



TOWN OF YEMASSEE TOWN COUNCIL MEETING

Tuesday, January 12, 2021 – 6:30PM

Yemassee Municipal Complex

101 Town Circle, Yemassee, SC 29945

- I. Call to Order – Mayor Colin Moore**
- II. Pledge of Allegiance & Invocation**
- III. Determination of Quorum**
 - a. Consent of the Agenda for the January 12, 2021 Town Council Meeting
 - b. Approval of the December 8, 2020 Town Council Meeting Minutes
- IV. Old Business**
 - a. Consideration of a Request for an Ordinance Approving Annexation of Approximately 5.00 Acres of Land, located on Riley Street, and further identified by Hampton County TMS: 198-00-00-055 & 198-00-00-056. [Ordinance 20-25]
 - b. Consideration of a Request for an Ordinance Approving Annexation of Approximately 0.26 Acres of Land, located at 418 Cochran Street, and further identified by Hampton County TMS: 198-00-00-079 (Applicant: Earl Decosta) [Ordinance 20-26]
- V. New Business**
 - a. Consideration of a Joint Resolution of the Yemassee Town Council and the Hampton County Council to Endorse a Joint request to the County Transportation Committee for \$375,000 for lighting improvements, landscaping, and Stormwater upgrades at Exit 38. [Resolution 21-01]
 - b. Consideration of a Resolution Authorizing the Town Clerk to solicit Bids for the sale of surplus Public Works Equipment. [Resolution 21-02]
 - c. Proclamation of a Local State of Emergency in the Town of Yemassee, South Carolina.

“FOIA Compliance – Public notification of this meeting has been published and posted in Compliance with the Freedom of Information Act and the Town of Yemassee policies.”

- Please note that each member of the public may speak during the Public Comment period at the end of the meeting. A Public Comment form must be filled out and submitted to the Town Clerk prior to the start of the meeting. Public comment must not exceed two (2) minutes.

- d. Consideration of an Emergency Ordinance Extending the Requirement for Individuals to Wear Face Coverings in Certain Circumstances in light of the COVID-19 Pandemic; and matters related thereto; and severability. [Emergency Ordinance 21-01]
 - e. Consideration of an Emergency Ordinance Establishing the Standards for Electronic Meetings in the Town of Yemassee, and severability. [Emergency Ordinance 21-02]
 - f. Consideration of an Emergency Ordinance Suspending the Normal Operating Procedures of the Town of Yemassee, and to Authorize the Town Clerk to Develop and Enact any Plans or Policies needed to Ensure the Continuity in the Delivery of Government Services in light of the ongoing COVID-19 Pandemic; and severability. [Emergency Ordinance 21-03]
 - g. Police Department
 - h. Administration
 - i. Public Works
 - j. Municipal Court
- VI. **Public Comment**
- a. Public Comment must be submitted in writing to the Town Clerk prior to the start of the meeting.

VII. **Adjournment**

"FOIA Compliance – Public notification of this meeting has been published and posted in Compliance with the Freedom of Information Act and the Town of Yemassee policies."

- Please note that each member of the public may speak during the Public Comment period at the end of the meeting. A Public Comment form must be filled out and submitted to the Town Clerk prior to the start of the meeting. Public comment must not exceed two (2) minutes.

Colin J Moore

Mayor

Peggy Bing-O'Banner

Mayor Pro Tempore

Matthew Garnes

Town Clerk



Council Members

Michelle Hagan

Charlie Simmons

Alfred Washington

Town Council Agenda Item

Subject: Approval of the Meeting Minutes of the December 8, 2020 Town Council Meeting

Department: Administration

Attachments:

___ Ordinance _____ Resolution _____ Motion

___ X ___ Support Documents _____ Other

Summary: December 8, 2020 Town Council Meeting

Recommended Action: Approve the minutes of the December 8, 2020 Town Council Meeting as presented.

Recommended Motion: "I make a motion to approve the December 8, 2020 Yemassee Town Council Meeting minutes as presented".

Council Action:

___ Approved as Recommended

___ Approved with Modifications

___ Disapproved

___ Tabled to Time Certain

___ Other

Minutes
Town of Yemassee Town Council
December 8, 2020 Town Council Meeting; 6:30PM
101 Town Cir, Yemassee, SC 29945

Attendance:

Present: Mayor Colin Moore, Mayor Pro-Tem Peggy O’Banner, Councilmember Alfred Washington, Town Clerk Matthew Garnes, Police Captain Joe Loadholt, Business License Director Lori Mixson

Absent: Council Member Hagan

Media Present: Lowcountry Inside Track Ltd.

Call to Order:

Mayor Moore called the Tuesday, December 8, 2020 Town Council Meeting to order at 6:30PM.

Pledge of Allegiance & Invocation:

Council Member O’Banner gave the invocation and lead the Pledge of Allegiance.

Consent of the Agenda:

Mayor Moore asked for a motion to approve the Agenda as presented. Council Member O’Banner made the motion. There was no discussion on the motion. Second by Council Member Simmons, all in favor. **Motion Passed**

Mayor Moore asked for a motion to approve the November 10, 2020 Town Council Meeting Minutes. Council Member Washington made the motion to approve as presented. There was no discussion. Second by Council Member O’Banner. All in favor. **Motion Passed.**

Old Business:

Mayor Moore read proposed Ordinance 20-21, Consideration of an Ordinance Approving Annexation of Two Parcels of land, totaling 3.10 Acres on Cochran Street, Hampton County TMS: 198-00-00-195 & 198-00-00-317. The applicant is Glen Kearse and these properties are currently unimproved land. Mayor Moore asked for a motion to approve second and final reading. Council Member Washington made the motion. There was no discussion. Second by Council Member O’Banner. All in favor, **Motion Passed.**

Mayor Moore read proposed Ordinance 20-22, Consideration of an Ordinance Approving Annexation of Approximately One Parcel of land, totaling 2.96 Acres on Yemassee Hwy, Hampton County TMS: 197-00-00-117. Mayor Moore reminded the Council and attending public that this is a piece of Town owned property that was the former dump site on SC-68. The

dump was abandoned decades ago and was never annexed into the Town. It remains undeveloped and is directly in front of the Angel Tract. Mayor Moore asked for a motion to approve second and final reading. Council Member O’Banner made the motion. There was no discussion. Second by Council Member Washington. All in favor, **Motion Passed.**

Mayor Moore read proposed Ordinance 20-24, Consideration of an Ordinance Amending the Town of Yemassee Schedule of Rates & Fees. Staff has recommended an adjustment to the fee schedule for the rental amounts to reserve Harold Peoples Ballfield. The current fee is not sufficient and the refundable security deposit of \$25 would not even cover a replacement key fob for the concession stand. The proposed adjustment raises the rental of the ballfield from \$175 to \$250 and the Security Deposit from \$25 to \$100. Mayor Moore reminded the Council that the deposit is refundable if there is no damage left at the field. Mayor Moore asked for a motion to approve second and final reading. Council Member O’Banner made the motion. There was no discussion. Second by Council Member Washington. All in favor, **Motion Passed.**

New Business:

Mayor Moore read proposed Ordinance 20-25, Consideration of an Ordinance Approving Annexation of Two Parcels of land, totaling 5.00 Acres on Riley Street, Hampton County TMS: 198-00-00-055 & 198-00-00-056. The applicant is Larry Evans, and these properties are currently unimproved land. Mayor Moore asked for a motion to approve first reading. Council Member Simmons made the motion. There was no discussion. Second by Council Member O’Banner. All in favor, **Motion Passed.**

Mayor Moore read proposed Ordinance 20-26, Consideration of an Ordinance Approving Annexation of One Parcel of land, of 0.26 Acres at 418 Cochran Street, Hampton County TMS: 198-00-00-079. The applicant is Earl Decosta and the property currently has a single-family dwelling on it. This property is one of the last remaining “donut holes” on Cochran Street that did not annex in during the Summer 2018 Cochran Street annexation. Mayor Moore asked for a motion to approve first reading. Council Member Washington made the motion. There was no discussion. Second by Council Member O’Banner. All in favor, **Motion Passed.**

Mayor Moore read Resolution 20-09, Consideration of a Resolution Authorizing the Town Clerk to Execute a Contract for the purchase of real property located in the Town of Yemassee. Mr. Garnes told the Council that this property is an ideal location for a future Parks & Recreation offering and will be the first property owned by the Town within the newly annexed Riley Street area that occurred in 2018. Mr. Garnes told the Council that by purchasing the property for future municipal use that it reaffirms our commitment to improving the quality of life and services offered to all of Yemassee, including newly annexed areas. Mayor Moore asked for a motion to adopt the Resolution. Council Member Washington made the motion. There was no discussion. Second by Council Member O’Banner. All in favor, **Motion Passed.**

Mayor Moore read Resolution 20-10, Consideration of a Resolution Authorizing the Town Clerk to award an engineering contract for the CDBG Water & Sewer Extension contingent on review and approval from the South Carolina Department of Commerce. Mr. Garnes reported the

Selection Committee met and determined that Thomas & Hutton provided the proposal best suited to meet our needs. Mayor Moore asked for a motion to adopt the Resolution. Council Member O'Banner made the motion. There was no discussion. Second by Council Member Simmons. All in favor, **Motion Passed.**

Mayor Moore read the names of Resolutions 20-11, 20-12, 20-13, 20-14 & 20-15 concurrently. These resolutions, if adopted, will impose the collection of Impact Fees for new development within the Beaufort County portion of the Town of Yemassee. Mr. Garnes met with Beaufort County staff who addressed any questions. The fees collected will include, Parks & Recreation, Roads, Libraries, Fire Service & Emergency Medical Services impact fees. The Impact fees are calculated by the type of development and are collected by the Town concurrently with issuing a Building Permit. All impact fees generated must stay in the North of the Broad Service area. The Town will submit an updated CIP list to the County for potential funding from the Impact Fees. The County is working diligently to have Resolutions and Intergovernmental Agreements in signed and ready for County Council approval in the first quarter. Currently, the City of Beaufort, Town of Port Royal, Town of Bluffton, Town of Hilton Head Island and the City of Hardeeville have all executed the same agreements. By the Town of Yemassee adopting the impact fees, it will be universal county wide. Mayor Moore asked for a motion to adopt Resolutions 20-11 through 20-15. Council Member O'Banner made the motion to adopt Resolutions 20-11, 12, 13, 14 & 15, to execute an Intergovernmental Agreements with Beaufort County for the collection of impact fees. There was no discussion. Second by Council Member Washington. All in favor, **Motion Passed.**

Mayor Moore read Resolution 20-16, Consideration of a Resolution adopting the 2021 Town of Yemassee Public Meeting schedule. Mayor Moore said these dates are subject to change with proper notice but by law we are required to publish and adopt a list of scheduled meeting days each year. Council Member Simmons made the motion to adopt the Resolution and attached schedule. There was no discussion. Second by Council Member Washington. All in favor, **Motion Passed.**

Department Reports

Police Department – Captain Load

Administration – Mr. Garnes gave a summary of the activity from the last month. The Town hosted additional COVID-19 testing events which had a great turnout. New residential garbage roll carts have been ordered and should be in soon. Once they are in and labeled, they will be distributed to all customers on Bing St and Willis St S. Town Staff met with Hampton County staff and the County Council Chairman regarding a master plan for the Exit 38 interchange. Staff will continue to work together over the next month and will meet again in December. The preliminary idea is to install proper lighting for the interchange, landscaping and addressing some Stormwater concerns.

Public Works – None

Municipal Court - None

Public Comment:

Fred Fraizer (1101 Lowcountry Hwy [Colleton County]) – Mr. Fraizer asked what the requirements are for obtaining water service at a lot and what would make a property exempt from connecting to municipal water. Council Member Washington responded that in the Town limits if water is available on the right of way, you are required to connect to the regional system operated by LRWS.

Kyleisha Frazier (1101 Lowcountry Hwy [Colleton County]) – Ms. Frazier said she is getting the run around from the Town Clerk regarding a trailer she purchased and is looking to place on Hill Road. Ms. Frazier said she keeps going back and forth between Yemassee and Hampton and cannot get an answer. Mr. Garnes addressed the Council and informed them that the property in question is in the Fennell Subdivision off of Hill Road. Ms. Frazier bought an interior parcel that has no legal access, no road, and no utility easements and until these issues are rectified a Building Permit could not be issued. Ms. Frazier said that the Fennell's did provide an easement to the Town and LRWS. Mr. Garnes advised the easement provided was not in the correct format. Council Member O'Banner informed the Council and audience that this issue was brought up at the recent LRWS Commission meeting and that LRWS would give temporary service to the trailer if Mr. Fennell began the process to address the easement issue. There was comment from the audience as to why this is different than any other property. Mr. James Fennell stood up and said he is not in the water business- that he is in the land business. Mr. Garnes told the Council that Mr. Fennell purchased the lot around 1984, subdivided the parcel into 10 smaller lots in 2004 and then filed Covenants to govern the use of the parcels in the subdivision. Mr. Fennell annexed his properties in 2018 and accordingly is subject to the Town of Yemassee Zoning Code and Development Standards Ordinance.

James Fennell (Davidson Tower Rd) – Mr. Fennell reiterated what Ms. Frazier said and expressed his displeasure with the Town. Mr. Fennell claimed the story keeps changing. Mr. Garnes informed Council that the legal council Mr. Fennell retained is dealing with the legal counsel for LRWS and the Town. Mr. Garnes said that in the eyes of the Town Code; Mr. Fennell fits the description of a developer and furthermore filed Covenants which are filed by developers to maintain the aesthetics of a neighborhood and are one of three known in the Town. Since Mr. Fennell is a developer, he is responsible for securing the proper utility easements, creating an access road that aligns with the plat and up to Town and County code. Mayor Moore interrupted and advised Mr. Fennell the issue will be taken up in business hours and no further discussion will occur tonight.

Adjournment

Mayor Moore asked for motion to adjourn. Council Member O'Banner made the motion to adjourn. Second by Council Member Simmons. All in favor, **Meeting Adjourned at 7:04PM**

Colin J Moore
Mayor
Peggy Bing-O'Banner
Mayor Pro Tempore
Matthew Garnes
Town Clerk



Council Members
Michelle Hagan
Charlie Simmons
Alfred Washington

Town Council Agenda Item

Subject: Annexation Ordinance 20-25, Annexing Two Parcels of Land Totaling 5.00 acres located off Riley St, Hampton County TMS: 198-00-00-055 & 198-00-00-056.

Department: Administration

Attachments:

Ordinance _____ Resolution _____ Motion

Support Documents _____ Other

Summary: The Town of Yemassee received an Annexation Application from Larry Evans for two parcels of undeveloped land at the Southeast corner of Riley St & Willis St S. The applicant is preparing a conceptual plan for a potential duplex development in 2022.

Recommended Action: Approve second reading on Annexation Ordinance 20-25.

Recommended Motion: "I make a motion to approve second & final reading on Annexation Ordinance 20-25".

Council Action:

- Approved as Recommended
- Approved with Modifications
- Disapproved
- Tabled to Time Certain
- Other

STATE OF SOUTH CAROLINA)
COUNTY OF HAMPTON)
TOWN OF YEMASSEE)
ORDINANCE NUMBER:)
(20-25)

An Ordinance Annexing Two Parcels
of Land owned by Larry Evans into
the Town of Yemassee, South
Carolina.

AN ORDINANCE ANNEXING INTO THE TOWN OF YEMASSEE, TWO PARCELS OF LAND OF APPROXIMATELY 5.00 ACRES, LOCATED ON RILEY ST OWNED BY LARRY EVANS, IN HAMPTON COUNTY, NOT ALREADY WITHIN THE YEMASSEE TOWN LIMITS AND INCLUDING ALL ADJACENT PUBLIC RIGHTS OF WAY, RAILROAD RIGHTS OF WAY, WATERS, LOWLANDS AND WETLANDS.

Section 1. Findings of Facts

As an incident to the adoption of this ordinance, Town Council of Yemassee finds the following facts to exist:

- a) Section 5-3-150, Code of Laws of South Carolina (1976) as amended, provides a method of annexing property to a city or town by a Petition signed by all persons owning real estate in the area requesting annexation.
- b) A proper Petition has been filed with Town of Yemassee by one hundred percent (100%) of the freeholders owning one hundred percent (100%) of the assessed value of the contiguous property herein described, petitioning for annexation of the property to the Town of Yemassee under the provisions of South Carolina Section 5-3-150(3) and is requesting the Town's zoning of General Residential and have submitted proper submission materials supporting each application in accordance with Town requirements.
- c) It appears to Town Council that the annexation would be in the best interest of the property owners and the town.
- d) The Town Council is zoning the parcel General Residential.
- e) The Yemassee Town Council finds the proposed annexation and rezoning is consistent with the Yemassee Comprehensive Plan (as amended and revised);

Section 2.

NOW, THEREFOR IT BE ORDAINED by the Mayor and Council of the Town of Yemassee, South Carolina, duly assembled and with authority of the same, pursuant to Section 5-3-150 and Section 5-3-100, Code of Laws of South Carolina (1976), as amended, the following described property is hereby annexed to and made part of the Town of Yemassee, to wit:

ALL THOSE CERTAIN PIECES, PARCELS OR TRACTS OF LAND being known as 198-00-00-055, 198-00-00-056 & 3.00, 2.00 acres, respectively, and all adjacent public rights of ways and wetlands as shown on the attached map.

This Ordinance shall become effective upon ratification.

SO ORDERED AND ORDAINED THIS 12th Day of January 2021

By the Yemassee Town Council being duly and lawfully assembled.

Colin Moore, Mayor

Matthew Garnes, Town Clerk

Peggy Bing-O'Banner, Councilmember

Michelle Hagan, Councilmember

Chuck Simmons, Councilmember

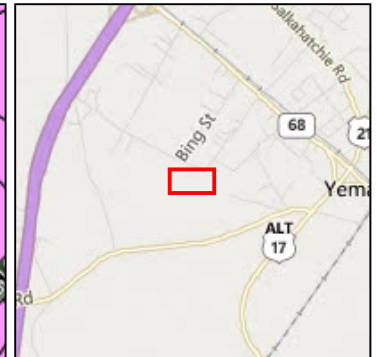
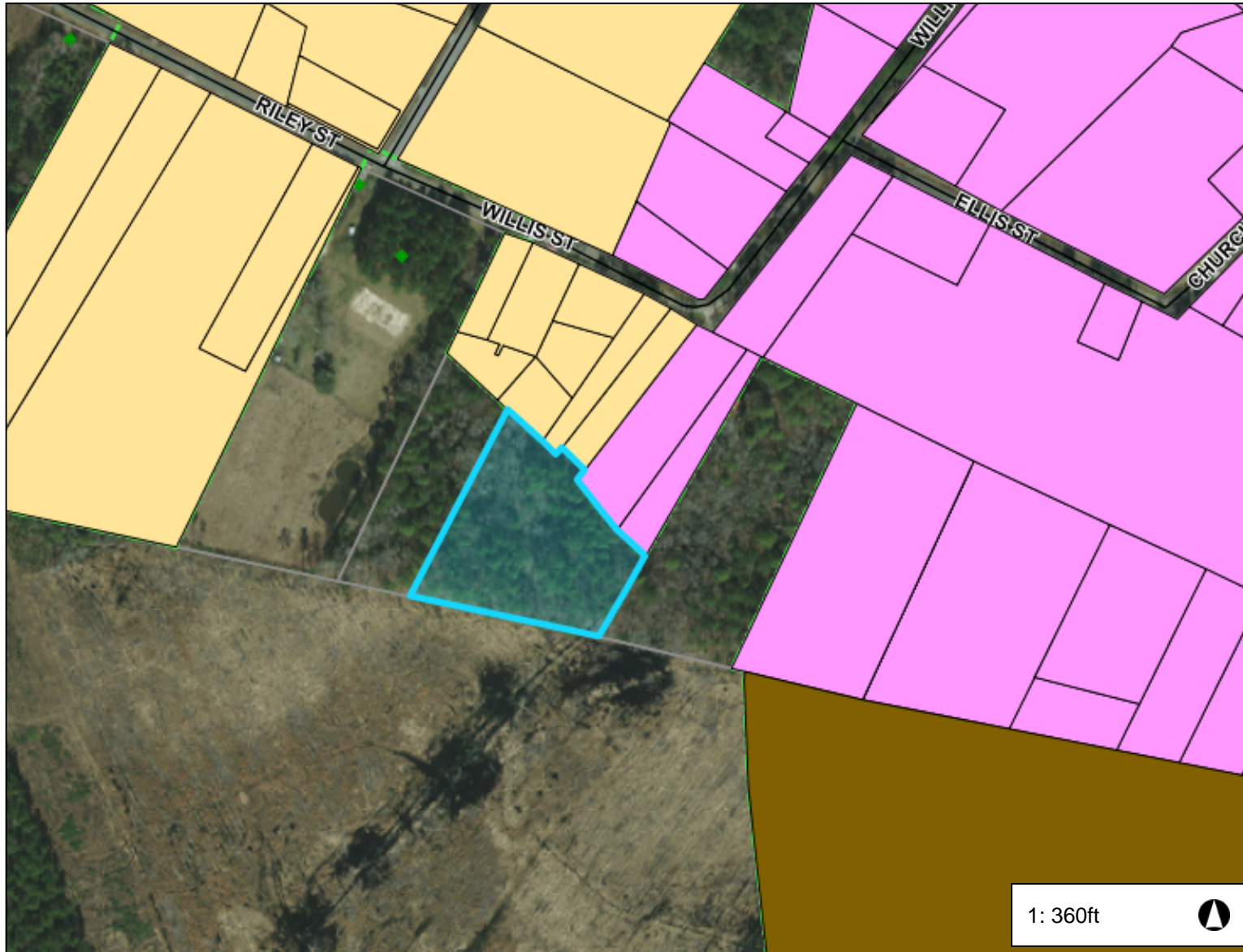
Alfred Washington, Councilmember

(Seal)

First Reading:
Second Reading:



Town of Yemassee



Legend

- ◆ Address Points - Beaufort
- Beaufort Parcels
- ◆ Address Points - Hampton
- Hampton Parcels

Zoning

- Office Commercial District
- Conservation Preservation District
- General Residential
- Residential 1 Acre
- Residential 1/2 Acre
- Residential 1/3 Acre
- Residential 1/4 Acre
- Village Commercial District
- Mixed Use
- Light Industrial District
- Agricultural
- Telecommunications Tower
- Transitional
- Utility
- General Residential Townhouse
- Regional Commercial District
- Planned Unit Development
- To Be Determined

Road Names

Roads

- Roads
- Major Roads
- Interstate

Railroads

- Beaufort County Boundary
- Hampton County Boundary
- Yemassee Boundary

1: 360ft



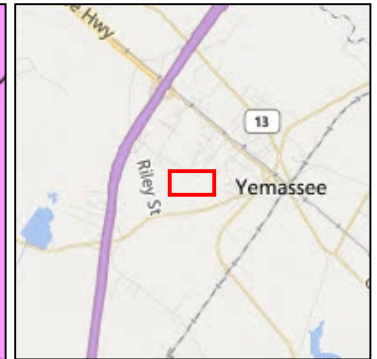
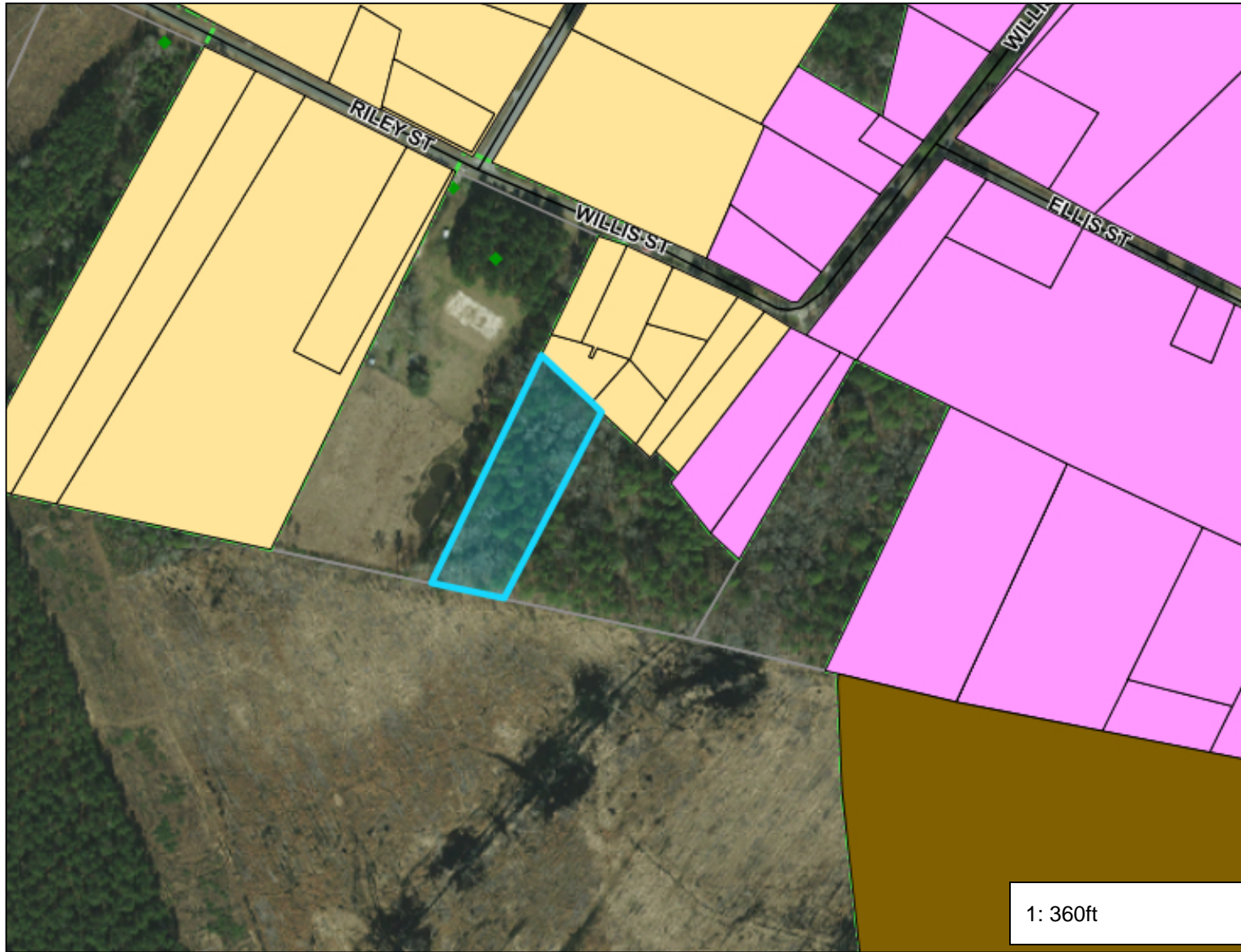
500 ft

2 Dec,2020

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THIS MAP IS NOT TO BE USED FOR NAVIGATION

Town of Yemassee



Legend

- ◆ Address Points - Beaufort
- Beaufort Parcels
- ◆ Address Points - Hampton
- Hampton Parcels

Zoning

- Office Commercial District
- Conservation Preservation District
- General Residential
- Residential 1 Acre
- Residential 1/2 Acre
- Residential 1/3 Acre
- Residential 1/4 Acre
- Village Commercial District
- Mixed Use
- Light Industrial District
- Agricultural
- Telecommunications Tower
- Transitional
- Utility
- General Residential Townhouse
- Regional Commercial District
- Planned Unit Development
- To Be Determined

Road Names

Roads

- Roads
- Major Roads
- Interstate
- ✕ Railroads
- Beaufort County Boundary
- Hampton County Boundary
- Yemassee Boundary

1: 360ft

500 ft

2 Dec,2020

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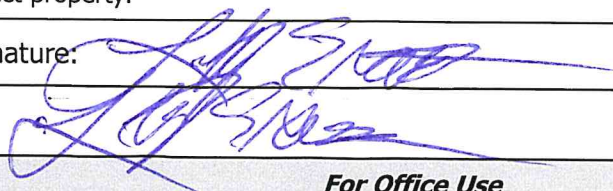
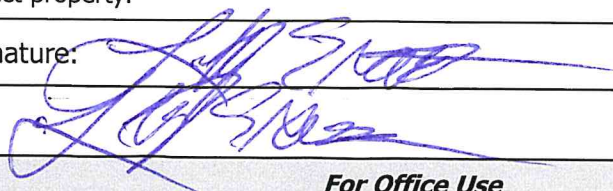
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**TOWN OF YEMASSEE
ANNEXATION APPLICATION**

Town of Yemassee
NOV 20 2020
Received

Yemassee Municipal Complex
P.O. BOX 577
Yemassee, SC 29945-0577
(843) 589-2565

| Applicant | | Property Owner | |
|--|--|---|--|
| Name: Larry Evans | | Name: Larry Evans | |
| Phone: (404) 441-8320 | | Phone: (404) 441-8320 | |
| Mailing Address: 3880 Mink Livsey Rd Snellville, GA 30039 | | Mailing Address: 3880 Mink Livsey Rd Snellville, GA 30039 | |
| E-mail: ljeinc@bellsouth.net | | E-mail: ljeinc@bellsouth.net | |
| Town Business License # (if applicable): | | | |
| Project Information | | | |
| Project Name: Evans Tract | | Acreage: 5.00 | |
| Project Location: Off Riley St | | | |
| Existing Zoning: Hampton County | | Proposed Zoning: General Residential | |
| Tax Map Number(s): 198-00-00-056 & 198-00-00-055 | | | |
| Project Description: Annexation of two tracts totaling 5.00 ac | | | |
| Select Annexation Method | | | |
| <input checked="" type="checkbox"/> 100 Percent Petition and Ordinance Method | | <input type="checkbox"/> 75 Percent Petition and Ordinance Method | <input type="checkbox"/> 25 Percent Elector Petition and Election Method |
| Minimum Requirements for Submittal | | | |
| <input checked="" type="checkbox"/> 1. Completed Annexation Petition(s) <input checked="" type="checkbox"/> 2. Copy of plat and/or survey of area requesting annexation | | | |
| Note: Application is not valid unless signed and dated by property owner. | | | |
| Disclaimer: The Town of Yemassee assumes no legal or financial liability to the applicant or any third party whatsoever by approving the plans associated with this permit. | | | |
| I hereby acknowledge by my signature below that the foregoing application is complete and accurate and that I am the owner of the subject property. | | | |
| Property Owner Signature:  | | Date: 11/20/20 | |
| Applicant Signature:  | | Date: 11/20/20 | |
| For Office Use | | | |
| Application Number: ANNEX-11-20-1065 | | Date Received: 11/20/20 | |
| Received By: M. Games | | Date Approved: | |

Colin J Moore
Mayor
Peggy Bing-O'Banner
Mayor Pro Tempore
Matthew Garnes
Town Clerk



Council Members
Michelle Hagan
Charlie Simmons
Alfred Washington

Town Council Agenda Item

Subject: Annexation Ordinance 20-26, Annexing One Parcel of Land Totaling 0.26 acres located off Riley St, Hampton County TMS: 198-00-00-079.

Department: Administration

Attachments:

Ordinance _____ Resolution _____ Motion

Support Documents _____ Other

Summary: The Town of Yemassee received an Annexation Application from Earl Decosta for one parcel of land located at 418 Cochran St. A single-family residence occupies the parcel currently. There is no anticipated change of use.

Recommended Action: Approve second reading on Annexation Ordinance 20-26.

Recommended Motion: "I make a motion to approve second & final reading on Annexation Ordinance 20-26".

Council Action:

- ___ Approved as Recommended
- ___ Approved with Modifications
- ___ Disapproved
- ___ Tabled to Time Certain
- ___ Other

STATE OF SOUTH CAROLINA)
COUNTY OF HAMPTON)
TOWN OF YEMASSEE)
ORDINANCE NUMBER:)
(20-26)

An Ordinance Annexing One Parcel
of Land owned by Earl Decosta into
the Town of Yemassee, South
Carolina.

AN ORDINANCE ANNEXING INTO THE TOWN OF YEMASSEE, ONE PARCEL OF LAND TOTTALLING 0.26 ACRES, LOCATED AT 418 COCHRAN ST OWNED BY EARL DECOSTA, IN HAMPTON COUNTY, NOT ALREADY WITHIN THE YEMASSEE TOWN LIMITS AND INCLUDING ALL ADJACENT PUBLIC RIGHTS OF WAY, RAILROAD RIGHTS OF WAY, WATERS, LOWLANDS AND WETLANDS.

Section 1. Findings of Facts

As an incident to the adoption of this ordinance, Town Council of Yemassee finds the following facts to exist:

- a) Section 5-3-150, Code of Laws of South Carolina (1976) as amended, provides a method of annexing property to a city or town by a Petition signed by all persons owning real estate in the area requesting annexation.
- b) A proper Petition has been filed with Town of Yemassee by one hundred percent (100%) of the freeholders owning one hundred percent (100%) of the assessed value of the contiguous property herein described, petitioning for annexation of the property to the Town of Yemassee under the provisions of South Carolina Section 5-3-150(3) and is requesting the Town's zoning of General Residential and have submitted proper submission materials supporting each application in accordance with Town requirements.
- c) It appears to Town Council that the annexation would be in the best interest of the property owners and the town.
- d) The Town Council is zoning the parcel General Residential.
- e) The Yemassee Town Council finds the proposed annexation and rezoning is consistent with the Yemassee Comprehensive Plan (as amended and revised);

Section 2.

NOW, THEREFOR IT BE ORDAINED by the Mayor and Council of the Town of Yemassee, South Carolina, duly assembled and with authority of the same, pursuant to Section 5-3-150, Code of Laws of South Carolina (1976), as amended, the following described property is hereby annexed to and made part of the Town of Yemassee, to wit:

ALL THOSE CERTAIN PIECES, PARCELS OR TRACTS OF LAND being known as 198-00-00-079 & 0.26 acres, and all adjacent public rights of ways and wetlands as shown on the attached map.

This Ordinance shall become effective upon ratification.

SO ORDERED AND ORDAINED THIS 12th Day of January 2021

By the Yemassee Town Council being duly and lawfully assembled.

Colin Moore, Mayor

Matthew Garnes, Town Clerk

Peggy Bing-O'Banner, Councilmember

Michelle Hagan, Councilmember

Chuck Simmons, Councilmember

Alfred Washington, Councilmember

(Seal)

First Reading: December 8, 2020
Second Reading: January 12, 2021

Town of Yemassee



Legend

- ◆ Address Points - Beaufort
- Beaufort Parcels
- ◆ Address Points - Hampton
- Hampton Parcels

Zoning

- Office Commercial District
- Conservation Preservation District
- General Residential
- Residential 1 Acre
- Residential 1/2 Acre
- Residential 1/3 Acre
- Residential 1/4 Acre
- Village Commercial District
- Mixed Use
- Light Industrial District
- Agricultural
- Telecommunications Tower
- Transitional
- Utility
- General Residential Townhouse
- Regional Commercial District
- Planned Unit Development
- To Be Determined

Road Names

Roads

- Roads
- Major Roads
- Interstate
- ✕ Railroads
- Beaufort County Boundary
- Hampton County Boundary
- Yemassee Boundary

1: 360ft

500 ft

2 Dec, 2020

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**TOWN OF YEMASSEE
ANNEXATION APPLICATION**

Town of Yemassee

NOV 30 2020

Received

Yemassee Municipal Complex
P.O. Box 577
Yemassee, SC 29945-0577
(843) 589-2565
www.townofyemassee.org

| Applicant | | Property Owner | |
|--|--|---|--|
| Name: Earl Decosta | | Name: Earl Decosta | |
| Phone: | | Phone: 646 320 6768 | |
| Mailing Address: 8 East 110th St Apt 1-J New York, NY 10029 | | Mailing Address: | |
| E-mail: | | E-mail: | |
| Town Business License # (if applicable): | | | |
| Project Information | | | |
| Project Name: Decosta | | Acreage: 0.26 | |
| Project Location: 418 Cochran St | | | |
| Existing Zoning: County | | Proposed Zoning: General Residential | |
| Tax Map Number(s): 198-00-00-079 | | | |
| Project Description: 0.26 | | | |
| Select Annexation Method | | | |
| <input checked="" type="checkbox"/> 100 Percent Petition and Ordinance Method | | <input type="checkbox"/> 75 Percent Petition and Ordinance Method | <input type="checkbox"/> 25 Percent Elector Petition and Election Method |
| Minimum Requirements for Submittal | | | |
| <input checked="" type="checkbox"/> 1. Completed Annexation Petition(s) | | | |
| <input checked="" type="checkbox"/> 2. Copy of plat and/or survey of area requesting annexation | | | |
| Note: Application is not valid unless signed and dated by property owner. | | | |
| Disclaimer: The Town of Yemassee assumes no legal or financial liability to the applicant or any third party whatsoever by approving the plans associated with this permit. | | | |
| I hereby acknowledge by my signature below that the foregoing application is complete and accurate and that I am the owner of the subject property. | | | |
| Property Owner Signature: Earl R DeCosta | | Date: 11-30-2020 | |
| Applicant Signature: Earl R DeCosta | | Date: 11-30-2020 | |
| For Office Use | | | |
| Application Number: L. Mixson / ANNEX-11-20-1044 | | Date Received: 11/30/20 | |
| Received By: L. Mixson | | Date Approved: | |

Colin J Moore
Mayor
Peggy Bing-O'Banner
Mayor Pro Tempore
Matthew Garnes
Town Clerk



Council Members
Michelle Hagan
Charlie Simmons
Alfred Washington

Town Council Agenda Item

Subject: Resolution 21-01, Consideration of a Joint Resolution of the Town Council of the Town of Yemassee and the County Council of Hampton County to Endorse a Request to the County Transportation Committee for \$375,000 for lighting, landscaping, and stormwater upgrades at Exit 38 on Interstate 95

Department: Administration

Attachments:

_____ Ordinance ___X___ Resolution _____ Motion

___X___ Support Documents _____ Other

Summary: Town Staff and the County have met over the past two months to design and implement a Exit 38 Beautification Project. Once approved, the Town & County will submit a joint request to the CTC in the amount of \$375,000. Hampton County Council has already approved the attached resolution and is awaiting Yemassee Town Council approval to proceed.

Recommended Action: Approve the Resolution as attached to endorse the Joint Resolution

Recommended Motion: "I make a motion to approve Resolution 21-01 and endorsing a Joint Request to the County Transportation Committee".

Council Action:

- ___ Approved as Recommended
- ___ Approved with Modifications
- ___ Disapproved
- ___ Tabled to Time Certain
- ___ Other

Ronald (Breeze) Winn

Darrin Williams

TOWN OF YEMASSEE

Date Resolution _____, Approved

Colin Moore, Mayor

Matthew E. Garnes, Town Clerk

RESOLUTION 21-02

**A RESOLUTION OF THE TOWN OF YEMASSEE, SOUTH CAROLINA TOWN COUNCIL,
AUTHORIZING THE TOWN CLERK TO PUBLISH SURPLUS PROPERTY OWNED BY THE
TOWN OF YEMASSEE FOR SALE AND TO RECEIVE BIDS ON THE SAID SURPLUS
PROPERTY.**

WHEREAS, the Town of Yemassee has surplus equipment that from time to time, may be advantageous to the Town to dispose of by the publishing of the equipment; and,

WHEREAS, the Town of Yemassee has identified a John Deere backhoe that is an older model and would require substantial maintenance to repair; and

WHEREAS, the Town Public Works Department has replaced the obsolete equipment and wishes to dispose of it properly; and

WHEREAS, although the Town does not have a need for the equipment anymore, the Town realizes the benefit it may provide to another individual.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Yemassee, South Carolina, that

1. The Yemassee Town Council hereby authorizes Matthew Garnes, Town Clerk, to publish an advertisement in The Island Packet and on the town website for the old Public Works John Deere backhoe, as-is, with no warranties assumed or implied and with all attachments. The Town will receive sealed bids over a thirty-day period and upon completion of the thirty-day bidding window, Town staff will open the bids, tabulate them, and award the bid of the property to the highest bidder.

ADOPTED, THIS 12th DAY OF January 2021.

Colin Moore
Mayor

ATTEST:

Matthew E. Garnes
Town Clerk

(Seal)

Colin J Moore
Mayor
Peggy Bing-O'Banner
Mayor Pro Tempore
Matthew Garnes
Town Clerk



Council Members
Michelle Hagan
Charlie Simmons
Alfred Washington

Town Council Agenda Item

Subject: Resolution 21-02, Consideration of a Resolution of the Town Council of the Town of Yemassee to Authorize the Town Clerk to Publish Certain Surplus Property for Sale and to Receive Bids on the said Surplus Property.

Department: Public Works

Attachments:

_____ Ordinance ___X___ Resolution _____ Motion

_____ Support Documents _____ Other

Summary: Public Works has a John Deere tractor that is no longer operable and accordingly wishes to dispose of it through a competitive bid process. The tractor will be conveyed with the attachments currently affixed to the tractor. The tractor will be marketed as-is, with no warranties assumed or implied.

Recommended Action: Approve the Resolution as attached.

Recommended Motion: "I make a motion to approve Resolution 21-02 to Authorize the Town Clerk to publish an ad for surplus equipment, receive and tabulate the bids and award the tractor sale to the highest bidder".

Council Action:

- ___ Approved as Recommended
- ___ Approved with Modifications
- ___ Disapproved
- ___ Tabled to Time Certain
- ___ Other

PROCLAMATION OF LOCAL STATE OF EMERGENCY

THE TOWN COUNCIL OF THE TOWN OF YEMASSEE DECLARATION OF LOCAL STATE OF EMERGENCY IN RESPONSE TO THE PUBLIC HEALTH THREAT OF THE NOVEL CORONAVIRUS (“COVID-19”), EFFECTIVE JANUARY 12, 2021

WHEREAS, the Governor of South Carolina, by Executive Order 2020-08 has declared that a state of emergency exists by virtue of the threat posed by the 2019 Novel Coronavirus (“COVID-19”); and

WHEREAS, the Governor of the State has subsequently declared a continued State of Emergency in Executive Orders 2020-15, 2020-23, 2020-29, 2020-35, 2020-38, 2020-40, 2020-42, 2020-44, 2020-48, 2020-53, 2020-56, 2020-59, 2020-62, 2020-63, 2020-65, 2020-67, 2020-70, 2020-72, 2020-75, 2020-77 and 2021-03; and

WHEREAS, the Town of Yemassee has taken, and must continue to take, all necessary and appropriate actions in proactively preparing for and promptly responding to the COVID-19; and

WHEREAS, as cases of COVID-19 increase, causing an imminent threat to the citizens and visitors of Town of Yemassee, it is necessary for the Town to implement emergency planning for anticipated problems and prepare for emergency actions needed to confront the challenges of this public health emergency in conjunction with Emergency Management Departments of Beaufort & Hampton County; and

NOW, THEREFORE, BE IT ORDAINED, in accordance with South Carolina Code of Laws Title 5, Article 7 Section 250 and Town of Yemassee Code, Chapter 2, Section 120, the Town Council of the Town of Yemassee declares that a state of emergency exists, and that the threat thereof is imminent, and extraordinary emergency measures are deemed necessary to cope with the existing and anticipated situation.

This declaration shall remain in force until emergency conditions associated with COVID-19 have subsided and the emergency activities in Beaufort & Hampton County are no longer necessary to protect the life and property of our citizens, or upon the sixty-first (61st) day after the effective date of this emergency proclamation. Effective the 12th day of January 2021, in the Town of Yemassee, Counties of Beaufort & Hampton, South Carolina.

Colin J Moore, Mayor

ATTEST:

Matthew E Garnes, Town Clerk

Colin J Moore

Mayor

Peggy Bing-O'Banner

Mayor Pro Tempore

Matthew Garnes

Town Clerk



Council Members

Michelle Hagan

Charlie Simmons

Alfred Washington

Town Council Agenda Item

Subject: Emergency Ordinance 21-01, Extending the Requirement for Individuals to Wear Face Coverings in Certain Circumstances in light of the COVID-19 Pandemic

Department: Administration

Attachments:

Ordinance _____ Resolution _____ Motion

Support Documents _____ Other

Summary: The COVID-19 case numbers are climbing at an astronomical rate with significant activity in the area. The current Emergency Ordinance on the Face covering requirement is set to expire and needs to be renewed to remain in force. Upon passage, it would be valid for 61 days or sooner, if rescinded by Council.

Recommended Action: Approve Emergency Ordinance 21-01.

Recommended Motion: "I make a motion to approve Emergency Ordinance 21-01, to Extend the Requirement for Individuals to Wear Face Coverings in Certain Circumstances in light of the COVID-19 Pandemic".

Council Action:

____ Approved as Recommended

____ Approved with Modifications

____ Disapproved

____ Tabled to Time Certain

____ Other

Yemassee Municipal Complex

101 Town Cir P.O. Box 577 Yemassee, SC 29945-0577

Telephone (843) 589-2565 Fax (843) 589-4305

www.townofyemassee.org

Emergency Ordinance 21-01

TOWN OF YEMASSEE, SOUTH CAROLINA

AN EMERGENCY ORDINANCE OF THE TOWN OF YEMASSEE, SOUTH CAROLINA, EXTENDING THE REQUIREMENT FOR INDIVIDUALS TO WEAR FACE COVERINGS IN CERTAIN CIRCUMSTANCES IN LIGHT OF THE COVID-19 PANDEMIC; AND MATTERS RELATED THERETO; AND SEVERABILITY

WHEREAS, it is well recognized that SARS-CoV-2, the virus that causes the disease COVID-19 presents a public health concern that requires extraordinary protective measures and vigilance; and

WHEREAS, on March 11, 2020, the World Health Organization declared a world-wide pandemic; and

WHEREAS, on March 13, 2020, the President of the United States declared a National Emergency for the United States and its territories in an effort to reduce the spread of the virus; and

WHEREAS, on March 13, 2020, the Governor of the State of South Carolina (the “State”) issued Executive Order 2020-08, declaring a State of Emergency based on a determination that the COVID-19 poses an actual or imminent public health emergency for the State; and

WHEREAS, the Governor of the State has subsequently declared a continued State of Emergency in Executive Orders 2020-15, 2020-23, 2020-29, 2020-35, 2020-38, 2020-40, 2020-42, 2020-44, 2020-48, 2020-53, 2020-56, 2020-59, 2020-62, 2020-63, 2020-65, 2020-67, 2020-70, 2020-72, 2020-75, 2020-77 and 2021-03; and

WHEREAS, COVID-19 has spread across the state with the South Carolina Department of Health & Environmental Control (“SCDHEC”) confirming that localized person-to-person contact in South Carolina enables a significant risk of exposure, propagates the spread of the COVID-19 infection and creates an extreme public health risk

WHEREAS, as of January 8, 2021, the total number of confirmed COVID-19 cases in the state of South Carolina was approximately 310,246 and the number of confirmed deaths was 5,189; with the number of confirmed cases in Beaufort County at 10,360, the number of deaths at 112 and the number of confirmed cases in Hampton County at 1,171, the number of deaths at 37; and

WHEREAS, S.C. Code 5-7-250(d) provides that “to meet public emergencies affecting life, health, safety or the property of the people, council may adopt emergency ordinances by the affirmative vote of at least two-thirds of the members of Council present. An Emergency Ordinance is effective immediately upon its enactment without regard to any reading, public

hearing, publication requirements, or public notice requirements. Emergency Ordinances shall expire automatically as of the sixty-first day following the date of enactment” and;

WHEREAS, taking measures to control outbreaks minimizes the risk to the public and contributes to the health and safety of the Town’s residents and limits the spread of infection in our community and within the healthcare delivery system; and

WHEREAS, the Town Council adopted Emergency Ordinance 20-12 on July 14, 2020, subsequently adopted Emergency Ordinance 20-14 on September 8, 2020, Emergency Ordinance 20-23 on November 10, 2020 and the current ordinance is set to expire at 11:59PM on January 12, 2021, the sixty-first day after the adoption of the Emergency Ordinance; and

WHEREAS, in order to protect, preserve, and promote the general health, safety, welfare and the peace and order of the community, the Town is taking steps to try and protect the citizens and employees of the Town from increased risk of exposure; and

WHEREAS, in light of the foregoing, the Mayor & Town Council deems it proper and necessary to adopt this emergency ordinance in order to require (a) patrons of commercial establishments wear face coverings while inside the store and (b) all employees of commercial establishments wear face coverings at any time there is face to face interaction with the public.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF YEMASSEE, SOUTH CAROLINA THAT:

Section 1. Definitions

- (a) “Face Covering” means a uniform piece of cloth, fabric, or other material that securely covers a person’s nose and mouth and remains affixed in place without the use of one’s hands. Face Coverings include, but are not limited to, bandanas, medical masks, cloth masks, scarves, and gaiters, provided that they are worn such that they securely cover the person’s nose and mouth
- (b) For the purposes of Section 3(b) of this Ordinance, “person” shall be defined as any individual associated with the business who has the control or authority and ability to enforce the requirements of the Ordinance within the business, such as an owner, manager or supervisor. “Person” may also include an employee or other designee that is present at the business but does not have the title of manager, supervisor, etc., but has the authority and ability to ensure that the requirements of this Ordinance are met while the business is open to the public.

Section 2. Requirements for Face Coverings

- (a) All persons entering any building open to the public in the Town must wear a face covering while inside the building.
- (b) All restaurants, retail establishments of every description, salons, grocery stores, and pharmacies in the limits of the Town shall require their employees to wear a Face Covering at all times that the employees are in any area where the general public is

- allowed. This requirement also applies to all persons providing or utilizing over-the-road public or commercial transportation and all businesses or employees while interacting with people in outdoor spaces, including, but not limited to, curbside pickup, delivery, and service calls. All such businesses must provide face coverings or materials for the making of such face coverings for their employees. Such coverings or materials may be made available staff-wide or individually upon employee request so long as the result is the organization-wide use of face coverings. Nothing shall prevent an employee from fashioning his or her own cloth face mask. If a worker or customer refuses to wear a cloth face covering for other than medical reasons, a business may decline entry or service to that individual.
- (c) The following individuals are exempt from this Ordinance: any person under the age of eight, or who is unable to safely wear a Face Covering due to age or an underlying health condition, or who is unable to remove the Face Covering without the assistance of others; and any person traveling in a personal vehicle, or when a person is alone or is in the presence of only household members in an enclosed space, and people who are actively drinking or eating. This Ordinance does not relieve business establishments and restaurants from other social distancing requirements imposed by the Governor's Executive Orders.

Section 3. Penalties

- (a) A person who fails to comply with Section 2.(a) or Section 2.(b) of this Ordinance shall be guilty of a civil infraction, punishable by a noncriminal fine of not more than \$25.00. No state assessments will be assessed on this civil infraction/noncriminal fine.
- (b) Each day of a continuing violation of this Ordinance shall be considered a separate and distinct offense. In addition to the fines established by this section, repeated violations of this Ordinance by a person who owns, manages, operates or otherwise controls a business subject to this Ordinance may, subject to all procedural protections set forth in the Town Code of Ordinances, result in the suspension or revocation of any occupancy permit or business license issued to business where the repeated violations occurred. Repeated violations of this Ordinance are additionally hereby declared to be a public nuisance, which maybe abated by the Town by restraining order, preliminary and permanent injunction, or other means provided for by the Town Code of Ordinances and laws of this state. The foregoing notwithstanding, every effort shall be made to bring the business into voluntary compliance with the terms of this Ordinance prior to the issuance of any citation
- (c) The Town of Yemassee Municipal Court shall have jurisdiction on any and all infractions and/or suspension/revocation of permits or licenses as set out in this Section 3.

Section 4. Severability

- (a) If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this Ordinance which can be given effect without the

invalid provisions or application, and to this end the provisions of this Ordinance are declared to be severable.

Section 5. Effective Date; Expiration

- (a) The provisions hereof shall be adopted upon a single hearing and two-thirds vote of the Governing Body, and shall be effective at 12:0AM on January 13, 2021, and shall be terminated by the issuance of another ordinance or shall automatically expire on the 61st day after enactment of this Ordinance, whichever date is earlier.

PASSED, APPROVED AND ENACTED AS AN EMERGENCY ORDINANCE BY THE TOWN COUNCIL OF THE TOWN OF YEMASSEE, SOUTH CAROLINA, AT ITS REGULAR MEETING, and approved at a meeting duly assembled by no less than an affirmative vote of two-thirds of the members of the Governing Body present, on this 12th day of January, 2021.

Colin J. Moore, Mayor

ATTEST: Matthew E. Garnes, Town Clerk

Peggy Bing-O'Banner, Mayor Pro-Tem

Charlie Simmons, Council Member

Alfred Washington, Council Member

Michelle Hagan, Council Member

(Seal)

COVID-19



Photo by Aljoscha Laschgari on Unsplash

1/1/2021

LOWCOUNTRY SUMMARY

This report presents data for COVID-19 cases in the Lowcountry region to January 1, 2021 as well as the historical data dated back to March 6, 2020. The data were obtained from the South Carolina Department of Health and Environmental Control (SCDHEC).



LOWCOUNTRY SUMMARY

COVID-19 CASES SUMMARY

South Carolina is now seeing some of the greatest numbers of cases, on a daily and weekly basis, since the pandemic began.

COVID-19 appears to have reached the Lowcountry region on March 11, 2020. The first reported case was in Beaufort County, followed by Jasper, Colleton, and Hampton Counties. As of January 1, 2021, a total of 13,806 cases have been reported, resulting in 216 deaths.

Beaufort County ranks first in number of reported cases with 9,634 followed by Colleton, Jasper, and Hampton Counties at 1,749, 1,391, and 1,032. However, when comparing by case rate, Hampton County has the highest case rate at 5,369 cases per 100,000 population.

There are 21 testing sites throughout the region, 10 in Beaufort County, 5 in Colleton County, 3 in Hampton County, and 3 in Jasper County.

A total of 194,044 people in the Lowcountry region have been tested for COVID-19, and of that number, 14.2% have tested positive. Colleton County has a highest test rate at 837 tests per 1,000 population. Beaufort County has the lowest positivity rate at 13.5%

The tables, maps, and charts below provide further detail on the trends in daily and weekly cases across the region. After a period of decline, the number of cases in the region had begun to rise again by mid-May. By mid-June, the increasing trend in cases has continued.

The increase of COVID-19 cases has accelerated since mid-July. Many counties, cities, and towns have passed face mask ordinances in different settings. These include:

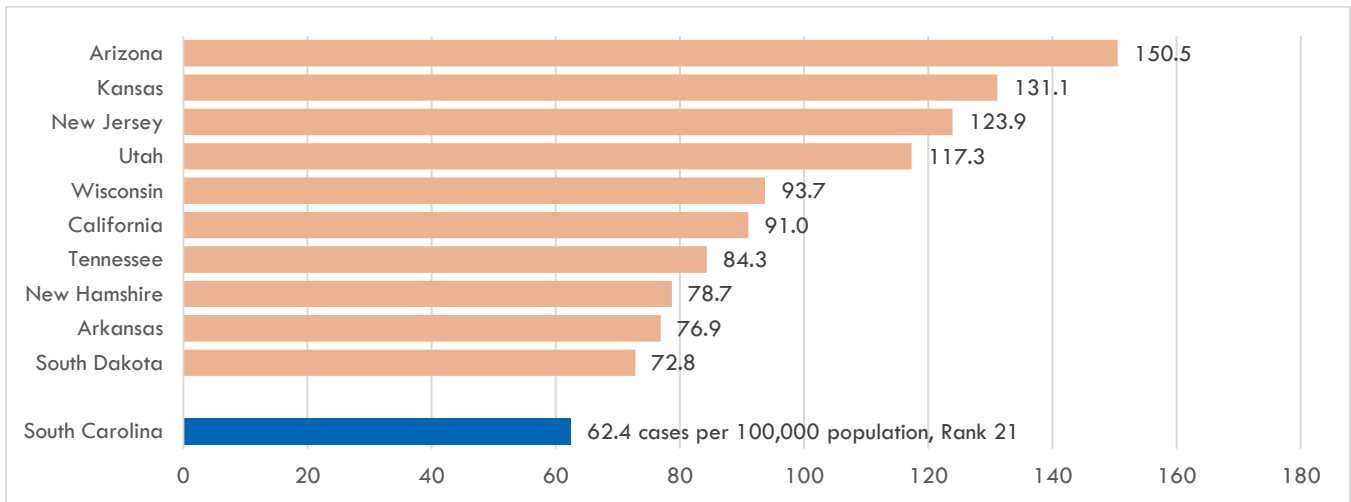
- Beaufort County - City of Beaufort, Town of Bluffton, Town of Hilton Head Island, Town of Port Royal, and unincorporated Beaufort County
- Colleton County - City of Walterboro, Town of Edisto Beach, and unincorporated Colleton County
- Hampton County - Town of Estill, Town of Gifford, and Town of Yemassee

Having reached their peak at the end of July, the reported cases in the region had been in decline through late October. Since that time, the cases have risen, and continued to rise rapidly. This past week the overall reported cases in the region have continued to rise, again reaching the highest numbers since the pandemic began.

Note: If there are any questions, please contact Maleena Parkey, PhD, Senior Planner, Planning Department, Lowcountry Council of Governments at 843-473-3987 or mparkey@lowcountrycog.org

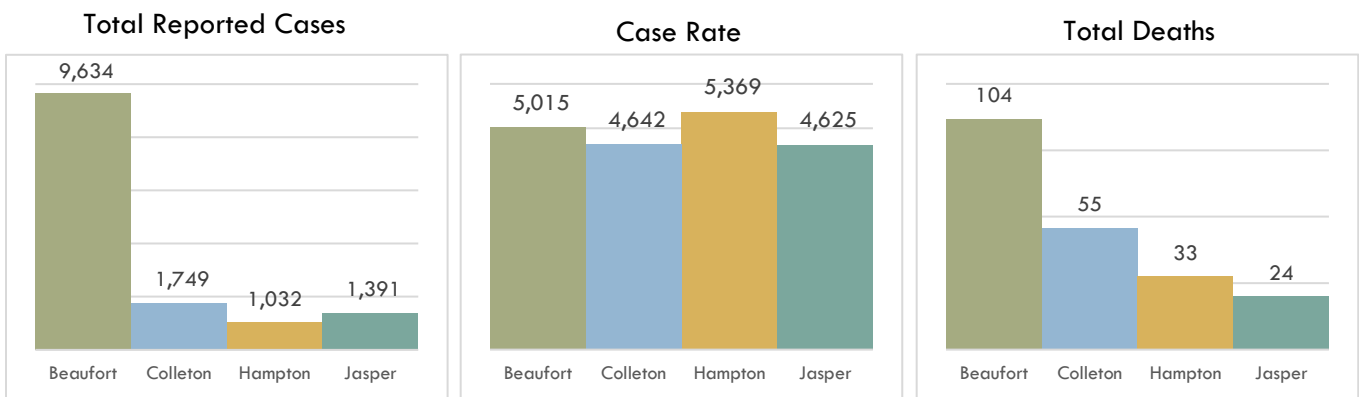
LOWCOUNTRY SUMMARY

CHART 1: NEW COVID-19 CASE RATE PER DAY, TOP TEN STATES



Source: Harvard Global Health Institute

CHART 2: COVID-19 CASES INFORMATION AS OF JANUARY 1, 2021



Note: Case rate refers to number of total reported cases per 100,000 population.

TABLE 1: COVID-19 CASES INFORMATION

| | Total Reported Cases | | Case Rate | | Total Deaths | |
|-----------------|----------------------|-----------------|-------------------|-----------------|-------------------|-----------------|
| | December 25, 2020 | January 1, 2021 | December 25, 2020 | January 1, 2021 | December 25, 2020 | January 1, 2021 |
| Beaufort County | 8,913 | 9,634 | 4,639 | 5,015 | 97 | 104 |
| Colleton County | 1,642 | 1,749 | 4,358 | 4,642 | 53 | 55 |
| Hampton County | 976 | 1,032 | 5,078 | 5,369 | 33 | 33 |
| Jasper County | 1,274 | 1,391 | 4,236 | 4,625 | 24 | 24 |
| Lowcountry | 12,805 | 13,806 | 4,588 | 4,947 | 207 | 216 |
| South Carolina | 273,659 | 296,093 | 5,315 | 5,751 | 4,764 | 5,042 |

Notes: Case rate refers to number of total reported cases per 100,000 population.

LOWCOUNTRY SUMMARY

TABLE 2: COVID-19 NEW CASES PER MONTH AND WEEK

| | Beaufort County | Colleton County | Hampton County | Jasper County | Lowcountry | South Carolina |
|-------------------|-----------------|-----------------|----------------|---------------|---------------|----------------|
| Monthly | | | | | | |
| March 2020 | 104 | 5 | 0 | 5 | 114 | 1,344 |
| April 2020 | 268 | 32 | 26 | 22 | 348 | 6,344 |
| May 2020 | 395 | 128 | 40 | 44 | 607 | 12,626 |
| June 2020 | 1,292 | 345 | 74 | 135 | 1,847 | 38,972 |
| July 2020 | 3,571 | 745 | 338 | 491 | 5,145 | 91,533 |
| August 2020 | 4,856 | 887 | 534 | 694 | 6,971 | 121,311 |
| September 2020 | 5,652 | 1,032 | 668 | 818 | 8,170 | 143,999 |
| October 2020 | 6,177 | 1,236 | 751 | 940 | 9,104 | 169,492 |
| November 2020 | 7,114 | 1,414 | 823 | 1,060 | 10,411 | 207,003 |
| Weekly | | | | | | |
| December 4, 2020 | 376 | 41 | 22 | 30 | 469 | 14,091 |
| December 11, 2020 | 521 | 70 | 48 | 60 | 699 | 18,107 |
| December 18, 2020 | 503 | 62 | 45 | 57 | 667 | 18,732 |
| December 25, 2020 | 531 | 81 | 43 | 82 | 737 | 20,500 |
| January 1, 2021 | 706 | 95 | 54 | 114 | 969 | 21,958 |
| Total | 9,634 | 1,749 | 1,032 | 1,391 | 13,806 | 296,093 |

Note: Total cases as of January 1, 2021; Weekly number may change due to the adjustment of the daily number by SCDHEC.

LOWCOUNTRY SUMMARY

TABLE 3: COVID-19 TESTING SITES INFORMATION

| County | Testing Sites | Type of Testing Sites | December 18, 2020 | December 25, 2020 | January 1, 2021 |
|----------|--|-------------------------------|-------------------|-------------------|-----------------|
| Beaufort | Beaufort Memorial Hospital - Beaufort Memorial Okatie Medical Pavilion | Pop-up (special event) | • | • | • |
| | Beaufort Memorial Hospital - BMAC | Pop-up (special event) | • | • | • |
| | DHEC – Beaufort County Health Department | Pop-up (special event) | • | • | • |
| | DHEC – Bluffton Health Clinic | On-site testing | • | • | • |
| | Doctors Care Urgent Care – Bluffton | Drive-thru | • | • | • |
| | Hilton Head Regional Healthcare – Hilton Head Hospital | Hospital and Emergency Center | • | • | • |
| | Lowcountry Urgent Care – Beaufort | On-site testing | • | • | • |
| | Lowcountry Urgent Care – Lady’s Island | On-site testing | • | • | • |
| | Main Street Medical | On-site testing | • | • | • |
| | Sea Pines Circle Immediate Care | On-site testing | • | • | • |
| Colleton | CVS Pharmacy – Walterboro | Drive-thru | • | • | • |
| | DHEC – Colleton County Health Department | Pop-up (special event) | • | • | • |
| | Genesis Health Care, Inc – Valcourt Pediatric Associates | On-site testing | • | • | • |
| | Genesis Health Care, Inc – Walterboro Family Care | On-site testing | • | • | • |
| | Lowcountry Urgent Care – Walterboro | On-site testing | • | • | • |
| | MUSC – Mt. Olive Baptist Church | Pop-up (special event) | • | | |
| Hampton | DHEC – Town Hall Municipal Complex | Pop-up (special event) | | • | • |
| | DHEC – Hampton County Health Department | Curbside | • | • | • |
| | Hampton Regional Medical Center | Hospital and Emergency Center | • | • | • |
| Jasper | DHEC – Jasper County Health Department | Pop-up (special event) | • | • | • |
| | DHEC – St. Anthony’s Catholic Church | Pop-up (special event) | | | • |
| | Coastal Carolina Hospital | Hospital and Emergency Center | • | • | • |

Note: Testing sites have been adjusted each week.

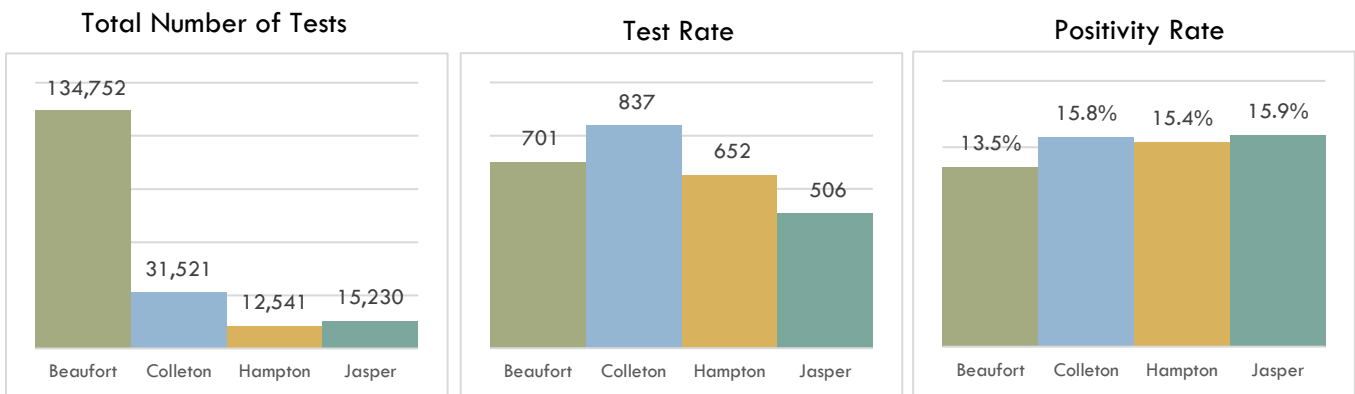
LOWCOUNTRY SUMMARY

TABLE 4: COVID-19 TESTS INFORMATION

| | Total Number of Tests | | Test Rate | | Positivity Rate | |
|-----------------|-----------------------|-----------------|-------------------|-----------------|-------------------|-----------------|
| | December 25, 2020 | January 1, 2021 | December 25, 2020 | January 1, 2021 | December 25, 2020 | January 1, 2021 |
| Beaufort County | 128,864 | 134,752 | 671 | 701 | 12.9% | 13.5% |
| Colleton County | 28,811 | 31,521 | 765 | 837 | 15.3% | 15.8% |
| Hampton County | 12,173 | 12,541 | 633 | 652 | 14.9% | 15.4% |
| Jasper County | 14,525 | 15,230 | 483 | 506 | 15.2% | 15.9% |
| Lowcountry | 184,373 | 194,044 | 661 | 695 | 13.6% | 14.2% |

Note: Test rate tests refers to total number of tests per 1,000 population. Positivity rate refers to the number of people who have tested positive as a percentage of the total number of tests. Positivity rate was adjusted to control for the fact that some people were tested multiple times.

CHART 3: COVID-19 TESTS INFORMATION AS OF JANUARY 1, 2021



Note: Test rate refers to total number of tests per 1,000 population. Positivity rate refers to the number of people who have tested positive as a percentage of the total number of tests. Positivity rate was adjusted to control for the fact that some people were tested multiple times.

LOWCOUNTRY SUMMARY

TABLE 5: COVID-19 TOTAL NUMBER OF TESTS AND POSITIVITY RATE PER WEEK

| | Beaufort County | | Colleton County | | Hampton County | | Jasper County | | Lowcountry | |
|-------------------|-----------------|-------|-----------------|-------|----------------|-------|---------------|-------|------------|-------|
| | No. | % | No. | % | No. | % | No. | % | No. | % |
| Monthly | | | | | | | | | | |
| March 2020 | 944 | 19.3% | 150 | 5.9% | 43 | 0.0% | 156 | 7.7% | 1,293 | 15.7% |
| April 2020 | 2,761 | 12.7% | 372 | 14.1% | 391 | 13.1% | 347 | 9.4% | 3,871 | 12.6% |
| May 2020 | 12,682 | 3.5% | 3,488 | 17.3% | 1,310 | 2.6% | 829 | 5.8% | 18,309 | 6.2% |
| June 2020 | 11,819 | 13.7% | 1,349 | 26.6% | 1,050 | 6.2% | 1,241 | 12.7% | 15,459 | 14.2% |
| July 2020 | 20,157 | 18.4% | 3,196 | 27.4% | 1,962 | 22.4% | 2,287 | 23.2% | 27,602 | 20.1% |
| August 2020 | 15,191 | 14.9% | 5,429 | 9.6% | 1,790 | 19.1% | 1,834 | 17.3% | 24,244 | 14.2% |
| September 2020 | 16,710 | 10.2% | 4,787 | 9.4% | 1,711 | 15.8% | 1,946 | 13.8% | 25,154 | 10.7% |
| October 2020 | 22,871 | 6.0% | 5,281 | 10.2% | 2,224 | 8.4% | 3,165 | 10.0% | 33,541 | 7.2% |
| November 2020 | 15,210 | 10.1% | 2,822 | 12.8% | 973 | 12.7% | 1,745 | 10.3% | 20,750 | 10.6% |
| Weekly | | | | | | | | | | |
| December 4, 2020 | 2,833 | 15.6% | 430 | 14.5% | 152 | 23.6% | 252 | 14.8% | 3,667 | 15.7% |
| December 11, 2020 | 3,464 | 17.6% | 593 | 17.0% | 259 | 22.3% | 341 | 20.3% | 4,657 | 18.0% |
| December 18, 2020 | 2,821 | 21.0% | 561 | 17.7% | 226 | 24.9% | 293 | 22.2% | 3,901 | 20.9% |
| December 25, 2020 | 3,619 | 17.8% | 660 | 25.8% | 243 | 24.0% | 366 | 26.1% | 4,888 | 19.8% |
| January 1, 2021 | 3,004 | 29.8% | 555 | 34.7% | 173 | 40.6% | 392 | 32.5% | 4,124 | 31.2% |

Note: Positivity rate refers to the number of people who have tested positive as a percentage of the total number of tests. Positivity rate was adjusted to control for the fact that some people were tested multiple times.

BEAUFORT COUNTY

CHART 4: NEW COVID-19 CASES PER DAY

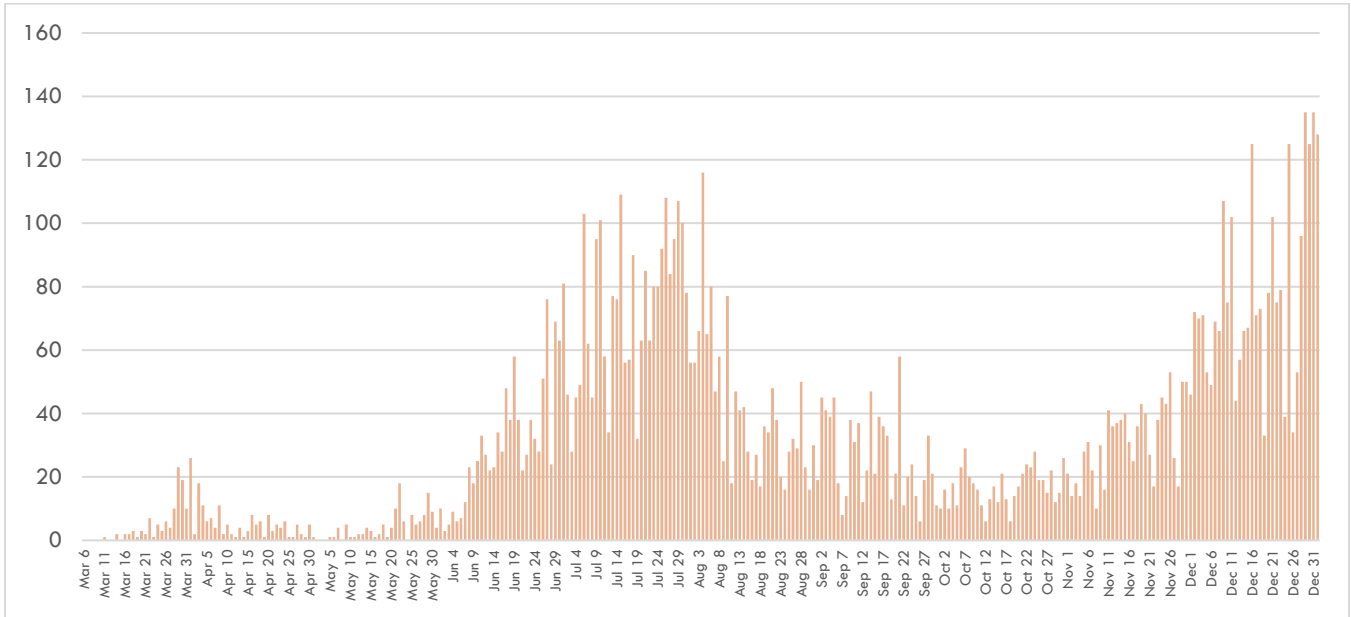
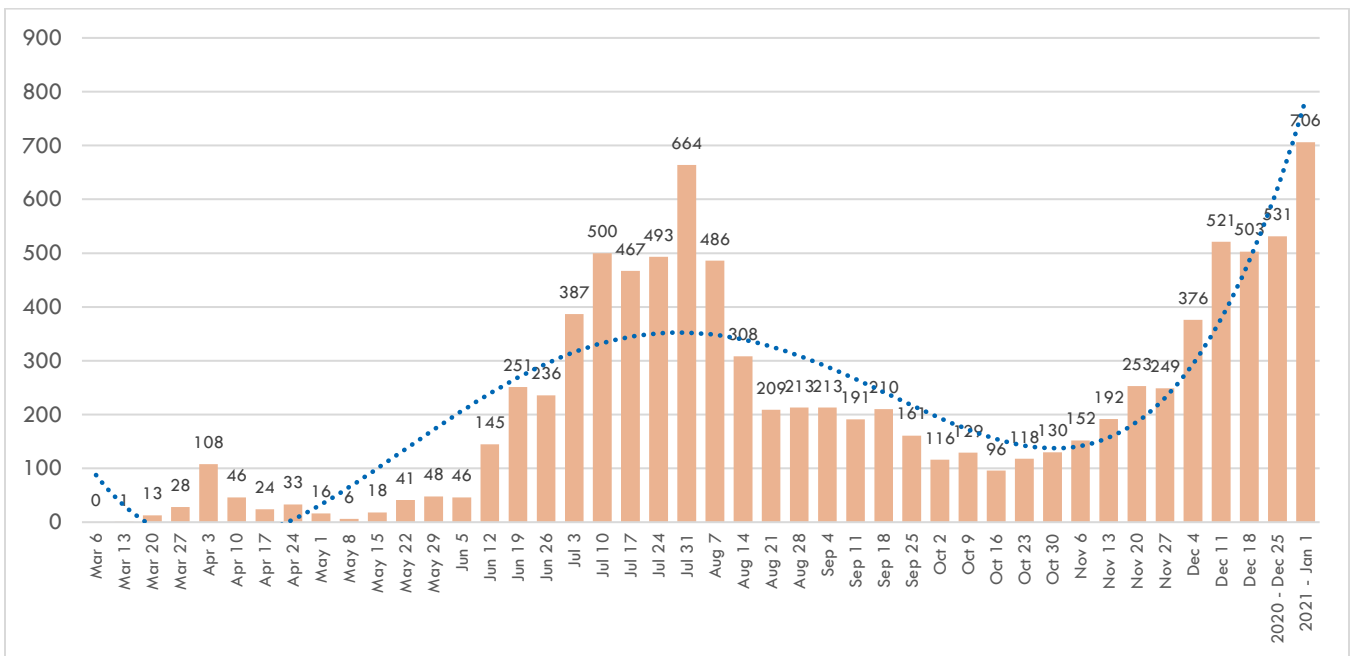


