

AGENDA
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, JANUARY 9, 2018
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 December 5, 2017
5. Appearances & Public Presentations
 - a) 2017 Audit Report – David Irwin, Mauldin & Jenkins, LLC
6. Administrator's Briefing
7. Public Hearing
 - a) Ordinance 17-O-10, To Authorize the Rezoning of a 2.5 Acre Parcel at Bennett's Point, Identified as T.M.S. No. 334-00-00-075, from Community Commercial (CC) to Rural Conservation-2 (RC-2)
 - b) Ordinance 17-O-12, To Amend Title 14 – Land Management, Article 14.08-3 Conditional Uses, Section 14.08-3.020 of the Colleton County Code of Ordinances related to Gun Clubs, Outdoor Shooting Ranges and Turkey Shoots
8. Old Business
 - a) 3rd Reading Ordinance 17-O-10, To Authorize the Rezoning of a 2.5 Acre Parcel at Bennett's Point, Identified as T.M.S. No. 334-00-00-075, from Community Commercial (CC) to Rural Conservation-2 (RC-2)
 - b) 3rd Reading Ordinance 17-O-12, To Amend Title 14 – Land Management, Article 14.08-3 – Conditional Uses, Section 14.08-3.020 of the Colleton County Code of Ordinances related to Gun Clubs, Outdoor Shooting Ranges and Turkey Shoots
9. New Business
 - a) Resolution 18-R-01, to Approve Acceptance of a Grant from Coastal Electric Cooperative in the amount of \$131,333.33 for Industrial Infrastructure Development

- b) Resolution 18-R-02, to Approve the Victim Assistance Agreement between the Colleton County Sheriff's Office and the Town of Cottageville
 - c) Resolution 18-R-03, to Authorize Acceptance and Budgeting of Funds for a Grant for FY 2017-2018
 - d) Resolution 18-R-04, to Appoint Members to Board Vacancies
10. Items for Information and Public Record
 11. Public Comments (3 minutes per person/max time 20 min.)
 12. Council Time
 13. Executive Session
 - a) Economic Development – Project Global
 - b) Contractual – Walterboro Soccer Club Update
 14. Adjournment
 15. Informal Meeting of the Whole

Sponsor(s)	: County Council	I, _____,
First Reading	: November 7, 2017	Council Clerk, certify that this
Committee Referral	: N/A	Ordinance was advertised for
Committee Consideration Date	: N/A	Public Hearing on _____.
Committee Recommendation	: N/A	
Second Reading	: December 5, 2017	
Public Hearing	: January 9, 2018	
Third Reading	: January 9, 2018	
Effective Date	: Immediately	

ORDINANCE NO. 17-O-10

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Authorize the Rezoning of a 2.5 Acre Parcel at Bennett’s Point, Identified as T.M.S. No. 334-00-00-075, from Community Commercial (CC) to Rural Conservation-2 (RC-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 Community Commercial (CC) to Rural Conservation-2 (RC-2), an approximately 2.5 acre, parcel identified as T.M.S. No. 334-00-00-075 located at Bennett’s Point, also owned by the applicant; and
4. The applicant wishes for the parcel to be zoned Rural Conservation-2 (RC-2) to ensure that the zoning of the property preserves its character and use; and
5. The Planning Commission at their Monday, October 23rd meeting, voted unanimously to recommend that Council approve the requested rezoning, as the Rural Conservation-2 District is compatible with the Comprehensive Plan description of the area, and the rezoning would serve to maintain Bennett’s Point’s rural setting.

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

1. The 2.5 acre tract at Bennett’s Point, identified as Tax Map Number 334-00-00-075, is hereby rezoned from Community Commercial (CC) to Rural Conservation-2 (RC-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

Joseph F. Flowers, Chairman

Approved as to Form
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s): County Council
First Reading: November 7, 2017
Committee Referral: N/A
Committee Consideration Date: N/A
Committee Recommendation: N/A
Second Reading: December 5, 2017
Public Hearing: January 9, 2018
Third Reading: January 9, 2018
Effective Date: Immediately

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

ORDINANCE 17-O-12

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance to Amend Title 14 – Land Management, Article 14.08-3 – Conditional Uses, Section 14.08-3.020 of the Colleton County Code of Ordinances related to Gun Clubs, Outdoor Shooting Ranges and Turkey Shoots.]

WHEREAS:

1. Since the approval of the above referenced section in 2010, the interest in organized outdoor shooting activities has changed. Requests have increased where interest among locals and out of county hunters have expressed a desire to have more options for gun clubs, outdoor shooting ranges and turkey shoots closer to the developing east side of the County, especially closer to Charleston and Dorchester Counties; and
2. The Planning Commission recommended an alternative to completely restricting the location of these uses to the west side of the County; specifically, to allow the Board of Zoning Appeals to consider site specific requests to be judged on their own merit; and
3. After review of the above issue, amendments to Title 14-Land Management of the Colleton County Code of Ordinances, Article 14.08-3. Conditional Uses, Section 14.08-3.020 (L)(1) were unanimously approved by the Planning Commission.

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

1. **Title 14-Land Management of the Colleton County Code of Ordinances, Chapter 14.08-Zoning, Article 14.08-3 Conditional Uses** is hereby amended as follows:

14.08-3.020

Conditional Use Regulations

For purposes of this Section, the following shall be added:

AMEND 14.08-3.020 (L) (1) to add to the end of paragraph, “Areas east of I-95 shall require special exception approval by the Board of Zoning Appeals.”

2. **Conflict:** All provisions of other County Ordinances in conflict with this Ordinance are hereby repealed.

3. Severability: 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 provision or application and to this end, the provisions of this Ordinance are severable.

By: _____
Joseph F. Flowers, Chairman of County Council

ATTEST:

APPROVED AS TO FORM:

By: _____
Ruth Mayer, Clerk to County Council

By: _____
Sean Thornton, County Attorney

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 9, 2018
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 18-R-01

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Approve Acceptance of a Grant from Coastal Electric Cooperative in the amount of \$131,333.33 for Industrial Infrastructure Development.]

WHEREAS:

1. The County Budget Ordinance requires a Resolution to record all non-budgeted revenues and non-budgeted grant revenues; and
2. The County is in receipt of \$131,333.33 from Coastal Electric Cooperative to be used for the construction of infrastructure and or qualifying projects within the Colleton County Commerce Center, for road work and site work for the spec building owned and controlled by County government, and other projects owned by the County all of which must qualify under the South Carolina Rural Development Act (Act Number 462 of 1996, as amended) and other applicable state laws.

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 as follows:

Colleton County Industrial Development Fund 140; \$131,333.33 in revenues from Coastal Electric Cooperative to be used for the construction of infrastructure and or qualifying projects within the Colleton County Commerce Center, for road work and site work for the spec building owned and controlled by County government, and other projects owned by the County all of which must qualify under the South Carolina Rural Development Act (Act Number 462 of 1996, as amended) and other applicable state laws.

2. The Count Council Chairman is hereby authorized to execute the Contract (copy attached and included herein by reference) agreeing to receipt and accepting the terms of the \$132,750.00 grant from Coastal Electric Cooperative.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 9, 2018
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 18-R-02

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Approve the Victim Assistance Agreement between the Colleton County Sheriff's Office and the Town of Cottageville.]

WHEREAS:

1. South Carolina State Law mandates that the Colleton County Sheriff's Office provides Victim Assistance to the Town of Cottageville; and
2. The Sheriff's Office has reviewed the Victim Assistance Agreement with the Town of Cottageville and recommends that Council approve said Agreement.

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

1. The Victim Assistance Agreement with the Town of Cottageville (attached and included herein by reference) is hereby approved.
2. The County Administrator is hereby authorized to sign said agreement on behalf of Colleton County.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

**COUNCIL VOTE:
OPPOSED**

Sponsor(s) : County Council
Adopted : January 9, 2018
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 18-R-03

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize Acceptance and Budgeting of Funds for a Grant for FY 2017-2018.]

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 Capital Projects and Purchasing Department is the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY18 received from the United States Department of Agriculture for two Community Facilities Grants for Hampton Street Auditorium improvements; and
3. The Colleton County Economic Development Department, is the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY18 received from the South Carolina Department of Commerce for a Rural Infrastructure Fund Grant in the amount of \$100,000 for Carolina Composites, LLC (dba Pioneer Boats); and

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 2018 as listed:
 - a. Fund 143 – Capital Projects Sales Tax Funds; United States Department of Agriculture Community Facilities Grant; \$50,000 for Hampton Street Auditorium Restroom Improvements; match is provided by the Capital Projects Sales Tax.
 - b. Fund 143 – Capital Projects Sales Tax Funds; United States Department of Agriculture Community Facilities Grant; \$50,000 for Hampton Street Auditorium HVAC Improvements; match is provided by the Capital Projects Sales Tax.
 - c. Fund 120 – Special Revenue Fund; South Carolina Department of Commerce, Rural Infrastructure Fund Grant number C-17-2811; \$100,000 for Carolina Composites, LLC (dba Pioneer Boats).
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 2018 as requested for this grant/non-budgeted revenue received.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

Sponsor(s) : County Council
Adopted : January 9, 2018
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 18-R-04

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Appoint Members to Board Vacancies.)

WHEREAS:

1. Colleton County Commission of Alcohol & Drug Abuse has three vacancies; and
Applicants: Patricia Grant & Linda Poole
2. Lowcountry Council Of Governments has one vacancy; and
Applicants: Thomas J. Mann & Central Williams
3. 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:

Colleton County Commission of Alcohol & Drug Abuse: _____

Lowcountry Council of Governments: _____

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman