

**THE TOWN OF HILTON HEAD ISLAND**  
**REGULAR TOWN COUNCIL MEETING**

**Date:** Tuesday, April 6, 2010

**Time:** 4:00 P.M.

**Present from Town Council:** Thomas D. Peeples, *Mayor*; Ken Heitzke, *Mayor Pro-Tem*; George Williams, John Safay, Bill Harkins, Drew Laughlin, Bill Ferguson, *Councilmen*.

**Present from Town Staff:** Stephen G. Riley, *Town Manager*; Greg DeLoach, *Assistant Town Manager*; Curtis Coltrane, *Assistant Town Manager*; Lavarn Lucas, *Fire Chief, Fire & Rescue*; Charles Cousins, *Director of Community Development*; Susan Simmons, *Finance Director*; Scott Liggett, *Director of Public Projects & Facilities*; Tom Fultz, *Director of Administrative Services*; Julian Walls, *Facilities Manager*; Teri Lewis, *LMO Official*; Brian Hulbert, *Staff Attorney*; Heather Colin, *Development Review Administrator*; Shawn Colin, *Senior Planner*; Jayme Lopko, *Senior Planner*; Paul Rasch, *Emergency Management Coordinator*; Joheida Fister, *Fire Marshall*; Susan Williams, *Communications Manager*; Betsy Mosteller, *Town Clerk*; Susan Blake, *Executive Assistant*

**Present from Media:** Laura Nahmias, Island Packet

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- 1) **CALL TO ORDER**
- 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.

Mr. Heitzke moved to amend the agenda to take up New Business Item 11.a. immediately following the approval of the minutes. Mr. Williams seconded. The motion was approved by a vote of 7-0.

- 5) **PROCLAMATIONS AND COMMENDATIONS**

**a. Child Abuse Prevention Month**

Angela McCutcheon of the Beaufort County Department of Social Service accepted the proclamation.

**b. National Telecommunicators Week**

Susan Williams, Communications Manager, accepted the proclamation.

- 6) **APPROVAL OF MINUTES**

**a. Regular Town Council Meeting of March 16, 2010**

Mr. Heitzke moved to approve. Mr. Safay seconded. The minutes were approved by a vote of 5-0-2. Mr. Laughlin and Mr. Ferguson abstained.

- 11) **NEW BUSINESS**

- a. **Consideration of a recommendation that the Town Council for the Town of Hilton Head Island authorize the Mayor to execute and deliver a gift agreement with the Community Foundation of the Lowcountry for the acquisition of the Charles E. Fraser statue.**

Mr. Heitzke moved to approve. Mr. Harkins seconded. J. R. Richardson spoke before the Council about the Public Art Committee's mission. They have collected donations and commissioned a statue of Charles Fraser and it was the Committee's plan to gift this statue to the Town. On behalf of the Town, the Mayor stated he would be happy to accept the statue. The official unveiling would take place on April 17 at 10 AM at Compass Rose Park. The motion was approved by a vote of 7-0.

**7) REPORT OF THE TOWN MANAGER**

**a. Town Manager's Items of Interest**

The Town Manager Steve Riley reported on some items of interest.

**8) REPORTS FROM MEMBERS OF COUNCIL**

**a. General Reports from Council**

The Mayor invited everyone to be sure to attend the dedication of the Fraser statue on April 17 at Compass Rose Park at 10:00 a.m.

Mayor Peebles also encouraged everyone to participate in campaigning Google © to choose Hilton Head Island as "Google© Island."

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

No report.

**c. Report of the Personnel Committee – Drew Laughlin, Chairman**

The committee would be scheduling meetings to review applications for boards and commissions later this month. And they planned to conduct interviews of selected applicants in May.

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

Mr. Ferguson reported that they reviewed the comprehensive plan at their last meeting. This would be coming forward to the full Town Council at their next meeting.

**e. Report of the Public Facilities Committee – John Safay, Chairman**

At their meeting today, they reviewed several proposals for waiver of fees for special events held by non-profit organizations. These were on the Town Council agenda tonight with a favorable recommendation.

They also heard a wonderful presentation from the Public Arts Committee regarding their proposed Public Arts program. They are seeking a two-year funding commitment from the Town to get the program started. This would be coming forward with a favorable recommendation.

Lastly, the committee reviewed a Pinckney Island National Wildlife Refuge Transportation study. This would also be coming forward to the Town Council with a recommendation.

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

No report.

**9) APPEARANCE BY CITIZENS**

None.

**10) UNFINISHED BUSINESS**

- a. Second Reading of Proposed Ordinance No. 2010-02 to amend Title 16, “The Land Management Ordinance,” of the Municipal Code of the Town of Hilton Head Island, South Carolina, by amending Section 16-4-102, the official zoning map and the Sea Pines Master Plan with respect to those certain parcels totaling 6.25 acres, known as Sea Pines Center, identified as parcels 1191 and 174B on Beaufort County Tax Map #17, within the Sea Pines Master Plan under the PD-1 planned development mixed use district, to add liquor store as a permitted use; and providing for severability and an effective date.**

Mr. Heitzke moved to approve. Mr. Laughlin seconded. The motion was approved by a vote of 7-0.

**11) NEW BUSINESS (continued)**

- b. First Reading of Proposed Ordinance No. 2010-06 to amend Title 17 General Regulations of the Municipal Code of the Town of Hilton Head Island, South Carolina by amending Chapter 12 (Special Events), Section 17-12-128 authority to waive; and providing for severability and an effective date.**

Mr. Heitzke moved to approve. Mr. Safay seconded. The motion was approved by a vote of 7-0.

- c. First Reading of Proposed Ordinance No. 2010-07 to amend Title 15 Building and Building Codes of the Municipal Code of the Town of Hilton Head Island, South Carolina by amending Chapter 5 (Fees and Permits), Section 15-5-211 (C) Waiver of Fees; and providing for severability and an effective date.**

Mr. Heitzke moved to approve. Mr. Williams seconded. The motion was approved by a vote of 7-0.

- d. First Reading of Proposed Ordinance No. 2010-09 to amend Chapter 1 (General Provisions) of Title 3 (Elections) of the Municipal Code of the Town of Hilton Head Island, South Carolina by amending Section 3-1-70 (a) Manner of Filing; and providing for severability and an effective date.**

Mr. Heitzke moved to approve. Mr. Williams seconded. Steve Riley explained that State Code changed in 2000 but for some reason the Town was not made aware of it. This ordinance will bring the Town in line with the State code. The motion was approved by a vote of 7-0.

**12) EXECUTIVE SESSION**

Mr. Riley said that he needed an executive session for contractual matters pertaining to land acquisition including a request to sell town-owned land, and a contract to acquire property; a contractual matter pertaining to a request from HH PSD for an easement along a town owned right-of-way; and a contractual matter relating to the contract with the Municipal Court Judge.

At 4:24 p.m., Mr. Heitzke moved to go into Executive Session for the reasons stated by the Town Manager. Mr. Williams seconded. The motion was approved by a vote of 7-0.

Mayor Peeples called the meeting back to order at 4:45 p.m. and asked if there was any business to take up as a result of executive session.

Mr. Ferguson moved that the Town Council for the Town of Hilton Head Island adopt an ordinance authorizing the execution of that certain utility easement agreement with Hilton Head Public Service District over property owned by the Town of Hilton Head Island, South Carolina, known as Manatee Way. Mr. Heitzke seconded. The motion was approved by a vote of 7-0.

Mr. Laughlin moved that the Town Council for the Town of Hilton Head Island authorize the execution of a contract for the purchase of 4.975 acres on Helmsman Way and Haig Point Road from the South Carolina Department of Transportation for one million one hundred thousand (\$1,100,000.00) dollars. Mr. Heitzke seconded. The motion was approved by a vote of 7-0.

Mr. Heitzke moved that certain paid time off benefits for Municipal Court Judge Maureen Coffey be revised. Under this revision, Judge Coffey will earn vacation at a rate of 3 weeks per contract year, with the option to carry over up to one week from the prior year, and the method of handling other paid time off benefits for the balance of Judge Coffey's contract term is clarified. Mr. Ferguson seconded. The motion was approved by a vote of 7-0.

**13) ADJOURNMENT**

At 4:47 p.m., Mr. Heitzke moved to adjourn. Mr. Williams seconded. The motion was approved by a vote of 7-0.

Susan Blake, Secretary

Approved: 4-20-2010

Thomas D. Peeples, Mayor