

Lancaster County Council Regular Meeting Agenda

Monday, February 8, 2016

County Administration Building, County Council Chambers
101 N. Main Street
Lancaster, SC 29720

1. **Call Regular Meeting to Order – Chairman Bob Bundy** 6:30 p.m.
2. **Welcome and Recognition – Chairman Bob Bundy**
3. **Pledge of Allegiance and Invocation – Council Member Brian Carnes**
4. **Approval of the agenda** *[deletions and additions of non-substantive matter]*
5. **Citizen Comments** *[Speakers are allowed approximately 3 minutes. If there are still people on the list who have not spoken at the end of thirty (30) minutes, Council may extend the citizen comments section or delay it until a later time in the agenda]*
6. **Consent Agenda**
 - a. **3rd Reading of Ordinance 2016-1388 rezoning of property of Lina Hovey**

Ordinance Title: An Ordinance to amend the official zoning map of Lancaster County so as to rezone 29,040 square feet of property from R-30, Low Density Residential/Agricultural District to R-30D, Low Density Residential/Manufactured Housing/Agricultural District as indicated on the attached plat. This property is owned by Lina Hovey located at 1628 John Truesdale Road; and to provide other matters related thereto. *Planning Commission recommended approval by a vote of 6-0. Passed 7-0 at the January 25, 2016 Council meeting. Penelope Karagounis – pgs. 4-6*
 - b. **Minutes of the January 25, 2016 regular meeting – pgs. 7-16**
7. **Non-Consent Agenda**
 - a. **2nd Reading of Ordinance 2016-1387 regarding the issuance of a General Obligation Bond in the amount not to exceed \$11,000,000 for the purchase of fire trucks amendment needed**

Ordinance Title: An Ordinance authorizing the issuance and sale of General Obligation Bonds, Series or such other appropriate series designation, of Lancaster County, South Carolina, in the principal amount of not exceeding \$6,750,000; fixing the form and details of the bonds; authorizing the County Administrator or his lawfully authorized designee to determine certain matters relating to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto. *(Favorable – Administration Committee) Passed 5-2 at the January 11, 2016 Council meeting. Larry McCullough and Jack Estridge opposed. Council moved to adjourn debate until the committees meet. Passed 7-0. John Weaver – pgs. 17-39*

b. 2nd Reading of Ordinance 2016-1390 amending the budget to include the purchase of patrol rifles amendment needed

Ordinance Title: An Ordinance to amend Ordinance No. 2015-1356, relating to the appropriation of funds and the approval of a detailed budget for Lancaster County for the fiscal year beginning July 1, 2015 and ending June 30, 2016 (FY 2015-2016), to further provide for revenues and expenditures during the fiscal year; and to provide for matters related thereto. *Passed 7-0 at the January 25, 2016 Council meeting. Veronica Thompson – pgs. 40-43*

c. 1st Reading of Ordinance 2016-1391 rezoning of property of Billy Johnson

Ordinance Title: An Ordinance to amend the official zoning map of Lancaster County so as to rezone property owned by Billy Johnson, represented by Steve Banks, located at 1391 Riverside Road from B-3 General Commercial District to R-30, Low Density Residential/Agricultural District; and to provide for other matters related thereto. *Planning Commission recommended approval by a vote of 7-0. Penelope Karagounis – pgs. 44-51*

8. Discussion and Action Items

- a. 2016 Prioritized Community Needs List. *Steve Willis and Grazier Rhea– pgs. 52-54*
- b. Catawba Mental Health Board Nomination of Deborah Boulware – 4-year term. *Steve Willis – pgs. 55*
- c. Sheriff's Office awarded Traffic Unit Grant. *Sheriff Faile – pg. 56*
- d. Economic Development Structural Committee Report and Regional Initiative – *Bob Bundy*

9. Status of items tabled, recommitted, deferred or held

- a. 3rd Reading of Ordinance 2016-1389 Amendment to PDD-18 Sun City Carolina Lakes

10. Miscellaneous Reports and Correspondence – pgs. 69

- a. Board and Commissions Annual reports
- b. Time Warner Cable
- c. New Officers on the Lancaster County Soil and Water Conservation Board
- d. Information regarding acquisition of property by the SC Battleground Preservation Trust

11. Citizens Comments [if Council delays until end of meeting]

12. Executive Session

- a. *Contractual Matter: SC Code 30-4-70(2) – Discussions of negotiations incident to proposed sale of property.*
- b. *Legal Matter: SC Code 30-4-70(2)- Receipt of legal advice relating to potential litigation*

13. **Calendar of Events – pg. 70**

14. **Adjournment**

Anyone requiring special services to attend this meeting should contact 285-1565 at least 24 hours in advance of this meeting.

Lancaster County Council agendas are posted at the Lancaster County Administration Building and are available on the Website: www.mylancastercsc.org

STATE OF SOUTH CAROLINA

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COUNTY OF LANCASTER

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ORDINANCE NO. 2016-1388

AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE 29,040 SQUARE FEET OF PROPERTY FROM R-30, LOW DENSITY RESIDENTIAL/ AGRICULTURAL DISTRICT TO R-30D, LOW DENSITY RESIDENTIAL/ MANUFACTURED HOUSING/AGRICULTURAL DISTRICT AS INDICATED ON THE ATTACHED PLAT. THIS PROPERTY IS OWNED BY LINA HOVEY LOCATED AT 1628 JOHN TRUESDALE ROAD; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

Be it ordained by the Council of Lancaster County, South Carolina:

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Lina Hovey applied to rezone property located at 1628 John Truesdale Road from R-30, Low Density Residential/Agricultural District, to R-30D, Low Density Residential/Manufactured Housing District/Agricultural District.

(b) On November 17, 2015, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (6-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from R-30, Low Density Residential/Agricultural District to R-30D, Low Density Residential/Manufactured Housing/Agricultural District for the following property(ies) as identified by tax map number or other appropriate identifier:

Tax Map No. 29,040 Square Foot Portion of 0060-00-092.00.

Section 3. Severability.

If any section, subsection or clause of this ordinance is held to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected.

Section 4. Conflicting Provisions.

To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code or other County ordinances, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 5. Effective Date.

This ordinance is effective upon third reading.

And it is so ordained, this ____ day of _____, 2016.

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

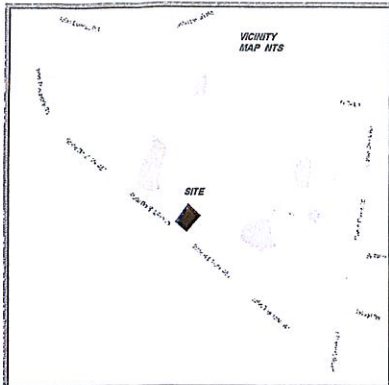
Debbie C. Hardin, Clerk to Council

First Reading: 1-11-16	Passed 7-0
Second Reading: 1-25-16	Passed 7-0
Third Reading: 2-8-16	Tentative

Approved as to form:

County Attorney

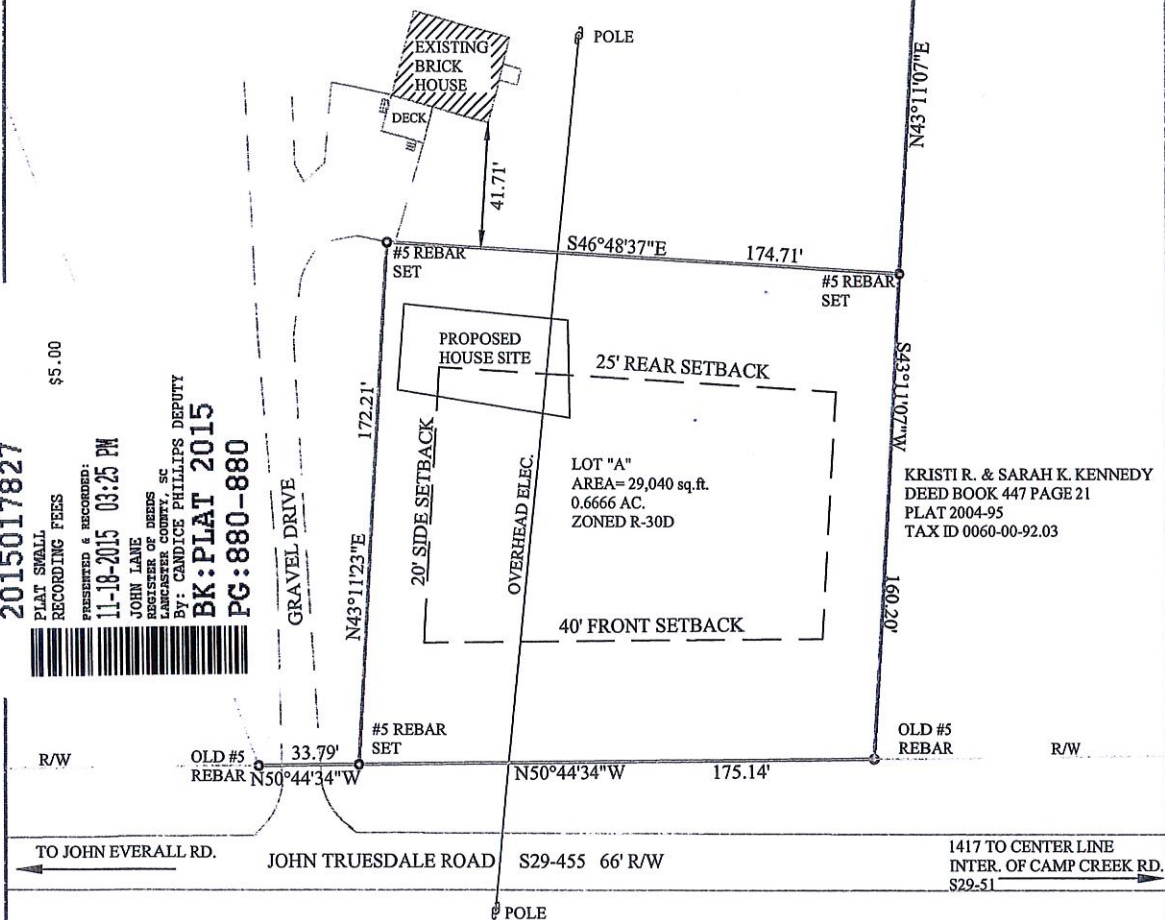
THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK.



THIS PROPERTY IS SUBJECT TO ALL EASEMENTS,
RIGHT-OF-WAYS AND RESTRICTIVE COVENANTS OF
RECORD.

LAVERN S. & LINA A. HOVEY
1628 JOHN TRUESDALE ROAD
DEED BOOK 802 PAGE 71
PLAT 2004-96
TAX ID 0060-00-092.00

OLD #5
REBAR
BENT



2015017827

\$5.00

PLAT SMALL
RECORDING FEES
PRESENTED & RECORDED:
11-18-2015 03:25 PM



JOHN LANE
REGISTER OF DEEDS
LANCASTER COUNTY, SC
By: CANDICE PHILLIPS DEPUTY
BK: PLAT 2015
PG: 880-880

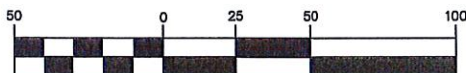
Plat Of Property Of **LAVERN S. & LINA A. HOVEY**

Located At
1628 John Truesdale Road
Camp Creek Community
Lancaster, South Carolina
Lancaster County

Scale 1"= 50'

Date 11/068/2015

GRAPHIC SCALE



(IN FEET)

1 inch = 50 ft.

NOTE: This lot does not lie within any designated flood area and there are no encroachments or projections other than as shown on this plat.



"I hereby state to the best of my knowledge, information, and belief, the survey shown hereon was made in accordance with the requirements of the Minimum Standards Manual for the Practice of Land Surveying in South Carolina, and meets or exceeds the requirements for a Class "B" survey as specified therein."

DRAWN BY:	JCC	DATE:	11/06/2015
CHECKED BY:	JCC	A PORTION OF TAX ID	0060-00-092.00
JOB NO.:	15-11-1	SHEET	1 OF 1

Survey By: J. C. Crumpler
S.C. Reg. No. 6574
207 Chesterfield Avenue
Lancaster, South Carolina
1-803-283-9818

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Members of Lancaster County Council
Bob Bundy, District 3, Chairman
Brian Carnes, District 7, Vice Chairman
Steve Harper, District 5, Secretary
Jack Estridge, District 6
Larry Honeycutt, District 4
Larry McCullough, District 1
Charlene McGriff, District 2

Minutes of the Lancaster County Council Regular Meeting

101 N. Main Street, Lancaster, SC 29720

Monday, January 25, 2016

Council Members present were Bob Bundy, Larry McCullough, Jack Estridge, Brian Carnes, Larry Honeycutt, Steve Harper and Charlene McGriff. Also present was Steve Willis, Debbie Hardin, Brenisha Wells, Penelope Karagounis, Kimberly Hill, John Weaver, the press and spectators. A quorum of Lancaster County Council was present for the meeting.

The following press was notified of the meeting by e-mail or by fax in accordance with the Freedom of Information Act: *The Lancaster News*, *Kershaw News Era*, *The Rock Hill Herald*, *The Fort Mill Times*, Cable News 2, Channel 9 and the local Government Channel. The agenda was also posted in the lobby of the County Administration Building the required length of time and on the county website.

Call regular meeting to order

Chairman Bob Bundy called the regular meeting of Council to order at 6:30 p.m.

Welcome and Recognition/Pledge of Allegiance and Invocation

Chairman Bob Bundy welcomed everyone to the meeting, and announced the press notification was met. Councilman Jack Estridge led the Pledge of Allegiance to the American Flag and provided the invocation.

Approval of the agenda

Brian Carnes moved to approve the agenda. SECONDED by Charlene McGriff. Passed 7-0.

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Special Presentations

Clemson report regarding the Lancaster County Recreation needs assessment and strategic recommendations

Bob Brookover, with Clemson University, presented Council with the findings from the study conducted for the Lancaster County Parks and Recreation department regarding the need for a large sports complex in Lancaster County. The strategic recommendations were as follows:

1. Identify site as close as possible to the intersection of 521 and Shiloh Unity Road of at least 100 acres to develop a multipurpose recreation complex to include:
 - At least four multiuse diamond fields that is able to accommodate adult and youth baseball and softball practices, leagues, and tournaments. Plan to add 2-4 additional fields in the future.
 - At least four multiuse rectangle fields that is able to accommodate both adult and youth soccer, football, lacrosse, etc. practices, leagues, and tournaments. At least two of these should be artificial turf. Plan to add 2-4 additional fields in the future.
 - Open/green space to accommodate a variety of informal recreation activities and events (everything from family gatherings to outdoor concerts to movies in the park).
 - Walking trails around and through the property (not a generic oval – should have multiple options for distances and potentially include exercise stations and other accessible interactive features).
 - Picnic pavilions/fire pits for events, family gatherings, church activities, etc. Available at reasonable rental rates.
 - Multiuse (multi-court and other multipurpose space that can be used for a variety of activities like basketball, volleyball, wrestling, dance, arts and crafts, etc.) indoor gymnasium with suspended walking track.
 - Other appropriate amenities, including bathrooms, adequate parking, playground space, splash pad, etc.
 - Park should be designed so there is something for everyone. It should be multiuse, multi-generational, and must be designed to accommodate people with disabilities.
2. Study and identify appropriate current facilities to be renovated/ upgraded/improved to serve other areas of the county and provide space for practices and other overflow usage needs. These improvements and upgrades are expected to cost an estimated \$3-4.5 million dollars.

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- At a minimum, each satellite facility should have field space to accommodate sports that require both diamond and rectangle fields, a playground, restrooms, lights, adequate parking, and walking trails
 - Results of this study should identify current facilities that might be repurposed, divested of, and/or sold/transferred to other agencies, organizations or individuals.
 - As the school system's plans for expansions and improvements are completed, identify potential partnership opportunities to develop and/or improve facilities in an efficient manner.
3. County Council must consider a variety of mechanisms to fund recreation facility capital projects, including enacting the 2% hospitality tax, impact fees, and modest property tax increases.
 - New/additional general fund appropriations will be necessary to support operational costs associated with new facilities, programs, and services.
 4. Improvements to existing and new program opportunities should include:
 - Adult sports leagues
 - Sport and non-sport teen/young adult programs (outdoor/adventure recreation, arts and crafts, dance, music, frisbee golf, etc.)
 - Focus on youth sport skill development
 - Coach recruitment, training, and retention
 - Senior and adult programs
 5. Explore developing unique/other recreation amenities (such as a splash pad, putt-putt, a shooting range, pickleball, amphitheater) at the centralized complex if practical and possible, but identify other sites if deemed appropriate.
 6. Explore options to provide better transportation alternatives for seniors and low-income youth that make facilities accessible for these populations.
 7. Partnerships between parks and recreation, the school district, USC Lancaster, non-profits, churches, private businesses and industry to provide bigger and better facilities, programs, and services than any single group could provide on its own, should be explored.
 8. Scholarship programs and keeping costs affordable for low income or fixed income individuals should continue to be a priority.
 9. Revise and develop the vision/mission/goals of parks and recreation department to provide a clear direction and action steps that work to serve the needs of Lancaster County residents in the most efficient and effective manner possible while supporting the overall vision and mission of the county and municipalities within the county.
 - Consider NRPA/SCRPA vision statements and plans
 - We Create Community through People, Parks, and Programs
 10. The average per capita expenditure for municipalities and counties with high quality facilities, programs, and services in South Carolina is \$73.08. The overall average is

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\$49.53 per capita. For example, Rock Hill (what most people would consider a very high quality program) funds their parks, recreation, and tourism department at a level of \$83.71 per capita. Current per capita funding for Lancaster County Parks and Recreation is \$13.22. Therefore, it is recommended that Lancaster County work towards increasing general fund appropriations to a level of \$25-30 per capita for recreation.

Councilman McCullough noted a great job with the presentation and asked if he could share with Council how other governmental agencies solicit funds for recreation for best practices information. Mr. Brookover will send information to the Clerk to Council to share with County Council.

Councilwoman McGriff thanked Mr. Brookover for the report and stated that Council's job now is to assess and evaluate what we can and cannot do - to come up with a plan of action.

Councilman Carnes noted the wonderful presentation and noted the challenge would be to find additional sources of revenue.

Public Hearing / Community Development Block Grant (CDBG) 2016.

Grazier Rhea of the Catawba Regional Council of Governments conducted a needs assessment public hearing to solicit public input on community needs and priorities for housing, public facilities and economic development. Ms. Rhea reviewed the Community Development Block Grant funding summary for the 2016-2017 funding year. The Lancaster County Prioritized Community Needs list was provided from 2015 and she requested any changes to the list from County Council.

Charlene McGriff asked if the Lindsay Pettus Greenway would qualify in the low/moderate area. Ms. Rhea replied that she would need to look into that to see if it would qualify.

Larry Honeycutt asked if any funds could be used to help with our Parks and Recreation services and facilities. Ms. Rhea stated that she would talk to Hal Hiott, Parks and Recreation Director, and discuss the possibility. Qualifications include having job training or afterschool programs and since Recreation provides afterschool programs, it could be possible to help in that area.

Brian Carnes asked if our Historic Jail preservation would fall under the Special Projects Program of the CDBG. Ms. Rhea stated that she would check on that possibility.

Bob Bundy asked about the Kershaw Mill site as a brownfield site. Ms. Rhea reported that in order for the property to be considered a brownfield site, the property must be owned by the locality and they have already checked on this property and it is privately owned.

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There were no other suggestions from Council at this time. This information will come back to Council in February for approval of the 2016 Needs Assessment Priority List.

Public Hearing (64 persons in the audience)

Walnut Creek – (0901-R2015). Note: This Resolution requires a Public Hearing only. Resolution 0901-R2015 passed unanimously on December 14, 2015.

John Weaver noted that this public hearing was to receive citizen comments regarding the enlargement of the Walnut Creek Improvement District and the amended improvement plan that would be affected.

Chairman Bundy opened the floor for public hearing to receive comments:

1. Randy Duffy, 2044 Waverly Court, Walnut Creek stated that the developer was responsible for cost of improvements and was unsure what bond area he resided in or how this will affect the current and future residents of Walnut Creek.

No other comments were made by citizens and this public hearing was closed.

Citizens Comments

Lester Belk, Recreation Commission Chairman, 2597 Oxford Circle, spoke regarding the Clemson Study and requested that Council continue to look for ways for these improvements.

Craig Miller, Bridge Hampton HOA President, 22076 Preswick Drive, spoke regarding the Avondale Development. Mr. Miller submitted written comments attached to these minutes as schedule A.

Dean and Janel Withers(Janel Withers spoke),10055 Harrisburg Road, spoke regarding Avondale and distributed copies of a tax receipt and registration attached to these minutes as schedule B.

Councilman Bundy noted that the agenda was approved as written and there would be no reconsideration of Avondale at the meeting tonight.

Tanya Baust, 5038 Karriker Court, signed up to speak regarding Avondale but did not speak since there was no reconsideration of the failed motion from the January 11, 2016 meeting.

Gary Woodward, 19045 Bridge Mill Trail, did not speak when name was called.

Manual Villa, 10024 Southmoor Lane, stated that he echoed Mr. Miller's comments.

Richard Dole, 3056 Drummand Avenue, spoke requesting the Council make their final vote final to increase transparency. Also, spoke regarding the recreation study and the hospitality tax agenda summary item in the agenda package.

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William Rhodes, 5018 Karriker Court, noted that they would be working with SCDOT regarding the roads.

Hatiya Dunlap, 5014 Karriker Court, did not speak when name was called.

Brian Trimnal, Clemson Study Committee Chair, 2789 Avalon Lane, spoke regarding the Clemson Study.

Dennis Mooney, 12207 Southmoor Lane, did not speak when name was called.

Robert Baust, 5038 Karriker Court, did not speak when name was called.

Waylon Wilson, 15117 Legend Oaks Court, spoke regarding Ordinance 2016-1389 and commented on the time it has taken to take action on the matter.

Gary Holland, 8728 Collins Road stated his opposition to the PDD 18 Ordinance and its inconsistency to what was done for PDD 26. He also spoke regarding the hospitality tax and Avondale no motion to rescind or amend.

Erica Abbott, 1217 Clarendon Drive, spoke regarding the Clemson Study.

Ben Levine, 5062 Terrier Lane, did not speak when name was called.

Sherri Gregory, 805 Blenheim Court, spoke regarding the Clemson Study.

Leigh Pate, 3749 Travertine Drive, signed up as an observer and did not speak.

Consent Agenda

Larry Honeycutt moved to approve Consent Items a, b, c and d. Seconded by Brian Carnes. Passed 7-0.

a. 3rd Reading of Ordinance 2015-1382 regarding the Personnel Policy and Residency requirements for staff positions of County Administrator, County Attorney and Director of Economic Development

Ordinance Title: An Ordinance to amend Article IV, Section 2-133 of the Lancaster County Code of Ordinances so as to require that all future amendments to the Lancaster County Personnel Policy be accomplished through Council's passage of an ordinance rather than by resolution; further, to amend Article IV of the Lancaster County Code of Ordinances so as to add thereto Section 2-132.1 wherein shall be set forth certain Lancaster County Residency requirements for the staff positions of County Administrator, County Attorney and Director of Economic Development.

b. 3rd Reading of Ordinance 2015-1384 rezoning of property of Christine Adams

Ordinance Title: An Ordinance to amend the official zoning map of Lancaster County so

as to rezone +/- 1 acre of property owned by Christine Adams, located at 2670 Flat Creek Road in Lancaster County, from R-30, Low Density Residential/Agricultural District to R30S, Low Density Residential/Manufactured Housing/Agricultural District; and to provide for other matters related thereto.

c. 2nd Reading of Ordinance 2016-1388 rezoning of property of Lina Hovey

Ordinance Title: An Ordinance to amend the official zoning map of Lancaster County so as to rezone 29,040 square feet of property from R-30, Low Density Residential/Agricultural District to R-30D, Low Density Residential/Manufactured Housing/Agricultural District as indicated on the attached plat. This property is owned by Lina Hovey located at 1628 John Truesdale Road; and to provide other matters related thereto.

d. Minutes of the January 11, 2016 regular meeting

Non-Consent Agenda

Public Hearing {14 citizens in audience} and 3rd Reading of Ordinance 2015-1383 a budget amendment regarding the purchase of fire trucks

Ordinance Title: An Ordinance to amend Ordinance No. 2015-1356, relating to the appropriation of funds and the approval of a detailed budget for Lancaster County for fiscal year beginning July 1, 2015 and ending June 30, 2016 (FY 2015-2016), to further provide for revenues and expenditures during the fiscal year; and to provide for matters related thereto.

Motion was made by Larry Honeycutt to approve 3rd Reading of Ordinance 2015-1383. Seconded by Charlene McGriff. Passed 6-1. Jack Estridge opposed.

Chairman Bundy opened the floor to receive comments for the public hearing on the matter. No citizen gave comments during the public hearing.

Public Hearing {14 citizens in audience} and 3rd Reading of Ordinance 2015-1385, budget amendment for the first Capital Project Sales Tax

Ordinance Title: An Ordinance to amend Ordinance 2015-1385, relating to the appropriation of funds and the approval of a detailed budget for Lancaster County for the fiscal year beginning July 1, 2015 and ending June 30, 2016 (FY 2015-2016), to further provide for revenues and expenditures during the fiscal year and to provide for matters related thereto.

Brian Carnes moved to approve 3rd Reading of Ordinance 2015-1385. Seconded by Charlene McGriff.

Charlene McGriff moved to amend Ordinance 2015-1385 by changing the word Miscellaneous to Radios in the ordinance document. Seconded by Larry Honeycutt. Passed 7-0.

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Council discussed dividing the question so that they can consider item #4 in the list as found on page 72 of the agenda package separately (page 72, the agenda summary, is attached to the minutes as schedule C for reference). Council discussed the need for office space and not necessarily the need for a courtroom space at this time. Council also discussed that monies remaining from the courthouse upgrades would go toward the radios, which would ultimately cut down on the yearly expenditures of the monthly radio fees.

Charlene McGriff moved to divide the question. Seconded by Larry McCullough. Passed 6-1. Larry Honeycutt opposed.

Charlene McGriff moved to approve Items 1,2,3,5,6,7,8,9,10 of the Potential Expenditures of the Courthouse upgrades as found on page 72 of the agenda package (page 72, the agenda summary with the numbered list is attached to the minutes as schedule C for reference). Larry McCullough seconded. Passed 7-0.

Larry McCullough moved to authorize expenditures for office space, furniture, fixtures and equipment at the Courthouse not to exceed \$450,000. Steve Harper seconded. Passed 7-0.

Council voted on the main motion to approve 3rd Reading of Ordinance 2015-1385 with the various amendments 7-0.

2nd Reading of Ordinance 2016-1389 Amendment to PDD-18 Sun City Carolina Lakes

Ordinance Title: An Ordinance to amend a portion of the Sun City Carolina Lakes Planned Development District, PDD-18, as detailed in both Ordinance No. 631 and subsequent related ordinances.

Larry Honeycutt moved to approve the 2nd Reading of Ordinance 2016-1389. Seconded by Larry McCullough. Passed 6-1. Jack Estridge opposed.

1st Reading of Ordinance 2016-1390 amending the budget to include the purchase of patrol rifles

Ordinance Title: An Ordinance to amend Ordinance No. 2015-1356, relating to the appropriation of funds and the approval of a detailed budget for Lancaster County for the fiscal year beginning July 1, 2015 and ending June 30, 2016 (FY 2015-2016), to further provide for revenues and expenditures during the fiscal year; and to provide for matters related thereto.

Steve Harper moved to approve 1st Reading of Ordinance 2016-1390. Seconded by Brian Carnes. Passed 7-0.

Discussion and Action Items

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Countywide local hospitality tax.

Steve Willis discussed the idea of a countywide hospitality tax. He stated that in checking with the Department of Revenue that the tax could generate an estimated \$800,000 per year.

Council requested that this item be brought before the Administration Committee for further research and recommendations.

Committee Reports.

- Administration Committee: Councilman Carnes stated that the committee had a report from Sherri Gregory regarding the Lindsay Pettus Greenway and discussed departmental budget reports.
- Public Safety Committee: Councilman Harper noted that the committee reviewed departmental budget reports.
- I&R Committee: Councilman Honeycutt stated that the committee reviewed the CDBG Priority List, received PARD grant information, reviewed the information submitted regarding the Fleet Management facility and discussed departmental budget requests.

Monthly Finance Report.

Kimberly Hill reviewed the monthly finance report for December 2015.

Status of items tabled, recommitted, deferred or held

2nd Reading of Ordinance 2016-1387 regarding the issuance of a General Obligation Bond in the amount not to exceed \$11,000,000 for the purchase of fire trucks and a Fleet Operations building.

John Weaver noted that this item would be brought back to the February 8, 2016 meeting for 2nd Reading.

Executive Session

Charlene McGriff moved to go into Executive session to hear the following matters. Seconded by Larry McCullough. Passed 7-0.

Economic Development Matters – SC Code §30-4-70(5) regarding:

- Project Streetcar (also referred to as Project 2)
- Project 2015-3
- Project 2015-4

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- Project 2016-1

Personnel Matter – SC Code §30-4-70(a)(1) discussion of a person regulated by a public body

Larry Honeycutt moved to come out of Executive Session. Seconded by Larry McCullough. Passed 7-0.

John Weaver noted that Council went into Executive Session to discuss four economic development matters and a personnel matter where no decisions were made and no votes were taken.

Resolution 0908-R2016: A Resolution to state the commitment of Lancaster County to enter into a fee agreement with Project Streetcar, and/or its designee or nominee; to provide the general terms of the fee agreement including the provision of a special source revenue credit; to identify the project for purposes of the Fee in Lieu of Tax Simplification Act; to state the commitment of Lancaster County to place Project property in a multi-county park; and to provide for other matters related thereto.

Larry McCullough moved to approve Resolution 0908-R2016 as written. Seconded by Charlene McGriff.

Brian Carnes moved to amend Resolution 0908-R2016 inserting language changing jobs from 1600 down to 1300 and removing (4), four from the Streetcar Project name. Seconded by Larry Honeycutt. Passed 7-0.

Council voted on the main motion as amended 7-0.

Adjournment

Respectfully Submitted:

Approved by Council, February 8, 2016

Debbie C. Hardin
Clerk to Council

Steve Harper, Secretary

STATE OF SOUTH CAROLINA

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COUNTY OF LANCASTER

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ORDINANCE NO. 2016-1387

AN ORDINANCE

AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, SERIES OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, OF LANCASTER COUNTY, SOUTH CAROLINA, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$6,750,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR OR HIS LAWFULLY AUTHORIZED DESIGNEE TO DETERMINE CERTAIN MATTERS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO.

Be it ordained by the Council of Lancaster County, South Carolina:

SECTION 1. Definitions. Unless the context shall clearly indicate some other meaning, the terms defined in this Section shall have, for all purposes of this Ordinance, the meanings hereinafter specified, with the definitions equally applicable to both the singular and plural forms and vice versa. The term:

“Beneficial Owner” shall mean any purchaser who acquires beneficial ownership interest in an Initial Bond held by the Depository. In determining any Beneficial Owner, the County, the Registrar and the Paying Agent may rely exclusively upon written representations made and information given to the County, the Registrar and the Paying Agent, as the case may be, by the Depository or its Participants with respect to any Bonds held by the Depository or its Participants in which a beneficial ownership interest is claimed.

“Bonds” shall mean the not to exceed \$6,750,000 general obligation bonds authorized herein.

“Book-Entry Form” or **“Book-Entry System”** shall mean with respect to the Bonds, a form or system, as applicable, under which (a) the ownership of beneficial interests in the Bonds may be transferred only through a book-entry; and (b) physical Bonds certificates in fully registered form are registered only in the name of the Depository or its nominees as Holder, with the physical Bonds certificates “immobilized” in the custody of the Depository. The book-entry maintained by the Depository is the record that identifies the owners of participatory interests in the Bonds when subject to the Book-Entry System.

“Books of Registry” shall mean the registration books maintained by the Registrar in accordance with Section 5 hereof.

“Code” shall mean the Internal Revenue Code of 1986, as amended.

“County” shall mean Lancaster County, South Carolina.

“County Council” shall mean the County Council of Lancaster County, South Carolina.

"Depository" shall mean any securities depository that is a "clearing corporation" within the meaning of the New York Uniform Commercial Code and a "clearing agency" registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, operating and maintaining, with its Participants or otherwise, a Book-Entry System to record ownership of beneficial interests in the Bonds, and to effect transfers of the Bonds in Book-Entry Form, and includes and means initially The Depository Trust Company, New York, New York.

"Government Obligations" shall mean (1) cash; (2) United States Treasury Obligations – State and Local Government Series; (3) United States Treasury bills, notes, bonds or zero coupon treasury bonds all as traded on the open market; (4) direct obligations of the U.S. Treasury which have been stripped by the Treasury itself, including CATS, TIGRS and similar securities; (5) obligations of any agencies or instrumentalities which are backed by the full faith and credit of the United States of America; (6) bonds or debentures issued by any Federal Home Loan Bank or consolidated bonds or debentures issued by the Federal Home Loan Bank Board; (7) prefunded municipal bonds which are rated in the triple A category by Moody's Investors Service or Standard & Poor's Rating Service; (8) general obligations of the State or any of its political units; or (9) any legally permissible combination of any of the foregoing. Government Obligations must be redeemable only at the option of holder thereof.

"Holders" shall mean the registered owner or owners of any outstanding Bonds.

"Initial Bonds" shall mean the Bonds initially issued in Book-Entry Form as provided in Section 14 hereof.

"Letter of Representations" shall mean the Letter of Representations executed and delivered by the County to the Depository.

"Ordinance" shall mean this Ordinance No. 2016-1387.

"Participant" shall mean any bank, brokerage house or other financial institution for which, from time to time, the Depository effects book-entry transfers and pledges of securities deposited with the Depository.

"Paying Agent" shall mean the bank, trust company, depository or transfer agent or the County Treasurer designated as paying agent for the Bonds.

"Project" shall mean the acquisition of fire trucks.

"Record Date" shall mean the fifteenth (15th) day (whether or not a business day) preceding an interest payment date on the Bonds or in the case of any proposed redemption of Bonds, such record date shall be the fifteenth (15th) day (whether or not a business day) prior to the giving of notice of redemption of Bonds.

"Registrar" shall mean the bank, trust company, depository or transfer agent or the County Treasurer designated as registrar pursuant to this Ordinance.

"S.C. Code" shall mean the Code of Laws of South Carolina 1976, as amended.

"State" shall mean the State of South Carolina.

SECTION 2. Findings and Determinations. The County Council hereby finds and determines:

(a) Pursuant to Section 4-9-10, Code of Laws of South Carolina 1976, as amended, and the results of a referendum held in accordance therewith, the Council-Administrator form of government was adopted and the County Council constitutes the governing body of the County.

(b) Article X, Section 14 of the Constitution of the State of South Carolina 1895, as amended (the "Constitution") provides that each county shall have the power to incur bonded indebtedness in such manner and upon such terms and conditions as the General Assembly shall prescribe by general law within the limitations set forth therein and in Section 12 of Article X. Article X, Section 14 further provides that if general obligation debt is authorized by a majority vote of the qualified electors of a county voting in a referendum authorized by law, there shall be no conditions or restrictions limiting the incurring of such indebtedness except as specified in Article X.

(c) Pursuant to Title 4, Chapter 15 of the Code (the same being and hereinafter referred to as the "County Bond Act"), the governing bodies of the several counties of the State may each issue general obligation bonds to defray the cost of any authorized purpose and for any amount not exceeding its applicable constitutional limit.

(d) The County Bond Act provides that as a condition precedent to the issuance of bonds an election be held and the result be favorable thereto. Title 11, Chapter 27 of the Code of Laws of South Carolina 1976, as amended, provides that if an election be prescribed by the provisions of the County Bond Act, but not be required by the provisions of Article X of the Constitution, then in every such instance, no election need be held (notwithstanding the requirement therefor) and the remaining provisions of the County Bond Act shall constitute a full and complete authorization to issue bonds in accordance with such remaining provisions.

(e) The assessed value of all the taxable property in the County as of June 30, 2015, for the 2014 tax year is \$323,918,406 which excludes exempt manufacturing property. Eight percent of the assessed value is \$25,913,472. As of the date hereof the outstanding general obligation debt of the County subject to the limitation imposed by Article X, Section 14(7) of the Constitution is \$12,185,000. Thus, the County may incur not exceeding \$13,728,472 of additional general obligation debt within its applicable debt limitation.

(f) It is now in the best interest of the County for County Council to provide for the issuance and sale of not exceeding \$6,750,000 principal amount general obligation bonds of the County to provide funds for (i) funding the Project; (ii) paying costs of issuance of the Bonds (hereinafter defined); and (iii) such other lawful purposes as the County Council shall determine.

(g) Pursuant to Ordinance No. 2015-1335 duly enacted on February 23, 2015, the County adopted Written Procedures related to Tax-Exempt Debt and Continuing Disclosure.

SECTION 3. Authorization and Details of Bonds. Pursuant to the aforesaid provisions of the Constitution and laws of the State, there is hereby authorized to be issued not exceeding \$6,750,000 aggregate principal amount of general obligation bonds of the County to be designated "\$6,750,000 (or such lesser amount issued) General Obligation Bonds (appropriate series designation), of Lancaster County, South Carolina" (the "Bonds"), for the purposes set forth in Section 2(f) and other costs incidental thereto, including without limiting the generality of such other costs, engineering, financial and legal fees.

The Bonds shall be issued as fully registered bonds registerable as to principal and interest; shall be dated their date of delivery to the initial purchaser(s) thereof; shall be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing each year; shall be subject to redemption if such provision is in the best interest of the County; shall be numbered from R-1 upward; shall bear interest from their date payable at such times as hereinafter designated by the County Administrator and/or his lawfully-authorized designee at such rate or rates as may be determined at the time of the sale thereof; and shall mature serially in successive annual installments as determined by the County Administrator and/or his lawfully-authorized designee.

Both the principal of and interest on the Bonds shall be payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts. The Registrar/Paying Agent shall be a bank, trust company, depository or transfer agent located either within or without the State.

SECTION 4. Delegation of Authority to Determine Certain Matters Relating to the Bonds. Without further authorization, the County Council hereby delegates to the County Administrator or his lawfully-authorized designee the authority to determine: (a) the par amount of the Bonds; (b) the maturity dates of the Bonds and the respective principal amounts maturing on such dates; (c) the interest payment dates of the Bonds; (d) redemption provisions, if any, for the Bonds; (e) the date and time of sale of the Bonds; (f) the authority to receive bids on behalf of the County Council; (g) the authority to award the sale of the Bonds to the lowest bidder therefor in accordance with the terms of the Notice of Sale for the Bonds; and (h) whether the Bonds should be sold together with general obligation refunding bonds to be issued by the County pursuant to separate ordinances.

After the sale of the Bonds, the County Administrator and/or his lawfully-authorized designee shall submit a written report to County Council setting forth the details of the Bonds as set forth in this paragraph.

SECTION 5. Registration, Transfer and Exchange of Bonds. The County shall cause books (herein referred to as the "registry books") to be kept at the offices of the Registrar/Paying Agent, for the registration and transfer of the Bonds. Upon presentation at its office for such purpose the Registrar/Paying Agent shall register or transfer, or cause to be registered or transferred, on such registry books, the Bonds under such reasonable regulations as the Registrar/Paying Agent may prescribe.

Each Bond shall be transferable only upon the registry books of the County, which shall be kept for such purpose at the principal office of the Registrar/Paying Agent, by the registered owner thereof in person or by his duly authorized attorney upon surrender thereof together with a written instrument of transfer satisfactory to the Registrar/Paying Agent duly executed by the registered owner or his duly authorized attorney. Upon the transfer of any such Bond the Registrar/Paying Agent on behalf of the County shall issue in the name of the transferee a new fully registered Bond or Bonds, of the same aggregate principal amount, interest rate, and maturity as the surrendered Bond. Any Bond surrendered in exchange for a new registered Bond pursuant to this Section shall be canceled by the Registrar/Paying Agent.

The County and the Registrar/Paying Agent may deem or treat the person in whose name any fully registered Bond shall be registered upon the registry books as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes and all such payments so made to any such registered owner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the County nor the Registrar/Paying Agent shall be affected by any notice to the contrary. In all cases in which the privilege of transferring Bonds is

exercised, the County shall execute and the Registrar/Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. Neither the County nor the Registrar/Paying Agent shall be obligated to make any such transfer of Bonds during the fifteen (15) days preceding an interest payment date on such Bonds.

SECTION 6. Record Date. The County hereby establishes a record date for the payment of interest or for the giving of notice of any proposed redemption of Bonds, and such record date shall be the fifteenth (15th) day (whether or not a business day) preceding an interest payment date on such Bond or in the case of any proposed redemption of Bonds, such record date shall be the fifteenth (15th) day (whether or not a business day) prior to the giving of notice of redemption of bonds.

SECTION 7. Mutilation, Loss, Theft or Destruction of Bonds. In case any Bond shall at any time become mutilated in whole or in part, or be lost, stolen or destroyed, or be so defaced as to impair the value thereof to the owner, the County shall execute and the Registrar shall authenticate and deliver at the principal office of the Registrar, or send by registered mail to the owner thereof at his request, risk and expense a new Bond of the same series, interest rate and maturity and of like tenor and effect in exchange or substitution for and upon the surrender for cancellation of such defaced, mutilated or partly destroyed Bond, or in lieu of or in substitution for such lost, stolen or destroyed Bond. In any such event the applicant for the issuance of a substitute Bond shall furnish the County and the Registrar evidence or proof satisfactory to the County and the Registrar of the loss, destruction, mutilation, defacement or theft of the original Bond, and of the ownership thereof, and also such security and indemnity in an amount as may be required by the laws of the State or such greater amount as may be required by the County and the Registrar. Any duplicate Bond issued under the provisions of this Section in exchange and substitution for any defaced, mutilated or partly destroyed Bond or in substitution for any allegedly lost, stolen or wholly destroyed Bond shall be entitled to the identical benefits under this Ordinance as was the original Bond in lieu of which such duplicate Bond is issued, and shall be entitled to equal and proportionate benefits with all the other Bonds of the same series issued hereunder.

All expenses necessary for the providing of any duplicate Bond shall be borne by the applicant therefor.

SECTION 8. Execution of Bonds. The Bonds shall be executed in the name of the County with the manual or facsimile signature of the Chair of the County Council attested by the manual or facsimile signature of the Clerk to the County Council under a facsimile of the seal of the County impressed, imprinted or reproduced thereon; provided, however, the facsimile signatures appearing on the Bonds may not be those of the officers who are in office on the date of enactment of this Ordinance. The execution of the Bonds in such fashion shall be valid and effectual, notwithstanding any subsequent change in such offices. The Bonds shall not be valid or become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. Each Bond shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth herein.

SECTION 9. Form of Bonds. The Bonds and the certificate of authentication shall be in substantially the form set forth in Exhibit A attached hereto and incorporated herein by reference.

SECTION 10. Security for Bonds. The full faith, credit, and taxing power of the County are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds as they respectively mature, and for the creation of such sinking fund as may be necessary therefor. There shall be levied annually by the County Auditor and collected by the County Treasurer, in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

The County Council shall give the County Auditor and County Treasurer written notice of the delivery of and payment for the Bonds and they are hereby directed to levy and collect annually, on all taxable property in the County, a tax, without limit, sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 11. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the Bonds and this Ordinance, such notice in substantially the form attached hereto as Exhibit B, having been published in The Lancaster News, a newspaper of general circulation in the County, not less than 15 days prior to the date of such public hearing.

