

AGENDA

**MEETING OF MAYOR AND CITY COUNCIL
CITY OF CLINTON
MONDAY, APRIL 5, 2010
CITY COUNCIL CHAMBERS
6:00 P.M.**

- A. MEETING CALLED TO ORDER BY MAYOR RANDALL
- B. INVOCATION
- C. APPROVAL OF MINUTES – March 1, 2010
- D. MAYOR TO RECOGNIZE CITIZENS REGISTERED TO ADDRESS CITY COUNCIL
- E. CITY MANAGER’S REPORTS AND RECOMMENDATIONS
 - 1. Council to Consider Approval of a Resolution Proclaiming the Month of April as Celebrate Clinton Month in the City of Clinton (Page 1)
 - 2. Council to Consider Approval of a Resolution Proclaiming the Month of April as Fair Housing Month in the City of Clinton (Page 2)
 - 3. Council to Consider Approval of a Resolution Affirming the City of Clinton’s Support of and Partnership with the 2010 Census (Page 3)
 - 4. Council to Consider Approval of the City of Clinton Safety Policy Statement (Page 4)
 - 5. Council to Consider Second and Final Reading of an Ordinance Approving Annexation of Contiguous Property into the City of Clinton (Page 5)
 - 6. Council to Consider Second and Final Reading of an Ordinance Approving the Amendment of the City Zoning Map to Zone 7.52 +/- Acres of Property Located on Highway 72 and Highway 56 as Agricultural Reserve (A-R) (Page 7)
 - 7. Council to Consider Second and Final Reading of an Ordinance Approving the Amendment of the City Zoning Map to Change the Zoning of 10.04 +/- Acres of Property Located on Musgrove Street from Residential (R-1) to Agricultural Reserve (A-R) (Page 9)

8. Council to Consider First Reading of an Ordinance to Amend Section 86-4 of the City Code and to Amend the City of Clinton Ordinance for the Provision of Water and Sanitary Sewer Services for Properties outside its Corporate Limits (Page 12)
9. Council to Consider Approval of Bids for the Purchase of a Walk Through Metal Detector for Use in the City's Municipal Court (Page 16)
10. Council to Consider Approval of Bids for Laptops to be Used By City Court Personnel (Page 18)
11. Council to Consider Approval of Bids of Shotguns and Racks For the Public Safety Department (Page 20)
12. Council to Consider Approval of the Purchase of Two Radar Units to be Placed in the New Ford Crown Victoria Public Safety Cruisers from the South Carolina Materials Management Office (State Purchasing) (Page 22)
13. Council to Consider Approval of Bids for the Purchase of a Courtroom Recording System (Page 24)
14. Council to Consider Approval of Bids for the Phase III Downtown Streetscape Project (Page 26)

F. CITY ATTORNEY'S REPORTS AND RECOMMENDATIONS

G. MAYOR'S REPORTS AND RECOMMENDATIONS

H. COUNCILMEMBERS' REPORTS AND RECOMMENDATIONS

I. EXECUTIVE SESSION

1. Personnel Matter relating to the Municipal Judge
2. Legal Matter relating to the I-385 Water Line Replacement
3. Contractual Matter relating to the Disposal of Property

J. ADJOURNMENT



**CITY OF CLINTON
STATE OF SOUTH CAROLINA
RESOLUTION**

**A RESOLUTION PROCLAIMING THE MONTH OF APRIL AS
CELEBRATE CLINTON MONTH IN THE CITY OF CLINTON**

- WHEREAS,** the City of Clinton is a special place where you will find involved citizens, friendly neighborhoods and a high quality of life; and,
- WHEREAS,** the City of Clinton is the proud home of quality institutions that are focused on preparing our youth for the future including Presbyterian College, Thornwell, and the District 56 Schools; and,
- WHEREAS,** for the past 158 years the people of the City of Clinton have worked to create a city based on small town values, integrity, and quality of character; and,
- WHEREAS,** the people of the City of Clinton continue to work diligently and tirelessly to improve our city for future generations by overcoming the challenges that are placed before us; and,
- WHEREAS,** our City is a vibrant place to live, work, and play because of the many arts and sporting events, musical concerts, historic attractions, and recreational opportunities that enrich our lives and give us cause to celebrate the city that we call home,

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CLINTON ASSEMBLED does hereby proclaim the month of April as Celebrate Clinton Month in the City of Clinton and that through the passage of this resolution the City Council encourages the people of the City of Clinton to join together in celebrating our values, our past, our families, and our future as we all continue to work together to make Clinton a wonderful place to call home.

RESOLVED this 5th day of April, 2010.

ATTEST:

Randy Randall, Mayor

Tammy Templeton, City Clerk



**CITY OF CLINTON
STATE OF SOUTH CAROLINA
RESOLUTION**

**A RESOLUTION PROCLAIMING THE MONTH OF APRIL AS
FAIR HOUSING MONTH IN THE CITY OF CLINTON**

- WHEREAS,** the City of Clinton desires that all citizens be afforded the opportunity to attain a decent, safe, and sound living environment; and,
- WHEREAS,** the City of Clinton rejects discrimination on the basis of race, religion, color, sex, national origin, and / or familial status in the sale, rental, or provision of other housing services; and,
- WHEREAS,** the State of South Carolina enacted the South Carolina Fair Housing Law in 1989; and,
- WHEREAS,** April is recognized nationally as Fair Housing Month;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CLINTON ASSEMBLED does hereby proclaim the month of April as Fair Housing Month in the City of Clinton.

RESOLVED this 5th day of April, 2010.

Randy Randall, Mayor

ATTEST:

Tammy Templeton, City Clerk

NOTICE TO PUBLISH:

This resolution to be published in the *Clinton Chronicle* newspaper on April 14th, 2010.



**CITY OF CLINTON
STATE OF SOUTH CAROLINA
RESOLUTION**

**A RESOLUTION AFFIRMING THE CITY OF CLINTON'S
SUPPORT OF AND PARTNERSHIP WITH THE 2010 CENSUS**

- WHEREAS,** the U.S. Census Bureau is required by the U.S. Constitution to conduct a count of the population and provides a historic opportunity to help shape the foundation of our society and play an active role in American democracy; and,
- WHEREAS,** our organization is committed to ensuring every resident is counted; and,
- WHEREAS,** more than \$400 billion per year in federal and state funding is allocated to communities, and decisions are made on matters of national and local importance based, in part, on census data, including health care, community development, housing, education, transportation, social services, employment and much more; and,
- WHEREAS,** Census data help determine how many seats each state will have in the U.S. House of Representatives and often is used for the redistricting of state legislatures, county and city councils and voting districts; and,
- WHEREAS,** the 2010 Census creates hundreds of thousands of jobs across the nation; and,
- WHEREAS,** every Census Bureau worker takes a lifetime oath to protect confidentiality, and the Census Bureau ensures that the data identifying respondents or their household not be released or shared for 72 years; and,
- WHEREAS,** a united voice from business, government, community-based and faith-based organizations, educators, media and others will allow the 2010 Census message to reach a broader audience, providing trusted advocates who can spark positive conversations about the 2010 Census.

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CLINTON ASSEMBLED does hereby affirm our support of and partnership with the 2010 Census; and,

- SECTION I,** Supports the goals and ideals for the 2010 Census and will disseminate 2010 Census information to encourage participation.
- SECTION II,** Asks its affiliates and membership to work together to achieve an accurate and complete count.
- SECTION III,** Encourages people in our community to participate in events and initiatives that will raise the overall awareness of the 2010 Census and increase participation among all populations.

RESOLVED this 5th day of April, 2010.

Randy Randall, Mayor

ATTEST:

Tammy Templeton, City Clerk

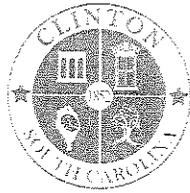


City Council Safety Policy Statement

The City of Clinton is committed to furnishing each of its employees a place of employment that is free from recognized hazards that are causing or are likely to cause death, serious physical harm, or a health-related illness to its employees. The City of Clinton promotes and is firmly committed to the safety and good health of all employees and to minimize the risk of injury, death, and exposure to health-related illnesses by taking a proactive role in safety awareness, accident prevention, and preservation of all the environmental elements through a comprehensive risk and safety management program.

Each employee will be held accountable for his/her own actions and conduct concerning the occupational safety and health standards, regulations, and policies established and issued by all applicable agencies and the City of Clinton which apply to that individual employee and his/her assigned position.

Employee knowledge of and compliance with the risk and safety program and policies of the City of Clinton and all regulating agencies is not optional and is a requirement and condition of employment.



**CITY OF CLINTON
STATE OF SOUTH CAROLINA**

**AN ORDINANCE FOR THE ANNEXATION OF CONTIGUOUS
PROPERTY INTO THE CITY OF CLINTON**

WHEREAS, the City of Clinton, South Carolina, is a municipal and political subdivision of the State of South Carolina, and;

WHEREAS, the City Council of the City of Clinton, South Carolina, is the duly elected governing body of the City, and;

WHEREAS, a proper petition has been filed with the City Council of the City of Clinton by 100 percent of the freeholders owning 100 percent of the assessed value of the contiguous property hereinafter described petitioning for annexation of the property into the City of Clinton under the provisions of the South Carolina Code of Laws Section 5-3-150(3), and;

WHEREAS, the contiguous property is described as the portion of that certain piece, parcel, or tract of land situate, lying, and being in the State of South Carolina, the County of Laurens, and north of the corporate limits of the City of Clinton on the southeast side of Musgrove Street (US Highway 56) and the north side of US Highway 72, being 7.52+/- acres being more fully shown and delineated on a plat prepared for Phillip Allen Watson by Foard H. Tarbert, Jr., dated August 22, 2009 and recorded in Plat Book A 610 page 3 in the Office of the Clerk of Court for Laurens County, and;

WHEREAS, it appears to the City Council of the City of Clinton that annexation would be in the best interest of the property owners and the City of Clinton;

NOW THEREFOR BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLINTON ASSEMBLED that the property herein described is hereby annexed to and becomes part of the City of Clinton, South Carolina, effective immediately upon the approval and adoption of this ordinance.

ORDAINED this 5th day of April 2010.

Randy Randall, Mayor

ATTEST:

Tammy Templeton, City Clerk

Planning Commission Review:	February 9, 2010
Planning Commission Recommendation:	Approve
City Council First Reading:	March 1, 2010
City Council Second Reading:	April 5, 2010



**CITY OF CLINTON
STATE OF SOUTH CAROLINA**

**AN ORDINANCE APPROVING THE AMENDMENT OF THE CITY ZONING MAP
TO ZONE 7.52+/- ACRES OF PROPERTY LOCATED ON HIGHWAY 72 AND HIGHWAY 56 AS
AGRICULTURAL RESERVE (A-R)**

- WHEREAS**, by action of Ordinance the City of Clinton created a Zoning Ordinance which guides land use and development within the corporate limits of the City of Clinton, and;
- WHEREAS**, the said City of Clinton Zoning Ordinance outlines the procedure for a citizen to request a rezoning of property in accordance with the law of the State of South Carolina, and;
- WHEREAS**, the Planning Commission of the City of Clinton has reviewed a request to zone 7.52+/- acres of property belonging to Mr. Phillip Watson. located on between Highway 72 and Highway 56 and recorded as tax map number 637-00-00-011 and described as all that piece, parcel, or lot of land situate, lying and being in the County of Laurens, State of South Carolina, consisting of 7.52 acres, more or less, and being more particularly described on plat entitled "Survey for Phillip Allen Watson", made by Foard H. Tarbert Jr., SC Land Surveyor, dated August 24, 2009, and recorded in the Office of the Clerk of Court for Laurens County in Plat Book A610 on Page 3. Reference is made to the aforesaid plat for a more complete description of metes, bounds, courses, and distances and said plat is incorporated herein by reference, and;
- WHEREAS**, the Planning Commission held a public hearing on the 9th day of October 2010 in accordance with applicable state law and the City of Clinton Zoning Ordinance, and advertised the public hearing in advance in accordance with the provision of the City of Clinton Zoning Ordinance, and posted the property in accordance with the provisions of the City of Clinton Zoning Ordinance, and;
- WHEREAS**, the City of Clinton Planning Commission has recommended that the property referenced herein be zoned Agricultural Reserve (A-R), and;
- WHEREAS**, the City of Clinton Planning Commission has recommended that the Official City of Clinton Zoning Map be amended to reflect this change.

**NOW THEREFOR BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLINTON
ASSEMBLED**

SECTION 1: That the City Council of the City of Clinton hereby approves the zoning of the property referenced herein and located in the corporate limits of the City of Clinton to Agricultural Reserve (A-R).

SECTION 2: That the City Council of the City of Clinton hereby approves the necessary changes to the Official Zoning Map of the City of Clinton to reflect the changes described in this ordinance.

SECTION 3: That the City Council of the City of Clinton directs the City Manager or his designee to take such action or actions as may be necessary to document this amendment including the production of a certified modification to the Official City of Clinton Zoning Map.

SECTION 4: This ordinance shall become effective immediately upon approval and adoption.

ORDAINED this 5th day of April, 2010.

Randy Randall, Mayor

ATTEST:

Tammy Templeton, City Clerk

Planning Commission Hearing:	February 9, 2010
City Council Public Hearing:	March 1, 2010
City Council First Reading:	March 1, 2010
City Council Second Reading:	April 5, 2010



**CITY OF CLINTON
STATE OF SOUTH CAROLINA**

**AN ORDINANCE APPROVING THE AMENDMENT OF THE CITY ZONING MAP
TO CHANGE THE ZONING OF 10.04+/- ACRES OF PROPERTY LOCATED ON MUSGROVE
STREET FROM RESIDENTIAL (R-1) TO AGRICULTURAL RESERVE (A-R).**

WHEREAS, by action of Ordinance the City of Clinton created a Zoning Ordinance which guides land use and development within the corporate limits of the City of Clinton, and;

WHEREAS, the said City of Clinton Zoning Ordinance outlines the procedure for a citizen to request a rezoning of property in accordance with the laws of the State of South Carolina, and;

WHEREAS, the Planning Commission of the City of Clinton has reviewed a request to rezone from Residential R-1 to Agricultural Reserve (A-R) 10.04+/- acres of property belonging to Mr. Danny J. Green of 902 Musgrove Street Clinton, South Carolina and Mr. Phillip Watson of 210 S. Pickens Street Columbia, South Carolina, located on and near Musgrove Street and Red Line Street, and recorded as tax map numbers 901-07-12-015 and 901-07-12-020 in the Laurens County Tax Assessor's Office and described as follows:

All that certain piece, parcel or lot of land, situate lying and being on the southern side of Sumter Street, and the eastern side of South Carolina Highway Number 56, in the City of Clinton, Laurens County, South Carolina, being more particularly shown as a portion of the property shown on plat of survey entitled "SURVEY FOR PETER R. MERRILL", prepared by S. Clay Rykard, RLS number 15181, dated April 10, 1996, and recorded in Plat Book A132, page 2, records of Laurens County, and being more fully described as follows: Beginning at a point designated as IPF pipe at the southwestern corner of said property, and running thence North 32 degrees, 30 minutes, 00 seconds East 219.91 feet, more or less, to a point designated as IPF; thence turning and running South 52 degrees, 10 minutes, 15 seconds, East 199.07 feet, more or less, to a point, thence turning and running for an indeterminate distance in a southeasterly direction in a straight line to a point designated IPF 1/2" pipe; thence turning and running North 53 degrees, 19 minutes, 32 seconds West 99.44 feet, more or less, to a point designated IPF; thence continuing North 53 degrees 21 minutes, 56 seconds West 95.30 feet, more or less, to the point of beginning.

The portion of that certain piece, parcel, or tract of land situate, lying, and being in the State of South Carolina, the County of Laurens, and wholly within the corporate limits of the City of Clinton on the southeast side of Musgrove Street (US Highway 56) and the north side of US Highway 72, being more fully shown and delineated on a plat prepared for Phillip Allen Watson

by Foard H. Tarbert, Jr., dated August 22, 2009 and recorded in Plat Book A 610 page 3 in the Office of the Clerk of Court for Laurens County and included by reference as to all mets and bounds, and;

WHEREAS, the Planning Commission held a public hearing regarding said property on the 9th day of February 2010 in accordance with applicable state law and the City of Clinton Zoning Ordinance, and advertised the public hearing in advance in accordance with the provision of the City of Clinton Zoning Ordinance, and posted the property in accordance with the provisions of the City of Clinton Zoning Ordinance, and;

WHEREAS, the City of Clinton Planning Commission has recommended that the property referenced herein be rezoned from Residential (R-1) to Agricultural Reserve (A-R) , and;

WHEREAS, the City of Clinton Planning Commission has recommended that the Official City of Clinton Zoning Map and Ordinance be amended to reflect this change.

NOW THEREFOR BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLINTON ASSEMBLED

SECTION 1: That the City Council of the City of Clinton hereby approves the change in zoning for the property referenced herein and located inside the corporate limits of the City of Clinton from Residential (R-1) to Agricultural Reserve (A-R).

SECTION 2: That the City Council of the City of Clinton hereby approves the necessary changes to the Official Zoning Map of the City of Clinton to reflect the changes described in this ordinance.

SECTION 3: That the City Council of the City of Clinton directs the City Manager or his designee to take such action or actions as may be necessary to document this amendment including the production of a certified modification to the Official City of Clinton Zoning Map.

SECTION 4: This ordinance shall become effective immediately upon approval and adoption.

APPROVED this 5th day of April, 2010.

Randy Randall, Mayor

ATTEST:

Tammy Templeton, City Clerk

Planning Commission Public Hearing:	February 9, 2010
First Reading:	March 1, 2010
City Council Public Hearing	March 1, 2010
Second Reading:	April 5, 2010



**CITY OF CLINTON
STATE OF SOUTH CAROLINA**

AN ORDINANCE TO AMEND SECTION 86-4 OF THE CITY CODE AND TO AMEND THE CITY OF CLINTON ORDINANCE FOR THE PROVISION OF WATER AND SANITARY SEWER SERVICES FOR PROPERTIES OUTSIDE ITS CORPORATE LIMITS

- WHEREAS,** the City of Clinton, South Carolina, (the "City") is a municipal corporation and political subdivision of the State of South Carolina, and;
- WHEREAS,** the City Council of the City of Clinton (the "Council") is the duly elected governing body of the City, and;
- WHEREAS,** the City of Clinton operates a Department of Public Works which manages the provision of water services in the City of Clinton for the health and welfare of the people of Clinton and such systems are vital infrastructure that support economic development initiatives, and;
- WHEREAS,** by action of ordinance on June 3rd, 1991 the City of Clinton enacted a policy codified as Section 86-4 of the Code of the City of Clinton, South Carolina, which states "that the city requires that property contiguous to its corporate limits must first be annexed before the city will provide water and / or sanitary sewer service to the property. This would include even those contiguous properties that may already have a city utility but wish to tie onto water and / or sanitary sewer. Further, the city requires that property not contiguous to its corporate limits must first agree, by contract, to annex whenever the property(s) become contiguous in order for the city to provide water and / or sanitary sewer service. This would also include even those noncontiguous properties that may already have a city utility but wish to tie onto water and / or sanitary sewer."; and,
- WHEREAS,** it is the desire of City Council to further define this section of the City Code to provide for the annexation of property into the City of Clinton, the adequate provision of services such as water utilities, and to update the code as necessary.

NOW THEREFOR BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLINTON ASSEMBLED that the City Council of the City of Clinton hereby amends and reordains the Ordinance For Provision Of Water And Sanitary Sewer Services For Properties Outside Its Corporate Limits of June 3rd, 1991 as follows:

Section 1. Title

The title of this Ordinance shall be the Ordinance For The Provision of Water Services And / Or Sanitary Sewer Services For Properties Outside The Corporate Limits Of The City Of Clinton.

Section 2. Authority

City Council, being the duly elected governing body of the City of Clinton, a municipal subdivision of the State of South Carolina, expressly adopts this Ordinance pursuant to Title 5 and Title 6 of the South Carolina Code of Laws.

Section 3. Purpose

By establishing the Ordinance For The Provision of Water Services And / Or Sanitary Sewer Services For Properties Outside The Corporate Limits Of The City Of Clinton, the City intends:

- (a) To provide for the adequate and cost effective provision of water services to existing and new customers in the City of Clinton and the surrounding service area.
- (b) To provide for the adequate and cost effective provision of sanitary services to existing and new customers in the City of Clinton and the surrounding service area.
- (c) To update and amend existing ordinances and code sections of the Code of the City of Clinton as necessary.

Section 4. Definitions

For the purpose of this ordinance, the term "new water services", and / or "new sanitary sewer services", and / or "new water and / or sanitary sewer services" shall mean any connection to city water and/or sanitary sewer mains, exclusive of replacement connection when required because of deterioration. Also, such term shall mean the connection or the providing of water and/or sanitary sewer services to a lot or structure under the following circumstances:

- a) After a change in the use of such lot or a structure on such lot;
- b) After a structure on such lot has been damaged beyond fifty (50) percent of the replacement cost of such structure;
- c) After a structure is removed from such lot;
- d) The abandonment of a structure on such lot or termination of water and sewer service for a period of thirty (30) consecutive days.
- e) For structures located within an area totally surrounded by the city, more commonly known as a "doughnut hole," when there is a change of ownership or change in utility account responsibility, such as a change in account name or holder.
- f) For structures located contiguous to the corporate limits of the City of Clinton when there is a change of ownership or change in utility account responsibility, such as a change in account name or holder.

- g) For structures located non-contiguous to the corporate limits of the City of Clinton when there is a change of ownership or change in utility account responsibility, such as a change in account name or holder.
- h) The installation or connection of additional or expanded services, such as an irrigation meter or other similar service.

Services provided by the city for the county water and sewer district are specifically excluded from this definition.

Section 5. Required Connection to Services

- (a) *Occupancy of a dwelling without water and/or sewer.* It shall be unlawful for any person to remain in a dwelling without water and/or sewer when water and sewer services are available.
- (b) *Connection to city water main after notice.* Within sixty (60) days after the time when any water line in any street is completed and ready for use, situated within or without the city, the owner of every abutting lot where on water is supplied for human use shall cause such lot to be connected with such water, providing that the city manager or his / her designee shall notify, in writing, the property owner of the installation of such line
- (c) *Mandatory connections.* The owner of all houses, buildings or properties used for human occupancy, employment, recreation or other purposes, situated with the city and abutting on any street, alley or right-of-way whereon there is a public water line and/or sanitary sewer line of the city is hereby required, at the owner's expense, to install suitable toilet facilities therein, and to connect such facilities directly with the proper water line and/or sewer line in accordance with provisions of this ordinance. Any waiver to this section shall be granted by the city manager or his / her designee in existing cases involving prior agreements.

Section 6. Required Annexation of Contiguous Property Prior to Providing Water Service And / Or Sanitary Sewer Service.

The City of Clinton requires that property or properties contiguous to the corporate limits of the City of Clinton must first annex into the City of Clinton before the City of Clinton will provide new water and / or new sanitary sewer service, as defined in Section 4 of this Ordinance, to the property or properties. This would include even those contiguous properties which already have access to a city utility and wish to tie onto water and / or sanitary sewer.

Section 7. Requirement For Non-Contiguous Property to Agree to Annex When Property Becomes Contiguous

The City of Clinton requires that property or properties not contiguous to the corporate limits of the City of Clinton must first agree, by contract, to annex into the City of Clinton whenever the property or properties become contiguous before the City of Clinton will provide new water and / or sanitary sewer service, as defined in Section 4 of this Ordinance, to the property or properties. This would include even those non-contiguous properties which already have access to a city utility and wish to tie onto water and / or sanitary sewer.

Section 8. Requirement for Customers to Enter Into a Contract, Agreement, or Restrictive Covenant as Part of the Water And / Or Sewer Service Agreement

Neither new water nor sewer services shall be furnished or rendered in any area outside the city limits unless the customer executes a utility service/annexation agreement.

(a) *Form of Agreement.* The city shall furnish forms of service and annexation agreement for any service rendered by the city to its customers, which forms are on file and available for use in the city offices, and which forms may from time to time be amended as necessary to meet the requirements of law.

(b) *The service and annexation agreement as a contract.* The service and annexation agreement, when signed by the grantor(s) and by an authorized representative of the city, shall become a contract under which the city agrees to furnish utility services to the individual consumer, and the consumer agrees to receive and pay for the service in accordance with the rate schedule and the service regulations of the city on file in the office of the city, and as the same may be modified from time to time, which rate schedules and service regulations are hereby made a part of the contract as effectually as if fully set forth therein.

(c) *Power of Attorney.* The service an annexation agreement shall include an irrevocable power of attorney granted by the customer to an attorney of the City of Clinton’s choosing who, in the event the owner or customer fails to meet the obligations imposed by the service and annexation agreement will have full power to sign any Annexation Petition when requested by the City of Clinton.

(d) *Service Agreement is a Restrictive Covenant.* The service and annexation agreement shall function as a restrictive covenant upon the property or properties which requires all future owners of the subject property or properties, or any part thereof, be bound by the same terms, conditions, and covenants as set forth in the agreement.

Section 9. Effective Date

This Ordinance shall take effect upon its enactment by City Council.

APPROVED this _____ day of _____, 2010.

Randy Randall, Mayor

ATTEST:

Tammy Templeton, City Clerk

First Reading:

Second Reading:

CITY OF CLINTON
OFFICE OF PURCHASING MANAGER
P.O. Drawer 507
Clinton, SC 29325

March 17, 2010

Award of Bid: WALK-THROUGH METAL DETECTOR

REPORT IN BRIEF

Bid packages were prepared February 23, 2010 for the purchase of one walk-through metal detector for use in the courtroom in the Public Safety Department. Bids were received from four qualified vendors.

BACKGROUND

The City of Clinton was awarded Federal Stimulus funds in order to enhance some of the daily functions in the Public Safety Department and Court Room.

DISCUSSION

With ever increasing need to provide security for city personnel and the public involved in meetings or court proceedings, the purchase of this piece of equipment will provide a more secure environment in this area of the Public Safety Department.

FISCAL INPACT

With approval of this bid by Mayor and Council, there will be no cost to the city.
100% Grant Funded

RECOMMENDATION

After my review of the bids submitted, it is my recommendation that the purchase of a Garrett CS5000 walk-through metal detector, at a cost of \$2,701.75, be awarded to Dana Safety Supply dba Palmetto Distributors of Columbia. After award of this purchase, delivery shall be made within 15-30 days.

BID TABULATIONS

ATTACHED

bid request walkthrough metal detectopr 03-18-10

City of Clinton
Clinton, South Carolina

BID TABULATION SUMMARY

Bids Received : March 17, 2010
10:00 AM

Bidders:	DANA SAFETY SUPPLY	LAWMAN'S	POINT SECURITY	POINT SECURITY
Location:	COLUMBIA, SC	COLUMBIA, SC	LEXINGTON, NC	LEXINGTON, NC
	option #1		OPTION #2	
WALKTHROUGH METAL DETECTOR	\$2,525.00	\$2,495.00	\$2,544.60	\$4,228.24
Options/Freight/Installation		\$100.00	\$500.00	\$874.99
SC Sales Tax	\$176.75	\$181.65	\$178.12	\$322.23
TOTALS	\$2,701.75	\$2,776.65	\$3,222.72	\$5,425.46

Note: Dana Safety and Lawman's bid the Garrett CS5000
Point Security bid Cela equipment

CITY OF CLINTON
OFFICE OF PURCHASING MANAGER
P.O. Drawer 507
Clinton, SC 29325

March 19, 2010

AWARD OF BIDS: COURTROOM LAPTOPS

REPORT IN BRIEF:

Bid packages were prepared on March 1, 2010 for the purchase of three (3) laptops for use by City Court personnel. Bids were received, opened and publicly read at 11:00 A.M. Friday March 19, 2010. Three bids were received.

BACKGROUND:

The City of Clinton applied for and was awarded a grant funded by the Government's Stimulus program.

DISCUSSION:

The three laptops we are proposing to purchase will be utilized by the Municipal Courts Staff. They will be distributed as follows: 1 – Chief Judge, 1 – Municipal Court Clerk and the remaining two (2) to be shared by the associate Judges.

FISCAL IMPACT:

There will be no cost to the City. 100% Grant Funded.

RECOMMENDATION:

It is the recommendation of this office that the purchase be made from Piedmont Municipal Power Agency at a total cost of \$6,395.68.

BID TABULATIONS:

ATTACHED

City of Clinton
Clinton, South Carolina

BID TABULATION SUMMARY

Bids Received : March 19, 2010
11:00 A.M.

Bidders:	eWiz	PMPA	Stewart Staffing Support Services	
Location:	San Jose, CA	Greer, SC	New Rochelle, NY	
LAPTOP COMPUTERS - (3)	\$4,002.00	\$5,538.90	\$5,850.00	
Options	\$222.00	\$438.54	\$1,095.00	
SC Sales Tax	\$295.68	\$418.42	\$486.15	
TOTALS	\$4,519.68	\$6,395.86	\$7,431.15	

Notes: eWiz - Windows 7 software is only a 60 day trial, monitor and docking station was not included in the cost

CITY OF CLINTON

OFFICE OF PURCHASING MANAGER
P.O. Drawer 507
Clinton, SC 29325

March 22, 2010

AWARD OF BID: Shotgun and Racks for Public Safety

REPORT IN BRIEF:

Bid packages were prepared and advertised in early March for the purchase of twenty-three (23) Remington Model 870P Pump Action Law Enforcement Shotguns or equal along with the racks to mount these weapons in the Police Cruisers. Bid were received from five (5) vendors.

BACKGROUND:

The Public Safety applied for and received a Federal Grant administered by the State of South Carolina.

DISCUSSION:

As mentioned in the Report in Brief, five bids were received for our consideration. Beretta USA submitted the lowest bid on the weapons, but failed to submit a mounting rack. Two other bids were considered as a no bid since neither submitted bids on the shotguns or racks. These shoguns will replace older guns now in service, with some needing various repairs.

FISCAL IMPACT:

Since the City received grant funding, there is not cost what so ever to the City.

RECOMMENDATION:

After reviewing the bids, it is my recommendation that the City purchase the shotguns and racks from Craig's Firearm Supply at a total cost of \$12,825.93. The Remington Model 870P Pump Action Shotgun is listed on the current South Carolina State Contract.

BID TABULATIONS:

ATTACHED

City of Clinton
Clinton, South Carolina

BID TABULATION SUMMARY

Bids Received : March 16, 2010
10:00 AM

Bidders:	Beretta USA Corp.	Clyde Armory, Inc.	Craig's Firearm Supply, Inc.	Dana SafetySupply	Lawmen's
Location:	Accokeek, MD	Bogart, GA	Knoxville, TN	Columbia, SC	Columbia, SC
	Benelli Nova Pump	Remington 870 Pump	Remington 870 Pump	Rack Mount Only	Remington 870 Pump
Remington 870P Pump Shotguns or Equal (23)	\$6,734.17	\$11,360.39	\$9,811.80	NB	\$9,809.50
Shotgun Racks for Remington 870P or Equal (14)	NB	NB	\$2,175.04	\$2,786.00	\$3,673.60
SC Sales Tax	\$471.39	\$795.23	\$839.09	\$195.02	\$953.48
Shipping					\$138.10
TOTALS	\$7,205.56	\$12,155.62	\$12,825.93	\$2,981.02	\$14,574.68
Delivery	30 days ARO	30 days ARO	120-150 days ARO		45-60 days ARO

CITY OF CLINTON
OFFICE OF PURCHASING MANAGER
P.O. Drawer 507
Clinton, SC 29325

March 29, 2010

Award of Bid: Radar Units

REPORT IN BRIEF

Quotes were taken from the South Carolina Materials Management Office for the purchase of two (2) radar units to be placed in the Ford Crown Victoria cruisers that were recently ordered.

BACKGROUND

As a part of the grant that funded the purchase of two (2) new police cruisers, funds were also secured for the purchase of equipment for these vehicles.

DISCUSSION

The quotations that we taken from the SC State Purchasing Website, were for two similar units from Decatur Electronic at a cost of \$999.00 ea and from Kustom Signals at a cost of \$1,245.00 ea plus sales tax. These are directional units meaning that radar antennas are both in the front and rear windshield allowing the traffic enforcement office to track vehicle speeds in both directions.

FISCAL INPACT

No cost to the City of Clinton. 100% Grant Funded

RECOMMENDATION

It is the recommendation of this office to accept the State Purchasing quote from Decatur Electronic of Decatur, IL at a total cost of \$2,137.86.

BID TABULATIONS

ATTACHED

City of Clinton
Clinton, South Carolina

BID TABULATION SUMMARY

Quotes Received : MARCH 29, 2010
from SC State Contract

Bidders:	Decatur Electronics	Kuston Signals, Inc		
Location:	Decatur, IL	Lenexa, KS		
IN CAR RADAR UNITS (2)	\$1,998.00	\$2,490.00		
Options				
SC Sales Tax	\$139.86	\$174.30		
TOTALS	\$2,137.86	\$2,664.30		

CITY OF CLINTON
OFFICE OF PURCHASING MANAGER
P.O. Drawer 507
Clinton, SC 29325

March 30, 2010

Award of Bid: COURTROOM RECORDING SYSTEM

REPORT IN BRIEF

Bid packages were prepared February 26, 2010 for the purpose of purchasing an audio recording system for the Municipal Court Room. Bids were received at 10:00 A. M. March 30, 2010 at which they were opened and publicly read. Three bids were received.

BACKGROUND

The audio recording system now in use by the City's Municipal Court has been in place for many years. This system utilizes the use of cassette tapes and will not allow audio to be transferred to a digital format on a computer.

DISCUSSION

It is the desire of the Municipal Court Personnel to upgrade the current system from an analog system to a digital system. Audio will be recorded on the computer and on DVD instead of cassette tape. This digital format will allow for the bookmarking, time stamping and insertion of notes to assist the court personnel should there be a need to review any of the court proceedings.

FISCAL IMPACT

Grant funds were secured through the SC Department of Public Safety for this purchase. There will be no cost to the City.

RECCOMEDATION

As mentioned above three bid packages were received. It is my recommendation that the purchase of the recording system be made from Audio Data Systems, Inc of Charlotte, NC at a cost of \$12,191.51. Audio Data's price also included the installation of the system. The computer associated with this system will be purchased from PMPA at a cost of \$1,134.60. Total cost of the system will be 13,326.11.

TABULATIONS – Attached

bid request court recording system (3)

City of Clinton
Clinton, South Carolina

BID TABULATION SUMMARY

Bids Received : February 18, 2010
10:00 AM

Bidders:	Audio Data Systems, Inc.	PMPA	Mpact	
Location:	Charlotte, NC	Greer, SC	Rock Hill, SC	
	Recording System/ Installation	Computer Only		
Courtroom Recording System	\$8,524.19	\$1,070.36		
Options/Installation	\$3,024.00			
SC Sales Tax	\$643.32	\$74.92		
Shipping	\$200.00			
TOTALS	\$12,391.51	\$1,145.28	BID DQ	

Notes:

1. Audio Data Systems did not include the computer in their bid
2. Mpact's bid was disqualified. Bid delivered after the 10:00 AM deadline

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CITY OF CLINTON
OFFICE OF PURCHASING MANAGER
P.O. Drawer 507
Clinton, SC 29325

March 30, 2010

AWARD OF BIDS: Phase III Downtown Streetscape Project

REPORT IN BRIEF:

The City of Clinton received a CDBG grant through the South Carolina Department of Commerce to complete Phase III of the Downtown Streetscape project. The City has contracted with BP Barber to perform engineering and bidding services for this project. BP Barber prepared engineering and construction drawings, which were reviewed and approved by City personnel, and solicited bids in accordance with local, state, and federal procurement guidelines. The bids were opened and publicly read at 2 PM on March 23, 2010. Bids were advertised locally and in SCBO.

BACKGROUND:

This project builds upon the recently completed Phase I and Phase II of the Downtown Streetscape Enhancement Program.

DISCUSSION:

The City of Clinton advertised this project as a base project, with two additional alternates. City staff are requesting approval of the base bid so that work on the project can commence in advance of approaching South Carolina Department of Commerce deadlines. The city and the Upper Savannah Council of Governments (USCOG) are working with the Department of Commerce to secure additional grant funding which would reduce the outlay match that the city must provide for the project as well as allow for the awarding and completions of the two alternate portions of this project at a later date.

FISCAL IMPACT:

The grant provides funding for \$ 334,929.00 of this project. Additional funding may be available to fund additional portions of the project or an expansion of the original project. The City is working with the USCOG to pursue those funds.

RECOMMENDATION:

It is the recommendation of city staff that City Council approve the lowest base bid, Town & Country Construction of South Carolina, for a price not to exceed \$363,701.64, subject to approval of the bids by representatives from the Upper Savannah Council of Government and the South Carolina Department of Commerce.

BID TABULATIONS:

BID TABULATION SUMMARY

Bids Received : March 23,
2010

City of Clinton
Clinton, South
Carolina

2:00 P. M.

Bidders:	Anson Constructi on Co., Inc	AOS Specialty Contractors , Inc.	L-J, Inc.	Sossamon Construction CO., Inc.	Town & Country Construction of SC, Inc.	Triangle Grading and Paving, Inc.
Location:	Charlesto n, SC	Columbia, SC	Columbia, SC	Gaffney, SC	Greenwood, SC	Burlington, NC
Amount of Base Bid	No Bid	\$382,311.5 4	\$403,463.90	\$376,224.17	\$363,701.64	No Bid
TOTALS	No Bid	\$382,311.5 4	\$403,463.90	\$376,224.17	\$363,701.64	No Bid