



Town of James Island, Regular Town Council Meeting
February 19, 2015; 7:00 PM; 1238-B Camp Road, James Island, SC 29412

Notice of this meeting was published and posted in accordance with the Freedom of Information Act and the requirements of the Town of James Island.

1. Opening Exercises
2. Public Comments
3. Update on Plans for James Island Library
Janet Segal, Chair, Charleston County Public Library Board of Trustees
4. Consent Agenda
 - a. Minutes of January 15, 2015 Regular Town Council Meeting
5. Information Reports
 - a. Finance Report
 - b. Mayor's Report
 - c. Island Sheriffs' Patrol Report
6. Requests for Approval
 - Camp Road Sidewalk Conceptual Design Proposal
7. Committee Reports
 - Land Use Committee
 - Environment and Beautification Committee
Presentation of Community Hero Awards by James Island Pride
 - Public Safety Committee
8. Resolutions
 - a. Resolution #2015-04: Representation of the Town of James Island on the CARTA Board
 - b. Resolution #2015-05: Island Sheriffs' Patrol Officer of the Year, 2014
 - c. Resolution #2015-06: Municipal County Agreement for Jerdone Street Sidewalk
 - d. Resolution # 2015-07: To Create Citizens Advisory Committee: History Commission
 - e. Resolution #2015-08: To Designate an Annual "James Island Arts Day" Observance and Celebration
9. Ordinances up for Second Reading:
 - a. Ordinance #2015-01: An Ordinance to Amend the Town of James Island Zoning and Land Development Regulations Ordinance: Table 6.1-1 Use Table
10. Ordinances up for First Reading:
 - a. Ordinance #2015-03: An Ordinance to Amend Article 4, Finance and Taxation, Section 4.410, Emergency Procurement
 - b. Ordinance #2015-04: An Ordinance to Provide for Emergency Powers of the Mayor
11. New Business
12. Executive Session: The Town Council may/will enter into an Executive Session in accordance with 30-4-70(a) Code of Laws of South Carolina
13. Return to Regular Session
14. Adjournment

The Town of James Island held its regular meeting at 7:00 p.m. in Council Chambers, 1238-B Camp Road, James Island, SC on Thursday, January 15, 2015. The following members of Council were present: Mayor Pro Tem, Leonard Blank, Garrett Milliken, Darren “Troy” Mullinax, Joshua P. Stokes, and Mayor Bill Woolsey, who presided. A quorum was present to conduct business.

Also present: Ashley Kellahan, Town Administrator, Jane Hale, Senior Finance Clerk, Mark Johnson, Public Works Coordinator, Attorney Bo Wilson, Wilson & Heyward, and Frances Simmons, Town Clerk.

Opening Exercises: Mayor Woolsey called the meeting to order. He opened in prayer and followed with the Pledge to the Flag. FOIA: This meeting was published and posted in accordance with the Freedom of Information Act and the requirements of the Town of James Island.

Public Hearing: Proposed Amendment Change to Town of James Island’s Zoning and Land Development Regulations Ordinance: Table 6.1-1 Use Table: Mayor Woolsey opened the Public Hearing at 7:03 p.m. No one signed in to speak.

Update on Town’s Emergency Planning Efforts: Mayor Woolsey introduced Scott Cave, Atlantic Business Continuity Services to give an update on the Town’s Emergency Planning process. Mr. Cave reported that seven meetings have been held with the staff: Administrator Ashley Kellahan, Building Official Berry Rudisill, and Public Works Coordinator Mark Johnson. Meetings have also been held jointly with the staff of the James Island PSD. Mr. Cave said the first phase, the Emergency Management Plan for the Town has been completed; the second phase, Continuity of Operations will begin in February. At that time, Mr. Cave will meet with all staff and assign the roles they will carry out should a disaster or emergency strike. Later this spring the Town will host another Island-wide Emergency Management meeting with the James Island PSD, City of Charleston, and Charleston County. The Emergency Plan is scheduled to be completed on June 1st.

Special Order of Business:

Commission of Code Enforcement Officer: Mayor Woolsey administered the oath of office and commissioned James Lynah Palmer as the Code Enforcement Officer for the Town. The commission is January 1 through December 31.

Election of Mayor Pro Tempore: The floor was opened for nominations for the election of the Mayor Pro Tempore. Mayor Woolsey moved to elect Councilman Blank, Councilman Stokes seconded. There were no other nominations and the motion passed unanimously for Councilman Blank to serve as the Mayor Pro Tempore.

Consent Agenda:

- a. Minutes of December 18, 2014 Regular Town Council Meeting: A motion to approve the consent agenda was made by Councilman Stokes, seconded by Councilman Milliken and passed unanimously.

Information Reports:

- a. Finance Report: Finance Clerk, Jane Hale, presented the December Budget Report. 50% of the fiscal year has been completed; revenues are at 32% and expenditures year-to-date is 22% of the budget.
- b. Town Administrator’s Report: Town Administrator, Ashley Kellahan provided highlights from the Administrator’s Report: Mrs. Kellahan gave an update regarding the Environmental Assessment of Pinkney Park and that no tank was found on the property; that it was probably old piping or an old well. The closing for the Park will be scheduled soon. We have had a successful transition with VC3 for our hosted desktop environment and the Town’s new website is now live. The Town will

host the SCE&G Tree Trimming Workshop on Thursday, January 29th at 6:00 p.m. Thank you to the James Island PSD for advertising the workshop in their newsletter. This event was also advertised in the James Island Messenger. Harbor View Road Sign: Signature Sign hopes to have the sign moved next week. The new Town Hall Sign is scheduled to be installed in February. Ben Road: Mrs. Kellahan gave an update on the Ben Road Improvement Project. The project will go out for bids at the end of this month. Charleston County has sent a letter to the property owners, to give them an update regarding the progress of this project. West Madison and Pauline Avenue: The SC DOT has denied our request to lower the speed limits on West Madison and Pauline Avenue. Councilman Milliken commented on the denial and asked that we examine the possibility of installing speed humps on these streets. Ms. Kellahan announced that Senior Planner, Kristen Crane, gave birth to a 7 pound 6 ounce baby boy.

- c. Island Sheriffs' Patrol Report: Sergeant James gave the December Crime Report. He informed Council that Island Sheriff Patrol Deputies worked a total of 515 hours that month; 693 traffic stops were made; 158 tickets were written and 16 arrests were made.

Island Sheriff Patrol Officer of the Fourth Quarter: Sergeant James recognized Deputy Stanley Singer as the Island Sheriff's Patrol recipient of the Fourth Quarter. Deputy Singer works in the Warrants Department and been on the Police force for 16 years. Afterward, Mayor Woolsey recognized Deputy Singer by presenting him with a Resolution which he read into the record.

Requests for Approval

Record Retention Policy: Mrs. Kellahan requested approval for a Record Retention Policy for the Town. She said this subject arise during the installation of the desk top environment with VC3. Mrs. Kellahan added that the retention policy will serve as a schedule to assist staff on the types of documents and the length of time they should be kept. The policy also pertains to emails. A motion to approve was made by Councilman Blank, seconded by Councilman Stokes and passed unanimously.

Committee Reports

Land Use Committee: Councilman Blank reported that due to the illness of Planning Commissioner Ed Lohr, a vacancy exists on the Board. He opened the floor to receive nominations to fill the vacant seat. Mayor Woolsey moved to appoint Warren Sloane, seconded by Councilman Stokes. Councilman Milliken commented about the need of having a broad cross section of individuals to serve. He noted that Planning Commissioner Lyndy Palmer is a realtor and that Planning Commissioner Bill Lyon works with property; whereas in the past others served from various backgrounds; not only real estate. After discussion, the motion passed 4-1; Councilman Milliken cast the dissenting vote. Councilman Blank announced that a ribbon cutting ceremony will be held for the opening of the Sherwin Williams Paint Company, Folly Road on January 20th at 3:00 p.m. All members of Council are invited. The Pet Grooming Salon has moved into the Camp Road Shopping Center next door to Jimmy's Antique Shop. Due to the Camp Road widening the Walgreen Pharmacy will be moved back 200 feet with their parking in the rear of the building. The Planning Commission at its meeting on January 8th gave approval to a Communications Tower to be located on the James Island Youth Soccer Field. This request will be forwarded to Town Council for consideration.

Environment and Beautification Committee: Councilman Milliken shared information from the City of Charleston's Board of Zoning Appeals meeting held on January 7th. During the meeting, approval was given for seven 24' dba grand trees on the Mikell tract to be removed for development. Representation at the meeting included individuals from Johns and James Island and West Ashley. James Island Pride conducted a litter pickup on January 10th – 29 bags of trash were collected from portions of Harborview and Dills Bluff Roads. The Adopt-a-Highway litter pickup will be held on February 7th. Please visit the Town's website for the time of the event. Nominations are still being accepted for the Community Hero Award until January 31st. Please see Councilman Milliken for a nomination application. The James Island Art Auction will be held on February 28th at the Town Hall. Councilman Milliken thanked the James Island PSD for announcing the event in their newsletter.

Public Safety Committee: Councilman Mullinax announced that the James Island Neighborhood Council meeting will be held on Thursday, January 22nd at 7:00 p.m. at the Town Hall.

Resolutions

- a. Resolution #2015-01: Memorandum of Understanding (MOU) Approving the Riverland Drive Corridor Management Plan: Mrs. Kellahan presented the Memorandum of Understanding. She informed Council that Nick Pergakes, the Senior Planner, with the Berkeley-Charleston-Dorchester Council of Governments (BCD COG) is present to answer questions. The Memorandum of Understanding was approved by the Planning Commission at its meeting on January 8th. A motion to approve was made by Councilman Milliken, seconded by Councilman Stokes. Councilman Milliken thanked the COG for doing a wonderful job and for engaging the public in this process. He was complimentary of the goals that were established as well as the natural beauty of the corridor. The resolution was approved unanimously.
- b. Resolution #2015-02: Island Sheriff's Patrol Officer of the Fourth Quarter: Resolution was presented under the Island Sheriff's Patrol Report. A motion to approve the Resolution was made by Councilman Blank, seconded by Councilman Milliken and passed unanimously.
- c. Resolution #2015-03: Request Authority for Municipalities to Regulate Parking on Right-of-Way: Councilman Mullinax stated that the Resolution came about from concerned citizens on the James Island Neighborhood Council about unwanted parking within the right-of-ways in front of their homes. Mrs. Kellahan commented that the Town had researched an ordinance to address this concern and has discovered that the enforcement of an ordinance would be contradictory to state law. Mayor Woolsey added that the Resolution will be used to ask the State Legislature to amend state laws to give municipalities the authority to regulate parking on right-of-ways in residential neighborhoods. A motion to approve the Resolution was made by Councilman Mullinax, seconded by Councilman Blank, There was some discussion about ownership of the right-of-way; and Councilman Milliken asked if there is a definition of regulate vs. prohibit. Councilman Blank said if approval is given, we can determine the regulations. Councilman Mullinax expressed concern that homeowners have authority to protect the property in front of their homes. After discussion, the motion passed unanimously to approve Resolution #2015-03.
- d. Resolution #2015-04: Right for Town of James Island to Representation on the CARTA Board: Mayor Woolsey asked if there was any objection to moving this to the end of the meeting. There being no objection, the Mayor moved on to the next item on the agenda. a motion without objection to move discussion of this item to the end of the agenda. The motion was made by Councilman Blank, seconded by Councilman Milliken and passed unanimously.

Ordinances up for Second Reading: None

Ordinances up for First Reading:

- a. Ordinance #2015-01: An Ordinance to Amend the Town of James Island Zoning and Land Development Regulations Ordinance: Table 6.1-1 Use Table: Councilman Blank explained the proposed changes to the amendment: use types for Office Residential (OR) will mirror existing use types of Residential Suburban Low Density (RSL); and the amendment will disallow "Restaurant, General" in the OR Zoning District. A motion to approve was made by Councilman Blank, seconded by Councilman Stokes. Councilman Milliken stated that in the future, it would be helpful to indicate the changes (Use Table) made to the document. It is particularly helpful when the document that contains many pages. He used as an example the changes that were made to the

Traffic Calming Policy for Speed Humps. Mrs. Kellahan noted that the changes in the Use Table were bold and underlined. Councilman Blank noted this will be done in the future. The motion passed unanimously.

New Business: None

Executive Session: Mayor Woolsey asked for a motion to enter into an executive session to receive legal advice pertaining to agenda item: 11d: Resolution #2015-04: Right of Town of James Island to Representation on the CARTA Board. The motion to enter was made by Mayor Woolsey, seconded by Councilman Milliken and passed unanimously. Council entered the executive session at 7:40 p.m.

Return to Regular Session: Town Council returned to regular session at 8:22 p.m. Mayor Woolsey announced that no votes were taken during the executive session.

Council took up discussion of agenda item: 11d: Resolution #2015-04: Right of Town of James Island to Representation on the CARTA Board. Councilman Blank moved to approve the Resolution, seconded by Councilman Milliken. Councilman Stokes moved to postpone further discussion until the February 19th Town Council meeting; seconded by Councilman Milliken and passed unanimously. This agenda item will appear on the February 19th Town Council meeting.

Adjourn: There being no further business to come before the body, the meeting adjourned at 8:23 p.m.

Respectfully submitted:

Frances Simmons
Town Clerk

STATEMENT OF NET POSITION AT:

JANUARY 31, 2015

GENERAL FUND	\$	920,078.39
PROPERTY TAX CREDIT FUND	\$	1,847,020.66
BEN ROAD PROJECT FUND	\$	180,000.00
TREE FUND	\$	12,232.62
TOTAL FUNDS (4 Banks)	\$	2,959,331.67
Less January liabilities	\$	5,706.40
NET ASSETS	\$	2,953,625.27

TOWN OF JAMES ISLAND

BUDGET REPORT

JANUARY 2015

PERCENT OF F/Y COMPLETED: 58%

REVENUE	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
L.O.S.T. PROPERTY TAX CREDIT	\$ 69,987	\$ 409,609	841,060	49%
L.O.S.T. MUNI. REVENUE FUND	27,120	155,605	327,080	48%
STATE AID TO SUBDIVISIONS	54,843	193,759	256,060	76%
FRANCHISE FEES	7,284	294,812	390,500	75%
TELECOMMUNICATIONS		18	25,000	0%
ACCOMMODATIONS TAX		257	5,000	5%
BROKER'S & INSURANCE TAX		839	356,300	0%
BUSINESS LICENSES		42,351	190,000	22%
BUILDING PERMIT FEES	619	4,392	10,000	44%
PLAN REVIEWS		500	1,300	38%
ALCOHOL LICENSES		6,000	7,000	86%
TREE PERMITS	25	575	1,500	38%
REZONINGS	332	1,723	300	574%
BOARD OF ZONING APPEALS		500	500	100%
ZONING REQUESTS	450	3,550	500	710%
DONATIONS-J.I. PRIDE	10	115		
DONATIONS-CHILDREN'S COMM.		-		
INTEREST INCOME	94	580		
TREE MITIGATION		10,848		
MISCELLANEOUS	176	1,865	500	373%
TRANSFER FUNDS BALANCE		-	570,000	
TOTAL REVENUE	\$ 160,940	\$ 1,127,898	2,982,600	38%

EXPENDITURES	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
ADMINISTRATION				
Salaries	14951.52	\$ 119,320	\$ 198,040	60%
Fringe Benefits	5,101	44,933	68,500	66%
Copier	\$ 577	2,627	5,300	50%
Supplies	1,073	9,878	12,700	78%
Postage	950	2,340	6,000	39%
Mobile Devices	83	544	900	60%
Information Services	3,990	16,404	25,000	66%
MASC Membership		5,341	5,500	97%
Insurance	700	17,379	15,000	116%
Legal Services		25,717	60,000	43%
Town Codification		3,985	5,000	80%
Advertising	267	2,067	5,000	41%
Audit		12,000	14,000	86%
Elections	9,956	9,956	5,000	199%
Mileage Reimbursement	26	249	800	31%
Bonding		-	2,150	0%
Employee Screening		-	200	0%
Dues and Subscriptions	224	469	1,000	47%
Training and Travel		60	2,460	2%
Children's Commission		-	1,000	0%
TOTAL ADMINISTRATION	37,899	\$ 273,270	\$ 433,550	63%
ELECTED OFFICIALS				
Salaries	\$ 3,769	\$ 22,615	\$ 50,000	45%
Fringe Benefits	1,621	9,207	36,500	25%
Mayor Expense		357	2,000	18%
Council Expenses	350	955	4,000	24%

Mobile Devices	117	\$ 348	1,180	30%
		\$ -		
TOTAL ELECTED OFFICIALS	\$ 5,857	\$ 33,483	\$ 93,680	36%
GENERAL OPERATIONS				
	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Salaries	\$ 12,766	\$ 93,948	\$ 207,715	45%
Fringe Benefits	3,817	34,628	58,500	59%
		\$ -		
TOTAL GENERAL OPERATIONS	\$ 16,583	\$ 128,577	\$ 266,215	48%
PLANNING				
	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Supplies		\$ 224	\$ 500	45%
Advertising	\$ 270	\$ 1,472	4,000	37%
Mileage Reimbursement		\$ -	200	0%
Dues and Subscriptions		\$ -	325	0%
Training and Travel		\$ -	1,000	0%
Cell Phone	53	320	660	49%
Uniform/PPE		\$ 126	250	51%
Planning Commission	12	207	1,000	21%
Board of Zoning Appeals		\$ 27	1,000	3%
		\$ -		
TOTAL PLANNING	\$ 335	\$ 2,376	\$ 8,935	27%
BUILDING INSPECTION				
	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Mileage Reimbursement		\$ 9	200	5%
Cell Phone	\$ 53	\$ 321	660	49%
Supplies		\$ 19	500	4%
Uniform/PPE		\$ 126	250	51%
Dues and Subscriptions		\$ 50	800	6%
Travel and Training		\$ 504	1,000	50%
		\$ -		
TOTAL BUILDING INSPECTION	\$ 53	\$ 1,029	\$ 3,410	30%
PUBLIC WORKS				
	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Mileage Reimbursement		\$ -	\$ 300	0%
Training		\$ -	1,000	0%
Projects	\$ 2,350	\$ 120,518	780,000	15%
Engineering Services		\$ -	25,000	0%
Permits		\$ -	1,000	0%
Cell Phone	53	320	660	49%
Traffic Control Devices		\$ 120	25,000	0%
Uniform/PPE		\$ 126	250	51%
Supplies		\$ 116	2,000	6%
Emergency Management		\$ 9,658	12,000	80%
Groundskeeping	53	5,229	30,000	17%
TOTAL PUBLIC WORKS	\$ 2,457	\$ 136,088	\$ 877,210	16%
CODE & SAFETY				
	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Cell Phone	55	\$ 323	\$ 660	49%
Mileage Reimbursement		\$ 64	300	21%
Emergency Equipment		\$ -	1,000	0%
Radio Contract		\$ 684	3,700	18%
Training		\$ 99	1,000	10%
Supplies	157	429	500	86%
Uniform/PPE		\$ 126	250	51%
Sheriff's Office Contract	14,660	78,558	165,000	48%
Unsafe Buildings Demolition		\$ -	7,000	0%
Overgrown Lot Clearing		\$ -	1,200	0%
Crime Watch Materials		\$ -	500	0%
Neighborhood Council		\$ 144	1,000	14%
		\$ -		
TOTAL CODE & SAFETY	14,872	\$ 80,427	\$ 182,110	44%
PARKS AND RECREATION				
	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
James Island Pride	\$ 117	\$ 805	\$ 2,000	40%
Recreation		\$ 16,275	5,000	326%
Special Events		\$ 8,372	7,500	112%
James Island Youth Sports Program		\$ 2,000	14,000	14%
Tree Fund		\$ 1,286		
		\$ -	15,000	0%
TOTAL PARKS AND RECREATION	\$ 117	\$ 28,738	\$ 43,500	66%
FACILITIES AND EQUIPMENT				
	JANUARY 2015	FYTD	AMENDED BUDGET	PERCENT OF BUDGET
Utilities	\$ 963	\$ 8,184	\$ 14,000	58%

Rent	6,176	\$	42,413	73,240	58%
Security Monitoring	117	\$	351	1,380	25%
Janitorial	440	\$	3,681	6,620	56%
Equipment/Furniture		\$	1,401	3,000	47%
Building Maintenance	125	\$	862	12,000	7%
Vehicle Maintenance	58	\$	653	3,000	22%
Generator		\$	-	750	0%
Street Lights	8,783	\$	8,783	114,850	8%
Signage		\$	1,500	5,150	29%
		\$	-		
TOTAL FACILITIES AND EQUIPMENT	\$ 16,663	\$	67,829	\$ 233,990	29%
COMMUNITY SERVICES	JANUARY 2015		FYTD	AMENDED BUDGET	PERCENT OF BUDGET
		\$	10,000	\$ 40,000	
		\$	-		
TOTAL COMMUNITY SERVICES	0	\$	10,000	\$ 40,000	25%
PROPERTY TAX CREDITS				\$ 800,000	
TOTAL EXPENDITURES	JANUARY 2015		FYTD	AMENDED BUDGET	PERCENT OF BUDGET
	\$ 94,835	\$	745,660	\$ 2,982,600	25%

Mayor's Report

1. Town Hall Project

In consultation with Town Council and the Town Administrator, I have decided to move forward with building a Town Hall. The project is in the preliminary planning stage. The necessary size and location have not been determined. I anticipate asking Council to approve bond funding. In my view, the money we currently spend on rent should be used to pay for the Town Hall retiring the debt. I anticipate that the project will be approximately \$1 million.

2. Proposed Cell Tower on Fort Johnson Road.

The public hearing regarding the Cell Tower at the Youth Soccer Club was cancelled for tonight at the request of the applicant. They wanted an opportunity to speak with the homeowners association and Eaglewood Retreat, a subdivision in the City of Charleston near the location of the proposed cell tower. The leaders of that subdivision proposed favor moving the cell tower on the other side of the soccer field.

If there is a proposal to move the cell tower to another location, it will need to be reviewed by the Planning Commission. However, it is likely that the public hearing will be rescheduled for the March Town Council meeting regardless.

2. Pinckney Park

The Town hopes to schedule the closing on the Pinckney Park property before the end of the month. The Town has secured the buildings and mowed the field. The Town is preparing a RFP to develop a plan for the park.

3. Camp and Folly Road Improvement Project

The Camp and Folly Road Project should be put out to bid this month. Walgreens plans to move its location from the from its current location near Folly Road further back in place of stores behind it in the shopping center. The Town is seeking to have Walgreens provide space for a bus stop and bus shelter on Folly Road.

4. Business Licenses Issued

New: 32

Renewal: 8

5. Code Enforcement

3 new cases opened

1 case closed

6. Planning and Zoning

Zoning permits: 7

Home Occupation: 5

Sign Permits: 1

7. Building Services

Inspections: 18

Re-inspections: 4

Investigations: 8

Total permits issued: 86

8. Public Works

Traffic study of Wellington and Arthur intersection to gather data for possible 4-way STOP.

Quarterly James Island Stormwater Managers Meeting January 28. Topics discussed were Oceanview-Stonepost-Teal-Sea Aire drainage basin, Greenhill-Williams- Honey Hill drainage basin, Joe Rivers drainage basin as well as other specific areas of interest with drainage issues.

Working with Charleston County Stormwater Management on clearing drainage obstructions between Oceanview and Sea Aire.

9. Emergency Management

The Town of James Island has continued to work with Scott Cave of Atlantic Business Systems and representatives from JIPSD in developing an updated Town Emergency Operations Plan.

The Town has successfully started the James Island Branch of Teen CERT Explorer Post 911 which will bring the experience of careers in Law Enforcement, Fire Services, Emergency Medical Services and Emergency Management as well as hands on skills in Disaster Preparedness to the teenagers of James Island. So far we have 12 youth participating in the program, 6 Adult Advisors and several other adults and parents who are signing up as advisors or to take CERT training themselves. They meet the second and fourth Wednesdays of each month at Town Hall from 6-7:30 PM and have weekend outings once a month.



Stantec

MASTER SERVICES AGREEMENT TASK ORDER

Attached to and forming part of the MASTER AGREEMENT

BETWEEN:

TOWN OF JAMES ISLAND

(hereinafter called the "CLIENT")

- and -

STANTEC CONSULTING SERVICES INC.

(hereinafter called "STANTEC")

EFFECTIVE: January 26, 2015

This TASK ORDER is issued under the MASTER SERVICES AGREEMENT (dated April 5, 2013) between STANTEC CONSULTING SERVICES INC. ("STANTEC") and TOWN OF JAMES ISLAND ("CLIENT") for Services to be provided by STANTEC on the Camp Road Sidewalk Conceptual Design project ("Project"), as more fully described below. This Task Order is incorporated into and part of the Master Services Agreement.

The CLIENT's representative shall be: Mrs. Ashley Keflahan

SERVICES: STANTEC shall perform the following SERVICES:
Services as described in the attached proposal
(hereinafter called the "SERVICES")

CONTRACT TIME: Commencement Date: February 2, 2015
Estimated Completion Date: March 31, 2015

CONTRACT PRICE: Subject to the terms below, CLIENT will compensate STANTEC as follows:
Lump Sum Fee not to exceed \$11,500.00

Where not stated as being included in the fees, project specific subconsultant, contractor, lab and other similar third party charges will be charged as invoiced to STANTEC with a zero percent (0%) markup.

Unless otherwise noted, the fees in this agreement do not include any value added, sales, or other taxes that may be applied by Government on fees for services. Such taxes will be added to all invoices as required.

Where the SERVICES or services conditions change, STANTEC shall submit to the CLIENT in a timely manner, documentation of the revisions to this Task Order adjusting the Contract Services Time and Price as required.

Unless otherwise specified, charges for SERVICES are based on STANTEC'S hourly billing rate table ("Rate Table"). The Rate Table is subject to escalation from time to time.

ADDITIONAL CONDITIONS: The following additional conditions shall be read in conjunction with and constitute part of this Task Order:

No Additional Concerns

ADDITIONAL ATTACHMENTS: The following additional attachments shall be read in conjunction with and constitute part of this Task Order:



MASTER SERVICES AGREEMENT
TASK ORDER

Stantec

INSURANCE
REQUIREMENTS:

Before any services are provided under this agreement, STANTEC shall procure, and maintain in effect during the term of this agreement, insurance coverage in amounts and on terms not less than set forth below.

General Liability: Commercial general liability insurance for personal and bodily injury, including death, and property damage in the amount of \$1,000,000 each occurrence and not less than \$2,000,000 in the aggregate.

Automobile Liability: Automobile liability insurance for bodily injury, including death, and property damage in the amount of \$1,000,000 each occurrence.

Professional Liability: Professional liability insurance for damages incurred by reason of any negligent act, error or omission committed or alleged to have been committed by STANTEC in the amount of \$1,000,000 per claim and in the aggregate.

Workers' Compensation: As prescribed by applicable law.

Certificates: Upon request, STANTEC shall provide certificates of insurance evidencing coverage required above. Each certificate shall provide that the coverage therein afforded shall not be cancelled except with thirty (30) days prior written notice to the CLIENT.

TOWN OF JAMES ISLAND

STANTEC CONSULTING SERVICES INC.

Ashley Kellahan, Town Administrator
Print Name and Title

Bret Gillis, Associate
Print Name and Title

Per: _____

Per: Bret Gillis

Print Name and Title

Print Name and Title

Per: _____

Per: _____

A RESOLUTION REGARDING THE REPRESENTATION OF THE TOWN OF JAMES ISLAND ON THE CARTA BOARD

WHEREAS, the Town of James Island requested that the Charleston Area Regional Transportation Authority (CARTA) allow the Town of James Island Representation on the its Board of Directors by letter dated January 8, 2014, and

WHEREAS, South Carolina Code Section 58-25-40 (1) states in part, “No member government, regardless of population, may have less than one member on the board.”, and

WHEREAS, South Carolina Code Section 58-25-35 states, “The members of a regional transportation authority created under the authority of this chapter must be the municipalities within the service area as defined by this chapter and the counties within the unincorporated areas of the service area of the authority,” and

WHEREAS, South Carolina Code Section 58-25-20 (14) defines the service area as, “the area served by the regional transportation authority and may be all or part of the area of jurisdiction of an authority,” and

WHEREAS, the entire territory of the Town of James Island is included within the service area defined by CARTA in 1997; and

WHEREAS, the Council of the Town of James Island supports the continued and expanded provision of services by CARTA within the jurisdiction of the Town;

NOW, THEREFORE, let it be resolved, that the Council of the Town of James Island requests that the Charleston Area Regional Transportation Authority allow for representation by the Town of James Island on its governing board.

Adopted this 19th day of February, 2015

Bill Woolsey
Mayor

ATTEST

Frances Simmons
Town Clerk

RESOLUTION 2015-05

A RESOLUTION HONORING ISLAND SHERIFF'S PATROL (ISP) OFFICER OF THE
YEAR, 2014

PRESENTED TO

DEPUTY COREY SHELTON
TOWN OF JAMES ISLAND
ISLAND SHERIFF PATROL

IN RECOGNITION OF
OUTSTANDING SERVICE

TO THE TOWN OF JAMES ISLAND

Enacted this the 19th day of February, 2015

Bill Woolsey
Mayor

ATTEST

Frances Simmons
Town Clerk

RESOLUTION 2015-07

AN AMENDMENT OF RESOLUTION 2012-05 TO ADD AN ADDITIONAL COMMITTEE
OF TOWN COUNCIL AND CITIZENS COMMITTEE

WHEREAS, the Town of James Island promotes the preservation of the Town's historical and cultural features; and,

WHEREAS, the Town seeks the education of both our citizens and the wider community about the history of James Island;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF JAMES ISLAND,
SOUTH CAROLINA THAT:

Section 1. A Town Council Historical Committee is hereby formed and the Committee Chairman shall serve as Council liaison to the James Island History Commission. The "Policies Regarding Committees of Town Council" shall also apply to this committee.

Section 2. The James Island Historical Commission is hereby formed and its purposes are 1) to identify and record historic assets of James Island and to develop and implement a program for their preservation. 2) to provide to both citizens and visitors information about the history of James Island including the location of its historic sites, 3) to encourage the education of the James Island community about its heritage.

The Historical Commission will consist of five (5) members appointed by the Mayor and Council with service terms of two (2) years. The "Policies Regarding Citizens Committees" shall also apply to this Council.

Section 3. This resolution to become effective upon its adoption and approval.

Enacted this the 19th day of February, 2015.

Mayor

ATTEST

Town Clerk

A RESOLUTION DESIGNATING AN ANNUAL "JAMES ISLAND ARTS DAY"
OBSERVANCE AND CELEBRATION

WHEREAS, the Arts enhance every aspect of public life on James Island; enriching our civic life, improving our economy, and exerting a positive influence on the education of our children; and

WHEREAS, James Island's visual and performing artists are the creative lifeblood of the community, providing cultural enrichment to the residents of James Island and the greater surrounding sea islands; and

WHEREAS, the Arts are crucial components of our cultural heritage, and our Art Teachers convey this heritage to our children and impact future generations; and

WHEREAS, our Artistic Community embraces workers in dance, theater, music, literature, design, media, and visual arts to enhance one another's creative experience; and

WHEREAS, the Arts enrich our inner lives and the relationships among our families and friends, and

WHEREAS, the Arts and Humanities elevate our community and our state;

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF JAMES ISLAND, SOUTH CAROLINA:

Section 1: That the foregoing recitals are incorporated in and made part of this reference;

Section 2: That the Town of James Island will designate an Annual "James Island Arts Day" observance and celebration; and

Section 3: That the Town of James Island hereby designates the last Saturday in February of each year as "James Island Arts Day", and urge all citizens to celebrate and promote the Arts and Culture of James Island, and hereby encourage our citizens to recognize the contributions of our local artists and our James Island fine arts teachers to the success of our community as a whole.

Section 4: This Resolution to become effective upon its adoption and approval.
Enacted this the 19th day of February 2015.

Bill Woolsey, Mayor

ATTEST

Frances Simmons, Town Clerk

ORDINANCE 2015-01

AN ORDINANCE AMENDING THE TOWN OF JAMES ISLAND ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE, NUMBER 2013-07, CHAPTER 6: TABLE 6.1-1, USE TABLE

WHEREAS, the South Carolina Local Government Comprehensive Planning Enabling Act of 1994, Sections 6-29-310, et seq., 6-29-510 et seq., 6-29-710 et seq. and 6-29-110 et seq., of the Code of Laws of South Carolina, 1976, as amended, authorizes the Town of James Island to enact or amend its zoning and land development regulations to guide development in accordance with existing and future needs and in order to protect, promote and improve the public health, safety, and general welfare; and

WHEREAS, the Town of James Island Planning Commission has reviewed the proposed text and map amendments of the Town of James Island Zoning and Land Development Regulations Ordinance (ZLDR) in accordance with the procedures established in State law and the ZLDR, and has recommended that the Town of James Island Council adopt the proposed text amendments of the ZLDR as set forth in TABLE 6.1-1 Use Table as set forth herein; and

WHEREAS, upon receipt of the recommendation of the Planning Commission, Town Council held at least 1 public hearing and after close of the public hearing, Town Council approves the proposed text amendments based on the Approval Criteria of Section 3.3.6 of Article 3.3 of the ZLDR;

WHEREAS, the Town Council has determined the proposed text amendments meet the following criteria:

- A. The proposed amendments correct an error or inconsistency or meet the challenge of a changing condition; and
- B. The proposed amendments are consistent with the adopted Town of James Island

Comprehensive Plan and goals as stated in Article 1.5; and

- C. The proposed amendments are to further the public welfare in any other regard specified by Town Council.

NOW, THEREFORE, be ordained it, by the Town of James Island Council in meeting duly assembled, as follows:

SECTION I. FINDINGS INCORPORATED

The above recitals and findings are incorporated herein by reference and made a part of this Ordinance.

SECTION II. TEXT AMENDMENTS OF THE ZONING AND LAND DEVELOPMENT REGULATIONS ORDINANCE

The Town of James Island Zoning and Land Development Regulations Ordinance is hereby amended to include the text amendments of Chapter 6 are attached hereto as Exhibit "A" and made a part of this Ordinance by reference.

SECTION III. SEVERABILITY

If, for any reason, any part of this Ordinance is invalidated by a court of competent jurisdiction, the remaining portions of this Ordinance shall remain in full force and effect.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective immediately following second reading by the Town Council.

ADOPTED and APPROVED in meeting duly assembled this 19th day of February, 2015.

TOWN OF JAMES ISLAND COUNCIL

By: _____
Bill Woolsey
Mayor

ATTEST:

By: _____
Frances Simmons
Town Clerk

Public Hearing: January 15, 2015
First Reading: January 15, 2015
Second Reading: February 19, 2015

EXHIBIT A

Planning Commission's Recommendation on 10/11/2014: **Approval**

TABLE 6.1-1	ZONING DISTRICTS											Condition	
	NRM 25	AG 5	AGR	RSL	RSM	MHS	OR	OG	CN	CC	I		
AGRICULTURAL USES													
ANIMAL PRODUCTION													
Animal Aquaculture, including Finfish Farming, Fish Hatcheries, or Shrimp or Shellfish Farming (in ponds)	A	A	C										\$6.4.1
Apiculture (Bee Keeping)	A	A	A	S			<u>S</u>						
Horse or Other Animal Production	S	A	C										\$6.4.1
Concentrated Animal Feeding Operations	S												
CROP PRODUCTION													
Greenhouse Production or Food Crops Grown Under Cover	A	A	A	C	C		<u>C</u>		C	C			\$6.4.1
Horticultural Production or Commercial Nursery Operations	A	A	A	S			<u>S</u>			A			
Hydroponics	S	A	A										
Crop Production	S	A	A	S	S		<u>S</u>						
Wineries	C	C	C										\$6.4.60
FORESTRY AND LOGGING													
Bona Fide Forestry Operations	C	C	C										\$6.4.23
Lumber Mills, Planing, or Saw Mills, including Chipping or Mulching	A	A	S										A
STABLE													
Stable	S	A	C										\$6.4.20
SUPPORT ACTIVITIES FOR AGRICULTURE USES													
Agricultural Processing	C	C	S										A
Agricultural Sales or Services	A	A	C							A			A
Roadside Stands, including the sale of Sweetgrass Baskets	C	C	C	C	C		C	C	C	C			C
RESIDENTIAL													

EXHIBIT A

Planning Commission's Recommendation on 10/11/2014: **Approval**

TABLE 6.1-1	ZONING DISTRICTS												Condition	
	NRM 25	AG 5	AGR	RSL	RSM	MHS	OR	OG	CN	CC	I			
Congregate Living for the elderly (up to 15 residents)	S	S	S	S	S	S	S	S						
Duplex					A	S								
Dwelling Group	C	C	C	C	C	C	C	C	C					\$6.4.7
Farm Labor Housing (up to 10 residents)	C	C	C											\$6.4.9
Farm Labor Housing (Dormitory) (more than 10 residents)	S	S	S											\$6.4.9
Child Caring Institution (more than 20 children)	S	S	S	S	S	S	S	S						
Group Care Home, Residential (up to 20 children)	S	S	S	S	S	S	S	S						
Manufactured Housing Unit	A	A	A	C	C	A	C	C						\$6.4.24
Manufactured Housing Unit, Replacement	A	A	A	C	C	A	C	S						\$6.4.24
Manufactured Housing Park														
Multi-Family, including Condominiums or Apartments					A							A		
Retirement Housing	S	S	S	S	S	S	S	S						
Retirement Housing, Limited (up to 10 residents)	S	S	S	S	S	S	S	S						\$6.4.8
Single family Attached, also known as Townhouses or Rowhouses					C	S						C		\$6.4.2
Single family Detached	A	A	A	A	A	A	A	A	C	C	C	C	C	\$6.4.25
Affordable Dwelling Units	S	C	C	C	A		C							\$6.4.19
Single family Detached/Manufactured Housing Unit (Joint) or Two Manufactured Housing Units (Joint)	A	A	A	C			C							\$6.4.24

EXHIBIT A

Planning Commission's Recommendation on 10/11/2014: **Approval**

TABLE 6.1-1	ZONING DISTRICTS											Condition	
	NRM 25	AG 5	AGR	RSL	RSM	MHS	OR	OG	CN	CC	I		
Transitional Housing, including Homeless and Emergency Shelters, Pre-Parole Detention Facilities, or Halfway Houses					S		S	S	S			A	
CIVIC / INSTITUTIONAL													
COURTS AND PUBLIC SAFETY													
Correctional Institutions													A
Parole Offices or Probation Offices													A
Safety Services, including Emergency Medical or Ambulance Service, Fire Protection, or Police Protection	A	A	A	S	S	S	A	A	A	A		A	A
DAY CARE SERVICES													
Adult Day Care Facilities		C	C	S	S	S	S	S	A	A	A	A	\$6.4.29
Child Day Care Facilities, including Group Day Care Home or Child Care Center		S	S	S	S	S	S	A	A	A	A	A	\$6.4.29
Family Day Care Home	A	A	A	A	A	A	A	A	A	A	A	A	S
DEATH CARE SERVICES													
Cemeteries	A	A	C	C	C	S	A	A	A	A	A	A	\$6.4.53
Funeral Services, including Funeral Homes or Mortuaries							A	A	A	A	A	A	
EDUCATIONAL SERVICES													
Pre-school or Educational Nursery		C	C	S	S	S	S	S	A	A	A	A	\$6.4.29
School, Primary		S	S	S	S	S	S				S		
School, Secondary		S	S	S	S	S	S				S		
College or University Facility		S	S	S	S	S	S	S	S	S	A	A	A
Business or Trade School		S	S					S	S	S	A	A	A

EXHIBIT A

Planning Commission's Recommendation on 10/11/2014: **Approval**

TABLE 6.1-1	ZONING DISTRICTS											Condition				
	NRM 25	AG 5	AGR	RSL	RSM	MHS	OR	OG	CN	CC	I					
Personal Improvement Education, including Fine Arts Schools or Automobile Driving Schools		S	S					S					C	A	A	\$6.4.26
HEALTH CARE SERVICES																
Medical Office or Outpatient Clinic, including Psychiatrist Offices, Abortion Clinics, Chiropractic Facilities, or Ambulatory Surgical Facilities			S					A					A	A	A	
Community Residential Care Facilities			S		S			S						A		
Convalescent Services, including Nursing Homes			S	S	S	S	S	S	S				S	A		
Counseling Services, including Job Training or Placement Services			S					A					A	A	A	
Intermediate Care Facility for the Mentally Retarded			S		S				S				S	A		
Public or Community Health Care Centers			S					A					A	A	A	
Health Care Laboratories, including Medical Diagnostic or Dental Laboratories								A					A	A	A	
Home Health Agencies			S					A					A	A	A	
Hospitals, including General Hospitals, Specialized Hospitals, Chronic Hospitals, Psychiatric or Substance Abuse Hospitals, or Hospices								S					A	S	A	S
Outpatient Facilities for Chemically Dependent or Addicted Persons									S				S	A		
Rehabilitation Facilities								S					A	A	A	A

EXHIBIT A

Planning Commission's Recommendation on 10/11/2014: **Approval**

TABLE 6.1-1	ZONING DISTRICTS											Condition					
	NRM 25	AG 5	AGR	RSL	RSM	MHS	OR	OG	CN	CC	I						
Residential Treatment Facility for Children or Adolescents (mental health treatment)			S					S				S		A			
MUSEUMS, HISTORICAL SITES AND SIMILAR INSTITUTIONS																	
Historical Sites (Open to the Public)	C	C	C	C	C	A	A	A	A	A	A	A	A	A	A	\$6.4.27	
Libraries or Archives		A	A	A	A	A	A	A	A	A	A	A	A	A			
Museums		S	S	S	S	S	A	A	A	A	A	A	A	A			
Nature Exhibition	C	C	C						S	A		S	A	A	\$6.4.10		
Botanical Gardens	A	A	A						S	A		S	S	A			
Zoos		S	S						S			S	S				
POSTAL SERVICE																	
Postal Service, United States	C	C	C	C	C	C	A	A	A	A	A	A	A	A	A	\$6.4.28	
RECREATION AND ENTERTAINMENT																	
Community Recreation, including Recreation Centers	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A		
Fishing or Hunting Guide Service (Commercial)	A	A	A					A	A	A	A	A	A	A	A		
Fishing or Hunting Lodge (Commercial)	A	A															
Golf Courses or Country Clubs	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	\$6.4.50	
Parks and Recreation	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	\$6.4.11	
Recreation and Entertainment, Indoor, including Billiard Parlors, Bowling Centers, Ice or Roller Skating Rinks, Indoor Shooting Ranges, Theaters, or Video Arcades													C	A		\$6.4.30	
Recreation and Entertainment, Outdoor, including Amusement Parks, Fairgrounds, Miniature Golf Courses, Race or Go-Cart Tracks, or Sports Arenas		C												C	C	\$6.4.11	
Drive-In Theaters														C	C	\$6.4.6, \$6.4.11	

EXHIBIT A

Planning Commission's Recommendation on 10/11/2014: **Approval**

TABLE 6.1-1	ZONING DISTRICTS											Condition		
	NRM 25	AG 5	AGR	RSL	RSM	MHS	OR	OG	CN	CC	I			
Golf Driving Ranges		S	S											\$6.4.11
Outdoor Shooting Ranges	S	S												\$6.4.11
Recreation or Vacation Camps	C	C	C											\$6.4.11
Special Events (Commercial & Industrial)									C	C	C			\$6.7.3
Special Events (Residential & Agricultural)		S	S	S								<u>S</u>		\$6.7.4
RELIGIOUS, CIVIC, PROFESSIONAL AND SIMILAR ORGANIZATIONS														
Business, Professional, Labor, or Political Organizations								A	A	A	A			A
Social or Civic Organizations, including Youth Organizations, Sororities, or Fraternities		S	S					S	A	A	A			A
Religious Assembly	C	C	C	C	C	C	C	C	C	C	C			\$6.4.13
Social Club or Lodge		S	S	S	S	S	S	S	A	A	A			
UTILITIES AND WASTE-RELATED USES														
Utility Service, Major	S	S	S	C	C	C	C	C	C	C	C			\$6.4.21 \$6.4.17
Electric or Gas Power Generation Facilities	S	S	S	C	C	C	C	C	C	C	C			\$6.4.21 \$6.4.17
Utility Substation	S	S	S	S	S	C	C	C	C	C	C			\$6.4.21
Electrical or Telephone Switching Facility	S	S	S	C	C	C	C	C	C	C	C			\$6.4.21
Sewage Collector or Trunk Lines	S	S	S	C	C	C	C	C	C	C	C			\$6.4.21
Sewage Disposal Facilities	S	S	S	C	C	C	C	C	C	C	C			\$6.4.17
Utility Pumping Station	S	S	S	C	C	C	C	C	C	C	C			\$6.4.21
Water Mains	S	S	S	C	C	C	C	C	C	C	C			\$6.4.21
Water or Sewage Treatment Facilities	S	S	S	C	C	C	C	C	C	C	C			\$6.4.21
Water Storage Tank	S	S	S	C	C	C	C	C	C	C	C			\$6.4.21
Utility Service, Minor	A	A	A	A	A	A	A	A	A	A	A			\$6.4.31

EXHIBIT A

Planning Commission's Recommendation on 10/11/2014: **Approval**

TABLE 6.1-1	ZONING DISTRICTS											Condition	
	NRM 25	AG 5	AGR	RSL	RSM	MHS	OR	OG	CN	CC	I		
Electric or Gas Power Distribution	A	A	A	A	A	A	A	A	A	A	A	A	\$6.4.31
Sewage Collection Service Line	A	A	A	A	A	A	A	A	A	A	A	A	\$6.4.31
Water Service Line	A	A	A	A	A	A	A	A	A	A	A	A	\$6.4.31
Waste-Related Uses													
Hazardous Waste Treatment or Disposal													S
Nonhazardous Waste Treatment or Disposal													S
Septic Tank Installation, Cleaning, or Related Services											S		S
Solid Waste Combustors or Incinerators, including Cogeneration Plants													S
Solid Waste Disposal Facility													S \$6.4.51
Waste Collection Services													S
Waste Transfer Facilities													S
COMMERCIAL													
ACCOMMODATIONS													
Bed and Breakfast Inns	C	C	C	C	S	S	C	C	C	C	C	C	\$6.4.4
Hotels or Motels								S	A	A	A	A	
Rooming or Boarding Houses								S	A	A	A	A	
RV (Recreational Vehicle) Parks or Campgrounds	S	S	S										\$6.4.12
ANIMAL SERVICES													
Kennel	A	A	C										\$6.4.54
Pet Stores or Grooming Salons									A	A	A	A	\$6.4.32
Small Animal Boarding (enclosed building)	A	A	C		C				A	A	A	A	\$6.4.32
Veterinary Services	A	A	S	S			S	C	C	C	A	A	\$6.4.32
FINANCIAL SERVICES													
Banks							C	C	C	A	A	A	\$6.4.33

EXHIBIT A

Planning Commission's Recommendation on 10/11/2014: Approval

TABLE 6.1-1	ZONING DISTRICTS											Condition	
	NRM 25	AG 5	AGR	RSL	RSM	MHS	OR	OG	CN	CC	I		
Financial Services, including Loan or Lending Services, Savings and Loan Institutions, or Stock and Bond Brokers								C	C	C	A	A	\$6.4.33
FOOD SERVICES AND DRINKING PLACES													
Bar or Lounge (Alcoholic Beverages), including Taverns, Cocktail Lounges, or Member Exclusive Bars or Lounges										S	S	S	
Catering Service	S	S	S	S	S	S	C	C	C	A	A	A	\$6.4.34
Restaurant, Fast Food, including Snack or Nonalcoholic Beverage Bars										C	C	C	\$6.4.15
Restaurant, General, including Cafeterias, Diners, Delicatessens, or Full-Service Restaurants							☒	C	C	C	C	C	\$6.4.15
Sexually Oriented Business												C	\$6.4.18
INFORMATION INDUSTRIES													
Communication Services, including Radio or Television Broadcasting Studios, News Syndicates, Film or Sound Recording Studios, Telecommunication Service Centers, or Telegraph Service Offices									S		A	A	
Communications Towers	C	C						C	C	C	C	C	\$6.4.5
Data Processing Services								A	A	A	A	A	
Publishing Industries, including Newspaper, Periodical, Book, Database, or Software Publishers							S	A	A	A	A	A	
OFFICES													
Administrative or Business Office, including Bookkeeping Services, Couriers, Insurance Offices, Personnel Offices, Real Estate Services, Secretarial Services or Travel Arrangement Services								C	C	A	A	A	\$6.4.35

AN ORDINANCE FOR THE TOWN OF JAMES ISLAND, SOUTH CAROLINA TO AMEND ARTICLE 4 FINANCE AND TAXATION, SECTION 4.410, EMERGENCY PROCUREMENT

WHEREAS, the Town of James Island adopted Ordinance 2012-16 on November 11, 2012 pursuant to the S.C. Code of Laws 1976, § 11-35-50; and,

WHEREAS, Section 8 (a) provides for emergency procurement procedures; and

WHEREAS, the Town wishes to amend Section 8 (a) to allow greater flexibility to make purchases during an emergency.

NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COUNCIL OF THE TOWN OF JAMES ISLAND, SOUTH CAROLINA, AND IT IS ORDAINED BY THE AUTHORITY OF SAID COUNCIL

Section 1: Purpose

The purpose of this Ordinance is to amend Ordinance 2012-16 Section 8 (a) to allow the Town greater flexibility to make purchases during an emergency.

Section 2: Ordinance

Section 8 (a) Emergency Procurement is repealed and replaced with the following:

Notwithstanding any other provision of this procedure, the mayor, or his designee, may make an emergency procurement when there exists a threat to public health, welfare or safety under emergency conditions or where normal daily operations are affected; The purchasing limits, as provided for in the Informal Purchase Procedures outlined in Section 3 and 4, will be suspended during the emergency situation to prevent an interruption or delay in emergency response. The maximum amount of the emergency purchase will be limited to \$150,000. Purchases above this amount will require approval by a quorum of Town Council.

Section 3: Severability

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind of property, circumstances or set of

circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

Section 4: Effective Date and Duration

This Ordinance shall be effective upon its enactment by the Town Council for the Town of James Island.

PASSED, APPROVED, AND ADOPTED BY COUNCIL FOR THE TOWN OF JAMES ISLAND ON THIS _____ DAY OF _____ 2015.

Bill Woolsey
Mayor

ATTEST

Frances W. Simmons
Town Clerk

First Reading Approval: _____, 2015

Second Reading Approval: _____, 2015

AN ORDINANCE FOR THE TOWN OF JAMES ISLAND, SOUTH CAROLINA TO PROVIDE FOR EMERGENCY POWERS OF THE MAYOR

WHEREAS, the Town of James Island is authorized to define the powers of the Mayor in the event of an emergency pursuant to the S.C. Code of Laws 1976, § 5-7-250 and 5-9-30 as amended; and,

WHEREAS, the Town wishes to allow for a line of succession for the Mayor during an emergency.

NOW, THEREFORE, BE IT ORDERED AND ORDAINED BY THE COUNCIL OF THE TOWN OF JAMES ISLAND, SOUTH CAROLINA, AND IT IS ORDAINED BY THE AUTHORITY OF SAID COUNCIL

Section 1: Purpose

The purpose of this Ordinance is to define the powers of the Mayor in the event of an emergency and allowing for a line of succession for the Mayor during an emergency.

Section 2: Ordinance

Emergency powers of mayor.

(a) Upon the probable happening of any one or more of the following events, to wit:

- (1) The formation of any unruly mob;
- (2) The existence of a state of war, whether declared or not, or of any insurrection;
- (3) The occurring of any tornado, hurricane, and cyclone, major fire, earthquake, flood, or any other act of God or force which disrupts or threatens to disrupt the normal activities of the community;
- (4) The occurrence of multiple acts of arson or of any acts which unduly alarm and/or threaten the public;
- (5) The occurrence of a nuclear accident; and/or
- (6) Any other threatening event designated as an emergency by council;

The mayor, or in his absence, the mayor pro tem, may declare a state of emergency to exist within the corporate limits of the Town. The state of emergency shall be declared by proclamation signed by the Mayor and posted on the town's official bulletin board(s) and shall be legally effective immediately upon posting. The proclamation shall be in substantially the following language:

"It has been determined that (here state the event giving rise to the emergency) has occurred within the corporate limits of the Town of James Island, South Carolina, and that, accordingly, a state of emergency does, in fact, exist. I, therefore, proclaim a state of emergency and invoke the emergency powers of Mayor as defined by Ordinance 2015- ____"

(b) In the event a state of emergency is declared by the mayor under the provisions of subsection (a) of this section, the mayor shall become vested with the extraordinary powers listed below.

- (1) To establish curfew to be effective, within the corporate limits;
- (2) To prohibit the sale of gasoline, explosives, dynamite, and/or any other type of inflammable or explosive materials, firearms, or any other materials or supplies or any component parts thereof which could readily be utilized as weapons;
- (3) To mobilize and deputize the emergency safety task force under the command of the mayor (or mayor pro tem);

- (4) To disperse assemblies or congregations of people;
- (5) To suspend issuance of permits;
- (6) To order evacuation of the town;
- (7) To designate off-limit areas;
- (8) To commandeer boats and vehicles;
- (9) To restrict trade/commerce (tourism); and/or
- (10) To make emergency purchases.

(c) If the mayor is unavailable, the mayor pro-tem is vested in with the extraordinary powers listed in section (b). If the mayor and the mayor pro-tem are unavailable, then council members shall be vested with the extraordinary powers listed in section. The line of succession is to be determined by the mayor. In the absence of the official line of succession, it is to be determined alphabetically according to each member of Council's last name.

Section 3: Severability

If any part of this Ordinance is held to be unconstitutional, it shall be construed to have been the legislative intent to pass said Ordinance without such unconstitutional provision, and the remainder of said Ordinance shall be deemed to be valid as if such portion had not been included. If said Ordinance, or any provisions thereof, is held to be inapplicable to any person, group of persons, property, kind of property, circumstances or set of circumstances, such holding shall not affect the applicability thereof to any other persons, property or circumstances.

Section 4: Effective Date and Duration

This Ordinance shall be effective upon its enactment by the Town Council for the Town of James Island.

PASSED, APPROVED, AND ADOPTED BY COUNCIL FOR THE TOWN OF JAMES ISLAND ON THIS _____ DAY OF _____, 2015.

Bill Woolsey, Mayor

ATTEST

Frances W. Simmons, Town Clerk

First Reading Approval: _____, 2015

Second Reading Approval: _____, 2015