

2020 JUN -2 PM 4: 35

CLERK OF COURT
LANCASTER, SC

STATE OF SOUTH CAROLINA)

ORDINANCE NO.: 2020-1651

COUNTY OF LANCASTER)

~~Indicates Matter Stricken~~

Indicates New Matter

AN ORDINANCE

TO ADOPT DIVISION NINE OF ARTICLE ELEVEN OF CHAPTER TWO OF THE LANCASTER COUNTY CODE RELATED TO THE KEEP LANCASTER COUNTY BEAUTIFUL COMMITTEE; AND TO PROVIDE FOR MATTERS RELATED THERETO.

WHEREAS, Litter has long been a problem in Lancaster County; and

WHEREAS, Litter is detrimental to the public health and safety of the citizens of Lancaster County and has the potential to harm economic development and tourism efforts in Lancaster County; and

WHEREAS, reducing litter in Lancaster County has been identified as a priority by Lancaster County staff and the County Council; and

WHEREAS, To further the County's efforts to combat litter County Council established a new position in the Fiscal Year 2019-2020 Budget to start an affiliate of Keep America Beautiful; and

WHEREAS, The affiliate program is called Keep Lancaster County Beautiful; and

WHEREAS, County Council desires to create an advisory board for Keep Lancaster County Beautiful made up of concerned citizens;

NOW, THEREFORE, by the power and authority granted to the Lancaster County Council by the Constitution of the State of South Carolina and the powers granted to the County by the General Assembly of the State, it is ordained and enacted that:

Section 1. Chapter Two of the Lancaster County Code is amended as follows:

Chapter 2 - ADMINISTRATION

ARTICLE XI. - BOARDS, COMMISSIONS AND SIMILAR ENTITIES

DIVISION 9. – KEEP LANCASTER COUNTY BEAUTIFUL COMMITTEE

Sec. 2-401. - Purpose and objectives.

The purpose and objective of the Keep Lancaster County Beautiful Committee shall be as follows:

- (a) To make recommendations to the Keep Lancaster County Beautiful Coordinator for the prevention and removal of litter in Lancaster County, the beautification of Lancaster County;
- (b) To promote public education related to beautification and litter;

Sec. 2-402. - Composition of committee.

- (a) The Keep Lancaster County Beautiful Committee shall be composed of fourteen (14) members, all of whom shall be Lancaster County residents. Each council member shall have two (2) nominations. It shall not be necessary that the nominee reside in the district of the council member making the nomination.
- (b) The term of office for all Keep Lancaster County Beautiful Committee members is four (4) years, commencing on July 1 and ending on June 30. A person who has served two (2) consecutive terms on the Keep Lancaster County Beautiful Committee is ineligible for an additional appointment without there being a one-year period prior to an additional appointment; provided, however, upon a two-thirds (2/3) vote of the county council members, a person may be reappointed to the commission notwithstanding the term limitation. Time served in filling a vacancy shall not be included in the term limitation. Members continue to serve until their successor is appointed. Vacancies shall be filled in the same manner as the original appointment.
- (c) Members of the Keep Lancaster County Beautiful Committee serve at the pleasure of council and can be removed with or without cause.
- (d) A member of the Keep Lancaster County Beautiful Committee who misses three (3) meetings in any fiscal year automatically vacates membership on the committee. However, the chairman of the committee has the authority to excuse the attendance of a committee member in the event of an emergency deemed acceptable in the Chairman's sole discretion provided that the absence is requested in advance and announced at the time of the meeting in which the absence occurs.
- (e) All members serve without compensation but may be reimbursed for actual expenses and mileage pursuant to county policy after approval by the committee chair.

Sec. 2-403. - Initial terms of office.

The initial terms of members shall be staggered. Members initially appointed to represent council districts 1, 3, 5, and 7 shall serve through June 30, 2021. Members initially appointed to represent council districts 2, 4, and 6 shall serve through June 30, 2023.

Sec. 2-404. - Meetings.

- (a) Keep Lancaster County Beautiful Committee meetings shall be held no less than every quarter or, alternatively, more often as deemed necessary and appropriate by the committee chairman and/or the Keep Lancaster County Beautiful Coordinator.
- (b) All meetings shall be open meetings and advertised as required by state statute. An agenda for each meeting shall be established pursuant to the guidelines found in Robert's Rules of Order. Meetings shall be conducted using the parliamentary procedures contained in Robert's Rules of Order or such other procedures as may be adopted through formal Resolution of the Committee after its formation.
- (c) Five (5) members entitled to cast a vote on any matter properly before the Keep Lancaster County Beautiful Committee present at a meeting of the Keep Lancaster County Beautiful Committee shall constitute a quorum.
- (d) At the first meeting following July 1 of each year, the committee membership shall elect a member to serve as chairman for a one (1) year period, a member to serve as vice-chairman for a one (1) year period, and a member to serve as secretary for a one (1) year period. There shall be a limit of no more than three (3) years of consecutive service as chairman.

Sec. 2-405. - Records and reports;

The committee shall maintain written, summary minutes of its meetings, including therein the date of the meeting, the members present and the business and topics discussed. A copy of approved committee meeting minutes shall be forwarded to the Clerk to Council within thirty (30) days of each meeting.

Sec. 2-406. - Freedom of information.

Compliance with all requirements of the South Carolina Freedom of Information Act shall be mandatory.

Section 2. Severability.

If any section, subsection or clause of this ordinance is held to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected.

Section 3. Conflicting provisions.

To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code or other County ordinances, resolutions or orders, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 4. Effective date.

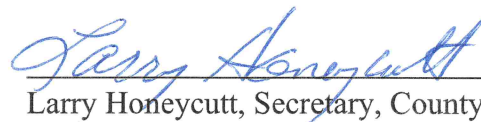
This ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

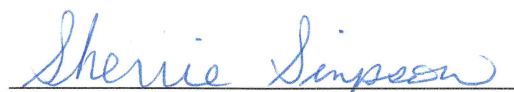
Dated this 26th day of MAY, 2020.

LANCASTER COUNTY, SOUTH CAROLINA


Steve Harper, Chair, County Council


Larry Honeycutt, Secretary, County Council

Attest:


Sherrie Simpson, Clerk to Council

First Reading: March 23, 2020
Second Reading: April 27, 2020
Third Reading: May 26, 2020

Approved as to form:


John DuBose, County Attorney