

**AGENDA
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, APRIL 3, 2012
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING**

1. Call to Order
2. Invocation & Pledge of Allegiance
3. Roll Call
4. Changes to the Agenda
5. Appearances & Public Presentations
 - a) Lowcountry Leadership Charter School- Jodi Crosby
6. Approval of Minutes
 - a) Regular Meeting March 6, 2012
7. Awards and Recognition's-
8. Administrator's Briefing
9. Public Hearing
10. Old Business
 - a) 2nd Reading Ordinance 12-O-02, to Amend Chapter 2.28 - Boards, Committees, and Commissions Generally, Section 2.28.020 – Requirements, Duties and Responsibilities for all County-Appointed Boards and Commissions, by Repealing in its Entirety Paragraph H.
 - b) 2nd Reading Ordinance 12-O-03, to Amend Chapter 2.32 – Board of Disabilities and Special Needs to Decrease the Number of Members From Nine to Seven.
11. New Business
 - a) Resolution 12-R-39, To Approve Various Mutual Aid Agreements Between the Colleton County Sheriff's Office and Surrounding Jurisdictions.
 - b) Resolution 12-R-40, To Declare Saturday, May 12th, as Stewardship Day 2012 for the Edisto River Basin.
 - c) Resolution 12-R-41, To Declare April as Fair Housing Month.

- d) Resolution 12-R-42, To Approve a Policy of Non-Discrimination on the Basis of Disability Status and to Designate an ADA Coordinator.
 - e) Resolution 12-R-43, To Congratulate Lowcountry Community Action Agency for Thirty-Eight Years of Service to the Colleton County and Hampton County Communities and to Pledge Support for Its Continued Efforts on Behalf of Our County Residents.
 - f) Resolution 12-R-44, To Authorize Renewal of the Lease Agreement By and Between Colleton County and Old St. Bartholomew Chapter for Genealogical Research for a Portion of the Building at 609 Black Street in Walterboro.
 - g) Resolution 12-R-45, To Award the Contract for Repair/Replacement of Electronics Package (Security System) at the Colleton County Detention Center to L & S Electronics, Inc.
 - h) Resolution 12-R-36, To Appoint Members to Board Vacancies.
12. Items for Information and Public Record--**NONE**
 13. Public Comments (3 minutes per person/max time 20 min.)
 14. Council Time
 15. Executive Session
 - a) Contractual
 - b) Economic Development
 - c) Legal
 16. Adjournment
 17. Informal Meeting of the Whole

Sponsor(s): County Council
First Reading: March 6, 2012
Committee Referral: N/A
Committee Consideration Date: N/A
Committee Recommendation: N/A
Second Reading: April 3, 2012
Public Hearing: May 1, 2012
Third Reading: May 1, 2012
Effective Date: Immediately

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

ORDINANCE 12-O-02

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance to Amend Chapter 2.28 - Boards, Committees, and Commissions Generally, Section 2.28.020 – Requirements, Duties and Responsibilities for all County-Appointed Boards and Commissions, by Repealing in its Entirety Paragraph H.]

WHEREAS:

1. The Colleton County Code of Laws, Chapter 2.28 - Boards, Committees, and Commissions Generally, Section 2.28.020 – Requirements, Duties and Responsibilities for all County-Appointed Boards and Commissions, Paragraph H currently reads:
“Except by unanimous vote of County Council, no member or any board or commission shall serve on that board or commission for more than two consecutive terms or eight years, whichever is the lesser.” ; and
2. County Council deems it to be in the best interest of the County to eliminate this term limit for service on a board or commission.

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

1. Paragraph H of Section 2.28.020 – Requirements, Duties and Responsibilities for all County-Appointed Boards and Commissions, of Chapter 2.28 - Boards, Committees, and Commissions Generally, of the Colleton County Code of Laws is hereby repealed and removed in its entirety.
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: _____
Evon Robinson, 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: March 6, 2012
Committee Referral: N/A
Committee Consideration Date: N/A
Committee Recommendation: N/A
Second Reading: April 3, 2012
Public Hearing: May 1, 2012
Third Reading: May 1, 2012
Effective Date: Immediately

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

ORDINANCE 12-O-03

COUNCIL- ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[An Ordinance to Amend Chapter 2.32 – Board of Disabilities and Special Needs to Decrease the Number of Members From Nine to Seven.]

WHEREAS:

1. The Colleton County Code of Laws, Chapter 2.32 – Board of Disabilities and Special Needs, Section 2.32.010 – Established provides that the Disabilities and Special Needs Board shall have nine members; and
2. The Director of the Agency has requested that Council reduce the number of members from nine to seven; and
3. Council deems it to be in the best interest of the County to make this amendment.

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

1. The third sentence of Section 2.32.010 – Established of Chapter 2.32 – Board of Disabilities and Special Needs of the Colleton County Code of Laws is hereby amended to read:

“The Board shall consist of seven members.”

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: _____
Evon Robinson, 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
Adopted : April 3, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation: : N/A

RESOLUTION NO. 12-R-39

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution To Approve Various Mutual Aid Agreements Between the Colleton County Sheriff's Office and Surrounding Jurisdictions.]

WHEREAS:

- (1) A recent Supreme Court ruling found that for a Sheriff's Office Mutual Aid Agreement to be valid, it would have to be approved by the County Council; and
- (2) The Sheriff's Office has reviewed Mutual Aid Agreements currently held between the Office and various neighboring jurisdictions; and
- (3) There are twenty-seven agreements that require Council approval (copies are attached); and
- (4) Staff recommends that Council approve these Mutual Aid Agreements.

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

The following Mutual Aid Agreements (attached and included herein by reference) are hereby approved:

Aiken County	City of North Myrtle Beach
Allendale County	City of Myrtle Beach
Bamberg County	City of North Charleston
Beaufort County	City of Walterboro
Berkeley County	Town of Cottageville
Charleston County	Town of Edisto Beach
Dorchester County	City of Ehrhardt
Hampton County	City of Estill
Horry County	City of Hampton
Jasper County	City of Bluffton
Lexington County.	City of Ridgeland
Marion County	City of Charleston
Orangeburg County	City of Yemassee
Sumter County	

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Evon Robinson, Chairman

COUNCIL VOTE:
OPPOSED

Sponsor(s) : County Council
Adopted: : April 3, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 12-R-40

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Declare Saturday, May 12th, as Stewardship Day 2012 for the Edisto River Basin.)

WHEREAS:

- (1) Friends of Edisto (FRED) will be conducting a basin-wide cleanup of the Edisto River, Saturday, May 12, 2012; and
- (2) This event will be called Edisto Stewardship Day; and
- (3) FRED's objective will be to increase public awareness of the beauty of the Edisto as well as to promote the clean-up of the river and its tributaries.

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

- (1) Colleton County Council hereby declares Saturday, May 12th, Edisto Stewardship Day 2012.
- (2) The County Administrator is authorized to coordinate with the Solid Waste Department and FRED for the pickup of trash collected at this event on May 12th and to assist with advertising of the event by permitting placement of a banner by FRED on County grounds.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Evon Robinson, Council Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted: : April 3, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 12-R-41

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Declare April as Fair Housing Month)

WHEREAS:

1. Colleton County Council desires that all its citizens be afforded the opportunity to attain a decent, safe, and sound living environment; and
2. Colleton County Council rejects discrimination on the basis of race, religion, color, sex, national origin, disability, and/or familial status in the sale, rental, or provision of other housing services; and
3. The State of South Carolina enacted the South Carolina Fair Housing Law in 1989;and
4. April is recognized nationally as Fair Housing Month.

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

The month of April is hereby designated Fair Housing Month for 2012.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Evon Robinson, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted: : April 3, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 12-R-42

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(A Resolution To Approve a Policy of Non-Discrimination on the Basis of Disability Status and to Designate an ADA Coordinator.)

WHEREAS:

1. Colleton County rejects discrimination on the basis of disability in the admission or access to, or the treatment or employment in, all its programs or activities; and
2. For effecting compliance with the nondiscrimination requirements contained in the U.S. Department of Housing and Urban Development's (HUD) regulations implementing Section 504, a coordinator is designated annually by the Council.

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

- 1) Colleton County Council does hereby approve a policy of non-discrimination on the basis of disability status in the admission or access to, or the treatment or employment in, all its programs or activities.
- 2) A statement of such policy (attached and included herein by reference) with specific mention of federally assisted programs or activities shall be publicly disbursed.
- 3) Further, the name and contact information of the 2012 County compliance coordinator, Ms. Deadgrea Sadler, shall be included in said statement.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Evon Robinson, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted: : April 3, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 12-R-43

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Congratulate Lowcountry Community Action Agency for Thirty-Eight Years of Service to the Colleton County and Hampton County Communities and to Pledge Support for Its Continued Efforts on Behalf of Our County Residents.)

WHEREAS:

- (1) Lowcountry Community Action Agency has been serving the Colleton County and Hampton County communities since 1974 providing services to low income customers and engaging them in programs that result in self-sufficiency for those who desire and strive to get a hand-up instead of a hand-out; and
- (2) Some of the services offered are: outreach and referral; advocacy; counseling; case management; employment training; youth development; emergency shelter; Head Start; literacy; weatherization; and assistance with rental and utility costs; and
- (3) For people living close to the economic edge, small emergencies can bring about disaster. LCAA provides a safety net for those in need.

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

Colleton County Council hereby congratulates Lowcountry Community Action Agency for its thirty-eight years of service to the people of Colleton and Hampton Counties and pledges its support for the continuation of these programs on behalf of our County residents.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Evon Robinson, Council Chairman

COUNCIL VOTE:

OPPOSED:

Sponsor(s) : County Council
Adopted: : April 3, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 12-R-44

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

[A Resolution To Authorize Renewal of the Lease Agreement By and Between Colleton County and Old St. Bartholomew Chapter for Genealogical Research for a Portion of the Building at 609 Black Street in Walterboro.]

WHEREAS:

- (1) Colleton County currently has a lease agreement with Old St. Bartholomew Chapter for their rental of a portion of the building at 609 Black Street in Walterboro, and said lease expires on June 30th; and
- (2) In accordance with the terms of the lease, Old St. Bartholomew has requested renewal of the agreement; and
- (3) County Council deems it to be in the best interest of the County to renew said lease agreement.

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

- (1) Colleton County Council hereby approves renewal of the Lease Agreement (copy attached and included herein by reference) by and between Colleton County and Old St. Bartholomew Chapter for a portion of the facility at 609 Black Street in Walterboro.
- (2) The County Administrator is hereby authorized to execute the lease agreement on behalf of the County pending approval of the documents by the County Attorney.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Evon Robinson, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted: : April 3, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 12-R-45

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution To Award the Contract for Repair/Replacement of Electronics Package (Security System) at the Colleton County Detention Center to L & S Electronics, Inc.]

WHEREAS:

- (1) Part of the overall repair project approved by Council for the Jail is the update of the electronics (security) system; and
- (2) Several proposals were received, but only L&S Electronics was able to integrate, as requested, some of the existing equipment with the new equipment required; and
- (3) The quotation from L & S Electronics for all work compatible with existing equipment was \$97,510; and
- (4) Staff recommends awarding the contract to said company.

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

- (1) The contract (copy attached and included herein by reference) for Repair/Replacement of the Electronics Package (Security System) at the Colleton County Detention Center, in accordance with specifications provided by the County, is hereby awarded to L & S Electronics, Inc. at the quoted price of \$97,510.
- (2) The County Administrator is hereby authorized to execute a contract, pending approval of same by the County Attorney, for said work on behalf of the County.
- (3) Funding for this purchase shall come from monies previously appropriated by Council.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Evon Robinson, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted: : April 3, 2012
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 12-R-36

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Appoint Members to Board Vacancies.)

WHEREAS:

1. Colleton County Commission of Alcohol & Drug Abuse has two vacancies; and Applicants: Nancy W. Breland, Roman Cunningham
2. Keep Colleton Beautiful has four vacancies; and Applicants: Nancy W. Breland, Deborah McMillen
3. Colleton County Board of Disabilities & Special Needs has four vacancies; and Applicants: Dewey F. Griggs, John D. Bryan, Joan McLauren, Nancy W. Breland,
4. Colleton County Land Use Zoning Board of Appeals has two vacancies; and Applicants : Philip N. Rizer, Grahame E. Holmes, M. Barry Savarese
5. Colleton County Recreation Commission has one vacancy due to absentees; and Applicants: Franklin M. (Matt) Avant
6. Edisto River Canoe & Kayak Trail Committee has three vacancies (1 At-Large, 1 Recreation Commission, 1 Chamber of Commerce; and
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 Commission of Alcohol & Drug Abuse: _____, _____

Keep Colleton Beautiful: _____, _____,
_____, _____

Colleton County Board of Disabilities & Special Needs: _____, _____
_____, _____

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

Colleton County Recreation Commission: _____

Edisto River Canoe & Kayak Trail Committee: _____ At-Large,

_____ Recreation Commission,
_____ Chamber of Commerce

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Evon Robinson, Chairman