

**AGENDA  
COLLETON COUNTY COUNCIL  
VIRTUAL REGULAR MEETING  
TUESDAY, AUGUST 4, 2020  
6:00 P.M.  
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING  
109 BENSON STREET, WALTERBORO, SC**

1. Call to Order
2. Roll Call
3. Invocation & Pledge of Allegiance
4. Approval of Minutes
  - a) Special Meeting June 16, 2020
5. Awards and Recognitions
6. Administrator's Briefing
7. Old Business
8. New Business
  - a) Ordinance 20-O-06, Temporarily Suspending the Existing Procedures for Conducting Meetings of the Colleton County Council and Its Boards and Commissions to the Extent Necessary to Protect the Citizens of Colleton County, Colleton County Staff, Board and Commission Members, and County Council Members from the COVID-19 Epidemic and Establishing Temporary Procedures for Such Meetings
  - b) Resolution 20-R-30, To Declare Surplus Various Vehicles and Equipment and to Authorize Their Sale in Accordance with County Policy
  - c) Resolution 20-R-31, To Authorize Acceptance and Budgeting of Funds for Various Grants for FY 2020-2021
  - d) Resolution 20-R-32, To Authorize Renewal of the Lease Agreements By and Between Colleton County and Colleton Genealogy Society and By and Between Colleton County and the Lowcountry Community Action Agency (LCAA) for the Use of County Facilities Located on Black Street in Walterboro
  - e) Resolution 20-R-33, To Award the Contract for the Rocking of County Dirt Roads
  - f) Resolution 20-R-34, To Appoint Members to Board Vacancies

9. Council Time
10. Executive Session
11. Adjournment
12. Informal Meeting of the Whole

Sponsor(s): County Council  
Reading and Adoption: August 4, 2020  
Effective Date: August 4, 2020

**EMERGENCY ORDINANCE NO. 20-O-06**

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

**[An Emergency Ordinance Temporarily Suspending the Existing Procedures for Conducting Meetings of the Colleton County Council and Its Boards and Commissions to the Extent Necessary to Protect the Citizens of Colleton County, Colleton County Staff, Board and Commission Members, and County Council Members from the COVID-19 Epidemic and Establishing Temporary Procedures for Such Meetings.]**

**WHEREAS:**

1. In response to the COVID-19 epidemic in South Carolina and threat to public health, the Governor of the State of South Carolina has issued a number of Executive Orders declaring a public health emergency in the state and directing, among other things, citizens to engage in certain social distance practices and local governments to use "any available technology or other reasonable procedures to conduct meetings and accommodate public participation via virtual or other remote or alternate means"; and
2. The South Carolina Freedom of Information Act recognizes that a public meeting may be conducted by means of electronic equipment, and two or more opinions of the South Carolina Attorney General conclude that public entities may conduct public meetings through telephonic meetings; and
3. South Carolina Code Sections 4-9-25 and 4-9-130 authorize county councils to adopt emergency ordinances to protect life, health and safety; and
4. County Council has determined that due to the public health risks caused by COVID-19 to citizens, County staff, County board and commission members, and Council members and due to the directives of the Governor, County Council, board and commission meetings should be conducted temporarily in a manner that reduces the exposure of persons to each other by various means including, but not limited to, limiting attendance at the meetings and allowing the public to listen to and/or view those meetings and participate in those meetings as allowed under County ordinances and Council, board and commission rules and procedures by electronic, telephonic or other alternative means.

**NOW, THEREFORE, BE IT ENACTED BY THE COLLETON COUNTY COUNCIL AS AN EMERGENCY ORDINANCE THAT:**

1. For the reasons set forth above, the Colleton County Council hereby declares that a public health emergency exists in Colleton County and hereby temporarily suspends

the existing procedures for conducting meetings of County Council and County boards and commissions that are provided by ordinances of Colleton County or the Council's, board's or commission's rules or usual procedures subject to compliance with the South Carolina Freedom of Information Act.

2. Only the Chairman, members of County Council, the County Administrator, Department Heads, Council Clerk, County Attorney, security personnel, other essential County staff, some media representatives, and persons who have a direct interest in an ordinance or resolution listed on the agenda may attend meetings of County Council in person.
3. Members of County Council may participate in the Council meetings, discussions, and voting by telephonic and other electronic means that are feasible for the County to implement. The participation of a Council member by telephonic or electronic means shall constitute being present for determining a quorum, making motions, seconding motions and all other purposes related to participating in the meeting as a member of Council.
4. Members of the public who have a direct interest in an ordinance or resolution listed on the agenda may be allowed to make comments or ask questions as appropriate under the existing ordinances, rules and procedures applicable to Council meetings in person at the meeting or by electronic means that are feasible for the County to implement. Those with direct interest must submit their intentions to be present for comment to the Clerk of Council at least 24 hours prior to the meeting.
5. Members of the public who have a general interest in a matter listed on the agenda for a public hearing may not attend the meeting in person, but shall be allowed to make comments or ask questions on that matter as appropriate under the existing ordinances, rules and procedures applicable to public hearings before Council by electronic means that are feasible for the County to implement.
6. The County shall make means available for the general public to make public comments about the meetings using email or similar means. Such comments will be posted on the web at the location that the telephonic or electronic means of the meeting are delivered to the public. Comment shall be no more than 400 words as is the standard for 3 minutes of public comment as appropriate under the existing ordinances, rules and procedures applicable to public comment.
7. During public meetings of the Colleton County Planning Commission, Board of Appeals, Board of Assessment Appeals and other boards and commissions that are subject to the ordinances of the County Council, only members of the boards and commissions, essential staff, the County Attorney, some media representatives and persons with a direct interest on a matter listed on the agenda for a meeting will be allowed to attend the meetings. Members of the public who have a direct interest in a matter listed on the agenda may be allowed to make comments or ask questions as appropriate under the existing ordinances, rules and procedures applicable to the board

or commission in person at the meeting or by telephonic or electronic means that are feasible for the County to implement. Persons with a general interest on a matter listed in the agenda for the meeting that includes a public hearing may not attend the meeting but shall be allowed to make comments or ask questions on that matter as appropriate under the existing ordinances, rules and procedures applicable to the meeting by telephonic or electronic means that are feasible for the County to implement. Members of the boards or commissions may participate in the meeting, discussions, and voting by telephonic and other electronic means that are feasible for the County to implement. The participation of a board or commission member by telephonic or electronic means shall constitute being present for determining a quorum, making motions, seconding motions and all other purposes related to participating in the meeting as a board or commission member.

8. Any requirement that this Emergency Ordinance be referred to a committee of Council is hereby waived.
9. This Emergency Ordinance shall automatically expire as of the sixty-first day following the date of its adoption or at such earlier date as approved by action of County Council.
11. 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.

This Emergency Ordinance shall become effective as of 6:00 p.m. on August 4, 2020 upon adoption by Council and does not require second or third readings.

Adopted at the special meeting of Colleton County Council on August 4, 2020.

ATTEST:

SIGNED:

\_\_\_\_\_  
Ruth Mayer, Clerk to Council

\_\_\_\_\_  
Steven D. Murdaugh, Chairman

COUNCIL VOTE:  
OPPOSED:

\_\_\_\_\_  
Approved as to Form  
Sean P. Thornton, County Attorney

Sponsor(s) : County Council  
 Adopted : August 4, 2020  
 Committee Referral : N/A  
 Committee Consideration Date : N/A  
 Committee Recommendation : N/A

**RESOLUTION NO. 20-R-30**

**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. The Fleet Management department has evaluated various vehicles and equipment, and deemed it to be no longer suitable for County operations; and
2. It is recommended that Council declare said vehicles and equipment surplus and authorize their sale or trade on upgraded equipment or contractual arrangements related to the equipment.

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

1. The following vehicles and equipment submitted by the Fleet Management department are hereby declared surplus to the needs of the County.

<b>Description</b>	<b>Serial Number</b>
2011 Club Car Golf Cart	PQ0845-979019
2008 Chevrolet Suburban	3GNGK26K78G246023
1992 Ford F-350	2FTJW35MIPCA44799
2013 Dodge Charger	2C3CDXAT6DH670628
2017 Chevrolet Silverado	3GCUKSEJ8HG464069
2011 Ford Crown Victoria	2FABP7BV0BX185215
1999 Sterling L8511 Dump Truck	2FZNDLBB3YAB47978
2000 Komatsu Motor Grader	210728
1994 Witzco RG35 Trailer	1W9A11D229RS061189
1999 JCB Back Hoe	SL-P215TCXE0478878
2000 Mack Roll Off	IM2P2667C71M058744
1993 Peterbuilt Front End Loader	1XPZL50X3PD707281
2008 JCB Back Hoe	SLP215TC8U0911303
Kaeser Sigma 5C Air Compressor	
3 Phase Air Compressor	
Tire Changing Machine	
Tire Balancer	

2. Said vehicles and equipment shall be placed for sale or for trade on upgraded equipment or contractual arrangements related to the equipment.
3. The proceeds from the sale of the above vehicles and equipment are to go into the Capital Fund – Fund 115.

ATTEST:

SIGNED:

\_\_\_\_\_  
Ruth Mayer, Council Clerk

\_\_\_\_\_  
Steven D. Murdaugh, Chairman

COUNCIL VOTE:  
OPPOSED

Sponsor(s) : County Council  
Adopted : August 4, 2020  
Committee Referral : N/A  
Committee Consideration Date : N/A  
Committee Recommendation : N/A

**RESOLUTION NO. 20-R-31**

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

**[A Resolution to Authorize Acceptance and Budgeting of Funds for Various Grants for FY 2020-2021.]**

**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 the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY21 received from the United States Department of Justice for the BJA FY 20 Coronavirus Emergency Supplemental Funding Program Grant in the amount of \$57,741; and
3. The Colleton County Solid Waste Department is the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY21 received from the South Carolina Department of Health and Environmental Control Office of Solid Waste Reduction and Recycling, Grant #15WT20 in the amount of \$67,368 to be used for a tire stockpile clean-up.

**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 funds for the grants and unbudgeted revenues for FY 2021 as listed:
  - a. Fund 120 – Special Revenue Fund; United States Department of Justice for the BJA FY 20 Coronavirus Emergency Supplemental Funding Program Grant in the amount of \$57,741.
  - b. Fund 120 – Special Revenue Fund; South Carolina Department of Health and Environmental Control Office of Solid Waste Reduction and Recycling; Grant #15WT20; \$67,368 for a tire stockpile clean-up.
2. The above listed OPRs (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 2021 as requested for this grant/non-budgeted revenue received.



ATTEST:

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Ruth Mayer, Council Clerk

SIGNED:

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Steven D. Murdaugh, Chairman

COUNCIL VOTE:  
OPPOSED:

Sponsor(s) : County Council  
Adopted : August 4, 2020  
Committee Referral : N/A  
Committee Consideration Date : N/A  
Committee Recommendation : N/A

**RESOLUTION NO. 20-R-32**

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

**[A Resolution to Authorize Renewal of the Lease Agreements By and Between Colleton County and Colleton Genealogy Society and By and Between Colleton County and the Lowcountry Community Action Agency (LCAA) for the Use of County Facilities Located on Black Street in Walterboro.]**

**WHEREAS:**

1. Colleton County currently has a lease agreement with Colleton Genealogy Society for their rental of a portion of the building at 609 Black Street in Walterboro, and said lease will expire on June 30, 2020; and
2. Colleton County currently has a lease agreement with the Lowcountry Community Action Agency for use of the County's facility at 615 Black Street in Walterboro as a homeless shelter, and said lease will expire on June 30, 2020; and
3. In accordance with the terms of the lease, Colleton Genealogy Society and LCAA have requested renewal of the agreement; and
4. County Council deems it to be in the best interest of the County to renew said lease agreements.

**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 Colleton Genealogy Society for a portion of the facility at 609 Black Street in Walterboro.
2. Colleton County Council hereby approves renewal of the Lease Agreement (copy attached and included herein by reference) by and between Colleton County and the Lowcountry Community Action Agency for the facility at 615 Black Street in Walterboro.
3. The County Administrator is hereby authorized to execute the lease agreements on behalf of the County pending approval of the documents by the County Attorney.

ATTEST:

SIGNED:

\_\_\_\_\_  
Ruth Mayer, Council Clerk

\_\_\_\_\_  
Steven D. Murdaugh, Chairman

COUNCIL VOTE:  
OPPOSED:

Sponsor(s) : County Council  
Adopted : August 4, 2020  
Committee Referral : N/A  
Committee Consideration Date : N/A  
Committee Recommendation : N/A

**RESOLUTION NO. 20-R-33**

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

**[A Resolution to Award the Contract for the Rocking of County Dirt Roads]**

**WHEREAS:**

1. The County advertised a Request for Bids, CTC-18 2020 Dirt Road Rocking Project for dirt road rocking and drainage improvements; and
2. Seven companies responded to the Request for Bids, CTC-18; and
3. The County evaluated the bids, and CBG, Inc. of Gaston, SC is the lowest qualified bidder, in the amount of \$864,844; and
4. Funding for this project is budgeted in the FY 2021 CTC Local Paving Fund.

**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-18 to CBG, Inc. in the amount of \$864,844 for dirt road rocking and drainage improvements to County-maintained dirt roads, which include: Harbour Court, Jonathan Lane, Sullivan's Ferry Road (portion), Jenkins Club Road (portion), Wirsching Lane, London Lane, Macon Lane, Hughes drive and Brittlebank Road.
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 FY21 CTC Local Paving Fund.

ATTEST:

SIGNED:

\_\_\_\_\_  
Ruth Mayer, Council Clerk

\_\_\_\_\_  
Steven D. Murdaugh, Chairman

COUNCIL VOTE:  
OPPOSED:

Sponsor(s) : County Council  
Adopted : August 4, 2020  
Committee Referral : N/A  
Committee Consideration Date : N/A  
Committee Recommendation : N/A

**RESOLUTION NO. 20-R-34**

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

**(To Appoint Members to Board Vacancies.)**

**WHEREAS:**

1. Board of Adjustments & Appeals (Building Dept.) has two vacancies (One Heating/Air Condition, one Plumbing; and Applicants: None
2. Lowcountry Regional Transportation Authority (Breeze) has one vacancy; and Applicants: None
3. Colleton County Resource & Development Board has one vacancy; and Applicants: Hank Amundson, Dr. Samuel Hazel, Maryann Blake
4. Board of Disabilities & Special Needs has four vacancies; and Applicants: Gregory Smalls, Linda Ingram
5. Colleton County Planning Commission has four vacancies; and Applicants: Ian Saunders, Benjamin Scott Cook, Maryann Blake
6. Colleton County Commission of Alcohol & Drug Abuse has one vacancy; and Applicants: Tamara R. Chisolm Dobison
7. Edisto River Canoe & Kayak Trail Committee has one vacancy (At-Large); and Applicants: None
8. Land Use Zoning Board of Appeals has two vacancies; and Applicants: Philip Rizer, William Drawdy, Maryann Blake
9. Colleton County Memorial Library has one **Un-Expired Term Vacancy**; and Applicants: None
10. Land Use Zoning Board of Appeals has one **Un-Expired Term Vacancy**; and Applicants: None
11. 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 Resource & Development Board: \_\_\_\_\_

Board of Disabilities & Special Needs: \_\_\_\_\_,  
\_\_\_\_\_

Colleton County Planning Commission: \_\_\_\_\_,  
\_\_\_\_\_

Colleton County Commission of Alcohol & Drug Abuse: \_\_\_\_\_

Land Use Zoning Board of Appeals: \_\_\_\_\_, \_\_\_\_\_

ATTEST:

SIGNED:

\_\_\_\_\_  
Ruth Mayer

\_\_\_\_\_  
Steven D. Murdaugh