CHART 5: NEW COVID-19 CASES PER WEEK



COLLETON COUNTY

CHART 6: NEW COVID-19 CASES PER DAY

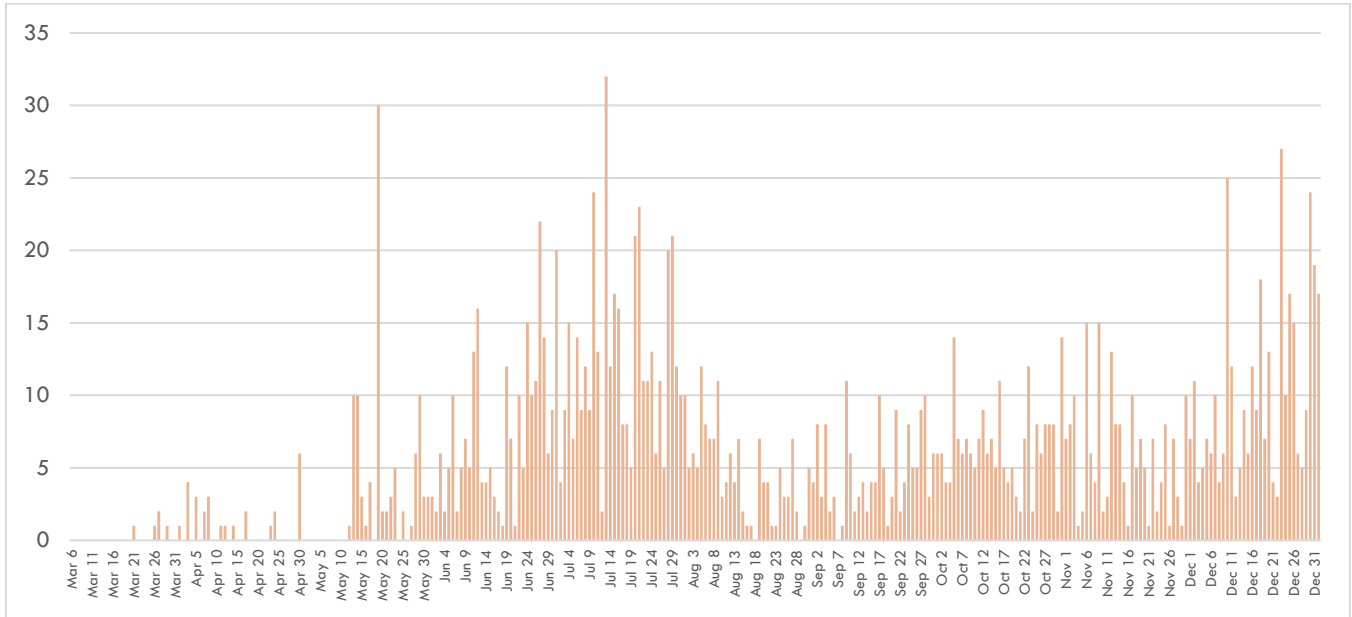
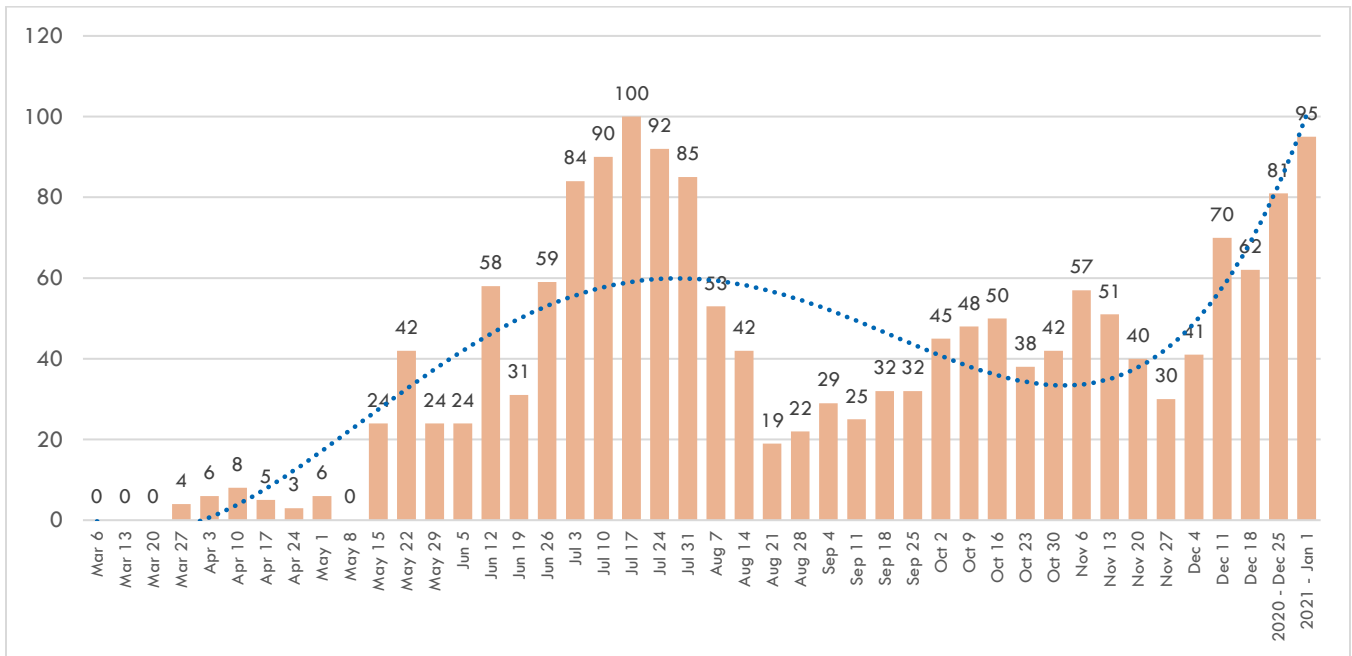


CHART 7: NEW COVID-19 CASES PER WEEK



HAMPTON COUNTY

CHART 8: NEW COVID-19 CASES PER DAY

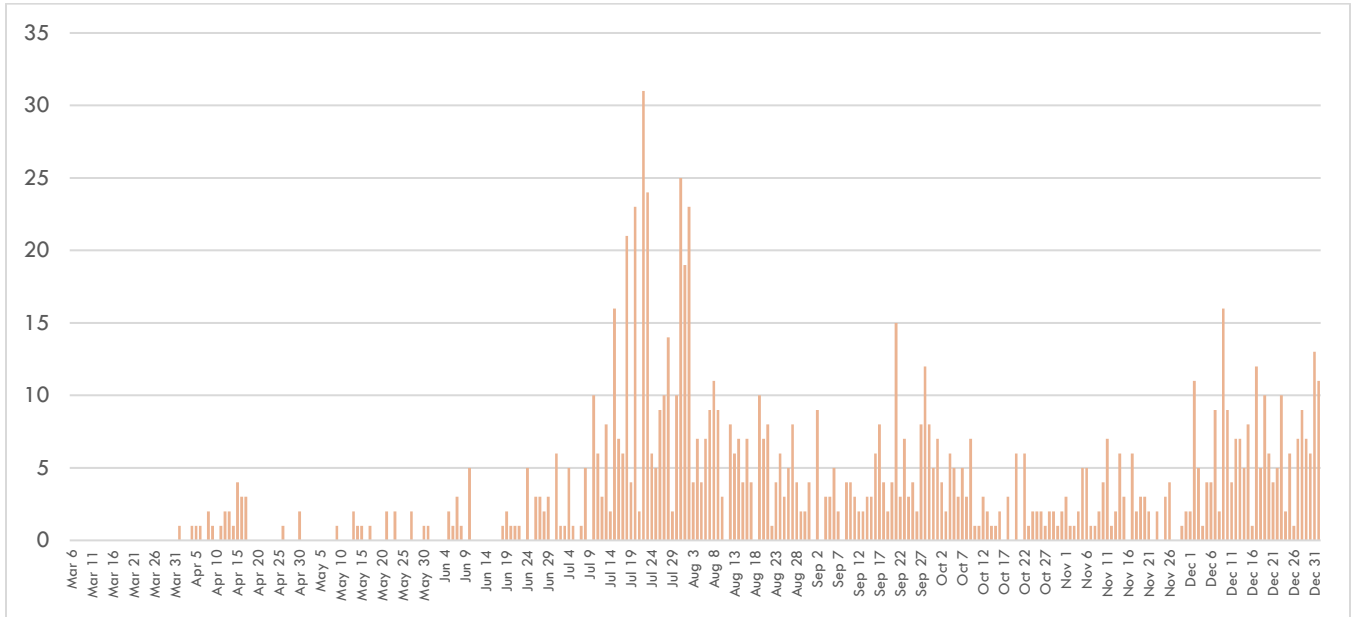
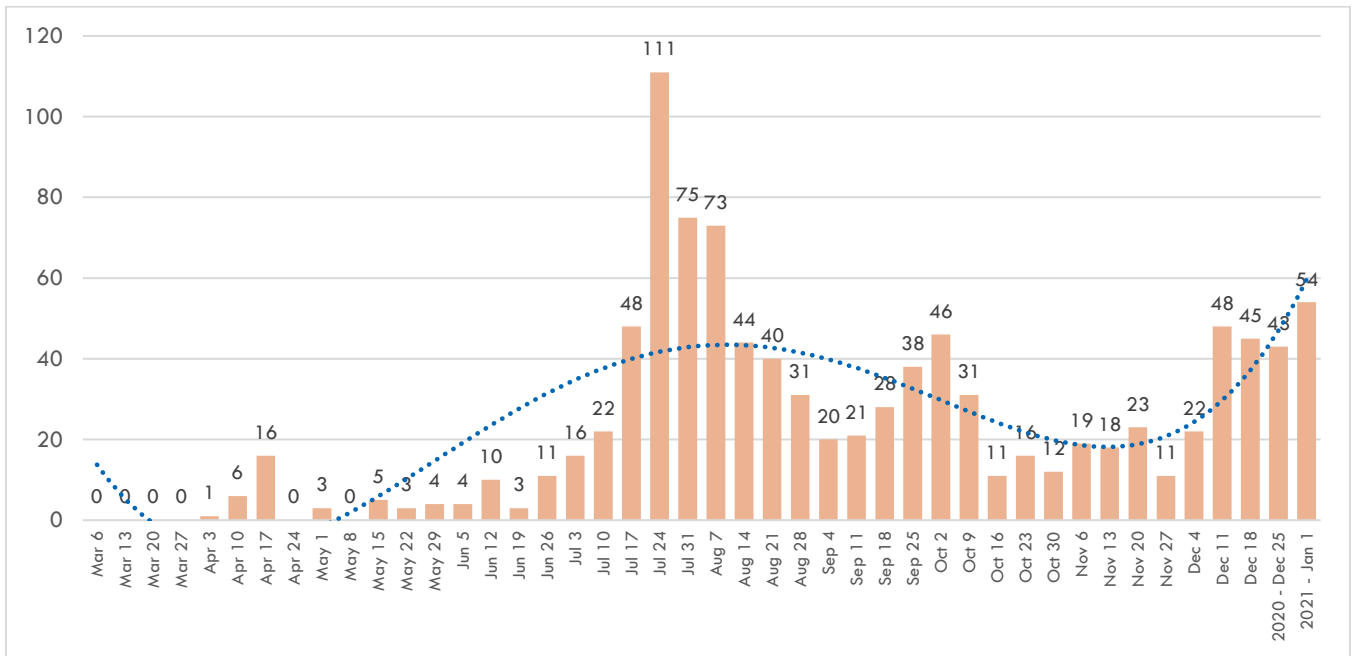


CHART 9: NEW COVID-19 CASES PER WEEK



JASPER COUNTY

CHART 10: NEW COVID-19 CASES PER DAY

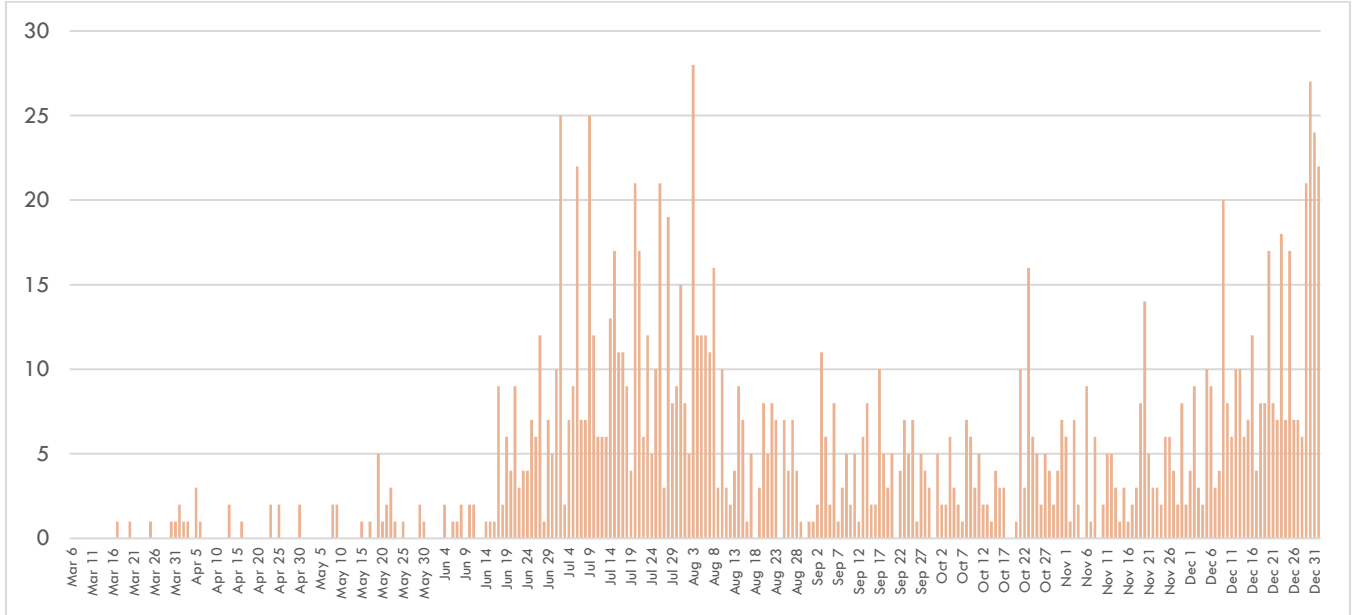
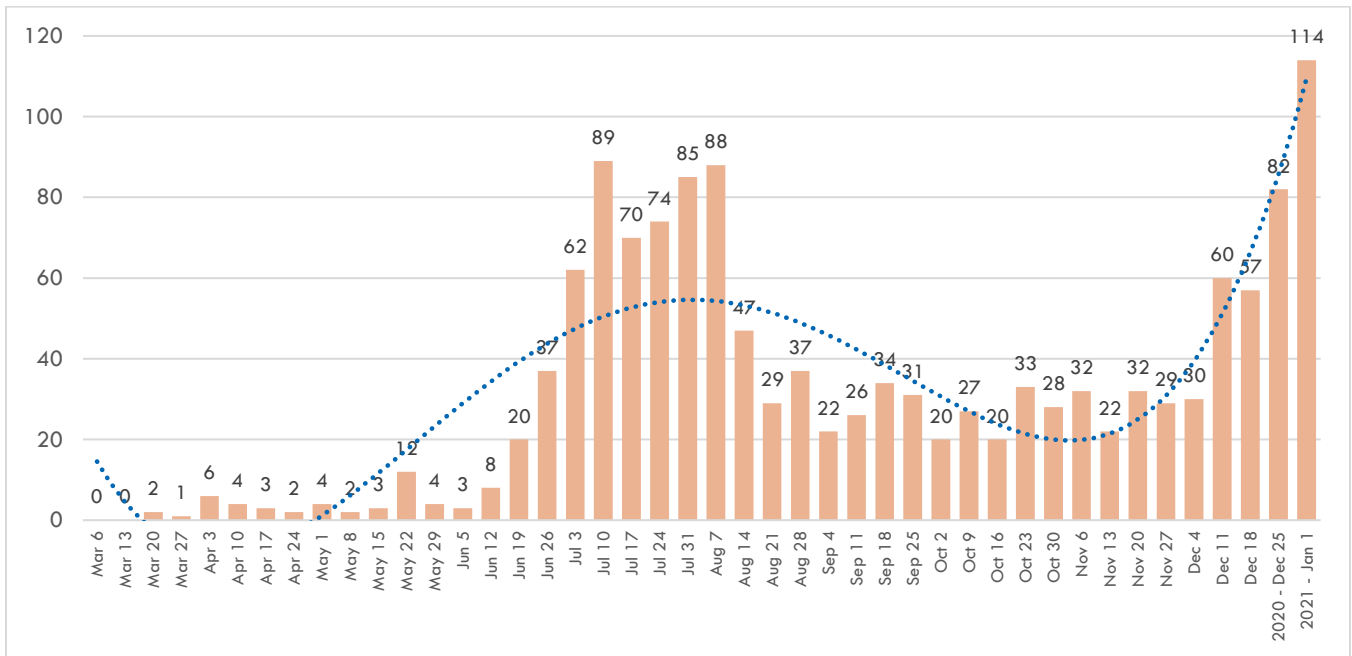


CHART 11: NEW COVID-19 CASES PER WEEK



LOWCOUNTRY

CHART 12: NEW COVID-19 CASES PER DAY

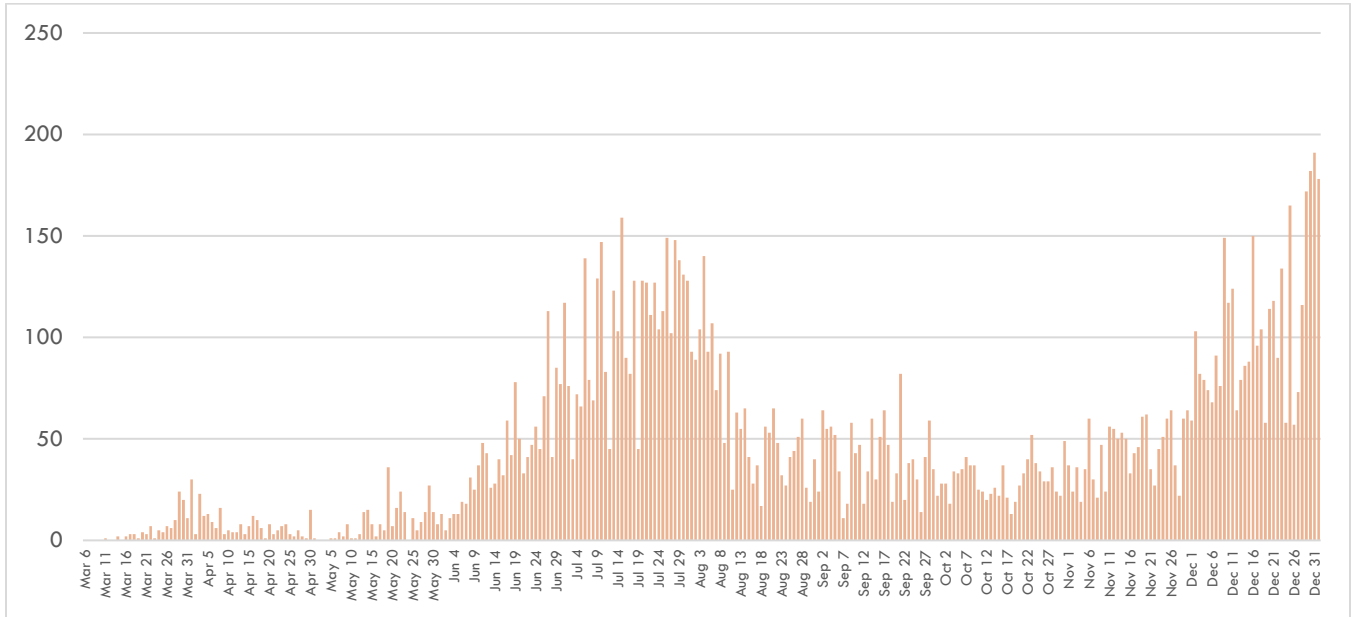
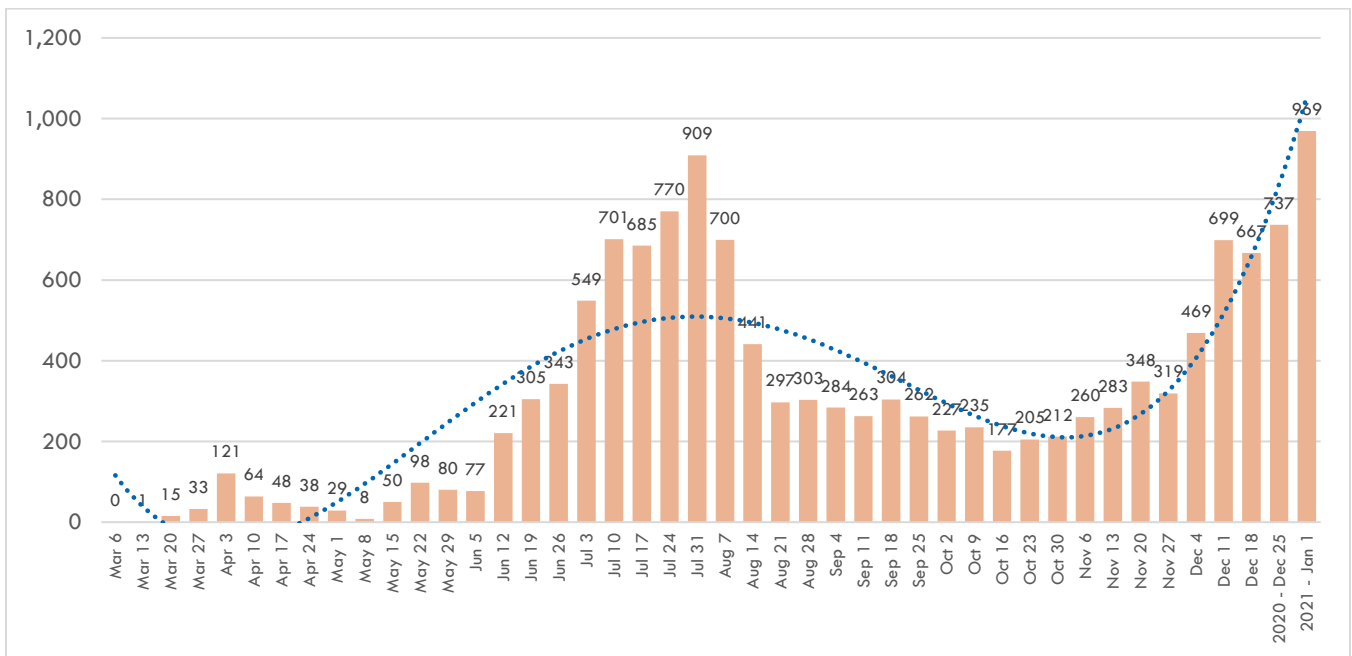


CHART 13: NEW COVID-19 CASES PER WEEK



SOUTH CAROLINA

CHART 14: NEW COVID-19 CASES PER DAY

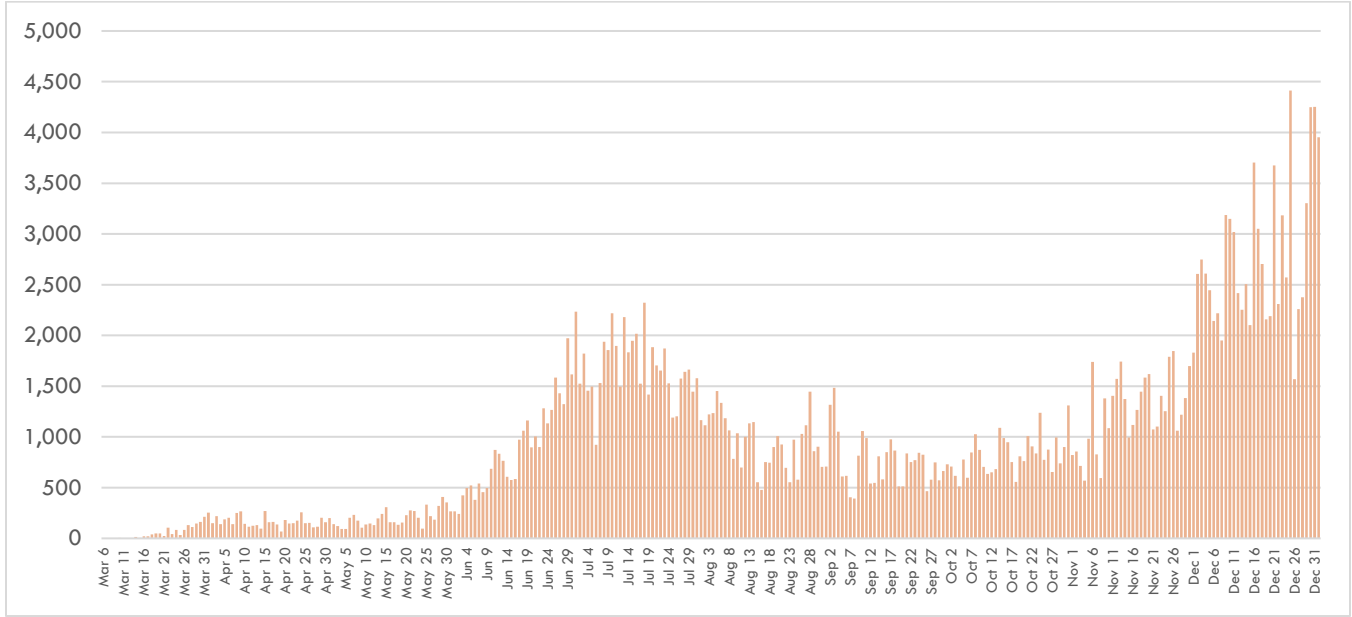
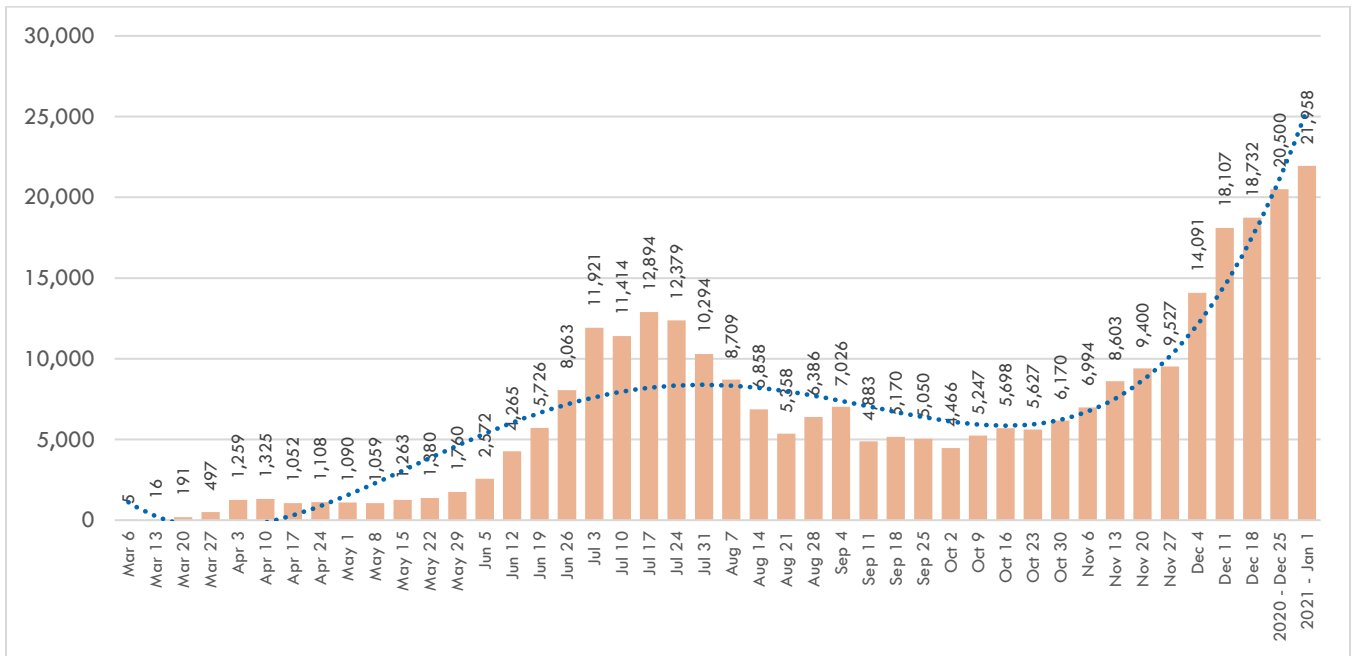


CHART 15: NEW COVID-19 CASES PER WEEK



Colin J Moore
Mayor
Peggy Bing-O'Banner
Mayor Pro Tempore
Matthew Garnes
Town Clerk



Council Members
Michelle Hagan
Charlie Simmons
Alfred Washington

Town Council Agenda Item

Subject: Emergency Ordinance 21-02, Establishing the Standards for Electronic Meetings, in light of the COVID-19 Pandemic, in the Town of Yemassee

Department: Administration

Attachments:

Ordinance Resolution Motion

Support Documents Other

Summary: The COVID-19 case numbers are climbing at an astronomical rate with significant activity in the area. In order to ensure the health and safety of Staff and the public, adjustments need to be made to normal meeting procedures while still ensuring public participation.

Recommended Action: Approve Emergency Ordinance 21-02.

Recommended Motion: "I make a motion to approve Emergency Ordinance 21-02, to Establishing the Standards for Electronic Meetings, in light of the COVID-19 Pandemic, in the Town of Yemassee".

Council Action:

- Approved as Recommended
- Approved with Modifications
- Disapproved
- Tabled to Time Certain
- Other

EMERGENCY ORDINANCE 21-02
AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YEMASSEE,
SOUTH CAROLINA, ESTABLISHING THE STANDARDS FOR ELECTRONIC
MEETINGS, IN LIGHT OF THE COVID-19 PANDEMIC, IN THE TOWN OF
YEMASSEE

WHEREAS, on March 15, 2020, the Centers for Disease Control and Prevention issued guidance recommending the suspension of large events and mass gatherings that consist of 50 people or more in order to slow the spread of COVID-19; and

WHEREAS, while it is imperative for local government to continue to operate during the States of Emergency, it is equally imperative for local governments to take steps to minimize the need for large gatherings in order to protect public health and safety and the health and safety of local government officials and staff; and

WHEREAS, the South Carolina Freedom of Information Act, which is codified at Title 30, Chapter 4 of the Code of Laws of South Carolina 1976, as amended, (the “Act”) defines a “Meeting” as “the convening of a quorum of the constituent membership of a public body, whether corporal or by means of electronic equipment, to discuss or act upon a matter over which the public body has supervision, control, jurisdiction or advisory power”; and

WHEREAS, due to the continued threat related to COVID-19, it is advisable to make provisions for the holding of electronic public meetings, while ensuring any electronic meeting fully complies with the open meeting requirements of the Act; and

WHEREAS, the Act further permits that emergency meetings of public bodies may be held without having provided twenty-four hours’ notice of such meeting; and

WHEREAS, South Carolina law provides that municipalities may enact emergency ordinances to meet public emergencies affecting life, health, safety or the property of the people upon a single reading, provided that such ordinance does not levy taxes, grant, renew or extend a franchise or impose a change in a service rate, upon the affirmative vote of at least two-thirds of the city or county council present, and provided that such emergency ordinance shall expire automatically on the sixty-first day following is enactment; and

WHEREAS, it is hereby determined that a public emergency affecting life, health and safety does exist, and therefore, it is appropriate and necessary to conduct an emergency meeting in order to enact this Emergency Ordinance.

NOW THEREFORE, BE IT ORDAINED, in regular meeting of the Town Council (the “Governing Body”), as follows;

Section 1. Standards for Electronic Meetings. The governing body is hereby authorized to conduct public meetings exclusively in electronic form, provided the medium for such meeting, whether telephonic, broadcast video, computer-based, or other electronic media. Or any

combination of these, and the conduct of the electronic meeting, allows for the following standards and practices to be met:

- a) At the beginning of any electronic meeting, the presiding officer shall poll the members of the Governing Body to confirm attendance, and any member of the Governing Body attending by way of electronic media shall be considered present for the purposes of constituting a quorum.
- b) Throughout the duration of the electronic meeting, all members of the Governing Body, as well as any officials or staff required to speak at such meeting, must have the capability of being heard at all times by any other members of the governing body and by the general public.
- c) Any vote of the governing body must be conducted by individual voice vote of members of the governing body, who shall verbally indicate their vote on any matter by stating “yay” or “nay”. All individual votes shall be recorded by the Town Clerk, Secretary or presiding officers as appropriate.
- d) Meetings shall be recorded, or minutes kept in the same manners an in-person meeting as required by the Act.
- e) All members of the governing body, officials, staff, and presenters should identify themselves and be recognized prior to speaking. Members of the Governing Body shall strictly comply with the rules of the Governing Body as they relate to procedural matters in or to preserve order and allow for the effectiveness of electronic meetings.
- f) Electronic executive sessions shall be permitted in accordance with the provisions of the Act and the Governing Body shall properly announce its reason for going into any executive session in conformance with Section 30-4-70 of the Act. Upon the entry into any electronic executive session, meeting minutes need not be kept and the electronic meeting utilized for such executive session may be held by (i) a separate telephonic, broadcast video, computer-based, or other electronic media, or any combination of these wherein the public shall not be permitted to participate, or (ii) on the initial telephonic, broadcast video, computer-based, or other electronic media, or any combination of these, with the implementation of necessary participation or listening restrictions, provided that in either instance all members of the Governing Body must have the capability to be heard at all times.
- g) With respect to any electronic meeting, any public comment periods provided for by local ordinance, Ordinance, policy, or bylaws are hereby suspended. Members of the public may submit written public comments at least one hour prior to the start of the meeting which shall be distributed to the members of the Governing Body. Public Comment may be e-mailed to the Town Clerk at mattgarnes@townofyemassee.org or dropped off in the designated drop box in front of the Yemassee Municipal Complex no later than one hour prior to the scheduled meeting time.
- h) The video link to the meeting will be attached to the respective Agenda and made available on the Town Facebook page.

Section 2. Suspension of Local Provisions. During the period of effectiveness of this Ordinance, any ordinance, Ordinance, policy, or bylaw of the Governing Body that conflicts with the provisions hereof is suspended and shall be superseded hereby.

Section 3. Effective Date. Expiration. The provisions hereof shall be effective upon a single hearing and two-thirds vote of the Governing Body, and shall expire on the sixty-first day following the effective date hereof.

DONE AS AN EMERGENCY ORDINANCE AT ITS REGULAR MEETING, and approved at a meeting duly assembled by no less than an affirmative vote of two-thirds of the members of the Governing Body preset, this 12th day of January 2021.

Colin J. Moore, Mayor

ATTEST: Matthew E. Garnes, Town Clerk

Peggy Bing-O'Banner, Mayor Pro-Tem

Charlie Simmons, Council Member

Alfred Washington, Council Member

Michelle Hagan, Council Member

(Seal)

Colin J Moore
Mayor
Peggy Bing-O'Banner
Mayor Pro Tempore
Matthew Garnes
Town Clerk



Council Members
Michelle Hagan
Charlie Simmons
Alfred Washington

Town Council Agenda Item

Subject: Emergency Ordinance 21-03, Suspending Normal Operating Procedures of The Town of Yemassee, and to Authorize the Town Clerk to Develop and Enact any Plans or Policies Needed to Ensure the Continuity of Government Services in light of the Ongoing COVID-19 Pandemic

Department: Administration

Attachments:

Ordinance _____ Resolution _____ Motion

Support Documents _____ Other

Summary: Due to the increasing number of positive cases of the virus, the Town will need to modify current operations. Ordinance will authorize the Town Clerk to develop and enact operational changes needed to ensure the continuity of government. All operational changes will be reviewed in consultation with the Mayor.

Recommended Action: Approve Emergency Ordinance 21-03.

Recommended Motion: "I make a motion to approve Suspending Normal Operating Procedures of The Town of Yemassee, and to Authorize the Town Clerk to Develop and Enact any Plans or Policies Needed to Ensure the Continuity of Government Services in light of the Ongoing COVID-19 Pandemic".

Council Action:

- _____ Approved as Recommended
- _____ Approved with Modifications
- _____ Disapproved
- _____ Tabled to Time Certain
- _____ Other

EMERGENCY ORDINANCE 21-03

AN EMERGENCY ORDINANCE OF THE TOWN OF YEMASSEE, SOUTH CAROLINA SUSPENDING NORMAL OPERATING PROCEDURES OF THE TOWN OF YEMASSEE, AND TO AUTHORIZE THE TOWN CLERK TO DEVELOP AND ENACT ANY PLANS OR POLICIES NEEDED TO ENSURE THE CONTINUITIY OF GOVERNMENT SERVICES IN LIGHT OF THE ONGOING COVID-19 PANDEMIC, AND SEVERABILITY.

WHEREAS, it is well recognized that SARS-CoV-2, the virus that causes the disease COVID-19 presents a public health concern that requires extraordinary protective measures and vigilance; and

WHEREAS, on March 13, 2020, the Governor of the State of South Carolina (the “State”) issued Executive Order 2020-08, declaring a State of Emergency based on a determination that the COVID-19 poses an actual or imminent public health emergency for the State; and

WHEREAS, the Governor of the State has subsequently declared a continued State of Emergency in Executive Orders 2020-15, 2020-23, 2020-29, 2020-35, 2020-38, 2020-40, 2020-42, 2020-44, 2020-48, 2020-53, 2020-56, 2020-59, 2020-62, 2020-63, 2020-65, 2020-67, 2020-70, 2020-72, 2020-75, 2020-77 and 2021-03; and

WHEREAS, COVID-19 continues widespread transmission across the state with the South Carolina Department of Health & Environmental Control (“SCDHEC”) confirming that localized person-to-person contact in South Carolina enables a significant risk of exposure, propagates the spread of the COVID-19 infection and creates an extreme public health risk, and

WHEREAS, on March 27, 2020, the Town Council for the Town of Yemassee, South Carolina (the “Town Council”) issued a proclamation of a Local State of Emergency and adopted Emergency Ordinance 20-05, which established certain standards for the conducting of electronic meetings for the Town Council, and,

WHEREAS, on July 14, 2020, the Town Council adopted Emergency Ordinance 20-12, which established a requirement for individuals to wear face coverings, in certain circumstances in the Town of Yemassee South Carolina due to the ongoing threat of COVID-19, and

WHEREAS, on September 8, 2020, the Town Council adopted Emergency Ordinance 20-14, which extended the requirement for individuals to wear face coverings, in certain circumstances in the Town of Yemassee, South Carolina, and

WHEREAS, on November 10, 2020, the Town Council adopted Emergency Ordinance 20-23, which extended the requirement for individuals to wear face coverings, in certain circumstances in the Town of Yemassee, South Carolina, and

WHEREAS, on January 12, 2021, the Town Council will re-issue a proclamation of a Local State of Emergency, and vote on extending the requirement for individuals to wear face coverings in certain circumstances in the Town of Yemassee, South Carolina (21-01), and will vote for an Emergency Ordinance Establishing the Standards for Electronic Meetings in the Town of Yemassee, South Carolina (21-02); and,

WHEREAS, while it is imperative for local government to continue to take steps to minimize the significant public health threats and other impacts associated with the COVID-19 pandemic, the Town Council must also regularly review such measures to ensure that any deviations from the standard procedure are narrowly crafted to address continuing and new threats caused by COVID-19; and

WHEREAS, it is well recognized that COVID-19 presents a public health concern that requires extraordinary protective measures and vigilance; and,

WHEREAS, South Carolina law provides that cities and counties may enact emergency ordinances to meet public emergencies affecting life, health, safety or the property of the people upon a single reading; and,

WHEREAS, it is hereby determined that a public emergency affecting life, health, and safety does exist within the Town of Yemassee, and therefore, it is appropriate and necessary to adopt this Emergency Ordinance.

NOW THEREFORE, BE IT ORDAINED, in regular meeting of the Town Council (the “Governing Body”), as follows;

Section 1. Incorporation of Recitals. The above recitals, and the recitals contained within the Governor of South Carolina’s Executive Orders 2020-15, 2020-23, 2020-29, 2020-35, 2020-38, 2020-40, 2020-42, 2020-44, 2020-48, 2020-53, 2020-56, 2020-59, 2020-62, 2020-63, 2020-65, 2020-67, 2020-70, 2020-72, 2020-75, 2020-77 and 2021-03 are hereby incorporated herein and made an integral part hereof.

Section 2. Authorization of Town Clerk. To the fullest extent permitted by law, the Town Clerk is hereby authorized to develop and enact any plans or policies needed to ensure the continuity in the delivery of government services in light of the COVID-19 outbreak and to take necessary action to protect the health, safety, and welfare of Town residents, visitors, employees and staff. Any plans or policies will be consulted and reviewed by the Mayor. These policies, plans and actions may include but are not limited to the following:

- a) Cancelling any Town facility rentals and limiting restricting facility rentals during the term of this Local State of Emergency; and,
- b) Utilizing all available resources of the Town as reasonably necessary to cope with the COVID-19 emergency; and,
- c) Closing all or portions of the Town Hall and other Town facilities to the public; and
- d) Allowing Administrative Staff, when practical and necessary, to work remotely, to ensure the continuity of government operations.

- e) Continue to coordinate with County Emergency Management Officials and the South Carolina Department of Health & Environmental Control to continue to plan and host free COVID-19 testing events in Yemassee, and, if offered and available in the future, vaccination sites.

Section 3. Effective Date; Expiration. The provisions hereof shall be effective upon a single reading and two-thirds vote of the Governing Body, and shall expire on the sixty-first day following the effective date hereof.

Section 4. Severability. If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this Ordinance which can be given effect without the invalid provisions or application, and to this end the provisions of this Ordinance are declared to be severable.

PASSED, APPROVED AND ENACTED AS AN EMERGENCY ORDINANCE BY THE TOWN COUNCIL OF THE TOWN OF YEMASSEE, SOUTH CAROLINA, AT ITS REGULAR MEETING, and approved at a meeting duly assembled by no less than an affirmative vote of two-thirds of the members of the Governing Body present, on this 12th day of January, 2021.

Colin J. Moore, Mayor

ATTEST: Matthew E. Garnes, Town Clerk

Peggy Bing-O'Banner, Mayor Pro-Tem

Charlie Simmons, Council Member

Alfred Washington, Council Member

Michelle Hagan, Council Member

(Seal)

Colin J Moore

Mayor

Peggy Bing-O'Banner

Mayor Pro Tempore

Matthew Garnes

Town Clerk



Council Members

Michelle Hagan

Charlie Simmons

Alfred Washington

COVID-19 UPDATE

Due to the rise in positive cases, the Municipal Complex is closed to the public. Most business can be handled on our website at townofyemassee.org. Staff remain working and available to assist. Please call the following number for assistance:

843-589-2565

Extension 1: Court / Traffic Tickets

Extension 2: Business License

Extension 3: Administration

Extension 4: Police Department

Extension 5: Crime Victim Advocate

Yemassee Municipal Complex

101 Town Cir P.O. Box 577 Yemassee, SC 29945-0577

Telephone (843) 589-2565 Fax (843) 589-4305

www.townofyemassee.org

Colin J Moore

Mayor

Peggy Bing-O'Banner

Mayor Pro Tempore

Matthew Garnes

Town Clerk



Council Members

Michelle Hagan

Charlie Simmons

Alfred Washington

Yemassee Online Services

The Town of Yemassee has teamed up with SC.GOV to offer Town services online. SC.GOV accepts all major Credit/Debit cards and Electronic Checks.

- **New Business Licenses may applied for and existing accounts can be renewed entirely online.**
- **Traffic Tickets & Court Fines may be paid for online. You will need your ticket number and fine amount.**
- **Hospitality Tax payments may be made online for any quarter.**
- **Building Permits, Mobile Home Permits and Miscellaneous permits may be procured online.**

Visit www.townofyemassee.org and click "Online Payments"

If you need assistance dial 843.589.2565

Yemassee Municipal Complex

101 Town Cir P.O. Box 577 Yemassee, SC 29945-0577

Telephone (843) 589-2565 Fax (843) 589-4305

www.townofyemassee.org