

AN ORDINANCE PROVIDING FOR THE PROCEDURE FOR THE ENACTMENT OF ORDINANCES BY THE TOWN OF RIDGEWAY, SOUTH CAROLINA.

BE IT ORDAINED by the Town Council of the Town of Ridgeway, in meeting duly assembled, as follows:

FINDINGS: The Town Council of the Town of Ridgeway finds the following ordinance to be necessary to comply with §5-7-270 of the 1976 Code of Laws of South Carolina which requires that "each municipality shall by ordinance establish its own rules and procedures as to adoption of ordinances." The proposed ordinance is as follows:

SECTION 1 ORDINANCES required: Council shall act by ordinance in all matters required by law to be done by ordinance.

SECTION 2 FORM of Ordinances: Every proposed ordinance shall be introduced in writing and in the form required for final adoption which shall include:

- (a) A title briefly describing the content;
- (b) Findings, reasons or basis for the ordinance, if desired and appropriate;
- (c) An enacting clause;
- (d) Citation of any ordinance repealed;
- (e) The provisions of the ordinance including section numbers if the ordinance is to be codified or amends an existing codified ordinance.

SECTION 3 INTRODUCTION of Ordinances: An ordinance may be proposed by any member of Council. An ordinance shall be deemed to be introduced when its title is read during a meeting of council.

SECTION 4 ENACTMENT of Ordinances: Except where otherwise required by law, ordinances shall be adopted by two readings thereof at two regular or special meetings held on two separate days with at least six days between each reading.

The introduction and reading of any ordinance, shall be by the reading of the title only unless full reading is request by a member of Council.

Upon final adoption by vote of council and unless otherwise required, an ordinance shall be signed by the Mayor or presiding member and attested by the Clerk, who shall affix the Town's seal and file the original in the ordinance book.

AN ORDINANCE TO AMEND SECTION 1 OF THE ELECTION ORDINANCE 1-1002 FOR THE TOWN, SO AS TO, SET THE DATE FOR HOLDING ELECTIONS.

BE IT ORDAINED, by the Mayor and Council, in Council assembled.

SECTION 1. Section 1 of Ordinance 1-1002 is amended by striking the section and inserting the following:

Regular elections for the Office of Mayor and Council shall be held on the first Tuesday following the first Monday in April of every even numbered year, hereafter; provided that public notice of the elections shall be given at least ninety (90) days prior to such election. (Authorities 5-15-50 1976 Code).

SECTION 2. This ordinance shall become effective upon receipt of pre-clearance under Section 5 of the Voting Rights Act of 1965.

DONE in Council this 22 day of May, 1995

Mayor:

Attested: 

1st Reading: 5/9/95

Second Reading: 5/22/95

RESOLUTION

In Accordance with:

AN ORDINANCE TO ELECT MUNICIPAL OFFICIALS FOR THE TOWN OF RIDGEWAY.

By this memorandum and in reference to the above mentioned ordinance, the persons below will officially hold the position of the Ridgeway Municipal Election Commission for the time indicated or until their respective successors are appointed (the time beginning with the 1998 Elections).

<u>Elayne Waters</u>	2 years
<u>Vicky Cross</u>	4 years
<u>Donald Prioleau</u>	6 years

Done in Council this 14 day April 1998.

ATTEST: _____

First Reading: 4-14-98

Second Reading: n/a

AMENDMENT
ORDINANCE NUMBER: 1-1002

AN ORDINANCE TO PROVIDE FOR THE DATE OF ELECTION FOR MUNICIPAL OFFICE IN THE TOWN OF RIDGEWAY; TO PROVIDE FOR THE GEOGRAPHICAL AREA FROM WHICH MUNICIPAL OFFICES SHALL BE ELECTED; TO PROVIDE A METHOD BY WHICH CANDIDATES FOR MUNICIPAL OFFICE SHALL QUALIFY TO BE PLACED ON THE BALLOT AND SETTING A DEADLINE FOR QUALIFICATION; TO PROVIDE A METHOD OF ELECTION AND A METHOD OF DETERMINING RESULTS OF ELECTIONS; AND, TO PROVIDE FOR TERMS OF OFFICE OF MUNICIPAL OFFICES.

BE IT ORDAINED by the Mayor and Council in meeting duly assembled.

WHEREAS, the Town of Ridgeway, in order to comply with State Code of Laws and Fairfield County Voters Registrations, finds it desirable that the following sections be amended:

NOW THEREFORE, BE IT ORDAINED THAT:

SECTION 3: Council hereby strikes Section 3 of Ord. 1-1002 and inserts the following:

Candidates for the office of Mayor and Council shall qualify to have their names placed on the ballot by filing a statement of candidacy with the Municipal Town of Ridgeway not later than **sixty (60) days** before the date set for the election. (Authority x47-95 1962 Code)

SECTION 7: Council hereby strikes Section 7 of Ord. 1-1002 and inserts the following:

Newly elected Mayor and Council shall take office upon taking their respective oaths of office. Such oaths shall be administered no sooner than forty-eight (48) hours after the closing of the polls nor later than the **second Tuesday** after the closing of the polls.

DONE in Council this 8 day of July, 2010.

MAYOR: _____

TOWN CLERK: _____

FIRST READING:
SECOND READING:

6/10/2010
7/08/2010

1-1002

AN ORDINANCE TO PROVIDE FOR THE DATE OF ELECTION FOR MUNICIPAL OFFICE IN THE TOWN OF RIDGEWAY; TO PROVIDE FOR THE GEOGRAPHICAL AREA FROM WHICH MUNICIPAL OFFICES SHALL BE ELECTED; TO PROVIDE A METHOD BY WHICH CANDIDATES FOR MUNICIPAL OFFICE SHALL QUALIFY TO BE PLACED ON THE BALLOT AND SETTING A DEADLINE FOR QUALIFICATION; TO PROVIDE A METHOD OF ELECTION AND A METHOD OF DETERMINING RESULTS OF ELECTIONS; AND, TO PROVIDE FOR TERMS OF OFFICE OF MUNICIPAL OFFICES.

The Town Council of the Town of Ridgeway, in order to comply with the terms of Act. No. 81 of 1977 of the State of South Carolina, finds it desirable that the following be enacted as an ordinance, thus,

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF RIDGEWAY IN MEETING DULY ASSEMBLED, AS FOLLOWS:

1. Elections of the Office for Mayor and Council shall be held on the first Tuesday in April of every even numbered year hereafter, commencing with the first Tuesday in April, 1978; provided that public notice of the elections shall be given at least ninety (90) days prior to such election. (Authority s 47-93 1962 Code)

2. The Mayor and members of Council shall be elected from the municipality at large. (Authority §5-15-20 1976 Code)

3. Candidates for the office of Mayor and Council shall qualify to have their names placed on the ballot by filing a statement of candidacy with the Municipal Election Commission of the Town not later than thirty ~~(30)~~ days before the date set for the election. (Authority x47-95 1962 Code) *60 days per SEC*

4. Candidates filing fee shall be as follows; any person desiring to run for Councilman shall pay a fee of \$15.00; any person desiring to run for the office of Mayor of Ridgeway shall pay a filing fee of \$25.00.

5. Elections for Mayor and Council shall be by the non-partisan plurality method and the result thereof determined as follows, to wit:

(a) When more than one person is seeking election to a single office, the candidate who receives the highest number of votes shall be declared elected.

(b) When more person are seeking election to two or more offices (constituting a group) than there are offices to be filled, those candidates receiving the highest number of votes, equal in number to the number of offices to be filed shall be declared elected. (Authority s47-94 1962 Code and s47-94.1 1962 Code)

6. Mayor and Council shall serve for terms of four (4) years (staggered). Provided, that in the first election held the largest number of votes shall serve terms of four (4) years and the two (2) candidates receiving the next largest number of votes shall serve terms of two (2) years (Authority s47-92 1962 Code); provided, that the Mayor and Council shall hold office until their respective successors are elected and qualify. This shall include, but shall not be limited to instances in which an election of any portion thereof is contested. (Authority s5-15-120 1976 Code).

7. Newly elected Mayor and Council shall take office upon taking their respective oaths of office. Such oaths shall be administered no sooner than forty-eight (48) hours after the closing of the polls nor later than seventy-two (72) hours after the closing of the polls.

8. Any prior ordinance inconsistent herewith is hereby repealed. Specifically repealed is the portion of the ordinance "adopting the Mayor-Council (Strong Mayor) for of government" which provides for two (2) year terms of office for Mayor and Councilmen.

Done in Council this ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

AN ORDINANCE TO FIX THE TIME AND PLACE OF MEETING OF THE MAYOR AND WARDENS AND TO PROVIDE FOR THE TRANSACTION OF CERTAIN BUSINESS OF THE TOWN OF RIDGEWAY, SOUTH CAROLINA.

BE IT ORDAINED by the Mayor and Wardens, in Council assemblies:

SECTION 1 THE Mayor and Wardens shall meet at least once each month. This shall be considered the Regular Meeting and regular Town Business shall be considered at this time. The meeting shall be called to order by the Mayor or in his absence by one of the Wardens. SPECIAL meetings in case of emergency may be called by the Mayor or in his absence by any two members of Council.

SECTION 2 ALL proposed expenditures shall be presented to the Council for approval unless they be regular expenditures authorized by the annual budget. Any expenditures not included in the annual budget shall be approved by Council before the Town is obligated for such.

SECTION 3 THE Town Clerk shall at each monthly meeting give a complete financial statement, showing all income, together with itemized sources of income and all expenditures which shall also be itemized showing the person, firm or group to whom paid and for what purpose.

SECTION 4 ALL acts of the Council shall be approved by a majority of those present including Wardens and Mayor.

Done in Council ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

Ordinances shall be effective upon affixation of the Town's seal.

Ordinances shall be adopted by a majority vote of the Town Council. The Mayor shall not be considered as Councilman for this purpose, except to break a tie. A quorum for the purpose of enacting an ordinance shall be three (3) councilmen, when there are four (4) elected Councilmen.

Done in Council this ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

1-1004

AN ORDINANCE TO PROVIDE FOR RUN-OFF ELECTIONS IN MUNICIPAL ELECTIONS IN THE TOWN OF RIDGEWAY IN THE EVENT OF INCONCLUSIVE ELECTIONS.

The Town council of the Town of Ridgeway, in order to provide for the possible necessity of a run-off election in municipal elections finds it desirable that the following be enacted as an ordinance, thus,

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF RIDGEWAY IN MEETING DULY ASSEMBLED, AS FOLLOWS: In the event that any municipal election of the Town of Ridgeway (regular or special) shall be inconclusive, by reason of a tie vote or for any other reason, whatsoever, a run-off election shall be held under the direction of the municipal election commission, such run-off election to be held two (2) weeks from the date of the inconclusive election.

Done in Council this ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

1-1004

AN ORDINANCE TO ESTABLISH A MUNICIPAL COURT IN THE TOWN OF RIDGEWAY, SOUTH CAROLINA.

BE IT ORDAINED by the Mayor and Wardens of the Town of Ridgeway, south Carolina, in Council assembled:

SECTION 1 THAT the governing body of the Town of Ridgeway hereby established by this Ordinance a Municipal Court for the trial and determination of all cases arising under the Ordinance of the Town.

SECTION 2 A Municipal Judge shall be appointed by the Mayor and the Town Council and will serve at the pleasure of the Mayor and the Town Council.

Done in Council this ___ day of _____, ____.

Mayor: _____

Attested: _____

Clerk

1st Reading:

Second Reading:

ORDINANCE

Amending the Code of Ordinances of the Town of Ridgeway, South Carolina Section 1-1005 to conform the ordinance to Section 5-9-30 of the South Carolina Code of Laws

WHEREAS, the S.C. Code Ann. Section 5-9-30 (1976) designates the mayor as the chief administrative officer of the Town who appoints all town employees; and

Whereas, the council maintains the authority to appropriate funds for appointees of the Mayor; and

WHEREAS, the S.C. Code Ann. Section 56-7-80 (1992) authorizes municipalities to adopt by Ordinance and use an ordinance summons for violation of municipal ordinances other than those regulating the use of motor vehicles on the public roads of South Carolina;

NOW, THEREFORE,

BE IT ORDAINED by the Mayor and Council, Ordinance 1-1005, is amended by Striking the section in the entirety and inserting:

1-1005

AN ORDINANCE TO PROVIDE FOR THE APPOINTMENT OF POLICE OFFICERS, AND OTHER EMPLOYEES OF THE TOWN OF RIDGEWAY.

BE IT ORDAINED by the Mayor and Council of the Town of Ridgeway, in Council assembled:

SECTION 1 THE Mayor shall appoint such police officers as many be needed to keep the peace in the Town of Ridgeway, and shall hold such officers responsible for the fulfillment of all duties pertaining to their office.

SECTION 2 THE Mayor and Council shall fix salaries of police officers.

SECTION 3 THE Mayor shall appoint a Town Clerk. The Mayor and Council, shall fix the salary of this office. The Mayor supervise the work of the Clerk, who shall be held responsible for all duties pertaining to this office.

SECTION 4 THE Clerk shall be bonded in the amount of not less than \$5,000.00. The bond shall be paid for by the Town of Ridgeway.

SECTION 5 THE Mayor shall employ any other persons necessary for the performance of the services incumbent upon the Town of Ridgeway. The Mayor and Council shall determine the compensation for those services.

SECTION 6 Any person or entity violating any provision of the Code of Ordinance of the Town of Ridgeway, or any code adopted pursuant thereto, within the corporate limits of the Town of Ridgeway may be issued a uniform ordinance summons. Issuance of the uniform ordinance summons shall vest jurisdiction in the Municipal Court to hear and dispose of the charge for which the uniform ordinance summons was issued and served. The uniform ordinance summons may be issued by any City law enforcement officer or by any other City employees designated by the Mayor as code enforcement officers. The bond amount for violations shall be prescribed by the chief municipal court judge. City law enforcement or code enforcement officers are prohibited from accepting bonds. Bonds are to be posted in the manner prescribed in the uniform ordinance summons. The uniform ordinance summons shall not be used to perform a custodial arrest.

This section does not apply to any ordinance which regulates the use of motor vehicles on the public roads.

The attached form is hereby adopted as the Town of Ridgeway's uniform ordinance summons.

IN WITNESS WHEREOF, THE TOWN OF RIDGEWAY has caused this Ordinance to be adopted this 12 day of October, 1993.

Done in Council 12 day of Oct, 93.

Mayor: _____

Attested _____

1st Reading: 9/14/93

Second Reading: 10/12/93
93025.or3

1-1005

AN ORDINANCE TO PROVIDE FOR THE APPOINTMENT OF POLICE OFFICERS, FIRE CHIEF, AND OTHER EMPLOYEES OF THE TOWN OF RIDGEWAY.

BE IT ORDAINED by the Mayor and Wardens, of the Town of Ridgeway, in Council assembled:

SECTION 1 THE Mayor and Wardens shall appoint such police officers as many be needed to keep the peace in the Town of Ridgeway, shall fix salaries of such officers, and shall hold such officers responsible for the fulfillment of all duties pertaining to their office.

SECTION 2 I do solemnly swear that I will faithful and diligently carry out all duties as policeman of the Town of Ridgeway, South Carolina, so long as I may act as such and that I will observe and enforce all town ordinances. SO HELP ME GOD.

SECTION 3 THE Mayor and Wardens shall elected a Town Clerk, shall fix the salary of this office, and shall supervise the work of the Clerk, who shall be held responsible for all duties pertaining to this office.

SECTION 4 THE Clerk shall be bonded in the amount of not less than \$5,000.00. The bond shall be paid for by the Town of Ridgeway.

SECTION 5 THE Mayor and Wardens shall approve of a chief of the fire department, shall approve active members of the fire department, and shall fix any salaries or fringe benefits for personnel of the fire department.

SECTION 6 THE Mayor and Wardens shall employ any other persons or firms necessary to the performance of the services incumbent upon the Town of Ridgeway.

Done in Council ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

Ordinance 1

An Emergency Ordinance to ~~authorize~~ the Chief of Police to enter into an agreement with the Chief of Police of the Town of Winnsboro to authorize Police Officers for the Town of Winnsboro and Police Officers for the Town of Ridgeway to perform law enforcement activities within the Towns.

BE IT ORDAINED by the Mayor and Council:

- Section 1. The Council herein finds that the Police Department of the Town has an insufficient number of qualified Police Officers to serve the community.
- Council finds this deficiency presents a threat to the Town and declares such condition to warrant the exercise of emergency Ordinance powers pursuant to §5-27-250 of the South Carolina Code.
- Section 2. The Council herein authorizes the Chief of Police for the Town of Ridgeway to enter into a mutual assistance agreement with the Police Chief of the Town of Winnsboro pursuant to §23-1-210 of the 1976 Code of Laws of South Carolina, as amended. The agreement shall be in the same form as attached hereto as Exhibit A.
- Section 3. The Council herein grants temporary personnel from the Town of Winnsboro the authority to exercise law enforcement powers within the corporate limits of Ridgeway. During this period of service the Officers shall be under the direction of the Chief of Police for Ridgeway.
- Section 4. The Council herein grants the Chief of Police for Ridgeway the authority, after written consent of the Mayor, to request one (1) or more temporary officers pursuant to the mutual assistance agreement, provided however, such written consent must include the proposed schedule of work, the number of officers employed and the hourly compensation for such Officers.
- Section 5. The Clerk for the Town is herein authorized to issue compensation to law enforcement personnel serving under this agreement from funds budgeted for Police Department salaries.

Section 6. This authority shall expire sixty (60) days from the adoption of this resolution or upon the employment of one (1) full-time and one (1) part-time Police Officer for the Town whichever occurs first.

Done in Council 10th day of November, 1992.

Attested:

1st Reading Nov. 10, 1992

2nd Reading Not Required §5-7-250

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STATE OF SOUTH CAROLINA)
TOWN OF WINNSBORO)

AGREEMENT

Pursuant to authority contained in §23-1-210 of the 1976 Code of Laws of South Carolina, as amended, it is agreed by and between the Chief of Police of _____, South Carolina and the Chief of Police of _____, South Carolina, that they may transfer certain of their duly appointed and commissioned Police Officers for a temporary period of time to expire upon notice of either party, hereto, to work in Law Enforcement in either the City of _____ or the City of _____, South Carolina.

It is further agreed that the Officers shall work at the direction of the requesting agency, and only when requested to do so by the requesting agency.

It is further agreed that any liability that may develop as a result of injury to Police Officers will transmit back to said Officer's original agency. This is agreed upon by both agencies entering into above said agreement.

Written at Winnsboro, South Carolina this _____ day of _____, 1992.

RESOLUTION

In accordance with Ordinance 1-1005

AN ORDINANCE TO PROVIDE FOR THE APPOINTMENT OF POLICE OFFICERS, FIRE CHIEF, AND OTHER EMPLOYEES OF THE TOWN OF RIDGEWAY.

By this letter & in reference to the above mentioned ordinance, thee men will officially hold the offers in the Ridgeway Volunteer Fire Department:

Chief.....	Charles Arndt
Asst. Chief.....	John Coleman
Captain.....	Jackie McGuiert
Sec-Treas.....	Bobby Arndt
Inspector.....	Keith Hudson

Done in Council this ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

1-1006

AN ORDINANCE RELATING TO THE POWERS OF FIREMEN AND POLICEMEN AND DUTIES OF THE PUBLIC IN CASE OF FIRE OR OTHER DISASTER.

BE IT ORDAINED by the Town Council, Town of Ridgeway, South Carolina in meeting assembled:

- SECTION 1 THAT in case of fire, explosion, tornado, hurricane, or other disaster, members of the fire department of the Town of Ridgeway shall for the period of the emergency only and in connection with meeting said emergency only, be vested with police power. (This will include the councilmen and Mayor also)
- SECTION 2 THAT all members of the public shall obey the lawful commands, orders and directions of members of the police or fire department issued during the period of such emergency and in connection with meeting said emergency.
- SECTION 3 THAT included within the powers hereby conferred is the power to forbid all individuals or vehicles from entering premises or areas where emergency exists and where the presence of such individuals or vehicles would handicap the officers in combatting the emergency and such officers are likewise empowered to require the removal of any vehicle, movable object or persons from such areas.
- SECTION 4 THAT it shall be unlawful for any person to interfere with or to hinder or impede the efforts of firemen or police officers to perform the duties of their office in such emergency and specifically it shall be unlawful for any person to drive any vehicle over a fire hose being employed or to be employed in connection with meeting the emergency.
- SECTION 5 THAT it shall be unlawful for any person or persons other than firemen or police officers to touch tamper with, handle, move or otherwise interfere with the machinery or vehicles used by said firemen and officers during any emergency.
- SECTION 6 THAT vehicles of the fire department and of firemen or police officers going to an emergency area shall have right of way over all other traffic. Upon warning of their approach all pedestrians and other vehicles shall give right of way and shall not attempt to cross an intersection, a street or to drive ahead of emergency vehicles. All motor vehicles shall pull to the right side of the street or road and wait until the emergency vehicles shall have passed before proceeding.

SECTION 7

THAT in the event that the County or State Civil Defense is on the scene; all Town personnel will cooperate with these agencies as much as possible and practical.

SECTION 8

THAT any person or persons violating the provisions of this Ordinance shall, upon conviction be fined not more than One Hundred (\$100.00) Dollars or sentenced to not more than Thirty (30) days, within the discretion of the Mayor.

Done in Council this ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

1-1007

AMENDMENT

AN ORDINANCE TO PROVIDE INSURANCE FOR EMPLOYEES OF THE TOWN OF RIDGEWAY.

BE IT ORDAINED, by the Mayor and Council of the Town of Ridgeway, that the insurance offered to employees is amended to include Mayor and Councilmembers to be effective January 1, 2005.

- SECTION 1 THE Mayor of Ridgeway is empowered to negotiate and obtain health and life insurance for all persons employed by the Town of Ridgeway.
- SECTION 2 THE town may provide the insurance company with all appropriate information needed to obtain said insurance.
- SECTION 3 THE Town Clerk shall deduct cost for employees with family coverage with appropriate payroll deductions.

Done in Council this 8th day of February, 2005.

Mayor

Atteste

Clerk

First reading: 1-11-05

Second reading: 2-08-05

1-1007

AN ORDINANCE TO PROVIDE INSURANCE FOR EMPLOYEES OF THE TOWN OF RIDGEWAY.

BE IT ORDAINED, by the Mayor and Wardens, in Council assembled:

SECTION 1 THE Mayor of Ridgeway is empowered to negotiate and obtain health and life insurance for all persons employed by the town of Ridgeway.

SECTION 2 THE town may provide the insurance company with all appropriate information needed to obtain said insurance.

SECTION 3 THE Town Clerk shall deduct cost for employees with family coverage with appropriate payroll deductions.

Done in Council this ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

1-1008

ORDINANCE FOR DETERMINING LENGTH OF TERMS FOR TOWN COUNCIL MEMBERS ELECTED IN SPECIAL ELECTIONS CALLED FOR PURPOSE OF FILLING UNEXPIRED TERMS OF OFFICE.

BE IT ORDAINED by the Town Council of the Town of Ridgeway:

WHEREAS: Several Vacancies exist on the Town Council; and

WHEREAS: It will be necessary from time to time to hold special elections.

That in any special election for more than one vacant Town Council position wherein there is a variance in the length of the unexpired terms, the candidate receiving the most votes will be deemed elected to the seat with the longest remaining term. The remaining vacant seats shall be filled in the same manner with the candidate or candidates receiving the next highest vote or votes deemed elected to the next longest, or equal vacant seat or seats.

Done in Council this ___ day of _____, ____.

Mayor: _____

Attested: _____
Clerk

1st Reading:

Second Reading:

ORDINANCE NO.1-1010

CHANGE IN THE FORM OF MUNICIPAL GOVERNMENT
FROM MAYOR/COUNCIL to COUNCIL FORM OF GOVERNMENT

WHEREAS, S.C. Code 5-5-20 authorizes Ridgeway Town Council by ordinance to call for an election on the question of a change in the form of municipal government;

WHEREAS, The Ridgeway Town Council did pass an ordinance on May 29, 2008 that called for said election;

WHEREAS, the election results indicated by a total of 53 votes to 49 votes that the people of Ridgeway desired to change the form of government to a council form of government;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Ridgeway in Council duly assembled, and as approved by the referendum of August 26, 2008 as follows:

- Section 1. The form of government of the Town of Ridgeway is hereby changed from a "mayor-council" to a "council" form.
- Section 2. The council shall be composed of 5 members including the mayor.
- Section 3. The mayor and members of council shall be elected in accordance with Chapter 15 of Title 5 of the S.C. Code of Laws.
- Section 4. All legislative and administrative power of the municipality and determination of all matters of policy shall be vested in the municipal council. Each member of council, including the mayor, shall have one vote;
- Section 5. (a) The council may establish municipal departments, offices or agencies in addition to those created by Title 5 of the S.C. Code of Laws Chapters 1 through 17 and may prescribe the functions of all departments, offices and agencies. The council may hire an administrator to assist the council.
(b) All departments, offices and agencies may be administered by an officer appointed by and subject to the direction and supervision of the council.
(c) The municipal council shall adopt annually, prior to the beginning of the fiscal year, operating and capital budgets for the operation of city government and shall in such budgets identify the sources of anticipated revenue including taxes necessary to meet the financial requirements of the budgets adopted. The council shall further provide for the levy and collection of taxes necessary to meet all budget requirements except as provided for by other revenue sources.
- Section 6. This ordinance shall be effective and operable on the date of adoption as stated below. Any existing ordinances that conflict with this ordinance are hereby deemed to be subordinate and superseded by this ordinance.

Adopted by majority of Council present this 9 day of October, 2008.

First Reading: 9/11/08
Second Reading: 10/9/08

An Ordinance Providing for the Transfer of Authority for Conducting Municipal Elections to the Fairfield County Voter Registration and Election Commission

BE IT ORDAINED by the Governing Body of the Town of Ridgeway, in Council assembled:

That this Ordinance is being adopted in order to effect proper compliance with the provisions of the Home Rule Act of 1975, now South Carolina Code of Laws for 1976, Section 5-7-30, Section 5-7-260, and Section 5-15-145.

WHEREAS, Section 5-15-145 of the South Carolina Code of Laws, 1976, as amended, provides for the transfer of the powers, duties and responsibilities for conducting municipal elections from municipal election commissions to county election commissions upon the adoption of appropriate ordinances by those municipalities desiring to effect such transfer; and

WHEREAS, the Town of Ridgeway desires to transfer all authority for conducting municipal elections to the Fairfield County Voter Registration and Election Commission apart from the following:

1. The Town of Ridgeway will continue to advertise municipal elections.
2. The Town of Ridgeway will continue to accept candidate filings and filing fees, including, but not limited to notices of candidacy, candidacy pledges.

Now, THEREFORE, BE IT ORDAINED by the governing body of the Town of Ridgeway duly assembled in council this 11 day of February, 2010, that all authority for the conducting of municipal elections is hereby transferred to the Fairfield County Voter Registration and Election Commission in the following particulars:

1. Fairfield County Voter Registration and Election Commission shall prepare and distribute ballots and election materials, appoint managers of election for polling place, and otherwise supervise and conduct all municipal election within the Town of Ridgeway.
2. Immediately upon the closing of the polls at any municipal election in the Town of Ridgeway, the Fairfield County Voter Registration and Election Commission shall begin to count and continuously count the votes cast and make a statement of the whole number of votes cast in such election together with the number of votes cast for each candidate for Mayor and Councilperson, canvass the vote and publicly display the unofficial results.
3. The Fairfield County Voter Registration and Election Commission shall thereafter certify the results of the elections and transmit the certified results to the Town of Ridgeway as soon as practical following the certification.
4. Hear and decide protests and certify the results of municipal elections.
5. Utilize an Automated Election System and computer counting with the count publicly conducted.

The Town of Ridgeway shall reimburse Fairfield County Voter Registration and Election Commission for all costs incurred in providing ballots, printing costs, postage, transportation costs, temporary help, programming charges, poll managers' compensation and other related additional expenses incurred in its conduct of municipal election in the Town of Ridgeway.

DONE in Council this 11 day of February, 2010.

MAYOR:

TOWN CLERK

FIRST READING: 1/14/2010
SECOND READING: 2/11/2010