Councilman Kunreuther suggested this be discussed in Executive Session.

The Charleston County assessment for the City was also referred to the Ways and Means Committee.

2. POLICE AND PUBLIC SAFETY. Chairman Kunreuther presented the minutes of the September 24, 1986 meeting (Exhibit II). Councilmember Smiley inquired about police activity toward keeping cars out of the bicycle path. She suggested advertising in the Moultrie News to impress upon citizens the seriousness of this situation. In discussion, Councilman Bartos mentioned the universal "diamond" symbol for bike paths, which could be employed. The point was made that cars are being parked in the bike path on 41st Avenue. Also, the painting of diagonal lines throughout the path, as the Highway Department has promised to do, would make it clear the lane is not a roadway. Councilman Kunreuther added the possibility of changing line coloration from white to yellow; also, perhaps addressing our State Representative (who was its initiator) with the fact that the bike path has become a safety hazard as well as a benefit.

Chairman Kunreuther advised that the Police Department is aware of this problem, though he will check into it and see that the officers receive written instructions concerning motorists invading the bike path.

3. PUBLIC WORKS. Chairman Murph reported on the meeting of September 21, 1986. Installation of the fence behind City Hall will begin in the very near future. The covered work area has been completed. A plat in Wild Dunes, Tract F, Block 8, Lots 1 through 28, was studied and approved. The "No Parking" sign problem on the island was discussed at length. The Highway Department had provided a list of signs they'd removed, and it was agreed the City would submit request for re-installation of the signs as they were prior to removal.

Chairman Murph informed Council he was very impressed with the beach sweeper which was demonstrated on the beach earlier in the day. It picked up good-sized logs--everything in its way, put it into a little dump and then into the back of the truck. Its maneuverability, etc., is good, and the sweeper would be ideal for Isle of Palms. The only reservation would be it also picks up seaweed, seagrass or marshgrasses and reeds which do catch a certain amount of sand. It is operated on the beach proper, not on the dunes. Cost would be $41,000 plus one full-time operator. As Council discussed this item, the issue of the extent of the City's responsibility to the daytime, seasonal, influx to the community was raised by Councilman Kunreuther. He thought a number of issues pending before Council seemed to hinge on this question, and perhaps some serious dialogue with the County at Council levels should be started toward ironing things out. Chairman Murph agreed that was a good concept, but did not think it should be a priority for the City. He said the demonstrator of the beach sweeper was asked to contact the County Parks and Recreation Department.

4. ENGROSSED BILLS. Chairman McDonald reported on the meeting held prior to Council Meeting this date, October 8, 1986. The Committee reviewed two proposed Ordinances: 1986-12, which has to do with Storer Cable Communications no longer servicing Wild Dunes, and 1986-13 to create a Planning and Zoning Commission. Both were recommended for Council consideration. (Minutes attached as Exhibit III.)

Councilmember Murph addressed the extreme importance of enforcement of the Ordinance requiring house numbers. In an emergency it is unbelievably difficult to locate an unnumbered house, and residents do not realize the importance of it from the safety standpoint. Mayor Bunch has taken steps, such as an article in the Moultrie News and assigning Carol Nilsen to canvass the neighborhoods one at a time (while out on animal control work), to advise residents to put up house numbers. Ms. Dawn Brazell of the News and Courier, who was present at Council, was asked to assist in publicizing this effort.

5. RECREATION. Chairman Bartos presented minutes of the October 2, 1986 meeting (Exhibit IV). As there was no response to the City's advertisement for bids to resurface the ball field, the City Administrator reported speaking with Recreation Departments of several cities and Goose Creek Recreation Division and being referred to a semi-retired, former employee of Palmetto Land Clearing, who apparently had done this type of work in the past. In a telephone conversation October 7 the man expressed some interest in the job, saying he would call back today, October 8, and come to look at the ball field, but he has not called. Chairman Bartos suggested the assitance of Public Works might be necessary to bring the park up to standards.

The Committee had considered elimination of the boxing program. Motion by Councilman Bartos that the boxing program be eliminated from the Recreation Department, seconded by Kunreuther. Councilman McDonald asked the reason for this, as the program has been ongoing for about 15 years and without any injury to participants, as far as he knew; it involves a number of other communities, is a big event East of the Cooper each year, and receives good write-ups in the newspaper. Personally, he received a college scholarship in boxing and considers it just another sport. Councilman Bartos responded that, as a doctor interested in the brain, in his opinion the sport with constant battering in that respect can work insidious damage over a period of time. Only five people on the Isle of Palms participated in the program the last year, and his belief is the risks outweigh the benefits considering the number of people participating. Another consideration would be the increasing litigiousness.

Councilman Murph felt the Recreation Commission should provide a recommendation on this matter; Councilmember Smiley agreed this would be a Commission/Committee decision, unless a major issue, stalemate, or an appeal should arise, in which event the Council would be involved. She thought, along with Councilman Bartos, that the Commission was in favor of doing away with the boxing program, and they added that the meeting at which this was discussed was a joint Commission/Committee meeting but no formal vote was taken. Councilman Kunreuther, while agreeing that recommendation by the Commission was proper procedure, felt the decision should rest with Council in view of the AMA's emphatic determination against amateur boxing, plus the litigation factor.

Councilman Bartos' motion to eliminate the boxing program from the Recreation Department, seconded by Kunreuther, was withdrawn. On Councilman Kunreuther's suggestion, it was the consensus of the Council that the matter be deferred to the Recreation Commission. Mayor Bunch advised she had spoken to Commission Chairman Mattice, who has been out of town lately, but will be calling a meeting.

In reference to the Mayor's and City Administrator's trip to North Myrtle Beach last month, Mayor Bunch described their tour of the North Myrtle Recreation Complex. With an abundance of financing, their gymnasium was beautiful, although at 4:00 p.m. it was empty with lights out and no children to be seen in the area. She inquired and found they do not allow free play. Her feeling was that the Isle of Palms is doing far more with much less--more activities and utilization of facilities, with citizen participation--and heading in the right direction.

Councilman Bartos requested discussion re the Teen Club proposal. He spoke of the potential for this program to be on a much larger scale than other recreational programs, with impact to match. It would involve more than the Recreation Department, drawing on the Police and Public Works Departments. Also, it would be a commercial enterprise, with perhaps a lot of money involved, and a projected attendance of possibly 300 or more teenagers on a given Saturday night. The Councilmembers and Mayor did not foresee any opposition to the concept, and look forward to receiving Mr. Webb's plan for the program.

Councilman Kunreuther suggested the Committee explore possibilities of coordinating recreational programs with Wild Dunes. They might want to make their recreational opportunities available to residents outside, and Isle of Palms has several programs in which Wild Dunes might not be participating for lack of publicity out there. Their residents receive regular WD Rec Newsletters. Councilman Bartos stated that a number of Wild Dunes residents do come and seem to enjoy Isle of Palms recreational activities.

D. REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS.

1. BOARD OF ADJUSTMENT.

No activity reported.

2. PLANNING COMMISSION. Minutes of the September 24, 1986 meeting were presented by Chairman Steve Russell (Exhibit V). He informed Council that Professor Lee and several of the students from Clemson will be at City Hall on Tuesday afternoon, October 14, to present a preliminary plan in terms of proposals, ideas, etc. The meeting is scheduled for approximately 1:30. They have asked the Planning Commission members, Councilmembers, and others who are interested to attend. This will be an opportunity to see the ideas they're developing, and it is hoped that there will be considerable interaction and feedback from those present, so it would be worthwhile to participate in this meeting if possible.

3. BUILDING COMMITTEE. Chairman O'Neal advised that the Committee had not met since last report. The City Administrator reported the closing on purchase of the Coleman property will be held as soon as the attorney is ready with the deed and plat. The seller is very anxious to close, as is the City, so it will be accomplished without delay.

4. BEACH PATROL AND CONTROL BOARD. Councilman Sandeford reported on the meeting of September 25, 1986 (Exhibit VI). The standards and specifications for construction of walkways and walkovers which were adopted by the Board, while based on Coastal Council requirements, include some additional structural specifications to standardize construction and ensure safely built walkways which will meet Building Inspector's criteria. The specs were primarily taken from those used consistently by Wild Dunes.

Re Permit Application 86-8-2, The Development Group, Sea Oats Subdivision's request for reconsideration, the Board sustained its original action to deny the ex post facto request to permit paved walkways already constructed. The City Administrator spoke to Attorney Ted Guerrard after speaking with Mr. Morgan of The Development Group. Based on the Board's decision, they will remove the cement walkways and make application for permission to construct wooden walkways. According to Mr. Morgan, bids are now being solicited for that work and it is expected to be 30 to 45 days before start of project.

Councilman Kunreuther recounted that 4 or 5 years ago one member of the Beach Board and three citizens, including himself, walked the length of the island and prepared a write-up on the state of the beach on the Isle of Palms. He asked about the possibility of an updated inventory on the state of the dunes. If that would be feasible and the Board is interested in doing so, the Council can address whatever problems are noted by the Board. Councilman Sandeford agreed to take this matter to their next meeting.

5. CITY ADMINISTRATOR. There is need for emergency standby power to operate existing facilities and, also, the new City Complex when constructed. The size generator necessary to operate the facilities would probably cost in the vicinity of $30,000. To date, attempts to acquire such a unit from military surplus have been unsuccessful. The City Administrator and City's Mechanic looked at a unit last week in Columbia which had been located for us by Senator Thurmond's office. It turned out to have been cannibalized internally and parts were found to be missing, so it was not acceptable. The administration will continue the search and, hopefully, find one and incorporate it into the new Complex.

E. REPORTS FROM SPECIAL OR JOINT COMMITTEES.

1. PERSONNEL COMMITTEE. Councilman Kunreuther informed Council that Jim Johnson, who Chaired the Committee, has moved to Florida. A final meeting was held the day before he was to leave, and he provided the Committee with the completed draft of a Personnel Manual. Copies were presented to the Mayor, and for the City Administrator and City Attorney, for review and comments. The status at this time is a reconstituted Committee with a new Chairman, or at least an additional member, reconvening to study comments, research laws, regulations, and so forth, for incorporation into the finished product.

F. PETITIONS RECEIVED, REFERRED OR DISPOSE OF.

None.

G. PLAT APPROVAL.

1. No. 1986-21, Subdivision Final, Tract "F," Block "H," Lots 1 through 28, Wild Dunes. Motion by Councilmember Smiley to approve, seconded by Murph, carried unanimously.

H. BILLS ALREADY IN POSSESSION OF COUNCIL.

1. No. 1986-10 (SECOND READING) - An Ordinance to adopt Section 4-1-1 of the Isle of Palms Code of Ordinances, requiring water utility companies operating within the City of Isle of Palms to submit all the reports to the City setting out their water pumping capacity, average daily flow data, average daily consumption data, and projecting said data for the

ensuing quarter and requiring said companies to immediately notify the City of any known pending water shortage. Motion by Councilman Murph to accept, seconded by Kunreuther, approved unanimously.

2. No. 1986-11 (SECOND READING) - An Ordinance to adopt Section 6-1-3 of the Isle of Palms Code of Ordinances, requiring all restaurants, snack bars, and vendors of food for consumption to have bathrooms. Motion by Councilman McDonald to amend, changing the word "bathrooms" to read, "restrooms," seconded by Kunreuther, carried unanimously. Motion by Councilman McDonald to accept, seconded by Bartos, approved unanimously.

I. INTRODUCTION OF NEW BILLS AND RESOLUTIONS.

1. No. 1986-12 (FIRST READING) - An Ordinance to amend Ordinance No. 1979-3 constituting a cable television franchise between the City of Isle of Palms and Storer Cable Communications. The City Administrator referred to memoranda which had been distributed to Councilmembers on this topic. Mr. Roddy Edge of Storer Cable Communications was recognized as present, if there should be any questions. Wild Dunes had negotiated with Storer Cable Communications, to purchase that portion of the cable television system installed at Wild Dunes. Therefore, Storer Communications asked the City to amend its franchise agreement so they are no longer legally responsible for providing service to that area. Motion by Councilman Murph to accept first reading, seconded by Kunreuther, carried unanimously.

2. No. 1986-13 (FIRST READING) - An Ordinance to create a Planning and Zoning Commission for the City of Isle of Palms. Councilman Sandeford felt some time would be required for study of this Ordinance, as there are complexities in setting up a Commission which is a very definite thing by State law. Councilman Kunreuther expressed concern about its being placed in Title 5, Section 5, and felt that if this Ordinance were adopted there should be an amendment to delete the Community Betterment Commission which resides in Title 1, Chapter 9, of the City Code. Or, he suggested looking at replacing the Community Betterment Commission with this Planning Commission, which he believed would be better placed in Title 1, Chapter 9 as it is on "Boards and Commissions." Motion by Councilman Murph to accept first reading, seconded by Sandeford, approved unanimously.

It was the consensus of Mayor and Council that this proposed Ordinance be referred to the City Attorney before second reading.

J. MISCELLANEOUS BUSINESS.

1. ADVISORY REFERENDUM. The Mayor had spoken to the Election Commission about setting a date on the Advisory Referendum Election. The Chairman recommended a Saturday, so more workers would be free to come to the polls. The City Administrator read the proposed wording for the Referendum Question (Exhibit XI). Councilmembers felt an estimated cost should be included in the Referendum Question, and the Mayor requested the City Attorney to contact Mr. Way of The Beach Company to obtain a figure from him together with his permission, in writing, for the City to make that

information public. The Mayor proposed December 6, 1986, the first Saturday in December as the date for the election, which met with Council approval.

2. EAST COOPER WATER AUTHORITY. Councilman Sandeford briefed Council on a special meeting of the Planning Committee, September 30th, with all members present, plus representatives of Wild Dunes and the engineering company. The company, Jordan, Jones and Goulding, was selected today (October 8th). Based in Atlanta, they have offices here, have done a lot of work in South Carolina, and are well qualified. The cost of this work, approximately $140,000, is a grant from the State, requiring no City money. The specifications for this work are very lengthy, and Councilman Sandeford will provide Councilmembers with copies of the agreement. Councilman Kunrether asked about exploration of the vicinity of the source of the water to ensure against later degradation of the water source. Councilman Sandeford replied that is spelled out in great detail in the specifications.

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There being no futher business, motion to go into executive session to consider personnel and contractual matters was entered by Councilman Smiley, seconded by Kunrether, and approved unanimously. The meeting was adjourned after the Chairman ratified action taken in executive session.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED: ____________________

Carmen R. Bunch, Mayor

WAYS AND MEANS STANDING COMMITTEE

September 17, 1986

Present: Chairman Smiley, R. Kunreuther, L. McDonald, T. Murph, S. Sandeford, B. Calhoun, Chief Thompson, Administrator Williams, Mayor Bunch.

The Ways & Means Standing Committee, which normally meets on the last Monday of each month, held their meeting on September 17, 1986, requesting all Councilmembers to attend. A showing of a video about the Aiken Department of Public Safety was held. This presentation was held for information concerning the pros and cons of combining a fire department and police department. All those personnel interested were also invited to view the video.

The financial statement was discussed and questioned.

Respectfully submitted,

Betsy Smiley
Chairman

POLICE AND PUBLIC SAFETY MINUTES

The Police and Public Safety Committee met at 7:30 p.m. on Wednesday, September 24th. All members were present as were Chief Thompson, Administrator Williams, and Mayor Bunch. During the meeting the following matters were discussed.

1. The Chief distributed monthly reports and advised the committee that several officers were involved in various training programs. He also presented a monthly schedule with no anticipated overtime.

2. Officer Edwards is currently involved in efforts to work closely with young residents of the City. Meanwhile, Lt. Jernigan and Officer Wilhite will attend Trident Technical College and Sgt. Fry will attend Baptist College--all in programs leading to degrees in Criminal Justice. A lengthy discussion ensued regarding the City's policy concerning educational benefits and the authorities of the Mayor and the Committee in such matters.

3. The Chief assured that the K-9 vehicle is to be used only for official business, that officers will be thoroughly indoctrinated in the Isle of Palms Police Procedures Manual and that vacations were being coordinated during the off-season.

Robbie Kunreuther
Chairman

ENGROSSED BILLS COMMITTEE MINUTES, OCTOBER 8, 1986

The Engrossed Bills Committee met thirty minutes prior to the September City Council Meeting. Committee members present were: Pam Tisdale, Bill Calhoun and Leo McDonald. Also present were Mayor Bunch and City Administrator Mark Williams.

An ordinance was presented, which in meeting state requirments, would grant more power to the Isle of Palms Planning Commission and in effect would override City Council in matters pertaining to zoning, etc.

Administrator Williams suggested a revision was in order and action was put on hold until the October meeting.

Meeting was adjourned.

Respectfully submitted,

Leo McDonald, Chairman

RECREATION COMMITTEE MEETING

October 2, 1986

Present were: Councilman Bartos
Mayor Bunch
Director Catherine Leopold
Visitors, Lee Webb and Chris Hinckley

1. The meeting was called to order at 7:45 p.m.

2. Guests Chris Hinckley and Lee Webb presented their proposal to have a commercial teen club at the recreation center on Friday nights. Important considerations include a $4.00 cover charge, no pass-outs, a teen staff that they hire and assistance from city police, a 75/25 split of the gross and coordination with other East Cooper communities. It was decided that they should address full council which will consider the proposal.

3. No one presented a bid to the city to resurface the ball field. We will contact Rainbows management for assistance.

4. The Hungry Neck soccer league is fielding more games here causing some conflicts with football practice which is being worked out.

5. We have invited Mount Pleasant to play more games on the island next baseball season. Still no luck getting an all Isle of Palms team.

6. The committee has considered eliminating the boxing program and tournament from our department. Fourteen youths participated last year, 5 of whom were island residents. No vote was taken.

7. The nickel carnival was held and was as always a big success.

Respectfully submitted,

Michael R. Bartos
Chairman

MINUTES OF MEETING
ISLE OF PALMS PLANNING COMMISSION

Date: September 24, 1986

Present: Lonnie Moyer
Ned Oakley
Ken Palka
Steve Russell (Chm)
Geoffrey Woodard

Mayor Carmen Bunch
Councilman W.H. Sandeford
Foster Clark (Wild Dunes)

The meeting was opened by Chairman Steve Russell.

1. Minutes of the meeting of August 27, 1986, were approved.

2. A plat of Tract F, Block H, Lots 1-28, Final Subdivision, Wild Dunes, was presented. Board recommended approval.

3. Draft, by City Attorneys, Morris, Duffy and Boone, of an ordinance creating the Planning Commission was presented. Lonnie Moyer moved we table discussion until members have a chance to study the ordinance before sending it to Council for approval.

4. Ned Oakley brought up the subject of building heights on the island. Members thought this was good subject for study in that the original ordinance was passed before FEMA flood elevation standards were made. Also, Chairman Russell thought there might be room to consider variations for commercial areas. Further discussion was held off to wait for the Clemson University Study to be completed.

5. Chairman Russell stated that the SCEG land purchased at 13th Avenue had been completed; that they now have both lots they were trying to purchase. He also stated they had agreed to setting up buffering space around the new installation to keep it from being an eyesore in the neighborhood.

6. The meeting adjourned at 6:15 p.m. The next meeting will be at City Hall at 5:30 p.m., on Wednesday, October 29, 1986.

Respectfully submitted,

Ned H. Oakley

Ned H. Oakley
Secretary

CITY OF
ISLE OF PALMS
South Carolina

TO: Beach Patrol and Control Board

FROM: James W. Smiley JWS

DATE: October 8, 1986

RE: September 25, 1986 Meeting

Minutes

Members Present: J. Carroll, M. Swanson, W.H. Sandeford
D. Matthews, J. Smiley

Action Taken:

1. Permit application No. 86-8-2: upon request for reconsideration, the board unanimously sustained its original action to deny the _ex post facto_ request to permit paved walkways already constructed in the protection district.

2. Permit application No. 86-8-2: a request for construction of a swimming pool in the protection district in the Beachside subdivision - permit application denied.

3. Permit application No. 86-9-1: a request for construction of a wooden walkover in the protection district in the Beachside subdivision - permit approved.

4. Standards and specifications for the construction of walkways and walkovers in the protection district were adopted by the Board following discussion. Adopted standards are appended.

cc: Mayor Bunch
Mark Williams

P.O. Drawer Q • Isle of Palms, South Carolina 29451 • (803) 886-6428

Permits for walkways and walkovers in the protection district may be issued by the Isle of Palms Building Inspector if the proposed construction meets the following criteria:

1. be constructed of wood;
2. have a maximum width of no more than six feet;
3. conform with the contour of the dunes;
4. does not displace any sand;
5. be constructed with as little environmental damage as possible;
6. be elevated at least 18 inches aboved the dune.
7. Walkway and walkovers should be constructed to the following specifications:

   a) All treads, stringers, girders will be 2" x 6" pressure treated lumber.

   b) All posts will be 4" x 4" pressure treated wood.

   c) Galvanized, or stainless steel fasteners will be used.

   d) Treads will be supported by stringers at each side and in the middle.

   e) Stringers will be supported by posts and girders at 6' intervals.

   f) If walkways are elevated more than 24", rails must be included. Rails should be constructed on 4" x 4" posts that run continuously from rail to a depth of at least 24" below the dune surface. The rail should be 2" x 6" pressure treated boards.

Ordinance: 1986-10
Introduced:

AN ORDINANCE

An Ordinance to adopt Section 4-1-1 of the Isle of Palms Code of Ordinances, requiring water utility companies operating within the City of Isle of Palms to submit all the reports to the City setting out their water pumping capacity, average daily flow data, average daily consumption data, and projecting said data for the ensuing quarter and requiring said companies to immediately notify the City of any known pending water shortage.

WHEREAS, the City of Isle of Palms does not own a municipal water system, and the water needs of the City are served by private water companies, and

WHEREAS, the public safety and welfare of the citizens of the City of Isle of Palms demand that the City be kept informed of the availability of the water supply to the City of Isle of Palms in order that the City may prepare for potential water shortages;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Section 4-1-1 of the Isle of Palms Code of Ordinances:

Section 4-1-1. Private water utility companies operating within the City of Isle of Palms are required to submit quarterly reports to the City of Isle of Palms on January 15, April 15, July 15, and October 15, setting out each company's water pumping capacity, average daily flow data, and average daily water consumption data for the previous quarter, and projecting said company's water pumping capacity, daily flow data, and daily water consumption data for the ensuing quarter. Private water utility companies shall immediately notify the City of Isle of Palms of any known pending water shortage.

First Reading: September 10, 1986
Second Reading: October 8, 1986

Ordinance: 1986-11
Introduced :

AN ORDINANCE

An Ordinance to adopt Section 6-1-3 of the Isle of Palms Code of Ordinances, requiring all restaurants, snack bars, and vendors of food for consumption to have restrooms.

WHEREAS, cities are empowered under the laws of the State of South Carolina to adopt ordinances protecting the public safety and welfare, and

WHEREAS, it is a determination of the Isle of Palms City Council that all vendors of food should have sanitary facilities for use by customers;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Section 6-1-3 of the Isle of Palms Code of Ordinances:

Section 6-1-3. All restaurants, snack bars, vendors and any other businesses selling food for consumption must have restrooms, on the premises at the point of sale of the food, available for use by customers. This Ordinance shall not apply to City-sanctioned events, festivals, or promotions.

First Reading: September 10, 1986

Second Reading: October 8, 1986

Third Reading: ____________

Ratification: ____________

Attest: ____________
Nellie S. McDuffie
Clerk/Treasurer

Approved: ____________
Carmen R. Bunch
Mayor

Ordinance: 1986-12
Introduced:

AN ORDINANCE

An Ordinance to amend Ordinance No. 1979-3 constituting a cable television franchise between the City of Isle of Palms and Storer Cable Communications.

WHEREAS, Storer Cable Communications is divesting itself of that portion of the cable television system installed in the Wild Dunes Development, which necessitates a change in provisions of the original Franchise Agreement, and

WHEREAS, Section 5-7-260 of the South Carolina Code of Laws, as amended, requires that an Ordinance must itself be amended by Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the cable television franchise between Storer Cable Communications and the City of Isle of Palms, also known as Ordinance 1979-3, is hereby amended to read as follows:

Section 2. Definitions. Subparagraph (9)

"Franchise Entity" is the City of Isle of Palms, State of South Carolina, as presently constituted, excluding that area known as the Wild Dunes Development, and including any area henceforth added thereto during the terms of any franchise granted hereunder.

THIS ORDINANCE shall take effect upon ratification by City Council.

First Reading: October 8, 1986

Second Reading: ______________

Third Reading: ______________

Ratification: ______________

Attest: ______________
Nellie S. McDuffie
Clerk/Treasurer

Ordinance: 1986-13
Introduced:

AN ORDINANCE

An Ordinance to create a Planning and Zoning Commission for the City of Isle of Palms.

WHEREAS, Title 5 and Title 6 of the South Carolina Code of Laws of 1976, as amended, grant certain powers to municipalities related to planning, and

WHEREAS, it is necessary to adopt a municipal ordinance to exercise the powers granted by state law;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is adopted as Chapter 5 of Title 5 of the Isle of Palms Code of Ordinances:

Title 5, Chapter 5, Planning.

Section 5-5-1. Creation.

There is hereby created a Commission to be known as the City of Isle of Palms Planning and Zoning Commission (hereinafter referred to as the "Commission").

Section 5-5-2. Composition and Appointment.

The Commission shall be composed of seven qualified electors of the City of Isle of Palms, who shall be appointed by the City Council. All members of the Commission shall serve as such without compensation, and shall hold no other office in the City of Isle of Palms.

Section 5-5-3. Terms of Office.

Members of the Commission shall be identified by place numbers 1 through 7. The four odd-numbered places shall expire on December 31st of each odd-numbered year, with the three even-numbered places to expire on December 31st of each even-numbered year. Any vacancy shall be filled for the unexpired terms by the appointment of City Council. Members of the Commission may be appointed to succeed themselves. All terms shall be for two years.

Section 5-5-4. Removal of Members.

of Isle of Palms or the Planning Commission. The Commission shall meet at the call of the Chairman and at such times the Chairman or Commission may determine. Five members of the Commission shall constitute a quorum for the conduct of business.

Section 5-5-6. Rules and Records.

The Commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record.

Section 5-5-7. Duties and Powers.

The Commission shall have all the duties and powers set forth in Section 6-7-340 through 350, South Carolina Code of Laws, 1976, as amended.

In general, the Commission shall have the power to:

a. Prepare and revise periodically a comprehensive plan and program (or elements thereof) for the social and economic growth of the City in order to promote the public health, safety, morals, convenience, prosperity, or the general welfare as well as efficiency and economy in the development of the City.

b. Prepare and recommend for adoption to City Council as a means of implementing the plan and program:

(1) Zoning ordinances or resolutions, and maps and appropriate revisions thereof for the City of Isle of Palms.

(2) Regulations for the subdivision of land and appropriate revision thereof within the City of Isle of Palms and to administer the regulations that may be adopted.

(3) An official map and appropriate revision thereof showing the exact location of existing or proposed public streets, highways and utility rights-of-way and public building sites, together with regulations to control the erection of buildings or other structures or changes in land

program shall include an annual capital budget based on estimates of the cost of proposed projects and the means of financing them. The Commission shall submit the capital program, including the capital budget, to the City Council as directed.

(5) Such other specific implementation procedures or plans as deemed necessary to implement City policy.

c. Recommend City policy for guiding action in development of the City of Isle of Palms and its environs to City Council.

d. Redeem all subdivision plats and other plats and make recommendations to City Council for approval or disapproval thereof. In the event the recommendation is for disapproval, then the reasons for said recommendation shall be submitted to City Council in writing.

e. Review and recommend to City Council any needed changes in the zoning ordinance and maps, as well as subdivision regulations, official maps, other codes, ordinances or controls related to the City's development.

f. Keep City Council and the general public informed and advised as to these matters.

g. The Commission may make, publish and distribute maps, plans, reports and recommendations relating to the plan and program and the development of the City of Isle of Palms to public officials and agencies, public utility companies, civic, educational, professional, and other organizations and citizens. All public officials shall, upon request, furnish to the Commission within a reasonable time such available information as it may require for its work. The Commission, its members and employees in performance of their functions may enter upon any land, make examinations and surveys, and place and maintain any necessary monuments and marks thereon; provided, however, that the Commission shall be liable for any injury and damage to the property resulting therefrom. In general, the Commision shall have such powers as may

October 8, 1986 City Council Meeting EXHIBIT XI

PROPOSED WORDING FOR REFERENDUM QUESTION

Should the City of Isle of Palms purchase the 2.185 acres and 3.415 acre tracts of commercially zoned property located on Pavallion Drive and Ocean Blvd. presently owned by the Beach Company and leased by the City as municipal parking lots?

Yes __ No__

This proposed referendum question to be posed to the voters in an advisory referendum to be held Saturday, December 6, 1986.

MEETING:	Special City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	October 16, 1986, 5:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Tisdale, Smiley, McDonald, Calhoun, Sandeford, Clerk-Treasurer McDuffie, City Administrator Mark Williams.
ABSENT:	Councilmembers Bartos, Kunrether, and Murph.

The meeting was called to order by the Chairman, Mayor Bunch. Purpose of the meeting was to approve Plat of property which the City is acquiring from G. Dale Coleman.

A. PLAT APPROVAL.

No. 1986-22, Plat of a Resubdivision of Lots 3 and 5, Block 39 B, City of Isle of Palms. Being Conveyed to City of Isle of Palms. This plat of property, owned by G. Dale Coleman and purchased by the City, had to be approved so that this plat could be recorded at the Courthouse as the new plat of record. Administrator Williams advised Council that for many years there has been an apparent discrepancy between the way the deed of the property read and the old plat of record. Williams said the City Attorney, in preparing a new deed to accompany the new plat, would be able to eliminate the discrepancy with recording of these documents. Motion was made by Councilmember Tisdale, seconded by Councilman McDonald, carried unanimously.

B. MISCELLANEOUS BUSINESS.

Administrator Williams asked Council for permission to discuss with them a matter that was not on the agenda. Motion to suspend the Rules and allow consideration of the Administrator's topic was made by Councilman McDonald, seconded by Councilman Sandeford, carried unanimously. Williams advised the Council that there was a source of funds available through the Governor's office which could be used for energy related projects. Williams said that in working with Linda Tucker of the BCD Council of Government, a project to install an innovative technology heating and air conditioning system in the Recreation building had been conceived. It is estimated that the system, which is known as a solar dessicant air conditioning system,could cost as much as 125 to 150 thousand dollars, and it may be possible to obtain the entire amount in a grant from the Governor's office. Williams further advised Council that there are several technical problems to be overcome but that if we could determine that the system could function properly--can the City make application for these funds? He also reminded Council that even with this innovative system, the Recreation Department would experience a 400 to 500 dollar a month increase in its electric bill. Council agreed to allow that application be made for the funds.

There being no further business, motion to adjourn was entered by Councilman Calhoun, seconded, and approved unanimously.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED: ______________________
Carmen R. Bunch, Mayor

MEETING:	Regular City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	November 12, 1986, 7:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Bartos, Kunreuther, Murph, Sanderford Smiley, Tisdale, City Administrator M. Williams, City Attorney D. Williams Clerk-Treasurer McDuffie.
ABSENT:	Councilmembers Calhoun and McDonald.

There being a quorum, the meeting was called to order by the Chairman, Mayor Bunch. Pledge of Allegiance and Invocation by Mayor Bunch followed, and roll was called.

A. READING OF THE JOURNAL OF PREVIOUS MEETINGS.

Two sets of Council Meeting Minutes were presented:

1. October 8,1986 Regular Meeting. Motion by Councilmember Murph to approve as submitted, seconded by Bartos, carried unanimously.

2. October 16, 1986 Special Meeting. Motion by Councilmember Kunreuther to approve as submitted, seconded by Sanderford, carried unanimously.

B. CITIZENS COMMENTS.

1. Mr. Fred Ebeling was to have talked but did not appear.

C. REPORTS FROM STANDING COMMITTEES.

1. WAYS AND MEANS. Chairman Smiley presented the minutes of the October 27, 1986 meeting (Exhibit I).

Mayor addressed Council and asked for Council to entertain a motion whether to agree to maintaining and not purchasing the fire hydrants from the Isle of Palms Water Company. Motion was made by Councilmember Kunreuther, seconded by Smiley, carried unanimously.

Councilmember Kunreuther noted that the City had checked its history with the Beach Company and can find no written agreement documented whereby the City ever intended to buy these hydrants. Councilmember Sanderford inquired as to what the Water Company meant by "maintenance". Councilmember Murph stated that, in the past, the City has been performing preventive maintenance--not acutally repair type maintenance.

Mayor Bunch informed Council that she had attended a hearing in Columbia on November 12 concerning an increase in rates. Mr. Charlie Way stated he had not heard from the City as to whether they were going to pay for it.

2. POLICE AND PUBLIC SAFETY COMMITTEE. Chairman Kunreuther presented the minutes of the October 28, 1986 meeting (Exhibit II). Councilmember Tisdale questioned the meaning of abandoned boats. Chairman Kunreuther said there were some boats which had been left on the beach for a long period of time and it was difficult to determine who the owners were. No conclusion was reached, however, but the subject was approached.

Mayor Bunch told Council she had spoken to Rep.Dangerfield in reference to purchasing radar units (a used one for the present). In March, there will be funds to apply for application for new units.

Councilmember Smiley stated she noticed that still nothing had been done on 41st regarding the bicycle path to indicate that this was a bicycle path. Mayor Bunch replied that the Highway Department had been written and told that the City would not be held responsible for any injuries. Therefore, any liability or litigation will be the responsibility of the Highway Department. Chairman Kunreuther added that there are two other locations which should be noted to the Highway Department as well. They are 21st Avenue, and the curb at Palm Boulevard. These locations need a diamond to show the bicycle path.

Councilmember Bartos remarked that since the State takes so long in responding to putting up signs and markings, maybe the City should go out and paint the diamonds themselves at a minimum expense. Chairman Kunreuther agreed in saying that it was time to assure the safety of our residents.

Chairman Kunreuther informed Council that Officer Connelley had taken a job with the Wildlife Marine Resources. He stated that Officer Connelley had given the Island years of excellent professional service and will be missed. Mayor Bunch added that he had attempted to join the Wildlife about two years ago and had finally been accepted.

Mayor Bunch made mention of an article that had appeared in the newspaper saying that she had gone "bananas" in raising her police salaries. However, Chief Reuben Greenberg, City of Charleston Police Department, had called to compliment her on raising the salaries and educating the police officers and making the Isle of Palms Police Department a better department.

Councilmember Tisdale remarked that she had counted 42 road signs from entering Isle of Palms to 41st and commented they looked very unattractive. Mayor Bunch said the Highway Department had taken down 60 signs that the City did not want taken down, many of which were placed in critical places. Chairman Kunreuther remarked he had received a letter from a disgruntled out of town resident who said the markings on 41st Avenue were not sufficient enough to deter him from being caught speeding. It appears that if you don't have enough signs people will complain, and if you have too many, there will also be complaints. The City is trying its best to remedy this problem and have asked for additional signs on Waterway Blvd., where alot of people felt they were ticketed because the signs were ill-marked. The City is constantly trying to deal with this balancing of signs. Sometimes it is a very difficult situtation.

3. PUBLIC WORKS COMMITTEE. Chairman Murph presented the minutes of the October 28, 1986 meeting (EXHIBIT III). No discussion followed.

4. ENGROSSED BILLS. Councilmember Tisdale presented the minutes of the October 8, 1986 meeting (EXHIBIT IV). Councilmember Kunreuther asked Administrator Williams to remind Chairman McDonald, upon his return, that the Police Committee has had some items pertaining to the Code of Ordinance which need to be changes. This request had been submitted to Engrossed Bills about three months prior and as yet nothing had been given to Chairman Kunreuther. Either Chairman Kunurether or Sgt.Frye, of the Police Department, could be contacted for clarification.

5. RECREATION COMMITTEE. Chairman Bartos presented minutes of the November 6, 1986 meeting (EXHIBIT V). In reference to #3 in the minutes, Administrator Williams mentioned that although the City has not received it in writing, the Thompson Construction Company had submitted a bid by telephone for $2700. Chairman Bartos reminded Council that the Recreation Committee had voted unanimously that no bids would be considered after the start of the Council meeting, November 12 and asked that the bid from Green Services be accepted.

