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City of Walterboro

242 Hampton Street

Walterboro, South Carolina 29488

Mailing Address:

Post Office Box 709

Walterboro, South Carolina 29488-0008

Walterboro City Council

Regular Meeting

September 4, 2018

City Hall

6:15 P.M.

A G E N D A

I. Call to Order:

1. Invocation.
2. Pledge of Allegiance.

II. Public Input on Agenda Items:

III. Public Hearing:

1. Ordinance # 2018-10, An Ordinance to Amend Ordinance # 2018-03, So As to Set the Local Option Sales Tax Credit Factor in the Fiscal Year 2018-2019 Budget.

IV. Resolutions & Proclamations:

1. Resolution No. 2018-R-13, A Resolution to Formally Recognize and Offer Commendation to Wayne Lake, Fire Chief, for 28 Years of Distinguished Service to the City of Walterboro, South Carolina (Resolution attached).
2. Proclamation # 2018-02, A Proclamation Designating October 27, 2018 - November 4, 2018 as "Brag About Walterboro Week" (Proclamation attached).

V. Approval of Minutes:

1. Minutes of the August 7, 2018 Regular Meeting (Minutes attached).

VI. Old Business:

1. Ordinance # 2018-10, An Ordinance to Amend Ordinance # 2018-03, So As to Set the Local Option Sales Tax Credit Factor in the Fiscal Year 2018-2019 Budget, **Second Reading and Adoption** (Ordinance attached).

VII. New Business:

1. Ordinance # 2018-11, An Ordinance Authorizing the City of Walterboro to Join with the Walterboro - Colleton County Airport Commission and the County of Colleton in Waiving a Right of First Refusal to Purchase Eight (8) Acres, More or Less, of Land in Connection with the Sale of the Land by Universal Distributors, LLC to Coastal Land Holdings LLC, **First Reading** (Ordinance attached).

2. **Ordinance # 2018-12**, An Ordinance Granting Easement No. 897128 to South Carolina Electric and Gas Across a Portion of Property Owned by the City of Walterboro Located Along Robertson Boulevard and Aviation Way in or Near the City of Walterboro, Colleton County, SC; Such Easement is to Be Used for the Installation, Operation and Maintenance of Electrical and Gas Facilities Within Colleton County, SC; to Authorize Execution and Recording of the Easement Documents; and Other Matters Related Thereto, **First Reading** (Ordinance attached).
3. **Ordinance # 2018-13**, An Ordinance Relating to the Recovery of Collection Costs as a Part of Delinquent Debts Collected Pursuant to the Setoff Debt Collection Act, **First Reading** (Ordinance attached).
4. **Ordinance # 2018-14**, An Ordinance to Amend the Unified Development Ordinance of the City of Walterboro, South Carolina, to Provide for Changes to Chapter 2, Section 2.4, Permitted Uses Table and Chapter 3, Section 3.5 Retail and Wholesale Uses, and an Addition to the Definitions Section of the Unified Development Ordinance of the City of Walterboro, **First Reading** (Ordinance attached).
5. Consideration of Bids to Purchase Police Patrol Vehicle and Admin Vehicle (Memorandum and bid materials attached).
6. Consideration of Request to Demolish Structure at 200 Cleveland Street (Permission form attached).
7. Request to Place Bows on Street Posts on E. Washington Street (Downtown) **September 10-31, 2018** to Recognize Ovarian Cancer Awareness Month by Suzanne Butler (Memorandum attached).Page
8. Request to Hang Banner Announcing Brag About Walterboro Week to Display **October 27 - November 4, 2018**, Christan Spires, Tourism Director (Memorandum attached).
9. Request to Close Streets and Use of City Parking Lot on Saturday, **October 27, 2018**, from 9:00 A.M. to 4:00 P.M. for Fall Festival activities by Walterboro-Colleton Chamber of Commerce (Letter and map attached).

10. Request to Close Streets for "Out of the Darkness Walk" to Raise Awareness of Suicide Prevention on **November 3, 2018**, at 1:00 P.M. by Kim Crouse (Letter and Permit Request attached).
11. Request to Close Streets and Use of City Parking Lot for Annual Veterans Day Parade, **November 11, 2018**, by Colleton County Veterans Council (Letter and Permit Request attached).
12. Request to Close Church Street between Fishburne and Miller Street for Tailgate and Oyster Roast by Gamecock Club and Clemson Club on **November 20, 2018** from 3:00 p.m. to 11:00 p.m. by Historical Preservation Society (Letter attached).

VIII. Committee Reports:

IX. City Manager's Report:

1. Discovery Center Exhibits.
2. Introduction of Ryan McLeod, New Parks Director.

X. Executive Session:

1. Receipt of Legal Advice - I-95 Business Loop Project, Phase 1C and 1D.
2. Contractual Matter - City Parking Lot.
3. Appointment to Tree Protection Committee.

XI. Open Session:

1. Council May Take Action on Matters Discussed in Executive Session.

XII. ADJOURNMENT.

AFFIDAVIT OF PUBLICATION IN

The Press and Standard

PERSONALLY appeared before me, William B. Moore, who being duly sworn, says that he is the publisher of The Press and Standard, published on Thursday of each week in Walterboro, County of Colleton, State of South Carolina; that the notice, of which a printed copy is hereby attached, was published in The Press and Standard for One (1) issues, and publication commencing on 8/23, 2018 and ending on 8/23, 2018.

SWORN to before me

this 23 day of AUG, 2018
William B. Moore (L.S.)

Notary Public for South Carolina

Commission Expires 6-4-22



William B. Moore



PUBLIC HEARING NOTICE

Walterboro City Council will hold a public hearing on Tuesday, September 4, 2018 at 6:15 P.M. in City Hall, 242 Hampton Street, to receive public comments on the following proposed ordinance:

Ordinance # 2018-10, An Ordinance to Amend Ordinance # 2018-03, So As to Set the Local Option Sales Tax Credit Factor in the Fiscal Year 2018-2019 Budget.

A copy of the proposed ordinance is available in the City Manager's Office at City Hall, 242 Hampton Street. Written comments may be mailed to the City Manager, P.O. Box 709, Walterboro, SC 29488 and must be received prior to the public hearing. Please call the City Manager's Office (843-782-1010) for additional information or for disabled persons needing auxiliary aids at least 24 hours notice if auxiliary aids are required.

RESOLUTION # 2018-R-13

A RESOLUTION TO FORMALLY RECOGNIZE AND OFFER COMMENDATION TO WAYNE LAKE, FIRE CHIEF, FOR 28 YEARS OF DISTINGUISHED SERVICE TO THE CITY OF WALTERBORO, SOUTH CAROLINA.

Whereas, Wayne Lake was born November 4, 1963, in Walterboro, South Carolina and graduated from Walterboro High School in 1982; and

Whereas, Mr. Lake married his devoted wife of 32 years, Ms. Tammy Ward in 1986 and they have one son, Tyler Lake; and

Whereas, Mr. Lake began his career as a firefighter with the Charleston Fire Department in 1989, where he held the positions of Firefighter and Assistant Engineer; and

Whereas, Mr. Lake began employment with the City of Walterboro on July 16, 1990, and held the positions of Engineer and Captain, and was promoted to the position of Fire Chief on September 15, 2014; and

Whereas, Mr. Lake has demonstrated a great passion for the fire service and the Walterboro Fire Department; and

Whereas, Mr. Lake has committed countless hours of community service as a volunteer for Mission Serve; and

Whereas, as Fire Chief for the City of Walterboro, Wayne has been exemplary in carrying out his responsibilities, always performing with the utmost dependability, integrity and professionalism.

Now, Therefore, Be it Resolved, by the Mayor and the City Council of the City of Walterboro, in Council Assembled, that the City of Walterboro formally offers its appreciation and commendation to retiring Fire Chief Wayne Lake for 28 years of distinguished public service and for his lasting contributions to the City of Walterboro, South Carolina.

Be it further resolved, that we extend our best wishes to Mr. Wayne Lake for a well-deserved, relaxing and happy retirement.

Done, this 4th day of September, 2018.

William T. Young, Jr.
Mayor

Attest:

Betty J. Hudson
City Clerk

PROCLAMATION No. 2018-02
By the City of Walterboro, South Carolina

Brag About Walterboro Week

WHEREAS, the City of Walterboro is a vibrant and forward thinking community full of southern hospitality and great economic potential, and

WHEREAS, a vital component to our continued evolution and growth is drawing new visitors and residents to Walterboro, an effort that starts by creating a positive environment that will foster prosperity and advancement, and

WHEREAS, the City of Walterboro is committed to engaging its residents with initiatives that promote pride and civic involvement, which is proven to contribute to a robust and socially, environmentally and financially sustainable community, and

WHEREAS, the people of Walterboro and Colleton County are a great resource, we are asking that citizens support a city-wide campaign during which signs will be displayed outside homes and businesses, reinforcing what makes them proud to live in Walterboro,

NOW, THEREFORE, BE IT PROCLAIMED by the Mayor and City Council of the City of Walterboro, South Carolina, in Council Assembled, that October 27 – November 4, 2018 shall be designated as

“BRAG ABOUT WALTERBORO WEEK”

in the City of Walterboro and encourages its citizens to participate in this campaign, making a visible statement that we are committed to improving the quality of life for all citizens in the City of Walterboro and Colleton County, and are proud of the achievements of our town.

IN WITNESS WHEREOF, I hereunto set my hand and caused the official seal of the City of Walterboro, South Carolina, to be affixed in this 4th day of September, 2018.

William T. Young, Jr., Mayor

ATTEST:

Betty J. Hudson, City Clerk

Walterboro City Council
Regular Meeting
August 7, 2018

MINUTES

A Regular Meeting of Walterboro City Council was held at City Hall on Tuesday, August 7, 2018 at 6:15 P.M., with Mayor Bill Young presiding.

PRESENT WERE: Mayor Bill Young, Council Members: Carl Brown, Judy Bridge, Paul Siegel, Bobby Bonds, James Broderick, and Greg Pryor. City Manager Jeff Molinari, Assistant City Manager Hank Amundson, City Clerk Betty Hudson, and City Attorney George Cone were also present. There were approximately 16 persons present in the audience.

There being a quorum present, Mayor Young called the meeting to order and invited everyone to join in the invocation and the pledge of allegiance. Mayor Young gave the invocation and Council Member Siegel led the pledge of allegiance to our flag.

At this point the Mayor stated that he would like to add an item to the agenda under Presentations. He said, it does not require any action from Council and that is permitted as far as adding to the agenda. He said, if you will remember, Mr. Dana Cheney was on our agenda at a previous meeting, but was not able to attend that meeting. With no objections from Council, the Mayor then added Mr. Dana Cheney to the agenda for an update on the City Appearance Board. This would be item No. 2 under Presentations.

PUBLIC INPUT ON AGENDA ITEMS:

The Mayor then said, if there were any comments, questions or input about anything on the agenda, we will hear those at this time.

Ms. Sandy Prater, a resident of Walterboro, gave the following comments regarding the following agenda item, **"Executive Session item No. 1, Provision of Services in the Area Served by the City of Walterboro, item (b) Windsor Apartments."**

Ms. Prater stated that she had sent a text and e-mail to the Mayor concerning some activities that are happening on her street at the curve of the road. She said, it's been an issue over the past 10-11 years with criminal activity and lots of traffic coming from the Windsor East Apartments into the end of Peachtree Road in the Forest Hills Subdivision. I have noticed some official activity going on through surveys and other issues going on in the neighborhood. I have gotten some very good friends over the years through numerous calls about things that have been going on. So, I had people coming to me to say, 'what's going on down here'.

I thought this was settled, that this street was going to stay closed. I work in Beaufort, and I am a single parent. Being a single female, I have cameras surrounding my car, my yard, to my property. Sometimes, after noticing that something is not right in my neighborhood, I will check the cameras or whatever or someone will come and ask me, what's going on.

I have to say that this summer has been as quiet a summer that we have had for years, and I would really hate to see us go back to having that road open. I have explained some of the activities or issues that we've had.

Ms. Prater further stated, my other problem is that the residents there, they have been there for years. A lot of them are in the 60's, 70's and 80's. A lot of them don't do e-mail, and many have health issues and they can't really speak up for themselves. Generally, I am the person they come to when they need help, and I try to do what I can. So, something told me to shoot this e-mail to Mayor Young. This really was not on my radar, and I did not know that tonight it is on the agenda about this road opening up. I just cannot tell you, it's just like a nightmare that's come true.

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There is so much drug activity going on. People in and out of the street all day and night. There are always people out there yelling and cursing. This is a street that's like directly behind the old Forest Hills School. At the time when the school was still in session when those apartments were built, there were a lot of children and families that were affected by the activities that were going on at that time.

I would come home like 2:00 p.m. on a Friday afternoon, and there would be cars parked selling drugs and sexual activity going on within the vehicles. You know, I have been a resident of Walterboro, I was born here and I have been here all my life and raised two children here. You know, this is not Summerville or Charleston, this is Walterboro.

Ms. Prater, said, at times I feel like I am doing this struggle by myself, and I don't mind because I don't mind being that person, because like you, as Council Members, you wouldn't be here if you did not care about the community and you would not hesitate to step up and help the community and do what is needed to be done.

Ms. Prater further said, I know that somebody has to do it, so I have felt like it has always been kind of my place to step in where I could do as much as I can, wherever I can. I don't really have time for it, but I feel that if I don't do it, then it's not going to be said, or noticed or done. So, that's why I came tonight to let you know that this is really important and the people in this community are very concerned about the street being opened back up, because before it was never officially opened. There was not a fence there, so the street traffic with cars would come in. They were parking into the street, where people come and go at all times of the day and night. It got so bad at one point, I was literally standing out with a camera taking pictures of people's tags, so that I could record how many times they came down the street or trying to catch them doing the drug deals, because every time I called the police, they would respond and come but, of course, by the time they got there, they were gone. So, I would give descriptions, and then things would die down for a while, but this was during a 4 or 5-year period.

And I am just at the point that I am kind of tired. And I am getting to the point, I want to retire and I want to live in this community. I love Peachtree Road. I just know that it can stay the community where people care about each other. They are great people, they care about the appearance of their yards, they take care of making sure that things are safe around the house, and they take pride in where they live. So, I don't mind about property managers versus renters, I just think it's about having pride in where you live and being respectful toward other people.

Concluding, Ms. Prater said, I appreciate your time in this matter, and at this point I just have left this matter to God, because it is not in my control, but I feel if I just step up and say something at least it would be on your radar and you would understand how important this is to me and my neighbors. I do have the original signatures of these people if you need to contact them and phone numbers. If there is anything else you need me to do from this point on, I would be glad to do it.

2. **Mr. Barney Beach**, a resident on Peachtree Road, then gave the following comments regarding agenda item, "Executive Session item No. 1, Provision of Services in the Area Served by the City of Walterboro, item (b) Windsor Apartments"

Mr. Beach said, I just want to get to the point about the problems we have. There are people coming down that street, kicking the trash drums over and then the animals scattering the trash all over the place. All that litter. You can't sleep at night for all those boom boxes going off up and down the road. There are people ganging at street lights at night. I have had my house shot up twice on Peachtree Road where they shot the glass out the door. That's just Peachtree Road. Now, you are going to

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add another section. You can't do it. Think about us. Think about the citizens, the people who live there. We want to keep it quiet. You can help us.

There was no further input on agenda items. The Mayor then continued with the next agenda item.

PRESENTATION:

1. **SCE&G Neighborhood Energy Efficiency Program (NEEP), Gerald Freeman**

Mr. Gerald Freeman of SCE&G appeared before Council. He then gave a small handout to Council. He said, I am here this evening to share information about SCE&G's Neighborhood Energy Efficiency Program. This is a program that I am very excited about bringing to the City of Walterboro. This is a program that began back in 2013, where we did 500 homes in Columbia and Charleston. Now, we are looking at bringing this to the City of Walterboro, where we are looking to do approximately 1,500 homes here in Walterboro.

The program was designed to help low to moderate income residents to become more energy efficient. We know that this type of customer or resident is the one who struggles to pay their utilities bills, or struggle to pay their bills period, or they are just barely getting by. So, we wanted to design a program, at least from an electric utility prospective, to help them conserve on their electric uses, to conserve on their electric bills and their heating and in turn, hopefully that would put more money in their pockets, so they can spend that money on other things.

The program is designed to do two things.

1. First, to provide that customer or that resident with energy efficiency education. We educate them on things that they can do which are low cost or no-cost things that they can do in their homes to conserve on their electric usage.
2. Second, it's a direct installation program, where we directly install in their homes up to 15 LED bulbs. We remove their old 60 watts, 75 watts or their old incandescent bulbs that are very inefficient, and we put in the more energy efficient LED bulbs.
3. Also, if they have an electric water heater, we would insulate their water heaters, insulate their piping on their water heaters, and check the water heaters' temperature setting as well. We check the temperate, and if it reads 130 or above, we will adjust it down to 120 degrees on their water heaters.
4. Also, those who have central HVAC systems, we will install a filter in their home and we will leave them a year's supply of filters behind.
5. Those who have electric water heaters, we will install a kitchen faucet air-rater on their kitchen faucets, reducing their water usage from 5.5 gallons per minute to 1.5 gallons per minute. We add functionality to that faucet air rater where it swivels and also sprays as well.
6. We will also install what is called a smart strip power strip. It is an advanced power strip that helps with triple electricity. A lot of people haven't heard of these things, but the way it does if you have a television on that smart strip or that advanced power strip that has a master outlet, you can plug that television to the master outlet and if you have a DVD

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player, you can plug it into what we call a control outlet. A lot of people don't know it, but as long as that DVD player is plugged in, it is going to use electricity 24 hours per day, seven days a week, 365 days a year.

What the smart advanced power strip does, it realizes that you don't need that DVD player until you turn your television on. So, what happens is when you turn your television on, it wakes up that DVD player and it turns it on and lets you know that you can play a DVD. When you turn your television off, it shuts down that DVD player just as if you unplugged it out of the wall. That's what the smart strip power strip or advance power strip does. You can have other devices that can be controlled by the television, and you can put those into the control switches as well.

Mr. Freeman pointed out that everything that they do in the customer's home is free of charge. It is not going to cost the resident or customer anything for us to come and install these measures and provide this energy efficiency education to them.

Again, one thing that I am very excited about is that we have never done 1,500 homes in a neighborhood since the inception of the program, but we are willing to do that in the City of Walterboro. So, with that said, we are looking around mid-September to bring the program here and we are hoping that you would get behind us and, of course, let your citizens know.

A lot of the time when we come into neighborhoods, these residents think we are trying to do things to find out other things about them, but we just want to help make them more energy efficient in their homes. So, we are looking to have a kickoff event in mid-September, where we are going to invite every resident to come out to learn about the program. That's when we are going to share a little bit of energy efficiency education. They are going to meet the guys who are going to do the installation in their homes. We are going to feed them and give them a chance to win prizes. All of those things we are going to do for these residents who come out to the kickoff event. Again, we know that every resident won't come, but we will let them know to tell their neighbors about it. So, again, we just want to get the word spread, so that we can get this program up and running in the City of Walterboro and get as many customers as we can to participate in this program, so that they can be more energy efficient.

Council Member Carl Brown then asked Mr. Freeman, what are the qualifications for this program? Mr. Freeman responded, we use census data from census blocks, and we use the poverty level data. We look at census blocks within your city and if at least half of the residents are within 150% of the poverty level or less, it qualifies an entire block. So, again, only half have to qualify to make the entire block eligible.

Council Member Brown said, so then I couldn't take this to my church and let them call this phone number on the bottom. That's not how it works, right? Mr. Freeman responded, that's not how it works. He further stated, we are going to create a customer list and once we create that customer list, we will send out letters to everybody, letting them know you qualify for this program and you can participate in this program, and by the way, come off to this kickoff event we are going to have.

Council Member Pryor asked, how can the City help get the word out prior to someone being notified? What are other cities doing to notify their citizens or to help? Mr. Freeman responded, if you know any neighborhood or any neighborhood leaders who know the residents, they can help spread the word in homeowners association

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meetings that I could go to. I would definitely love to do that or with church leaders. Again, it's like a catch 22, because everybody is not going to qualify, but again, we do want to spread the word as much as we can. We do have other programs that are free that everybody can participate in, if they don't qualify for the low income neighborhood program.

Mayor Young then asked if the houses would need to be owner-occupied homes or could they be rental homes? Does the home have to be owned by the resident? Mr. Freeman replied, they do not have to be owned. They can be homeowners or renters. They can be mobile homes, they can be multi-family complexes - anyone who pays an electric bill - that's who we want to help.

Mayor Young thanked Mr. Freeman for coming and said, that looks like a great program. Mr. Freeman added that for the kickoff event that we will have in September, we would definitely like for the City Council Members to come out and maybe just say a few words to the customers to ease their minds about the program and let them know that we really want to help. Mayor Young told Mr. Freeman to send some information to our City Manager.

2. Mr. Dana Cheney, City Appearance Board

Mr. Dana Cheney then addressed Council with an update on the City Appearance Board activities. Mr. Cheney told Council that this committee has been very busy since the Rice Festival. We now have a motto, which is "A clean city is a happy city." All our correspondence going in the newspapers and everything else is hopefully going to have that motto on it.

He reported that on April 23 and 24, he and three officers of the Walterboro Police Department attended a 2-day "CPTED" class - that means Crime Prevention Through Environmental Design. This project goes into the back of buildings with murals on it, and they were putting owls around the City so it looks like someone is looking at you. We are looking at having owls, because it's looking at you. No matter where you moved, you'll think that owl is looking at you. We looked at that and we also talked about landscaping around the building, having bushes at 3 feet and trees cut at 5 feet from ground.

At the Rice Festival, we introduced "Tony the Trash Can," so you may have seen it in the parade. He wears a trash can and a hat. We are going to be going to the schools to do an anti trash program. We just did a back-to-school bash last Saturday where we handed out 500 pencils, etc. to all these kids in Colleton County. There were at least over 500 of them.

Our adopt-a-street program has been going on since the Rice Festival. We have 53 streets adopted by our fine citizens, giving us a total of 67 streets in the City and actually 8 in the County. These fine citizens have collected 79 bags of trash totaling 218 pounds in 41 hours. And I had one that came in just yesterday that she just joined a week ago, she lives on Trinity Street, and she said she had 6 bags weighing 50 pounds and it took her 5 hours to collect those. So, Trinity Street is clean.

Mr. Cheney also reported that he and the co-chairman have been attending litter association meetings with part of our police grant, and our latest venture is called "Tarp it or Ticket." He explained that about 20% of trash going to the dump goes on our streets. So, if you go to the Citizens Center, you can pick up a free tarp. We are going to start giving them out at the transfer station or city dump on Robertson

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Boulevard. Anybody who has a truck or trailer that comes in, we are going to give them a tarp. Then, when the Chief of Police is ready, anybody that does not have a tarp on his truck or trailer will get a ticket if their loads are not secured.

Council Members agreed that the Committee has been doing a fantastic job. Councilman Brown, who is Council's liaison to this committee, commented that in the short time that he has gotten to know the members of this Committee, I want to tell Council and the Mayor that these guys are super dedicated and super involved. I just never knew that they were really around until I got to know them, and they do a good job.

Mr. Cheney added, in addition to this, the Palmetto Pride brought us some free metal signs that have a Palmetto Pride 1-877-7LITTER on it. We are working it out with Hank on where we are going to put them in the City. They are reflective, large signs, that they just gave us.

The Mayor then said, your committee has come up with some creative ways to address that problem that we live with, and so we do appreciate your efforts.

On a question by Council Member Bridge, Mr. Cheney responded that the tarp can be picked up in the Citizens Center in Bonnie Ross's office. He added that on odd days of the week, he will be going to the transfer station on Robertson Boulevard to hand out free tarps to people as they come in.

APPROVAL OF THE MINUTES:

The following Meeting Minutes were approved upon motion by Council Member Bridge, seconded by Council Member Pryor and passed unanimously. Council Member Bridge also thanked City Clerk Betty Hudson for the wonderful, efficient, detailed job that she does with the minutes.

1. Minutes of the April 17, 2018 Work Session on the Fiscal Year 2018-2019 Budget.
(Approved as submitted).
2. Minutes of the June 21, 2018 Special Called Meeting.
(Approved as submitted).
3. Minutes of the July 3, 2018 Regular Meeting.
(Approved as submitted).
4. Minutes of the July 24, 2018 Special Called Meeting.
(Approved as submitted).

OLD BUSINESS:

There was no Old Business before Council.

NEW BUSINESS:

1. **Ordinance # 2018-10 , An Ordinance to Amend Ordinance # 2018-03, So As to Set the Local Option Sales Tax Credit Factor in the Fiscal Year 2018-2019 Budget, First Reading**

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City Manager Molinari told Council that last month the City received all of the property appraisal information from the Colleton County Auditor, and we are prepared to set the Local Option Sales Tax Credit Factor. As you will recall, the formula for that is to take the anticipated collections and divide that by all of the fair market value of properties inside the City, and that's where you will arrive as the Local Option Sales Tax Credit Factor of .001721. If approved by City Council for First Reading, we will do Second Reading in September and then send this number to the County so it will be reflected on the tax bills that go out in October.

A motion was made by Council Member Brown giving First Reading Approval to Ordinance # 2018-10 to Amend Ordinance # 2018-03, to Set the Local Option Sales Tax Credit Factor. Council Member Pryor seconded the motion that passed unanimously.

2. Resolution No. 2018-R-11, A Resolution Authorizing the Mayor and City Clerk to Execute Forms Pursuant to USDA Rural Development Community Facilities Grant in the Amount of \$16,500.00 for Funding for City Hall Roof Replacement

The Mayor recognized that Ms. Jackie Hamilton of the local USDA Office was present at the meeting.

City Manager Molinari said that these two resolutions reflect the notification that we received from USDA last week in which the City received an additional \$66,500 in grant funding. The first resolution (# 2018-11) is for roof replacement for City Hall and the second resolution (# 2018-12) is for replacing the windows at City Hall.

Council Member Pryor made a motion to adopt Resolution No. 2018-R-11, Authorizing the Mayor and City Clerk to Execute Forms Pursuant to USDA Rural Development Community Facilities Grant in the Amount of \$16,500.00 for Funding for the City Hall Roof Replacement. Council Member Bridge seconded the motion. In discussing the motion, Council Member Brown asked the City Manager about the amount being \$66,500? He explained that the resolution only says \$16,500. Mr. Molinari responded, I am sorry for the confusion, that was just the totality of both grant awards. The motion then passed with all members voting in favor. A copy of said resolution is attached as part of these minutes.

3. Resolution No. 2018-R-12, A Resolution Authorizing the Mayor and City Clerk to Execute Forms Pursuant to USDA Rural Development Community Facilities Grant in the Amount of \$50,000 for Funding for City Hall Window Replacement

A motion was made by Council Member Siegel to approve Resolution No. 2018-R-12, Authorizing the Mayor and City Clerk to Execute Forms Pursuant to USDA Rural Development Community Facilities Grant in the Amount of \$50,000.00 for Funding for City Hall Window Replacement. Council Member Broderick seconded the motion.

In discussing the motion, Council Member Bridge asked about the timing when the City will be able to move forward with the projects. Mr. Molinari responded that for the roof replacement, we have funding in this year's budget to do that, and then as far as the window replacement, that will either be incorporated into next year's budget or depending on where we are from a financial standpoint as we get into the second half of the fiscal year, we may be able to fit that into this year's budget. Council Member Siegel asked if the \$50,000 would cover the replacement of all of the windows in this building. Mr. Molinari responded, no, the USDA portion is \$50,000 and the City's match is \$65,000. All in favor. None opposed. Motion carried. A copy of said resolution is attached as part of these minutes.

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Also, under New Business, the following agenda items were approved by Council as follows:

4. Request to Close Streets for Prayer Walk for Schools, August 18, 2018 at 9:00 A.M. by Colleton Baptist Association

City Manager Molinari explained that this walk would begin at the Colleton Baptist Association Office at 141 Wildwood Drive and end at the Colleton County School District Office at 213 Jefferies Boulevard. This will actually be a police escort, and I have actually gone over it with Chief Marvin and he and his staff are good with it. A motion to approve this request was made by Council Member Broderick, seconded by Council Member Siegel, and passed with all members voting in favor.

5. Request to Close Streets and Use of the City Parking Lot for First Annual "Walk a Mile in Her Shoes," November 3, 2018 at 9:00 A.M. by Walterboro Alumnae Chapter Delta Sigma Theta Sorority, Inc., Ms. Thelma Hudson, Committee Chair

City Manager Molinari noted that this event will begin in the City Parking Lot and then down Lucas Street, down Hampton, around to Walter Street, down East Washington and then terminate at the City Water Fall. This event will be provided with a police escort. This has been discussed with Chief Marvin and he and his staff can handle the event. A motion was made by Council Member Bonds to approve the request for the first annual "Walk a Mile in Her Shoes" on November 3, 2018 at 9:00 A.M. by the Walterboro Alumnae Chapter Delta Sigma Theta Sorority. Council Member Broderick seconded the motion. In discussing the motion, Council Member Bridge asked if this would entail closing Washington Street? City Manager Molinari replied, no. All in favor. None opposed. Motion carried.

6. Consideration of Requests by Walterboro Rotary Club for 6th Annual Ireland Creek Bridge Run on September 27, 2018

Mr. Molinari pointed out that this was a request from the Walterboro Rotary Club for a number of different items related to the Ireland Creek Bridge Run to be held on Thursday, September 27 which includes:

1. Closing one side of Ireland Creek Road and Ivanhoe Road between Washington Street and Forest Hills Road from 5:00 P.M. to 7:00 P.M.
2. Reserve picnic area on Ireland Creek from 1:00 P.M. - 9:00 P.M.
3. Allowing for event directional signs (18" x 24") to be placed where appropriate in the City.
4. Provide a police escort for runners and walkers.

A motion was made by Council Member Brown to approve the request by the Walterboro Rotary Club for the 6th Annual Ireland Creek Bridge Run on September 27, 2018. Council Member Pryor seconded the motion that passed with a vote of 6/0 with Mayor Young and Council Members Brown, Bridge, Siegel, Broderick and Pryor voting in favor. Council Member Bonds recused himself from voting on this item, since he is a member of the Rotary Club.

COMMITTEE REPORTS:

There were no Committee Reports given.

CITY MANAGER'S REPORT:

There was no City Manager's Report given.

Walterboro City Council
Regular Meeting
August 7, 2018

MINUTES/Page IX

EXECUTIVE SESSION:

The Mayor then entertained a motion to enter an Executive Session. Council Member Brown so moved and Council Member Siegel seconded the motion that passed unanimously. The Mayor announced that the meeting will convene into an Executive Session for:

1. Provision of Services in the Area Served by the City of Walterboro.
 - a. I-95 Rest Area Wells.
 - b. Windsor East Apartments.
2. Contractual Matter - Wastewater Treatment Plant Improvements.
3. Potential Purchase of Property.
4. Personnel Matters:
 - a. Parks Director Search.
 - b. Fire Chief Search.

The meeting then convened into an Executive Session.

At approximately 8:05 p.m., a motion was made by Council Member Bridge to exit Executive Session and return to Open Session. Council Member Siegel seconded the motion. All in favor. None opposed. Motion carried.

The meeting returned to Open Session with no action taken as a result of the Executive Session.

There being no further business to consider a motion to adjourn was made by Council Member Bonds, seconded by Council Member Broderick and passed unanimously. The Mayor adjourned the meeting at 8:05 P.M. Notice of this meeting was distributed to all local media, posted on the City's website and the City Hall bulletin board at least twenty-four hours prior to meeting time.

Respectfully,

Betty J. Hudson
City Clerk

ORDINANCE # 2018-10

AN ORDINANCE TO AMEND ORDINANCE # 2018-03, SO AS TO SET THE LOCAL OPTION SALES TAX CREDIT FACTOR IN THE FISCAL YEAR 2018-2019 BUDGET.

WHEREAS, the fiscal year 2018-2019 budget was adopted with the passage of Ordinance # 2018-03 on June 5, 2018; and,

WHEREAS, City Council has determined that a need exists to amend said budget to set the Local Option Sales Tax Credit Factor for the fiscal year 2018-2019 budget.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WALTERBORO, SOUTH CAROLINA, IN COUNCIL ASSEMBLED, that the fiscal year 2018-2019 budget be amended as follows:

1. A local option sales tax credit factor of .001721 shall be established.

This ordinance shall become effective upon adoption.

ADOPTED, this 4th day of September, 2018.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
City Clerk

First Reading: August 7, 2018
Public Hearing: September 4, 2018
Second Reading: _____

DORCAS M. TUTEN
Attorney at Law

222 Wichman Street
Post Office Box 1694
Walterboro, South Carolina 29488

Telephone: (843) 542-9495
Facsimile: (843) 542-9536

August 9, 2018

VIA HAND DELIVERY

Mr. Jeff Molinari, City Manager
City of Walterboro
242 Hampton Street
Walterboro, South Carolina 29488

Mr. Kevin Griffin, County Administrator
Colleton County
109 Benson Street
Walterboro, South Carolina 29488

Ms. Rebecca S. Hill, Chairperson
Walterboro-Colleton Airport Commission
31 Klein Street
Walterboro, South Carolina 29488

RE: Purchase of property located at the Walterboro-Colleton County Airport,
360 Anderson Road, Walterboro, Colleton County, South Carolina
TMS#: 132-00-00-247
Seller: Universal Distributors, LLC
Buyer: Coastal Land Holdings, LLC

Greetings:

My client Coastal Land Holdings, LLC has entered into a contract to purchase real property with improvements thereon located at 360 Anderson Road, Walterboro, Colleton County, South Carolina. The property was conveyed from the Walterboro-Colleton County Airport Commission to Marketing Services International, LLC, by deed dated February 23, 2009, and recorded February 25, 2009, in the Office of the Register of Deeds for Colleton County in Record Book 1728, Page 231. According to the terms of this deed, the Walterboro-Colleton County Airport Commission retained a Right of First Refusal to purchase the property in the event it was sold for a period of sixty years. In order to comply with the terms of the indenture deed, I have attached for your records a letter notifying each of you of your sixty (60) day period within which to exercise said right of first refusal. My client has obtained an extension to close on the property until October 15, 2018, so I respectfully request that all necessary meetings be conducted and ordinances approved within this time period.

As you also may be aware, the deed referenced above also contains a restriction against the subdivision of the premises. My client has discussed with the Walterboro-Colleton County Airport

Page Two
August 9, 2018

Commission obtaining a release of this Restrictive Covenant. I would respectfully ask that each entity also place this item on each of their agendas for approval. I will also forward to you and your counsel a draft proposal of the release of the restrictive covenant next week. My client is available for any questions you may have regarding the release of this covenant.

Please advise me of anything that I may do to assist you with obtaining said Waiver of Right of First Refusal and the Release of Restrictive Covenants. I will provide you and your counsel with a draft of proposed documents for your review and edification next week.

Thank you in advance for your cooperation in this matter.

Very truly yours,



Dorcas M. Tuten

DMT/mmb
Enclosures

cc: George W. Cone, Attorney
Sean P. Thornton, Attorney
Elbert O. Duffie, III, Attorney

DORCAS M. TUTEN
Attorney at Law

**222 Wichman Street
Post Office Box 1694
Walterboro, South Carolina 29488**

**Telephone: (843) 542-9495
Facsimile: (843) 542-9536**

August 9, 2018

VIA HAND DELIVERY

**Mr. Jeff Molinari, City Manager
City of Walterboro
242 Hampton Street
Walterboro, South Carolina 29488**

**Mr. Kevin Griffin, County Administrator
Colleton County
109 Benson Street
Walterboro, South Carolina 29488**

**Ms. Rebecca S. Hill, Chairperson
Walterboro-Colleton Airport Commission
31 Klein Street
Walterboro, South Carolina 29488**

**RE: Purchase of property located at the Walterboro-Colleton County Airport,
360 Anderson Road, Walterboro, Colleton County, South Carolina
TMS#: 132-00-00-247
Seller: Universal Distributors, LLC
Buyer: Coastal Land Holdings, LLC**

Greetings:

Pursuant to the Right of First Refusal retained by the Walterboro-Colleton County Airport Commission in the deed from the Walterboro-Colleton County Airport Commission to Marketing Services International, LLC, dated February 23, 2009, and recorded February 25, 2009, in the Office of the Register of Deeds for Colleton County in Record Book 1728, Page 231, please allow this letter to serve notice of Universal Distributors, LLC's intent to sell the real property to Coastal Land Holdings, LLC on the terms as set forth in the attached contract for sale dated June 26, 2018. According to the terms of the deed set forth above, you have a period of sixty (60) days to exercise your option to purchase said property at the price and on the terms set forth in said contract. I have also attached a copy of the indenture deed which sets forth the terms of the Right of First Refusal.

Page Two
August 9, 2018

With best regards, I am

Very truly yours,

A handwritten signature in blue ink, appearing to read "Dorcas M. Tuten", with a stylized, cursive script.

Dorcas M. Tuten

DMT/mmb
Enclosures

cc: George W. Cone, Attorney
Sean P. Thornton, Attorney
Elbert O. Duffie, III, Attorney

CITY OF WALTERBORO ORDINANCE # 2018-11

AN ORDINANCE AUTHORIZING THE CITY OF WALTERBORO TO JOIN WITH THE WALTERBORO - COLLETON COUNTY AIRPORT COMMISSION AND THE COUNTY OF COLLETON IN WAIVING A RIGHT OF FIRST REFUSAL TO PURCHASE EIGHT (8) ACRES, MORE OR LESS, OF LAND AND PERMANENTLY WAVING A RESTRICTION ON SUBDIVISION OF SAID LAND, IN CONNECTION WITH THE SALE OF THE LAND BY UNIVERSAL DISTRIBUTORS, LLC TO COASTAL LAND HOLDINGS LLC

WHEREAS, the City Council of the City of Walterboro approved the execution of the hereinbelow referenced deed to Marketing Services International, LLC on behalf of the City by Ordinance No. 2009-01, adopted January 27, 2009; and

WHEREAS, the City of Walterboro joined with the Walterboro - Colleton County Airport Commission and the County of Colleton in a deed conveying eight (8) acres, more or less, of land to Marketing Services International, LLC, a South Carolina limited liability company by indenture deed dated February 23, 2009 and recorded February 25, 2009 in Deed Book 1728 at page 231 in the Office of the Register of Deeds (ROD) for Colleton County, South Carolina; and

WHEREAS, that deed contained a reservation of a right of first refusal to purchase the property in the Grantors for a period of sixty (60) years; and

WHEREAS, Marketing Services International, LLC requested that the Grantors in that deed waive their right of first refusal in connection with the sale of the eight (8) acres, more or less, parcel and the improvements thereon to Universal Distributors, LLC, a Maryland limited liability company, which is a wholly-owned subsidiary of Universal Products, Inc., a Maryland corporation in 2013; and

WHEREAS, by Ordinance 2013-11, the City of Walterboro duly authorized the City to join with the Walterboro - Colleton County Airport Commission and the County of Colleton in executing a Limited Waiver of Right of First Refusal (As to One Transaction Only) in connection with that transaction; and

WHEREAS, the City of Walterboro joined with the Walterboro - Colleton County Airport Commission and the County of Colleton in executing a Limited Waiver of Right of First Refusal (As to One Transaction Only), which instrument was signed on behalf on the City on November 18, 2013 and recorded on November 25, 2013 in RER Book 2173 at page 245 in the Office of the ROD for Colleton County, South Carolina; and

WHEREAS, Marketing Services International, LLC conveyed said eight (8) acres, more or less, parcel and the improvements thereon to Universal Distributors, LLC, a Maryland limited liability company, which is a wholly-owned subsidiary of Universal Products, Inc., a Maryland corporation by Indenture Deed dated November 20, 2013 and recorded November 25, 2018 in RER

Book 2173 at page 251 in the Office of the ROD for Colleton County, South Carolina; and\

WHEREAS, Universal Distributors, LLC has now requested that the City of Walterboro, the Walterboro - Colleton County Airport Commission and the County of Colleton waive their right of first refusal in connection with the sale of said eight (8) acres, more or less, parcel and the improvements thereon to **Coastal Land Holdings, LLC**, a South Carolina limited liability company; and

WHEREAS, the requested waiver is for this transaction only and the reserved right of first refusal will remain in full force and effect as to other sales of the eight (8) acres, more or less, tract within the remainder of said sixty (60) year period; and

WHEREAS, Universal Distributors, LLC has also requested that the City of Walterboro, the Walterboro - Colleton County Airport Commission and the County of Colleton permanently waive the following restriction which they placed on said eight (8) acres, more or less, parcel when they conveyed the parcel Marketing Services International, LLC:

"7. The real estate conveyed by this deed shall not be subdivided."

and

WHEREAS, the Walterboro - Colleton County Airport Commission has requested that the City of Walterboro and the County of Colleton join in waiving their right of first refusal in this transaction and in waiving the above set out restriction on the subdivision of the land,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WALTERBORO, IN COUNCIL ASSEMBLED, AS FOLLOWS:

SECTION I

That the City of Walterboro join with the County of Colleton and the Walterboro - Colleton County Airport Commission in waiving the right of first refusal in connection with the transfer of the below described property from Universal Distributors, LLC a Maryland limited liability company to Coastal Land Holdings, LLC, a South Carolina limited liability company.

Description of Property to be conveyed:

All that certain piece parcel or tract of land situate lying and being in the Industrial Area, near the City of Walterboro, in Colleton County, South Carolina, containing eight(8) acres, more or less, as shown on a plat entitled "A Boundary Survey of 8.00 Acres, a Portion of TMS 132-00-00-018, Surveyed for Colleton County Economic Alliance" prepared by Jerry L. Fowler, RLS No. 15178, dated August 22, 2008, together with all buildings and improvements thereon, and being bounded as follows: Northeasterly by lands of Maxwell Properties, LLC and measuring thereon Seven Hundred Eighty-Seven and Fifty-

Two Hundredths Feet (787.52'), more or less; Southeasterly by the right of way of Road S-15-785 (Anderson Road) and measuring thereon Three Hundred Ninety-Seven and Ninety-Two Hundredths Feet (397.92'), more or less; Southwesterly by lands of the City of Walterboro and the County of Colleton, under the care, custody, and control of the Walterboro-Colleton County Airport Commission and measuring thereon Nine Hundred Sixty-Four Feet (964.00'), more or less; and Northwesterly by lands of Roller Bearing Company of America, Inc. and measuring thereon Four Hundred Thirty-Five and One Tenth Feet (435.10'), more or less, all of which will more fully appear by reference to the above mentioned plat.

This being the same property conveyed to Universal Distributors, LLC by Marketing Services International LLC by Indenture Deed dated November 30, 2013 and recorded November 25, 2013 in Deed Book 2173 at page 251 in the Office of the ROD for Colleton County, South Carolina.

SECTION III

That nothing in the said Waiver of Right of First Refusal authorized in this Ordinance shall be taken to waive said right of first refusal as to any future transfer or sale of the property described above within the remaining time before the sixty (60) year reservation of this right of first refusal expires; and that the waiver authorized by this Ordinance shall be made expressly conditioned on the right of first refusal remaining in full force and effect after the contemplated transfer has taken place.

SECTION IV

That the City of Walterboro join with the County of Colleton and the Walterboro - Colleton County Airport Commission in permanently waiving the following restriction which was placed on said eight (8) acres, more or less, parcel when they conveyed the parcel Marketing Services International, LLC:

"7. The real estate conveyed by this deed shall not be subdivided."

SECTION V

That the Mayor and City Clerk of the City of Walterboro be, and they are, hereby authorized, empowered and directed on behalf of the City of Walterboro to execute and deliver said Waiver of Right of First Refusal as to the above transaction.

ADOPTED, THIS _____ **DAY OF** _____, 2018.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
City Clerk

33127

ORDINANCE # 2018-12

AN ORDINANCE GRANTING EASEMENT NO. 897128 TO SOUTH CAROLINA ELECTRIC AND GAS ACROSS A PORTION OF PROPERTY OWNED BY THE CITY OF WALTERBORO LOCATED ALONG ROBERTSON BOULEVARD AND AVIATION WAY IN OR NEAR THE CITY OF WALTERBORO, COLLETON COUNTY, SC; SUCH EASEMENT IS TO BE USED FOR THE INSTALLATION, OPERATION AND MAINTENANCE OF ELECTRICAL AND GAS FACILITIES WITHIN COLLETON COUNTY, SC; TO AUTHORIZE EXECUTION AND RECORDING OF THE EASEMENT DOCUMENTS; AND OTHER MATTERS RELATED THERETO.

WHEREAS, Walterboro City Council deems it to be in the best interest of the City to grant an Easement to South Carolina Electric and Gas across a portion of property owned by the City of Walterboro located along Robertson Boulevard and Aviation Way in or near the City of Walterboro, Colleton County, SC; such easements are to be used for the installation, operation and maintenance of electrical and gas facilities within Colleton County, SC.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WALTERBORO, SOUTH CAROLINA, IN COUNCIL ASSEMBLED,

1. The documents attached and included herein by reference grant Easement No. 897128 to South Carolina Electric and Gas across a portion of property owned by Colleton County located along Robertson Boulevard and Aviation Way in or near the City of Walterboro, Colleton County, SC to be used for the installation, operation and maintenance of electrical and gas facilities within Colleton County, SC.
2. The City Manager is hereby authorized to sign said easement on behalf of the City.
3. Said easement shall be recorded in the Office of the Register of Deeds for Colleton County.

ADOPTED, this ____ day of October, 2018.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
City Clerk

First Reading: _____
Public Hearing: _____
Second Reading: _____

Easement # 897128

INDENTURE, made this _____ day of _____, 2018 by and between City of Walterboro and County of Colleton of the County of Colleton and State of South Carolina, hereinafter called "Grantor" (whether singular or plural), and the SOUTH CAROLINA ELECTRIC & GAS COMPANY, a South Carolina corporation, having its principal office in Cayce, South Carolina, hereinafter called "Grantee".

WITNESSETH:

That, in consideration of the sum of One Dollar (\$1.00) received from Grantee, Grantor, being the owner of land situate in the County of Colleton, State of South Carolina, hereby grants and conveys to Grantee, its successors and assigns, the right to construct, extend, replace, relocate, perpetually maintain and operate an overhead or underground electric line or lines consisting of any or all of the following: poles, conductors, lightning protective wires, municipal, public or private communication lines, cables, conduits, pad mounted transformers, guys, push braces and other accessory apparatus and equipment deemed by Grantee to be necessary or desirable, upon, over, across, through and under land described as follows: a tract or lot of land containing 1539.00 acres, more or less, and being the same lands conveyed to Grantor by deed of United States of America, dated or recorded 9/25/1950, and filed in the Register of Deeds office for Colleton County in Deed Book 105 at Page 431.

Property is located along Robertson Boulevard and Aviation Way or near the City of Walterboro, Colleton County, South Carolina.

The right of way granted herein is for the installation, operation and maintenance of South Carolina Electric & Gas Company facilities. These facilities are more fully shown on Exhibit "A", attached hereto and made a part hereof.

TMS: 132-00-00-028 (a portion of)

Together with the right from time to time to install on said line such additional lines, apparatus and equipment as Grantee may deem necessary or desirable and the right to remove said line or any part thereof.

Together also with the right to lay, construct, maintain, operate, repair, alter, replace and remove pipe lines, together with valves, tieovers and appurtenant facilities [within the easement space granted above] for the transportation of gas, oil petroleum products or any other liquids, gases or substances which can be transported through a pipe line.

Together also with the right (but not the obligation) from time to time to trim, cut or remove trees, underbrush and other obstructions that are within, over, under or through a strip of land ("Easement Space") extending Fifteen (15) feet on each side of any pole lines and Five (5) feet on each side of any underground wires or pipe lines and within, over, under or through a section of land extending Twelve (12) feet from the door side(s) of any pad mounted transformers, elbow cabinets, switchgears or other devices as they are installed; provided, however, any damage to the property of Grantor (other than that caused by trimming, cutting or removing) caused by Grantee in maintaining or repairing said lines, shall be borne by Grantee; provided further, however, that Grantors agree for themselves, their successors and assigns, not to build or allow any structure to be placed on the premises in such a manner that any part thereof will exist within the applicable above specified Easement Space, and in case such structure is built, then Grantor, or such successors and assigns as may be in possession and control of the premises at the time, will promptly remove the same upon demand of Grantee herein. Grantor further agrees to maintain minimum ground coverage of thirty six (36) inches and maximum ground coverage of fifty four (54) inches over all underground primary electric lines. Grantor further agrees to maintain minimum ground coverage of twenty four (24) inches and maximum ground coverage of forty two (42) inches over all underground pipe (gas) lines. Together also with the right of entry upon said lands of Grantor for all of the purposes aforesaid.

The words "Grantor" and "Grantee" shall include their heirs, executors, administrators, successors and assigns, as the case may be.

IN WITNESS WHEREOF, Grantor has caused this indenture to be duly executed the day and year first above written.

WITNESS:

Signatures on Following Pages

Easement # 897128

City of Walterboro

1st Witness

By: _____
Name: _____
Its: _____

2nd Witness

ACKNOWLEDGMENT

STATE OF SOUTH CAROLINA)
)
COUNTY OF Colleton)

The foregoing instrument was acknowledged before me, the undersigned Notary, and I do hereby certify that the within named _____ as _____, of the **City of Waltherboro**, personally appeared before me this day and that the above named acknowledged the due execution of the foregoing instrument.

Sworn to before me this _____ day of _____, 2018

Signature of Notary Public State of SC

My commission expires: _____

**RIGHT OF WAY GRANT TO
SOUTH CAROLINA ELECTRIC & GAS COMPANY
Line: Walterboro Airport Project C
County: Colleton
RW File Number: 22191
Grantor(s): City of Walterboro and County of Colleton**

Return to: SCE&G
2392 West Aviation Ave MC-CH29
North Charleston, SC 29406

Easement # 897128

County of Colleton

1st Witness

By:

Name:

Its:

2nd Witness

ACKNOWLEDGMENT

STATE OF SOUTH CAROLINA

COUNTY OF Colleton

The foregoing instrument was acknowledged before me, the undersigned Notary, and I do hereby certify that the within named _____ as _____, of the **County of Colleton**, personally appeared before me this day and that the above named acknowledged the due execution of the foregoing instrument.

Sworn to before me this _____ day of _____, 2018

Signature of Notary Public State of SC

My commission expires: _____

RIGHT OF WAY GRANT TO

SOUTH CAROLINA ELECTRIC & GAS COMPANY

Line: Walterboro Airport Project C

County: Colleton

RW File Number: 22191

Grantor(s): City of Walterboro and County of Colleton

Return to:

SCE&G

2392 West Aviation Ave MC-CH29

North Charleston, SC 29406

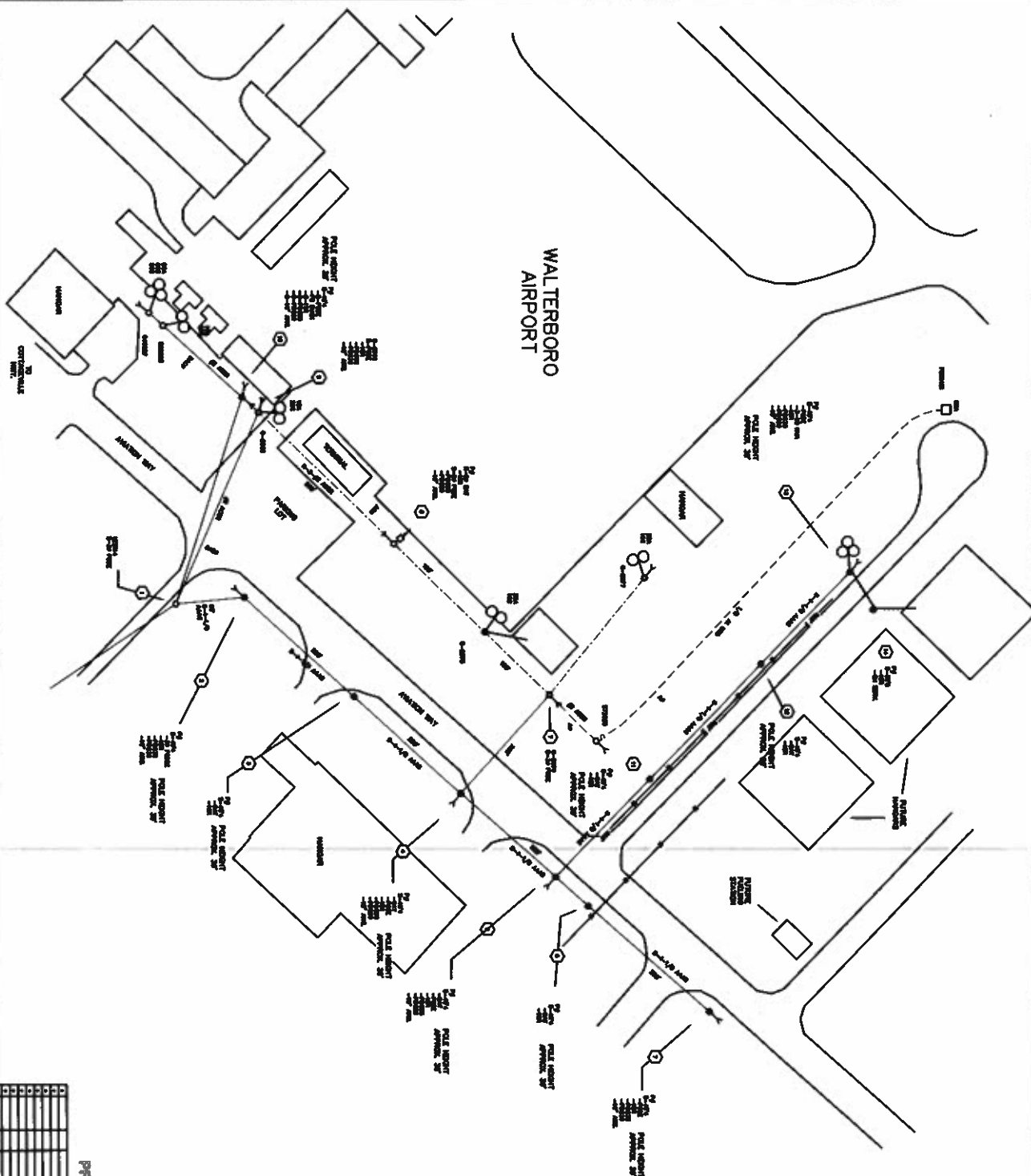


Exhibit "A"

Exhibit "A"



1411 Gervais Street, P.O. Box 12109
Columbia, SC 29211
tel: 803.799.9574
fax: 803.933.1299
www.masc.sc

Advocacy. Service. Innovation.

TO: Setoff Debt Collection Program Main Contacts and Coordinators
FROM: Wayne George, Executive Director
DATE: August 2018
SUBJECT: 2018 Setoff Debt Collection Program

New Year Processing has been performed in the Setoff Debt application. You may begin adding and editing claim and bill information for the 2018 Tax Year. You may download the 2018 Participant User's Guide from the Setoff Debt system under Administration, Download Resources & Forms.

NOTE: The Association recently conducted a thorough review of the Setoff Debt ordinance, agreement and resolution and made some contextual changes needed for participants to stay complainant with the Setoff Debt Collection Act and allow the Association to act on their behalf to submit debts to the South Carolina Department of Revenue.

In order to continue to participate, it is imperative your entity adopts the enclosed ordinance, resolution and agreement **exactly as written**. These documents can be found on the Association's website (www.masc.sc – keyword: collections ordinance) in Word or PDF format.

The Association must have a copy of your amended ordinance to recover collection costs, and the original signed agreement and resolution by Thursday, November 15, 2018. We will send you a signed copy of the agreement for your file. If you require an original signed agreement for your files, provide two signed agreements to the Association.

Enclosed are the following documents to assist you with the 2018 Tax Year:

- Participation Form
- Steps to Participate in the 2018 Setoff Debt Collection Program
- Timeline
- Initial Letter Certification Form
- Agreement, Resolution to participate in the program, Ordinance to recover collection costs
- Methods for Identifying Social Security Numbers
- Appeal Procedures/Process
- SC Department of Revenue Forms
- Information on Records Retention
- Information on Disabling Pop-up Blocker

If you have questions concerning this request or the documents, contact Caitlin Cothran, Manager of Collection Programs at 803.354.4786.

ORDINANCE 2018-13

**RELATING TO THE RECOVERY OF COLLECTION COSTS AS A PART OF
DELINQUENT DEBTS COLLECTED PURSUANT TO THE SETOFF DEBT
COLLECTION ACT**

WHEREAS, the City of Walterboro is a claimant agency as defined in the Setoff Debt Collection Act, S.C. Code Ann. § 12-56-10, et seq. (the Act) and is therefore entitled to utilize the procedures set out in the Act to collect delinquent debts owed to the City of Walterboro; and

WHEREAS, "delinquent debt" is defined in the Act to include "collection costs, court costs, fines, penalties, and interest which have accrued through contract, subrogation, tort, operation of law, or any other legal theory regardless of whether there is an outstanding judgment for that sum which is legally collectible and for which a collection effort has been or is being made;" and

WHEREAS, the City of Walterboro has contracted with the Municipal Association of South Carolina to submit claims on its behalf to the SC Department of Revenue pursuant to the Act; and

WHEREAS, the Municipal Association of South Carolina charges an administrative fee for the services it provides pursuant to the Act; and

WHEREAS, the administrative fee charged by the Municipal Association of South Carolina is a cost of collection incurred by the City of Walterboro that arises through contract, and is therefore properly considered as a part of the delinquent debt owed to the City of Walterboro as that term is defined in the Act; and

WHEREAS, the City of Walterboro also incurs internal costs in preparing and transmitting information to the Municipal Association, which costs are also collection costs that are a part of the delinquent debt owed to the City of Walterboro; and

WHEREAS, the City of Walterboro may desire to recover its internal costs of collection by adding such costs to the delinquent debt.

NOW, THEREFORE, be it enacted by the Mayor and Council of the City of Walterboro as follows:

1. The City of Walterboro may impose a collection cost of up to \$25.00 to defray its internal costs of collection for any delinquent debts that are sought to be collected

pursuant to the provisions of the Setoff Debt Collection Act, S.C. Code Ann. § 12-5610 et. seq. This cost is hereby declared to be a collection cost that arises by operation of law and shall be added to the delinquent debt and recovered from the debtor.

2. The City of Walterboro hereby declares that the administrative fee charged by the Municipal Association of South Carolina is also a collection cost to the City of Walterboro, which shall also be added to the delinquent debt and recovered from the debtor.
3. All Ordinances in conflict with this Ordinance are hereby repealed.
4. This Ordinance shall be effective on the date of final reading, provided however, that this ordinance is declared to be consistent with prior law and practice and shall not be construed to mean that any fees previously charged to debtors as costs of collection under the Act were not properly authorized or properly charged to the debtor.

DONE, this _____ day of _____, 2018.

William T. Young, Jr., Mayor

Attest:

Betty J. Hudson, City Clerk

First Reading : _____
Public Hearing: _____
Final Reading : _____

ORDINANCE # 2018-14

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF WALTERBORO, SOUTH CAROLINA, TO PROVIDE FOR CHANGES TO CHAPTER 2, SECTION 2.4 , PERMITTED USES TABLE AND CHAPTER 3, SECTION 3.5 RETAIL AND WHOLESALE USES, AND AN ADDITION TO THE DEFINITIONS SECTION OF THE UNIFIED DEVELOPMENT ORDINANCE OF THE CITY OF WALTERBORO.

WHEREAS, at the June 19, 2018, Planning Commission meeting, the Planning Commission held a properly posted public hearing to gather input on the issue of Food Truck/Trailer operation in the City; and

WHEREAS, at the July 24, 2018 Planning Commission meeting, the Planning Commission discussed details of text amendments to Chapter 2, Section 2.4 and Chapter 3, Section 3.5 of the Unified Development Ordinance; and

WHEREAS, at the August 21, 2018 Planning Commission meeting the Planning Commission discussed and unanimously approved final ordinance text amendments and language defining Food Trucks/Trailers; and

WHEREAS, the Planning Commission unanimously recommends that Chapter 2, Section 2.4 and Chapter 3 Section 3.5 of the Unified Development Ordinance be amended, and the definition of Food Trucks/Trailers be added to the Definitions section of the Unified Development Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF WALTERBORO, IN COUNCIL ASSEMBLED, that Chapter 2, Section 2.4, Chapter 3, Section 3.5 and the Definitions section of the Unified Development Ordinance of the City of Walterboro, South Carolina is hereby amended as follows:

Chapter 2

Section 2.4 – Permitted Uses Table

Food Trucks/Trailers will be added as a use in the *Retail & Wholesale Uses* portion of the Table and will be a Conditional use in Commercial Districts. Conditions to be referenced in Section 3.5.5.

Chapter 3

Section 3.5.5 – Food Trucks/Trailers (New Section)

Food Trucks/Trailers

1. A valid Food Truck/Trailer vending permit issued by the Planning Department is required prior to setting up or selling merchandise. Permit certificates shall be attached to the mobile vending unit where they are readily visible, and shall include the current name, mailing address and valid phone number of the Food Truck vending unit owner;
2. Permitted merchandise shall be limited to edibles, hot and cold beverages containing no alcohol, and items related to such merchandise;
3. Sales must take place on private property within permitted zoning districts, unless taking place as part of a City approved special event.
4. Permission to operate must be obtained, in writing, from the property representative; and must be filed with the Planning & Development Department of the City prior to commencing sales. Additionally, a copy of permission document must be on site during sales;

5. Required parking for the primary business(es) shall be minimally affected;
6. Signage shall be permitted on the vehicle only to identify the name of the product or the name of the vendor, and the posting of prices. A separate menu board is allowed, not exceeding 12 square feet in area and 40 inches height. This sign must be located on the same property as and within close proximity to the food truck/trailer, and should not be placed on the sidewalk or in the public right-of-way;
7. The Food Truck/Trailer shall only use single-service plates and utensils. Garbage and recycling receptacles must be made available for patron use and removed from the site daily by the vendor;
8. The Food Truck/Trailer must comply with all requirements and regulations as established by SCDHEC in the Retail Food Establishments Regulation 61-25, including but not limited to:
 - a. The Food Truck/Trailer shall have a potable water system under pressure. The system shall furnish hot and cold water for all food preparation, utensil cleaning, and handwashing. The water inlet shall be located so that it will not be contaminated by waste discharge, road dust, oil, or grease, and it shall be kept capped unless being filled;
 - b. Grease must be contained and disposed of in an approved grease receptacle located at the associated commissary;
 - c. Grey water must be contained and disposed of in a sanitary sewer at the associated commissary;
9. The Food Truck/Trailer shall prominently display the SCDHEC letter grade;
10. Any Food Truck/Trailer that has been issued a notice of health violation by any department of the State of South Carolina, which remains uncorrected upon a subsequent inspection, shall have its food truck/trailer permit revoked;
11. All Food Truck/Trailers must obtain from the City an appropriate, current business license;
12. No Food Truck/Trailer operator shall:
 - a. Leave the Food Truck/Trailer unattended on sales site;
 - b. Store, park or leave any vehicle overnight on any street or sidewalk;
 - c. Leave from any location without first picking up, removing and disposing of all trash or refuse remaining from sales made by the operator;
 - d. Solicit or conduct business with persons in motor vehicles;
 - e. Sell anything other than that for which a license to vend has been issued;
 - f. Sound or permit the sounding of any device that produces a loud and raucous noise, or use or operate any loudspeaker, public address system, radio, sound amplifier or similar device to attract the attention of the public;
 - g. Allow any item relating to the operation of the vending business to lean against or hang from any building or other structure lawfully placed on public property;
 - h. Change vending locations without first notifying the Planning Department and submitting the required permissions and site plan; and
13. Food Truck/Trailer operators must provide hand sanitation for customers;
14. Food Trucks/Trailers shall operate in conjunction with a permitted retail food establishment authorized to operate as a commissary and shall report at least daily to the designated commissary for supplies, storage of foodstuffs, cleaning, and servicing
15. *Exemptions.* Catered events, special events, and mobile food vendors that fall under a peddler's permit.

Appendix A - Definitions

Food Truck/Trailer: A food truck/trailer or a mobile food unit is defined as a fully enclosed mobile kitchen that may prepare, cook or serve time/temperature control for safety foods (TCS foods) as an extension of a retail food establishment. A food truck/trailer must be permitted by the South Carolina Department of Health and Environmental Control ("SCDHEC") in order to operate from a retail food establishment.

Commissary: A commissary is a permitted retail food establishment that is authorized by SCDHEC to provide support of operations, storage, and service area for mobile food units, and is constructed and operated in compliance with the Retail Food Establishment Regulation 61-25. A food truck reports to each day of operation and shall be stored onsite at the commissary.

For the purposes of this ordinance and definitions, Food Truck, Food Truck/Trailer, Food Trailer, and/or mobile food unit are interchangeable.

ADOPTED, this ____ day of _____, 2018.

William T. Young, Jr.
Mayor

ATTEST:

Betty J. Hudson
City Clerk

First Reading: _____

Public Hearing: _____

Second Reading: _____



MEMORANDUM

TO: Mayor and City Council
FROM: City Manager
DATE: August 28, 2018
SUBJECT: Request to Purchase New Police Patrol Vehicle and Admin Vehicle

The FY 2018-2019 budget allocated \$90,018 for the purchase of new police vehicles. In addition, the City was awarded a USDA grant in the amount of \$49,800. The Police Department received bids from two (2) vendors and one (1) no bid for one (1) new patrol vehicle. The vehicle will be outfitted with the complete police package (\$19,614.36).

<u>Vendor</u>	<u>Vehicle</u>	<u>Total Price*</u>
Walterboro Ford (Walterboro, SC)	Ford Interceptor	\$45,241.36
Butler Dodge (Beaufort, SC)	Dodge Charger	\$43,750.36
Rizer Chevrolet (Walterboro, SC)	Chevrolet Caprice	No Bid

*Includes price of one (1) fully equipped vehicle plus sales tax.

The City received bids from one (1) local vendor. In applying the Local Preference Option as outlined in Section 2-251 of the Code of Ordinances of the City of Walterboro, Walterboro Ford did not qualify for the opportunity to match the price submitted by Butler Dodge. Staff recommends purchasing the vehicle from Butler Dodge (Beaufort, SC) in the amount of **\$43,750.36**

The Police Department received bids from two (2) vendors and one (1) no bid for one (1) new admin vehicle. The vehicle will be outfitted with the police package (\$13,210.08).

<u>Vendor</u>	<u>Vehicle</u>	<u>Total Price*</u>
Walterboro Ford (Walterboro, SC)	Ford F-150	\$50,695.08
Rizer Chevrolet (Walterboro, SC)	Chevrolet Silverado 1500	\$50,251.78
Family Chevrolet (St. George, SC)	Chevrolet Silverado 1500	No Bid

*Includes price of vehicle and police package.

Staff recommends purchasing a Chevrolet Silverado 1500 from Rizer Chevrolet (Walterboro, SC) in the amount of **\$50,251.78**. If approved, the City will expend \$141,730.68 for three (3) new police vehicles, including the new patrol vehicle that was purchased in July 2018. The budgeted allocation of \$90,018 plus

the \$49,800 USDA grant totals \$139,818. The Police Department can absorb the \$1,912.68 difference. City staff asks for Council's favorable consideration of this request. If you have any questions, comments or concerns, please do not hesitate to contact me or come by City Hall at your convenience.

Sincerely,

A handwritten signature in blue ink, appearing to be 'J. Molinari', with a stylized flourish at the end.

Jeffrey P. Molinari
City Manager

Attachments

Memorandum

TO: City Manager

FROM: Chief of Police

DATE: August 28, 2018

SUBJECT: Request to Purchase Police Patrol Vehicle

The following is a request authorization by the Police Department for the purchase of one (1) police vehicle. Two bids were received, with one bid being a local vendor. In applying the Local Preference Option, the local vendor, Walterboro Ford, remained above the price bid given by Butler Dodge, therefore it did not meet the qualifications. Below is a breakdown of all bids received. Based on the bids provided, I am recommending that the bid from Butler Dodge (Beaufort, S.C.) for one Dodge Charger in the amount of \$43,750.36 be accepted.

<u>Vendor</u>	<u>Vehicle</u>	<u>Total Price*</u>
Walterboro Ford	Ford Interceptor	\$46,343.36
Butler Dodge	Dodge Charger	\$43,750.36
Rizer Chevrolet	Chevrolet Caprice	No Bid Received

*Includes price of one fully equipped vehicle plus sales tax


Wade Marvin, Chief of Police

CNGP530 **VEHICLE ORDER CONFIRMATION** **VIRTC1DP**

==> 2019 TAURUS 06/18/18 14:14:58
 Order No: F200 Priority: J2 Ord FTN: QD130 Dealer: F21344
 Ord Code: 500A Cust/Flt Name: CITY WALTERBO Page: 1 of 1
 Order Type: 58 Price Level: 915
 PO Number: RETAIL DLR INV

P2M AWD INTERCEPTOR \$29510 \$27887.00	SP DLR ACCT ADJ	RETAIL DLR INV
YZ OXFORD WHITE	SP FLT ACCT CR	
R CLOTH/VINYL	FUEL CHARGE	
W BLACK	B4A NET INV FLT OPT NC	
500A EQUIP GRP	DEST AND DELIV 995	
.FLEX FUEL	TOTAL BASE AND OPTIONS 31555	
99K .3.7L TIVCT V6 NC	NC TOTAL 31555	
44J .6-SPD AUTO TRAN NC	NC *THIS IS NOT AN INVOICE*	
FRT LICENSE BKT NC	NC *TOTAL PRICE EXCLUDES COMP PRICE ALLOW*	
21F SPOT LAMP DR 360		
60V KEY FOB 335		
65L 18" WHEEL COVER 60		
76R REV SENSING SYS 295		
794 PRICE CONCESSN		
REMARKS TRAILER		

F1=Help F2=Return to Order F3/F12=Veh Ord Menu
 F4=Submit F5=Add to Library F9=View Trailers
 S099 - PRESS F4 TO SUBMIT QC01086

V1DP0111 2,6

\$ 26,729
 - 1,050
 - 52 (3% over \$25K)
 \$ 25,627

26229
 + 500 TAX
 26729

PERFORMANCE

AUTOMOTIVE



Vehicle Price Worksheet

NAME: City of Walterboro
Make: Dodge Model: Charger Date: 6/21/2018
Model: 2018 Dodge Charger Pursuit - SC Contract 4400014504 Year: 2018
VIN#: _____ Stock #: _____
Salesman: Govt Miles: _____

Vehicle Pricing:

Market Price: \$ 35,580.00

Sales Price: \$ 23,636.00

Government Concessions:

-	-
---	---

Final Base Vehicle Pricing: \$ 23,636.00

Upfit/Accessory Pricing

2018 Dodge Charger Pursuit - SC Contract 4400014504	\$ -
Total Body Cost:	\$ -
Total Vehicle Cost:	\$ <u>23,636.00</u>

Trade In Allowance:

0	\$ -
Less: Payoff:	\$ -
Trade Equity:	\$ -

Net Due Prior to Taxes:	\$ <u>23,636.00</u>
Dealer Doc Fee:	_____
License Fees:	_____
Infrastructure Maintenance Fee:	\$ <u>500.00</u>
Cash Downpayment:	\$ -
Net Vehicle Cost:	\$ <u>24,136.00</u>

Note: Vehicle pricing good through contract period - Please call to confirm specs

605 Warsaw Road * Clinton, North Carolina 910-592-5337

Vehicle Build Sheet - Options Sales Codes

2018 CHARGER POLICE RWD (LDDE48)

Sales Code	Description
LDDE48	CHARGER POLICE RWD
29A	Customer Preferred Package 29A
EZH	5.7L V8 HEMI MDS VVT Engine
DGJ	5-Speed Auto W5A580 Transmission
PW7	White Knuckle Clear Coat
APA	Monotone Paint
*X5	HD Cloth Bucket Seats w/Vinyl Rear
-X9	Black
3AH	Price Protection - Code H
W8A	18" Wheel Covers
NAS	50 State Emissions
LNF	Black Left Spot Lamp
LBG	Front Reading/Map Lamps
AWC	Fleet Safety Group

Bert Sweat

From: Scott Rizer <srizer@rizerchevrolet.com>
Sent: Friday, June 22, 2018 9:08 AM
To: 'Bert Sweat'
Cc: wmarvin@walterborosc.org
Subject: RE: Caprice bid

Mr. Sweat,

Thank you very much for the opportunity to bid on a new Chevrolet Caprice. Unfortunately it seems Chevrolet is not currently offering the Caprice as an available unit at this time. I will have a meeting with my Chevrolet rep in the morning and I will see what kind of options we can put together to accommodate your needs.

Thanks,

Scott Rizer
President
Rizer Chevrolet Buick GMC
351 N. Jefferies Blvd.
Walterboro, S.C. 29488
Office 843-549-6363
Fax 843-549-2179
Cell 843-893-8386

From: Bert Sweat [<mailto:bsweat@walterborosc.org>]
Sent: Wednesday, June 20, 2018 10:12 AM
To: srizer@rizerchevrolet.com
Cc: wmarvin@walterborosc.org
Subject: Caprice bid

MR. RIZER,

ON BEHALF OF THE WALTERBORO POLICE DEPARTMENT, I WOULD LIKE TO REQUEST A BID FROM RIZER CHEVROLET IN REFERENCE TO A WHITE 2018 V8 CHEVROLET CAPRICE. THANKS.

CAPTAIN BERT SWEAT
WALTERBORO POLICE DEPARTMENT
242 HAMPTON STREET
WALTERBORO, S.C. 29488
843.782.1036/843.908.0133
BSWEAT@WALTERBOROSC.ORG



No virus found in this message.

Checked by AVG - www.avg.com

Version: 2016.0.8048 / Virus Database: 4793/15762 - Release Date: 06/22/18

TRICOUNTY UPFITTERS

4584 Toney Bay Road
Holly Hill, SC 29059
(843) 771-9418

www.TricountyUpfitters.com

ESTIMATE

Estimate # 18-0078

Date 8/27/2018

Name / Address

Walterboro Police Department
Attn: Capt Bert Sweat
242 Hampton Street
Walterboro, SC 29488

Sales Rep

BTF

Vehicle ID

Patrol Charger

Quantity	Item	Description	Rate	Total
1	FS-INTG44-1451407988	South Carolina State Contract #4400012373		
1	FS-HKB-LPCHGR11	Integrity 44" Lightbar, Blue w/ White Flood, Blue Rear Lightbar Hook Kit, Low Profile - Dodge Charger	1,275.00	1,275.00T
1	FS-SSP2K_PKG	SmartSiren Platinum 2000 and ES100C Speaker	699.00	699.00T
1	FS-SSP2000B	SmartSiren Platinum - 100watt controller, Series B	0.00	0.00T
1	FS-ES100C	Dynamax Speaker - 100watt	0.00	0.00T
1	FS-ESB-CHGR15	2015 Dodge Charger, ES100 combo speaker and grille light bracket	0.00	0.00T
2	FS-IPX620-BW	IPX6 - Clear Lens, Horiz. Mount (Blue/White)	85.99	171.98T
2	FS-MPS650-BB	MicroPulse 6 - Hood / Grille Mount (Blue/Blue)	69.99	139.98T
1	FS-FHL-TAIL	Flasher, Taillight, Universal - 18" Leads	41.25	41.25T
1	GJ-7170-0137-02	Gamber Johnson - 2011+ Dodge Charger Kit, Includes Console, Cup Holder and Printer Mounted Arm Rest	549.99	549.99T
1	GJ-7160-0502	6" Swing Arm w/ Low Swivel, Console Mounted	185.99	185.99T
1	GJ-7160-0250	Universal Laptop Cradle	219.99	219.99T
1	STL-75834	Streamlight Stinger DS LED w/ 12v Piggyback Charger	124.99	124.99T
1	STL-75903	Streamlight Stinger Traffic Wand, Red	6.49	6.49T
2	STL-75834	Streamlight Stinger DS LED w/ 12v Piggyback Charger (Trunk Mounted)	124.99	249.98T
2	STL-75903	Streamlight Stinger Traffic Wand, Red (Trunk Mounted)	6.49	12.98T
1	GR-5700FF	Universal 50/50 Wire Mesh & Window Partition, Uncoated Clear Poly	365.99	365.99T
1	GR-570420	Dodge Charger, 2011-2014 Transfer Kit	147.99	147.99T

Subtotal

Sales Tax (7.0%)

Total

Approval Signature:

TRICOUNTY UPFITTERS

4584 Toney Bay Road
Holly Hill, SC 29059
(843) 771-9418

www.TricountyUpfitters.com

ESTIMATE

Estimate # 18-0078

Date 8/27/2018

Name / Address

Walterboro Police Department
Attn: Capt Bert Sweat
242 Hampton Street
Walterboro, SC 29488

Sales Rep

BTF

Vehicle ID

Patrol Charger

Quantity	Item	Description	Rate	Total
1	GR-5700DC1R	2011-15 Dodge Charger, Recessed Storage Center Panel and Lower Extension Kit	142.99	142.99T
1	SET-WK0594CGR11	Dodge Charger Window Guards, Polycarbonate, Slotted, Pair	184.99	184.99T
1	GR-5CARCG121220	Molded Rear Prisoner Restraint Seat w/ C/Belt System	499.99	499.99T
1	WG-4RE	4RE In-Car Camera System. Includes GPS, High definition Zero Sightline (720P) forward facing camera, Infrared color cabin camera, DVR, integrated 200GB automotive grade hard drive, 16GB USB removable thumb drive, cabin microphone, 900 MHz Hi Fidelity wireless microphone, hardware & cabling, 1 yr. warranty. Includes Evidence Library Express software.	5,034.75	5,034.75T
1	WG-4RE	Upgrade 4RE to wireless upload capatibility	210.00	210.00T
1	WG-4RE	Upgrade 4RE Zero Sightline to Panoramic Camera	210.00	210.00T
1	WG-4RE	Evidence Library 4 Web 4RE License Key	157.50	157.50T
1	KS-RAPTOR	Kustom Signals Raptor - Separated	2,299.99	2,299.99T
1	BHP-PJ622	Brother Pocket Jet 7 Mobile Printer	349.99	349.99T
1	Misc	Brother USB Cable	11.50	11.50T
1	GJ-14331	Brother Printer 12v Power Adapter	25.99	25.99T
1	Misc	Dell Ruggedized Laptop	2,919.53	2,919.53T
1	Misc	Weathertech Floor Mats - Front Only, 2017 Dodge Charger	139.99	139.99T
1	MM-MMSU1	Magnetic Microphone Clip	34.95	34.95T
1	LND-DE2045-1342	Dell Laptop Auto Adapter, Direct Wire	119.95	119.95T
1	FS-380400-W	6" Unity LED Spot Lamp Replacement	140.26	140.26T
1	HW-MS4980	Honeywell MS4980 Barcode Scanner w/ USB Cable (Refurbished)	159.99	159.99T
1	TS-386825	760 - 870 MHz Phantom Antenna, Black	49.99	49.99T

Subtotal

Sales Tax (7.0%)

Total

Approval Signature:

TRICOUNTY UPFITTERS

4584 Toney Bay Road
Holly Hill, SC 29059
(843) 771-9418

www.TricountyUpfitters.com

ESTIMATE

Estimate # 18-0078

Date 8/27/2018

Name / Address

Walterboro Police Department
Attn: Capt Bert Sweat
242 Hampton Street
Walterboro, SC 29488

Sales Rep

Vehicle ID

BTF

Patrol Charger

Quantity	Item	Description	Rate	Total
1	TS-32836	3/4" Brass Mount, 17 feet, Mini UHF Installed	21.99	21.99T
1	Installation	Installation of above equipment.	1,000.00	1,000.00
1	Supplies	Install Supplies, Includes Circuit Breaker	125.00	125.00
1	Freight	Freight Charges	400.00	400.00

This estimate is good for 60 days. If you have any questions, please contact us.

Subtotal \$18,430.94

Sales Tax (7.0%) \$1,183.42

Total \$19,614.36

Approval Signature: _____

Memorandum

TO: City Manager

FROM: Chief of Police

DATE: August 28, 2018

SUBJECT: Request to Purchase Police Admin Vehicle

The following is a request authorization by the Police Department for the purchase of one (1) police admin vehicle. Two bids were received, both being local vendors. Below is a breakdown of all bids received. Based on the bids provided, I am recommending that the bid from Rizer Chevrolet for one Chevrolet Silverado in the amount of \$50,251.78 to be accepted.

<u>Vendor</u>	<u>Vehicle</u>	<u>Total Price*</u>
Walterboro Ford	F 150	\$ 50,695.08
Rizer Chevrolet	Chevrolet Silverado 1500	\$ 50,251.78
Family Chevrolet	Chevrolet Silverado 1500	No Bid Received

*Includes price of one fully equipped vehicle plus sales tax



Wade Marvin, Chief of Police

Chief Marvin

From: Chief Marvin [wmarvin@walterborosc.org]
Sent: Friday, August 17, 2018 2:36 PM
To: 'vfargnoli@lowcountry.com'
Subject: Walterboro Police

Vince,

On behalf of the Walterboro Police Department, I would like to request a bid from Walterboro Ford in reference to a F-150, white in color, 4x4, four door truck with a v-8 engine. Additional options would include towing package, center console, fog lamps, reverse sensing system, 18'rims with all terrain tires, skid plates, tailgate step, power driver seat, and any other options that would be necessary to carry out our duties as a police officer.

Thanks,



Wade B. Marvin, Chief of Police
Walterboro Police Department
242 Hampton Street
Walterboro, S.C. 29488
Phone: 843-782-1032
Email: [Wmarvin@walterborosc.org](mailto:wmarvin@walterborosc.org)





NEW VEHICLES AT DEALER INVOICE LESS REBATES

www.walterboroford.com

August 23, 2018

Walterboro Police Department
Attention: Chief Wade B. Martin
242 Hampton Street
Walterboro, SC 29488

Please accept our bid for the following vehicle:

2019 Ford F150 4 Door 4 Wheel Drive Equipment included:

Engine 5.0 V8	Rear Camera
White Exterior	Cruise Control
Tow Package	Class IV Trailer Hitch
Center Console	Power Driver's Seat
Tailgate Step	18" Rim's
All Terrain Tire's	Locking Rear Axle

\$ 36,985.00

+ \$ 500.00 Tax

Total \$ 37,485.00

Vince Fagnoli

Chief Marvin

From: Chief Marvin [wmarvin@walterborosc.org]
Sent: Thursday, August 23, 2018 1:29 PM
To: 'srizer@rizerchevrolet.com'
Subject: WPD

Good afternoon,

On behalf of the Walterboro Police Department, I would like to request a bid from Rizer Chevrolet on a white in color, 4x4, four door Chevrolet 1500 truck with a v-8 engine. Additional options would include towing package, center console, fog lamps, reverse sensing system, 18' rims with all terrain tires, skid plates, tailgate step, power driver seat, and any other options that would be necessary to carry out our duties as a police officer.

Thanks,



Wade B. Marvin, Chief of Police
Walterboro Police Department
242 Hampton Street
Walterboro, S.C. 29488
Phone: 843-782-1032
Email: wmarvin@walterborosc.org



Chief Marvin

From: Scott Rizer [srizer@rizerchevrolet.com]
Sent: Thursday, August 23, 2018 3:36 PM
To: 'Chief Marvin'
Subject: Chevrolet 1500 Bid
Attachments: img-823145417-0001.pdf; _Certification_.htm

Walterboro Police Department
Wade Marvin, Chief of Police
242 Hampton Street
Walterboro, SC 29488

Dear Chief Marvin,

I can deliver to you a 2019 Chevrolet 1500 Silverado 4wd per your specifications for \$36,541.70 plus \$500.00 for SC Sales Tax which will bring the total amount due to \$37,041.70. I have included a detailed build sheet showing the requested options on my preliminary order which were a White Crew Cab 4wd 1500 with a V-8 engine, towing package, bucket seats with a center console, fog lamps, review camera system, 18" wheels, all terrain tires, skid plates, corner step bumper, and power seat.

One option I would consider adding is a safety package which includes front and rear park assist, lane change alert with side blind zone alert, and rear cross traffic alert. The cost of this package is \$800.00. This is certainly not necessary but I did want to offer it to you.

Please let me know if you have any questions about the information I submitted to you.

Thank you for this opportunity.

Scott Rizer
Rizer Chevrolet Buick GMC Inc.
O: 843-549-6363
C: 843-893-8386
srizer@rizerchevrolet.com

NO BID

Chief Marvin

From: Chief Marvin [wmarvin@walterborosc.org]
Sent: Thursday, August 23, 2018 1:26 PM
To: 'mclayton@familyautomotive.com'
Subject: WPD

Good afternoon,

On behalf of the Walterboro Police Department, I would like to request a bid from Family Chevrolet on a white in color, 4x4, four door Chevrolet 1500 truck with a v-8 engine. Additional options would include towing package, center console, fog lamps, reverse sensing system, 18'rims with all terrain tires, skid plates, tailgate step, power driver seat, and any other options that would be necessary to carry out our duties as a police officer.

Thanks,



Wade B. Marvin, Chief of Police
Walterboro Police Department
242 Hampton Street
Walterboro, S.C. 29488
Phone: 843-782-1032
Email: wmarvin@walterborosc.org



TRICOUNTY UPFITTERS

4584 Toney Bay Road
Holly Hill, SC 29059
(843) 771-9418

www.TricountyUpfitters.com

ESTIMATE

Estimate # 18-0080

Date 8/27/2018

Name / Address

Walterboro Police Department
Attn: Capt Bert Sweat
242 Hampton Street
Walterboro, SC 29488

Sales Rep

BTF

Vehicle ID

Chief Pickup

Quantity	Item	Description	Rate	Total
		South Carolina State Contract #4400012373		
1	FS-SIFZS-1516238474	SpectraLux Low Profile ILS - 2015+ Chevy Silverado, Blue w/ White Flood	852.54	852.54T
1	FS-650003	650 Series 100 Watt Handheld siren / light controller	265.00	265.00T
1	FS-ES100C	Dynamax Speaker - 100watt	139.00	139.00T
1	FS-ESB-U	DynaMax Universal Bail Bracket	0.00	0.00T
1	FS-FHL-HL	Headlight Flasher, Positive Switch	38.50	38.50T
2	FS-416900-BW	Single Corner LED - Dual Color, Blue/White	65.99	131.98T
4	FS-MPS600U-BB	MicroPulse 6 Ultra - Surface Mount (Blue/Blue)	69.99	279.96T
2	FS-MPS620U-BW	MicroPulse 6 Ultra, Dual Color - Surface Mount (Blue/White)	85.99	171.98T
2	FS-MPSW9-BW	MicroPulse - 9 LED Wide Angle Warning (Blue/White)	164.455	328.91T
1	FS-MPSMW9-TAH15MIR	Side Mirror Mounting bracket, MicroPulse 9 Wide Angle	17.85	17.85T
1	FS-CNSM8R-1416429876	CN Signalmaster, 8 Head Rear Warning/Directional Bar, Blue/Amber w/ Splitter	676.53	676.53T
1	GJ-7170-0214	Gamber Johnson - 15+ Chevy Tahoe Pedestal Vehicle Kit	499.99	499.99T
1	GJ-7160-0250	Universal Laptop Cradle	219.99	219.99T
1	FS-RUMBLER3	Rumbler - Secondary Warning System	399.00	399.00T
1	FS-RB-TAH15	Rumber Bracket - 2015+ Chevy Tahoe/Suburban	0.00	0.00T
1	Misc	CamLocker Toolbox, Deep Crossover, Matte Black	789.99	789.99T
1	Misc	TruckVault Weapons Vault - Push Button w/ Key Override, 1 Door	1,199.99	1,199.99T
1	Misc	Dell Computer	2,919.53	2,919.53T
1	Misc	Spray In Bedliner	650.00	650.00T

Subtotal

Sales Tax (7.0%)

Total

Approval Signature:

TRICOUNTY UPFITTERS

4584 Toney Bay Road
Holly Hill, SC 29059
(843) 771-9418

www.TricountyUpfitters.com

ESTIMATE

Estimate # 18-0080

Date 8/27/2018

Name / Address

Walterboro Police Department
Attn: Capt Bert Sweat
242 Hampton Street
Walterboro, SC 29488

Sales Rep

BTF

Vehicle ID

Chief Pickup

Quantity	Item	Description	Rate	Total
1	Misc	Weathertech	299.99	299.99T
1	STL-74353	Strion LED HL w/ AC/DC Charger, Piggyback	145.99	145.99T
1	Misc	Motorola Handheld Control head	449.99	449.99T
1	Installation	Installation of above equipment.	1,500.00	1,500.00
1	Supplies	Install Supplies (None PPV/SSV Installation)	250.00	250.00
1	Freight	Freight Charges	250.00	250.00

This estimate is good for 60 days. If you have any questions, please contact us.

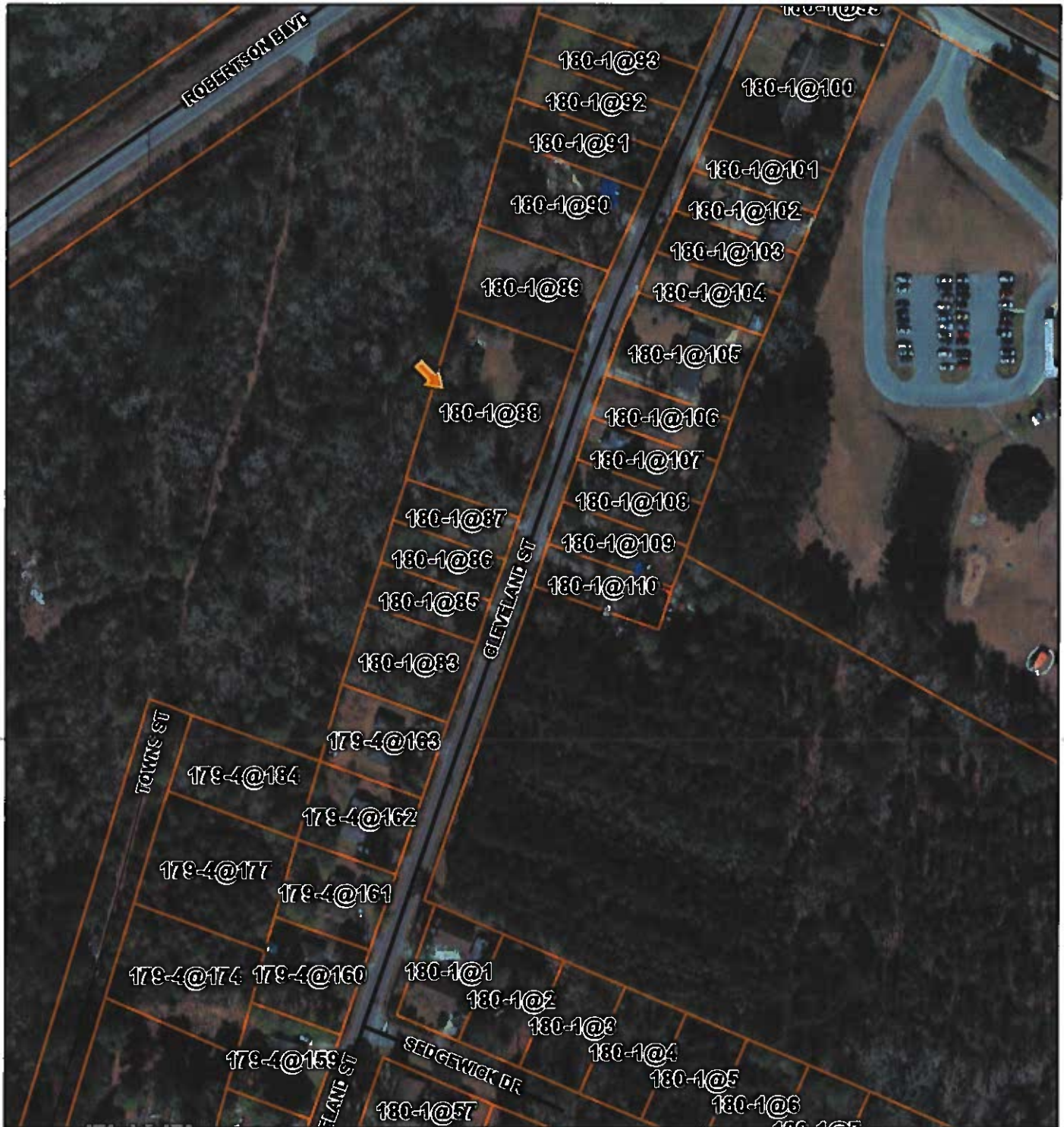
Subtotal \$12,476.71

Sales Tax (7.0%) \$733.37

Total \$13,210.08

Approval Signature: _____

200 Cleveland Street



8/31/2018, 11:24:23 AM



Override 1



Landfill



2016 Parcel Records (12/31/2016) Road Centerlines

Solid Waste Services



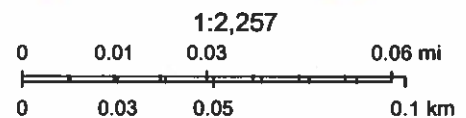
Convenience Center



Paved



Dirt



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Colleton County Government

DEMOLITION PERMISSION

I/We, City of Wilkerson, hereby agree to allow Colleton County (hereinafter referred to as Local Government) to contract for demolition of my/our property located at 200 Cleveland Street (TMS # 180-01-00-088).

I/We hereby certify that no persons or businesses will be displaced by the demolition and that the property was vacant for at least three (3) months prior to September 15, 2016, that the
(Date of Local Government's CDBG application)
property has not been occupied since that date, and that the property is not currently occupied.

I/We warrant that I/We hold clear marketable title to the above described property and do hereby grant the Local Government and its agents/contractors the right of entry upon these premises with full permission have inspections performed or to remove any buildings, objects, or other items that do not comply with local codes and ordinances.

The work is specifically described as follows: demolition and clearance of the structures in violation and leveling and/or reseeded of the property at the location noted above.

I/We agree to remove all belongings from the property within fifteen (15) days of the date of this agreement. I/We hereby release the Local Government and its agents/contractors from any and all liability in the performance of work described above.

I/We further understand that the Local Government hereby agrees to provide grant funds for the work described above via a Community Development Block Grant (CDBG) and that I/We will be required to sign a separate Demolition Assistance Agreement outlining the terms of the assistance, which will be recorded, prior to demolition.

PROPERTY OWNER:

Coty J. Wilkerson _____
Property Owner(s) Witness

246 Hampton Street, Wilkesboro
Owner(s) Address

843 782 1000
Phone Number

Date _____

LOCAL GOVERNMENT:

Local Government Representative **Witness**

Date

To whom it may concern:

September is Ovarian Cancer Awareness Month and we all know Kendra Crosby lost her battle with this form of Genealogical cancer on September 29th 2015 almost 3 years ago. I would like to place teal bows on the lamp post down the main street of town starting Sept 10th and being removed Sept 31st.

The ribbons will help serve as a reminder for women to take an early action to help prevent cancer below the belt.

Thank You for your time,

Suzanne Butler



August 24, 2018

Walterboro City Council
242 Hampton Street
Walterboro, SC 29488

Re: 4th Annual Brag About Walterboro Campaign

Dear Mayor and City Council,

The Walterboro Tourism Commission is excited to launch its 4th Annual Brag About Walterboro Campaign this month. We look forward to another successful year.

To increase the visibility of the campaign, the Walterboro Tourism Commission requests approval of the following:

- A banner announcing Brag About Walterboro Week to be displayed October 27th- November 4th, 2018 (mock-up below)

BRAG A LITTLE ABOUT WALTERBORO

* The placement of “Brag Signs” down Jefferies Highway from N Walter Street to Carn Street.

Thank you for your support and encouragement.

Sincerely,

Christan Spires, Tourism Director
843-538-4353
cspires@walterborosc.org

Mayor Young
Walterboro City Council
242 Hampton Street
Walterboro, SC 29488

RE: Fall Festival

Mayor Young and City Councilmen,

On October 27, 2018 beginning at 9:00 A.M., the Walterboro-Colleton Chamber of Commerce would like to host a Fall Festival. We respectfully request the street closure of Hampton Street from Jefferies Blvd to Memorial as well as use of the City Parking lot. This event will last from 9:00 A.M. to 4 P.M.

We would also like to have a 5k run/walk from 8:00-9:30 A.M.

Registration for this event will be in the county parking lot from 7:00 - 7:45 A.M.

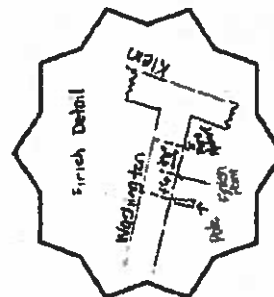
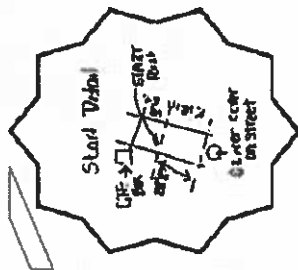
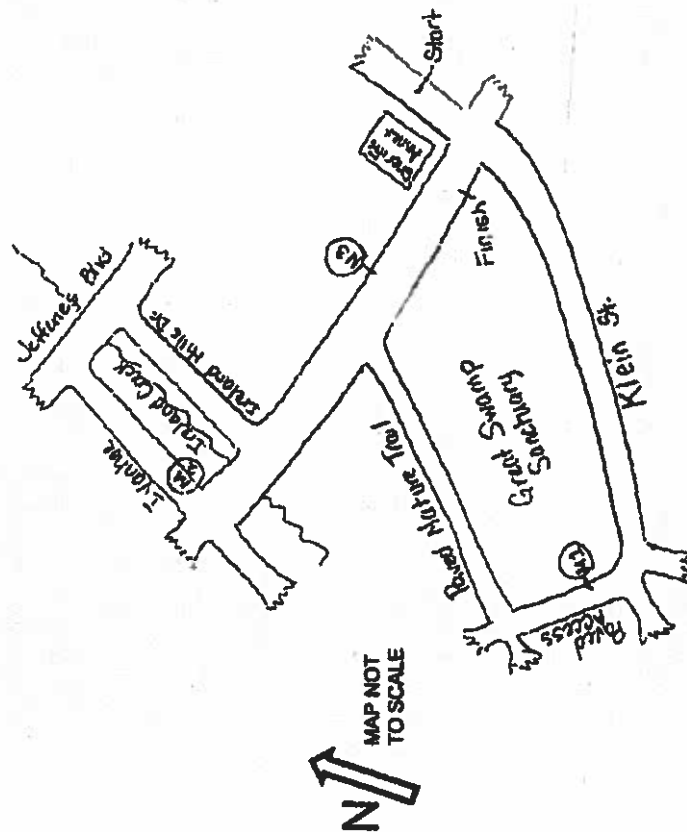
The race will start by the Sheriff's annex building, go down Klein Street entering into the Walterboro Wildlife Sanctuary, continuing through the sanctuary, turning left onto Washington Street, passing over Ireland Creek turning right onto Ivanhoe Road, Ivanhoe Road turning right onto Jefferies Blvd., crossing over Ireland Creek Bridge and turning right onto Ireland Hills Drive, continuing on Ireland Hills Drive turning right onto Washington Street. This is where the race will end.

Jeffrey Herndon is heading up this event for the WCCC. We appreciate you taking the time to consider this race for our community. We believe this is a great opportunity to come out and enjoy our city! Please feel free to contact me or Christan Spires with any questions or concerns.

Regards,

A handwritten signature in black ink, appearing to read 'Jeremy Ware', with a long horizontal line extending to the left.

Jeremy Ware
President
Walterboro-Colleton
Chamber of Commerce



Location of Key Points

START: On Klein St. in the County Square Point is 38'8" Northeast of a sewer cover in street and 8' Southwest of GTE cable box #120207P205.

1 MILE: On access trail from Mayfield Park Parking lot. Point is 346' Northwest of parking lot.

2 MILE: On Ivanhoe beside Ireland Creek. Point is 89' Northeast of Washington St.

3 MILE: On Washington St. near County Maintenance Bldg. Point is 19'10" North-East of SCE&G pole #172102 and 200' Southwest of a GTE buried cable box.

FINISH: On Washington St. Point is 4'6" Northwest of a fire hydrant and 4' south-East of GTE Pole # 8-88.

August 30, 2018

Dear Mayor and City Council:

On behalf of the American Foundation for Suicide Prevention, I respectfully request permission to host our first Out of the Darkness Community Walk on Saturday, November 3, 2018 in the Walterboro Wildlife Sanctuary.

Please note the details to follow:

- 1. Sponsored by the National Foundation for Suicide Prevention**
- 2. Proposed date November 3, 2018**
- 3. Time: 12:00 – 3:00**
With Registration at the Colleton County Farmer's Market & Museum at 12:00 pm and celebration afterwards in the parking lot at the Colleton County Farmer's Market & Museum
- 4. Proposed Route: See Attachment**
- 5. Estimated participants: 150**
- 6. Open to Everyone**

There is no fee for the walk – we accept donations and if walkers raise \$150.00 in donations prior to the walk – they receive a T-shirt

The event is to encourage open conversations about mental health and help to put a stop to the tragic loss of life. Each year, suicide claims more lives than war, murder and natural disasters combined. Yet suicide prevention does not receive the funding as other leading causes of death.

For further information, please contact Kim Crouse at 843-908-9337

*Sincerely,
Kim Crouse*

CITY OF WALTERBORO
PARADE/PROCESSION PERMIT REQUEST

(PLEASE PRINT INFORMATION REQUESTED)

Application Date: 8/30/2018

1. Person submitting application: Kim S. Crouse
Address: 3799 Logan Farm Rd, Walterboro, SC 29488
Telephone: 843-908-9337

2. Name of Organization: Out of the Darkness Community Walk
Chairperson/President: Kim S. Crouse
Address: 3799 Logan Farm Rd, Walterboro, SC 29488
Telephone: _____

3. Parade Chairman: SAA
Address: _____
Telephone: _____

4. Date/Time of Parade: November 3, 2018 1:00 PM

5. Parade Route requested (Attach Sketch) Sketch Attached

6. Number of Vehicles/Floats: 0 Number of Animals: 0

7. Portion (width) of street parade will occupy: Walkers - Unsure

8. Additional Information (Upon Request): _____



Signature/Parade Chairman



Signature/Organization Chairperson

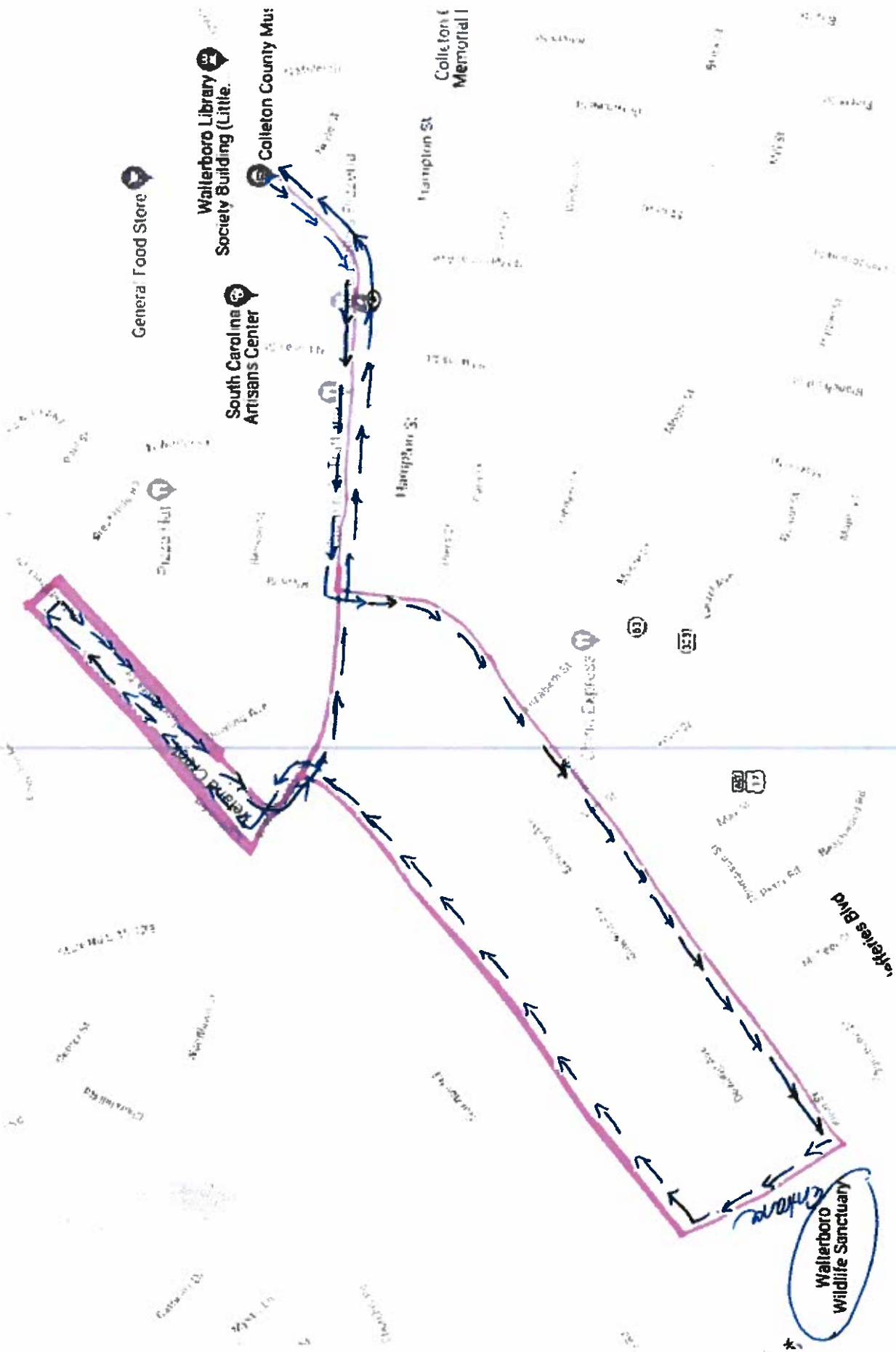
X Approval _____ Disapproval



Chief of Police

City Manager

NOTE : >>> Call Police Department (843-782-1032) to confirm Parade/Procession Route three days prior to parade.



Colleton County Veterans Council

P.O. BOX 256

WALTERBORO, SC 29488

TELEPHONE: (843) 908-2123

JOHNNY HOLMES
CHAIRMAN

WILLIAM H. PROCTOR
CO-CHAIRMAN

BOB TIEGS
TREASURER

JANET D. SMITH
VA OFFICER

KIMBERLY BROWN
SECRETARY

Date: August 29, 2018

TO: City of Walterboro

Attn: Mr. Jeff Molinari, City Manager

RE: Veterans Day Parade/Vendors

The Colleton County Veterans Council has begun preparing for the County's Annual Veterans Day Parade.

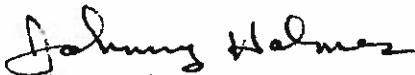
The parade will be held on Sunday, November 11, 2018, at 3:00 pm. Attached is a copy of the Parade Permit Request and a sketch of the route for your approval. This year, we are recognizing all Veterans' Caregivers, specifically those family members who are caring for our veterans at home. We are also planning to give trophies to the best patriotic floats.

As discussed, you have granted the Veterans Council permission to use the City Parking Lot for the following in honor of our Veterans:

- (3) Food vendors can begin setup at 1:00 pm and end sales at 4:00 pm

I along with Parade Chairman Tiegs will be in attendance at the City Council's meeting on Tuesday. If you have any questions, please give me a call at 843 908-2123.

Respectfully,


Johnny Holmes
Council Chairman

CITY OF WALTERBORO
PARADE/PROCESSION PERMIT REQUEST

(PLEASE PRINT INFORMATION REQUESTED)

Application Date: 8-13-18

1. Person submitting application: Janet D. Smith
Address: 219 S. Lemacks Street
Telephone: 843 549-1412
2. Name of Organization: Colleton County Veterans Council
Chairperson/President: Johnny Holmes
Address: 824 Wesley Grove, Cottageville
Telephone: 843 908-2123
3. Parade Chairman: Bob Tiegs
Address: 120 Azalea Drive, Walterboro
Telephone: 843 908-9732
4. Date/Time of Parade: November 11, 2018, 3:00 pm
5. Parade Route requested (Attach Sketch) Main Street (Washington)
6. Number of Vehicles/Floats: 30 Number of Animals: _____
7. Portion (width) of street parade will occupy: _____
8. Additional Information (Upon Request): Request Street Closure 2pm


Signature/Parade Chairman


Signature/Organization Chairperson

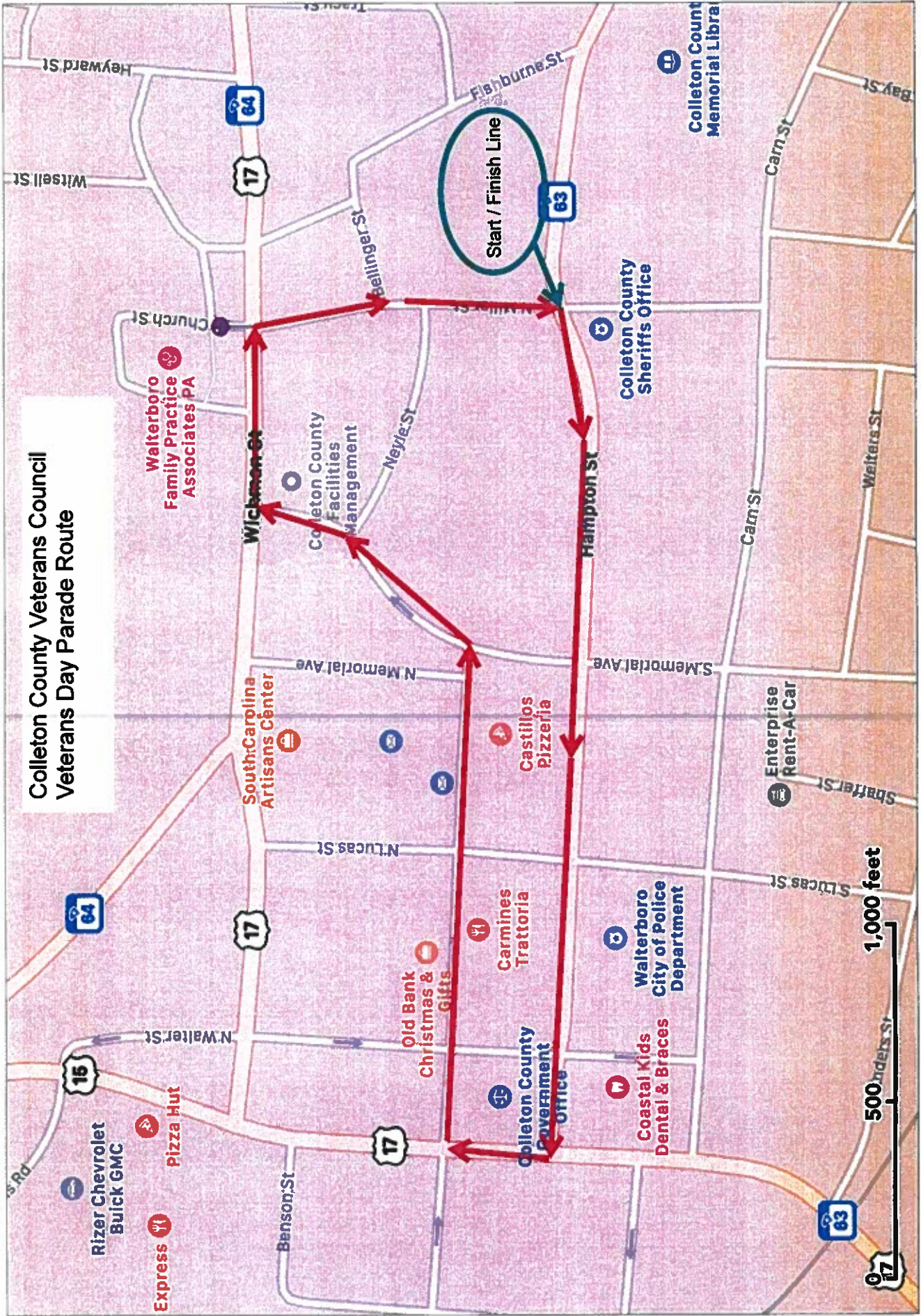
____ Approval

____ Disapproval

Police Chief

City Manager

NOTE : >>> Call Police Chief (782-1032) to confirm Parade/Procession Route three days prior to parade.



VETERANS DAY *parade*

In Recognition of Veterans' Family Caregivers
Sunday, November 11th 3:00pm

COLLETON COUNTY COURTHOUSE EST. 1822



HONORING ALL THOSE WHO SERVED

Lineup

Begins at 2:00pm
Colleton Civic Center
494 Hampton Street

Float Competition

Trophies will be awarded
to the most Patriotic Floats

Parade Route

Downtown Walterboro

Contacts

Bob Tiegs, Parade Chairman
(843) 568-9732
Veterans Affairs Office
(843) 549-1442

Thank you in advance for your participation.

The Colleton County Veterans Council



The Colleton County Historical and Preservation Society

205 Church St, Walterboro, SC 29488

info@cchaps.com 843 549-9633 www.cchaps.com

August 26, 2018

Walterboro City Council
242 Hampton St.
Walterboro, SC 29488

Dear Members of City Council,

The Colleton County Historical and Preservation Society, along with the local Gamecock Club and Clemson Club, will be hosting a tailgate party and oyster roast on Tuesday, November 20 from 6:00 pm – 9:00 pm at the Bedon-Lucas House and the Little Library Park. We would like to have use of the roadway on Church Street between Fishburne and Miller Streets to maximize our space and to keep people safe while crossing the street.

The Gamecock Club and the Clemson Club have had separate tailgates the last few years, so this will be a fun gathering.

We hope you will join us!

We are requesting permission to close Church Street between Fishburne Street and Miller Street from 3:00 pm – 11:00 pm on November 20, 2018 for safety reasons. We would also like barricades to close off the street.

Thank you for your consideration.

Sincerely,

Sarah E. Miller

Sarah E. Miller
Colleton County Historical and Preservation Society
Semiller@mailbox.sc.edu
843 549-9633
843 635-5206

September 4, 2018
Walterboro City Council Meeting

Attachments for:
City Manager's Report

1. Discovery Center Exhibits.

SERVICES AGREEMENT

THIS SERVICES AGREEMENT, including all Exhibits attached hereto and referenced herein (hereinafter referred to as "this Agreement"), is made and entered on _____, 20____, by and between **Brockington and Associates, Inc.** (Brockington), a Georgia corporation with its principal office located at 3850 Holcomb Bridge Road, Suite 105, Norcross, Georgia 30092 and the **City of Walterboro, South Carolina** (Client), located at 242 Hampton Street, Walterboro, SC 29488. Brockington and Client are sometimes referred to collectively herein as the "Parties" and individually as a "Party."

WHEREAS, Client wishes to engage Brockington to perform certain consulting services for Client and Brockington wishes to provide those services to Client; and

WHEREAS, the Parties wish to enter into this Agreement to set forth more fully the terms and conditions pursuant to which Brockington will provide these consulting services to Client;

NOW, THEREFORE, in consideration of the foregoing, and in reliance on the mutual promises and obligations contained herein, the Parties hereby agree as follows:

1. Retention of Brockington

1.1 Scope of Services. Brockington agrees to provide Client with the mutually agreed upon consulting services described in the "Statement of Work" attached hereto as Exhibit A and any attachments to Exhibit A. Exhibit A and any attachments to Exhibit A are incorporated herein. The Parties agree that the attached Statement of Work contains the complete description of all Services to be rendered to Client by Brockington, and that any additions to the Services described in the attached Statement of Work must be in writing, signed by both Parties.

1.2 Personnel. Client agrees that Brockington is authorized to make all assignments of personnel, and to make such changes in assignments as Brockington determines, in its sole discretion, are appropriate based on scheduling, availability and other factors, so long as such assignments and changes in assignments will not increase the overall cost to Client of the project.

2. Payment for Services

2.1 Firm-Fixed Price. Client shall pay Brockington a firm-fixed price total of **\$252,050.00** for the Services set forth in the attached Statement of Work.

2.2 Invoices. Brockington shall submit accurate and complete invoices to Client on a monthly basis, or at such other times as agreed upon and set forth in the attached Statement of Work. No backup documentation shall be submitted by Brockington to Client unless required in Section 2 of Exhibit A to this Agreement.

2.3 Payment. Client agrees to pay Brockington's invoices in full within 30 days of receipt of each invoice. Client agrees to pay 1.5% interest per month on all past due invoices.

3. Nature of Relationship

3.1 Independent Contractor. The Parties agree that Brockington shall be an independent contractor, and shall not be the employee, servant, agent, partner, or joint venturer of Client or of any of Client's officers, directors, employees, subsidiaries, divisions or affiliates. During performance of this Agreement, Brockington shall supervise the performance of its own Services and shall have control of the manner and means by which the Services are performed, subject to compliance with the Agreement. The personnel performing Services under this Agreement shall at all times be under Brockington's exclusive direction and control and shall be employees or subcontractors of Brockington and not of Client.

4. Termination

4.1 Termination by either party. Either Party may terminate or suspend performance of this Agreement at any time upon written notice to the other Party.

4.2 Force Majeure. No delay, failure or default in performance of any obligation by either Party, excepting obligations to make payments hereunder, shall constitute a breach of this Agreement to the extent it is caused by force majeure.

4.3 Obligations upon Termination or Suspension. Upon termination or suspension of this Agreement, Client shall pay Brockington for all Services performed by Brockington as of the date Brockington receives notice of suspension or termination. Upon termination of this Agreement, Brockington shall return all documentation, equipment or other materials provided by Client during the term of this Agreement.

5. Miscellaneous Provisions

5.1 Binding Effect. The provisions of this Agreement shall be binding upon and inure to the benefit of the successors and assigns of the Parties.

5.2 Waiver. No waiver of any provision of this Agreement shall be deemed, or shall constitute, a waiver of any other provision, whether or not similar, nor shall any waiver constitute a continuing waiver. The failure of either Party to insist upon performance of any provision of this Agreement, or to exercise any right, remedy or option provided herein, shall

Initial: _____ / _____

not be construed or deemed to be a waiver of the right to assert any of the same at any time thereafter. No waiver shall be binding unless executed in writing by the party making the waiver.

5.3 *Modification.* This Agreement shall not be amended, modified or extended, nor shall any waiver of any right hereunder be effective, unless set forth in a document executed by duly authorized representatives of both Parties, specifically referencing the provision or provisions of this Agreement to be amended, modified, extended or waived.

5.4 *Severability.* If any term, condition or provision of this Agreement is held or finally determined to be void, invalid, illegal, or unenforceable in any respect, in whole or in part, such term, condition or provision shall be severed from this Agreement, and the remaining terms, conditions and provisions contained herein shall continue in force and effect, and shall in no way be affected, prejudiced or disturbed thereby.

5.5 *Entire Agreement.* This Agreement, including Exhibit A and any attachments to Exhibit A., which are incorporated herein by reference, constitutes the entire agreement and understanding between the Parties hereto, and supersedes and replaces any and all previous or contemporaneous understandings, commitments, agreements, proposals or representations of any kind, whether oral or written, relating to the subject matter hereof.

5.6 *Notice.* Any notice or other communication required or permitted to be given under this Agreement shall be in writing and shall be sent by (a) certified mail, return receipt requested, postage prepaid; (b) prepaid overnight delivery; or (c) hand delivery addressed to the parties at the following addresses:

Client
City of Walterboro, South Carolina
c/o Jeff Molinari
242 Hampton Street
Walterboro, SC 29488

Brockington
Brockington and Associates, Inc.
c/o Sally Brockington
3850 Holcomb Bridge Road, Suite 105
Norcross, Georgia 30092

All notices and other communications shall be deemed to be received at the expiration of three days after the date of mailing if mailed, or on the date of delivery if sent by overnight delivery or hand delivery. The address of a Party to which notices or other communications shall be mailed may be changed from time to time by giving written notice to the other Party.

IN WITNESS WHEREOF, the parties represent and warrant that this Agreement is executed by duly authorized representatives of each Party as set forth below on the date first stated above.

Client

Brockington and Associates, Inc.

By: _____
Name: _____
Title: _____
242 Hampton Street
Walterboro, SC 29488

By: _____
Sally Brockington
President
3850 Holcomb Bridge Road, Suite 105
Norcross, Georgia 30092

Date: _____

Date: _____

Initial: _____ / _____

EXHIBIT A

Statement of Work

This Statement of Work is made effective on _____, 20__, and is incorporated into and made a part of the Services Agreement entered into by and between Client and Brockington.

1. Description of Services:

See attached proposal and cost breakdown for the Walterboro Center Exhibits, labeled, *Attachment 1 to Exhibit A*.

2. Additional Terms and Conditions:

Brockington will invoice 20% upon notice to proceed.

This Statement of Work and all attachments hereto serve as Exhibit A to the Work Agreement.

Agreed and Accepted:

Client

Brockington and Associates, Inc.

By: _____

Name: _____

Title: _____

242 Hampton Street

Walterboro, SC 29488

By: _____

Sally Brockington

President

3850 Holcomb Bridge Road, Suite 105

Norcross, Georgia 30092

Date: _____

Date: _____

Initial: _____ / _____

Walterboro Discovery Center
Exhibits Budget Projection

REVISED: August 9, 2018

Project Estimates

Based on current design planning, the following is a cost estimate for the specific areas of the Discovery Center indicated as being for exhibits. Reflected in the numbers are costs for a full exhibit design package in each area including:

- Content Development & Graphic Design
- Exhibit Structures Design & Fabrication
- Live-animal Display Environments
- Digital & Analog Interactives
- Installation and Implementation

ITEM	ESTIMATED COST
Exhibit Hall Reader Rail Stations + Info Desk	\$67,400
Exhibit Hall Center: Tree/Tank Interactive Display	\$63,900
Exhibit Hall Aquarium Wall (Reptile/Amphibian)	\$30,200
Event Hall Aquarium Wall (Freshwater Fish)	\$16,100
Welcome Wall and Misc. Graphics	\$ 5,450
Mobile Displays & Interpretive Features	\$14,150
Production, Installation, Project Mgmt & Support	\$54,850
Total	\$252,050

Additional Expense: Content Provider & Technical Expert

Dwight Williams, estimate 100 hours @ \$60 / hour \$ 6,000

NOTE—The following related costs are not included in the above:

- Acquisition and installation of animal specimens to be displayed
- Additional support equipment for exhibits, e.g. refrigerator/freezer, work sink, etc.
- Outside content providers and subject matter expert consultants
- Operational planning for the Discovery Center