



Town of Summerville
Special Called Council Meeting
Thursday, February 4, 2021 – 5:30pm
Virtual Meeting livestreamed on www.summervillesc.gov

AGENDA

- 1. Call to order**
- 2. Resolution** to amend the Town of Summerville's Organizational Chart
- 3. First reading of an ordinance** to amend the Town of Summerville's Code of Ordinances; Chapter 2 – Administration; Article I – In General; Section 2-6 – Municipal Court
- 4. First reading of an ordinance** proposed to repeal and replace in its entirety the Summerville Unified Development Ordinance adopted October 10, 2019 as last amended December 10, 2020, with former Town Code, Chapter 32, Zoning; Chapter 22, Stormwater Management; Chapter 20, Article II, Planning Commission; and Article III, Development Standards, Section 20-71, Roads; and Chapter 6, Article III, Flood Damage Prevention, as existing upon repeal on October 10, 2019.
- 5. Executive Session – legal and personnel matters**
 - a. Legal matter regarding proposed listing agreement/contract and agent for the sale of Town owned real property described as follows: 213 W. Second St. South – TMS:137-07-04-007; 208 Cedar St., TMS 137-07-04-005; 213 W. Richardson Ave., TMS137-07-04-002.
 - b. Personnel matter regarding the Summerville Police Department
 - c. Personnel matter regarding the Town of Summerville Municipal Court
- 6. Other Business**
 - a. Action to be taken by Council related to Executive Session
- 7. Adjourn**

A Resolution

WHEREAS, Summerville Town Council, by Resolution, may amend the Organizational Chart to represent the various supervisory relationships of key employees; and

WHEREAS, Summerville Town Council desires to remove the position of "Court Administrator," to retitle "Chief Judge, Chief Administrative Judge, and Associate Judge" to "Chief Administrative Judge," to include the position of "Clerk of Court" to report to "Chief Administrative Judge," to include "Court" to report to "Clerk of Court," and to remove the connecting line between Town Administrator and Town Attorney;

NOW, THEREFORE, BE IT RESOLVED, that the Organizational Chart attached hereto is designated as the official Organizational Chart of the Town of Summerville, to remain in full force and effect until changed by Resolution of Town Council; and

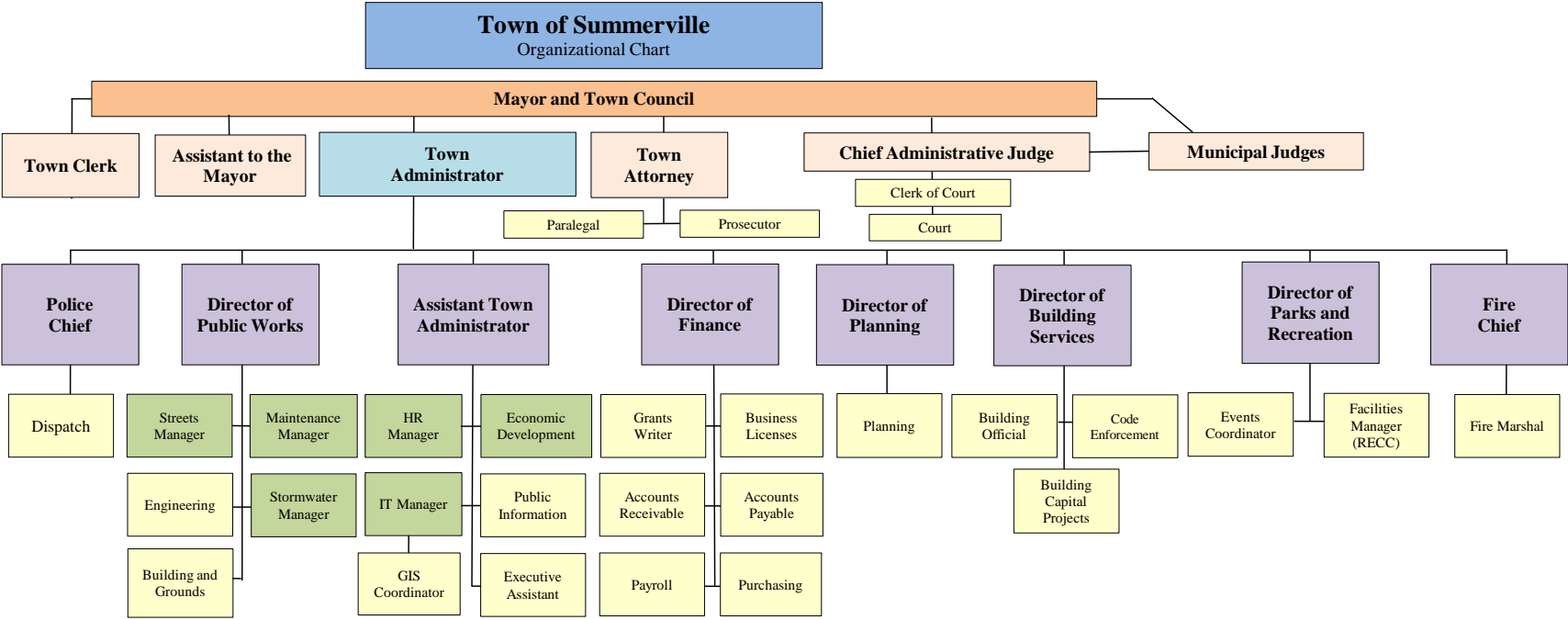
BE IT FURTHER, RESOLVED, that all previous Organizational Charts for the Town are hereby rescinded.