Councilmember Kunreuther questioned the amount of fill that will be necessary for the softball field and if it had been included in the bid. Chairman Bartos answered that the bid included the entire grading of the field.

Chairman Bartos remarked on the overwhelming success of the Halloween Party held at the Recreation Department, on October 28. The party was very well received for residents all over the East Cooper Area.

In reference to the grant (#6 on the minutes), the amount of $150,000 could possibly be doubled. Administrator Williams stated that as much as $300,000 will be allocated, but the project will not cost that much. Mayor Bunch commented that the money being used was money which was overcharged by the oil companies in the late 1970's. The $25 million was given to the State to be used for special projects such as for the Recreation Department. Administrator Williams stated that the approval looked favorable. A representative from the Governor's office said that the application ranked very highly in competition for the funds. A few more details remain to be worked out, but hopefully this will not be detrimental to the project.

Administrator Williams said that in regards to the Fire Department, even though it already heated and cooled, a request for a residential size solar air conditioning unit had been requested. However, the Governor's office feels that both buildings cannot be done, and therefore, the Recreation

Department is in much more need of this unit.

Mayor Bunch then talked about the boxing program which has been opposed to for many years. She noted that the City has discussed with the Recreation Commission that since only six children showed interest in this program, it might be feasible to find another place to have boxing in the area. But since it was impossible to locate another location for this program, it will be continued to be held at the Recreation Department so it would not appear that the City is discriminating against those recreation participants. It was noted that a survey is being done at this time by the American Medical Association to ascertain the dangers of boxing.

Councilmember Smiley added that in sports such as basketball, football, baseball, etc. the intent is not to physically hurt someone as it is in boxing. Councilmember Bartos said that the Council did have the authority to overrule the Committee vote which was unanimously supportive of the boxing program.

D. REPORTS FROM CITY OFFICER, BOARDS OR COMMISSIONS.

1. BOARD OF ADJUSTMENT.

No activity reported. **MINUTES ATTACHED FORM SEPTEMBER 256, 1986 MEETING (EXHIBIT VI).

2. PLANNING COMMISSION. Minutes of the October 29, 1986 meeting were presented by Chairman Ned Oakley (EXHIBIT VII). Councilmember Sandeford made note that possibly the citizens would be interested in attending the next Planning Commission meeting in reference to plans being presented by Mr. Charlie Way of the Beach Company for the accreted areas along Ocean Blvd. Also, in reference to minutes from Engrossed Bills, it stated that an ordinance was presented, which in meeting with State requirements, would grant more power to the Isle of Palms Planning Commission and in effect would appear to override City Council in matters pertaining to zoning. Oakley said he believed that has been discussed by Council and does not give any power to the Planning and Zoning Commission without prior authorization of City Council. Councilmember Tisdale agreed that the minutes were not very clear on this point, but simply meant there had been a discussion about the ordinance.

3. BUILDING COMMITTEE.

No activity reported.

4. BEACH PATROL AND CONTROL BOARD.

No activity reported.

5. BEAUTIFICATION AND REVITALIZATION COMMITTEE.

No activity reported.

E. PETITIONS RECEIVED, REFERRED OR DISPOSED OF.

None.

F. PLAT APPROVAL.

1. No. 1986-23: Subdivision plat showing Tract D, Block L, Lots 1-14. Motion by Councilmember Murph to approve, seconded by Kunreuther, carried unanimously.

2. No. 1986-24: Subdivision plat showing Tract D, Block M, Lots 1-15. Motion by Councilmember Kunreuther to approve, seconded by Murph, carried unanimously.

In reference to Plat No. 1986-25, Administrator Williams stated that the Public Works and Fire Department have asked that the driveways be paved to provide access by the fire and garbage trucks. Councilmember Murph added that the people who purchase Lot 13 should be made aware that they will h ave to bring their trash out to Island Drive, which entails a distance of 150-200 feet. Councilmember Kunreuther said he would be willing to withdraw his motion to approve so that conditions set forth by Board of Firemasters and the Public Works, could be incorporated into the approval. There on a motion by Councilemember Murph, seconded by Smiley, the plat was unanimously approved.

Councilmember Kunreuther commented on what a pleasure it was to approve plats like the last three as they all looked like good developments.

Councilmember Smiley requested a copy of a status report on the number of units which have bee approved in Wild Dunes in the Planned Residential Development.

4. No. 1986-26: Subdivision plat showing Section A, Block 30, Lots 15 and 16. Motion by Councilmember Kunreuther to approve, seconded by Murph, carried unanimously.

H. BILLS ALREADY IN POSSESSION OF COUNCIL.

1. 1986-10 (THIRD READING) - An Ordinance to require water utility companies operating within the City of Isle of Palms to submit all the reports to the City setting out their water pumping capacity, average daily flow data, average daily consumption data, and projecting said data for the ensuing quarter and requiring said companies to immediately notify the City of any known pending water shortage. Motion by Councilmember Murph to accept, seconded by Smiley, approved unanimously.

Motion was made to suspend the rules by Councilmember Bartos, seconded by Murph, approved unanimously. Motion was made to ratify by Councilmember Murph, seconded by Bartos, approved unanimously.

2. 1986-11 (THIRD READING) - An Ordinance to require all restaurants, snack bars and vendors of food for consumption to have restrooms. Motion by Councilmember Smiley to accept, seconded by Sandeford. A discussion followed with Councilmember Murph bringing up the fact that with passage of this ordinance the City is eliminating a lot of things that are possibly going to be missed, i.e., snowball carts, ice cream trucks.

Councilmember Kunreuther noted that things such as Chuck Wagons, etc. should not really have to operate under this Ordinance. He said he intended to vote for the Ordinance as he felt its intent was broad enough so that it accomplished what is supposed to; however, he did feel that the Council needed to understand the implications of this Ordinance.

In a related matter, Councilmember Bartos commented that in all the time he had been on Council, there had never been any amendments or changes going into the third reading of any Ordinance and that the Council should rethink this and make some word changes. He pointed out the importance of "wording" which could cause people a lot of trouble.

Mayor Bunch reminded Council that this Ordinance, which was recommended by the Ways and Means Committee, came about when there were so many applications being made by people to operate transient businesses on Front Beach and it was felt that the competition was unfair for those people who ran a business year round.

Councilmember Murph commented that if the Council was really looking for a way to stop people, a lot of this could come under the Building Department and not require an Ordinance. This Ordinance states "any" vendor selling food for consumption must have restrooms. For this reason, he said that he would not vote for it.

Mayor Bunch said that there had been previous discussions as to whether an Ordinance should be read at the meetings and the importance of reading it line by line. She noted that an actual reading being necessary becomes quite obvious when the Council is having this type of problem at the third reading. If there are to be any changes at the third reading, it must be unanimous.

Administrator Williams stated that the mention of a mobile vendor brings into question a matter which could involve the need for a franchise agreement. If vendors are using the public roads to sell food to construction workers, they may have to obtain a franchise from City Council. He noted that Ways & Means had previously stated an objection to granting franchises for food vendors operating on the beach or on public streets; he believed that this Ordinance originated from that.

Councilmember Smiley remarked that since this was the third reading, Council did have some options. However, there had been many complaints concerning the small vendors on Front Beach. She believed that overall the Ordinance would benefit the City. Motion was made to suspend the rules by Councilmember Kunreuther, seconded by Smiley. Opposed by Councilmember Murph. Motion to ratify was made by Councilmember Smiley, seconded by Sandeford, opposed by Councilmember Murph.

3. 1986-12 (SECOND READING) - An Ordinance to amend cable television franchise between City of Isle of Palms and Storer Cable Communications. Motion to accept by Councilmember Murph, seconded by Tisdale, approved unanimously.

4. 1986-13 (SECOND READING) - An Ordinance to establish a Planning Commission. Motion by Councilmember Smiley to accept, seconded by Bartos. A discussion followed by Councilmember Murph in reference to the last paragraph on page 3, which read "in general, the Commission shall have such powers as may be necessary to enable it to perform its functions and promote the planning of the City of Isle of Palms". Councilmember Murph questioned whether this wording is a state law requirement. Secondly, he noted that this particular sentence sounded as if the Commissioners could do whatever they wanted to.

Councilmember Kunreuther felt that this Ordinance was being put in the wrong part of the City's Code of Ordinances. He thought it should be amended t be put in the right place, Title 1 of the City Code of Ordinances under Government Administration. This section deals with the Mayor, Council, officers, and department and the Ordinance should be placed in the last chapter which is Chapter 9--Boards and Commissions.

Under Boards and Commissions, Councilmember Kunreuther added Council must repeal code sections dealing with the Community Betterment Commission, which originally had been intended to be the Planning Commission. He did not think the Planning Commission should be separated in the Code of Ordinances from the Beach Board, Board of Firemasters, and Election Commission. He noted that this may involve some changes in the wording in order to make it consistent with the way the Code is presently written. Kunreuther then questioned the text of the Ordinance by noting that if the Mayor is going to recommend appointments initially, then the Mayor should recommend replacements. He also questioned the Commission making and distributing maps, plans, etc. and the appearance that the Ordinance gives the Commission authority to make purchases and spend money that at present the other Boards and Commissions do not have. Councilmember Smiley said that the Beach Board does have this authority. Councilmember Kunreuther said he realized that his wording probably came out of State Statutes, but he did not believe that the City had to be in verbatim compliance with State laws. On page 3, paragraph "g", he further suggested that the reference to "the Commission, its members, and employees", should be changed to eliminate "employees". He felt that it should not be implied that this Commission will have any employees until such time as the City Council wants to create that strong of a Planning Commission.

Councilmember Sandeford stated that in reference to making up maps, outside help would be brought in to do this and that money would have to be allocated by the City Council. If the Council did not allocate these funds, then nothing would be done. Attorney Williams stated that the Planning Commission had to recommend to the City Council plans and policies and that if the Commission did not have that power, a problem would exist.

Mayor Bunch felt that the Council was beyond this point in reference to this Ordinance and did not feel that the Commission would present any problem as far as hiring employees or dealing with money. Councilmember Sandeford added that any plans that the Planning Commission had for the next year would have to be approved in the budget. If the money was not approved, then obviously nothing would be done. the Commission would not be hiring anyone, printing maps, etc. All it would do is submit reports to City Council for their approval. Councilmember Smiley added that she agreed with Councilmember Kunreuther in that "employees" should be taken out; however, she had no problem concerning budgetary issue as she felt that the Council would still have the power to control this board and its budget.

Councilmember Murph felt that on page 3, paragraph "g", "In general--and promote the planning of the City of Isle of Palms" that on "Councils' approval" should be added so that this statement would not be misinterpreted. Councilmember Smiley said that all of the other Boards and Committees are on the recommendation of the Mayor, approval by Council and felt that the City should continue to be consistent regarding this policy.

Councilmember Kunreuther noted that there had been some changes in the original Ordinance that now made it different from the one that was read at this meeting by Administrator Williams. Mayor Bunch said that the first reading was by title only and this was the second reading. Councilmember Kunreuther moved to amend Ordinance 1986-13 to be placed under Title 1, Chapter 9, Article A of the City's Code of Ordinances thereby replacing the Community Betterment Commission remembering the sections of the Planning Ordinance accordingly, Seconded by Smiley, carried unanimously.

Councilmember Kunreuther then moved to amend Section 5-5-3, second sentence, to read "any vacancy shall be filled for the unexpired terms upon recommendation of the Mayor and by the appointment of the City Council," seconded by Smiley, carried unanimously. Councilmember Kunreuther moved to amend Section 5-5-7 paragraph "g", line 7 to read, "the Commission, and its members in performance of their...", seconded by Smiley.

Councilmember Sandeford questioned the reference to "employees". He presumed that what was intended is that the Commission will have occasions when they will need the services of somebody to prepare maps, charts, etc. He believed that Council's attempts to reword the Ordinance would prevent the Commission from being able to provide services that are necessary for the Commission to do its job. Mayor Bunch point out that this work, if needed, would be contractual.

In reference to Section 5-5-7 on official maps, Councilmember Kunreuther noted there were references in the City's Code of Ordinances to the City's zoning map and asked if the official map is the same as the zoning map, and if so, should that be specified in some way to conform with other ordinances that refer to a zoning map in order for the two to go along with one another? Administrator Williams felt that the two were not, in fact, necessarily the same thing. The official map was of the City. He also pointed out that there was a zoning map but that it was in a form that was not easy to display or reproduce since there are about 30 different tax maps.

Discussion continued on the proposed Planning Commission Ordinance, and Councilmember Murph asked that on page 3, under "g", the last sentence be amended to say "In general, the commission shall have such powers as may be necessary to enable it to perform its functions and promote the planning of the City of Isle of Palms as set out herein." Motion to accept by Councilmember Murph, seconded by Kunreuther, carried unanimously.

In a related matter, Administrator williams stated that with the passing of 13 new Ordinances this year and abut the same number last year, the City Code is functionally obsolete. He indicated that the prospect of either substantially amending the City Code or publishing a new one must soon be faced. Councilmember Smiley noted that the company which had originally contracted to codify the City's Ordinances was expected to update them annually. Administrator Williams said because of the substantial changes that were necessary, it may possibly be cheaper to recodify. Motion was made to accept Ordinance 1986-13 as amended by Councilmember murph, seconded by Smiley, carried unanimously. Councilmember Smiley asked to suspend the rules of order and have the third reading also. This was opposed by Councilmember Kunreuther on the basis that he believed this Ordinance to be one of the most important ones to be passed this year. He pointed out that a lot of changes had bee pointed out at the second reading and possibly more would be found at the third reading. Councilmember Smiley withdrew her motion.

I. INTRODUCTION OF NEW BILLS AND RESOLUTIONS.

1. Resolution to provide access to bank safety deposit box. A discussion was held concerning the number of people need to have access to the safety deposit box. It was determined that the signature of the Mayor, Administrator, and Clerk-Treasurer would be sufficient. Motion to accept by Councilmember Murph, seconded by Sandeford, carried unanimously.

J. MISCELLANEOUS BUSINESS.

1. Resource Recovery Contract with Charleston County. Administrator Williams informed Council that Charleston County would request that the City execute the presented agreement so that the County can proceed with the issuance of the bonds as soon as it becomes feasible depending upon negotiations with the Navy Department being concluded. The Public Works Committee has reviewed this and did not appear to have any major problems with it. It was noted that previously a County representative make assurances that in passing this contract, there would be no financial obligations for the City. Motion to approve the contract was made by Councilmember Murph, seconded by Bartos. A question was asked by Councilmember Bartos as to whether the Island residents would be charged on a per unit basis for disposal of their refuse. Administrator Williams stated that Island residents were paying for this service already through their County taxes, and that hopefully there should not be any additional charges for this resource recovery project. He reported that the only obligation on the part of the City would be to transport the collected garbage from the Island to the site designated. It was carried unanimously.

In another matter, Mayor Bunch reported to Council that she had planned to hold a referendum on the parking lot as to whether we should purchase the parking lot property of approximately five acres. This referendum had been scheduled for December 6. However, she was informed by the Beach Company that they had found some shallow wells on the property which necessitates resurveying of the property, a reappraisal, and a change of property line. Therefore, the Mayor asked that the referendum be postponed until later. She added that it would be best to delay it until the City gets the report from the planning people in Clemson. Councilmember Tisdale questioned as to whether the City should get its own appraisal. The Mayor answered that if the City decided to purchase the property, this would be done. She also added that the new appraisal would be lower in cost because of less available property as a result of the resurveying. Councilmember Kunreuther said that he agreed that the referendum should be postponed but felt that it should not be contingent with the Clemson report. He felt that the Clemson report would be preliminary in nature and believed that the Council should wait for Charlie Way of the Beach Company, the owner of the property, to have his maps redrawn and his figures revised and then immediately go to the community with the referendum. He felt it would be worth it to have two appraisals for the citizens to see and also let them know what range of money they would be voting on. A motion to postpone the referendum was made by Councilmember Smiley, seconded by Murph. A question was asked by Councilmember Smiley in reference to the length of time this was going to take Mr. Way. Mayor Bunch stated that the engineer has the plats right now even though the City has not officially seen them; however, she said she would talk with Mr. Way and ask if he would consider extending the date by which the City must decide to buy or lease the property which had been December 31st. The vote was then carried unanimously.

Mayor Bunch then had two announcements to make, one being that on December 14 from 2-5:00 p.m., the City will be holding an "Appreciation Day" from all city employees, volunteers, and past members of Council. At this time, plaques and certificates will be presented for people whose services were never acknowledged in the past. Secondly, she had talked to the employees in the Administration Department and they preferred to have the day after Christmas off rather than the day after Thanksgiving. She asked all department heads to be liberal with giving leave to employees requesting the day after Thanksgiving off. Councilmember Kunreuther complimented the Mayor for bringing this issue up and discussing it in open Council session, as this would avoid a lot of the confusion that had been experienced in previous years.

Councilmember Kunreuther informed Council that the Clemson students had come the other day and one of their most imaginative and interesting proposals was to construct a new City Hall complex along 41st Avenue. He asked that the Mayor and City Administrator find out if there is any possible feasibility to this so that the Clemson students could be informed. The Mayor informed Council that she and the City Administrator had met with the President of Wild Dunes and he had advised them of their plans for this property, which entails boutiques, etc. The Clemson students had been informed already of these plans and she felt this would not be a surprise to them.

At this time a motion to go into executive session to discuss legal matters and personnel matters was entered by Councilmember Murph,seconded by Bartos, and approved unanimously. The meeting was adjourned after the Chairman ratified action taken in executive session.

Respectfully submitted

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED:

Carmen R. Bunch

Carmen R. Bunch, Mayor

Date Approved: 1/24/87

THE WAYS & MEANS STANDING COMMITTEE

The Ways and Means Standing Committee met on October 27, 1986, with all members present and Mayor Carmen Bunch and Administrator Mark Williams.

The financial statement ending September, 1986, was presented. After reviewing the statement, it was approved by the Committee with the recommendation to present to Council.

Admin. Williams reported that the City's tort liability insurance will go up 360% starting in January. The possibility for a change in the budgetary line item covering this was discussed. Also discussed was the health insurance abuse by employees.

At the October City Council meeting Mayor Bunch referred correspondence from the Isle of Palms Water Company to this committee for its recommendation concerning the purchase of fire hydrants. Since there is no documentation indicating reponsibility accepted by the City for anything other than maintenance of the fire hydrants, nor was there ever a budgetary item established for such an expenditure, the Ways and Means Committee recommended that the Isle of Palms Water Company be notified that the City will maintain the fire hydrants as agreed upon in previous correspondence.

Also referred to the Committee by the Mayor was the documentation on the Charleston County assessment for the City. There was no action necessary.

Administrator Mark Williams was requested to send the City's regrets to the USO following a negative vote by the Committee to help fund this organization.

There was a general discussion pertaining to the budget. Administrator Williams was asked to find out what effect the agreement of Wild Dunes and Storer will have on our budget. Also, certain adjustments to the Capital Improvement Fund needs to be made to comply with the auditor's recommendations.

An executive session was called to discuss legal matters concerning property purchase agreements.

Respectfully submitted,

Elizabeth L. Smiley

EXHIBIT II

POLICE & PUBLIC SAFETY COMMITTEE MEETING

October 28, 1986

Present: Councilmember Kunreuther
Councilmember Bartos
Councilmember Murph
Mayor Carmen Bunch
Chief Fred Thomspon
Mr. & Mrs. John Ferguson

1. Mr. Ferguson, representing his company, HELP (Help Educate Local Parents), presented their program to the Committee. They will supply several materials in return for the City's endorsement of their program. They, in turn, will use the City's letter of endorsement to secure sufficient advertising to cover the costs and profits of a reference manual to be given to those parents who receive the Police Departments Drug Education Program. After some discussion, the Committe endorsed the plan unanimously and recommended that a letter to that effect be prepared for the Mayor's and/or Chief's signature.

2. In other business, the Chief provided the monthly schedule and reports. Committee members expressed particular concern regarding the lack of K-9 pickups and citations.

3. The Chief advised the Committee that the training section of the procedures manual will be amended to include language regarding tuition reimbursement for higher education.

4. The Mayor advised the Committee that new radar units may be secured from the State Highway Commission. She will contact Commissioner Rush and Representative Dangerfield concerning this matter.

5. Additional discussion concerned the dispatchers schedule, abandoned boats on the beach and police vehicle inspections.

Respectfully submitted,

Chairman Robbie Kunreuther

November 12, 1986 Council Meeting

(3)

EXHIBIT III

PUBLIC WORKS

Public Worksmet October 28, 1986. Present were members Murph, Calhoun and Supt. Parrish. Absent was councilmember Tisdale.

Supt. Parrish reported that the handicapped parking spaces along front beach were being upgraded with new signs and that he would request that the police department check to make sure that they are not being abused.

Mr. Parrish asked that no parking signs be placed across from the Pantry to keep vehicles from parking along the bike path during lucnh time. The Committee agreed and the highway department will be asked to pu them up.

All ditches on the island have been cleaned out except for the ones along Waterway Blvd. These will be cleared out as soon as possible.

Mr. Parrish is implementing a new trip ticket system that will allow him to keep records of maintenance on all vehicles as well as the routes that each truck takes each day.

All trash pickups are up to date and the fence around city hall is being installed.

There being no further business the meeting was adjourned.

RespectfullySubmitted

Thomas F. Murph, Chairman

EXHIBIT IV

Engrossed Bills Meeting

October 8, 1986

Present: Councilmember Tisdale
Councilman Calhoun
Councilman McDonald
Mayor Bunch
Administrator Williams

1. An Ordinance was presented which in meeting state requirements would grant more power to the Isle of Palms Planning Commission and in effect would override City Council in matters pertaining to zoning, etc.

2. Administrator Williams suggested a revision was in order and action was put on hold until the October reading.

EXHIBIT V

RECREATION COMMITTEE MEETING

November 6, 1986

Present were: Councilman Bartos
Councilman Calhoun
Mayor Bunch
Administrator Williams

1. The meeting was called to order at 9:00 p.m.

2. The Commission took a vote to keep the boxing program as is. The Commission will observe the program, and reevaluate it at a future date. The Committee voted unanimously to accept the recommendation of the Commission.

3. We finally received a bid for the work on the softball field in the amount of approximately $6,000. We will stay with a clay infield. One other possible bid is pending with a deadline of the time of the next Council meeting.

4. The first teen dance will be held November 29 from 8:00 p.m. to 11:00 p.m. at the Recreation Center. There will be live music.

5. The Halloween party was held on October 28. There were at least 400 people who attended, and the party was a huge success.

6. The City is applying for a grant from the State for a possible solar air conditioning experimental unit for the Recreation Building for approximately $150,000.

Respectfully submitted,

Michael R. Bartos
Chairman

November 12, 1986

BOARD OF ADJUSTMENT

September 25, 1986

Present: Bob Hess, Lynette Gardner, Ed Fellabom

Meeting held to consider case of Mr. & Mrs. Robert S. Small, Jr. of 2306 Palm Blvd, Isle of Palms, S.C. Mr. Bachman Smith presented the Smalls' case for screen porch on the ocean side of 2306 Palm Blvd. Encroachment from rear property line. Mr. Small stipulated that the property was for family use only--no rental. Requirements for variance were not read. Vote was unanimous.

*NOTE: Minutes were submitted late due to resignation of secretary; therefore, they will be included in the November minutes.

MINUTES OF MEETING
ISLE OF PALMS PLANNING COMMISSION

Date: October 29, 1986

Present: Lonnie Moyer, Ned Oakley, Ken Palka, Steve Russell (Chm), Geoffrey Woodard; Mayor Carmen Bunch, Councilman W.H. Sandeford, Foster Clark (Wild Dunes)

The meeting was opened by Chairman Steve Russell.

1. Minutes of the meeting of September 24, 1986, were approved.

2. Plat Approval Application #1986-23, Rivers, Abandonment of Property Line--Approved.

3. Plat Approval Application-Wild Dunes, Subdivision Final, Tract D, Block K, Lots 1-15; Tract D, Block L, Lots 1-14; Tract D, Block M, Lots 1-5. Approved.

4. Plat Approval Application-Arthur G. Howe, Tract Section A, Lot 62, Subdivision Final. Application tabled for insufficient information concerning request.

5. A revision of Ordinance 1986-13, An Ordinance to Create a Planning and Zoning Commission. Changes were recommended to include seven members instead of five. Other changes were made and incorporated in the approved ordinance and Chairman Russell was asked to present these changes to Council for the second reading of the ordinance.

6. The Commission recommended that all Plat Approval Applications indicate, in spaces provided, approval by the Fire Marshall and the Public Works Administrator before being presented to the Planning Commission.

7. Mr. Charles Way, Beach Company, sent a letter asking to be allowed to attend the next Commission meeting to present land plans for the accreted area along Ocean Blvd. Approved. Steve Russell recommended we also ask Dr. Lee, of the School of Architecture, Clemson University, to send a representative to this meeting.

8. Ned Oakley suggested we change the date and time of our next meeting to Wednesday, November 19, 1986, to avoid a conflict with the Thanksgiving Holiday. Approved.

9. Mayor Carmen Bunch was asked to send a letter to the Beach Company to invite them to attend the meeting of November 19, 1986.

10. The meeting adjourned at 7:00 p.m. The next meeting will be on November 19, 1986, at 5:30 p.m.

ADDENDUM

Two meetings have been held with Dr. Peter Lee and his class from the Architectural College, Clemson University.

The first meeting was held at City Hall on October 14, 1986, at 1:30 p.m. Mayor Carmen Bunch, members of the City Council, and members of the Planning Commission were present. At this meeting Dr. Lee's class presented several overviews of what the planning study might accomplish. Discussions were held and the students took notes of the recommendations and suggestions which were made.

On Thursday, November 6, 1986, at 7:00 p.m., the Planning Study Group again met with the Planning Commission. Present were Mayor Bunch, several members of City Council and members of the Planning Commission.

Five different plans were graphically presented to the group. The layouts were explained to those present and notes, by students, were taken to be incorporated into a final study which the students will submit by mid-December, 1986. Dr. Lee summarized his perceptions from discussions originating from members of the Planning Commission and of Council.

Respectfully submitted,

Ned H. Oakley

Ned H. Oakley
Secretary

EXHIBIT VIII

Ordinance: 1986-10
Introduced:

AN ORDINANCE

An Ordinance to adopt Section 4-1-1 of the Isle of Palms Code of Ordinances, requiring water utility companies operating within the City of Isle of Palms to submit all the reports to the City setting out their water pumping capacity, average daily flow data, average daily consumption data, and projecting said data for the ensuing quarter and requiring said companies to immediately notify the City of any known pending water shortage.

WHEREAS, the City of Isle of Palms does not own a municipal water system, and the water needs of the City are served by private water companies, and

WHEREAS, the public safety and welfare of the citizens of the City of Isle of Palms demand that the City be kept informed of the availability of the water supply to the City of Isle of Palms in order that the City may prepare for potential water shortages;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Section 4-1-1 of the Isle of Palms Code of Ordinances:

Section 4-1-1. Private water utility companies operating within the City of Isle of Palms are required to submit quarterly reports to the City of Isle of Palms on January 15, April 15, July 15, and October 15, setting out each company's water pumping capacity, average daily flow data, and average daily water consumption data for the previous quarter, and projecting said company's water pumping capacity, daily flow data, and daily water consumption data for the ensuing quarter. Private water utility companies shall immediately notify the City of Isle of Palms of any known pending water shortage.

First Reading: September 10, 1986
Second Reading: October 8, 1986
Third Reading: November 12, 1986
Ratification: November 12, 1986

McDuffie

Approved: Carmen

EXHIBIT IX

Ordinance: 1986-11
Introduced :

AN ORDINANCE

An Ordinance to adopt Section 6-1-3 of the Isle of Palms Code of Ordinances, requiring all restaurants, snack bars, and vendors of food for consumption to have restrooms.

WHEREAS, cities are empowered under the laws of the State of South Carolina to adopt ordinances protecting the public safety and welfare, and

WHEREAS, it is a determination of the Isle of Palms City Council that all vendors of food should have sanitary facilities for use by customers;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Section 6-1-3 of the Isle of Palms Code of Ordinances:

Section 6-1-3. All restaurants, snack bars, vendors and any other businesses selling food for consumption must have restrooms, on the premises at the point of sale of the food, available for use by customers. This Ordinance shall not apply to City-sanctioned events, festivals, or promotions.

First Reading: September 10, 1986

Second Reading: October 8, 1986

Third Reading: November 12, 1986

Ratification: November 12, 1986

Attest: Nellie S. McDuffie
Nellie S. McDuffie
Clerk/Treasurer

Approved: Carmen R. Bunch
Carmen R. Bunch
Mayor

October 8, 1986 City Council Meeting EXHIBIT X

Ordinance: 1986-13

AN ORDINANCE

An Ordinance to create a Planning and Zoning Commission for the City of Isle of Palms.

WHEREAS, Title 5 and Title 6 of the South Carolina Code of Laws of 1976, as amended, grant certain powers to municipalities related to planning, and

WHEREAS, it is necessary to adopt a municipal ordinance to exercise the powers granted by state law:

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the following is hereby adopted as Article A, Chapter 9, Title 1 of the Isle of Palms Code of Ordinances thereby establishing a Planning and Zoning Commission.

Article A, Chapter 9, Planning and Zoning Commission.

Section 1-9-1. Creation.

There is hereby created a Commission to be known as the City of Isle of Palms Planning and Zoning Commission (hereinafter referred to as the "Commission").

Section 1-9-2. Composition and Appointment.

The Commission shall be composed of seven qualified electors of the City of Isle of Palms, who shall be appointed by the Mayor, approved by the City Council. All Members of the Commission shall serve as such without compensation, and shall hold no other office in the City of Isle of Palms.

Section 1-9-3. Terms of Office.

Members of the Commission shall be identified by place numbers 1 through 7. The four odd-numbered places shall expire on December 31st of each odd-numbered year, with the three even-numbered places to expire on December 31st of each even-numbered year. Any vacancy shall be filled for the unexpired terms upon recommendation of the Mayor and approval of City Council. Members of the Commission may be appointed to succeed themselves. All terms shall be for two years.

Section 1-9-4. Removal of Members.

City Council of the City of Isle of Palms may remove any member of the Commission for cause after written notice and public hearing.

Section 1-9-5. Officers, Meetings and Quorum.

The Commission shall organize itself electing one of its members as Chairman and one as Vice Chairman, whose terms shall be for one year. It shall appoint a Secretary who may be an officer or an employee of the City of Isle of Palms or the Planning Commission. The Commission shall meet at the call of the Chairman and at such times the Chairman or Commission may determine. Four members of the Commission shall constitute a quorum for the conduct of business.

Section 1-9-6. Rules and Records.

The Commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record.

Section 1-9-7. Duties and Powers.

The Commission shall have all the duties and powers set forth in Section 6-7-340 through 350, South Carolina Code of Laws, 1976, as amended.

In general, the Commissions shall have the power to:

a. Prepare and revise periodically a comprehensive plan and program (or elements thereof) for the social and economic growth of the City in order to promote the public health, safety, morals, convenience, prosperity, or the general welfare as well as efficiency and economy in the development of the City.

b. Prepare and recommend for adoption to City Council as a means of implementing the plan and program:

(1) Zoning ordinances or resolutions, and maps and appropriate revisions thereof within the City of Isle of Palms.

(2) An official map and appropriate revision thereof showing the exact location of existing or proposed public streets, highways, and utility rights-of-way and public building sites, together with regulations to control the erection of buildings or other structures or changes in land use within such rights-of-way, building sites or open spaces within the City of Isle of Palms or specified portion thereof.

(3) A capital program for the City based on the comprehensive plan and the capital improvements necessary to implement the plan. Such a capital program shall include an annual capital budget based on estimates

The Commission shall submit the capital program, including the capital budget, to the City Council as directed.

(4) Prepare for City Council approval of operating budget for the Commission.

(5) Such other specific implementation procedures or plans as deemed necessary to implement City policy.

c. Recommend City policy for guiding action in development of the City of Isle of Palms and its environs to City Council.

d. Review all subdivision plats and other plats and make recommendations to City Council for approval or disapproval thereof. In the event the recommendation is for disapproval, then the reasons for said recommendation shall be submitted to City Council in writing.

e. Review and recommend to City Council any needed changes in the zoning ordinance and maps, as well as subdivision regulations, official maps, other codes, ordinances or controls related to the City's development.

f. Keep City Council and the general public informed and advised as to these matters.

g. The Commission may make, publish and distribute maps, plans, reports and recommendations relating to the plan and program and the development of the City of Isle of Palms to public officials and agencies, public utility companies, civic, educational, professional, and other organizations and citizens. All public officials shall, upon request, furnish to the Commission within a reasonable time such available information as it may require for its work. The Commission members in performance of their functions may enter upon any land, make examinations and surveys, and place and maintain any necessary monuments and marks thereon; provided, however, that the Commission shall be liable for any injury and damage to the property resulting therefrom. In general, the Commission shall have such powers as may be necessary to enable it to perform its functions and promote the planning of the City of Isle of Palms as set out herein.

THIS ORDINANCE shall take effect upon ratification by City Council.

First Reading: October 8, 1986

Second Reading: November 12, 1986

Third Reading: ______________

Ratification: ______________

Attest: ______________ APPROVED: ______________

Nellie S. McDuffie Carmen R. Bunch

EXHIBIT XI

Ordinance: 1986-12
Introduced:

AN ORDINANCE

An Ordinance to amend Ordinance No. 1979-3 constituting a cable television franchise between the City of Isle of Palms and Storer Cable Communications.

WHEREAS, Storer Cable Communications is divesting itself of that portion of the cable television system installed in the Wild Dunes Development, which necessitates a change in provisions of the original Franchise Agreement, and

WHEREAS, Section 5-7-260 of the South Carolina Code of Laws, as amended, requires that an Ordinance must itself be amended by Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Councilmembers of the City of Isle of Palms, South Carolina, in City Council assembled, that the cable television franchise between Storer Cable Communications and the City of Isle of Palms, also known as Ordinance 1979-3, is hereby amended to read as follows:

Section 2. Definitions. Subparagraph (9)

"Franchise Entity" is the City of Isle of Palms, State of South Carolina, as presently constituted, excluding that area known as the Wild Dunes Development, and including any area henceforth added thereto during the terms of any franchise granted hereunder.

THIS ORDINANCE shall take effect upon ratification by City Council.

First Reading: October 8, 1986

Second Reading: November 12, 1986

Third Reading: ______________

Ratification: ______________

Attest: ______________
Nellie S. McDuffie
Clerk/Treasurer

APPROVED: ______________
Carmen R. Bunch
Mayor

MEETING:	Emergency City Council Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	November 23, 1986, 1:00 p.m.
PRESENT:	Mayor Carmen Bunch, Council-members Kunreuther, McDonald, Tisdale, Smiley, Bartos, Cal-houn, Murph and Sandeford, Clerk-Treasurer N. McDuffie, City Administrator Williams, City Attorney D. Williams

The meeting was called to order by Chairman, Mayor Bunch, who stated the purpose of the meeting was the emergency that the residents were faced with on the Island concerning the bridge.

A. MAYORS OPENING COMMENTS.

The Mayor began by saying that Island residents were being held "hostages" to another City, Sullivans Island, for them not having allowed the fixed span replacement at the Ben Sawyer Bridge years ago. She noted an article that had appeared in the newspaper a week prior, where Rep. Dangerfield stated the Island would have a long way to go before the connector was completed. The Mayor advised Council that at the first CHATS meeting she attended after she became Mayor her first question was "when can we expect the connector?" She was told five years. Mr. Snyder, the engineer, got up and contradicted the Commissioner (Mr. Scarborough at that time) by saying Scarborough was being overly optimistic. The Mayor went on to say that Island residents could not continue to wait for the connector to be built and have emergency situations arise in the interim. The bridge has been inoperative on October 11, 1986 when the bridge stuck, holding up traffic for about four hours; on June 10, 1986 a seal broke and allowed transmission fluid to drain out and the bridge stuck and halted traffic for about four hours; and once again on November 13, 1986 at 12:00 noon for about two hours.