SECTION 12. Exemption from State Taxes. Both the principal of and interest on the Bonds shall be exempt, in accordance with the provisions of Section 12-2-50 of the S.C. Code from all State, county, municipal, and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.

SECTION 13. Tax Covenants. The County hereby covenants and agrees with the Holders of the Bonds that it will not take any action which will, or fail to take any action which failure will, cause interest on the Bonds to become includable in the gross income of the Bondholders for federal income tax purposes pursuant to the provisions of the Code and regulations promulgated thereunder in effect on the date of original issuance of the Bonds. The County further covenants and agrees with the holders of the Bonds that no use of the proceeds of the Bonds shall be made which, if such use had been reasonably expected on the date of issue of the Bonds would have caused the Bonds to be "arbitrage bonds," as defined in Section 148 of the Code, and to that end the County hereby shall:

- (a) comply with the applicable provisions of Sections 103 and 141 through 150 of the Code and any regulations promulgated thereunder so long as the Bonds are outstanding;
- (b) establish such funds, make such calculations and pay such amounts, in the manner and at the times required in order to comply with the requirements of the Code relating to required rebates of certain amounts to the United States; and
- (c) make such reports of such information at the time and places required by the Code.

SECTION 14. Book-Entry System. The "Initial Bonds" will be eligible securities for the purposes of the book-entry system of transfer maintained by The Depository Trust Company, New York, New York ("DTC"), and transfers of beneficial ownership of the Initial Bonds shall be made only through DTC and its participants in accordance with rules specified by DTC. Such beneficial ownership must be of \$5,000 principal amount of Bonds of the same maturity or any integral multiple of \$5,000.

The Initial Bonds shall be issued in fully-registered form, one Bond for each of the maturities of the Bonds, in the name of Cede & Co., as the nominee of DTC. When any principal of or interest on the Initial Bonds becomes due, the Paying Agent, on behalf of the County, shall transmit to DTC an amount equal to such installment of principal and interest. DTC shall remit such payments to the beneficial owners of the Bonds or their nominees in accordance with its rules and regulations.

Notices of redemption of the Initial Bonds or any portion thereof shall be sent to DTC in accordance with the provisions of the Ordinance.

If (a) DTC determines not to continue to act as securities depository for the Bonds, or (b) the County has advised DTC of its determination that DTC is incapable of discharging its duties, the County shall attempt to retain another qualified securities depository to replace DTC. Upon receipt by the County of the Initial Bonds together with an assignment duly executed by DTC, the County shall execute and deliver to the successor securities depository Bonds of the same principal amount, interest rate, and maturity registered in the name of such successor.

If the County is unable to retain a qualified successor to DTC or the County has determined that it is in its best interest not to continue the book-entry system of transfer or that interests of the beneficial owners of the Bonds might be adversely affected if the book-entry system of transfer is continued (the County undertakes no obligation to make any investigation to determine the occurrence of any events that would permit it to make any such determination), and has made provision to so notify beneficial owners of the Bonds by mailing an appropriate notice to DTC, upon receipt by the County of the Initial Bonds together with an assignment duly executed by DTC, the County shall execute, authenticate and deliver to the DTC participants Bonds in fully-registered form, in substantially the form set forth in Section 8 of this Ordinance in the denomination of \$5,000 or any integral multiple thereof.

Notwithstanding the foregoing, at the request of the purchaser, the Bonds will be issued as one single fully-registered bond and not issued through the book-entry system.

SECTION 15. Sale of Bonds, Form of Notice of Sale. The Bonds shall be offered for public sale on the date and at the time designated by the County Administrator and/or his lawfully-authorized designee. A Notice of Sale in substantially the form set forth as Exhibit C attached hereto and incorporated herein by reference shall be distributed to prospective bidders and a summary of such Notice of Sale shall be published in a newspaper of general circulation in the State and/or in a financial publication published in the City of New York not less than seven (7) days prior to the date set for such sale.

SECTION 16. Preliminary and Final Official Statement. The County Council hereby authorizes and directs the County Administrator and/or his lawfully-authorized designee to prepare, or cause to be prepared, a Preliminary Official Statement to be distributed to prospective purchasers of the Bonds together with the Notice of Sale. The County Council authorizes the County Administrator to designate the Preliminary Official Statement as "final" for purposes of Rule 15c2-12 of the Securities and Exchange Commission (the "Rule"). The County Administrator and/or his lawfully-authorized designee are further authorized to see to the completion of the final form of the Official Statement upon the sale of the Bonds so that it may be provided to the purchaser of the Bonds.

SECTION 17. Filings with Central Repository. In compliance with Section 11-1-85, South Carolina Code of Laws 1976, as amended, the County covenants that it will file or cause to be filed with a central repository for availability in the secondary bond market when requested: (a) a copy of the annual financial report of the County within thirty (30) days from the County's receipt thereof; and (b) within thirty (30) days of the occurrence thereof, relevant information of an event which adversely affects more than five (5%) percent of the revenues of the County or the County's tax base.

SECTION 18. Continuing Disclosure. In compliance with the Rule, the County covenants and agrees for the benefit of the holders from time to time of the Bonds to execute and deliver prior to closing, and to thereafter comply with the terms of a Continuing Disclosure Certificate in substantially the form appearing as Exhibit D attached to this Ordinance. In the event of a failure of the County to comply with any of the provisions of the Continuing Disclosure Certificate, an event of default under this Ordinance shall not be deemed to have occurred. In such event, the sole remedy of any bondholder or beneficial owner shall be an action to compel performance by this Ordinance.

SECTION 19. Deposit and Use of Proceeds. The proceeds derived from the sale of the Bonds shall be deposited with the County Treasurer in a special fund and shall be applied solely to the purposes for which the Bonds have been issued, including payment of costs of issuance of the Bonds, except that any premium shall be placed in the sinking fund established for the Bonds.

SECTION 20. Defeasance. The obligations of the County under this Ordinance and the pledges, covenants and agreements of the County herein made or provided for, shall be fully discharged and satisfied as to any portion of the Bonds, and such Bond or Bonds shall no longer be deemed to be outstanding hereunder when:

(a) such Bond or Bonds shall have been purchased by the County and surrendered to the County for cancellation or otherwise surrendered to the County or the Paying Agent and is canceled or subject to cancellation by the County or the Paying Agent; or

(b) payment of the principal of and interest on such Bonds either (i) shall have been made or caused to be made in accordance with the terms thereof, or (ii) shall have been provided for by irrevocably depositing with a corporate trustee in trust and irrevocably set aside exclusively for such payment, (1) moneys sufficient to make such payment, or (2) Government Obligations maturing as to principal and interest in such amounts and at such times as will ensure the availability of sufficient moneys to make such payment and all necessary and proper fees, compensation and expenses of the corporate trustee. At such time as the Bonds shall no longer be deemed to be outstanding hereunder, such Bonds shall cease to draw interest from the due date thereof and, except for the purposes of any such payment from such moneys or Government Obligations, shall no longer be secured by or entitled to the benefits of this Ordinance.

(c) Such Bond or Bonds shall be defeased as provided in Section 11-14-110 of the S.C. Code as such may be amended from time to time.

SECTION 21. Declaration of Intent to Reimburse Certain Expenditures. The County Council hereby declares that this Ordinance shall constitute its declaration of official intent pursuant to Regulation § 1.150-2 to reimburse the County from the proceeds of tax-exempt debt in the form of general obligation bonds of the County to be issued pursuant to the Constitution, the County Bond Act and Title 11, Chapter 27, for expenditures with respect to the Bond-approved Project (the "Expenditures"). The County anticipates incurring Expenditures with respect to the Bond-approved Project prior to the issuance by the County of the Bonds. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid, or (b) the date the Project was placed in service, but in no event more than three (3) years after the original Expenditures. The Expenditures are incurred solely to acquire, construct or rehabilitate property having a reasonably expected economic life of at least one (1) year. The source of funds for the Expenditures with respect to the Project will be the County's general funds.

SECTION 22. Miscellaneous. The County Council hereby authorizes the County Administrator, Chair of the County Council, the Clerk to the County Council and County Attorney to execute such documents and instruments as necessary to effect the issuance of the Bonds. The County Council hereby retains McNair Law Firm, P.A., as bond counsel and Compass Municipal Advisors, LLC, as financial advisor, in connection with the issuance of the Bonds. The County Administrator is authorized to execute such contracts, documents or engagement letters as may be necessary and appropriate to effectuate these engagements.

All rules, regulations, resolutions, and parts thereof, procedural or otherwise, in conflict herewith or the proceedings authorizing the issuance of the Bonds are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its enactment.

Enacted this ____ day of _____, 2016.

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie C. Hardin, Clerk to Council

Approved as to form:

County Attorney

Date of First Reading:	January 11, 2016
Date of Second Reading:	February 8, 2016 (Tentative)
Date of Public Hearing:	February 22, 2016
Date of Third Reading:	February 22, 2016 (Tentative)

FORM OF BOND

UNITED STATES OF AMERICA
STATE OF SOUTH CAROLINA
LANCASTER COUNTY
GENERAL OBLIGATION BOND, SERIES 2016A

No. R-1

INTEREST
RATE

MATURITY
DATE

ORIGINAL
ISSUE DATE

CUSIP

REGISTERED HOLDER:

PRINCIPAL AMOUNT: _____ (\$ _____) Dollars

KNOW ALL MEN BY THESE PRESENTS, that Lancaster County, South Carolina (the "County"), is justly indebted and, for value received, hereby promises to pay to the registered holder specified above, or registered assigns, the principal amount specified above on the maturity date specified above, upon presentation and surrender of this Bond at the principal office of _____, in the City of _____, State of _____ (the "Paying Agent"), and to pay interest on such principal amount from the date hereof at the rate per annum specified above until this Bond matures. Interest on this Bond is payable _____ 1, 20____, and semiannually on _____ 1 and _____ 1 of each year thereafter, until this Bond matures, and shall be payable by check or draft mailed to the person in whose name this Bond is registered on the registration books of the County maintained by the registrar, presently _____, in _____, _____ (the "Registrar"), at the close of business on the fifteenth (15th) day of the calendar month preceding each semiannual interest payment date. The principal of and interest on this Bond are payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts; provided, however, that interest on this fully registered Bond shall be paid by check or draft as set forth above.

This Bond shall not be entitled to any benefit under the Ordinance (hereafter defined), nor become valid or obligatory for any purpose, until the certificate of authentication hereon shall have been duly executed by the Registrar.

For the payment hereof, both principal and interest, as they respectively mature and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the County are irrevocably pledged and there shall be levied annually by the Auditor of the County and collected by the Treasurer of the County, in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on this Bond as they respectively mature and to create such sinking fund as may be necessary therefor.

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to number, denomination, date of maturity, redemption provisions, and rate of interest, aggregating _____ Dollars (\$ _____), issued pursuant to and in accordance with the Constitution and laws of the State of South Carolina, including Article X of the Constitution of the State of South Carolina, 1895, as amended; Title 4, Chapter 15, Code of Laws of South Carolina 1976, as amended; Title 11, Chapter 27, Code of Laws of South Carolina 1976, as amended; and Ordinance No. _____ duly enacted by the County Council on _____, 2016.

[Redemption Provisions]

This Bond is transferable as provided in the Ordinance, only upon the books of the County kept for that purpose at the principal office of the Registrar by the registered holder in person or by his duly authorized attorney upon surrender of this Bond together with a written instrument of transfer satisfactory to the Registrar duly executed by the registered holder or his duly authorized attorney. Thereupon a new fully registered Bond or Bonds of the same aggregate principal amount, interest rate redemption provisions, if any, and maturity shall be issued to the transferee in exchange therefor as provided in the Ordinance. The County, the Registrar and the Paying Agent may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal hereof and interest due hereon and for all other purposes.

Under the laws of the State of South Carolina (the "State"), this Bond and the interest hereon are exempt from all State, county, municipal, County and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of the State to exist, to happen and to be performed precedent to or in the issuance of this Bond exist, have happened and have been performed in regular and due time, form and manner as required by law; that the amount of this Bond, together with all other indebtedness of the County, does not exceed the applicable limitation of indebtedness under the laws of the State; and that provision has been made for the levy and collection of a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on this Bond as the same shall respectively mature and to create such sinking fund as may be necessary therefor.

IN WITNESS WHEREOF, LANCASTER COUNTY, SOUTH CAROLINA, has caused this Bond to be signed with the manual or facsimile signature of the Chair of the County Council, attested by the manual or facsimile signature of the Clerk to the County Council and the seal of the County impressed, imprinted, or reproduced hereon.

LANCASTER COUNTY, SOUTH CAROLINA

Chair, County Council

(SEAL)
ATTEST:

Clerk, County Council

[FORM OF REGISTRAR'S CERTIFICATE OF AUTHENTICATION]

Date of Authentication:

This bond is one of the Bonds described in the within mentioned Ordinance of Lancaster County, South Carolina.

as Registrar

By: _____
Authorized Officer

The following abbreviations, when used in the inscription on the face of this Bond shall be construed as though they were written out in full according to applicable laws or regulations.

TEN COM - As tenants in common

UNIF GIFT MIN. ACT

TEN ENT - As tenants by the
entireties

Custodian
(Cust.) (Minor)

JT TEN - As joint tenants
with right of
survivorship and
not as tenants in
common

under Uniform Gifts to Minors

(State)

Additional abbreviations may also be used though not in list above.

[FORM OF ASSIGNMENT]

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and address of Transferee)

the within Bond and does hereby irrevocably constitute and appoint _____ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated:

Signature Guaranteed:

(Authorizing Officer)

Signature(s) must be guaranteed
by an institution which is a
participant in the Securities
Transfer Agents Medallion
Program ("STAMP") or similar
program.

NOTICE: The signature to this agreement
this agreement must correspond with the
name of the registered holder as it appears
upon the face of the within Bond in every
particular, without alteration or enlargement
or any change whatever.

A copy of the final approving opinion to be rendered shall be attached to each Bond and preceding the same a certificate shall appear, which shall be signed on behalf of the County with a manual or facsimile signature of the Clerk to the County Council. The certificate shall be in substantially the following form:

[FORM OF CERTIFICATE]

IT IS HEREBY CERTIFIED that the following is a true and correct copy of the complete final approving opinion (except for date and letterhead) of McNair Law Firm, P.A., Columbia, South Carolina, approving the issue of Bonds of which the within Bond is one, the original of which opinion was manually executed, dated and issued as of the date of delivery of and payment for the Bonds and a copy of which is on file with the County Council of Lancaster County, South Carolina.

LANCASTER COUNTY, SOUTH CAROLINA

By: _____
Clerk, County Council

FORM OF NOTICE OF PUBLIC HEARING

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the County Council of Lancaster County, South Carolina (the "County"), in County Council Chambers located at 101 N. Main Street, Lancaster, South Carolina, at 6:30 p.m. or as soon thereafter as possible, on Monday, February 22, 2016, or at such other location as proper notice on the main entrance to the said building might specify.