DONE AT SUMMERVILLE, SC this ____ day of _____, 2021

Ricky Waring, Mayor

ATTEST:

Beth Messervy, Town Clerk



Division Director Level

Department Head Level

Proposed February 4, 2021

ORDINANCE # _____

**AN ORDINANCE TO AMEND CHAPTER 2 – ADMINISTRATION;
ARTICLE I – IN GENERAL; SECTION 2-6 – MUNICIPAL COURT OF THE TOWN OF
SUMMERVILLE’S CODE OF ORDINANCES.**

Be it ordained by the Mayor and Councilmembers of the Town of Summerville, in Council assembled, that the Town of Summerville Code of Ordinances – Chapter 2 – Administration, Article I – In General, Section 2.6 – Municipal Court be amended to conform with S.C. Code Ann. Section 14-25-5, et seq as follows:

Sec. 2-6. – Municipal court

- (a) Pursuant to S.C. Code 1976, § 14-25-5, there is hereby created and established for the town a municipal court. There ~~may~~ shall be appointed thereto a municipal judge, a clerk of court, and such ~~staff~~ and assistant judges as the council may direct. The municipal judge and assistant judges shall be appointed for terms ~~not to exceed~~ of not less than two years but not more than four years, which terms shall be set by the council at the time of the appointment. The municipal court and its officers shall be governed by S.C Code 1976, § 14-25-5 et seq.

And upon ratification, will then read as follows:

Sec. 2-6. – Municipal court

- (a) Pursuant to S.C Code 1976, § 14-25-5, there is hereby created and established for the town a municipal court. There shall be appointed thereto a municipal judge, a clerk of court, and such assistant judges as the council may direct. The municipal judge and assistant judges shall be appointed for terms of not less than two years but not more than four years, which terms shall be set by the council at the time of the appointment. The municipal court and its officers shall be governed by S.C. Code 1976, § 14-25-5 et seq.

It is so ordained this _____ day of _____, 2021.

First reading: February 4, 2021

Second reading: _____

Ricky Waring, Mayor

Beth Messervy, Town Clerk

AN ORDINANCE

TO REPEAL AND REPLACE IN ITS ENTIRETY THE SUMMERVILLE UNIFIED DEVELOPMENT ORDINANCE ADOPTED OCTOBER 10, 2019 AS LAST AMENDED DECEMBER 10, 2020 WITH FORMER TOWN CODE, CHAPTER 32, ZONING; CHAPTER 22, STORMWATER MANAGEMENT; CHAPTER 20, ARTICLE II, PLANNING COMMISSION; AND ARTICLE III, DEVELOPMENT STANDARDS, SECTION 20-71, ROADS; AND CHAPTER 6, ARTICLE III, FLOOD DAMAGE PREVENTION, AS EXISTING UPON REPEAL ON OCTOBER 10, 2019

BE IT ORDAINED by the Mayor and Council Members of the Town of Summerville, in Council Assembled that the Summerville Unified Municipal Ordinance (UDO) adopted October 10, 2019 and last amended December 10, 2020 be repealed and replaced in its entirety with former Town Code, Chapter 32, Zoning; Chapter 22, Stormwater Management; Chapter 20, Article II, Planning Commission; and Article III, Development Standards, Section 20-71, Roads; and Chapter 6, Article III, Flood Damage Prevention, as existing upon repeal on October 10, 2019.

Ratified this ____ day of _____, 2021 A.D.

Ricky Waring, Mayor

Beth Messervy, Town Clerk

PUBLIC HEARING: _____

FIRST READING: _____

SECOND READING: _____

RESOLUTION TO SELL CERTAIN REAL PROPERTY

Whereas, the Town of Summerville is vested in fee simple of the following real property:

213 W. 2nd Street South, TMS: 137-07-04-007

208 Cedar Street, TMS: 137-07-04-005

210 W. Richardson Avenue, TMS: 137-07-04-002 and,

WHEREAS, these are vacant lots and it is desirable that they be sold for development to enhance the economic health & growth of Downtown Summerville, provide an attraction to draw visitors into the downtown area and improve the aesthetics of this area of Downtown Summerville and quality of life for its citizens, and

WHEREAS, by selling the above property, the economic health of the Town can be increased by the generation of real property taxes, hospitality taxes, accommodation taxes and business licenses, and

WHEREAS, Robert Pratt is and has been the Town's Real Estate Agent and should be the proper person to assist the Town list the above property for sale upon such terms and conditions as may be negotiated by the Town Administrator and Town Attorney, but in no event may the property be sold for a sum less than the listing price without approval of Council. Any contract of sale for the property must be brought back before Council for approval and enactment of the proper Ordinance.

NOW THEREFORE, TOWN COUNCIL OF SUMMERVILLE IN CHAMBERS ASSEMBLED RESOLVE THAT:

1. The real property known as:

213 W. 2nd Street South, TMS: 137-07-04-007

208 Cedar Street, TMS: 137-07-04-005

210 W. Richardson Avenue, TMS: 137-07-04-002

Be placed on the market for sale and development with Robert Pratt, Realtor for the Town of Summerville in accordance with the recitals above, and

IT IS SO RESOLVED!

Attest this

Ricky Waring, Mayor

Beth Messervy, Clerk to Council

February 4th, 2021