The Mayor told Council that MUSC has been trying to get a helicopter for medical evacuation for years and discussed her efforts to secure emergency evacuation for Island residents. She said that she had advised MUSC that the City would pass a resolution immediately in support of MUSC's efforts and hoped that other East Cooper communities would do the same.

The Mayor suggested that the Civil Defense Committee make recommendations on the possibility of evacuating people to the maninland by boat, and further suggested that they conduct what the Navy calls a dry run which will involve having an ongoing practice of getting on boats possible at night time to see how long it takes EMS to get to Tolers Cove and transport someone to

AMI Hospital. Mayor Bunch cited the impact of development on the Island and noted that everyone had been lucky that the bridge had not malfunctioned on a busy weekday.

B. CITIZENS COMMENTS.

Mr. Morris Updegrave read a letter he brought with him sent by an individual who had been caught by the bridge. The letter pointed out the possible results from a medical emergency during a bridge breakdown. He went on to agree with the Mayor in reference to Island residents being hostages.

Mr. Blake Hughes spoke making reference to a letter he had written earlier in the year concerning this same problem. He made mention of the increase in the population, citing that in 1960 the Island had 2600 inhabitants full time and the City was 6000 which increases in the summer months to approximately 20,000. He also suggested that the Corps of Engineers be consulted to find out if there would be any way for them to cooperate by developing an emergency exit access the inland waterway together with some sort of pontoon system. This could be accomplished through a cooperative effort by both communities. The Mayor stated that when she had received the above mentioned letter, she appeared before the delegation and brought up the pontoon bridge and they were supposed to be conducting a study.

Mr. David Halsey (Sullivans Island Resident) stated that he had worked with heavy equipment for the past five years where schedules would have to be met and this bridge certainly did not appear to be a very complex piece of equipment. He did not believe that this bridge could not be maintained as an operational bridge. He felt that a part time maintenance person should be hired to do nothing but see that the bridge works. He believed that as long as the Island communities experience lowland flooding and narrow avenues and causeways, there would need to be more than one access route from the Islands. The Mayor commented that the citizens needed to convince Joe Riley, John Bourne who have big cities with big problems with traffic and get them to vote to help us get the connector. She went on to say that Island residents have an immediate problem that needs to be solved now, not in five years when the connector is expected to be completed.

Mr. George Campsen said he believed that the people had not been given accurate information about the connector bridge. He believed that the connector bridge is a "myth" and will never be built. He said that federal funds are available but he did not believe the state government is prepared or willing to match those funds with the 20% that is required to build a bridge. He felt that the politicians will not be willing to spend a great amount of money when the connector will benefit such a small population. What the people need, he stressed, is valid information that is accurate which does not come from politicians who are trying to get re-elected. He believed that Isle of Palms should sit down with the people of Sullivans Island and try to solve the problem together.

Mrs. Peggy Magathan said she believed the bridge should stay locked and yachts should go around Sullivans Island and Isle of Palms.

Mr. Ed Gallagher said he has been a resident of Isle of Palms but is moving to Mount Pleasant as he could no longer cope with the Ben Sawyer Bridge situation.

Mr. Clay Cable said that the cost of the connector had been estimated at 20 million dollars. He urged the council members and the Mayor to continue to pursue the connector bridge with their best efforts. He added that pure negligence had caused the problem most recently experienced with the bridge.

Senator Arthur Ravenel said he had read about the meeting in the newspaper and was very interested in attending. He brought up all the help that Commissioner Rush had done concerning this bridge problem. He suggested that the Highway Department send people from their engineering section to check out the bridge so that any looses wires, etc. could be detected immediately. He added that the federal funds are available to build the connector. The Mayor added that she felt it would be better to close the bridge for one or two days and replace all of the old parts with new ones rather than repairing them as they fail.

Commissioner Margaret Rush began by saying that the Highway Department is doing everything that can be done to keep the bridge in operating condition. However, she noted that the bridge is classified as functionally obsolete, which means it is carrying more traffic than it was designed to carry. She said she had talked with the engineers about the problem that had occurred yesterday and they explained that the problem had been in the meter box and that such a failure is a very rare occurrence. She added that SCDHPT were in the process of completing the Environmental Impact Statement for the Isle of Palms connector and that the bridge would definitely be built. She indicated that the money for the Environmental Impact Statement would not be spent if it was not the intention of the Highway Department to move forward with this project. She urged the Town Council of Sullivans Island and their citizens to reconsider their position on the replacement of the Ben Sawyer Bridge. She added that the Ben Sawyer Bridge is second to the James Island Bridge in terms of problems in getting the necessary cooperation and getting the various special interest type groups together on a project. She advised that she would be talking with the engineering department and request an immediate overall inspection of the bridge. Mrs. Rush then announced that the

Highway Department had been depending on the Coast Guard to get the maintenance crews in and out of the Island when the bridge malfunctions, but that now the department is going to acquire its own boat so that there will be no problems in getting the personnel to the structure to complete the necessary repairs. She concluded by saying that she thought that all of the citizens comments were very valid and should be given consideration. However, she wanted everyone to be aware that water traffic does have the right of way and whether or not Island residents will be successful in persuading the Coast Guard to keep the bridge closed to water traffic is questionable.

Mr. Rodgers asked if there was a maintenance schedule for the bridge. He felt a maintenance schedule in regards to the electrical portion more than the mechanical portion would be feasible. He also expressed an interest in requiring boats to go around the oceanside of Isle of Palms and Sullivans Island thereby missing the bridge.

Mrs. Platt said that will all due respect to Commissioner Rush, she did not believe what the Highway Department said as they always seemed to have an excuse. She added that she makes her living on the Isle of Palms in real estate and one of the first questions asked by people was in reference to the problems with the bridge. Elderly people were scared to make the Isle of Palms their retirement home because of the fear of being cut-off from the mainland.

Mr. Abel proposed that the City needs to get some way of getting an injunction against the Corps of Engineers. He believed the bridge should be shut down until they can certify that it is repaired. Secondly, he felt that there is a need to keep some type of emergency backup capability to close the bridge within 15 to 30 minutes of an opening that fails to close by itself.

C. COUNCILMEMBERS COMMENTS.

Councilmember Bartos addressed Commissioner Rush and asked if funding a replacement for the Ben Sawyer Bridge span would jeopardize the funding for the Isle of Palms connector. Commissioner Rush answered that funding for the Ben Sawyer Bridge had been transferred to the Isle of Palms connector. When the residents of Sullivans Island decided that they did not want to have the Ben Sawyer structure replaced, the funds were just shifted. Federal funds for the Isle of Palms connector project prohibits the construction of a bridge larger than the ones the funds were to be used to originally replace the Ben Sawyer Bridge. However, she believed the Highway Department does have the capability of dividing the bridge in such a way that it can be four lanes. Upon a question as to whether the new connector would have two lanes or four lanes, Commissioner Rush advised that federal replacements would call for two lanes.

Councilmember Bartos referred to December 1982 when he remembered reading about the people of Sullivans Island discussing the replacement of the bridge and the people seemed to show a lack of concern about human life and welfare on the Island. Councilmember Bartos felt that this was a way for the people of Sullivans Island to show their contempt for the people of the Island. He did not think the residents of Sullivans Island had taken the situation very seriously and said that if the people of Isle of Palms are not given equal protection under the law, Isle of Palms will allow another community to cut off the Islands only source of transportation. He requested that the Mayor instruct the City Attorney to take some action as far as taking the state law, under whatever section, and challenge it in state court or federal court, whichever is necessary. The Mayor replied that this would be discussed in executive session.

Councilmember Smiley stated that even though efforts are still being made for a replacement of the Ben Sawyer Bridge, it does not mean that the residents of Isle of Palms are against the connector. She felt that every citizen of the Island could personally sue Sullivans Island for creating a hazard to Isle of Palms resident's safety by voting to deny Isle of Palms residents a safer, more dependable span bridge across the intracoastal waterway. She added that she would backup anything that had to be done to get a fixed span but that did not mean she was no longer supporting the connector. She brought up one point, saying misinformation had been in a statement made by Rep. Dangerfield in which he suggested that sailboats lower their masts and go under the bridge. In noting this is not possible, she remarked that most of the boats going through here are not pleasure boats and that they have a right to use the intracoastal waterway.

Councilmember Murph said that in regard to emergency evacuation, the Island was prepared as far as the marina being on standby to accomodate a few private boats to be used in rescue efforts. He addressed Commissioner Rush and asked if the Ben Sawyer Bridge being classified functionally obsolete made it unique or were there other bridges in this category. Commissioner Rush answered that this classification is not uncommon and that this also had nothing to do with the structure integrity of the bridge. It simply meant that the bridge was carrying more traffic than it was designed to handle which is why the SCDHPT is able to apply for special funding in order to replace it. Commissioner Rush added that the Isle of Palms connector would never have been considered had it not been for the fact that it was no longer possible to replace the Ben Sawyer Bridge because of Sullivans Island's actions.

Mrs. Rush indicated that the Highway Department has already spent money on the design of what the bridge is going to be and should be going to a public hearing very soon; that things have progressed too far with the project to decide now to abandon it in favor of a fixed span at the Ben Sawyer Causeway. She concluded these remarks by saying that the Isle of Palms connector is five to six years away from completion and that she did not want anyone to leave the meeting blaming the Highway Department maintenance personnel for the problems that are being experienced on the Ben Sawyer Bridge. The bridge is over forty years old and has mechanical difficulties and needs to be replaced.

Councilmember Kunreuther noted the cooperative spirit between dispatchers and police officers with Sullivans Island when the bridge failed and added that he wanted to commend the Police Department for the way everything was handled yesterday. He said he was thankful that what had happened to the bridge did not happen on a weekday as the traffic would be back up to Mount Pleasant. He understood that the Highway Department responded as quickly as they could, but that the bridge is forty years old, existing in salt marsh, and there is only so much that can be expected from the Highway Department. He agreed that preventative maintenance was the only way to go. He said he did not believe that Sullivans Island residents are totally irrational because they resent the traffic through their Island. What he thought the residents of Sullivans Island needed to look at the fact that they were hurting themselves badly. He felt that their opposition to a Ben Sawyer bridge replacement should be balanced against everyone's needs and added that according to the weather service, the odds are that before the Ben Sawyer Bridge can be replaced, there will be a major hurricane.

In referencing the state law that allowed Sullivans Island to obstruct efforts to replace the Ben Sawyer bridge with a fixed span, Councilmember Kunreuther asked for a legislative change concerning local option because a local option veto is a smart idea in a certain sense as the people on the Isle of Palms would want to have this in certain situations; but the ability to veto a bridge replacement without checks and balances is absurd in any situation. He discussed this as a situation where 100% of the state house cannot override the local community of Sullivans Island because that is the way the state has written its law. He believed that there should be a legislative override written in the legislation concerning local option. He stated he did not mind Sullivans Island vetoing the replacement, but added that the state house should be able to override that veto if the situation demands it. He also believed that the Isle of Palms should get with Sullivans Island Town Council and ask them to consider a reassessment of the situation. In noting that the swing span bridge should have been gone long ago and believing that the residents of Sullivans Island know this too, he suggested that legislative pressure be brought to bear. He concluded that in order to make things happen a change in the state law or a change

Sullivans Island position would be necessary.

Concerning replacement of the Ben Sawyer Bridge Councilmember McDonald believed that a referendum on the Island should be held. He reported that the only thing that had gotten any publicity was a 48 to 52 vote by Sullivans Island in favor of no replacement of the bridge. He noted that if Sullivans Island has the right for input on the bridge, certainly the residents of Isle of Palms do.

Councilmember Sandeford said he agreed with all the comments of the council members and noted that one of the main reasons that the bridge malfunctions is because it is functionally obsolete due to excess traffic. He cited the dramatic population growth from an estimated 2500 to 7200 in just a few years. He said he was also very doubtful about obtaining a new connector bridge in five to six years. He stated he had been involved in the training of people in emergency procedures and emergency evacuations and agreed that it is a very scary situation to think of having to get people off the Island in pleasure boats, etc if the bridge fails.

Councilmember Tisdale asked Commissioner Rush about the money for the Sullivans Island bridge being diverted to the Isle of Palms connector bridge and inquired if the Commission had gone too far with the Isle of Palms project that it is highly unlikely under any circumstances that it would stop now and redivert that money back to the Sullivans Island bridge. Councilmember Tisdale said it sounded to her as if the money would not be there even if the citizens decided it was an acceptable idea to replace the Ben Sawyer Bridge. Commissioner Rush answered that too much money had been spent on the project to attempt to scrap it at this point. Because the Ben Sawyer Bridge is classified functionally obsolete, it falls in a category that will always make to available for some funding. Commissioner Rush went on to say that n ow that the SCDHPT has diverted these funds, in order not to jeopardize them or run into some difficulty with the Federal Highway Administration, it would have to be a joint decision and they would also have to agree to put the funds back into the Ben Sawyer project.

There being no further business, a motion to go into executive session was made by Councilmember Smiley, seconded by Murph, and approved unanimously.

After the Mayor announced that no action had been taken in executive session on a motion by Councilmember Murph, seconded by Sandeford, and approved unanimously, the meeting was adjourned.

Respectfully submitted,

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

APPROVED: Carmen R. Bunch

Carmen R. Bunch, Mayor

DATE APPROVED: 1/14/87

MEETING:	Special City Council Meeting Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	December 1, 1986 7:00 p.m.
PRESENT:	Mayor Carmen Bunch, Councilmembers Calhoun, Sandeford, Smiley, McDonald, Clerk-Treasurer N. McDuffie, City Administrator Williams.
ABSENT:	Councilmembers Tisdale, Murph, Kunreuther, Bartos, City Attorney D. Williams

There being a quorum, the meeting was called to order by the Chairman, Mayor Bunch.

A. <u>PRESENTATION OF ISLE OF PALMS AUDIT FOR THE PERIOD OF JULY 1, 1985 THROUGH JUNE 30, 1986 BY AUDITOR DAVID JACKSON</u>.

Mr. Jackson opened with a few remarks concerning the audit. He noted that there was a time when municipal audit reports contained only one management letter of two paragraphs; however, thanks to Federal Government requirements the fiscal year's audit report contained five letters of about eight pages which gave the City a "clean bill of health." He said that financial reports tend to be repetitive but in essence, the City was in strong financial posture and doing a good job in the accounting area. He then commented on a couple of details of the financial statement by noting that at the end of the year the City had a general fund balance of about almost $386,000 which he believed assures cash flow in the months when property taxes do not come in. In addition, he said that the City had approximately $771,000 in capital project funds and hopefully the City will spend some of the money. Finally, the City had about $138,000 in revenue sharing money that was left over. From a cash position,he reported that the City is in good shape. The general revenues were $1,691,739 while expenditures totalled $1,518,576 leaving a profit of about $173,000. Most of that having been identified as coming from increases in the City's property tax base. Property taxes increased by $161,000 and there were increases in Building Department revenues. He also commented positively on the City's ability to earn a total of about $87,000 in interest last year. He also recognized the significance of accommodation taxes which were about $169,000 last year. He ended by saying the City was doing a good job which as an Island resident he greatly appreciated.

Councilmember Smiley inquired whether there had been a noticeable improvement in the Recreation Department in reference to receipts, disbursements, and recordkeeping. Mr. Jackson stated that several years ago he had gone into depth on this matter and made recommendations. In reference to the City as a whole, he said that most recreation is a small operation from an audit standpoint. He said that he had written the Mayor letters a couple of years ago in reference to what could be done to make improvements. Councilmember Smiley stated that she was not picking on the Recreation Department but knew that this department was handled differently and wondered if it had improved. Mr. Jackson replied that he did not feel comfortable answering that question at the moment until he had time to go back and review that specific part of the audit. He added that several things had been done to help this department, but that there is always room for improvement.

The Mayor commented that this department was being watched carefully and that certain administrative improvements had been imposed. The Mayor said she felt that Catherine Leopold did one of the best jobs in submitting requisitions with the proper account numbers and watching her monthly statements and her expenditures. The Mayor added that she noticed last year during the boxing season that tickets were not being sold, and guaranteed this year they would be. People were going to be at the ticket table watching the ticket sales and keeping better control at the concession stand. The Mayor also stated that the City would get 25% commissions and the Recreation Department 75%, which did not seem to be hurting the programs in any way. Mr. Jackson agreed that this was a good split. The Mayor thanked Mr. Jackson and Debbie Cook for all their help and assistance in conducting the audit.

B. INTRODUCTION OF NEW BILLS AND RESOLUTIONS.

1. No. 1986-14: (FIRST READING) - An Ordinance to repeal Article A, Chapter 9, Title 1 of the City of Isle of Palms Code of ORdinances. Motion was made by Councilmember McDonald to accept, seconded by Calhoun, carried unanimously.

2. Resolution: In reference to supporting MUSC's acquisition of a medical evacuation helicopter for air lifting patients from remote sites for required emergency care. Motion to accept resolution be adopted was made by Councilmember Sandeford, seconded by McDonald. Councilmember Smiley inquired as to whether MUSC's efforts would have operation of sister communities? The Mayor said she had asked Sullivans Island and Mount Pleasant both to pass a resolution also. She thought Mount Pleasant had already passed one and she did not know as yet about Sullivans Island. She had called Mayor Dick Jones and Mayor Anderegg personally. Mrs. Bunch said she also talked with Dr. Edwards and advised him of the resolution and he felt this would be a great assistance to him. Councilmember Calhoun asked about a landing pad for the helicopter. The Mayor said they could land either in the parking lot or Goldbug Island. Councilmember

Smiley asked what kind of financial responsibility the City would incur. Mayor Bunch said that the City would have none. The helicopter was being funded by the hospital. Discussion ended and the motion was carried unanimously.

Councilmember Smiley asked that for copies of this resolution be sent to the legislature. The Mayor said she would be attending the next delegation meeting and present it to them and explain problems in evacuation when the bridge malfunctions. She also said she would ask them to call more CHATS meetings because there have only been a few lately and the Isle of Palms connector is at the bottom of the list of priorities needs to be put in higher priority. She said she had already asked CHATS to study the pontoon bridge question and as yet has received no reply.

Councilmember Smiley inquired as to whether a date had been established for a meeting with Sullivans Island City Council. The Mayor said that Mayor Anderegg had just come back from vacation and she was waiting to hear from him. She has asked that they give the City two or three dates to choose from for the proposed meeting.

