

Sec. 2-82. Terms.

(a) *Length of terms.* Unless otherwise outlined in the South Carolina Code of Laws, terms shall be for a period of four (4) years.

(b) *Notification of vacancies.* The chairman of any board or commission shall send written notification of the expiration of any member's term to county council sixty (60) days prior to such expiration, and to notify council within thirty (30) days of any vacancies occurring due to resignation, death, etc.

(c) *Expiration date.* The official expiration date for all terms shall be March 15 of the last year of all members' terms but each member may be allowed to serve until their successor is appointed and confirmed. ~~provided however, no member shall serve longer than ninety (90) days after the expiration of his/her term.~~

(d) *Terms of successor members.* Whenever a member resigns, dies or otherwise is unable to complete his term of office and a successor member is appointed, the successor member's initial term of office will be to fulfill the predecessor member's term. Any successor members appointed to fulfill the predecessor member's term shall be permitted to serve two (2) four-year terms in addition to the unfinished term to which he or she was initially appointed.

(e) *Reappointment.* No board or commission member shall be allowed to serve more than two consecutive terms on the same board unless he/she undergoes the waiting period described in this section. After the expiration of his/her second term, four (4) years must pass before a prior board or commission member is eligible to be reappointed to the SAME board or commission. A member of a board or commission can be reappointed at the end of his/her first term to the same board or commission for a second term without being subjected to a waiting period. However, four (4) years must pass before a prior board or commission member is eligible to be reappointed to the SAME board or commission from which he/she previously resigned prior to the expiration of his/her original first or second term. Otherwise, a member who resigns from a board or commission may be appointed to a DIFFERENT board or commission at anytime after his/her resignation or the completion of a first or second four year term.

Sec. 2-83. Nominations.

Each board or commission shall have a seat or seats assigned to each county council district. The county council member representing the district to which a particular seat is assigned shall nominate a nominee for appointment to that particular seat as vacancies occur. If the nominee is not approved by a majority vote of council, the council member having the nominating right to that seat shall make additional nominations until one is approved and confirmed.

Sec. 2-84. General powers, duties and proscriptions.

(a) *Mandate to organize; notification of news media.* Each board or commission shall, every two (2) years after the general election, organize itself by electing one of its members as chairman, one as secretary, and such other officers as they may deem appropriate. The secretary shall, with other assigned duties, be in charge of notifying the news media of all regular and special meeting of the board or commission.

(b) *Time and schedule of meetings.* Each board and commission may set their own time and schedule of meetings, but no board or commission may schedule less than two (2) meetings per year.

(c) *Performance of functions and duties.* Each board or commission is advisory in nature and shall perform its functions and duties as assigned by Georgetown County Council with regard to any applicable federal or state law.

(d) *Personnel.* Personnel of any board or commission employed and paid by county funds, shall be subject to the hiring, employment, termination and personnel practices of the Georgetown County Council.

(e) *Compensation.* Unless otherwise outlined in the South Carolina Code of Laws, board and commission members shall serve without pay.

(f) *Requests and expenditure of funding.* Any requests from the county for funding shall be in the form of a budget request, submitted to the county on or before April 1, preceding the fiscal year beginning July 1. All county funds expended shall be done so in conformity with county financial procurement codes and policies.

(g) *Attendance.* Except for illness, any member who fails to attend three (3) consecutive regular meetings shall automatically be disqualified as a member, and the secretary shall so notify in writing the member and the Georgetown County Council. The secretary of each board and commission shall keep attendance records for each meeting to be supplied to county council at its request.

(h) *Conflict of interest.* All members appointed by county council to commissions and boards shall be required to remove themselves from discussion and/or voting on any issue that may constitute a conflict of interest. A conflict of interest shall be deemed to occur when personal benefit of any nature may accrue to the appointee from a pending decision. Any appointee failing to remove himself or herself from any situation where such conflict may occur shall be subject to removal from the commission or board upon a simple majority vote of county council. Members shall also adhere to any and all state regulations and statutes concerning conflict of interest of public bodies.

(i) *Concurrent service of council members prohibited.* No Georgetown county council member may serve as a regular or ex officio member of any county-funded board or commission.

Sec. 2-85. Disestablishment.

(a.) *Disestablishment of boards and commissions having not met in twelve months.* All county-established boards and commissions which have not had a meeting of a majority of its members within the past twelve (12) months may be disestablished by action of Georgetown County Council and their functions dissolved.

(b.) *Authority to disestablish.* The Georgetown County Council may disestablish, not in conflict with federal or state laws, any county council-appointed board or commission and assign its functions and duties to another board or commission or directly under the governing authority and administration of the Georgetown County Council. Georgetown County Council may also create a new board or commission to perform the same functions and duties or abolish the functions altogether.

DONE, RATIFIED, AND ADOPTED THIS 26th DAY OF MARCH, 2019.

_____(Seal)
John Thomas
Chairman, Georgetown County Council

ATTEST:

Theresa E. Floyd
Clerk to Council

This Ordinance No. 19-04, has been approved by me and is hereby approved as to form and legality.

Wesley P. Bryant
County Attorney

First Reading: February 26, 2019

Second Reading: March 12, 2019

Third Reading: March 26, 2019