

PUBLIC SAFETY COMMITTEE

9:00 a.m., Monday, July 1, 2019

Conference Room

1207 Palm Boulevard, Isle of Palms, South Carolina

AGENDA

1. **Call to order** and acknowledgement that the press and public had been duly notified of the meeting in accordance with the Freedom of Information Act.
2. **Approval of Previous Meeting's Minutes**
Regular Meeting of June 3, 2019
3. **Citizens' Comments**
4. **Old Business**
 - A. Update on development of new standards for dilapidated structures
 - B. Status of surveillance camera at Breach Inlet
 - C. Discussion of installing bike lanes from 20th Avenue to 57th Avenue
 - D. Update on construction of cross walks from 41st Avenue to the 2nd Wild Dunes gate
 - E. Update on SCDOT encroachment permit for Palm Boulevard golf cart path
 - F. Update on possible outsourcing of beach patrol contractor
 - G. Update on backup at the gate and parking at the County Park
 - H. Discussion of golf cart regulations
5. **New Business**
 - A. Discussion of Wild Dunes' request to SCDOT for the creation of an emergency exit from Morgan Cove's Drive to Wildwood Road
 - B. Consideration of approval of Mutual Aid Agreement with the Town of Sullivan's Island
 - C. Discussion of raising chickens on the island
 - D. Discussion of plans for July 4th
 - E. Discussion weekend traffic control measures
6. **Highlights of Departmental Reports**
Fire Department
Police Department
7. **Miscellaneous Business**
Next Meeting Date: 9:00 a.m., Monday, August 5, 2019 in the Conference Room
8. **Executive Session, if needed**
Upon returning to open session, the Committee may take action on matters discussed in Executive Session.
9. **Adjournment**

Public Safety Committee
9:00 a.m., Monday, June 3, 2019

The regular meeting of the Public Safety Committee was called to order at 9:00 a.m. in the City Hall Conference, 1207 Palm Boulevard, Isle of Palms, South Carolina. Attending the meeting were Councilmembers Bell and Ward, Chair Buckhannon, City Administrator Fragoso, Battalion Chief Hathaway, Police Chief Cornett, Captain Swain and City Clerk Copeland; a quorum of the Committee was present to conduct business.

1. Chair Buckhannon welcomed Chief Kevin Cornett on his first day as the new Chief of Police for the City of Isle of Palms. The Chair called the meeting to order and acknowledged that the press and public were duly notified of the meeting in accordance with the Freedom of Information Act.

2. **Approval of Previous Meeting's Minutes**

MOTION: Councilmember Bell moved to approve the minutes of the regular meeting of May 6, 2019 as submitted; Councilmember Ward seconded and the motion PASSED UNANIMOUSLY.

3. **Citizens' Comments – none**

4. **Old Business**

A. Discussion of beach parking along Palm Boulevard

Captain Swain reported that the parallel parking “held its own” through one of the busiest traffic weekends he has seen on the island in a long time and that officers and BSOs wrote a lot of tickets, about twice what were written on the Memorial Day weekend last year.

Councilmember Bell said that he would like to be proactive toward beach parking, but, on the Memorial Day weekend, he saw fifteen (15) blocks of double and triple parking on Palm Boulevard, and he knows that BSOs cannot be there twenty-four (24) hours a day. He said that when one car double parks, the next car decides he can do the same starting a chain reaction for blocks. He said that he would prefer to see the BSOs on Palm warning drivers that what they are about to do is not allowed over counting how many tickets were written. He opined that a visitor to the island would prefer a kind warning to a fifty dollar (\$50) ticket.

After talking with Captain Swain, the Administrator noted that most people do not know where the rights-of-way end and the property owner's yard begins. She added that there were so many cars on the island that there was a lot of confusion – even with officers out in force directing traffic. The officers expected challenges with the very busy, holiday weekend, and staff has already discussed what they can do differently in the future.

Councilmember Bell was pleased with the impact the parallel parking was having on Palm; his overall opinion was that it has reduced some of the chaos.

Captain Swain reported that he has been sending the BSOs out early in the morning to see those first parking illegally and to educate them about the current regulations. If the driver was no longer

with the car, a ticket should be written for those who would tend toward repeating the same illegal parking issue.

Chair Buckhannon wanted to initiate a dialogue with Charleston County Park personnel about the line of cars waiting to get into the park at 8:00 a.m. and finding the gate still locked; by 8:15 a.m., cars are stacking up into the intersection and blocking traffic down Palm Boulevard. He noted that the City pays off-duty Charleston County officers to assist with parking on the weekends, but they end up managing the traffic trying to get into the County Park. He suggested that the park should be treated as a parking garage, i.e. cars go in and park then pay when they leave and not when they enter; he saw this as a way to eliminate the line into the intersection at 14th Avenue and Palm.

Having spoken with Cynthia Wilson who manages the County Park, Administrator Fragoso reported that they would be willing to sit down with the City to work out any problems; she is trying to schedule a meeting this week to include Chief Cornett and Captain Swain to brainstorm about ways to ease line forming to get into the park. At the suggestion of pay-when-you-leave, Ms. Wilson explained that every Charleston County park operates with pay-as-you-enter; to pay upon leaving would be a dramatic change for them.

Chair Buckhannon mentioned that Kiawah, Edisto and Seabrook outsource their beach services officers; these persons give first aid, look for missing children, treat jellyfish stings, code enforcement, etc. taking part of the load off the City's personnel. With the difficulty in hiring BSOs this year, he questioned how much code enforcement was being done on the beach.

Captain Swain explained that BSOs were allowed to write tickets for cars but not for people; when they see a person violating a City ordinance, they try to correct the action and educate the person about the ordinance. When they encounter issues of non-compliance or belligerence, they put a call in for an officer.

The Chair asked what had to be done to allow BSOs to write City citations, and Captain Swain thought that to write tickets for City Code infractions, a person must be a Class 3 officer certified by the State.

Chief Cornett stated that issuing a Municipal Summons did not require a sworn officer; they were not allowed to arrest someone, but were allowed to write municipal citation for municipal code violations.

Councilmember Bell said that he would like to get close the loop by getting the statistics from the courts on the disposition of tickets. A neighbor recently told him that, when she got a ticket, she just arrived for court a few minutes early, talked to the judge and the ticket was dismissed. In such a case, the full circle of law was not being met, and, if that was the case, he wanted to see statistics.

Returning to the outsourcing of BSOs, the Chair thought that it was a situation that deserved further research to free-up the City's BSOs allowing them to be proactive with parking and to issue tickets as necessary.

Chair Buckhannon stated that from what he has seen and heard, the Isle of Palms' parking plan was working better than others in the region.

Administrator Fragoso noted that signage has been installed at the beach access paths between 41st and 54th Avenues to create better visibility for pedestrians.

B. Update on Flowbird mobile app implementation

Captain Swain said that he was very pleased with the app's appearance on phones and that it was running perfectly now. Having taken the baby-steps along the way, he was now comfortable advertising the app. He said that he has some signs and stickers he needs to display promoting the service, but he has not yet determined the best place to do so. He indicated that he would be advertising it on social media for the coming weekend. He did say that he was disappointed in the response from Flowbird and from their "ambassadors" because they did not do much to aid in the implementation.

Councilmember Bell asked that a tutorial be added to the app when Flowbird was added to the City's website.

C. Status of public transit initiative

Due to some personnel turnover in their office, the purchase of the vans was not on the SCDOT agenda for the May meeting, and they do not meet in the summer. In the interim, the COG and SCDOT are working on the legal documents and agreements; currently the anticipated number of riders will require two (2) vans and their availability has been confirmed with the vendor. Potentially the service will be up and running by late summer.

From the CARTA meeting, Councilmember Ward and Jim Owens from Mount Pleasant were pushing for the service because they both felt that it had been pushed down the priority list, and they had been trying to get something in place since late last summer.

The Administrator noted that the money for the vans has been allocated, but the projects will be delayed waiting for the final SCDOT signature.

When asked what would happen to the vans in the winter, the Administrator answered that, if the need was there, they would continue to run between Mount Pleasant and the Isle of Palms.

Councilmember Ward stated that both CARTA and the COG should push for advertising of the service because, if it is not used, CARTA will not hesitate to shut it down.

D. Discussion and update on standards for dilapidated structures

Director Kerr explained that currently, if a house is vacant, the City insures that the house is secured from rodents, has no holes in it, is not "an attractive nuisance" to kids and not a safety concern; it is simply locked up. The Police Department insures that the grass/weeds are kept at an acceptable level; for a pool, the Livability Officer meets with the Mosquito Control people from Charleston County who put out pellets that develop an eco-system that eats the mosquito larva.

Per Director Kerr, staff looked at other tools available and found a state code provision that deals with blighted buildings; additionally, an International Property Maintenance Code deals with habitable structures that exist to prevent putting humans into living in squalor and/or unsafe conditions. He said that they were having a difficult time finding a code that goes beyond what the City is doing for vacant buildings.

Trying a different approach, Chair Buckhannon noted that the house on Forest Trail Court 1 has HVAC and electricity; he asked how it was different from the home next door if someone stays in in twice a week.

From an on-site visit accompanied by the City Administrator, Building Inspector and Livability Officer, they found the house to be structurally sound; it was sealed up, had electricity and HVAC to control the humidity and had no open windows. If the City had enacted the Property Maintenance Code and if it applied to vacant buildings, which it does not, staff thought it could cherry-pick parts of that code . . .

Councilmember Bell commented that this house was habitually vacant and appears as if it was not meant to be inhabited any time in the future. He asked if the City would be smart to adopt a code saying that “after a house has been vacant in excess of . . . years” He thought that these houses should fall into a category all of their own.

Director Kerr recalled maybe seven (7) properties on the island that would fall into this special category and stated that all of the owners come into the offices and ask about the fifty percent (50%) rule. He indicated that the owner of this property complies with whatever is asked of him, i.e. he keeps the property within the limits of the City’s Code. The Director pointed to the Mayor’s house that has been sitting empty for three (3) years in litigation. Director Kerr said that he did not know how to draw the line when a property owner must take action.

What was found in research was that no other municipality was doing this, but staff could pick and choose parts of the Property Maintenance Code, such as the house has rot on it, peeling paint, screens falling off, a pool filter that is not turned on, loose railing, etc. The Director thought that the City could pass those five (5) codes, but would likely get feedback that Council was over-reaching and getting into aesthetics. He reminded the Committee that one-third ($\frac{1}{3}$) of the homes on the island were second homes and do not have eyes on them every week.

Chair Buckhannon cautioned that the City has some buildings that would fall into one (1) or more of those categories.

Mount Pleasant described their ordinance as a passive ordinance, and Director Kerr was unsure exactly what that meant or if it was enforceable. The Director felt that the Building Official was telling him that it was not really enforced.

If the house was occupied and if the City had adopted the International Property Maintenance Code, the City would have more enforcement power. Chair Buckhannon contended that since the house has electricity and an operating HVAC system, the house was habitable, and someone could live there although it was currently empty. Since one-third ($\frac{1}{3}$) of the houses on the island were rental properties, they would not be considered vacant just because when a count was taken, it was not occupied.

Director Kerr stated that this house was not habitable.

Chair Buckhannon asked if a house could lose its Certificate of Occupancy.

The Director said that the property would have to be condemned, and this house has not reach that point. He stated that, when walking around the house, one would see rotten siding, peeling paint, screens falling off and a pool filter that is not on. Director Kerr reminded the Committee

that if they adopted the International Property Maintenance Code, it would apply to every house on the island.

Councilmember Ward asked if the house has a termite bond and if it was dangerous for the neighbors.

The Director did not know about the termite bond, but he did not think it was dangerous to the neighbors' properties. The peeling paint was only a small area of the house; the issue to him was the mildew over much of the exterior.

Administrator Fragoso explained that, in their research, they have not found anything that would address the situation without making it feel punitive.

Councilmember Ward stated that Mr. Page has asked on two (2) occasions for help from the City, and he thought the City owed him an answer.

Director Kerr asked about drafting an ordinance stating that the City prohibits peeling paint, rotten siding and a pool filter that was not operating. After talking about this house for two (2) months, the Committee was at a point where they must act, and the blowback will be that the ordinance would be so far reaching.

Councilmember Bell and Chair Buckhannon asked the Director to proceed with an ordinance listing those three (3) issues.

The Director stated that ten to fifteen (10 – 15) houses will be sent enforcement letters relating to peeling paint, and one might be sent to the Mayor.

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Councilmember Bell was concerned about the pool, and he suggested that it should be filled in until the owner plans to use it again.

According to Councilmember Ward, the owner could, at least, cover the pool.

Director Kerr said that this pool has become a retention pond due to the lack of care.

Councilmember Bell said that people who come to the City asking for assistance need to understand that actions taken by a Committee start a process but that nothing would happen as quickly as they would want. He asked that the neighbors on Forest Trail Court 1 be aware that the Committee was diligently working toward a solution but it will take time.

Chair Buckhannon stated that an officer's discretion would also be a factor in enforcement, for instance, not everyone that was pulled over would be issued a ticket.

Relative to the pool, Director Kerr said that the current law was that the pool must be surrounded by a fence, but he understood the Committee advocated for the filter potentially turned on, and if the owner refused, then he must permanently cover it or fill it in.

Chair Buckhannon noted that simply covering the pool did not eliminate the problem if it was not treated.

5. New Business

A. Discussion of policy for golf carts abandoned on the beach due to an emergency

Captain Swain stated that the Police Department would treat the golf cart abandoned on the beach the same as any vehicle abandoned due to an emergency. He cautioned that he was not guaranteeing that they would be able to get every golf cart off the beach, but with due diligence, officers would do their best to get it off the beach.

Councilmember Bell questioned that it should be made clear that it is “best effort” in order not to place any liability on the City.

B. Discussion of installing a camera at Beach Inlet

The Chair clarified that this camera would face the water, not the Breach Inlet Bridge to track traffic.

The Administrator stated that this camera was more about water safety than traffic monitoring; she noted that swimming was not allowed in that area. The Communication Specialists will monitor the camera feed along with the other surveillance cameras at Front Beach. Since this was mentioned at the City Council meeting, the Administrator has hesitated to do much work on it until she received guidance from this Committee.

Captain Swain spoke to Joe Shivers from the City’s IT contractor, and he recommended a handheld zoom camera that was much cheaper now. If someone wanted to monitor traffic, the camera could be turned away from the water to capture the traffic on the Breach Inlet Bridge.

When Councilmember Bell asked what constituted “much cheaper,” Captain Swain was quoted five to six thousand dollars (\$5,000 - \$6,000) for the camera and installation; in addition, the camera would need a dedicated connection line that was installed by Comcast in the past and would carry a monthly fee.

Since SCDOT owns the parking lot at Breach Inlet, the City would have to get an encroachment permit to erect a structure for the camera installation.

Councilmember Ward was pleased that the camera would have the zoom feature.

Although swimming in Breach Inlet carries with it an eleven hundred dollar (\$1,100) fine, people who do not know about the currents go right into the water.

Administrator Fragoso said that this could be added to the FY20 budget and could be paid from tourism funds.

Battalion Chief Hathaway asked how difficult it would be for the feed to go to the Fire Department as well. He explained that, being able to see what was going on when the distress call comes in would provide the Battalion Chief the visual he needed to decide whether he needed to go to the beach or to go by boat.

Captain Swain and Administrator Fragoso agreed that the cost would be nominal for the additional line to the Fire Department.

C. Discussion of requiring all dogs that live or visit the Isle of Palms to have proof of current rabies vaccination

Chair Buckhannon stated this subject made it to the Agenda based on Citizens' Comments at the last Council meeting when a gentleman reported that his six-year-old daughter was bitten by a dog when visiting the IOP beach. The dog involved was visiting from out of town and had not had a rabies vaccination in three plus (3+) years despite State law requiring all dogs to have current vaccinations for rabies. Enforcement of State law must be done by sworn uniformed officers; the goal here was to duplicate the State code in the City's code so that the Animal Control Officer. . .

Councilmember Bell commented that any new ordinance should eliminate the five dollar (\$5) fee paid only by citizens for a dog license and then add the language from the State code to the municipal code.

The recommendation from the Administrator was to follow the Mount Pleasant Code that makes dog registration voluntary and to require that all dogs have proof of current rabies vaccination.

By adopting the language of the State Code, the Animal Control Officer would be in a position to enforce it.

Councilmember Bell suggested that staff learn what the other beach communities were doing about dogs on the beach in an effort to be consistent with neighboring communities. He stated that Folly Beach now prohibits dogs on the beach.

MOTION: Chair Buckhannon moved to adopt the State Code that required all dogs to have current rabies vaccinations, to make the IOP registration requirement voluntary and to eliminate the \$5 fee; Councilmember Bell seconded and the motion PASSED UNANIMOUSLY.

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Councilmember Bell suggested promoting the fee-free dog registration to get more dogs registered.

D. Discussion of installation of bike lanes on Palm Boulevard

The Chair said that this also was brought to Council in the May City Council meeting and that it came up every few years. He agreed that it was a wonderful idea, but he did not know where the money would come from to do the project.

Councilmember Ward recalled that, when Councilmember Kinghorn was first on City Council, he advocated from bike lanes from the Connector to Breach Inlet, and somehow it happened.

Administrator Fragoso said that the bike lands for both sides of Palm Boulevard to Breach Inlet was a repeated request to SCDOT, and they finally put them in. In her opinion, the problems with extending bike lanes down both sides of Palm to 57th Avenue were parking and extending the right-of-way; additional costs would come from surveying, marking utility line locating, and the large number of palm trees in the right-of-way.

Chair Buckhannon told the Administrator that bike lanes on both sides of Palm to 57th has been a request from the City to SCDOT for many years, but the project has not gained any traction to get funding.

The Administrator said that one (1) of her plans was to revamp the narrative of the proposal and to use a different strategy in hopes of getting better results. She also suggested that the cost of the project would lend it toward a phased approach.

Chair Buckhannon recommended that staff look to some of the other groups in the area promoting cycling for cost sharing possibilities.

E. Discussion of installation of crosswalks from 41st Avenue to second gate at Wild Dunes

The Administrator explained that crosswalks require SCDOT permission for installation, but the City assumes the expense for the installation and maintenance.

Captain Swain reported recently filing two (2) requests for crosswalks on Palm at intersections in the higher twenties blocks. The crosswalks themselves cost approximately six thousand dollars (\$6,000) with the additional cost for signage. The Captain did not see a plan for the crosswalk installations other than, wherever Wild Dunes wanted a crosswalk, one (1) appeared.

Although it was prior to her employment with the City, Administrator Fragoso remembered seeing an application for crosswalks on the north end of the island that she thought were denied. She would go back into the records and confirm this information.

Captain Swain said that SCDOT makes its determinations on what it decides is the need, and they do not consider the funding source, i.e. the City of Isle of Palms or Wild Dunes.

The Chair suggested that, if some crosswalks were approved in that area, the City should go to Wild Dunes to share in the cost. He thought this was particularly appropriate when they have a new hotel under construction that will increase the number of people crossing Palm to get to the beach.

During Citizens' Comments, someone asked about enforcement at crosswalks, and the Chair acknowledged that, to use the crosswalk, one must be in the crosswalk in order for a violation to occur.

Captain Swain said that he has seen crosswalks in Summerville, where as one approaches a crosswalk, yellow caution lights begin to flash.

Councilmember Bell commented that another problem was people crossing wherever was closest to their vehicle and not using the crosswalks.

G. Discussion of possible sourcing of a beach patrol vendor

Administrator Fragoso commented that staff would research this idea, look into the cost and look into how these people would tie in with the Police Department. She noted that each year the City budgets for ten (10) BSOs, but the City has only been successful in hiring that number one (1) year.

Councilmember Bell stated that, if the City was going to change the municipal code to give BSOs the authority to write tickets via the municipal code ticket books, the City should provide more active patrolling of the beach and less for parking control.

Battalion Chief Hathaway repeated that to have some people with the qualifications Chair Buckhannon spoke of earlier would lessen the pull of Fire Department personnel, i.e. first aid training to deal with jellyfish stings and provide other first aid, looking for missing children, etc. to deal with other issues that arise on a summer day.

F. Discussion of submitting an SCDOT encroachment permit for Palm Boulevard golf cart path

The Chair commented that this path runs parallel to 21st and across it to get on the golf cart path at Carmen R. Bunch Park, but, despite its heavy use, it has never been authorized by SCDOT. He wanted the City to reach out to SCDOT for an encroachment permit so that it can be properly maintained.

Administrator Fragoso said that she would research the cost of maintaining the path and get back to the Committee.

6. Highlights of Departmental Reports

Fire Department (The monthly reports can be found on the City's website.)
Police Department

Councilmember Bell suggested that the Fire Department advertise their CPR classes to the community; although he has been trained, he would like to take the class again to be familiar with the most recent change(s). He was certain that other people on the island would be interested as well, and he opined that the City cannot have too many people trained.

Captain Hathaway stated that Department personnel dealt with some serious medical issues over the last month, and he was proud of "how well the guys handled them."

Councilmember Bell complimented Chief Hathaway on the shortened report.

Captain Swain told the Committee that Police Department personnel responded to eighteen (18) founded noise violations. In the month of May, officers made nine (9) alcohol arrests and four (4) drug-related arrests. He took the opportunity to comment on the Fire and Police Department and how well they worked together to handle the traffic issues on the island for the Memorial Day weekend; he said, "All the City employees really did a good job in handling an incredibly crowded island." He agreed with the Administrator that the problem was not the number of people, but the number of cars on the island trying to park legally.

Chair Buckhannon opined that signage should be on the Mount Pleasant side of the Connector telling people that parking was full on the Isle of Palms in an attempt to divert people away from the island.

Captain Swain announced that one (1) officer has completed the Justice Academy and would be returning to the island to begin field training for a month. Currently three (3) officers are attending the Academy, and one (1) will be completing his training in the month of June.

When the Chair asked about coyote management, Captain Swain stated that very few sightings were reported in May and that the traps had successfully caught possums and raccoons, but no coyotes.

7. Miscellaneous Business

Next Meeting Date: 9:00 a.m., Monday, July 1 in the Conference Room

As the meeting was ending, Chief Cornett said that he was glad to be on the island.

8. Executive Session – not needed

9. Adjournment

MOTION: Chair Buckhannon moved to adjourn the meeting at 10:25 a.m.; Councilmember Bell seconded and the motion Passed unanimously.

Respectfully submitted:

Marie Copeland
City Clerk

DRAFT

adopted by a responding party's jurisdiction shall not be deemed extended into areas of operation that are located outside the geopolitical territorial limits of that party.

2. REQUEST FOR ASSISTANCE

The responding law enforcement officers may be requested in response to any public safety function across jurisdictional lines, such as multijurisdictional task forces, criminal investigations, patrol services, crowd control, traffic control and safety, and other emergency service situations. Assistance provided in this Agreement includes, but is not limited to:

- A. Emergency Situations;
- B. Civil Disorders;
- C. Natural or Manmade Disasters;
- D. Mass Processing of Arrests;
- E. Transporting of Prisoners;
- F. Operating Temporary Detention Facilities & Housing Inmates;
- G. Arrests;
- H. Pursuits of Criminal Suspects;
- I. Location of Missing Persons;
- J. Traffic Control and Safety;
- K. Criminal Investigations; or
- L. Any Other Matter Handled by Law Enforcement for that Particular Jurisdiction.

3. PRIMARY RESPONSIBILITY

It is agreed and understood that the primary responsibility of the parties to this Agreement is to provide law enforcement services within the geographical boundaries of their respective jurisdictions. Therefore, it is agreed that the law enforcement agency whose assistance is requested shall be the sole judge as to whether or not it can respond and to what extent it can comply with the request for assistance from the other agency.

4. PROCEDURE FOR REQUESTING LAW ENFORCEMENT ASSISTANCE

- A. Request. A request for assistance shall only be made by **the Chief of Isle of Palms Police Department**, or his/her designee, or the **Chief of Sullivan's Island Police Department**, or his/her designee. This request shall include a description of the situation creating the need for assistance, the specific aid needed, the approximate number of law enforcement officers requested, the location to which law enforcement personnel are to be dispatched, and the officer in charge of such location.
- B. Reply. A reply to any request for assistance shall only be made by **the Chief of Isle of Palms Police Department**, or his/her designee, or **the Chief of Sullivan's Island Police Department**, or his/her designee. If the request is granted, the requesting law enforcement agency shall be

immediately informed of the number of law enforcement officers to respond.

- C. Officer in Charge. The responding law enforcement officers shall report to the officer in charge of the requesting law enforcement agency at the designated location and shall be subject to the lawful orders and commands of that officer. The responding law enforcement officer shall exert their best efforts to cooperate with, and aid, the requesting law enforcement agency. The responding law enforcement officers shall be responsible at all times for acting within the policies and procedures set forth in the policy and procedure manual of the law enforcement agency by which they are regularly employed.
- D. Release. The responding law enforcement officers shall be released by the officer in charge when their services are no longer required or when they are needed to respond to a situation within the geographic boundaries of their own jurisdiction; provided however, the responding law enforcement officers shall use their best efforts to complete the requested service prior to being released.

5. PERSONNEL, COSTS AND RECORDS

Except as otherwise agreed among the parties, each party shall maintain control over their personnel. Except as otherwise provided herein, each party shall bear their own costs incurred in the performance of its obligations hereunder, and shall keep its own personnel and other usual records as to its assigned officers.

Any and all records of law enforcement activities conducted pursuant to this Agreement shall be the property of and maintained by the agency conducting the activity, including any incident reports, citations, photographs, or other images captured on any photographic or digital media. Nothing contained herein prohibits or precludes any participating agency from making or maintaining a copy of any such records referenced above.

6. REQUESTS FOR INFORMATION PURSUANT TO THE SOUTH CAROLINA FREEDOM OF INFORMATION ACT

Upon receipt, each agency participating in this Agreement must respond to requests for information pursuant to the South Carolina Freedom of Information Act.

7. COMPENSATION

This Agreement shall in no manner affect or reduce the compensation, pension, or retirement rights of any responding officer. Except as otherwise agreed, each party shall bear their own costs and expenses incurred in complying with this Agreement.

8. INSURANCE

Each party shall maintain such insurance coverage for general liability, workers' compensation, and other such coverage as may be required by law or deemed advisable by individual parties.

9. EMPLOYMENT STATUS

Nothing herein shall be construed or interpreted to imply that the law enforcement officers responding in accordance with this Agreement shall be the employees of the law enforcement agency requesting such assistance.

10. MODIFICATION OR AMENDMENT

This Agreement shall not be modified, amended, or changed in any manner except upon express written consent of the parties to this Agreement.

11. RESPONSIBILITY TO RESPECTIVE GOVERNING BODIES

Each party is responsible for any approval requirements to their respective governing body as may be required under South Carolina law.

12. SEVERABILITY

Should any part of this Agreement be found to be unenforceable by any court or other competent authority, then the rest shall remain in full force and effect.

13. BINDING SUCCESSORS IN OFFICE

All parties agree that any and all successors in interest to their offices will be similarly bound by the terms of this agreement without necessitating execution of any amendment.

14. NO INDEMNIFICATION OR THIRD--PARTY RIGHTS

To the extent provided by law, the parties shall be solely responsible for the acts and omissions of their respective employees, officers, and officials, and for any claims, lawsuits and payment of damages that arise from activities of its officers. No right of indemnification is created by this agreement and the parties expressly disclaim such. The provisions of this agreement shall not be deemed to give rise to or vest any rights or obligations in favor of any rights or obligations in favor of any party or entity not a party to this agreement.

15. TERMINATION

This Agreement shall be terminated at any time upon written notice to the other party to this Agreement.

16. TERM AND RENEWAL

This Agreement is effective as to each party at the date and time of signing and will automatically renew each anniversary date, year to year, and term to term unless a party exercises its right to terminate as further described herein.

17. USE OF EQUIPMENT AND FACILITIES

Each party shall be responsible for the maintenance of its own equipment and shall be responsible for the procurement of facilities unless otherwise agreed upon by the parties.

IN WITNESS WHEREOF, these parties have set their hands and seals at the date set forth above.

CITY OF ISLE OF PALMS POLICE DEPARTMENT

Kevin Cornett, Chief

Witness

Mayor/Administrator

Witness

TOWN OF SULLIVAN'S ISLAND POLICE DEPARTMENT

Christopher Griffin, Chief

Witness

Mayor/Administrator

Witness

Sec. 6-2-5. - Keeping of certain birds and fowl.

It shall be unlawful for any person to keep within the City limits any domesticated fowl, including, but not limited to, chickens, ducks, geese or pigeons.

(Code 1994, § 6-2-5; Ord. No. 1988-7, 3-9-1988)