The purpose of the public hearing is to consider an Ordinance providing for the issuance and sale of General Obligation Bonds, Series 2016A, or such other appropriate series designation, of Lancaster County, South Carolina, in the principal amount of not exceeding \$6,750,000 (the "Bonds"). The proceeds of the Bonds will be used for (i) funding the acquisition of fire trucks; (ii) paying the costs of issuance of the Bonds; and (iii) such other lawful purposes as the County Council shall determine.

The full faith, credit, and taxing power of the County will be pledged for the payment of the principal of and interest on the Bonds and a tax, without limit, will be levied on and collected annually, in the same manner other County taxes are levied and collected, on all taxable property of the County sufficient to pay to principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

At the public hearing all taxpayers and residents of the County and any other interested persons who appear will be given an opportunity to express their views for or against the Ordinance and the issuance of the Bonds.

COUNTY COUNCIL OF LANCASTER COUNTY,
SOUTH CAROLINA

FORM OF OFFICIAL NOTICE OF SALE

OFFICIAL NOTICE OF SALE

**\$ _____ GENERAL OBLIGATION BONDS, SERIES 2016A,
OF LANCASTER COUNTY, SOUTH CAROLINA**

Time and Place of Sale: NOTICE IS HEREBY GIVEN that sealed bids, facsimile bids and electronic bids will be received on behalf of Lancaster County, South Carolina (the "County"), in the offices of the County Administrator, Lancaster County Administration Building, 101 N. Main Street, Lancaster County, South Carolina, until 11:00 a.m. South Carolina time, on _____, _____, 2016, at which time said proposals will be publicly opened for the purchase of \$ _____ General Obligation Bonds, Series 2016A, of the County (the "Bonds").

Sealed Bids: Each hand delivered proposal shall be enclosed in a sealed envelope marked "Proposal for \$ _____ General Obligation Bonds, Series 2016A, Lancaster County, South Carolina" and should be directed to the County Administrator at the address in the first paragraph hereof.

Electronic Bids: Electronic proposals must be submitted through i-Deal's Parity Electronic Bid Submission System ("Parity"). No electronic bids from any other providers of electronic bidding services will be accepted. Information about the electronic bidding services of Parity may be obtained from i-Deal, 1359 Broadway, 2nd Floor, New York, New York 10018, Customer Support, telephone (212) 849-5021.

PROPOSALS MAY BE DELIVERED BY HAND, BY MAIL, OR BY ELECTRONIC BID, BUT NO PROPOSAL SHALL BE CONSIDERED WHICH IS NOT ACTUALLY RECEIVED BY THE COUNTY AT THE PLACE, DATE AND TIME APPOINTED, AND THE COUNTY SHALL NOT BE RESPONSIBLE FOR ANY FAILURE, MISDIRECTION, DELAY OR ERROR RESULTING FROM THE SELECTION BY ANY BIDDER OF ANY PARTICULAR MEANS OF DELIVERY OF BIDS.

Book-Entry-Only Bonds: The Bonds will be issued in fully-registered form. One Bond representing each maturity will be issued to and registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), as registered owner of the Bonds and each such Bond will be immobilized in the custody of DTC. DTC will act as securities depository for the Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing each year; Purchasers will not receive physical delivery of certificates representing their interest in the Bonds purchased. The winning bidder, as a condition to delivery of the Bonds, will be required to deposit the Bond certificates representing each maturity with DTC.

The Bonds will be issued in fully-registered form registered as to principal and interest; will be dated _____, 2016; will be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing in each year; and will mature serially in successive annual installments on _____ in each of the years and in the principal amounts as follows:

<u>Year</u>	<u>Principal Amount*</u>	<u>Year</u>	<u>Principal Amount*</u>
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*Preliminary, subject to adjustment.

Adjustment of Maturity Schedule. The County reserves the right, in its sole discretion, either to decrease or increase the principal amount of the Bonds maturing in any year (all calculations to be rounded to the near \$5,000), provided that any such decrease or increase shall not exceed 15% of the Bonds. Such adjustment(s), if any, shall be made within twenty-four (24) hours of the award of the Bonds. In order to calculate the yield on the Bonds for federal tax law purposes and as a condition precedent to the award of the Bonds, bidders must disclose to the County in connection with their respective bids the price (or yield to maturity) at which each maturity of the Bonds will be reoffered to the public.

In the event of any adjustment of the maturity schedule for the Bonds as described herein, no rebidding or recalculation of the proposals submitted will be required or permitted. Nevertheless, the award of the Bonds will be made to the bidder whose proposal produces the lowest true interest cost solely on the basis of the Bonds offered, without taking into account any adjustment in the amount of the Bonds pursuant to this paragraph.

The Bonds will bear interest from the date thereof payable semiannually on _____ and _____ of each year, commencing _____, until they mature.

[Redemption Provisions]

Registrar/Paying Agent: Within twenty-four (24) hours of the sale of the Bonds, the School District will designate a registrar and paying agent ("Registrar/Paying Agent") for the Bonds. The Registrar/Paying Agent is a bank, trust company, depository or transfer agent organized under the laws of the State of South Carolina or the laws of the United States of America.

Bid Requirements: Bidders shall specify the rate or rates of interest per annum which the Bonds are to bear, to be expressed in multiples of 1/20 or 1/8 of 1% with no greater difference than three percent (3%) between the highest and lowest rates of interest named by a bidder. Bidders are not limited as to the number of rates of interest named, but the rate of interest on each separate maturity must be the same single rate for all Bonds of that maturity from their date to such maturity date. **A BID FOR LESS THAN ALL THE BONDS OR A BID AT A PRICE LESS THAN PAR WILL NOT BE CONSIDERED.**

Award of Bid. The Bonds will be awarded to the bidder or bidders offering to purchase the Bonds at the lowest true interest cost (TIC) to the County. The TIC will be the nominal interest rate which, when compounded semiannually and used to discount all debt service payments on the Bonds (computed at the interest rates specified in the bid and on the basis of a 360-day year of twelve 30-day months) to the dated date of the Bonds, results in an amount equal to the price bid for the Bonds. In the case of a tie bid, the winning bid will be awarded by lot. The County reserves the right to reject any and all bids or to waive irregularities in any bid. Bids will be accepted or rejected no later than 3:00 p.m., South Carolina time, on the date of the sale.

Security: The full faith, credit, and taxing power of the County are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds as they respectively mature, and for the

creation of such sinking fund as may be necessary therefor. There shall be levied annually by the Auditor of the County and collected by the Treasurer of the County, in the same manner as other county taxes are levied and collected, an ad valorem tax, without limit, on all taxable property in the County sufficient to pay the principal and interest of the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

Good Faith Deposit: No good faith deposit is required.

Bid Form: Proposals should be enclosed in a separate sealed envelope marked "Proposal for \$ _____ General Obligation Bonds, Series 2016A of Lancaster County, South Carolina" and should be directed to the County Administrator at the address in the first paragraph hereof. It is requested but not required that you submit your bid on the Proposal for Purchase of Bonds supplied with the Official Statement.

Official Statement: Upon the award of the Bonds, the County will prepare an official statement (the "Official Statement") in substantially the same form as the preliminary official statement subject to minor additions, deletions and revisions as required to complete the Official Statement. Within seven (7) business days after the award of the Bonds, the County will deliver the Official Statement to the successful bidder in sufficient quantity to comply with Rule G-32 of the Municipal Securities Rulemaking Board. The successful bidder agrees to supply to the County all necessary pricing information and any Underwriter identification necessary to complete the Official Statement within 24 hours after the award of the Bonds.

Continuing Disclosure: In order to assist the bidders in complying with S.E.C. Rule 15c2-12(b)(5), the County will undertake, pursuant to an ordinance and a continuing disclosure certificate, to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the final Official Statement.

Legal Opinion: The County Council shall furnish upon delivery of the Bonds the final approving opinion of McNair Law Firm, P.A., Columbia, South Carolina, which opinion shall accompany each Bond, together with the usual closing documents, including a certificate of the County that no litigation is pending affecting the Bonds.

Certificate as to Issue Price: The successful bidder must provide a certificate to the County by the date of delivery of the Bonds, stating the initial reoffering price of the Bonds to the public (excluding bond houses and brokers) and the price at which a substantial amount of the Bonds were sold to the public, in form satisfactory to Bond Counsel. A sample copy of such a certificate may be obtained from Bond Counsel.

CUSIP Numbers: It is anticipated that CUSIP identification numbers will be set forth on the Bonds, but neither the failure to print such numbers on any Bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the Bonds in accordance with the terms of its proposal. The CUSIP Service Bureau charge for the assignment of such numbers shall be the responsibility of and shall be paid for by the successful bidder.

Delivery: The Bonds will be delivered on or about _____, 2016, in New York, New York, at the expense of the County. The balance of the purchase price then due, including the amount of accrued interest, must be paid in federal funds or other immediately available funds.

Additional Information: The Preliminary Official Statement of the County with respect to the Bonds is available via the internet at officialstatements.compassmuni.com and will be furnished to any person interested in bidding for the Bonds upon request to McNair Law Firm, P. A., Post Office Box 11390, Columbia, South Carolina 29211, attention: Francenia B. Heizer, Esquire, telephone (803) 799-9800, e-mail: fheizer@mcnair.net. The Preliminary Official Statement shall be reviewed by bidders prior to submitting a bid. Bidders may not rely on this Notice of Sale as to the complete information concerning the Bonds. Persons seeking additional information should communicate with the County's Bond Counsel, Francenia B. Heizer, McNair Law Firm, P.A., Post Office Box 11390, Columbia, South Carolina 29211 fheizer@mcnair.net or with the County's Financial Advisor, Brian Nurick, Managing Director, Compass Municipal Advisors, LLC, 1310 Pulaski Street, Columbia, South Carolina 29201; telephone (859) 368-9616, e-mail: brian.nurick@compassmuni.com.

LANCASTER COUNTY, SOUTH CAROLINA

FORM OF CONTINUING DISCLOSURE CERTIFICATE

This Continuing Disclosure Certificate (the "Disclosure Certificate") is executed and delivered by Lancaster County, South Carolina (the "County") in connection with the issuance of \$ _____ General Obligation Bonds, Series 2016A (the "Bonds"). The Bonds are being issued pursuant to an Ordinance adopted by the County Council of the County (the "Council"). The County covenants and agrees as follows:

SECTION 1. Purpose of the Disclosure Certificate. This Disclosure Certificate is being executed and delivered by the County for the benefit of the beneficial owners and in order to assist the Participating Underwriters (defined below) in complying with the Rule (defined below).

SECTION 2. Definitions. The following capitalized terms shall have the following meanings:

"**Annual Report**" shall mean any Annual Report provided by the County pursuant to, and as described in, Sections 3 and 4 of this Disclosure Certificate.

"**Bonds**" shall mean the \$ _____ General Obligation Bonds, Series 2016A, Lancaster County, South Carolina, dated _____, 2016.

"**Dissemination Agent**" shall mean the County or any successor Dissemination Agent designated in writing by the County and which has filed with the County a written acceptance of such designation.

"**Listed Events**" shall mean any of the events listed in Section 5(a) of this Disclosure Certificate.

"**Repository**" shall mean for purposes of the Rule, the Electronic Municipal Market Access (EMMA) system created by the Municipal Securities Rulemaking Board.

"**Participating Underwriter**" shall mean _____, and any other original underwriter of the Bonds required to comply with the Rule in connection with offering of the Bonds.

"**Rule**" shall mean Rule 15c2-12(b)(5) adopted by the Securities and Exchange County under the Securities Exchange Act of 1934, as the same may be amended from time to time.

SECTION 3. Provision of Annual Reports.

(a) The County shall, or shall cause the Dissemination Agent to provide, not later than February 1 of each year, commencing in 2017, to the Repository an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Certificate. Not later than fifteen (15) business days prior to such date the County shall provide the Annual Report to the Dissemination Agent, if other than the County; provided, that if the audited financial statements required pursuant to Section 4 hereof to be included in the Annual Report are not available for inclusion in the Annual Report as of such date, unaudited financial statements of the County may be included in such Annual Report in lieu thereof, and the County shall replace such unaudited financial statements with audited financial statements within fifteen (15) days after such audited financial statements become available for distribution. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other

information as provided in Section 4 of this Disclosure Certificate; provided that the audited financial statements of the County may be submitted separately from the balance of the Annual Report.

(b) If the County is unable to provide to the Repository an Annual Report by the date required in subsection (a), the County shall send a notice to the Municipal Securities Rulemaking Board and State Depository, if any, in substantially the form attached hereto as *Exhibit A*.

(c) The Dissemination Agent shall:

(1) determine each year prior to the date for providing the Annual Report the name and address of the Repository; and

(2) if the Dissemination Agent is other than the County, file a report with the County and (if the Dissemination Agent is not the Registrar) the Registrar certifying whether the Annual Report has been provided pursuant to this Disclosure Certificate, and, if provided, stating the date it was provided, and listing the Repository to which it was provided.

SECTION 4. Content of Annual Reports. The County's Annual Report shall contain or incorporate by reference the most recent audited financial statements, which shall be prepared in conformity with generally accepted accounting principles (or, if not in such conformity, to be accompanied by a qualitative discussion of the differences in the accounting principles and the impact of the change in the accounting principles on the presentation of the financial information) applicable to governmental entities such as the County, and shall, in addition, contain or incorporate by reference the following information relating to the previous fiscal year:

- (a) County population;
- (b) Total state appropriations subject to withholding under Article X, Sec. 14, South Carolina Constitution;
- (c) Outstanding general obligation indebtedness of the County;
- (d) Tax levy for County;
- (e) Tax collections for County; and
- (f) Ten largest taxpayers (including fee-in-lieu-of-tax) for County.

Any or all of the items listed above may be incorporated by reference from other documents, including official statements of debt issues with respect to which the County is an "obligated person" (as defined by the Rule), which have been filed with the Repository. If the document incorporated by reference is a final official statement, it must be available from the Municipal Securities Rulemaking Board. The County shall clearly identify each such other document so incorporated by reference.

SECTION 5. Reporting of Significant Events.

(a) Pursuant to the provisions of this Section 5, the County shall give, or cause to be given, notice of the occurrence of any of the following events (the "Listed Events"):

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;

- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders;
- (8) Bond calls;
- (9) Tender offers;
- (10) Defeasances;
- (11) Release, substitution, or sale of property securing repayment of the securities;
- (12) Rating changes;
- (13) Bankruptcy, insolvency, receivership or similar event of the County;
- (14) The consummation of a merger, consolidation, or acquisition involving the County or the sale of all or substantially all of the assets of the County other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms;
- (15) Appointment of a successor or additional trustee or the change of name of a trustee.