C. BILLS ALREADY IN POSSESSION OF COUNCIL.

1. No. 1986-13 (THIRD READING) - An Ordinance to create a Planning and Zoning Commission for the City of Isle of Palms. Motion to accept by Councilmember McDonald, seconded by Sandeford,carried unanimously.

2. No. 1986-12 (THIRD READING) - An Ordinance to amend Ordinance No. 1979-3 constituting a cable television franchise between the City of Isle of Palms and Storer Cable Communications. Motion by Councilmember Smiley to accept, seconded by Calhoun, carried unanimously.

D. MISCELLANEOUS BUSINESS (not included in any of the previous orders).

The Mayor noted that there would be a Coastal Growth Program at the Charleston Museum on December 5 from 8:00 to 4:00 p.m. Dr. Kinard is expected to speak and quite a few environmentalists are be in attendance. Councilmember Smiley requested that the Mayor point out to these people that the Isle of Palms is progressing and does in fact have a construction setback line and laws to enforce it. She noted that there had been suggestions that the Isle of Palms was without these regulations. She also said that it was misinformation in the seminar's advertising brochure that no South Carolina coastal communities have setback laws protecting their beaches.

The Mayor then informed Council that at the next meeting the approval for the Front Beach development will be discussed and that the plats have been approved by the City's engineers and also by Planning and Zoning Commission. Then the Board of Firemasters and Col Cochrane advised that the Fire Department needed more fire hydrants in the project area. The Mayor said that she then talked with Pat McKinney and told him that more fire hydrants were needed in different areas and some of them had to be replaced to accomodate the 12 inch lines that they are putting in rather than the 4 inch that they had. She asked him to inform Mr. Charlie Way so that he did not think the City was trying to surprise him with anything. She had received a copy of a letter that Charlie Way wrote to Mickey Seabrook telling him to please install the number of necessary fire hydrants. (All the Council has received a copy of this letter).

Councilmember Smiley commented that the Ways and Means Committee is reassessing the fee schedule for plat approvals and new proposed fees would be presented at the next regular City Council Meeting for council's information and approval. The Mayor said that she had understood that Wild Dunes wanted to be billed once a year versus Charlie Way who wanted to pay as the plats are submitted. She added that some action had to be taken to reinstitute the process of charging for these plats as the City should use these fees to offset charges by the City Engineer.

In other business, Councilmember Sandeford noticed that there had been an application for another liquor store on the Island. He said he did not see the necessity for this and intended to write a letter to Alcoholic Beverage Commission in opposition to this store. The Mayor said she was also opposed to this and planned to write to the same people. She added that she would also contact Rev. Corelle and the other local ministers to let them know how close to the churches this store would be.

Councilmember Smiley asked if all the invitations for the "Appreciation Day" had been sent out. The Mayor said everything had been sent to the ex-Councilmembers and the employees. An article was also being placed in the Moultrie News. Also a flyer in the form of an invitation has to be distributed along with delivered newspapers.

Councilmember McDonald inquired as to who the event was in appreciation of. Mayor Bunch said that the citizens will appreciate the employees and the employee of the year will be recognized for each department. In the past, it had been the policy to give out a plaque to past councilmembers and for some reason the last councilmembers in office did not get one. Also, there had been many citizens on the Island who had served on committees and commissions and had not been recognized.

Mayor Bunch thanked all the council members for attending the Emergency City Council Meeting by coming out on a Sunday and having to sacrifice their family lives. She felt that having such cooperation from the Council made her job worthwhile.

There being no further business, motion was made to adjourn by Councilmember Smiley, seconded by McDonald, carried unanimously.

Respectfully submitted:

Nellie S. McDuffie

Nellie S. McDuffie, Clerk

DATE APPROVED: 2/11/87

APPROVED: Carmen R. Bunch

Carmen R. Bunch, Mayor

MEETING:	Special City Council Meeting Isle of Palms, S.C.
PLACE:	City Hall
DATE/TIME:	December 8, 1986 6:50 p.m.
PRESENT:	Mayor Bunch, Councilmembers Murph, McDonald, Tisdale, Sandeford, Clerk-Treasurer N. McDuffie, Administrator M. Williams
ABSENT:	Councilmembers Smiley, Calhoun, Bartos, Kunreuther, City Attorney D. Williams

There being a quorum, the meeting was called to order by Mayor Bunch. The purpose of the meeting being was consideration of plat applications.

A. <u>PLAT APPROVAL APPLICATION.</u>

1. <u>No. 1986-27: Plat of a resubdivision of Lots C, 3 and 5, Block 39-B, City of Isle of Palms. Being conveyed to City of Isle of Palms.</u> This property is located at 13th Avenue across <u>from City Hall.</u> Council approval was needed so the property can be recorded at the County RMC office. Motion by Councilmember Tisdale to approve, seconded by Councilmember Sandeford. Discussion followed by Councilmember Murph in which he stated he had received several telephone calls by people in that area who object to the City's intended use of the property for part of the proposed City Hall complex. But he said he did not feel they were as concerned with this particular lot (the Coleman property) as the one next to it (Shaffer property). He said he was under the impression that these people had been talked to and understood exactly what was going on regarding this property. However,he added that he had discovered last week that the people have not been properly informed. He made reference to the petition which was brought before council (EXHIBIT I) and said that at least four or five of the people on the petition had called him about these properties and the City's plans. He said he was not trying to lay blame on City Hall for these peoples' ignorance of the City's plans and asked how far the City had gone with closing the Shaffer property. The Mayor responded that the closing had been scheduled for nest Wednesday.

The Mayor stated that Council had agreed to purchase all of this property unanimously and that based on this the City had signed contracts to purchase these properties. Councilmember Murph replied that he had voted for it himself. The Mayor informed Council that all of this information had been in the paper and she had talked to some of the residents that had signed the petition and explained everything to them. She had informed the residents there would be no garbage trucks parked near them and she was surprised to see this petition opposing the City's use of the property.

Councilmember Murph said it surprised him that the residents are that upset about it. Again, he repeated, he did not believe they were as upset about the use of the first piece of property as compared to the additional one (Shaffer property).

The Mayor reminded Council that the architect had recommended that we have additional property. Councilmember Sandeford said he did not understand why the residents are more concerned about this smaller Shaffer parcel, rather than the City's use of the larger Coleman parcel.

Councilmember Murph said he felt that the biggest worries of the residents concerned is how people will get in and out of these properties and, how much more traffic is going to be, and whether the City will provide some kind of buffer zone. He again stated that these issues should have been brought up a long time ago instead of now.

The Mayor said she had been told by Mrs.Dale Coleman (former owner of the area in question) that Mrs. Coleman had been approached by the former Mayor in reference to having her property rezoned and sold as commercial with the possibility that a bank would be built on the property. Mrs. Bunch said she believed that this type of use of this property would have been more objectionable than what the City is intending. She said the use of this area would be for the City Hall offices which will be open five days a week from 8:00 a.m. to 4:30 p.m. She said she was surprised that these objections are coming up since Council had already agreed on this issue. She added that the plans have been discussed with the Planning Commission and the architect and that everyone had agreed that the City had to plan for the future.

Councilmember Murph said that with everything that had taken place, he could vote "no" for it and it would be meaningless as far as trying to change anything. He added he would like for the architect to keep in mind that he will fight him and anyone else 100% if there is anything to be consturcted bordering Oak Harbor Lane that does not fit in harmoniously with the neighboring properties. Mayor Bunch agreed with him and said she would be meeting with the architect concerning this matter.

Councilmember Sandeford remarked that everything should be done to protect the integrity of the neighborhood and the peoples' property but that the objections are late since these plans are something that have been decided over a period of three or four months.

Councilmember McDonald suggested that the City should give these people some type of guarantee as far as the new location of the building and that its placement will not adversely impact their properties. Mayor Bunch commented again that the residents had been informed that no garbage trucks or other offensive uses would be made of the City's new property.

2. No. 1986-28: <u>Plat of a resubdivision showing 30 foot wide strip of land situate as shown on the Isle of Palms, to be used as beach access. City of Isle of Palms.</u> Council was told that this plat represents property which the City has been discussing with the Beach Company about a general warranty deed or quit claim deed so that the City can use the public beach access at 21st Avenue to construct a handicapped dune walkover. If negotiations are successful with the Beach Company, this plat is to be recorded at the RMC office. Motion by Councilmember Tisdale to approve, seconded by Murph, carried unanimously.

A motion was then made to adjourn by Councilmember Murph, seconded by Sandeford, carried unanimously.

Respectfully submitted:
Nellie S. McDuffie
Nellie S. McDuffie, Clerk

APPROVED:
Carmen R. Bunch
Carmen R. Bunch, Mayor

Date approved: 2/11/87

EXHIBIT I

A PETITION

We, the undersigned residents directly affected by the proposed rezoning of the residential property adjacent to our property, do hereby respectfully request the Honorable Mayor and Council reconsider their building plans and make every effort to utilize the property now owned by the city thereby sparing this neighborhood the trauma and financial loss which we will surely suffer.

NAME	ADDRESS
Vernon W. Dannewood	1207 Oak Harbor Blvd, Isle of Palms
Celeste A. Dannewood - (wf)	" " " " "
Judy Coates	1203 Palm Blvd I of P.
Ann M. Dudley	1105 Oak Harbor Blvd, I.O.P.
Peggie Dudley (AMD)	"
Eugene Walker Sr (E.W.)	1101 Palm Blvd "
Mrs. [illegible]	1106 Oak Harbor Blvd
Michael S. Moore P.O.A. Lynda L. Moore	1106 Oak Harbor
Mrs. Barbara Szczempka	#9 13th Ave. Isle of palms.
Carl B. McCoy Sr	1103 Oak Harbor Blvd. Isle of Palms
Thomas E. Buckhiem	1101 Oak Harbor Blvd
Carolyn Buckhiem TB	" "

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EXHIBIT I

A PETITION

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NAME	ADDRESS
Herman J. Lemtow	1111 OAK HARBOR BLVD
David A Walker	1201 OAK HARbor Blvd.
Betty H. Walker	1201 Oak Harbor Blvd.
Luke H. Lupo	1203 Oak Harbor Blvd.
Hazel P. Lupo	1203 Oak Harbor Blvd -
James H Carter	1203 Palm Blvd
James L. Combs	#8-13 th Ave
Elaine L Combs	#8-13th Ave

MEETING: Regular City Council

PLACE: City Hall

DATE/TIME: December 10, 1986 7:00 p.m.

PRESENT: Mayor Carmen Bunch, Councilmembers Bartos, Kunreuther, Murph, McDonald, Smiley, Sandeford, Tisdale, Calhoun, Clerk-Treasurer N. McDuffie, City Administrator M. Williams, City Attorney D. Williams

There being a quorum, the meeting was called to order by the Chairman, Mayor Bunch. Pledge of Allegiance and Invocation by Mayor Bunch followed, and roll was called.

A. <u>READING OF THE JOURNAL OF PREVIOUS MEETINGS.</u>

Councilmember Murph moved that consideration of the minutes be deferred. Seconded by Councilmember Smiley; motion carried.

B. <u>CITIZENS COMMENTS (with a maximum of 30 minutes to be divided among those wishing to speak).</u>

1. Mr. Reid Wiseman, Chairman of Beach Monitoring Commission, was introduced by Mayor Bunch. In reference to beach plats being presented, he noted that in October of 1986, surveyors had determined the mean high water mark and went back 250 feet in the protection district. He reminded council that the mean high waterline is transitory and that in ancient times this mark was half way between Charleston and Columbia. He reported that it has been projected that by the year 2075 there would be a 3 to 5 foot rise in sea level and felt this could be appreciated in terms of horizontal movement of the water landward. He suggested that Coastal Council be asked to give a 30 to 50 year projection of the erosion rates along the Isle of Palms. He further noted that because the mean high water will be much higher in the next 90 years, this could present problems for the future property owners in case of hurricanes. He suggested that when ocean front lots owned by the Beach Company are sold, it should be mandatory that 10-15 years later a surveyor should come in and resurvey the mean high water mark, with the intention of protecting furture property owners.

2. Mr. Dave Walker, who was scheduled to talk, did not appear.

3. The Mayor then recognized Mr. Charlie Sweat, who appeared to represent the South Carolina Committee on Beachfront management. He said this committee was in charge of three things: the first being to investigate the problems of beach erosion along the South Carolina coast and determine the long term impact of erosion, preservation of the beaches, and the economy which is

supported by the state and the ability to control development along the beaches; secondly, to determine how the coastal beaches should best be managed by the state for its citizens and determine how the public interest and private businesses should be balanced; thirdly, to provide long term solutions to the identified problems. He concluded by reading the resolution which had been adopted that day by the South Carolina Blue Ribbon Committee on Beachfront Management. (SEE EXHIBIT I).

G. PLAT APPROVAL APPLICATION.

No. 1986-29: Plat of a resubdivision of lots 1-16, block 3A, lots 1-9 block 6A, lots 1-8 block 10A, lots 1-6 block 13A, lots 1-13 block 16-A, lots 1-12 block 18A, lots 108 block 21A, lots 1-8 block 22A, and lots 1-8 block 23A. Mayor Bunch asked for a motion to suspend the rules and discuss Item G on the agenda in place of Item C. Motion was made by Councilmember Murph, seconded by Smiley, carried unanimously. Motion to move Article "G" in place of Article "C" was made by Councilmember Murph, seconded by Smiley, carried unanimously.

Mr. Charlie Way, President of the Beach Company, presented these plats to council and stated that the minutes of the Planning Commission meeting indicated that plat 1986-29 was unanimously accepted and approved. Mr. Way noted one item that the Planning Commission had not been made aware of. Related to anticipation of erosion he said that the Beach Company had retained the services of Coastal Science and Engineering Inc., which he believed to be one of the best firms in its field. He further noted that Leonard Long, Attorney for the Beach Company, had studied this report concerning the area from 10th Avenue to Breach Inlet and would present this geological information to council.

Mr. Leonard Long reported that, Coastal Science and Engineering's report showed that the land has been accreting for probably a century and is the most accretional area on the Island. He noted that the mean high water line between 10th Avenue and 2nd Avenue has advanced at an average rate of 3 feet to 8 feet per year. The shore line between 2nd Avenue and Breach Inlet Bridge, although more subject to short term fluctuation caused by the shifting of marginal channels along the north side of the inlet, is also accretional. He further noted that the beach area between 10th Avenue and the bridge increased at a rate of .85 acres per year during the last century. He remarked that in reference to Mr. Reid Wiseman's comment that the sea level is rising at the accelerated rates being projected, the rate of mean high water mark shoreline advance will be reduced, not necessarily meaning that this area will be covered by water in 90 years.

Mr. Long also noted that no one could predict either erosion or accretion. He stated that the Beach Company was present to make sure they had met the requirements for the City's plat approval process and stated that the Beach Company had been assured by their planners that they had met these requirements. Mr. Long added that he believed the Beach Company had tried to accommodate every land owner from 4th Avenue around to Breach Inlet bridge,by among other things, suggesting that the right-of-way be moved because some people had their fences in the existing right-of-way. So, in effect, they were giving these land owners as much as 100 feet or more for their front yards.

In regards to questions asked concerning whether it is safe to build on this ocean front land, Mr. Long said the Beach Company would be willing to put any warning language in the plat notes that council suggests to the effect that this land is subject to accretion and erosion and that the 250 foot line could change at any time.

He stated that these lots were the biggest to ever be sold along South Carolina's coast, ranging from 600 to 800 feet long, and from a little less than an acre to 2 1/2 acres in size. (EXHIBIT II).

Mayor Bunch informed Council of the correspondence she had received from E.M. Seabrook in reference to extra fire hydrants related to this development on Ocean Blvd. (EXHIBIT III). She noted that the Beach Company agreed to put in extra fire hydrants that had been requested by the Fire Chief, Col Cochrane.

On another matter, Mayor Bunch stated that when she had first been elected to council, she had been required to submit an annual statement of economic interest. She felt there would be a conflict of interest to her voting on the plat as she owned a house on Front Beach and had also been a litigant against the Beach Company concerning this development. She stated that in 1984, the Beach Company had submitted a plat so that they could record the court order in accordance with the Supreme Court of South Carolina. At that time, the Beach Company said it as just to maintain public access and have everything recorded. Mrs. Bunch then consulted her attorney to determine if she would in fact have a conflict of interest or would she be able to vote on this matter and was told she could. Since this issue had come up and she has always been against any form of conflict of interest, Mrs. Bunch said she wrote to the State Board of Ethics to find out what her position should be in the voting matter. (EXHIBIT IV). She also inquired about Councilmember Murph because he leases his building from the Beach Company. It was confirmed that even if he owned the building, he would still have a conflict as there is money passing between the two. She further stated she had not previously discussed this conflict of interest matter with council as she did not want to influence anyone in any way.

Mayor Bunch requested a motion to put this subject on the floor. Motion was made by Councilmember McDonald, seconded by Murph. At this time, Councilmember Tisdale had a question for the City Attorney who stated that he felt legal advice should be received in executive session. Councilmember Bartos questioned as to what would be done when the lots were sold and continued to accrete. Mr. Way stated there was a note on the plat which said that any further accretion belongs to the land owner. Councilmember Bartos also inquired if any building could be done in the 250 setback area. Mr. Way said no building could be done in this area. Councilmember Tisdale asked about lot 31, which was larger than any of the other lots, if the house had to be built back further and did whether the owners own all of this land. Mr. Way said they would own all the land but that the house would have to be built in a designated area.

Councilmember Smiley asked if the lots on 10th Avenue, which were located at the beginning of the commercial district, would have some type of buffer between them and the Windjammer. Mr.Way said because the Beach Company owned this property some type of screen would be put up. She added that at the Planning Commission meeting, it was her understanding that while there were to be no variances, there would be a possibility for a cul-de-sac to be the terminus of Ocean Blvd. rather than having a street coming out to a dangerous intersection--Palm Blvd. Mr. Way noted that there was a plat showing a cul-de-sac which he believed represented a variance from the City's requirements and assured the council that the Beach Company would be willing to do what ever was wanted. Councilmember Smiley inquired as to note #10 of the plat, which discusses the Dunes Conservancy Area, and whether it was possible to add that the 250 foot mark be re-established at the time of the building permit.

Attorney Leonard Long stated that such an addition would be possible. Councilmember Smiley wished to make sure that it was made clear to the buyer that at the time a building permit is requested, the 250 mark will be established; also, if the land continues to accrete the way it has been, it will be to the buyers' advantage.

Councilmember Bartos commented that there had been a long battle concerning this property and many of the Island residents were unhappy about this issue; however, since the area was going to be developed, which the owners had a legal right to do, then council had the obligation to allow the development. He said he felt it was good that these properties were zoned single family residential rather than multi-family or commercial. He further stated that when he had attended the Sea Grant Consortium Meeting, it had been the opinion of the experts that although the sea level would rise, they still felt that this area was going to be accretional and was probably the most accretional area along the South Carolina coast line. He also wanted it to be known to the buyers in years to come that council would not likely approve any special retainer walls or bulkheads, etc. for armoring this property. He believed that the properties were far enough back from the beach to maintain the quality of the beach.

Councilmember Tisdale inquired as to who owns the dune walk throughs. The City Attorney stated that the walk throughs are owned by the Beach Company, but are subject to easements that were mandated by the court. The street extensions are likewise owned by the Beach Company with the extensions and walkways going down to the high water mark, and that they will change with accretion and erosion. He added that the access easements belonged to the public and that usage rights were mandated by several orders of the court. He further added that the public and the lot owners rights were parallel. Councilmember Tisdale remarked that in Wildwood, one of the property owners was trying to keep everybody from walking on the walk through to the beach and she wanted to be sure that a similar situation including these walkways would not arise. Attorney Leonard Long said that if council wanted it added to the original plat, it could be stated that walkways are intended to be irrevocable easements enforceable by any lot owner or the general public. He added that nineteen beach accesses would be made available in this area and that this was probably the best beach access anywhere on the Island.

Mr. Pat McKinney, of Brumley-McKinney, observed that on note #6 on the plat, it points out that the six foot pedestrian access routes are for pedestrian use only. These pedestrian access routes represented by the Beach Company are to be irrevocably available easements for certain lot owners on the Isle of Palms only for use as pedestrian access routes between Ocean Blvd. and the mean high water mark. He added that note #7 of the original plat states that the street extensions southeast of Ocean Blvd. are dedicated to the general public for is use as beach access.

Councilmember McDonald commented that the felt that under the circumstances he did not feel that better plan could have been developed for these properties because it had been kept single family as opposed to some form of high density housing.

Councilmember Kunreuther commented on how well the plats had been designed but added he did have some reservations about lot #1 near Palm Blvd. and Breach Inlet. He felt that an erosion problem would be worse along Breach Inlet because of the wind. He stated that the Beach Company had acknowledged that the 250 foot line will vary which he appreciated. He felt skeptical, in reference to lot #1 and #2 on the first plat, as to whether buildings could be located in such a way that property owners could feel secure that their buildings would survive in an erosional area. He felt, however, in discussing the best use of the land, that dedicating it for public use rather than private housing would be much better. He felt the City would be willing to create every tax advantage possible to the property owners if they would agree to such a dedication. He added that the Isle of Palms has one of the most beautiful natural beaches left in a residential community and that this development of a portion of it is regrettable. Secondly, he asked it be indicated on the plat that the Isle of Palms City Council opposes hard structures to be used for protection of private property or buildings along the ocean front. He also included a note to be added as note #19 which would state that should erosion occur, especially along the Breach Inlet area, the City Council will not be responsible for protecting private property or the dwellings of private property owners. Councilmember Kunreuther moved that the motion to approve the plats be amended and the plat itself be amended to add note #19, seconded by Tisdale. Councilmember Smiley stated that she would like her recommended change to the plat be added also. Mayor Bunch stated that these two additions could be made in one motion. She further stated that two things had been requested to be put on the plat; first, the discussion concerning the variance having the cul-de-sac and secondly, a notation be included in item #10 that the City's dunes ordinance require a 250 foot mark to be established at the time the building permit is issued. She then moved that the council accept this plat with the addition of two above mentioned items, seconded by Murph.

Councilmember Kunreuther felt that since there were not privately owned street included in this project that note #16 be deleted. Mr. Charlie Way added that this had been put in because it was a requirement of the City.

Councilmember Smiley moved for the approval of the plats with three amendments; the cul-de-sac, the 250 foot line, and the note about hard structures. The Mayor requested a roll call vote. Mayor Bunch..abstain, Councilmember Bartos..yes, Councilmember Calhoun..yes, Councilmember Kunreuther..yes, Councilmember Murph..abstain, Councilmember McDonald..yes, Councilmember Tisdale..no, Councilmember Sandeford..abstain, and Councilmember Smiley..yes.

Mr.Charlie Way then told Mayor Bunch that he had an estimate from the engineers as to the costs for roads, drainage, water, sewer, etc. He had a letter of credit from the South Carolina National Bank for 150% of the amount which he presented to the Mayor.

C. REPORTS FORM STANDING COMMITTEES.

1. WAYS AND MEANS. Minutes of the November 24, 1986 meeting were presented by Chairman Betsy Smiley. (EXHIBIT V). Motion to accept the revised schedule for plat fees was made by Councilmember Kunreuther, seconded by Sandeford. (EXHIBIT VI). Councilmember Murph questioned as to whether or not this fee had

been enforced before this. Councilmember Smiley said that this assessment fee had been established in 1978 and that Ways & Means had reviewed these fees after comparing the Isle of Palms with other communities. She recommended that the fees schedule be modified as proposed. Discussion ended and the plat application fees were approved unanimously.

2. POLICE AND PUBLIC SAFETY. Minutes of the November 19, 1986 meeting were presented by Chairman Robbie Kunreuther. (EXHIBIT VII). He also added that the City was advertising for a new police chief through and ad in the newspaper.

3. PUBLIC WORKS. Chairman Tom Murph stated that the Public Works did not have a formal meeting to report. However, Andy Parrish, Public Works Director, met along with the Board of Firemasters to review the plats that had been approved by council at the current meeting. (EXHIBIT VIII).

Mayor Bunch commented that the Fire Department and the Board of Firemasters had been very careful in reviewing these plats and ascertaining that they contained the proper number of fire hydrants. She stated that the City had set into motion something she had wanted for a long time, that being the signature of the planning chairman, fire department, public works, and the engineer all appearing on the same plats showing that they had been approved.

Councilmember Smiley brought up the identification of bicycle path on 41st Street and the dangers it could bring and asked if anything had been done as yet in reference to notifying the Highway Department of this problem. She felt that since the Highway Department did not seem to be accomplishing anything for the residents of the Island that maybe the City could do something on its own. She felt it would be helpful to the citizens of the Island if people would report it to the police when they see people parking on the bicycle paths.

Councilmember Kunreuther inquired about whether the Public Works Committee had looked into using Christmas trees on the beach for erosion control. Councilmember Murph said the committee had not had a meeting as yet but would have one before the time Christmas trees are collected. He further stated that the committee would come up with a recommendation and present it to council.

4. ENGROSSED BILLS. Minutes of December 1, 1986 meeting were read by Chairman Leo McDonald. (EXHIBIT IX).

5. RECREATION COMMITTEE. Minutes of December 8, 1986 meeting were read by Chairman Bartos. (EXHIBIT X). Chairman Bartos stated that the baseball field upgrade should soon be completed depending upon the weather. Mayor Bunch stated that

the people from S.C. Parks, Recreation, and Tourism had met with the City several months ago and that the study they had done would provide the City with information to develop an ordinance that would enable the City to get some funding from developers for recreation. She added that enabling legislation had just come out in July.

Mayor Bunch then introduced Ms. Cynthia Henderson and Mr. Billy Westmoreland of the S.C. Parks, Recreation, and Tourism. Mr. Westmoreland began by saying that for the last several months they had the opportunity of visiting and studying the Isle of Palms and its recreation needs, based on the most recent national standards which were compiled by the National Recreation and Park Association. He commented that there were no apparent deficiencies on the Isle of Palms as far as needed facilities and complimented the City. He felt that with the projected population growth to 18,000 residents by the year 2001, the City should plan for the future.

Mr. Westmoreland said that the Isle of Palms needs to consider at least three different population groups when planning future recreation needs. Full time residents, which consists of about two-thirds of the population and the people who are rental or transient type who are not going to necessarily participate in the athletic programs. Mr. Westmoreland felt that if these people participated in the sports programs the City would need more land than PRT was recommending be set aside. He added that the other group of people are the ones who minimally utilize recreation facilities and only have to have a place for them to park and a comfort station of some type and access to the public beaches.

Ms. Cynthia Henderson showed three charts she had brought with her which presented three different plans for the future. Some of the suggestions that were incorporated were additional tennis courts, and possibly a swimming pool by the year 2001. She stated that she had been informed that one of the biggest problems the City has is indoor space for after school activities and senior citizens. Another chart proposed more bicycle paths, landscaping, additional beach access and several boat ramps. The third chart showed how a two acre lot at 21st and Wildwood could be used for a new recreation facility. Mr. Westmoreland ended by saying that all of these ideas were only suggestions and possible projections for the future.

Mayor Bunch thanked Ms. Henderson and Mr. Westmoreland and noted that the City had needed a long range recreation plan for the future. She inquired if the study had taken into consideration the next ten years, during which the population of the Island will be predominately senior citizens. Mr. Westmoreland stated that most of the proposed facilities were adaptable to senior citizens. He added that at 29th Avenue a recreation site, he had discussed the possibility with the Mayor or a jogging or fitness trail. Councilmember Smiley inquired whether PRT made use of a plan which had previously been done by PRT in reference to recreation facilities. Mr. Westmoreland state that PRT had in fact used this original plan as a base and incorporated the new information into it.

Councilmember Kunreuther commented that the major anticipated expenditure for recreation is acquisition of five acres of land for beach access parking at a cost of one million seven hundred thousand dollars. He noted that PRT had acknowledged that there were three populations on the Island, full time to part time transients, and the day users. He felt that the parking was for the day use people only. He stated that the Isle of Palms is hard pressed to assume responsibility for acquiring land at 1.7 million dollars for day use and especially in light of the fact that the City is currently looking at a double taxation situation with Charleston County. He said the believed it was a bit absurd for PRT to recommend that the City acquire land for County residents who reside outside the Island and use City facilities without having to help pay for their use.

Mr. Westmoreland noted that through some conversations with the Recreation Commission here in Charleston County, the commission is not necessarily opposed to considering discussions with the City about the possibility of some joint effort on the pendign lot acquisition. He added that State PRT had granted the City of Isle of Palms $50,000 toward the parking lot project, although this represents a very nominal amount.

Mayor Bunch commented that the City was still waiting for Mr. Charlie Way, President of the Beach Company, to reappraise the property which will enable the City to go into a referendum to the citizens for their input to the parking lot project as soon as all the information is ascertained.

D. <u>REPORTS FROM CITY OFFICERS, BOARDS OR COMMISSIONS.</u>

1. <u>BOARD OF ADJUSTMENTS</u>

No activity reported.

2. <u>PLANNING COMMISSION.</u> Minutes of the November 19, 1986 meeting were read by Mr. Ned Oakley. (EXHIBIT XII).

3. <u>BUILDING COMMITTEE.</u> Chairman Harry O'Neal said he had talked to the City architect, and he had two requests; one on 13th Avenue the over head power easements be identified and secondly that water line easements be located on plats prepared by the City engineer.

4. BOARD OF BEACH PATROL AND CONTROL. Councilmember Sandeford stated that the only action taken at the November 20th meeting was approval of the permit application for landscaping in protection district for two residents of Beachside subdivision. He noted that the approval was granted with the condition that the underwater sprinkler systems not extend into the protection district and only as far a distance as absolutely required to insure adequate water coverage of the landscaped area. The board has asked that plans be submitted for the underground sprinkler system to the building inspector, Ed Haselden.

5. BEAUTIFICATION AND REVITALIZATION COMMITTEE.

No activity reported.

6. BEACH MONITORING. Mr. Reid Wiseman, Chairman Beach Monitoring Committee, noted that Dr. Michael Katuna and his students of the College of Charleston had gone out last week during the northeasterly storm and would have strong evidence to represent the damages to the beach.

H. BILLS ALREADY IN POSSESSION OF COUNCIL.

1. No. 1986-14: (SECOND READING) - An ordinance to repeal Article A, Chapter 9, Title 1 of the City of Isle of Palms Code of Ordinances. Mayor Bunch presented a motion to suspend the third reading as there may be second reading and ratification at one time. Councilmember McDonald moved to suspend the rules of order and procedure, seconded by Kunreuther, carried unanimously. Councilmember Kunreuther questioned why council was doing the readings and ratification of two ordinances. Mayor Bunch stated that it was necessary to repeal the first ordinance since the codification numbers had been changed. She stated that three readings were usually required in the City's procedure but S.C. Law only required two. Councilmember Kunreuther moved to approve 1986-14 for a second reading, seconded by McDonald, carried unanimously. Councilmember Kunreuther moved to ratify, seconded by Smiley, carried unanimously.

2. No. 1986-13: (RATIFICATION) - An ordinance to create a Planning and Zoning Commission for the City of the Isle of Palms. Councilmember Smiley moved to ratify, seconded by Sandeford, carried unanimously.

I. INTRODUCTION OF NEW BILLS AND RESOLUTIONS.

None.

J. MISCELLANEOUS BUSINESS. (not included in any of the previous orders). Mayor Bunch discussed the letter from Sullivans Island dated December 8, 1986. (EXHIBIT XIII). Mrs. Bunch talked to Mayor Anderegg in regards to resolving the traffic situation on the Island. The Mayor told Mrs. Bunch that Sullivans Island Town Council had met and the vote was 4-3 not to meet with the Isle of Palms City Council. Mayor Anderegg said the council felt the meeting would be solely to discuss the fixed span. Mayor Bunch informed him that other issues would be discussed such as general transportation problems and the bridge, etc.

On another matter, the Mayor informed council that the first handicapped walkover on the Isle of Palms is being developed. She stated there had been many requests for this. Mrs. Bunch further stated that this area would be designated for handicapped parking only and stickers on the cars would be required.

Administrator Williams discussed the necessity of updating the City Code of Ordinances to reflect the past two years of ordinances which had been adopted. He informed council that the approximate cost would be approximately $750 to bring the code up to date through December, 1986. He felt the code book should be updated every calendar year.

Councilmember Tisdale inquired about the possibility of removing the sexist language from the code, i.e, "Mister Mayor", et. Administrator Williams stated that such a copy change would necessitate another ordinance being adopted which could be done in 1987. Councilmember Smiley moved that funds be made available to bring the Code of Ordinances up to date, seconded by McDonald, carried unanimously.

At this time a motion to go into executive session to discuss personnel matters was entered by Councilmember Kunreuther, seconded by McDonald, carried unanimously.

Following executive session and a report by the Mayor that not action had been taken a motion was made to adjourn by Councilmember Smiley, seconded by McDonald, carried unanimously.

Respectfully submitted:

Nellie S. McDuffie

Nellie S. McDuffie, Clerk-Treasurer

Approved: Carmen R. Bunch

Carmen R. Bunch, Mayor

Date Approved: 2/11/87

EXHIBIT 1

South Carolina Blue Ribbon Committee on Beachfront Management

December 10, 1986

The Honorable Carmen Bunch
and Members of the Isle of Palms
City Council
City Hall
Isle of Palms, South Carolina 29451

Dear Mrs. Bunch and Members of the Council:

The South Carolina Blue Ribbon Committee on Beachfront Management adopted a resolution today as follows:

> The South Carolina Blue Ribbon Committee on Beachfront Management respectfully requests units of local government to take appropriate actions to protect the public beach. The destruction caused by ill-planned development has become painfully poignant in the past few weeks.
>
> The Committee additionally requests local governments to carefully consider available data relevant to erosion rates, coastal geology, and storm-surge predictions before considering proposed projects in areas of certain disaster.

This committee, along with the professional staff of the South Carolina Coastal Council stands ready to cooperate.

Cordially yours,

Erick B. Ficken mcb

Erick B. Ficken
Chairman

mcb

cc: Sen. James M. Waddell, Jr., Chairman, SCCC
Dr. H. Wayne Beam, Executive Director, SCCC

Copy to Beach Company

1601 Oak Street, Suite 208 Myrtle Offices, Myrtle Beach, SC 29577 Telephone: 626-7217

Exhibit II

THE BEACH CO.

REAL ESTATE INVESTMENTS

90 BROAD STREET
P. O. BOX 242
CHARLESTON, SOUTH CAROLINA 29402
(803) 722-2615

December 10, 1986

HAND DELIVERED

Mayor Carmen Bunch
City of Isle of Palms
City Hall
Isle of Palms, SC

RE: The Beach Company plat of proposed lots/Breach Inlet to Tenth Street

Dear Mayor Bunch:

On behalf of The Beach Company I wanted you to have the following information with respect to the proposed plat that is to be reviewed and, we hope, approved tonight by Isle of Palms City Council:

1. Note 16 on the plat should, we suggest, be deleted for clarification purposes. It was only entered on the plat because it was part of the Isle of Palms plat requirements as we understood them. It is confusing and pertains in actuality only to situations in Wild Dunes where there are private roads.

   In our situation, there are <u>no private roads</u>. All roads will be constructed by The Beach Company to South Carolina State Highway Department standards, and of course, we will request that the Highway Department take over maintenance as they have with the other roads on the Isle of Palms. Thus, the roads will go into the State maintenance system.

2. Should your Council so require, The Beach Company will place a note on the plat along with the other notes thereon, to the effect that accretion or erosion can occur on the shoreline of any of the lots shown thereon. We will further make plain in the note (which will have such language as your legal counsel may approve) that the 250 foot line for purposes of the Isle of Palms Dune Ordinance will, of

course, change from time to time with the location of the mean highwater mark. I am sure that the purchasers of these lots would be fully aware of these matters, but we will enter these matters on the plat should you so require. Indeed, we would be pleased to remove the 250 foot line from the plat altogether. I might add, however, that this area of the Isle of Palms has been accretional for the entire 20th Century, and we have a report by an independent expert in the field so stating.

With kindest regards and every good wish, I remain,

Sincerely,

Charles S. Way, Jr.

CSW/bjy

EXHIBIT 14

E. M. Seabrook, Jr., Inc.

Engineers – Surveyors – Planners

E. M. Seabrook, Jr., P. E.
PRESIDENT

Lewis J. Cauthen, Jr., P. E.

E. M. Seabrook III, P. E.

Lewis E. Seabrook, P. E.

P. O. Box 96
1081 Highway 17 Bypass
Mount Pleasant, SC 29464
(803) 884-4496

December 8, 1986

Mr. Colvin R. Cochrane, Chief
City of Isle of Palms Fire Department
P. O. Drawer Q
Isle of Palms, South Carolina 29451 BY HAND

Re: Ocean Boulevard fire hydrants

Dear Chief Cochrane:

Thank you for calling me Friday to discuss the locations of fire hydrants on Ocean Boulevard between Inlet Lane and Tenth Avenue. I understand you wish to remove those existing hydrants which have only two hose outlets to replace them with newer design 3-way hydrants with pumper connections. We propose to install new hydrants at various locations so that none of the 88 proposed lots will be more than 500 feet from a hydrant.

Enclosed you will find a set of the prints of the conditional plat showing the proposed locations of seven new hydrants and five existing 3-way hydrants which will remain. I also enclose copies of the portion of the water system specifications which deals with hydrants and manufacturer's data on the proposed hydrants.

I believe this material indicates the requirements you pointed out Friday will be met. Please call me at your earliest convenience if you have any additional questions or comments.

Yours very truly,

E. M. Seabrook, Jr., Inc.
Engineers-Surveyors-Planners

E. M. Seabrook III, P. E.

EMSIII/e
enclosures
cc: Mr. Charles S. Way, Jr.
Mr. W. M. Connelley
Mr. Leonard Long
Mr. Jim Tiller
Mr. Pat McKinney
Hon. Carmen Bunch ✓

EXHIBIT IV

State of South Carolina
State Ethics Commission

GARY R. BAKER
EXECUTIVE DIRECTOR

(803) 734-1227
1122 Lady Street, Ste. 930
Columbia, S.C. 29201

November 19, 1986

The Honorable Carmen R. Bunch
Mayor, City of Isle of Palms
P.O. Drawer Q
Isle of Palms, SC 29451

RE: ADVISORY OPINION SEC 87-029

Dear Ms. Bunch:

The State Ethics Commission has rendered the attached opinion in response to your request.

Should you have any additional questions regarding this matter, please feel free to contact this office.

Sincerely,

Gary R. Baker

Gary R. Baker
Executive Director

GRB:lpb

Enclosure

EXhibit IV

COMMISSIONERS
C. HUGH PATRICK, JR., 4TH DISTRICT
CHAIRMAN
S. ANNE WALKER, 5TH DISTRICT
VICE-CHAIRWOMAN

COMMISSIONERS
EDWARD E. DURYEA, 1ST DISTRICT
DR. CLEMMIE E. WEBBER, 2ND DISTRICT
DR. D.H. DANIEL, 3RD DISTRICT
JAMES C. McLEOD, JR., 6TH DISTRICT

State of South Carolina
State Ethics Commission

GARY R. BAKER
EXECUTIVE DIRECTOR

(803) 734-1227
1122 Lady Street, Ste. 930
Columbia, S.C. 29201

SEC 87-029 NOVEMBER 19, 1986

SUBJECT: CITY COUNCILMAN VOTING ON SUBDIVISION APPROVAL

SUMMARY:

A Mayor and city councilmember are advised against participation in deliberations and votes on a subdivision approval since both were litigants in a class action suit involving the project and further own property adjacent in the project. Another councilmember is advised against participation in deliberations and votes on the same matter since he operates an establishment owned by the project developers.

QUESTION:

The Mayor of the City of Isle of Palms has requested an opinion as to whether city councilmen may vote on approval of proposed subdivision plats. A development company will be submitting plats for approval by Council of property accreted on the Isle of Palms. The Mayor and a councilmember were litigants in a class action suit against the company which attempted to prevent development of the area. Subsequent rulings by the State could allow this property to be developed. The Mayor questions whether their participation in the lawsuit would create a conflict of interest, since they both also own property adjacent to the property under discussion. The Mayor also questions whether it is appropriate for another Councilmember who operates a dry cleaning establishment owned by the developers to participate in the discussion of the plats.

DISCUSSION:

This opinion is rendered in response to a letter dated November 3, 1986, requesting an opinion from the State

Ethics Commission. The Commission's jurisdiction is limited to the applicability of the State Ethics Act (Act No. 191 of 1975; Section 8-13-10 et. seq., as amended, 1976 Code of Laws). This opinion does not supersede any other statutory or regulatory restrictions or procedures which may apply to this situation.

§8-13-460 provides in part:

> Any public official or public employee who, in the discharge of his official duties, would be required to take action or make a decision which would substantially affect directly his personal financial interest or those of a member of his household, or a business with which he is associated, shall instead take the following actions:
>
> > (a) Prepare a written statement describing the matter requiring action or decisions, and the nature of his potential conflict of interest with respect to such action or decision.
> >
> > * * *
> >
> > (c) If he is a public employee, he shall furnish a copy to his superior, if any, who shall assign the matter to another employee who does not have a potential conflict of interest. If he has no immediate superior, he shall take such action as prescribed by the State Ethics Commission. If the public official is a member of the governing body of any agency, commission, board, or of any county, municipality, or other political subdivision, he shall furnish a copy to the presiding officer and to the members of that governing body, who shall cause such statement to be printed in the minutes and shall require that the member be excused from any votes, deliberations, and other actions on the matter on which the potential conflict of interest exists, and shall cause such disqualification

> and the reasons therefor to be noted in the minutes.

In Advisory Opinion 84-059, the State Ethics Commission advised a Planning Commissioner against participation in any official matters affecting a project approved by the commission when he contributed to a legal fund to overturn the commission action. In Advisory Opinion 85-017, the State Ethics Commission advised a Mayor who is a realtor against participation in a rezoning matter which would affect his firm.

In Advisory Opinion 85-024, the State Ethics Commission advised that the mere fact that a business will be affected by a matter is not sufficient criteria to require disqualification, but only if the interests of the public officeholders would be directly affected. Also, in Advisory Opinion 86-012, the Commission advised a Mayor against participation in discussing and voting on rezoning matters since the Mayor foresaw a direct and immediate financial benefit from proposed changes.

In Advisory Opinion 86-046, the State Ethics Commission advised that it was incompatible for councilmen who had contributed to a legal fund to take official action regarding the lawsuit or the subject of the lawsuit. Based upon such prior opinions, and the facts submitted, it would appear that the Mayor and councilmember should not participate in the project approval process, and should completely absent themselves from the meeting location to preclude even the appearance of impropriety.

With regard to the second question, business with which he is associated is defined in §8-13-20(b) as:

> ...any business of which the person or a member of his household is a director, officer, owner, employee, or holder of stock worth ten thousand dollars or more at fair market value, and any business which is a client of the person;

It appears from the facts as submitted that the councilmember is an employee of the developers and, thus, would fall within the disclosure and disqualification provisions required by §8-13-460 and should completely absent himself from the meeting location.

Exhibit V

WAYS & MEANS STANDING COMMITTEE

NOVEMBER 24, 1986

The Ways & Means Standing Committee met on November 24, 1986, with Committee Members McDonald and Smiley present. Also, Mayor Bunch and Administrator Williams were in attendance.

The October financial statement was discussed and approved to be presented to Council.

The annual audit by the accounting firm of Thiem, Jackson & Pace was presented and reviewed. The report will be presented to Council by Mr. David Jackson at the next council meeting.

A reassessment of plat fees were discussed. A schedule of these fees were approved to be presented to Council.

Administrator Williams reported that he would be looking at used generators for purchase by the City at the recommendation of the Civil Defense Committee.

Respectfully submitted,

Elizabeth R. Smiley

Elizabeth R. Smiley, Chairman

Exhibit VI

Current Isle of Palms Application Fees Since 1978

	RECOMMEND
0-5 Lots $10.00	$30.00
6-15 Lots $17.50	$40.00
16-40 Lots $35.00	$50.00
over 40 Lots $35.00	$50.00 + $10.00 plus $5.00 for every 10 additional lots or portion thereof.

Charleston County

$30.00 base; plus $2.00/ lot

Charleston City

$25.00 plus $2.00/ lot conditional plat

$15.00 plus $2.00/ lot subdivision plat final

North Charleston

No Fee

Mount Pleasant

$25.00 for simple resurveying

$50.00 for subdivision plat that does not require (R.O.W. dedication)

0-5 acres	$100.00	Subdivision plat involving engineer's review and (R.O.W. dedication)
5-10	$200.00	
10-15	$300.00	
50 +	$300.00 plus $50.00 for every additional 10 acres	

Exhibit VII

POLICE & PUBLIC SAFETY COMMITTE MEETING

Monday, November 19, 1986 7:30 p.m.

Present: Councilmember Bartos
Councilmember Murph
Councilmember Kunreuther
Mayor Bunch
Administrator Williams
Lt. Jernigan

1. The Mayor explained that Chief Thompson had decided to resign his position effective February 25, 1986. He will remain in a leave status until that time. She assured the Committee that he will remain the Chief of Police until that time and that Lt. Jernigan will oversee the day-to-day operations of the department during this period. All members of the Committee offered their support and assistance to Lt. Jernigan during the Chief's absence.

2. A monthly schedule was not yet available for December. The Committee gave Lt. Jernigan its approval to make whatever schedule adjustments he felt were appropriate for operating the department effectively while understaffed. He indicated this could be done and the Mayor encouraged Lt. Jernigan to ensure adequate coverage on weekends while children and college students are home and on vacation.

3. The Committee expressed its continued dissatisfaction with the number of K-9 pick-ups and other citations. Lt. Jernigan acknowledged a problem and assured the Committee that this would be corrected.

4. Training, the budget, and other upcoming matters were discussed prior to adjournment.

Respectfully submitted:

Robbie Kunreuther

Exhibit VIII

BOARD OF FIREMASTERS

November 25, 1986 7:30 p.m.

Present: Councilmember Murph
Col Cochran
Andy Parrish
Herman Lamkin
Gerald Johnson

1. Discussion was held concerning plat approval for 1986-29: Resubdivision of lots 1-16 block 3A lots 1-9 block 6A, lots 1-8 block 10A, lots 1-6 block 13A, lots 1-13 block 16-A, lots 1-12 block 18A. lots 1-8 block 21A, lots 1-8 block 22A, and lots 1-8 block 23A, owned by the Beach Company. The plat was not approved because the fire hydrants on Charleston Blvd. are the old type and not the full flow. There also was nothing shown on the new plat indicating any additional fire hydrants.

Respectfully submitted:

Tom Murph

Exhibit "IX"

ENGROSSED BILLS COMMITTEE

The Engrossed Bills Committee met December 1, 1986 at 7:00PM.

Present were Mayor Bunch and Leo McDonald, Chairman.

Ordinance 1986-14 was given first reading , and reco-mmended to City Council for passage.

The above ordinance is to repeal Atricle A, Chapter 9, title dealing with the Community Betterment Commission, which is no longer functioning.

The meeting was also attended by City Administrator Mark Williams.

Meeting adjourned.

Leo McDonald

Leo McDonald

Chairman

Exhibit X

RECREATION COMMITTEE MEETING

December 8, 1986

Present: Mayor Bunch
Councilmember Bartos

1. Work is progressing on the baseball field! It should be completed this week.

2. Two dances have been held at the recreation center. Attendance at the first one was around 50.

3. The Isle of Palms marathon will not involve our recreation department. Wild Dunes is sponsoring the marathon this year and providing amenities for the athletes. The department is holding our own runs.

4. The State Department of Parks, Recreation and Tourism has prepared a consultation report on departmental needs. Cynthia Henderson and Mr. Westmoreland, community consultants, will speak to us tonight.

Respectfully submitted,

Michael R. Bartos

Exhibit XI

PRT

Fred P. Brinkman, Executive Director

Division of Recreation
Ronald R. Carter, Director
(803) 758-2755

December 10, 1986

The Honorable Carmen R. Bunch, Mayor
City of Isle of Palms
P.O. Drawer Q
Isle of Palms, South Carolina

Dear Mayor Bunch;

The following is the review of the recreation needs which you requested. The first section deals with needs. These are the suggested numbers of facilities based on population. These needs are derived from the most recent standards established by the National Recreation and Park Association.

In the Isle of Palms there are three groups for which you must plan. 1) The full time resident. This group is approximately two-thirds (2/3) of the estimated population. 2) The part time resident. This could be either the renter or the house owner. This group represents the other one-third (1/3) of the population. 3) The third group is the non-resident day user. This group is not reflected in the population estimates. The first group, then, would need to be considered for full services, and groups 2 and 3 for partial services.

The second part of this report is an implementation schedule of the suggested facilities over the next 15 years with cost estimates.

Finally, there are some accompanying drawings to show both existing and proposed facilities.

It has been a pleasure for us to be of service to you and hope that the results will be helpful in your planning for the future.

Sincerely,

Billy D. Westmoreland

Billy D. Westmoreland
Assistant Director

Cynthia M. Henderson

Cynthia M. Henderson
Community Consultant

ISLE OF PALMS
SUGGESTED RECREATION FACILITIES

FACILITY	EXISTING	1986	1991	1996	2001*
TENNIS COURTS	2	2	4	6	8
VOLLEYBALL	-	1	2	2	4
BASEBALL (UNLIGHTED)	1	1	1	2	2
SOFTBALL (UNLIGHTED)	1	1	1	2	2
FOOTBALL/SOCCER (UNLIGHTED)	1	1	1	2	2
MULTIPURPOSE COURT	2	1	1	2	2
PICNIC SHELTERS	1	1	2	3	4
PLAYGROUNDS	1	1	1	2	2
INDOOR BASKETBALL	1	1	1	2	2
SWIMMING POOL	-	-	-	-	1

FOR PLANNING PURPOSES, THE RECOMMENDED NUMBER OF ATHLETIC FIELDS IS BASED UPON THE ESTIMATED YEAR-ROUND POPULATION. IT IS REASONABLE TO ASSUME THAT THE SEASONAL POPULATION, AS A RULE, WILL NOT PARTICIPATE IN ORGANIZED ATHLETIC LEAGUES.

* FACILITY NEEDS ARE BASED ON POPULATION. SHOULD POPULATION NOT INCREASE AS PROJECTED, FACILITY NEEDS WILL DECREASE PROPORTIONALLY.

POPULATION ESTIMATES:

YEAR	TOTAL POPULATION	YEAR-ROUND RESIDENTS
1986	5,000	3,500
1991	8,000	5,350
1996	13,000	8,650
2001	18,000	12,000

CITY OF ISLE OF PALMS

PROPOSED RECREATION MASTER PLAN

1987-1991		Estimated Cost*
1.	Acquire five (5) acres of land for beach parking.	$1,700,000
2.	Acquire two (2) acres of land for future development.	700,000
3.	Acquire additional beach access easements.	
4.	Expand indoor facilities (multipurpose rooms).	70,000
5.	Acquire bicycle/jogging path easements.	
6.	Phase I development of bicycle paths.	2,000
7.	Develop two (2) tennis courts	30,000
8.	Develop two (2) outdoor volleyball courts.	1,000
9.	Develop one (1) picnic shelter	8,000
10.	Develop parking area	50,000
11.	Develop restrooms	20,000
	Subtotal	$2,581,000

1992-1996		
1.	Light three (3) existing athletic fields.	75,000
2.	Develop one (1) boat ramp.	35,000
3.	Develop two (2) tennis courts.	30,000
4.	Phase II development of bicycle/jogging paths.	50,000
5.	Develop administrative building with storage facilities.	60,000
6.	Develop one picnic shelter	8,000
7.	Develop one (1) multipurpose court.	10,000
8.	Develop two (2) outdoor volleyball courts.	1,500
9.	Develop one (1) playground	15,000
10.	Develop parking area	5,000
11.	Develop restrooms	15,000
	Subtotal	$304,500

1997-2001		
1.	Develop a swimming pool.	400,000
2.	Develop one (1) picnic shelter	8,000
3.	Develop four (4) outdoor volleyball courts.	3,000
4.	Develop two (2) tennis courts.	30,000
5.	Develop a new Gymnasium.	400,000
	Subtotal	$841,000

Grand Total		$3,726,500

* 1986 Dollars

EXHIBIT XII

MINUTES OF MEETING
ISLE OF PALMS PLANNING COMMISSION

Date November 19, 1986

Present: Lonnie Moyer, Ned Oakley, Steve Russell (Chm), Geoffrey Woodard; Mayor Carmen Bunch, Councilman W.H. Sandeford

Also, Councilman Mike Bartos, Councilman R. Kunreuther, Charles Way, Leonard Long, Frank Brumley, Pat McKinney, Teddy Hendricks, citizens of the Isle of Palms, and Sullivan's Island

The meeting was opened by Chairman Steve Russell.

1. Minutes of the meeting of October 29, 1986, were approved.

2. Teddy Hendricks presented an application by Mrs. Arthur G. Howe to move an existing driveway which has existed for many years on Lot 62, Carolina Blvd. Application approved.

3. Charles Way, President of the Beach Company, presented three plats for approval for the property from Breach Inlet to Tenth Ave., nominally known as the "accreted land" on the south side of Ocean Blvd. Mr. Way introduced Frank Brumley, and Pat McKinney of the Brumley-McKinney Company which will be the sales agency for the lots. Mr. Way stated that the property would have a density of 1.2 lots per acre, and that there will be restrictive covenants for the buyers to insure high quality construction on these single family lots. Leonard Long, of the Beach Company, presented a short history of the land involved, including the fact that the S.C. State Supreme Court awarded ownership of this land to the Beach Company.

4. Mickey Seabrook said that a viable sewer and water system will be installed to these properties.

5. Pat McKinney stated that the restrictive covenants will include requirements for deeper setbacks from the sidelines of the property so as to give good views of the ocean to the present property owners on the north side of Ocean Blvd.

6. Charles Way stated thatthe Beach Company will open Second and Third Avenues to the proposed extension of Ocean Blvd. from Fourth Avenue to Inlet Lane, at Breach Inlet. The Beach Company will also make water and sewer lines available to property owners,