

AGENDA
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, JANUARY 8, 2019
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING

1. Call to Order
2. Sylvia Joy Williams - Swearing in of new council member Arthur (Art) L. Williams
3. Invocation and Pledge of Allegiance
4. Roll Call
5. Post 2018 Election & Formative Actions:
 - a) Chairman's Appointment of Standing Committees
 - b) Chairman's Designation of Three Members of Council to LCAA Board
 - c) Confirmation of Council Members to LCOG
6. Approval of Minutes
 - a) Regular Meeting November 13, 2018
7. Awards and Recognitions
 - a) Proclamation For Franklin R. Smalls
 - b) Proclamation For Gerald Smoak
8. Appearances & Public Presentations
Sarah Keith & Keeley Farris at Palmetto New Tech at Colleton County Middle School – Student Project “How can we as Colletonians create a park that will teach the significance of Ancient River Civilizations as well as increase travel & tourists revenue for Colleton County”
9. Administrator's Briefing
10. Public Hearing - NONE
11. Old Business - NONE
12. New Business
 - a) Resolution 19-R-01, To Authorize the Submittal of an Application for the FEMA Pre-disaster Mitigation Grant Program and the Approval of 25% Matching Funds to be Appropriated in the FY 2019 Budget
 - b) Resolution 19-R-02, To Award the Contract for Annual Hose and Ladder Testing for Fire-Rescue to Mill Dam Enterprises

- c) Resolution 19-R-03, To Approve Acceptance of a Grant from Coastal Electric Cooperative, Inc. in the amount of \$146,166.66 for Industrial Infrastructure Development
 - d) Resolution 19-R-04, To Award Bid FR-20 to the Four Lowest Bidders on Protective Firefighting Equipment
 - e) Resolution 19-R-05, To Award the Contract for the Paving of Colleton County Roadways
 - f) Resolution 19-R-06, To Award the Contract for the Honor Lane Improvement Project
 - g) Resolution 19-R-07, To Authorize Acceptance and Budgeting of Various Grants for FY 2018-2019
 - h) Resolution 19-R-08, To Award Indefinite Delivery Contracts for Architectural Design Services
 - i) Resolution 19-R-09, To Recommend to the Colleton County Legislative Delegation that the Bridge at the 8200 Block of Ace Basin Parkway be Named in Memory of Molly Graham
 - j) Resolution 19-R-10, To Appoint Member to Board Vacancies
- 13. Items for Information and Public Record
 - 14. Public Comments (3 minutes per person/max time 20 min.)
 - 15. Council Time
 - 16. Executive Session
 - a) Economic Development – Project Global
 - b) Contractual – Town of Edisto
 - 17. Adjournment
 - 18. Informal Meeting of the Whole



**Proclamation for Colleton County Council's Recognition and Memory of
Franklin R. Smalls and his Service to Colleton County**

WHEREAS, Franklin R. Smalls retired after working forty-three years in education with thirty-four of those years in Colleton County, and he served as a city councilman for the City of Walterboro for twenty-two years; and

WHEREAS, while working in the field of education, he was a principal, assistant principal, physical education and science teacher, athletic director, basketball, football and baseball coach, building and grounds director, and after retirement, he served as a recruiter for Adult Education; and

WHEREAS, Mr. Smalls served as a member of the Lowcountry Regional Airport Commission, was past chairman of the Hiram Mann Chapter of the Tuskegee Airmen, Kappa Alpha Psi Fraternity, Sunlight Masonic Lodge #221, where he was a 33rd Degree Mason, he was a Noble Shrine, and Lay Leader with Wesley Grove United Methodist Church as well a member of various other community organizations; and

WHEREAS, in the past, he has served on the board of South State Bank, past chairman of the Colleton County Recreation Commission, and chairman of the SC Middle Schools Association; and

WHEREAS, Mr. Smalls received several awards during his career. Among them are Outstanding Contribution in the Field of Education by the Walterboro-Colleton Chamber of Commerce, Basketball Coach of the Year, and Kappa of the Year; and

NOW, THEREFORE, In grateful recognition for a distinguished record of public service in Colleton County for outstanding leadership, public service and essential contribution to the health, growth and well-being of Colleton County, Colleton County Council does hereby proclaim its appreciation for Franklin R. Smalls and his service to Colleton County residents.

Ratified on January 8, 2019.

ATTEST: _____
Ruth Mayer, Council Clerk

BY: _____
Joseph F. Flowers, Chairman



**Proclamation for Colleton County Council's Recognition and Memory of
Judge Gerald Clarence Smoak, Sr. and his Service to Colleton County**

WHEREAS, Judge Gerald Clarence Smoak, Sr. was a 1947 graduate of Walterboro High School. He received a Bachelor of Arts Degree from the University of South Carolina in 1951. From 1951 until 1953, he served in the United States Air Force. In 1956, he received his Juris Doctorate from the University of South Carolina; and

WHEREAS, Judge Smoak began the practice of law in Walterboro in 1956. During his legal career, he served as Assistant Solicitor for the 14th Judicial Circuit. He was also Colleton County Attorney for 18 years; and

WHEREAS, from 1970 until 1972, he served in the South Carolina House of Representatives; and

WHEREAS, Judge Smoak remained in private practice until his election as a Circuit Court Judge for the 14th Judicial Circuit in May 1991 and remained in this position until his retirement in 2002. From 2010 to 2013, he returned to a judicial role as Judge of the 14th Circuit Solicitor's Drug Court, helping countless people, a position he was most proud of; and

WHEREAS, after his retirement from his position as a Circuit Court Judge, because of his passion for helping others, he returned to the private practice of law until his death. During his esteemed career Judge Smoak served his profession and community in many capacities serving on various committees of the South Carolina Bar, serving as a founding member of the John C. Calhoun Academy School Board and serving on the Board of the Palmetto Rural Telephone Cooperative. He was also a member of the Walterboro Jaycees and the Walterboro Rotary Club; and

WHEREAS, in 1997, Judge Smoak was honored as the recipient of the 1997 Trial Lawyer Honoree Award. During his 62 year legal career, Judge Smoak generously offered his counsel and assistance to generations of his own family, generations of South Carolinians, especially those who lived in the Low Country. He loved and trusted in the rule of law as evidenced by his continuing to practice law until the day he died; and

NOW, THEREFORE, In grateful recognition for a distinguished record of service in Colleton County, for outstanding leadership, public service and essential contribution to the growth and well-being of Colleton County, Colleton County Council does hereby proclaim its appreciation for Judge Gerald Clarence Smoak, Sr. and his service to Colleton County residents.

Adopted on January 8, 2019.

ATTEST: _____
Ruth Mayer, Council Clerk

BY: _____
Joseph F. Flowers, Chairman

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-01

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize the Submittal of an Application for the FEMA Pre-disaster Mitigation Grant Program and the Approval of 25% Matching Funds to be Appropriated in the FY 2019 Budget.]

WHEREAS:

1. The Emergency Management Division has requested authorization for the submittal of an application for the FEMA Pre-disaster Mitigation Grant program for the purchase of a generator to power a special medical needs shelter at the Colleton County High School; and
2. The Emergency Management Division has requested approval for 25% match funding to be appropriated in the FY 2019 Budget (Emergency Management Division of Fund 156) related to the application for the Pre-disaster Mitigation Grant for the purchase of said generator; and
3. Funding is available for said match from funding received from the South Carolina Emergency Management Division related to the 2014 ice storm.

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

1. County Council hereby authorizes the application to FEMA for the Pre-disaster Mitigation Grant for the purchase of a generator to power a special medical needs shelter at the Colleton County High School and that funding for the 25% match is to be appropriated in the Emergency Management Division FY 2019 Budget from funding received related to the 2014 ice storm.
2. The Emergency Management Division is responsible for preparing the grant application and for providing a copy of the grant application to the Finance Department.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-02

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Contract for Annual Hose and Ladder Testing for Fire-Rescue to Mill Dam Enterprises.]

WHEREAS:

1. Fire Departments are required to perform annual hose and ground ladder testing on their equipment according to NFPA Standards; and
2. Fire-Rescue solicited quotations and Mill Dam Enterprises was the lowest bidder for a three year term; and
3. Staff recommends that Council approve the three year with Mill Dam Enterprises for annual hose and ladder testing.

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

1. County Council hereby awards the three-year contract to Mill Dam Enterprises for annual hose and ladder testing.
2. This item is budgeted in the Fire-Rescue Fund – Fund 156.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-03

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Approve Acceptance of a Grant from Coastal Electric Cooperative, Inc. in the amount of \$146,166.66 for Industrial Infrastructure Development.]

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 \$146,166.66 from Coastal Electric Cooperative, Inc. to be used for the construction of infrastructure and other qualifying projects within the Colleton County Commerce Center, for water improvements, sewer improvements and road work, and for other projects owned by the County all of which must qualify under the South Carolina Rural Development Act (Act No. 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; \$146,166.66 in revenues from Coastal Electric Cooperative, Inc. to be used for the construction of infrastructure and or qualifying projects within the Colleton County Commerce Center, for water improvements, sewer improvements and road work, and other projects owned by the County all of which must qualify under the South Carolina Rural Development Act (Act No. 462 of 1996, as amended) and other applicable state laws.
2. The County Council Chairman is hereby authorized to execute the Contract (copy attached and included herein for reference) agreeing to receive and accepting the terms of the \$146,166.66 grant from Coastal Electric Cooperative, Inc.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-04

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award Bid FR-20 to the Four Lowest Bidders on Protective Firefighting Equipment.]

WHEREAS:

1. The County advertised a Request for Bids, FR-20, for protective firefighting equipment; and
2. Six bids were received, and each of the six companies were the qualified low bidders on the various items: Wally's Fire & Safety – 25 items; Newton's Fire & Safety Equipment – 13 items; Anderson Fire Safety – 4 items; Dana Safety Supply – 5 items; Midtown Air Service – 19 items; and Carolina Fire Equipment – 10 items; and
3. Funding for these purchases is provided by the 2018 Fire Bond.

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-20 to the 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 the 2018 Fire Bond.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-05

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Contract for the Paving of Colleton County Roadways.]

WHEREAS:

1. The County advertised a Request for Bids, CTC-13, for the paving of Colleton County roadways (Durango Lane, Dakota Circle and Angler Lane); and
2. Six companies responded to the Request for Bids, CTC-13; and
3. The County evaluated the bids and certifies that procurement was handled correctly according to the Colleton County Purchasing Policy, and recommends the contract be awarded to Palmetto Sitework Services, LLC of Orangeburg, SC on behalf of the CTC.

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

1. County Council hereby awards the contract on behalf of the CTC in accordance with Bid CTC-13 to Palmetto Sitework Services, LLC in the amount of \$988,527.75 for the resurfacing of Colleton County maintained roadways.
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 project is provided by the FY19 CTC Local Paving Fund.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-06

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Contract for the Honor Lane Improvement Project.]

WHEREAS:

1. The County advertised a Request for Bids, CTC-14, for the Honor Lane Improvement Project; and
2. Seven companies responded to the Request for Bids, CTC-14; and
3. The County evaluated the bids and certifies that procurement was handled correctly according to the Colleton County Purchasing Policy, and recommends the contract be awarded to Palmetto Sitework Services, LLC of Orangeburg, SC on behalf of the CTC.

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

1. County Council hereby awards the contract in accordance with Bid CTC-14 to Palmetto Sitework Services, LLC in the amount of \$412,360.10 for the Honor Lane Improvement Project.
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 project is provided by the FY19 CTC Local Paving Fund.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-07

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize Acceptance and Budgeting of Various Grants for FY 2018-2019.]

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 Engineer, within the Roads and Bridges Department, is considered the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY 19 received from the South Carolina Department of Commerce the Community Development Block Grant Program, High School Football Stadium Demolition Grant #4-CE-18-007 as described below; and
3. The Colleton County Economic Development Department, is the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY19 received from the South Carolina Department of Commerce for a Rural Infrastructure Fund Grant in the amount of \$200,000 for Lowcountry Regional Airport Sewer and Water Line Installation.

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 revenues and expenditures in the following funds for the grants and unbudgeted revenues for FY19 as listed:
 - a. Fund 120 – Special Revenue Fund; South Carolina Department of Commerce; \$500,000; Community Development Block Grant Program; High School Football Stadium Demolition Grant #4-CE-18-007; 10% match will be provided by Colleton County, the City of Walterboro and the Colleton County School District.
 - b. Fund 120 – Special Revenue Fund; South Carolina Department of Commerce, Rural Infrastructure Fund Grant number C-14-2320; \$200,000 for Lowcountry Regional Airport Sewer and Water Line Installation.
2. The above listed OPRs (Offices of Primary Responsibility) are 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 parties for providing copies of external reports to the Finance Office, grant auditors, and to external auditors at the end of FY19 as requested for this grant/non-budgeted revenue received.

ATTEST:

Ruth Mayer, Council Clerk

SIGNED:

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-08

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award Indefinite Delivery Contracts for Architectural Design Services.]

WHEREAS:

1. SC Code § 11-35-3310 allows agencies to award Indefinite Delivery Contracts for professional services such as architectural-engineering and land surveying services pursuant to § 11-35-3220. A Professional Services Indefinite Delivery Contract (IDC) is a contract whereby the professional agrees to provide the agency professional services on an “as-needed” basis during the term of the contract. Agencies procure Professional IDCs in the same manner as any professional service contract, as set forth in the Colleton County Purchasing Code; and
2. The County advertised a Request for Qualifications, CC-26, for Colleton County Architectural Design Services; and
3. Six proposals were received, and a five member committee reviewed and ranked each form accordingly, based on qualifications and their area of expertise in regards to the design of upcoming construction projects in the County; and
4. Per the committee’s review, the six firms recommended are Tych & Walker, LLP, Watson Tate & Savory, Glick Boehm Architecture, Pond & Company, Clancy Wells Inc. and Carlisle & Associates Inc.; and
5. Staff recommends that County Council award the contracts to these six firms.

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

1. County Council hereby awards the contracts in accordance with RFQ CC-26 to Tych & Walker, LLP, Watson Tate & Savory, Glick Boehm Architecture, Pond & Company, Clancy Wells, Inc. and Carlisle & Associates, Inc.
2. The County Administrator is hereby authorized to issue and execute three-year contracts on behalf of the County, pending approval of same by the County Attorney, with the option to renew said contracts an additional three-year term.

ATTEST:

Ruth Mayer, Council Clerk

SIGNED:

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-09

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Recommend to the Colleton County Legislative Delegation that the Bridge at the 8200 Block of Ace Basin Parkway be Named in Memory of Molly Graham.]

WHEREAS:

1. The descendants of Molly Graham have requested Council's support in naming the bridge at the 8200 block of Ace Basin Parkway in memory of their ancestor; and
2. The Colleton County Council recognizes Molly Graham and her bravery and historical legacy to the Green Pond community and Colleton County as a whole.

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

The Colleton County Council hereby recommends to the Colleton County Legislative Delegation that the Bridge at the 8200 block of Ace Basin Parkway be named in Memory of Molly Graham.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Joseph F. Flowers, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : January 8, 2019
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 19-R-10

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Appoint Member to Board Vacancies.)

WHEREAS:

1. Board of Adjustments & Appeals (Building Dept.) has two vacancies (One Heating/Air Condition, one Plumbing; and Applicants: None
2. Board of Assessment Appeals has one vacancy; and Applicants: None
3. Keep Colleton Beautiful has two vacancies; and Applicants: None
4. Lowcountry Regional Transportation Authority (Breeze) has one vacancy; and Applicants: None
5. Colleton County Commission of Alcohol & Drug Abuse has one vacancy; and Applicants: None
6. Colleton County Board of Disabilities & Special Needs has one vacancy; and Applicants: Paul Mears
7. Colleton County Recreation Commission has three vacancies; and Applicants: Janice Wright, Matthew Hooker
8. Colleton County Fire-Rescue Commission has three vacancies; and Applicants: Gerald (Jerry) Breland, Jr., LaVern C. Polk, William M. Farish
9. 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 Board of Disabilities & Special Needs:
Colleton County Recreation Commission:
Colleton County Fire-Rescue Commission:

ATTEST:

Ruth Mayer, Council Clerk

SIGNED:

Joseph F. Flowers, Chairman

COUNCIL VOTE: