

THE TOWN OF HILTON HEAD ISLAND
REGULAR TOWN COUNCIL MEETING

Date: Tuesday, September 4, 2012

Time: 4:00 P.M.

Present from Town Council: Drew A. Laughlin, *Mayor*; Ken Heitzke, *Mayor Pro-Tem*; Lee Edwards, Bill Ferguson, Bill Harkins, Kim Likins, *Council Members*.

Absent from Town Council: George Williams, *Council Member*

Present from Town Staff: Steve Riley, *Town Manager*; Greg DeLoach, *Assistant Town Manager*; Lavarn Lucas, *Fire Chief*; Charles Cousins, *Director of Community Development*; Victoria Shanahan, *Finance-Accounting Manager*; Brian Hulbert, *Staff Attorney*; Jill Foster, *Deputy Director of Community Development*; Jeff Buckalew, *Town Engineer*; Shea Farrar, *Senior Planner*; Nicole Dixon, *Senior Planner*; Vicki Pfannenschmidt, *Executive Assistant*

Present from Media: Tom Barton

1) CALL TO ORDER

Mayor Laughlin called the meeting to order at 4:00 p.m.

2) PLEDGE TO THE FLAG

3) INVOCATION

4) FOIA COMPLIANCE – Public notification of this meeting has been published, posted and mailed in compliance with the Freedom of Information Act and the Town of Hilton Head Island requirements.

5) Proclamations and Commendations

a. Dixie Youth Baseball League – Hilton Head Island All-Stars

Coaches and members of the team were present to accept the proclamation.

6) Approval of Minutes

a. Special Town Council Meeting– August 6, 2012

Mr. Heitzke moved to approve. Mrs. Likins seconded. The minutes of the August 6, 2012 Special Town Council meeting were approved by a vote of 6-0.

b. Town Council Meeting – August 7, 2012

Mr. Heitzke moved to approve. Mr. Harkins seconded. The minutes of the August 7, 2012 Town Council meeting were approved by a vote of 6-0.

7) Report of the Town Manager

a. Semi-Annual Report of the Parks and Recreation Commission, Marc Stuckart, Chairman

Mr. Stuckart presented an activity report for the first six months of 2012.

b. Island Beautification Association – Betsy Jukofsky

Mrs. Jukofsky presented a certificate of thanks to Mayor Laughlin from the Island Beautification Association for the Town's efforts in beautifying William Hilton Parkway with a colorful garden.

c. Town Managers Items of Interest

Mr. Riley reported on some items of interest.

d. August, 2012 Policy Agenda, Management Targets and CIP Updates

Mr. Riley noted the above report was included in the packet and he would gladly answer any questions.

e. FY 2012 Financial Statements – through June, 2012 – Preliminary

Mr. Riley noted the above report was included in the packet and Victoria Shanahan was present to answer any questions.

8) Reports from Members of Council

a. General Reports from Council

The Mayor announced there will be a second Public Hearing on the Proposed Development Agreement between the Town and Shelter Cove Towne Center, LLC at 5:00 p.m. on Tuesday, October 16, 2012 in Council Chambers.

b. Report of the Intergovernmental Relations Committee – George Williams, Chairman

No report.

c. Report of the Personnel Committee – Lee Edwards, Chairman

No report.

d. Report of the Planning & Development Standards Committee – Bill Ferguson, Chairman

No report.

e. Report of the Public Facilities Committee – Kim Likins, Chairman

Mrs. Likins stated the Committee had met earlier in the day and reviewed three items which were a proposed temporary construction easement for utility relocation at Shelter Cove Mall, the proposed park elements for Shelter Cove Community Park and a request from Community Foundation of the Lowcountry regarding future sites for public art. She said the items will be coming forward to Town Council on September 18.

f. Report of the Public Safety Committee – Bill Harkins, Chairman

No report.

g. Report of the LMO Rewrite Committee – Kim Likins, Ex-Officio Member

Mrs. Likins stated the Committee met last week and are working on an executive presentation and summary to be presented to the Planning Commission and Town

Council in October.

- h.** Report of the Economic Development Committee – Bill Harkins, Town Council Liaison
Mr. Harkins reported the Committee has completed a Draft Summary Report which will be shared individually with Town Council members and the come forward to Council as a whole in the near future.

9) Appearance by Citizens

Mr. Bob Wintz addressed Town Council with concerns about Republic Waste and the upcoming deadline to sign up for services.

10) Unfinished Business

a. Second Reading of Proposed Ordinance 2012-21

Second Reading of Proposed Ordinance 2012-21 authorizing the execution and delivery of a lease of real property owned by the Town of Hilton Head Island, South Carolina, with the Beaufort County Sheriff's Office and Beaufort County, South Carolina, pursuant to the authority of S.C. Code Ann. § 5-7-40 (Supp. 2011), and § 2-7-20, *Code of the Town of Hilton Head Island, South Carolina*, (1983); and providing for severability and an effective date.

Mr. Heitzke moved to approve. Mrs. Likins seconded. The motion was approved by a vote of 6-0.

b. Second Reading of Proposed Ordinance 2012-22

Second Reading of Proposed Ordinance 2012-22 authorizing the execution of that certain utility easement agreement with Hilton Head No. 1 Public Service District for an easement over town owned property in conjunction with the Mathews Drive LPS/Broad Creek Headwaters Sewer Project pursuant to the authority of S.C. Code Ann. Sec. 5-7-40 (Supp. 2011), and Sec. 2-7-20, *Code of the Town of Hilton Head Island, South Carolina*, (1983); and providing for severability and an effective date.

Mr. Heitzke moved to approve. Mr. Harkins seconded. The motion was approved by a vote of 6-0.

c. Second Reading of Proposed Ordinance 2012-25

Second Reading of Proposed Ordinance 2012-25 authorizing the execution and delivery of a contract to sell town owned real estate known as a portion of the Crossings Park tract to the South Island Public Service District, and to grant a temporary construction easement over town owned real estate known as the Crossings Park Tract and to authorize the execution of an agreement related to a Pollution Free Zone encumbering town owned real estate known as the Crossings Park Tract, pursuant to the authority of S.C. Code Ann. § 5-7-40 (Supp. 2011), and § 2-7-20, *Code of the Town of Hilton Head Island, South Carolina*, (1983); and providing for severability and an effective date.

Mr. Heitzke moved to approve. Mrs. Likins seconded. The motion was approved by a vote of 6-0.

d. Second Reading of Proposed Ordinance 2012-26

Second Reading of Proposed Ordinance 2012-26 authorizing the granting of an easement to Hilton Head Public Service District encumbering real property owned by the Town of Hilton Head Island, South Carolina, known as "Spanish Wells 1", being 2.4 acres on Spanish Wells Road, pursuant to the authority of S. C. Code Ann. § 5-7-40 (supp. 2010), and § 2-7-20, *Code of the Town of Hilton Head Island, South Carolina*, (1983, As Amended); and providing for severability and an effective date.

Mr. Heitzke moved to approve. Mr. Harkins seconded. The motion was approved by a vote of 6-0.

e. Second Reading of Proposed Ordinance 2012-27

Second Reading of Proposed Ordinance 2012-27 authorizing the execution of a lease with American Towers, LLC, for property owned by the Town of Hilton Head Island, South Carolina, known as the "Jenkins Island" Tract, and authorizing the execution of two easements in favor of American Towers, LLC, encumbering town owned land, known as the "Jenkins Island" Tract, pursuant to the authority of S.C. Code Ann. Sec. 5-7-40 (Supp. 2012), and Sec. 2-7-20, *Code of the Town of Hilton Head Island, South Carolina*, (1983); and providing for severability and an effective date.

Mr. Heitzke moved to approve. Mr. Harkins seconded. The motion was approved by a vote of 6-0.

11) New Business

a. Consideration of a Recommendation – Military Enhancement Committee

Consideration of a Recommendation that the Town Council of the Town of Hilton Head Island approve a request for funding for the Beaufort County Military Enhancement Committee (MEC) in the requested amount of \$20,000, spread over three fiscal years.

Mr. Jon Rumbold spoke on behalf of the Military Enhancement Committee explaining the history of the Committee and the reasons for the request.

Mr. Heitzke moved to approve. Mrs. Likins seconded. The motion was approved by a vote of 6-0.

12) Executive Session

Mr. Riley stated he needed an executive session for contractual matters pertaining to land acquisition, including requests to sell town-owned land; legal matters pertaining to the Development Agreement for the Shelter Cove Mall redevelopment; legal matters pertaining to ongoing litigation in the Town vs. Kigre matter; and a business recruitment matter pertaining to a potential business recruitment opportunity on the Island.

At 4:49 p.m. Mr. Heitzke moved to go into Executive Session for the reasons given by the Town Manager. Mrs. Likins seconded. The motion was approved by a vote of 6-0.

Mayor Laughlin called the meeting back to order at 5:48 p.m. and stated there was no business to take up as a result of executive session.

13) Adjournment

Mr. Heitzke moved to adjourn. Mrs. Likins seconded. The meeting was adjourned at 5:49 p.m.

Victoria L. Pfannenschmidt
Executive Assistant

Approved:

Drew A. Laughlin, Mayor