

**AGENDA
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, DECEMBER 3, 2019
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING**

1. Call to Order
2. Invocation and Pledge of Allegiance
3. Roll Call
4. Approval of Minutes
 - a) Regular Meeting November 5,2019
5. Awards and Recognitions
 - a) Recognition of 30 yrs. Service Awards
6. Appearances & Public Presentations
7. Administrator's Briefing
8. Public Hearing
 - a) Ordinance 19-O-06, To Ratify FY19 Grant and Budget Resolutions and Related Appropriations for All Funds; To Ratify Transfer And other Resolutions Previously Authorized by Council; and Other Matters Related Thereto
 - b) Ordinance 19-O-07, Granting an Access Easement to the City of Walterboro Across a Portion of Property Owned by Colleton County Located at 113 Mable T. Willis Boulevard (TMS No. 178-00-00-205.000) within the City of Walterboro, SC; Such Easement is to be Used for the City of Walterboro for the Placement of a Well adjacent to its Elevated Water Tank; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto
9. Old Business
 - a) 2nd Reading Ordinance 19-O-05, Colleton County Comprehensive Plan Update
 - b) 3rd Reading Ordinance 19-O-06, To Ratify FY19 Grant and Budget Resolutions and Related Appropriations For All Funds; To Ratify Transfer And other Resolutions Previously Authorized by Council; and Other Matters Related Thereto

- c) 3rd Reading Ordinance 19-O-07, Granting an Access Easement to the City of Walterboro Across a Portion of Property Owned by Colleton County Located at 113 Mable T. Willis Boulevard (TMS No. 178-00-00-205.000) within the City of Walterboro, SC; Such Easement is to be Used for the City of Walterboro for the Placement of a Well adjacent to its Elevated Water Tank; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto

10. New Business

- a) 1st Reading **By Title Only**, Ordinance 19-O-08, To Provide For The Issuance And Sale Of A Not Exceeding \$3,000,000 Airport Revenue Bond Of Colleton County, South Carolina; To Prescribe The Purposes For Which The Proceeds Shall Be Expended; To Provide For The Payment Thereof; Making And Entering Into Certain Covenants And Agreements In Connection With The Foregoing; And Other Matters Relating Thereto.
- b) Resolution 19-R-74, Authorize Acceptance and Budgeting of Funds for a Grant for FY 2019-2020
- c) Resolution 19-R-75, To Award the Indefinite Delivery Contract for Colleton County Solid Waste Engineering Services
- d) Resolution 19-R- 76, To Appoint Member to Board Vacancy

11. Items for Information and Public Record

12. Public Comments (3 minutes per person/max time 20 min.)

13. Council Time

14. Executive Session

- a. Personnel- Colleton County Sheriff's Office

15. Adjournment

16. Informal Meeting of the Whole

Sponsor(s)	: County Council	I. Ruth Mayer
First Reading	: November 5, 2019	Council Clerk, certify that this
Committee Referral	: N/A	Ordinance was advertised for
Committee Consideration Date	: N/A	Public Hearing on <u>10/03/2019</u> .
Committee Recommendation	: N/A	
Second Reading	: December 3, 2019	
Public Hearing	: January 7, 2020	
Third Reading	: January 7, 2020	
Effective Date	: Immediately	

ORDINANCE NO. 19-0-05

**COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY
COUNTY OF COLLETON, COMPREHENSIVE PLAN UPDATE**

WHEREAS:

1. Pursuant to the *South Carolina Local Government Comprehensive Planning Enabling Act of 1994* and at the direction of County Council, the Colleton County Planning Commission undertook the task of preparing the required ten-year update to the Colleton County Comprehensive Plan adopted on June 2, 2009 as Ordinance No. 09-0-06.
2. At their meeting on September 23, 2019, the Colleton County Planning Commission unanimously recommended the adoption of said Plan update via Resolution.

BE IT ORDAINED BY COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. In accordance with the *South Carolina Local Government Comprehensive Planning Enabling Act of 1994*, The Colleton County Comprehensive Plan Update, as prepared by the Colleton County Planning Commission and Staff, with technical assistance provided by Benchmark CMR, Inc. and recommended for adoption by the Colleton County Planning Commission on September 23, 2019, is hereby adopted as a long range vision for the County and the Town of Cottageville and as a guide for future development decisions.
2. This ordinance shall take effect upon approval by the Colleton County Council.
3. Provisions in other County Ordinances, Resolutions, policies or by-laws in conflict with this Ordinance are hereby repealed.
4. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid portion or section.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph Flowers, Chairman

Approved as to Form
Sean P. Thornton, County Attorney

Council Vote: _____

Opposed: _____

Sponsor(s)	: County Council	
First Reading	: October 1, 2019	I, _____,
Committee Referral	: N/A	Council Clerk, certify that this
Committee Consideration Date	: N/A	Ordinance was advertised
Committee Recommendation	: N/A	for Public Hearing _____.
Second Reading	: November 5, 2019	
Public Hearing	: December 3, 2019	
Third Reading	: December 3, 2019	
Effective Date	: Immediately	

ORDINANCE NO. 19-O-06

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Ratify FY19 Grant And Budget Resolutions And Related Appropriations For All Funds; To Ratify Transfer And Other Resolutions Previously Authorized By Council; And Other Matters Related Thereto.]

WHEREAS:

1. Colleton County Budget Ordinance requires supplemental appropriations for unanticipated revenues received after the adoption of the budget; and
2. The County regularly adopts a final budget amendment ordinance to account for budget resolutions and interfund transfers authorized by Council during the fiscal year, as well as grants and any other supplemental appropriation actions in accordance with the 1976 South Carolina Code of Laws, as amended, and the County’s budget ordinance.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The Colleton County Council hereby:
 - a. Ratifies all previously approved FY19 Budget Resolutions and authorizes and directs the County Administrator to amend the FY19 budgetary appropriations as so resolved;
 - b. Ratifies all previously approved FY19 Resolutions related to amendments to the County Record of Roads (ROR), if any.
 - c. Ratifies all Resolutions, voice motions, and other actions approved by County Council for Fiscal Year ending 6/30/19 including those awarding contracts, directing specific fiscal actions such as authorizing, increasing or reducing fund transfers, operational transfers, reclassifications, fund balance designations, and fund balance appropriations.
 - d. Approves the budgeting of funds, if any, received by the CCRFC from Covenant Billing during the Fiscal year ending 6/30/19, within Fund 156 to meet the needs of the County.
 - e. Approves acceptance of FEMA and SC Emergency Management Division disaster assistance funds in the amount of \$313,252.33 to cover costs associated with Hurricane Florence and 2014 Ice Storm.

- f. Approves the write-off of all Colleton County Fire and Rescue Medical Services billings which cannot be collected due to the statute of limitations during the fiscal year ending 6/30/19 audit as identified by CCRFC and approved by the Colleton County Administrator.
 - g. Approves the write-off of all Colleton County Solid Waste Billings which cannot be collected due to the statute of limitations during the fiscal year ending 6/30/19 audit as identified and approved by the Colleton County Administrator.
 - h. Approves end-of-year adjustments as necessary to the Operational Transfers of various funds in order to decrease particular fund appropriation and correspondingly increase other fund appropriation in accordance with the operational needs and expenditures of the various Funds in FY18 and to balance the required revenue to expenditures in said Funds.
- 2. Conflict: All provisions in other County Ordinances or Resolutions in conflict with this Ordinance are hereby repealed.
 - 3. Severability: If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.
 - 4. This ordinance includes the ratification of all Resolutions, voice motions and other actions as previously approved by Colleton County Council for the fiscal year ending 06/30/2019.

ATTEST:

Ruth Mayer, Clerk to Council

SIGNED:

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Approved as to Form
Sean P. Thornton, County Attorney

Sponsor(s) : County Council
First Reading : October 1, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Second Reading : November 5, 2019
Public Hearing : December 3, 2019
Third Reading : December 3, 2019
Effective Date : Immediately

I, _____,
Council Clerk, certify that
this Ordinance was advertised
for public hearing _____.

ORDINANCE NO. 19-O-07

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance Granting an Access Easement to the City of Walterboro Across a Portion of Property Owned by Colleton County Located at 113 Mable T. Willis Boulevard (TMS No. 178-00-00-205.000) within the City of Walterboro, SC; Such Easement is to be Used for the City of Walterboro for the Placement of a Well adjacent to its Elevated Water Tank; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto.]

WHEREAS:

1. Colleton County Council deems it to be in the best interest of the County to grant an access Easement to the City of Walterboro across a portion of property owned by Colleton County located at 113 Mable T. Willis Boulevard (TMS. No. 178-00-00-205.000) within the City of Walterboro, SC; and
2. Such easement is to be used for the City of Walterboro for the placement of a well adjacent to its elevated water tank.

NOW THEREFORE, BE IT ORDAINED BY COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. The documents attached and included herein by reference, grant an access easement to City of Walterboro across a portion of property owned by Colleton County located at 113 Mable T. Willis Boulevard (TMS. No. 178-00-00-205.000) within the City of Walterboro, SC to be used for the City of Walterboro to provide for the placement of a well adjacent to its elevated water.
2. The County Administrator is hereby authorized to sign said easement on behalf of the County pending final approval of the document by the County Attorney.
3. Said easement shall be recorded in the Office of the Register of Deeds for Colleton County.
4. Severability:

If any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are severable.

5. Conflict:

Provisions in other County Ordinances, Resolutions, policies, or by-laws in conflict with this Ordinance are hereby repealed.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

Approved as to Form
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
First Reading : December 3, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Second Reading : January 7, 2020
Public Hearing : February 4, 2020
Third Reading : February 4, 2020
Effective Date : Immediately

I, _____,
Council Clerk, certify that
this Ordinance was advertised
for public hearing _____.

ORDINANCE NO. 19-O-08

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF A NOT EXCEEDING \$3,000,000 AIRPORT REVENUE BOND OF COLLETON COUNTY, SOUTH CAROLINA; TO PRESCRIBE THE PURPOSES FOR WHICH THE PROCEEDS SHALL BE EXPENDED; TO PROVIDE FOR THE PAYMENT THEREOF; MAKING AND ENTERING INTO CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION WITH THE FOREGOING; AND OTHER MATTERS RELATING THERETO.]

Sponsor(s) : County Council
Adopted : December 3, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-74

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize Acceptance and Budgeting of Funds for a Grant for FY 2019-2020.]

WHEREAS:

1. The County Budget Ordinance requires a Resolution to record all non-budgeted revenues and non-budgeted grant revenues; and
2. The Colleton County Fire-Rescue Department, is the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY 2020 received from the South Carolina Department of Health and Environmental Control for a Special Medical Needs Shelter Grant in the amount of \$112,000 for a Special Medical Needs Shelter generator.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. County Council hereby authorizes the designation of appropriate general ledger accounts to record revenue and expenditures in the following fund for the grant and unbudgeted revenues for FY 2020 as listed:
 - a. Fund 120 – Special Revenue Fund; South Carolina Department of Health and Environmental Control, Special Medical Needs Shelter Grant; \$112,000; match is provided in the FY 2020 Budget in the amount of \$71,500.
2. The above listed OPR (Office of Primary Responsibility) is responsible for preparing any external reports related to said funds, complying with grant terms and conditions, coordinating reimbursement requests with the Finance Department in addition to being the responsible party for providing copies of external reports to the Finance Office, grant auditors, and to external auditors at the end of FY 2020 as requested for this grant/non-budgeted revenue received.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : December 3, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-75

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Indefinite Delivery Contract for Colleton County Solid Waste Engineering Services.]

WHEREAS:

1. The County advertised a Request for Qualifications, SW-09, for Indefinite Contract for Solid Waste Engineering Services;
2. Eight proposals were received, and a four member committee scored them based on qualifications;
3. LaBella Associates meets all of the requirements of the request for qualifications and is the highest scorer; and
4. Staff recommends that County Council award the contract to LaBella Associates.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. County Council hereby awards the contract in accordance with SW-29 to LaBella Associates.
2. The County Administrator is hereby authorized to execute a contract on behalf of the County pending approval of same by the County Attorney.
3. Funding for this contract is available in the FY 2020 Budget.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : December 3, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-76

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Appoint Member to Board Vacancy.)

WHEREAS:

1. Keep Colleton Beautiful has three vacancies; and
Applicants: Meredith Christine Wiggins
2. The County Council is the appointing authority for Boards.

**NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL
DULY ASSEMBLED THAT:**

The Council Hereby Appoints the following:

Keep Colleton Beautiful: Meredith Christine Wiggins

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman