

**AGENDA
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, OCTOBER 7, 2014
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING**

1. Call to Order
2. Invocation
3. Roll Call
4. Appearances & Public Presentations
 - a) Coastal Empire Community Mental Health re: Agency & Services- Mr. Ramon Norris & Dr. Jan Holt
5. Approval of Minutes
 - a) Regular Meeting September 2, 2014
6. Awards and Recognitions
7. Administrator's Briefing
8. Public Hearing
 - a) Ordinance 14-O-11, To Amend Title 14 – Land Management of the Colleton County Code of Ordinances, Sections 14.08-2.130(3) Special Exceptions, 14.08-2.150(3)(c) Overlay District Uses and 14.08-3.020(A)(7) Accessory Structure.
9. Old Business
 - a) 3rd Reading, Ordinance 14-O-11, To Amend Title 14 – Land Management of the Colleton County Code of Ordinances, Sections 14.08-2.130(3) Special Exceptions, 14.08-2.150(3)(c) Overlay District Uses and 14.08-3.020(A)(7) Accessory Structure.
 - b) 2nd Reading Ordinance 14-O-12, To Ratify FY14 Grant And Budget Resolutions And Related Appropriations For All Funds; To Ratify Transfer And Other Resolutions Previously Authorized By Council; And Other Matters Related Thereto.
10. New Business
 - a) Resolution 14-R-60, To Declare Surplus Various Vehicles and Equipment and to Authorize Their Sale in Accordance with County Policy.
 - b) Resolution 14-R-61, To Award the Contract for the County Roads Improvement Project.

- c) Resolution 14-R-62, To Authorize Acceptance and Budgeting of Funds for the South Carolina Department of Public Safety Highway Safety Grant Received for FY2014-2015.
 - d) Resolution 14-R-63, To Authorize the Purchase of a Parcel of Land for Colleton County Recreation.
 - e) Resolution 14-R-64, To Appoint Members to the Fire-Rescue Commission.
 - f) Resolution 14-R-65, To Authorize the Council Clerk to Advertise for Board Vacancies.
11. Items for Information and Public Record
 12. Public Comments (3 minutes per person/max time 20 min.)
 13. Council Time
 14. Executive Session
 - a) Legal
 15. Adjournment
 16. Informal Meeting of the Whole

Sponsor(s): County Council
First Reading: July 29, 2014
Committee Referral: N/A
Committee Consideration Date: N/A
Committee Recommendation: N/A
Second Reading: September 2, 2014
Public Hearing: October 7, 2014
Third Reading: October 7, 2014
Effective Date: Immediately

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

ORDINANCE 14-O-11

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance to Amend Title 14-Land Management of the Colleton County Code of Ordinances, Sections 14.08-2.130(3) Special Exceptions, 14.08-2.150(3)(c) Overlay District Uses and 14.08-3.020(A)(7) Accessory Structure.]

WHEREAS:

1. In order to respond to greater interest for automotive and trucking distribution related business opportunities at the Colleton County Commerce Center, the County Economic Development Office and staff recommend adjustments to the Light Industrial Zoning District, regarding automotive services, replacing it as a special exception, while removing this use as a prohibited use under the Gateway Overlay district; and
2. To respond to a request from the County Board of Zoning Appeals' request to allow carport canopies in the front yard such that citizens would not have to seek a variance for their placement; and
3. After review of the above issues, amendments to Title 14-Land Management of the Colleton County Code of Ordinances, Sections 14.08-2.130(3) Special Exceptions, 14.08-2.150(3)(c) Overlay District Uses and 14.08-3.020(A)(7) Accessory Structure were unanimously by the Planning Commission on June 23, 2014.

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, Sections 14.08-2 Zoning District Regulations and 14.08-3 Conditional Uses are hereby amended as follows:

14.08-2.130 Light Industrial (LID)

For purposes of this Section, the following subsection shall be amended:

14.08-2.130 (3) Special Exceptions

Add e. Automotive Services.

14.08-2.150 Overlay Districts

For purposes of this Section, the following subsection shall be removed:

14.08-2.150(3)(c). Automotive services.

14.08-3.020 Conditional Use Regulations

For purposes of this Section, the following item shall be amended as follows:

14.08-3.020(A)(7) (Table)

Add the following:

<i>Accessory Use/Structure</i>	<i>Allowed Location</i>	<i>Allowable Encroachment</i>	<i>Required Setback</i>	<i>Other</i>
Carport Canopies	All yards	Rear yard setback and side yard setback	3 feet from property line	Non-enclosed; Square footage not to exceed 25% of principal residence

2. All provisions of other County Ordinances in conflict with this Ordinance are hereby repealed.
3. 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: _____
Phillip M. Taylor, Sr., Chairman of County Council

ATTEST:

APPROVED AS TO FORM:

By: _____
Ruth Mayer, Clerk to County Council

By: _____
Sean Thornton, County Attorney

Sponsor(s) : County Council
First Reading : September 2, 2014
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Second Reading : October 7, 2014
Public Hearing : November 4, 2014
Third Reading : November 4, 2014
Effective Date : Immediately

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

ORDINANCE NO. 14-O-12

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Ratify FY14 Grant And Budget Resolutions And Related Appropriations For All Funds; To Ratify Transfer And Other Resolutions Previously Authorized By Council; And Other Matters Related Thereto.]

WHEREAS:

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

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

1. The Colleton County Council hereby:
 - a. Ratifies all previously approved FY14 Budget Resolutions and authorizes and directs the County Administrator to amend the FY14 budgetary appropriations as so resolved;
 - b. Ratifies all previously approved FY14 Resolutions related to amendments to the County Record of Roads (ROR), if any;
 - c. Ratifies all Resolutions, voice motions, and other actions approved by County Council for Fiscal Year ending 6/30/14 including those awarding contracts, directing specific fiscal actions such as authorizing, increasing or reducing fund transfers, operational transfers, reclassifications, fund balance designations, and fund balance appropriations.
 - d. Approves the budgeting of funds, if any, received by the CCRFC from Covenant Billing during the Fiscal year ending 6/30/14, within Fund 156 to meet the needs of the County.
 - e. Approves the transfer of the amount of the FILOT for the SCE&G, Canadys Steam Plant, in excess of the annual debt service from the SSRB Canadys Debt Service Fund 133 to the SSRB Economic Development and Capital Improvement Fund 149 to comply with the Bond Indenture Agreement.

- f. Approves any increase in Budget Revenues related to Medical Services for FY14 based on actual collections and the appropriation of said funds within Fund 156 to meet the needs of the County.
- g. Approves the write-off of all Colleton County Fire and Rescue Medical Services billings which cannot be collected due to the statute of limitations during the fiscal year ending 6/30/14 audit as identified by CCRFC and approved by the Colleton County Administrator.
- h. Approves the write-off of all Colleton County Solid Waste Billings which cannot be collected due to the statute of limitations during the fiscal year ending 6/30/14 audit as identified and approved by the Colleton County Administrator.
- i. Approves end-of-year adjustments as necessary to the Operational Transfers of various funds in order to decrease particular fund appropriation and correspondingly increase other fund appropriation in accordance with the operational needs and expenditures of the various Funds in FY14 and to balance the required revenue to expenditures in said Funds.

2. Conflict:

All provisions in other County Ordinances or Resolutions in conflict with this Ordinance are hereby repealed

3. Severability:

- 4. 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.

ATTEST:

Ruth Mayer, Clerk to Council

SIGNED:

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Approved as to Form
Sean P. Thornton, County Attorney

Sponsor(s) : County Council
 Adopted : October 7, 2014
 Committee Referral : N/A
 Committee Consideration Date : N/A
 Committee Recommendation : N/A

RESOLUTION NO. 14-R-60

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Declare Surplus Various Vehicles and Equipment and to Authorize Their Sale in Accordance with County Policy.]

WHEREAS:

1. Fleet Management has evaluated various vehicles and equipment, and deemed them to be no longer suitable for County operations; and
2. It is recommended that Council declare said vehicles and the equipment surplus and authorize their sale through GovDeals or for trade in on upgraded equipment.

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

1. The following vehicles and equipment are hereby declared surplus to the needs of the County.

Year	Make	VIN
2004	Ford F-150	1FTPW14504KC78917
2004	Ford Crown Vic	2FAFP71W04X159535
2004	Ford Crown Vic	2FAFP71W44X159540
2007	Ford Crown Vic	2FAFP71W77X148973
1961	Mack C85 Fire Truck	C85F1184
1993	Peterbuilt Front End Loader	1XPZL50X3PD707281
2002	Boston Whaler	WCG00190E202-250CH
2002	Yamaha 200 HP	LF200TXRA60MX601257
2002	Yamaha 200 HP	LF200TXRA60MX600260
2002	Loadmaster Boat Trailer	4YPAB25373T028264
1995	Buick Centry	1G4AG55M6S6484809
1998	Ford Van	1FBJS31L8VHC01005
2007	Ford Mustang	1ZVFT82H575235930
2000	Ford Crown Vic	2FAFP71WX1X109656
1996	Ford Ranger	1FTCR10A7RTB18074
1999	Ford F-150	1FTZF1724XNA38895
1995	Ford F-150	1FTEF15Y1TNA11332
2008	Dodge Charger	2B3KA43T89H576559
	Coats APX90E Tire Changing Machine	

2. Said vehicles and equipment shall be placed for sale on GovDeals or for trade in on upgraded equipment.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:

OPPOSED

Sponsor(s) : County Council
Adopted : October 7, 2014
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 14-R-61

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Contract for the County Roads Improvement Project.]

WHEREAS:

1. The County advertised a Request for Bids, CTC-05, for drainage improvements and the placement of compacted graded aggregate on County-maintained dirt roads in Islandton, Hendersonville, Jacksonboro and Cottageville; and
2. Two companies responded to the Request for Bids, CTC-05; and
3. The county evaluated the bids and recommends the contract be awarded to JR Wilson Construction Co.

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-05 to JR Wilson Construction Co. in the amount of \$1,017,853.75 for drainage improvements and the placement of compacted graded aggregate on County-maintained dirt roads in Islandton, Hendersonville, Jacksonboro and Cottageville.
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 the County Roads Improvement Project is budgeted in the FY15 CTC Local Paving Fund.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : October 7, 2014
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 14-R-62

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize Acceptance and Budgeting of Funds for the South Carolina Department of Public Safety Highway Safety Grant Received for FY2014-2015.]

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 Sheriff's Office is considered the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY15 for the South Carolina Department of Public Safety Highway Safety Grant, grant number 2JC15014.

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 revenue for FY15 as listed:
 - a. Fund 120- Special Revenue Fund; \$28,000; #2JC15014 for the Highway Safety Grant.
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 parties for providing copies of external reports to the Finance Office, grant auditors, and to external auditors at the end of FY15 as requested for this grant/non-budgeted revenue received.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : October 7, 2014
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 14-R-63

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Authorize the Purchase of a Parcel of Land for Colleton County Recreation.]

WHEREAS:

1. Colleton County desires to purchase a piece of property from the Colleton County School District for the expansion of activities at the Ace Basin Sports Complex; and
2. The negotiated purchase price for the parcel is \$130,000; and
3. A transfer from the General Fund - Fund 100 to the Capital Fund - Fund 155 is necessary to purchase this property.

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

1. The purchase of the above referenced property for the Colleton County Recreation Department is hereby authorized.
2. County Council hereby authorizes the transfer of \$130,000 plus all closing costs from General Fund line item 100-410-413-30-4350 to Capital Fund line item 115-450-451-00-7100 for the purchase of said property.
3. The County Administrator is hereby authorized to execute on behalf of the County all purchase documents, pending approval of same by the County Attorney.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:

OPPOSED:

Sponsor(s) : County Council
Adopted : October 7, 2014
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 14-R-64

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Appoint Members to the Fire-Rescue Commission.]

WHEREAS:

1. The terms for three Fire-Rescue Commission members are expiring; and
2. In accordance with the requirements of **Section 2.20.050 Colleton County Fire-Rescue Commission – Established** of **Chapter 2.20 Fire Protection System**, the Fire Control Board met and provided two nominees for each of the three seats; and
3. Nominees from the Board are: LaVern Polk, Doug Mixson, Sr., Gerald “Jerry” Breland, Ulysses Robertson, Mark Farrish and Ethan Shider; and
4. The same section of the Fire Protection System Ordinance names the County Council as the appointing authority.

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

The following appointments are hereby made to the Fire-Rescue Commission:

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted: : October 7, 2014
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 14-R-65

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Authorize the Council Clerk to Advertise for Board Vacancies.)

WHEREAS:

1. Colleton County Accommodations Tax Advisory Board has four vacancies (2 from lodging & hospitality, 2 at-large); and
2. Keep Colleton Beautiful has six vacancies; and
3. Edisto River Canoe & Kayak Trail Committee has three vacancies (1 at-large, 1 from Colleton County Development Board, 1 from Recreation Commission); and
4. Lowcountry Regional Transportation Authority has one vacancy; and
5. Colleton County Library Board of Trustees has three vacancies; and
6. Colleton County Recreation Commission has one vacancy for an un-expired term; and
7. Board of Disabilities & Special Needs has one vacancy for an un-expired term; and
8. Board of Adjustments & Appeals (Building Dept.) has two vacancies(1 General, 1 heat/air); and
9. Human Affairs Council in Colleton County has seven vacancies; and
10. The County Council is the appointing authority for Boards.

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

- 1) The Council Clerk is hereby directed to advertise for the vacancies.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Phillip M. Taylor, Sr., Chairman