

AGENDA
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, FEBRUARY 5, 2013
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING

1. Call to Order
2. Invocation
3. Present Colors and Lead Pledge of Allegiance- Colleton County NJROTC Color Guard
4. Roll Call
5. Appearances & Public Presentations
 - a) Sheriff's Department update
6. Approval of Minutes
 - a) Regular Meeting January 8, 2013
7. Awards and Recognition's
 - a) Resolution 13-R-19, Recognize Bertha Lee Bryant-Givens for Her Service to the Community.
8. Administrator's Briefing
9. Public Hearing
 - a) Ordinance 12-O-19, To Authorize the Rezoning of a 7.9 Acre Parcel on Hendersonville Highway, Identified as TMS 207-00-00-030, from Urban Development-1 (UD-1) to Rural Development-2 (RD-2).
10. Old Business
 - a) 3rd Reading Ordinance 12-O-06, Authorizing The Execution And Delivery Of A Fee-In-Lieu Of Taxes Agreement Between Colleton County, South Carolina, And Sarlaflex, Inc., Whereby Colleton County Will Enter Into A Fee-In-Lieu Of Taxes Arrangement With Sarlaflex, Inc.; Providing For Payment By Sarlaflex, Inc. Of Certain Fees-In-Lieu Of *Ad Valorem* Taxes; To Provide For The Allocations Of Fees-In-Lieu Of Taxes Payable Under The Agreement For Development For A Joint County Industrial Park With Hampton County, South Carolina; To Amend The Agreement For Development For A Joint County Industrial Park With Hampton County, South Carolina So As To Include Additional Property In Colleton County As Part Of The Joint County Industrial Park; And Other Matters Relating Thereto.

- b) 3rd Reading Ordinance 12-O-19, To Authorize the Rezoning of a 7.9 Acre Parcel on Hendersonville Highway, Identified as TMS 207-00-00-030, from Urban Development-1 (UD-1) to Rural Development-2 (RD-2).
 - c) 2nd Reading Ordinance 13-O-01, Granting Easement No. 890260, Easement No. 890269 and Easement No. 890270 to South Carolina Electric and Gas Across a Portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC; Such Easements are to be Used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto.
11. New Business
- a) Resolution 13-R-13, to Award the Contract for On-Site Healthcare Services for Fire-Rescue.
 - b) Resolution 13-R- 16, To Appoint a Member to the Fire-Rescue Control Board.
 - c) Resolution 13-R-17, To Authorize the Purchase of Vehicles and Equipment by the Fleet Management Department.
 - d) Resolution 13-R-18, To Award Bid FR-15 to the Seven Lowest Bidders on Various Firefighting Equipment.
 - e) Resolution 13-R-20, to Award the Contract for Jacksonboro Fire Station Renovations and Additions.
 - f) Resolution 13-R-21, To Appoint Members to Board Vacancies.
12. Items for Information and Public Record
13. Public Comments (3 minutes per person/max time 20 min.)
14. Council Time
15. Executive Session
- a) Economic Development
 - b) Personnel
16. Adjournment
17. Informal Meeting of the Whole

Sponsor(s) : Philip M. Taylor, Sr.
Adopted : February 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-19

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Recognize Rev. Bertha Lee Bryant-Givens for Her Service to the Community.]

WHEREAS:

1. Rev. Bertha Lee Bryant-Givens was born in Green Pond, South Carolina in 1921; and
2. She became an ordained minister in 1989; and
3. She has dedicated her time and efforts to the members of the community through the donation of the majority of her harvest, as well as hand-made quilts, to members of the community; and
4. Colleton County Council deems it necessary to recognize Rev. Bertha Lee Bryant-Givens for her contributions.

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

1. Colleton County Council recognizes Rev. Bertha Lee Bryant-Givens for her contributions to Colleton County. Her biography is included herein.
2. A copy of this Resolution will be presented to Rev. Bryant Givens at the reception being held in her honor on March 30, 2013.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
First Reading : December 4, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Second Reading : January 8, 2013
Public Hearing : February 5, 2013
Third Reading : February 5, 2013
Effective Date : Immediately

I, Ruth Mayer,
Council Clerk, certify that this
Ordinance was advertised for
Public Hearing on _____.

ORDINANCE NO. 12-O-19

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Authorize the Rezoning of a 7.9 Acre Parcel on Hendersonville Highway, Identified as TMS 207-00-00-030, from Urban Development-1 (UD-1) to Rural Development-2 (RD-2).]

WHEREAS:

1. County Council pursuant to Title 6, Chapter 29, Code of Laws of South Carolina, 1976 as amended, has the legal authority to periodically amend the Official Colleton County Zoning Ordinance and Maps; and
2. The Colleton County Zoning Ordinance authorizes County Council to amend the official Zoning Maps for Colleton County; and
3. The Planning Commission has reviewed an application to rezone from Urban Development-1 (UD-1) to Rural Development-2 (RD-2), an approximately 7.9 acre, parcel identified as TMS 207-00-00-030 (known as 3396 Hendersonville Highway), also owned by the applicant; and
4. The applicant wishes for the parcel to be zoned Rural Development-2 (RD-2) to ensure that the zoning of the property matches its rural surroundings; and
5. The Planning Commission at their Monday, November 26th Meeting, voted unanimously to recommend that Council approve the requested rezoning, as the Rural Development-2 District is compatible with the Comprehensive Plan description of the area, and the rezoning provides consistency between the surrounding zoning districts.

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

1. The 7.9 acre tract on Hendersonville Highway, identified as Tax Map Number 207-00-00-030, is hereby rezoned from Urban Development-1 (UD-1) to Rural Development-2 (RD-2) on the official Zoning Maps for Colleton County.

2. 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.

3. 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

Phillip M. Taylor, Sr., Chairman

Approved as to Form
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s): County Council
 First Reading: April 3, 2012
 Committee Referral: N/A
 Committee Consideration Date: N/A
 Committee Recommendation: N/A
 Second Reading: December 4, 2012
 Public Hearing: January 8, 2013
 Third Reading: February 5, 2013
 Effective Date: Immediately

I, _____,
 Council Clerk, certify that
 this Ordinance was advertised
 for public hearing on 1-8-13.

ORDINANCE 12-O-06

[AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF TAXES AGREEMENT BETWEEN COLLETON COUNTY, SOUTH CAROLINA, AND SARLAFLEX, INC., WHEREBY COLLETON COUNTY WILL ENTER INTO A FEE-IN-LIEU OF TAXES ARRANGEMENT WITH SARLAFLEX, INC.; PROVIDING FOR PAYMENT BY SARLAFLEX, INC. OF CERTAIN FEES IN LIEU OF *AD VALOREM* TAXES; TO PROVIDE FOR THE ALLOCATIONS OF FEES-IN-LIEU OF TAXES PAYABLE UNDER THE AGREEMENT FOR DEVELOPMENT FOR A JOINT COUNTY INDUSTRIAL PARK WITH HAMPTON COUNTY, SOUTH CAROLINA; TO AMEND THE AGREEMENT FOR DEVELOPMENT FOR A JOINT COUNTY INDUSTRIAL PARK WITH HAMPTON COUNTY, SOUTH CAROLINA SO AS TO INCLUDE ADDITIONAL PROPERTY IN COLLETON COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL PARK; AND OTHER MATTERS RELATING THERETO.]

WHEREAS, Colleton County, South Carolina (the “County”), acting by and through its County Council (the “County Council”), is authorized and empowered under and pursuant to the provisions of Title 12, Chapter 44 of the Code of Laws of South Carolina 1976, as amended (the “FILOT Act”), to designate real and tangible personal property as “economic development property” and to enter into an arrangement which provides for payment in lieu of taxes (“Negotiated FILOT Payments”) for a project qualifying under the FILOT Act; and

WHEREAS, the County, acting by and through the County Council, is further authorized and empowered under and pursuant to the provisions of Title 4, Chapter 1 of the Code of Laws of South Carolina 1976, as amended (the “MCIP Act”) to provide for payments in lieu of taxes (“PILOT Payments”) with respect to property located in a multi-county business or industrial park created under the MCIP Act and to create, in conjunction with one or more other counties, a multi-county park in order to afford certain enhanced tax credits to such investors and to permit investors to claim special source credits against their PILOT Payments to reimburse such investors for expenditures for infrastructure serving Colleton County and improved or unimproved real estate and personal property, including machinery and equipment, used or to be used in the operation of manufacturing or commercial enterprise in order to enhance the economic development of Colleton County (“Infrastructure Improvements”); and

WHEREAS, Sarlaflex, Inc., a Delaware corporation (the “Company”), proposes to locate a plastics manufacturing facility in Colleton County by acquiring an approximately 42.901 acres parcel of land and the existing approximately 300,000 square foot building located thereon at

1497 Industrial Road in Colleton County (the “Existing Property”), and acquiring, constructing, equipping, and furnishing thereon facilities for the manufacture of plastics (the “Expansion Project;” the Existing Property and the Expansion Project are collectively referred to herein as the “Project”), which the Company has represented will consist of a capital investment of approximately \$750,000 in the Existing Property and \$9,250,000 in the Expansion Project; and

WHEREAS, the County has been advised by the Company that by June, 2015 the Project is anticipated to employ a minimum of 80 direct, full-time employees, and by December, 2016, the Project will provide a cumulative total of 120 jobs, with an average wage of approximately \$16.78/hour; and

WHEREAS, the County and Hampton County, South Carolina (jointly the “Counties”) are authorized under Article VIII, Section 13 of the South Carolina Constitution to jointly develop an industrial or business park within the geographical boundaries of one or more of the member Counties; and

WHEREAS, in order to promote the economic welfare of the citizens of the Counties by providing employment and other benefits to the citizens of the Counties, the Counties entered into an Agreement for Development for Joint County Industrial Park executed on January 22, 2008 (the “MCIP Agreement”), to develop jointly an industrial and business park (the “Park”), as provided by Article VIII, Section 13 of the South Carolina Constitution and in accordance with the MCIP Act; and

WHEREAS, the MCIP Agreement was initially approved by Colleton County Council Ordinance No. 07-O-29, adopted December 4, 2007; and was further amended from time-to-time to add or remove property to the Park; and

WHEREAS, the MCIP Agreement contemplates the inclusion and removal of additional parcels within the Park from time to time; and

WHEREAS, the Counties desire to amend the MCIP Agreement to include the real property at the Project (the “Project Site”); and

WHEREAS, the Project is located entirely within the unincorporated area of Colleton County, and will be included in and subject to the multi-county park and fee-in-lieu of tax arrangements as described herein; and

WHEREAS, the County has made specific proposals, including proposals to offer certain economic development incentives set forth herein, for the purpose of inducing the Company to invest its funds to acquire, construct, and equip the Project (the “Incentives); and

WHEREAS, it is in the public interest, for the public benefit, and in furtherance of the public purposes of the FILOT Act and the MCIP Act that the County Council provide final approval for qualifying the Expansion Project under the FILOT Act and the Project under the MCIP Act for the Incentives;

NOW, THEREFORE, BE IT ORDAINED by the County Council as follows:

Section 1. Evaluation of the Project. County Council has evaluated the Project on the following criteria based upon the advice and assistance of the South Carolina Department of Revenue and the Board of Economic Advisors:

- (a) the purposes to be accomplished by the Project are proper governmental and public purposes;
- (b) the anticipated dollar amount and nature of the investment to be made; and
- (c) the anticipated costs and benefits to the County.

Section 2. Findings by County Council. Based upon information provided by and representations of the Company, County Council's investigation of the Project, including the criteria described in Section 1 above, and the advice and assistance of the South Carolina Department of Revenue and the Board of Economic Advisors, as required, County Council hereby find that:

- (a) the Expansion Project constitutes a "project" as that term is defined in the FILOT Act;
- (b) the Expansion Project will serve the purposes of the FILOT Act;
- (c) the investment by the Company in the Expansion Project is anticipated to be approximately \$9,250,000, all to be invested within five (5) years from the end of the property tax year in which the Company and the County execute the Fee-in-Lieu of Tax Agreement (the "FILOT Agreement") between the County and the Company;
- (d) the Project will be located entirely within Colleton County;
- (e) the Project is anticipated to benefit the general public welfare of Colleton County by providing services, employment, recreation, or other public benefits not otherwise adequately provided locally;
- (f) the Project gives rise to neither a pecuniary liability of the County nor a charge against its general credit or taxing power;
- (g) the purposes to be accomplished by the Project are proper governmental and public purposes;
- (h) the inducement of the location of the Project is of paramount importance; and
- (i) the benefits of the Project to the public are greater than the cost to the public.

Section 3. Fee-in-Lieu of Taxes Arrangement. Pursuant to the authority of the FILOT Act,

the Expansion Project is designated as “economic development property” under the FILOT Act and there is hereby authorized a fee-in-lieu of taxes arrangement with the Company which will provide Negotiated FILOT Payments to be made with respect to the Expansion Project based upon a 6% assessment ratio with the millage rate which is the lower of (a) the cumulative property tax millage rate levied on behalf of all taxing entities within which the Expansion Project is located on June 30 of the year preceding the calendar year in which the FILOT Agreement is executed or (b) the cumulative property tax millage rate levied on behalf of all taxing entities within which the Project is located on June 30 of the calendar year in which the FILOT Agreement is executed, such rate to be fixed for the entire 20-year term of the fee-in-lieu of taxes, all as more fully set forth in the FILOT Agreement.

Section 4. Multi-County Park Incentive. The MCIP Agreement is hereby amended so as to expand the Park premises located within Colleton County. Attached hereto as Exhibit A is the property description of the parcel to be added to the Park premises within Colleton County. This amendment to the MCIP Agreement shall become effective on the date of the later of (i) enactment of this Ordinance by the Colleton County Council, after third and final reading and public hearing, and (ii) enactment of an ordinance by Hampton County Council approving expanding the Park premises to add the property described in Exhibit A. The Hampton County Council have been requested to give their approval to this amendment by ordinance.

Section 5. Execution of the FILOT Agreement. The form, terms, and provisions of the FILOT Agreement presented to this meeting and filed with the Clerk of the County Council be and hereby are approved, and all of the terms, provisions, and conditions thereof are hereby incorporated herein by reference as if such FILOT Agreement were set out in this Ordinance in its entirety. The Chairman of the County Council and the Clerk of the County Council be and they are hereby authorized, empowered, and directed to execute, acknowledge, and deliver the FILOT Agreement in the name and on behalf of the County, and thereupon to cause the FILOT Agreement to be delivered to the Company. The FILOT Agreement is to be in substantially the form now before this meeting and hereby approved, or with any changes therein as shall not materially adversely affect the rights of the County thereunder and as shall be approved by the County Attorney and the officials of the County executing the same, their execution thereof to constitute conclusive evidence of their approval of all changes therein from the form of FILOT Agreement now before this meeting.

Section 6. Special Source Revenue Credit. After the identification of the Infrastructure Improvements and the costs thereof to the satisfaction of the County, the County will provide to the Company a special source revenue incentive (the “SSRC”) against the PILOT Payments made with respect to the Existing Property as provided for under the MCIP Act, Section 4-29-68 of the Code, and applicable provisions of the applicable FILOT Act (or any successor provisions thereto) in the annual amounts as follows: the SSRC on the Existing Property will be in the amount that annually reduces the PILOT Payment to an equivalent payment calculated at a 6% assessment ratio for a 20-year term.

Section 7. Allocation of MCIP Revenues. Pursuant to the terms of the MCIP Act and the MCIP Agreement, the County hereby provides that for 20 years, commencing with the first tax year in which the fee-in-lieu of *ad valorem* tax revenue is generated by the Project, the

annual allocation of the fee-in-lieu of *ad valorem* taxes revenue generated by the Project and payable to the County in accordance with the terms of the MCIP Agreement (the “MCP FILOT”) will be allocated and distributed as follows:

- (a) After deducting amounts due to the partner county under the MCIP Agreement, to the County an amount equal to the total SSRCs to be provided in such year pursuant to Section 6 hereof; and
- (b) After making the allocations under paragraph (a) of this Section, to be distributed to the taxing districts in accordance with ordinance of County Council.

Section 8. Miscellaneous.

(a) The Chairman and all other appropriate officials of the County are hereby authorized to execute, deliver, and receive any other agreements and documents as may be required by the County in order to carry out, give effect to, and consummate the transactions authorized by this Ordinance.

(b) This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina.

(c) This Ordinance shall become effective immediately upon approval following third reading by the County Council.

(d) The provisions of this Ordinance are hereby declared to be severable and if any section, phrase, or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, that declaration shall not affect the validity of the remainder of the sections, phrases, and provisions hereunder.

(e) All ordinances, resolutions, and parts thereof in conflict herewith are, to the extent of the conflict, hereby repealed.

COLLETON COUNTY, SOUTH CAROLINA

Attest:

Signed:

Ruth Mayer, Clerk to Council

Phillip M. Taylor, Sr., Chairman

Approved as to Form
Sean P. Thornton, County Attorney

Council Vote:
Opposed:

Exhibit A

PROPERTY DESCRIPTION
COLLETON COUNTY ADDITIONAL PARCEL

Sarlaflex Site
Property Description

Parcel "A"

All that certain piece, parcel or lot of land, lying and being in Colleton County, State of South Carolina, and known and designated as Parcel A, and being more fully shown and on a plat entitled, "A RE-PLAT OF FOUR PARCELS TAX MAP 132 PARCELS 261, 262, 263 & 264 SURVEYED FOR SARLAFLEX, INC. AND CCEDC ONE, INC. AND CCEDC TWO, INC." prepared by Fowler Land Surveying, LLC, dated January 28, 2013, and having the following metes and bounds, to wit:

COMMENCING at a 2" pipe with cap found on the northern side of Industrial Road (S 15-459) at State Plane Coordinates of Northing 406609.11' and Easting 2113891.16'; thence North 31°53'18" East, 1444.80' to POR (Point of Reference); to the Northwest corner of Parcel "A";

THENCE South 84°32'24" East a distance of 1,032.60 feet along Parcel "B" to an IPF for corner;

THENCE North 06°38'38" East a distance of 55.02 feet along Parcel "B" to an IPF for corner;

THENCE South 84°23'25" East a distance of 168.42 feet along Parcel "B" to an IPF for corner;

THENCE South 05°15'39" West a distance of 674.36 feet along Parcel "B" to an IPF for corner;

THENCE South 05°15'39" West a distance of 238.42 feet along Parcel "B" to an IPS for corner;

THENCE North 84°30'34" West a distance of 208.28 feet along Parcel "C" to an IPS for corner;

THENCE South 05°32'18" West a distance of 51.23 feet along Parcel "C" to an IPS for corner;

THENCE North 84°39'04" West a distance of 42.51 feet along Parcel "C" to an IPS for corner at a point of curve;

THENCE along a curve to the left having a radius of 65.27 feet, a delta of 89°46'17", an arc length of 102.26 feet, and a chord which bears South 50°27'48" West having a chord distance of 92.12 feet along Parcel "C" to an IPS for corner at a point on a line;

THENCE North 84°14'46" West a distance of 50.00 feet along a 50' Entry to an IPS for corner at a point on a curve;

THENCE along a curve to the left having a radius of 64.86 feet, a delta of 90°07'52", an arc length of 102.03 feet, and a chord which bears North 39°29'17" West having a chord distance of 91.83 feet along Parcel "D" to an IPS for corner at a point of tangency;

THENCE North 84°33'13" West a distance of 42.14 feet along Parcel "D" to an IPS for corner;

THENCE North 05°32'18" East a distance of 51.35 feet along Parcel "D" to an IPS for corner;

THENCE North 84°30'34" West a distance of 738.63 feet along Parcel "D" to an IPS for corner;

THENCE North 05°25'10" East a distance of 190.18 feet along a 50' Ingress/Egress easement to an IPF for corner;

THENCE North 06°00'26" East a distance of 48.24 feet along a 50' Ingress/Egress easement to an IPF for corner;

THENCE North 06°00'27" East a distance of 619.18 feet along a 50' Ingress/Egress easement to an IPF which is the POINT OF REFERENCE, and containing 1,064,005 square feet or 24.426 acre(s) of land, more or less.

Parcel "B"

All that certain piece, parcel or lot of land, lying and being in Colleton County, State of South Carolina, and known and designated as Parcel B, and being more fully shown and on a plat entitled, "A RE-PLAT OF FOUR PARCELS TAX MAP 132 PARCELS 261, 262, 263 & 264 SURVEYED FOR SARLAFLEX, INC. AND CCEDC ONE, INC. AND CCEDC TWO, INC." prepared by Fowler Land Surveying, LLC, dated January 28, 2013, and having the following metes and bounds, to wit:

COMMENCING at a 2" pipe with cap found on the northern side of Industrial Road (S 15-459) at State Plane Coordinates of Northing 406609.11' and Easting 2113891.16'; thence North 31°53'18" East 1444.80' to POR (Point of Reference) at the corner of Parcel "B".

THENCE North 06°00'27" East a distance of 31.75 feet along the eastern side of a 50' Ingress/Egress easement to an IPF for corner at a point of curve;

THENCE along a curve to the right having a radius of 100.00 feet, a delta of 89°28'58", an arc length of 156.18 feet, and a chord which bears North 50°44'56" East having a chord distance of 140.78 feet along a 50' Ingress/Egress easement to an IPF for corner at a point of tangency;

THENCE South 84°30'34" East a distance of 1,121.55 feet along the southern side of a 50' Ingress/Egress easement to an IPF for corner;

THENCE South 05°15'39" West a distance of 54.30 feet along TMS 132-00-00-129 to an IPF for corner;

THENCE North 88°42'12" East a distance of 557.60 feet along TMS 132-00-00-129 and a 30' Drainage Easement to an IPF for corner;

THENCE North 43°36'02" East a distance of 162.61 feet along TMS 132-00-00-129 and a 30' Drainage Easement to an IPF for corner;

THENCE South 05°30'14" West a distance of 360.69 feet along TMS 132-00-00-007 to a CMF for corner;

THENCE South 05°42'34" West a distance of 397.74 feet along TMS 132-08-00-022 to an IPF for corner;

THENCE South 05°48'58" West a distance of 107.03 feet along TMS 132-08-00-024 to an IPF for corner;

THENCE South 05°08'58" West a distance of 24.08 feet along TMS 132-08-00-025 to an IPF for corner;

THENCE South 05°08'58" West a distance of 189.66 feet along TMS 132-08-00-025 and TMS 132-00-00-026 to a CMF for corner;

THENCE South 05°38'38" West a distance of 48.76 feet along TMS 132-08-00-027 to a IPS for corner;

THENCE North 84°30'34" West a distance of 669.24 feet along Parcel "C" to an IPS for corner;

THENCE North 05°15'39" East a distance of 238.42 feet along Parcel "A" to an IPF for corner;

THENCE North 05°15'39" East a distance of 674.36 feet along Parcel "A" to an IPF for corner;

THENCE North 84°23'25" West a distance of 168.42 feet along Parcel "A" to an IPF for corner;

THENCE South 06°38'38" West a distance of 55.02 feet along Parcel "A" to an IPF for corner;

THENCE North 84°32'24" West a distance of 1,032.60 feet along Parcel "A" to an IPF which is the POINT OF REFERENCE, and containing 804,779 square feet or 18.4752 acre(s) of land, more or less.

Sponsor(s): County Council
First Reading: January 8, 2013
Committee Referral: N/A
Committee Consideration Date: N/A
Committee Recommendation: N/A
Second Reading: February 5, 2013
Public Hearing: March 5, 2013
Third Reading: March 5, 2013
Effective Date: Immediately

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

ORDINANCE NO. 13-O-01

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance Granting Easement No. 890260, Easement No. 890269 and Easement No. 890270 to South Carolina Electric and Gas Across a Portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC; Such Easements are to be Used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto.]

WHEREAS:

Colleton County Council deems it to be in the best interest of the County to grant Easements to South Carolina Electric and Gas across a portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC; such easements are to be used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC.

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

- 1) The documents attached and included herein by reference grant Easement No. 890260, Easement No. 890269 and Easement No. 890270 to South Carolina Electric and Gas across a portion of the Colleton County Commerce Park located along McLeod Road near Corporate Way in Colleton County, SC to be used for the installation, operation and maintenance of natural gas facilities within Colleton County, SC.
- 2) The County Administrator is hereby authorized to sign said easements on behalf of the County pending final approval of the document by the County Attorney.
- 3) Said easements 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

Phillip M. Taylor, Sr., Chairman

Approved as to Form
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : February 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-13

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Contract for On-Site Healthcare Services for Fire-Rescue.]

WHEREAS:

1. The County advertised a Request for Bids, FR-13, for On-Site Healthcare Services for Fire-Rescue; and
2. One bid was received from Fitness Forum; and
3. Fire-Rescue evaluated the bid and recommends the contract be awarded to Fitness Forum.

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

1. County Council hereby awards the contract in accordance with Bid FR-13 to Fitness Forum for approximately \$56,310, depending on the number of physicals performed.
2. The County Administrator is hereby authorized to execute the contract on behalf of the County pending approval of same by the County Attorney.
3. Funding for this contract was included in the FY13 budget.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : February 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-16

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Appoint a Member to the Fire-Rescue Control Board.]

WHEREAS:

1. Mr. Doug Mixson, a representative on the Fire-Rescue Control Board for Station 23, has decided to resign from the Board; and
2. Mr. Mixson nominated Mr. Chris Gooding to replace him on the Fire-Rescue Control Board for Station 23; and
3. County Council is the final authority for appointing for the vacancy.

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

Chris Gooding is hereby appointed to serve as the representative for Station 23 on the Fire-Rescue Control Board, in the seat vacated by Doug Mixson.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : February 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-17

**COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON
COUNTY**

**[A Resolution to Authorize the Purchase of Vehicles and Equipment by the Fleet
Management Department.]**

WHEREAS:

1. Colleton County Fleet Management has deemed it necessary to replace two vehicles due to excess mileage and wear and tear, and to purchase an additional attachment to a side arm cutting machine in order to trim limbs out of the road right-of-ways; and
2. Walterboro Motor Sales has agreed to meet State Contract pricing on both vehicles; and
3. Alamo Industrial holds the State Contract for the cutting equipment; and
4. Funding for these purchases is provided in the FY13 Capital budget.

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

1. The purchase of the following vehicles and equipment in accordance with County specifications is hereby authorized:
 - a. Coroner's Office: one 2013 Ford F-250 Cargo Van in the amount of \$20,119 from Walterboro Motor Sales plus additional equipment in the amount of \$4,682.91, which has been bid according to the County Procurement Ordinance;
 - b. Recreation Department: one 2013 Ford F-250 Service Truck in the amount of \$21,846 from Walterboro Motor Sales;
 - c. Roads & Bridges Department: one 90" buzz saw in the amount of 12,519.53 from Alamo Industrial.
2. The County Administrator is hereby authorized to execute on behalf of the County any paperwork necessary to complete the purchases.
3. Funding for these purchases shall be taken from the FY13 Capital Budget.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : February 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-18

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award Bid FR-15 to the Seven Lowest Bidders on Various Firefighting Equipment.]

WHEREAS:

1. The County advertised a Request for Bids, FR-15, for firefighting equipment; and
2. There were seven low bidders determined by unit price on various firefighting equipment as specified; and
3. The seven lowest bidders meet all of the requirements of the bid.

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

1. County Council hereby awards the contract in accordance with Bid FR-15 to the seven lowest bidders for firefighting equipment in accordance with the attached bid tabulation.
2. The County Administrator is hereby authorized to execute the contracts on behalf of the County pending approval of same by the County Attorney.
3. Funding for this firefighting equipment shall come from Fire-Rescue Bond Fund 161.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : February 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-20

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Contract for Jacksonboro Fire Station Renovations and Additions.]

WHEREAS:

1. The County advertised a Request for Bids, FR-14, for Jacksonboro fire station renovations and additions; and
2. Twelve bids were received;
3. Skip Welch construction meets all of the requirements of the bid and is the lowest bidder.

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

1. County Council hereby awards the contract in accordance with Bid FR-14 to Skip Welch Construction for Jacksonboro Fire Station renovations and additions at a cost of \$103,181.
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 construction shall come from Fire-Rescue Bond Fund 161.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
First Reading : February 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Second Reading : March 5, 2013
Public Hearing : April 2, 2013
Third Reading : April 2, 2013
Effective Date : July 1, 2013

I, Ruth Mayer,
Council Clerk certify that this
Ordinance was advertised for
Public Hearing on _____.

ORDINANCE NO. 13-O-02

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[AN ORDINANCE TO ADOPT CHAPTER 8.08, EMERGENCY OPERATIONS OF THE COLLETON COUNTY CODE OF ORDINANCES; TO ESTABLISH A COLLETON COUNTY 911 AND EMERGENCY OPERATIONS DEPARTMENT; TO CREATE A 911 ADVISORY COMMITTEE; AND TO REPEAL TITLE 2, CHAPTER 2.16 EMERGENCY PREPAREDNESS OF THE COLLETON COUNTY CODE OF ORDINANCES IN ITS ENTIRETY.]

WHEREAS:

1. It is in the best interests of the citizens of Colleton County, South Carolina, that a 911 AND Emergency Operations Department be created to manage and control E-911 dispatch systems and emergency preparedness operations; and
2. A 911 advisory committee shall be created to work with representatives of the County's Fire-Rescue and Sheriff's departments to represent the interests of Fire-Rescue, EMS and Law Enforcement and improve E-911 Operations; and
3. County Council and the Colleton County Sheriff deem it to be in the best interest of the County to combine E-911 Operations and Emergency Preparedness by the adoption of Chapter 8.08, Emergency Operations and the repeal of Chapter 2.16, Emergency Preparedness in its entirety.

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

1. Chapter 8.08, Emergency Operations is hereby adopted by the attached Emergency Operations regulations.
2. Colleton County 911 and Emergency Operations Department is hereby created to manage and control E-911 dispatch systems and emergency preparedness operations.
3. A 911 advisory committee is hereby created to work with representatives of Colleton County Fire-Rescue and the Colleton County Sheriff's department to represent the interests of Fire-Rescue, EMS and Law Enforcement and improve E-911 operations.

4. Chapter 2.16, Emergency Preparedness, of the Colleton County Code of Ordinances is hereby repealed in its entirety.

5. Underlying Ordinances 87-O-2 and 95-O-15 are also hereby repealed in their entirety.

6. 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.

7. 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

Phillip M. Taylor, Sr., Chairman

Approved as to Form
Sean P. Thornton, County Attorney

R.A. Strickland, Sheriff

COUNCIL VOTE:
OPPOSED:

Title 8 – HEALTH AND SAFETY
CHAPTER 8.08 – EMERGENCY OPERATIONS

Sections:

- 8.08.010. - Purpose.
- 8.08.020. - Definitions.
- 8.08.030. - Office of emergency operations created.
- 8.08.040. - Director of 911 and emergency operations—Appointed.
- 8.08.050. - Director of 911 and emergency operations—Authority and responsibilities.
- 8.08.060. - Process for becoming participating municipality.
- 8.08.070. - Advisory Committee.
- 8.08.080. - Composition.
- 8.08.090. - County Council—Powers and duties.
- 8.08.100. - Cooperation of civil emergency forces, county employees required.
- 8.08.110. - Volunteers.
- 8.08.120. - County employees retain rights, receive compensation.
- 8-08-130. - Violations; penalties.

8.08.010. - Purpose.

The declared purposes of this chapter are to provide for preparation and implementation of plans for a 911 and Emergency Operations Department within Colleton County; to provide for the coordination of dispatch functions for County Fire-Rescue, EMS, Sheriff's department and participating municipal governments; to provide for the process of becoming a participating municipal government; to provide for preparation and implementation of plans for the emergency preparedness of persons and property within Colleton County in the event of a disaster; and to provide for the coordination of the disaster functions of county government, municipal governments and all other public agencies, relief organizations, industries, and affected private persons. The department will be the instrument through which the county council shall exercise its authority under the laws of the state.

8.08.020. - Definitions.

As used in this chapter:

Attack shall mean a direct assault against the county, or any part of the state, by forces of a hostile nation, including assault by bombing, chemical or biological warfare or sabotage.

Colleton County emergency preparedness organization consists of all officers and

employees of county government, together with those volunteer forces enrolled to aid them in a disaster, the municipalities of the county and persons who may by agreement or operation of law be charged with duties incident to protection of life and property of this county during disasters.

Director shall mean the director of the county 911 and Emergency Operations.

Disaster means actual or threatened enemy attack, sabotage, conflagration, flood, storm, epidemic, earthquake, riot or other public calamity.

Emergency preparedness means the extraordinary actions of government in preparing for and carrying out all functions and operations, other than those for which the military is primarily responsible, when concerted, coordinated action by several agencies or departments of government and/or private sector organizations and citizens are required to prevent, minimize and repair injury and damage resulting from a disaster of any origin.

Participating municipal government means the units of government receiving E-911 dispatch services from the Colleton County 911 and Emergency Operations Department.

Emergency preparedness shall have a broad meaning and shall include preparations against, and relief from, the effects of attacks on the county, or any part of the state, by the forces of any enemy nation, and it shall also include such activity in connection with natural disaster as defined herein. It shall not include any activity that is the responsibility of the military forces of the United States.

Natural disaster shall mean any condition seriously threatening public health, welfare or security as a result of a severe fire, explosion, flood, tornado, hurricane, earthquake or similar natural or accidental cause and which is beyond the control of public or private agencies ordinarily responsible for the relief of such conditions.

Volunteer shall mean contributing service, equipment or facilities to the emergency preparedness organizations without remuneration or without formal agreement or contract or hire. While engaged in such services, they shall have the same immunities as persons and employees of the county performing similar duties.

8.08.030. - Office of 911 and Emergency Operations created.

A. There is created the office of Colleton County 911 and Emergency Operations, pursuant S.C. Code 1976, § 4-9-30(6), authority of county council to establish agencies, departments, boards and commissions necessary to provide services of local concern for public purposes.

B. Colleton County 911 and Emergency Operations shall:

1. Receive 911 emergency calls originating within unincorporated Colleton County, South Carolina and with participating municipalities;

2. Receive emergency communications related to Colleton County, South Carolina from state and federal agencies;
 3. Evaluate, process, and manage such calls and communications and participate in ongoing evaluation and improvement of the emergency dispatch process, which includes:
 - a. Identifying the nature of the request,
 - b. Prioritizing the severity of the request,
 - c. Dispatching the necessary resources,
 - d. Providing safety instructions to the callers, and
 - e. Coordinating the responding resources as needed;
 4. Develop all emergency plans for the emergency preparations of the county;
 5. Coordinate and assist the emergency preparations of the county government departments and agencies, the municipalities of the county, and public agencies and relief organizations;
 6. To ensure complete and efficient utilization of all forces, resources and facilities of Colleton County to combat the effects of any disaster, natural or manmade; and
 7. Responsible for the maintenance of all FCC licenses for the County.
- C. E-911 funds and revenues will be used to support the department.
- D. All E-911 addressing and GIS operations and personnel, to include office and field operations, shall be part of the Technology Department to report to the Technology Director.
- E. The 911 Emergency Operations Department shall operate in compliance with S.C Code 1976, § 23-47-10 through 23-47-80 public safety communications center, § 25-1-450, duties of state, county and municipal governments for mutual assistance in emergencies, and S.C. Code Reg. 58-1, local emergency preparedness standards.

8.08.040. - Director of 911 and Emergency Operations—Appointed.

The County Administrator shall appoint a Director of 911 Emergency Operations who shall be employed on a full-time basis at a salary commensurate with salaries of the directors or executive heads of other county departments and agencies.

8.08.050. - Director of 911 and Emergency Operations—Authority and responsibilities.

- A. The director shall be responsible for directing the day-to-day operations of the 911 and Emergency Operations department.
- B. The director shall be empowered and required to coordinate and render assistance to county officials in the development of plans for the use of all facilities, equipment, manpower and other resources of the county and all municipalities for the purpose of minimizing or preventing damage to persons or property in disaster or emergency situations. These plans shall include the restoration of governmental services and public utilities necessary for the public health, safety and welfare. The director shall be the executive officer of the office of emergency operations and shall be responsible for directing the day-to-day operations of the office of emergency operations and coordinating activities of the various county departments and participating municipalities, in implementing the operation of the E-911 system. The director is additionally empowered and required to coordinate with and assist county officials in managing emergency communications.
- C. The director shall direct emergency preparedness operations in the implementation of the provisions of this chapter.
- D. The director may employ other necessary personnel as are essential to performance of the functions of the office of 911 and emergency operations, subject to the approval of county administrator. The director may fix their compensation and make such expenditures within the appropriation, or other funds, made available to him for purposes of emergency preparedness.
- E. The director may employ a manager of emergency preparedness operations and such clerical personnel as are essential to performance of the functions of emergency preparedness operations, subject to the approval of the County Administrator.
 - 1. The manager of emergency preparedness operations shall be responsible for coordinating activities of the various county departments, and the municipalities, in preparing for and operating in disasters as contemplated herein. The manager is additionally empowered and required to coordinate with and assist county officials and employees in development of plans for the immediate use of all facilities, equipment, manpower and other resources of the county to minimize or prevent damage to persons or property of the county in disaster emergencies.
- F. Where no county official or employee is qualified and available for performance of certain primarily technical functions, or functions which require special skills or professional qualifications not normally required in the routine operation of county government, but which are essential to effective emergency operations, such positions shall be filled by appointment of qualified individuals. Persons selected to fill such positions shall be appointed or commissioned by the County Administrator upon

recommendation of the Director of Emergency Operations, and shall, while serving in their appointed positions, exercise authorities and responsibilities, and have the same immunities, as officers and employees of the County performing similar duties.

- G. The director of the emergency operations shall maintain liaison with the state and federal authorities, and the authorities of other nearby political subdivisions, so as to ensure the most effective operation of the emergency plan. The director shall be accountable for all disaster funds and property.

8.08.060. – Process for becoming participating municipality

Municipal governments within Colleton County that wish to become participating municipalities in the county E-911 dispatch system must do the following:

- A. Submit a resolution requesting the receipt of services by the municipality from the county's E-911 dispatch system;
- B. Reach a contractual agreement with county staff regarding the fiscal and/or municipal interests of the E-911 dispatch system;
- C. Once contractual terms are agreed upon, a municipality may become a participating municipality upon the approval of such forms by County Council.

8.08.070. – 911 Advisory Committee

- A. There is hereby created a 911 Emergency Operations advisory committee.
- B. The committee shall operate as follows:
 - 1. The members of the committee shall be those persons who hold the following offices, or their designee:
 - a. Colleton County Sheriff,
 - b. Colleton Fire-Rescue Chief,
 - c. Sheriff's Appointee,
 - d. Colleton Fire-Rescue Chief's Appointee,
 - e. Appointee of each participating municipality or special purpose district, not including the Colleton County Fire-Rescue District,
 - f. 911 Emergency Operations Director as staff to Committee;
 - 2. The committee shall adopt rules and bylaws for the transaction of business and shall keep a record of its recommendations, transactions, findings and determinations;
 - 3. It shall set regular meetings and the majority of the committee members may call special meetings as deemed necessary;

4. All meetings of the committee shall be open to the public, and records of the committee shall be public record.

C. The duties of the committee are as follows:

1. The committee and the affected agencies shall advise in the development of all necessary Standard Operating Procedures for the effective and efficient operation of the Colleton County E-911 dispatch system and emergency preparedness operations;
2. Prepare and recommend for adoption the implementation of department policies and procedures to staff and the appropriate governing authorities;
3. Review and make recommendations regarding interagency disputes among the agencies served by the E-911 dispatch system;
4. Review public input on the processes and procedures of the E-911 dispatch system and advise staff and County Administrator accordingly;
5. Review potential contracts and assist in negotiations with possible participating municipalities regarding the provision of E-911 dispatch services in exchange for financial participation or other arrangement, as well as the fiscal and/or municipal interests of the E-911 dispatch system in order to make recommendations to staff and County Council;
6. Keep participating governing body and general public informed and advised as to these matters.

8.08.080. - Composition

All county officials and employees of the county, together with those volunteer forces enrolled to aid them during a disaster, and persons who may, by agreement or operation of law, be charged with duties incident to the protection of life and property in the county during times of disaster, shall constitute the county emergency preparedness organization.

8.08.090. - County Council—Powers and duties.

The county council is responsible for meeting the dangers to the county and its people presented by disasters of any origin. Under this chapter, the county council may issue proclamations and regulations relating to emergency preparedness operations and amend or rescind them. Proclamations of the county council have the force and effect of law.

- A. A state of disaster emergency may be declared by the county council if it finds a disaster has occurred, or that the threat thereof is imminent, and extraordinary emergency measures are deemed necessary to cope with the existing or anticipated situation. Once declared, the state of emergency shall continue until terminated by

proclamation of the county council or as prescribed by state law. All proclamations issued under this section shall indicate the nature of the disaster, the area or areas affected by the proclamation, and the conditions which brought about or make possible termination of the state of disaster emergency.

B. A state of disaster emergency may be declared as follows:

1. By county council duly assembled, at a regularly scheduled meeting, special meeting or emergency meeting;
2. By the chairman of the county council (or in his absence the vice-chairman) when the chairman of the county council has issued a call for an emergency of the council for the specific purpose of dealing with disaster or a threat thereof and, after making a diligent effort to notify the members of county council of such a meeting, finds that a quorum of council members cannot be assembled.

C. The “state of emergency” shall continue until terminated by proclamation of the county council. All proclamations issued pursuant to this section shall indicate the nature of the disaster, the area or areas affected by the proclamation, the conditions which required the proclamation of the disaster emergency and the conditions under which it will be terminated.

D. In addition to any other powers conferred by law, the county council may, under the provisions of this chapter:

1. Suspend the provisions of existing regulations prescribing the procedures for conduct of county business if strict compliance with the provisions of any statute, order, rule or regulation would in any way prevent, hinder or delay necessary action in coping with the emergency;
2. Utilize all available resources of county government as reasonably necessary to cope with disaster emergency;
3. Transfer the direction, personnel or functions of county departments and agencies or units thereof for purposes of facilitating or performing emergency services as necessary or desirable;
4. Compel performance by elected and appointed county government officials and employees of the duties and functions assigned in the county emergency operation plan;
5. Contract, requisition and compensate for goods and services from private sources;
6. Direct and compel evacuation of all or part of the population from any stricken or threatened area within the county if this action is deemed necessary for preservation of life or other disaster mitigation, response or recovery;

7. Prescribe routes, modes of transportation, and destination in connection with evacuation;
8. Control ingress and egress to and from a disaster area, the movement of persons within the area, and the occupancy of premises therein;
9. Suspend or limit the sale, dispensing or transportation of alcoholic beverages, firearms, explosives and combustibles;
10. Make provisions for the availability and use of temporary housing.

8.08.100. - Cooperation of civil emergency forces, county employees required.

- A. All employees of departments, commissions, boards, institutions and other agencies of the county, designated as civil forces, shall cooperate with the director of the 911 and emergency operations department in the formulation of the county emergency operations plan, and shall comply with the orders of the director when such orders are issued pursuant to the provisions of this chapter.
- B. All such civil emergency forces shall notify the director of Emergency Operations of conditions in the county resulting from enemy attack or natural disaster, and they shall inform the director of any conditions threatening to reach the proportions of a natural disaster as defined herein. Failure to notify the director, however, shall not prevent the director from exercising any authority assigned to him by this article.

8.08.110. - Volunteers.

- A. The director of Emergency Operations may at any time, appoint or authorize the appointment of volunteer citizens to augment the personnel of a department in time of civil emergency. Such volunteer citizens shall be enrolled as civil emergency volunteers in cooperation with the heads of the county departments affected, and they shall be subject to the rules and regulations set forth by the director for such volunteers.
- B. The director of Emergency Operations may appoint volunteer citizens to form the personnel of a civil emergency service for which the county has no counterpart. He may also appoint volunteer citizens as public shelter managers who, when directed by the director shall open public shelters and take charge of all stocks of food, water and other supplies and equipment stored in the shelter, admit the public according to the community shelter plan and take whatever control measures necessary for the protection and safety of the occupants.

8.08.130. - Violations; penalties.

It shall be unlawful for any person to violate any of the provisions of this chapter or the regulations issued pursuant to the authority contained in this chapter, or to willfully

obstruct, hinder or delay any member of the civil emergency organization in the enforcement of the provisions of this article or any regulation issued thereunder. Any violation of this article shall be considered a misdemeanor and shall be punished in accordance with section 1.08.010.

Sponsor(s) : County Council
Adopted: : February 5, 2013
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 13-R-21

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Appoint Members to Board Vacancies.)

WHEREAS:

1. Colleton County Land use Zoning Board of Appeals has two vacancies; and Applicants: Lloyd E. Jones, Gale M. Doggette, Doug Mixson, Jr.
2. Keep Colleton Beautiful has five vacancies; and Applicants: None
3. Colleton County Library Board of Trustees has two vacancies; and Applicants: Magdline Monroe
4. Colleton County Resource & Development Board has one vacancy; and Sabrina L. Williams, Karen R. Hinen
5. Colleton County Recreation Commission has two vacancies; and Applicants: Matthew W. Hooker
6. Colleton County Commission of Alcohol & Drug Abuse has one vacancy; and Applicants: None
7. The County Council is the appointing authority for Boards.

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

The Colleton County Council hereby appoints the following:

Colleton County Land use Zoning Board of Appeals: _____, _____

Colleton County Library Board of Trustees: _____, _____

Colleton County Resource & Development Board: _____

Colleton County Recreation Commission: _____, _____

Colleton County Commission of Alcohol & Drug Abuse: _____

Keep Colleton Beautiful: _____, _____, _____,
_____, _____

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:

OPPOSED: