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# City of Walterboro

242 Hampton Street

Walterboro, South Carolina 29488

Mailing Address:

Post Office Box 709

Walterboro, South Carolina 29488-0008

Walterboro City Council  
Regular Meeting  
May 14, 2013  
City Hall  
6:15 P.M.

## A G E N D A

**I. Call to Order:**

1. Invocation.
2. Pledge of Allegiance.

**II. Public Input on Agenda Items:**

**III. Proclamations and Resolutions:**

1. **Proclamation No. 2013-03**, in Recognition of Police Week in the City of Walterboro, designated nationally as the Week of May 12-18, 2013 (Proclamation attached).
2. **Proclamation # 2013-04**, to Recognize the Colleton County High School Band of Blue (Proclamation attached).
3. **Resolution # 2013-R-04**, to Support House Bills 3051 and 3052 to address the increase in violent crimes and to make our communities safer (Resolution attached).

**IV. Approval of Minutes:**

1. Minutes of the March 25, 2013 Special Called Meeting (Minutes attached).

**V. Old Business:**

**VI. New Business:**

1. Consideration of Name Change for Doodle Hill Park to Shaniya Burden Memorial Park, Wayne Bennett (Memorandum attached).
3. Consideration of Parade Request by Mr. Horace Simmons, Action Line Against Violence (Parade Permit Form attached).

**VII. Committee Reports:**

**VIII. Executive Session:**

1. Receipt of Legal Advice.

**IX. ADJOURNMENT.**

**PROCLAMATION NO. 2013-03**

**To Recognize National Police Week 2013 and to Honor the Service and Sacrifice of Those Law Enforcement Officers Killed in the Line of Duty While Protecting our communities and Safeguarding our Democracy**

**WHEREAS,** there are approximately 900,000 law enforcement officers serving in communities across the United States, including the dedicated members of Walterboro Public Safety; and

**WHEREAS,** nearly 60,000 assaults against law enforcement officers are reported each year, resulting in approximately 16,000 injuries; and

**WHEREAS,** since the first recorded death in 1971, almost 20,000 law enforcement officers in the United States have made the ultimate sacrifice and been killed in the line of duty, including one member of the Walterboro Public Safety (William Dawson Breland, III); and

**WHEREAS,** the names of these dedicated public servants are engraved on the walls of the National Law Enforcement Officers Memorial in Washington, D.C.; and

**WHEREAS,** 320 new names of fallen heroes are being added to the National Law Enforcement Officers Memorial this spring, including 119 officers killed in 2012 and 201 officers killed in previous years; and

**WHEREAS,** the service and sacrifice of all officers killed in the line of duty will be honored during the National Law Enforcement Officers Memorial Fund's 25<sup>th</sup> Annual Candlelight Vigil, on the evening of May 13, 2013;

**WHEREAS,** the Candlelight Vigil is part of National Police Week, which takes place this year on May 12-18,

**WHEREAS,** May 15 is designated as Peace Officers Memorial Day, in honor of all fallen officers and their families.

**NOW, THEREFORE, BE IT RESOLVED,** that the Mayor and City Council of the City of Walterboro, in Council Assembled, formally designates May 12-18, 2013 as Police Week in the City of Walterboro, and publicly salutes the service of law enforcement officers in our community and in communities across the nation.

**DONE,** this fourteenth day of May, 2013.

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William T. Young, Jr.  
Mayor

**ATTEST:**

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Betty J. Hudson  
City Clerk



TRI-COUNTY LODGE #3  
**FRATERNAL ORDER OF POLICE**

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PO Box 62649  
North Charleston, South Carolina 29419-2469  
843-744-7255 www.scfop3.org

**Executive Board**  
John C. Blackmon  
Matthew A. Woodall  
Travis C. Dodd  
Frank A. Nigro  
Edward G. Semlitsch  
Scott W. Rywelski  
Harold M. Phillips

April 25, 2013

Mayor Bill Young  
City of Walterboro  
PO Box 709  
Walterboro, South Carolina 29488

Dear Mayor Young,

In 1962, President John F. Kennedy signed a proclamation which designated May 15th as Peace Officers Memorial Day and the week in which that date falls as *Police Week*.

As a Nation, we rely on law enforcement officers to keep our neighborhoods safe, enforce our laws, and respond in times of crisis. These men and women sustain peace and order in our communities, and we look to them as models of courage and integrity.

Every day, peace officers face the threat of violence and danger. They routinely put their lives on the line to defend ours, and the price of that bravery may result in injury, disability, or death. The steadfast dedication of our law enforcement officers warrants more than praise.

Thanks to law enforcement officers, our communities are more secure. They work with vigilance and dedication to identify and arrest those who seek to do us harm. From combating terror and staking out criminals to patrolling our highways, peace officers with the strong support of their families maintain stability in our communities as we go about our daily lives. During the week of May 12-18, 2013, we recognize their invaluable contributions to upholding justice, enforcing the rule of law, and protecting the innocent.

I would like to take the opportunity to ask you to issue an official proclamation honoring the week of May 12-18, 2013, as *Police Week* in the City of Walterboro.

Again, thank you for your support of our local heroes.

Sincerely,

John C. Blackmon  
President

***Proclamation No. 2013-04***  
by the Mayor and City Council  
Walterboro, South Carolina

**WHEREAS**, the Colleton County High School (CCHS) Band of Blue has a tradition of serving as proud representatives of Walterboro and Colleton County; and,

**WHEREAS**, the Colleton County High School Varsity Winter Guard, the Junior Varsity Winter Guard and the Colleton County Middle School Cadet Winter Guard competed in the SC Winter Ensemble competitions held at Ashley Ridge High School on March 23, 2013; and,

**WHEREAS**, these ensembles competed with over 60 other units from around South Carolina; and,

**WHEREAS**, the Colleton County High School Varsity Winter Guard won the South Carolina Band Directors Association Winter Ensemble State Championship in class 4A; and,

**WHEREAS**, the Colleton County Middle School "Cadet" Winter Guard, in their first time competing, won the South Carolina Band Directors Association Winter Ensemble State Championship in the "Cadet" class; and,

**WHEREAS**, the Junior Varsity Ensemble received a bronze medal for its performance at the competitions; and,

**WHEREAS**, these performances and competitions contribute greatly to the character and quality of life in our community; and,

**WHEREAS**, the Mayor and City Council wish to congratulate Color Guard instructor Stacey Miller and acknowledge his outstanding work.

**NOW, THEREFORE, BE IT PROCLAIMED**, by the Mayor and City Council, in Council Assembled, that we join the entire community in recognizing these tremendous achievements by proclaiming tomorrow, May 15 as "**WINTER ENSEMBLE DAY**," in the City of Walterboro.

**BE IT FURTHER PROCLAIMED**, that the Mayor and City Council encourage the community to show its support for these talented young citizens and extends its best wishes to the entire staff of the Band of Blue.

**DONE**, this 14th day of May, 2013.

\_\_\_\_\_  
William T. Young, Jr., Mayor  
City of Walterboro, South Carolina

ATTEST:

\_\_\_\_\_  
Betty J. Hudson, Municipal Clerk

**RESOLUTION NO. 2013-R-04**

**URGING STATE LAWMAKERS TO FIGHT VIOLENT CRIMES AND MAKE OUR COMMUNITIES SAFER BY PASSING H.3051, WHICH REQUIRES THAT WHEN A PERSON RELEASED ON BOND COMMITS A VIOLENT CRIME, THE SUBSEQUENT BOND HEARING FOR THE VIOLENT CRIME BE HELD BY A CIRCUIT COURT JUDGE AND TO IMPOSE A MANDATORY FIVE YEAR SENTENCE IN ADDITION TO THE PENALTY FOR THE PRINCIPAL OFFENSE, FOR A DEFENDANT CONVICTED OF THE SUBSEQUENT VIOLENT CRIME WHILE RELEASED ON BOND; AND BY PASSING H.3052, WHICH CREATES GRADUATED PENALTIES FOR SUBSEQUENT OFFENSES RELATING TO UNLAWFUL CARRYING OF A HANDGUN AND UNLAWFUL SALE OR DELIVERY OF A HANDGUN.**

**WHEREAS**, over the past several months our nation has experienced a series of tragic events involving innocent citizens being killed in mass-shootings; and,

**WHEREAS**, it is common knowledge that a substantial amount of violent crime is committed by a small group of violent, repeat offenders possessing a complete lack of respect for the law; and,

**WHEREAS**, many of the suspects involved in violent crimes are habitual offenders released on bail, sometimes on multiple bonds, serving probation or parole sentences, or a combination of these conditions, and who violate their conditions of release and commit new crimes because they are not afraid that their bonds or probations will be revoked; and,

**WHEREAS**, under the current law an offender charged and convicted of unlawfully carrying a handgun is guilty of a misdemeanor carrying a maximum sentence of one year in jail, and this penalty is the same whether the offender is found guilty of this crime once or fifty times, and this current law fails to create any deterrence for those already convicted of the offense and has no observational learning component for those who may be considering the unlawful carrying of a handgun; and,

**WHEREAS**, in a continued effort to address these issues the City of Walterboro has worked with legislators from the Colleton County Legislative Delegation and around the State to support bills that will help address these repeat, violent offenders; and,

**WHEREAS**, the City of Walterboro urges state lawmakers to enact **H.3051**, which would require offenders who commit a subsequent violent crime, while released on bond for a previous violent crime, to appear before a Circuit Court judge before a second bond is set so that the judge may determine if there are any conditions that may assure the safety of the community and the offender's appearance at trial, and would charge these offenders who commit crimes while on bond with an additional charge for failing to abide by the conditions of their release and impose an additional five year mandatory sentence if convicted of this charge; and,

**WHEREAS**, the City of Walterboro urges state lawmakers to enact **H.3052**, which would introduce a tiered sentencing structure for repeat offenses relating to the unlawful carrying of a handgun and the unlawful sale or delivery of a handgun, in order to address those individuals who are habitual offenders and continue to victimize the community;

**NOW, THEREFORE IT BE RESOLVED** that the Mayor and City Council of the City of Walterboro, in Council Assembled, strongly urge state lawmakers to enact **H.3051 and H.3052** in order to address the increase in violent crimes and make our communities safer.

**DONE**, this 14<sup>th</sup> day of May, 2013.

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William T. Young, Jr., Mayor  
City of Walterboro

ATTEST:

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Betty J. Hudson  
Clerk of Council

Walterboro City Council  
Special Called Meeting  
March 25, 2013

**MINUTES**

A Special Called Meeting of Walterboro City Council was held at City Hall on Monday, March 25, 2013 at 10:00 A.M., with Mayor Bill Young presiding.

**PRESENT WERE:** Mayor Bill Young, Council Members: Paul Siegel, Dwayne Buckner, Charles Lucas, Tom Lohr and Bobby Bonds. City Manager Jeff Lord, City Clerk Betty Hudson and City Attorney George Cone were also present. There were approximately 12 persons present in the audience. Council Member Randy Peters was absent.

The Mayor called the meeting to order and called on Council Member Buckner for the invocation and Council Member Lohr to lead the Pledge of Allegiance to our flag.

The purpose of this meeting was to hear a presentation on Public Safety from Dr. Craig Fraser of the Police Executive Research Forum (PERF).

Since Mr. Fraser had not arrived at the meeting, the Mayor entertained a motion to enter an Executive Session. He announced that the next agenda item following Executive Session would be the Public Safety presentation by Mr. Fraser.

A motion to enter an Executive Session was made by Council Member Lucas, seconded by Council Member Lohr and passed unanimously. The Mayor announced that the meeting would enter an Executive Session for a discussion of negotiations incident to proposed contractual arrangements. The meeting then entered into an Executive Session.

The meeting returned to Open Session and City Manager Lord introduced Mr. Craig Fraser of PERF, for a presentation on the law enforcement aspects of our Public Safety Department and what improvements can be made.

Mr. Fraser then gave remarks about his proposal to work with the Public Safety Department. He stated that his firm is 35 years old and is a private non-profit firm which is headquartered in Washington, DC. He said, we exist for only one reason, and that is to improve policing. He stated that his firm has worked with about 200 police departments of all sizes across the country in the last fifteen years. The smallest group we did a study for was 12. We have done others as large as Chicago and Los Angeles. He noted that his firm has done previous research looking at bullet proof vests, getting officers to wear them more frequently, and also did some research looking at license plate readers, to get help in finding stolen vehicles. We also have done a series of forums, where we bring people together to talk about issues that are a major concern to the police department.

He told Council that his proposal is outlined in three major parts. His three-part plan would first include a determination of the core things that this community wants its police department to do. We do this by looking at documents, evidence, data and we also talk to a lot of people. We would also interview the City leadership.

Secondly, PERF would inspect the department internally, looking at data, workload for patrol, workload for investigators, how many administrative support people are needed in order to handle the workload. We would want to know what approach the department has been using to deal with the problems of crime and violence. Are there long range things or short range things that are being done to help prevent crime? We will look at the amount of community policing and the community engagement in problem solving.

The third part of the plan would be to look at how all this works together in a crime strategy for this agency dealing with the problems of crime in Walterboro.

**MINUTES/Page II**

Mr. Fraser then briefly detailed the professional credentials for the three people who would be doing the study. He said we expect to be on site probably twice. The three of us will probably be here a total of 9-10 days. We will talk with a lot of people in that time.

Council Member Buckner then thanked Mr. Fraser for coming from Washington, DC, for his presentation. He then said, you mentioned a three-prong approach, with information from the community, and that is important to me. Taking that information and looking at the Department, and then you would develop a strategy. Could you elaborate a little more on the community part of it?

Mr. Fraser answered that first of all, we would want to talk with the leadership. We would do interviews with City Council, and City Administration. Secondly, we would talk to people within the community. The way we have done which is most effectively is to have three or four focus groups of community members. If you so desire, we would have open meetings as well. Mr. Fraser stated that his work would take a total of 120 days from the start time to the end and the filing of his report.

Council Member Buckner then asked, do you address public perception in your strategy? Mr. Fraser answered that those concerns would be addressed.

Council Member Lohr asked, in terms of formulating your report, where are you in the followup part of it? Mr. Fraser clarified that part of the report is an implementation plan. In the scope of this particular study, followup would have to be a separate engagement, but there would be an implementation plan that we would lay out for you with some time lines.

Council Member Bonds then asked, are you going to leave us with a specific set of recommended strategies that we can then employ and if we so desire, then also have our folks report back to us on their work in accomplishing those specific strategies? Mr. Fraser said that the study would include an implementation strategy, a series of recommendations, and a series of things that have to happen to implement those recommendations.

Council Member Bonds then asked about accreditation. He stated, I would like you thoughts on the accreditation process, is this something we need to do. How would it be different from retaining your services? What can you tell us about the certification process and whether not this is something we need to also be looking at? Mr. Fraser told him before coming to PERF some 18 years ago, he managed the accreditation process, so I am very familiar with the process. The keys to accreditation are that you look at the guidelines and have policies in place that you follow that match the guidelines. When we do a study like this, we will look at issues of high risk policies. We'll look at things like use of force and harassment. We'll look at a series of things that will very quickly get an agency in trouble and cost the city lots of money. That does not mean we will cover every particular policy that the accreditation people would want you to have in place. Our work would probably be a great springboard to accreditation.

Accreditation does some really good things. It shows that you will have a very professional department, that you have met standards of your peers by size, and it enables you to continue to look at that. It does take a considerable amount of organizational effort. It takes somebody that is going to shepherd it; someone who is going to monitor it for a period of time. One of the things we could do as part of our study is to make a recommendation whether or not you should pursue accreditation.

Council Member Siegel then ask if PERF was involved in the North Charleston project. He then asked Mr. Fraser to comment on their involvement in this project.



**MINUTES/Page III**

Mr. Fraser said that study was aimed at helping the city to find ways to reduce violence. The study for Walterboro would be more comprehensive, looking at the police department and its crime prevention efforts.

Mr. Buckner then asked for specific experience the firm had in dealing with municipalities the size of Walterboro. Mr. Fraser cited experience in working with Grass Valley, California with about 25 employees, and another agency in Hampton, CT.

Council Member Buckner then asked Mr. Fraser what do you perceive is the issue with us here, this department, this community as it relates to crime and violence. Mr. Fraser answered, I don't know that. I've done research, but until we talk to people I think I would be out of bounds to give you an answer.

Mayor Young then said, we have a public safety department, so would you also be looking at our fire side, or only at the police side? Mr. Fraser said he would only be looking at the police side.

Mayor Young then asked, after you have given us your plan, what are your followup procedures for helping us during the implementation process?

Mr. Fraser responded, unless we did a separate engagement for implementation for followup, that would be a different thing, but there is an ongoing informal relationship with people that we work with.

Mayor Young asked how many cities under 10,000 population that your organization has completed a study for? Mr. Fraser responded that this is about one dozen.

Upon a question raised by Council Member Bonds on the difference between his organization and ICMA, Mr. Fraser responded that the key for his firm (PERF) is that we focus only on police. He said, our research arm brings us the best knowledge about what works in policing.

Further discussion was held, after which the presentation was concluded.

The Mayor then entertained a motion to enter an Executive Session. Council Member Lucas so moved. Council Member Lohr seconded the motion that passed unanimously. The Mayor announced that the meeting will enter into an Executive Session for a discussion of negotiations incident to proposed contractual arrangements. There was a 5 minute recess by the Mayor and the meeting then entered Executive Session.

The meeting returned to Open Session and a motion was made by Council Member Lucas to hire ICMA for our study for both fire and crime. Council Member Bonds seconded the motion. In discussing the motion, Council Member Buckner said he would support this motion with the hope that ICMA would do an in depth study of the community, go out and do those forums and talk to people to see what their needs are as it relates to the Public Safety Department.

The motion then passed unanimously, except Council Member Peters was absent and did not vote.

There being no further business to consider, a motion to adjourn the meeting was made by Council Member Lohr, seconded by Council Member Lucas and passed unanimously. The meeting adjourned at 12:50 P.M. Notice of this meeting was

Walterboro City Council  
Special Called Meeting  
March 25, 2013

**MINUTES/Page IV**

distributed to all local media and posted on the City Hall bulletin board at least twenty-four hours prior to meeting time.

Respectfully,

Betty J. Hudson  
City Clerk



Date: **April 29, 2013**

To: **Betty Hudson**  
City of Walterboro

From: **Wayne Alvin Bennett**  
County Director

Subject: "Doodle Hill" Park Name Change

Dear Mrs. Hudson:

Please accept this request for the South Carolina Department of Juvenile Justice TASC Job Readiness for Teens (JRT) program to be on the May 14, 2013 City Council agenda.

We along with several community members had a meeting at Rock of Ages CME Church on April 20, 2013 to discuss changing of the park's name. By unanimous vote of everyone present we agreed to re-name the "Doodle Hill" Park to "**Shaniya Burden Memorial Park**".

We will be prepared to make our petition and deliver a copy of our meeting sign in sheet at the next City Council meeting.

Thank you for your consideration.

**CITY OF WALTERBORO  
PARADE/PROCESSION PERMIT REQUEST**

(PLEASE PRINT INFORMATION REQUESTED)

Application Date: 4-29-13

1. Person submitting application: Mr. Horace Simmons  
Address: 104 Henderson ST  
Telephone: \_\_\_\_\_
  
2. Name of Organization: Action Live Against Violence  
Chairperson/President: Horace Simmons  
Address: 104 Henderson ST.  
Telephone: \_\_\_\_\_
  
3. Parade Chairman: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_
  
4. Date/Time of Parade: 6-<sup>29</sup>~~X~~-13 / 9:00 AM
  
5. Parade Route requested (Attach Sketch) HAMPTON ST.  
Court House to Colleton Center
  
6. Number of Vehicles/Floats: 200 Walkers Number of Animals: \_\_\_\_\_
  
7. Portion (width) of street parade will occupy: 1 lane
  
8. Additional Information (Upon Request): \_\_\_\_\_

Horace Simmons  
Signature/Parade Chairman

\_\_\_\_\_  
Signature/Organization Chairperson

Approval       Disapproval

Otis L. Rhodes  
Otis L. Rhodes, Chief of Police

\_\_\_\_\_  
Jeff Lord, City Manager

**NOTE: >>> Call Police Dept. (549-1811) to confirm Parade/Procession Route three days prior to parade.**