(b) Whenever the County obtains knowledge of the occurrence of a Listed Event described in subsections (a)(2), (7), (8), (11), (14), or (15) above, the County shall as soon as possible determine if such event would be material under applicable federal securities laws. If the County determines that knowledge of the occurrence of such event would be material under applicable federal securities laws, the County shall promptly, and no later than 10 days after the occurrence of the event, file a notice of such occurrence with the Repository.

(c) Whenever the County obtains knowledge of the occurrence of a Listed Event described in subsections (a)(1), (3), (4), (5), (6), (9), (10), (12), or (13) above, the County shall promptly, and no later than 10 days after the occurrence of the event, file a notice of such occurrence with the Repository.

(d) Notwithstanding the foregoing, notice of Listed Events described in subsections (a)(8), (9), and (10) above need not be given under this subsection any earlier than the notice (if any) of the underlying event is given to owners of affected Bonds. For the purposes of the event identified in (a)(13) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the County in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the County, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the County.

SECTION 6. Termination of Reporting Obligation. The County's obligations under this Disclosure Certificate shall terminate upon the defeasance, prior redemption or payment in full of all of the Bonds.

SECTION 7. Dissemination Agent. The County may, from time to time, appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Disclosure Certificate, and may discharge any such Agent, with or without appointing a successor Dissemination Agent. The initial Dissemination Agent shall be the County.

SECTION 8. Amendment; Waiver. Notwithstanding any other provision of this Disclosure Certificate, the County may amend this Disclosure Certificate and any provision of this Disclosure Certificate may be waived, if such amendment or waiver is supported by an opinion of counsel expert in federal securities laws acceptable to the County, to the effect that such amendment or waiver would not, in and of itself, cause the undertakings herein to violate the Rule if such amendment or waiver had been effective on the date hereof but taking into account any subsequent change in or official interpretation of the Rule.

SECTION 9. Additional Information. Nothing in this Disclosure Certificate shall be deemed to prevent the County from disseminating any other information, using the means of dissemination set forth in this Disclosure Certificate or any other means of communication, or including any other information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is required by this Disclosure Certificate. If the County chooses to include any information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is specifically required by this Disclosure Certificate, the County shall have no obligation under this Certificate to update such information or include it in any future Annual Report or notice of occurrence of a Listed Event.

SECTION 10. Default. In the event of a failure of the County, or the Dissemination Agent to comply with any provision of this Disclosure Certificate, any beneficial owner may take such actions as may be necessary and appropriate, including seeking injunctive relief or specific performance by court order, to cause the County, or the Dissemination Agent, as the case may be, to comply with its obligations under this Disclosure Certificate. A default under this Disclosure Certificate shall not be deemed an event of default under the Ordinance, and the sole remedy under this Disclosure Certificate in the event of any failure of the County, or the Dissemination Agent to comply with this Disclosure Certificate shall be an action to compel performance.

SECTION 11. Duties, Immunities and Liabilities of the Dissemination Agent. The provisions of this Section 11 shall apply if the Issuer is not the Dissemination Agent. The Dissemination Agent shall have only such duties as are specifically set forth in this Disclosure Certificate, and the County agrees to indemnify and save the Dissemination Agent, its officers, directors, employees and agents, harmless against any loss, expense and liabilities which they may incur arising out of or in the exercise or performance of their powers and duties hereunder, including the costs and expenses (including attorneys' fees) of defending against any claim of liability, but excluding liabilities due to the Dissemination Agent's negligence or willful misconduct. The obligations of the County under this Section shall survive resignation or removal of the Dissemination Agent and payment of the Bonds.

SECTION 12. Beneficiaries. This Disclosure Certificate shall inure solely to the benefit of the County, the Dissemination Agent, the Participating Underwriters, and Holders from time to time of the Bonds, and shall create no rights in any other person or entity.

SECTION 13. Counterparts. This Disclosure Certificate may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

LANCASTER COUNTY, SOUTH CAROLINA

By: _____
County Administrator

Dated: _____, 2016

NOTICE TO REPOSITORY OF FAILURE TO FILE ANNUAL REPORT

Name of County: Lancaster County, South Carolina

Name of Bond Issue: \$_____ General Obligation Bonds, Series 2016A,
Lancaster County, South Carolina

Date of Issuance: _____, 2016

NOTICE IS HEREBY GIVEN that Lancaster County, South Carolina (the "County") has not provided an Annual Report with respect to the above-named Bonds as required by Sections 3 and 4 of the Continuing Disclosure Certificate executed and delivered by the County as Dissemination Agent. The County has notified us in writing that the Annual Report will be filed by _____.

Dated: _____

LANCASTER COUNTY, SOUTH CAROLINA

Agenda Item Summary

Ordinance # / Resolution#: 2016-1390

Contact Person / Sponsor: Kimberly Hill

Department: Finance

Date Requested to be on Agenda: February 8, 2016

Issue for Consideration: Whether or not it is appropriate for Council to amend the annual budget so as to reflect the various budgetary decisions previously passed by Council?

Points to Consider: Through prior ordinances considered and passed by Council, decisions have been made that impact the appropriations for the **Capital Project Sales Tax fund**, the County's **General Fund**, the County's **Development Agreement Fund** and the County's **Bond Fund**. Those changes are reflected in the budget amendment ordinance that accompanies this Agenda Item Summary. Also noted in this ordinance are the other ordinances (in parentheses) that finalized the approved appropriation changes in the four categories.

Funding and Liability Factors: As itemized in the financial portion of this ordinance.

Council Options: Approve or reject the amendments to the FY2015-2016 budget as set forth originally in Ordinance No. 2015-1356.

Recommendation: It is the recommendation of the Administrator, the Finance Director and the Budget Director that the ordinance be passed as presented.

STATE OF SOUTH CAROLINA

COUNTY OF LANCASTER

ORDINANCE NO. 2016-1390

~~Indicates Matter Stricken~~

Indicates New Matter

AN ORDINANCE

TO AMEND ORDINANCE NO. 2015-1356, RELATING TO THE APPROPRIATION OF FUNDS AND THE APPROVAL OF A DETAILED BUDGET FOR LANCASTER COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016 (FY 2015-2016), TO FURTHER PROVIDE FOR REVENUES AND EXPENDITURES DURING THE FISCAL YEAR; AND TO PROVIDE FOR MATTERS RELATED THERETO.

Be it ordained by the Council of Lancaster County, South Carolina:

Section 1. Appropriations; Detailed Budget.

A. Section 2. of Ordinance No. 2015-1356 is amended to read:

Subject to the terms and conditions of this ordinance, the sums of money set forth below, if so much is necessary, are appropriated from the General Fund of the County and other applicable funds as specified, to meet the ordinary expenses, including debt service, of county government for the fiscal year beginning July 1, 2015 and ending June 30, 2016 ('FY 2015-2016):

APPROPRIATIONS	AMOUNT
Airport Fund	255,345
Capital Improvement Fund	1,498,000
Capital Project Sales Tax	8,500,000
(2015-1385)	11,966,149
County Debt	1,859,931
County Transportation Committee Fund	5,394,400
Court Mandated Security	1,198,184
	1,215,584
E-911 Fund	727,550
General Fund	45,356,126
(2015-1383)	45,380,376
(2015-1385)	52,807,037
Indian Land Fire Protection District Fund	522,574
Local Accommodations Tax Fund	30,000
Pleasant Valley Fire Protection District Fund	417,344
Recreation Fund	2,447,396
Victims Services Fund	86,605

The Development Agreement Fund (2015-1383)	0 14,450 <u>418,349</u>
<u>Bond Fund</u> (2015-1383)	0 <u>6,773,461</u>

- B. The County Administrator is authorized to adjust the detailed operating budget for the County, as contained in the Annual Financial Plan, as previously approved by Council in Section 2A) of Ordinance No. 2015-1356, for the following items:

General Fund			
	Supplemental Revenue- Fund Balance	24,250	
	Patrol Rifles for Sheriff's Dept.		24,250
Court Security Fund	Supplemental Revenue- Fund Balance	17,400	
	Patrol Rifles for Court Security		17,400
Development Agreements Fund	Supplemental Revenue- Development Agreement payments	14,450	
	Patrol Rifles for District 1 (Indian Land)		14,450

Section 4. Severability.

If any section, subsection or clause of this ordinance is held to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected.

Section 5. Conflicting Provisions.

To the extent this ordinance contains provisions that conflict with provisions contained in the Lancaster County Code or other County ordinances, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 6. Effective Date.

This Ordinance is effective upon Third Reading.

AND IT IS SO ORDAINED

Dated this _____ day of February, 2016.

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie C. Hardin, Clerk to Council

First Reading:	January 25, 2016	Passed 7-0
Second Reading:	February 8, 2016	Tentative
Public Hearing:	February 22, 2016	Tentative
Third Reading:	February 22, 2016	Tentative

Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor: Nick Cauthen

Department: Planning

Date Requested to be on Agenda: February 8, 2016 (County Council Meeting)

Issue for Consideration:

This is a rezoning application of Steve Banks to rezone \pm 1.59 acres from B-3, General Commercial District to R-30, Low Density Residential/Agricultural District. The applicant wants to use the property as residential.

The property is located at 1391 Riverside Road and was used as a bar until it closed this past November.

Points to Consider:

The facts and findings of this report show that the property is designated as Transitional on the Future Land Use map. Transitional is defined by suburban SF/MF residential and commercial. However the future land use map does not distinguish between residential and commercial for individual properties. The property is completely surrounded by the R-30 zoning district. Rezoning this property from commercial to residential makes this property conform more to the area considering the high number of residential homes in the immediate area.

Funding and Liability Factors:

Council Options:

To approve or deny this rezoning request.

Recommendation:

It is therefore the recommendation of the planning staff that the rezoning request for the property located at 1391 Riverside Road be **APPROVED**.

At the Lancaster County Planning Commission meeting on Tuesday, January 19, 2016 the Commission voted to **APPROVE** the rezoning application of Steve Banks by a vote of (7-0).

The entire background information was presented to the Planning Commission and copies may be obtained on the Planning Department's website under Planning Commission Agendas and Minutes.

Date of 1st Reading: 2-8-16

Date of 2nd Reading: 2-22-16

Date of 3rd Reading: 3-14-16

☐ Approved ☐ Denied ☐ No Action

☐ Approved ☐ Denied ☐ No Action

☐ Approved ☐ Denied ☐ No Action

PLANNING STAFF REPORT: RZ-016-001

I. FACTS

A. GENERAL INFORMATION

Proposal: This is a rezoning application of Steve Banks to rezone ± 1.59 acres from B-3, General Commercial To R-30, Low Density Residential/Agricultural District. The applicant wants to use the property as residential.

Property Location: The property is located at 1391 Riverside Road.

Legal Description: TMS # 0063-00-051.00

Zoning Classification: Current: B-3, General Commercial District

Voting District: District 1, Larry McCullough

B. SITE INFORMATION

Site Description: The property consists of ± 1.59 acres and is located on the western side of Riverside Road, approximately 1,300 feet south of Caskey Road. A bar occupied the property until it was closed this past November.

C. VICINITY DATA

Surrounding Conditions: The surrounding properties are all zoned R-30, Low Density Residential/Agricultural District. There are numerous homes in the surrounding area and woods are located behind the subject property.

D. EXHIBITS

1. Rezoning Application
2. Location Map
3. Zoning Map
4. Future Land Use Map
5. Tax Inquiry Sheet
6. Table of Uses – R-30

II. FINDINGS

CODE CONSIDERATIONS

The R-30, Low Density Residential/Agricultural District, is designed to accommodate single-family residential developments (not including manufactured housing units) in areas of the county that are appropriate for development at a slightly higher density than is permitted in the R-45, R-45A and R-45B districts. This district should serve as a transitional district between the lower density residential districts (R-45, R-45A and R-45B) and the higher density residential districts (R-15, R-15S

Date of 1st Reading: 2-8-16

☐ Approved ☐ Denied ☐ No Action

Date of 2nd Reading: 2-22-16

☐ Approved ☐ Denied ☐ No Action

Date of 3rd Reading: 3-14-16

☐ Approved ☐ Denied ☐ No Action

and R-15D). The minimum lot size is 29,040 square feet and the minimum lot width is 130 feet if a septic system is used or 100 feet if on central water and sewer.

The B-3, General Commercial District, is designed to accommodate a wide variety of general commercial uses characterized primarily by retail, office and service establishments which are oriented primarily towards major traffic corridors and/or extensive areas of predominantly commercial usage and characteristics. Commercial uses encouraged in this district are generally patronized in single purpose trips and emphasize large general merchandise establishments, sale of large or bulky items, commercial services, repair services, automobile related sales and repair, various types of convenience stores, restaurants, and other recreational and entertainment uses. This district is also suited to accommodate travel oriented uses such as hotels and motels and gas stations. Outdoor storage is permitted if a Type 1 Buffer yard is installed around the outside of the storage area when the area is adjacent to a nonresidential district. A Type 3 Buffer yard is required around the storage area when it is adjacent to a residential district or use and all such areas shall be located completely behind the building. No storage areas shall be located in any required or not required front or side yard. Automobile dealerships are allowed to park automobiles in the front or side yard of the property.

III. CONCLUSIONS

The facts and findings of this report show that the property is designated as Transitional on the Future Land Use map. Transitional is defined by suburban SF/MF residential and commercial. However the future land use map does not distinguish between residential and commercial for individual properties. The property is completely surrounded by the R-30 zoning district. Rezoning this property from commercial to residential makes this property conform more to the area considering the high number of residential homes in the immediate area.

IV. RECOMMENDATION:

It is therefore the recommendation of the planning staff that the rezoning request for the property located at 1391 Riverside Road be **APPROVED**.

V. RECOMMENDATION FROM PLANNING COMMISSION MEETING

At the Lancaster County Planning Commission meeting on Tuesday, January 19, 2016 the Commission voted to **APPROVE** the rezoning application of Steve Banks by a vote of (7-0).



RZ-016-001 Vicinity Map

Subject Property



Lancaster
County
South Carolina

Disclaimer: County is not responsible for any errors or omissions in this map. The information is provided for informational purposes only and should not be used for any other purpose. The County is not responsible for any errors or omissions in this map.



RZ-016-001 Zoning Map

Subject Property




Disclaimer
Lancaster County makes no guarantee, warrant or representation of any kind, regarding the use of data contained herein. The data is provided for informational purposes only and should not be used for any other purpose. Lancaster County is not responsible for any errors, omissions, or delays in the data, and any use of the data is at the user's sole risk.

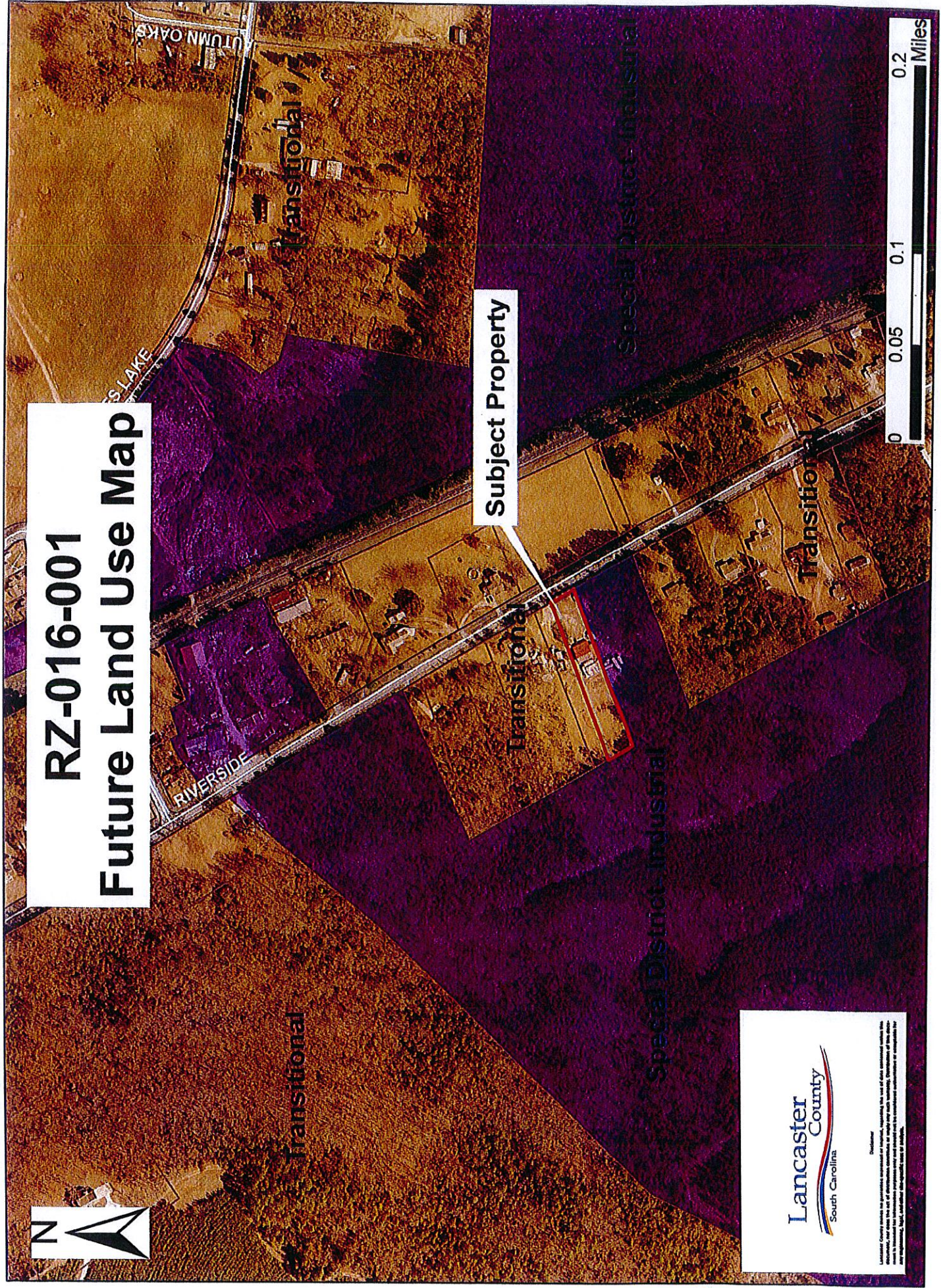


RZ-016-001 Future Land Use Map

Subject Property



Disclaimer
Lancaster County hereby certifies that the information contained on this map was prepared by the County's Planning Department and is based on the best available information. The County does not warrant the accuracy or completeness of the information and is not responsible for any errors or omissions. The County is not a professional engineering or architectural firm and does not provide professional services. The County is not responsible for any damages or losses resulting from the use of this map.



STATE OF SOUTH CAROLINA

)

COUNTY OF LANCASTER

)

)

ORDINANCE NO. 2016-1391

AN ORDINANCE

TO AMEND THE OFFICIAL ZONING MAP OF LANCASTER COUNTY SO AS TO REZONE PROPERTY OWNED BY BILLY JOHNSON, REPRESENTED BY STEVE BANKS, LOCATED AT 1391 RIVERSIDE ROAD FROM B-3, GENERAL COMMERCIAL DISTRICT TO R-30, LOW DENSITY RESIDENTIAL/AGRICULTURAL DISTRICT; AND TO PROVIDE FOR OTHER MATTERS RELATED THERETO.

Be it ordained by the Council of Lancaster County, South Carolina:

Section 1. Findings and Determinations.

The Council finds and determines that:

(a) Steve Banks applied to rezone property located at 1391 Riverside Road from B-3, General Commercial District to R-30, Low Density Residential/Agricultural District.

(b) On January 19, 2016, the Lancaster County Planning Commission held a public hearing on the proposed rezoning and, by a vote of (7-0), recommended approval of the rezoning.

Section 2. Rezoning.

The Official Zoning Map is amended by changing the zoning district classification from B-3, General Commercial District to R-30, Low Density Residential/Agricultural District for the following property as identified by tax map number or other appropriate identifier:

Tax Map No. 0063-00-051.00

Section 3. Severability.

If any section, subsection or clause of this ordinance is held to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected.

Section 4. Conflicting Provisions.

To the extent this ordinance contains provisions that conflict with provisions contained elsewhere in the Lancaster County Code or other County ordinances, the provisions contained in this ordinance supersede all other provisions and this ordinance is controlling.

Section 5. Effective Date.

This ordinance is effective upon third reading.

And it is so ordained, this ____ day of _____, 2016.

LANCASTER COUNTY, SOUTH CAROLINA

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie C. Hardin, Clerk to Council

First Reading: 2-8-16	Tentative
Second Reading: 2-22-16	Tentative
Third Reading: 3-14-16	Tentative

Approved as to form:

County Attorney

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Agenda Item Summary

Ordinance # / Resolution#:	Discussion/ Adoption by Motion
Contact Person / Sponsor:	Steve Willis/ Grazier Rhea
Department:	Admin/ Council of Governments
Date Requested to be on Agenda:	February 8, 2016

Issue for Consideration:

Adoption of 2016 Priority Needs List.

Points to Consider:

At the last meeting Mrs. Rhea conducted the required Public Hearing for adoption of the list.

The list as presented by the Council of Governments (COG) is attached.

Funding and Liability Factors:

If a need is addressed through grant funding the potential budget would be developed at that time.

Council Options:

Council may adopt the list as presented by the COG, amend it by deleting an item, or amend it by adding an item.

Staff Recommendation:

Adopt as presented by the COG.

Committee Recommendation:

N/A; this is going directly to Council following the Public Hearing.

LANCASTER COUNTY
PRIORITIZED COMMUNITY NEEDS
FEBRUARY 2016

Lancaster County held a Needs Assessment Public Hearing on Monday, January 25, 2016. As a result of the hearing the, community needs affecting low and moderate income persons in Lancaster County were identified. The following lists the top priority community needs of Lancaster County:

1. Upgrade and extension of water and sewer services for low and moderate income areas, including the Kershaw Mill area, Erwin Farms area, Midway area, Dobson School area, and Emerald Estates area.
2. Upgrade facilities for the Department of Social Services, Health Department and other public agencies serving low and moderate income persons.
3. Renovation and preservation of the Lancaster historic jail.
4. Neighborhood revitalization activities in low and moderate income areas, including the Midway area, Dobson School area, Kershaw Mill area, Erwin Farm area, and Emerald Estates area to include the following:
 - Clearance and clean-up
 - Infrastructure upgrades to include, but not limited to, transportation, sidewalks, transit, water, sewer, gas, electrical, and communications to include Internet/ wireless/ broadband.
 - Housing rehabilitation
 - Activities to increase affordable housing
 - Job training and educational opportunities
 - Socioeconomic assistance
 - Franchised curbside solid waste collection in target areas
5. Upgrade library facilities throughout Lancaster County to meet community needs and expand workforce training and development.
6. Development of greenways and trails, including the Lindsay Pettus Greenway.
7. Promote economic development and job creation activities through provision of infrastructure to potential and expanding businesses and industries and through the provision of Workforce Development Training to residents and industries through direct county grant match funding and provision of in-kind services.
8. Construct permanent EMS and fire stations where needed to replace mobile and/or inadequate facilities.
9. Improve transportation between Lancaster's three municipalities, City of Lancaster, Town of Heath Springs, and Town of Kershaw, including highway (US 521) and rail (L&C Railway) modes of transportation.
10. Add turning lanes for the Andrew Jackson middle and high schools and the Buford elementary and middle schools.
11. Improve transportation between the City of Lancaster and Buford Community (SC 9 South).

12. Locate recreational, social service agency and county agency facilities in the northern panhandle of the county. This would put these services within closer proximity to the people who use them and eliminate the need for driving into the City of Lancaster.
13. Seek funding to address housing needs, to include rehabilitation, affordable housing and down payment and closing cost assistance.
14. Undertake activities to promote fair housing opportunities for all citizens.



State of South Carolina
Department of Mental Health

MENTAL HEALTH COMMISSION:

Alison Y. Evans, PsyD, Chair
Joan Moore, Vice Chair
Beverly Cardwell
Jane B. Jones
Everard Rutledge, PhD
J. Buxton Terry
Sharon L. Wilson

STATE DIRECTOR

John H. Magill

Catawba Community

Mental Health Center

448 Lakeshore Parkway, Suite 205

Rock Hill, SC 29730

Information: (803) 328-9600

Paul J. Cornely, PhD, MPH, Executive Director

January 25, 2016

Mr. Steve Willis
County Administrator
County Council Office
PO Box 1809
Lancaster, SC 29721

Dear Mr. Willis:

At the December 16, 2015 Catawba Community Mental Health Board Meeting, the Board members voted unanimously to recommend the appointment of Ms. Deborah Boulware to the Board. A copy of her Application for Service is attached as well as copy of her Governor's Application for Boards and Commissions.

It is suggested that Ms. Boulware be appointed to fill the seat of Ms. Libby Sweatt-Lambert, who resigned in July 2009. The Board also recommends that Ms. Boulware be appointed for a full four year term. If you have any questions or need additional information, I can be reached at 803-323-0016 or by e-mail at ess58@scdmh.org.

Thank you for your assistance.

Sincerely,

Elizabeth S. Schrum
Administrative Assistant
Catawba Community Mental Health Board

MISSION STATEMENT

To support the recovery of people with mental illnesses.



Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor:

Department: **Lancaster County Sheriff's Office**

Date Requested to be on Agenda: **02/08/2016 (or earliest meeting)**

Issue for Consideration:

The sheriff's Office has been awarded a Traffic Unit grant funded through the South Carolina Department of Public Safety (Office of Highway Safety). This grant is for \$219,799.00

Points to Consider:

As part of the five year plan for the Sheriff's Office we have ask for a Traffic Unit. This unit would enforce the traffic laws of this state in areas where we have the most crime and traffic related issues. We also get complaints each day from citizens about traffic related crimes and our officers rely on the SC Hwy. Patrol to respond, but have a delayed response time due to the manpower issue they have in this region. This service will only enhance the safety of our citizens in Lancaster County.

This grant **does not require a match** but will require us to keep the officers in place when the grant expires.

Funding and Liability Factors:

The only funding that will be expected will be any part of the salary that is over the allotted amount provided by the grant. The grant is paying \$37,500.00 a year for each officer. The officer will need to be placed in the band they fall under within the career ladder just approved. We will do a budget revision when all equipment is purchased to reallocate unused funds toward this expense so it doesn't cost the county any extra monies.

Council Options:

Recommendation:

FY 2015-2016

Lancaster County Community Relations Commission

Project Name
Community Relations

Client Name
Lancaster County

Project Manager
Community Relations
Committee

Prepared By
Kevan L. Waiters

Snapshot of Projects

Activity	Completed	Cost	FY-2015	
LC Fatherhood Project; Unity in Community	YES	\$800.00		
LC School Supply Drive	YES	\$1250.00		
LC CRC Dinner	YES	\$200.00		

Summary for 2016

The committee will continue monthly meetings. The Commission will add on to the 2015 projects, by assisting citizens to attain voter registration identifications. The committee will continue with the Lancaster Fatherhood project, the Lancaster County School Supply Drive and the end of the year committee dinner

Budget for 2016 - \$2250.00

Item			Notes
LC Fatherhood	\$800.00		Unity in the Community Cook-out
LC School Supplies	\$1250.00		11 Area Schools
LC Voter Reg. ID	Not assessed		Assist with voter reg. ID's
LC CRC Dinner	\$200.00		Committee Members

Health and Wellness Commission Annual Report

This Commission continues to support activities related to healthy eating and active living.

The sub-committee Eat Smart Move More (ESMM) continues to be the main activity group. Over this year the commission has supported several activities.

- Gave a scholarship to a runner in the Seth's 5k run.
- Supported a Health Fair and had a booth at the Seth's Run.
- Supported Seth's Run
- Supported raised gardening beds at A R Rucker Middle School.
- Support Community Garden

ESMM applied and received a J. Marion Sims Grant for \$50,000.00 for Disc Golf The grant will:

- Provide Disc Golf for every Middle School
- Provide Disc Golf at the Lancaster Recreation Department

The commission continues to partner and support the Pettus Greenway including the Tread Trails. Health and Wellness continues to provide the call in line of 803-313-9355 (WELL).

Respectfully Submitted

Vicki Hinson Chair

LCHC budgetary activities in 2015:

Andrew Jackson portrait – framed and matted
Guest registers (as needed per year)
Flags, staffs, toppers, rings & bases
Digital photo of portrait of Dr. J. Marion Sims (needed to create large portrait)
Portrait of Dr. J. Marion Sims, framed and matted
Fees to Tennessee Archives for copies of Andrew Jackson & Hanging Rock prints
Membership fees to CSCLHC (yearly expense)
Acrylic donations box (base provided by Creative Woods at no charge)
Ad for “Discover Lancaster” magazine (yearly expense)
1825 copy of Robert Mills map of Lancaster County, custom framed and matted
Various sized frames, special hanging hardware and rods for use on plaster walls
Stamps
Queen Ann cherry curio cabinet (for Jim Shore miniature historic LC houses donated)
Metal shelf brackets to replace clear acrylic ones (for more stability) in Queen Ann curio cabinet
Hasp & padlock for curio cabinet
Heavy duty 25’ drop cord to connect laptops when speaking events/presentations are held
Brass nameplates for displays
Plates, cups & napkins for refreshments at events at historic courthouse
Glass candleshades & brass candleholders (6) for the three mantels in historic courthouse
 (“period correct” beeswax candles were donated)
Punch bowl and base to be used for events at historic courthouse
Food and beverage items purchased to make refreshments for events at historic courthouse
Items purchased to submit nomination for “Award of Merit” to CSCLHC (we won)
Mannequins for military uniforms
Custom frame and mat for donated copy of “The Battle of Hanging Rock” signed and numbered
print (Comporium donated the print).

LCHC upcoming expenses for remainder of 2015 fiscal year:

Two to four small humidifiers (two more will be donated by Sun City History Club)
1823 jail cell door display base
Display base for mantel from kitchen of 1820s George Miller Tavern
Special hanging hardware for use on plaster walls
Custom display case for Friendship quilt top
SC historical marker for County Home (Poor House) Cemetery (work-in-process - not yet
finalized)
Consultation fees with folks from Brattonsville Historic Site regarding the completion of the 18th
century loom in museum

Melody Craig, LCHC
January 1, 2016

The Lancaster County Historical Commission and our county museum had an eventful year in 2015.

On March 31, 2015, we were notified by email that the LCHC had won the “Award of Merit” from **The Confederation of SC Local Historical Societies** for our restoration of the historic courthouse and for our museum.

Major donations to the museum in 2015 include the book **HISTORY OF CAMPAIGNS IN AMERICA 1780-1781** written in 1787 by Lt. Col. Banastre (“Bloody Ban”) Tarleton, commander of British troops at the Buford Massacre of May 29, 1780. This priceless item was donated by local historians Frank and Andee Steen of the Stoneboro community near Heath Springs.

We are awaiting the display of two original iron cell doors from the Robert Mills-designed 1823 Lancaster jail. The doors are a gift from Mrs. Bobby Catoe, whose late husband once served as a county commissioner from the Buford area.

Mr. James Morton, president of the J. Marion Sims Foundation, donated two beautiful quilts from the 1850s that were made by and belonged to his Perry ancestors of Lancaster County. The 1850 “Knot” quilt is currently displayed in one of our custom-made, locking display cases. The “Friendship” quilt was actually never quilted, but is a quilt top. It consists of twenty-five squares of appliqued floral designs bordered by red fabric with a floral design. Each square is individually signed and dated by ladies who lived in the Beaver Creek and Pleasant Hill sections of the county. The dates on the squares range from 1852 to 1858. One of the ladies who appliqued and signed a quilt square was Emily Perry, who also worked on the 1841 Invincibles militia flag that the LCHC had conserved and won an award for in 2005. In researching this quilt, it was thought to be a fund-raiser for Beaver Creek Baptist

Church, so this is why it was never quilted. It is also very large at 100" x 105" and we have yet to determine how we can display it in a manner to protect its fragile state. Mr. Morton also donated a framed appliqued square that was made and signed by Elaine Perry in 1856.

The family of the late Pete Arnold, former dean of USC-L, donated nine miniature replicas of historic homes and buildings that stand, or once stood, in Lancaster County. We were able to purchase a cherry curio cabinet from an antiques shop and did not need to have a custom case constructed for this display.

We plan to have a display about early county taverns, and were pleasantly surprised to have the mantel from the kitchen of the George Miller Tavern donated to the museum. This is the last tavern still standing in the county and its location is shown on the Robert Mills map of 1825. The tavern was in existence as early as 1820 when it was surveyed by J. Boykin and is located on Flat Rock Road, part of the "Great Wagon Road" used by settlers locating to this area from Pennsylvania and other states. The mantel is not yet on display.

The first record book of White Bluff school was donated to us by Linda Howell, former historian at Kings Mountain State Park. Linda's great-grandfather, A. Puett Jones, was the first school master at this school. It was located, and still stands as a residence, in the southeastern part of the county off Flat Creek Road/Hwy 903. It was started in January, 1886. Inside the book was a ribbon dated June 4, 1909 that was worn by a committee member (perhaps Mr. Jones) for the dedication on that date of the Confederate monument. Both these items are now displayed separately in locking display cases.

We had a number of Springs photographs donated to the museum from their archives in Fort Mill and have purchased frames, but they are not yet on display.

° Rep. Mandy Powers-Norrell donated a United States flag and a South Carolina state flag that flew over the SC State House and they are on display in the back corridor.

Dr. James Boykin donated some items from his practice, but we are awaiting a smaller picture of him that can be displayed along with the items.

We had two events at the historic courthouse museum during 2015. Mr. Lon Outen of the Camden Archives in Kershaw County did a presentation on the book he wrote about the southern part of Lancaster County, **A History of Lynches Forks and Extended Areas on Big and Little Lynches Rivers**. The LCHC served refreshments and Mr. Outen sold and signed a number of books after the event.

August 6, 2015 marked the 235th anniversary of The Battle of Hanging Rock. The LCHC, along with Andrew Jackson State Park, presented a program on that date at the historic courthouse which featured speaker John Allison of Columbia. Mr. Allison is a noted Revolutionary War researcher and is in charge of *The Hanging Rock Project*, an archaeological search of the battlefield. We had a record number of 71 attendees at this event and plans are to have a similar event in May, 2016 about the Buford Massacre of 1780, also known as The Battle of the Waxhaws. The LCHC served refreshments at this event as well.

We placed a locking acrylic donations box in the front corridor of the museum but have collected less than thirty dollars.

The museum was opened for a private tour after our normal hours of 10-2 on Mondays, Wednesdays and Thursdays for the Sun City History Club. Afterwards, the president of the group suggested they could possibly donate two humidifiers to the museum since moisture

has been detrimental to the courthouse walls and can be to the displays. We have been given permission to accept these, and the LCHC will vote at our next meeting to purchase two additional humidifiers so there will be one in each room, and possibly one or two for the corridors.

We plan to use part of our remaining budget for 2015 to pay for the display that is to be made for the jail cell doors. They are very heavy, thought to have been made by a blacksmith, and must be secured in a safe manner since the display will weigh over 1,000 pounds. We also need to have a secure display made for the tavern mantel, which will be located directly across from the jail door display in the back corridor. These expenditures will use most of the remaining funds in our budget. We may also need to order more special hardware, which is fairly expensive, for hanging pictures, since we cannot use nails in the plaster walls. In addition, a special custom display case will be needed for the Friendship quilt. It is also possible we will place a SC historical marker at the County Home (Poor House) Cemetery off Hwy 9 which will cost close to \$2,000. We also expect to have fees charged for consultation and completion of the 18th century loom in the museum.

The LCHC appreciates the support and the funding we have received from the county in the past, and respectfully request that we receive at least \$5,000 or more for 2016.

Melody Craig, Chairperson
District 6
Lancaster County Historical Commission
January 3, 2016

Indian Land Fire Protection District 2015 Annual Report

- 2015 accomplishments:
 - The Indian Land Fire Department responded to more than 600 calls. Calls have increased at an average rate of 20% per year over the past three years.
 - Five volunteer firefighters were added to the ILVFD increasing the total to 20.
 - The fire station was manned ten hours per day, five days per week with four career firefighters on duty (five full time positions).
 - The incident preplan system was implemented and placed into service. IPads containing preplans for commercial sites and location data from the 911 system are located in the response vehicles.
- The outlook for FY 2015-2016 spending is at budget.
 - Anticipated Revenue is \$495,000.
 - Planned spending includes the purchase of equipment for new pumper tanker truck
- Budget for FY 2016-2017
 - Estimated Revenue is \$546,000.
 - Total Budgeted Expenditures of \$546,000.
 - General Equipment costs of \$35,000 include purchase of equipment for new pumper tanker truck.
 - Special Projects costs of \$55,000 include construction of a storage / training facility, at a cost of \$45,000. This improvement is needed for proper storage of station vehicle and equipment, training props, and use as a training area.
- Future Needs/Goals
 - Purchase a ladder truck
 - Acquire land for two substations – one around Shelly Mullis and the other around Walnut Creek Park/Hwy 75. Ideally, land would be donated by a developer.
 - Build two substations.
 - Hire additional personnel as needed to meet the increasing demand for service.
- Challenges
 - To maintain the current ISO 6 rating in view of the increasing road miles and growth in demand for service in the fire district.
 - The effective integration of paid and volunteer firefighters continues to be a top priority. We will continue to seek resolution of issues in this area that are surfaced. To date, the issues that have been surfaced have not been resolved.

Yearly report to County Council

year 2015

During the past year, the Planning Commission heard the following cases:

Rezoning= 16 (some had mulible hearings)

Sub-division applications= 8 (some of these heard multiple times)

Development agreements=Covington Dev.

Avondale

Ansely Park

(some of these had multible hearings)

PDD#26 (US Trust-Collins Rd.) 3 hearings

PDD# 27(Avondale) appro. 11 hearings

UDO Text Admendments= 4

RNC(road name changes-per application of Lancaster Co. 911 communication)= 25

Along with these cases, a moratorium on rezoning North of Hwy. #5 , was put in place, which slowed rezonings temporarily, but I am sure we can expect a number of request, when the moratorium is lifted.

During the year, the re-write of the UDO has been in progress, with a number of workshops and public meetings for input from commissioners and public. We hope to have the re-write complete, through Council, by end of the first quarter of 2016.

Through the Planning Dept. budget, each Commissioner as given membership in the American Planning Assoc., which has provided helpful information through publication and web cast. Our thanks to Ms. Karagounis for this.

During the year all Commissioners, with one exception, have completed all required orientations and continuing education, per state requirements.

All Planning Commission meetings were posted and advertised as required by the Freedom of Information Act

As Chairman of the Lancaster County Planning Commission, I would take the liberty to speak

for the entire Commission, to thank the Planning Dept. Director and staff, for their assistance and guidance through the year.

To the Lancaster County Council, we want to thank each of you for your support and commitment to the Planning Commission.

Respectively submitted

 Chairman
Lancaster County Planning Commission



January 20, 2016

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Mr. Steve Willis
County Administrator, Lancaster
101 N. Main St., 2nd Floor
Lancaster SC 29721

Dear Mr. Willis:

Time Warner Cable's agreements with programmers and broadcasters to carry their services and stations routinely expire from time to time. We are usually able to obtain renewals or extensions of such agreements, but in order to comply with applicable regulations, we must inform you when an agreement is about to expire. The following agreements are due to expire soon, and we may be required to cease carriage of one or more of these services/stations in the near future: WPDE (SD & HD), WPDE D2, WACH (SD & HD), WACH D2, WCIV (SD & HD), WCIV D2 (SD & HD), WCIV D3, WTAT (SD & HD), WTAT D2, WTGS (SD & HD), Azteca America, YouToo, RFD HD, Pivot, HBO (SD & HD), HBO West (SD & HD), HBO2 (SD & HD), HBO2 West, HBO Signature (SD & HD), HBO Signature West, HBO Family (SD & HD), HBO Family West, HBO Comedy (SD & HD), HBO Comedy West, HBO Zone (SD & HD), HBO Zone West, HBO Latino (SD & HD), HBO Latino West, HBO On Demand, Cinemax (SD & HD), Cinemax West (SD & HD), MoreMAX (SD & HD), MoreMAX West, ActionMAX (SD & HD), ActionMAX West, ThrillerMAX (SD & HD), ThrillerMAX West, OuterMAX (SD & HD), MaxLatino (SD & HD), 5StarMAX (SD & HD), MovieMAX (SD & HD), Cinemax On Demand, TV One (SD & HD), NHL Network (SD & HD), ReelzChannel (SD & HD), ShopHQ/EVINE Live (SD & HD), POP/TVGN (SD & HD), Music Choice On Demand and Music Choice (channels 1900-1950).

From time to time, Time Warner Cable makes certain changes in the services that we offer in order to better serve our customers. The following changes are planned:

On or after January 19th, the following multicast station on Digital Broadcast/Starter TV may be available in Hilton Head and Sun City: WGSB This TV.

H2 Network may be replaced by Vice Channel on or around February 29, 2016.

On or after March 1st, the following multicasts may be added to Digital Broadcast: WOLO This TV channel 1241 (Columbia DMA), WCCB Antenna TV channel 1261 (Cheraw and McBee).

The new services listed below cannot be accessed on CableCARD-equipped Unidirectional Digital Cable Products purchased at retail without additional, two-way capable equipment: None at this time.

For more information about your local channel line-up, visit www.twc.com/programmingnotices.

If you have any questions or concerns, please do not hesitate to call me at 803-251-5320.

Sincerely,

Ben Breazeale
Director of Government Relations
Time Warner Cable, South Carolina

Debbie Hardin

From: Steve Willis
Sent: Tuesday, February 02, 2016 1:37 PM
To: Bob Bundy; Debbie Hardin
Subject: RE: New officers on LancasterSWCD Board

Debbie,

Please include in Council Correspondence.
Thanks,
Steve

From: Roberts, Amanda - NRCS-CD, Lancaster, SC [<mailto:Amanda.Roberts@sc.nacdnet.net>]
Sent: Tuesday, February 02, 2016 12:24 PM
To: Bob Bundy; Debbie Hardin; Steve Willis
Subject: New officers on LancasterSWCD Board

Ok last night during our board meeting they voted on new officers. (4 year term)

Joe H Ghent, Jr- Chairman
Phil Cleveland- Vice Chairman
Nancy Fleming- Secretary/ Treasurer
Gary Moore- Commissioner
Bill Ardrey- Past Chairman



Amanda Roberts, District Manager
Lancaster Soil & Water Conservation District
PO Box 2274
Lancaster, SC 29721
Office Phone: 803-286-4455, NEW- extension 100
Cell Phone: 803-246-2004
Fax: 1-855-589-9004
NEW- Email: amanda.roberts@sc.nacdnet.net
Website: www.lancasterswcd.com

All programs and services of the Lancaster Soil and Water Conservation District are offered on a non-discriminatory basis without regard to race, color, age, gender, national origin, religion, handicap or marital status.



January 27, 2016

Mr. Steve Willis, County Administrator
Lancaster County
Post Office Box 1809
Lancaster, South Carolina 29721

Dear Mr. Willis, *Steve,*

I serve as the Executive Director for the South Carolina Battleground Preservation Trust, a land trust that preserves historic sites in South Carolina. We have made an offer, which has been accepted, to purchase 46.76 acres of property on Rocky River Road from Hopewell United Methodist Church. This significant historic property contains part of the battlefield for the Revolutionary War Battle of Waxhaws, fought on May 29, 1870.

We are applying for a grant through the South Carolina Conservation Bank to help fund this purchase and the terms of the grant application require us to notify adjoining property owners of the intent of the buyer. Funds from the Conservation Bank would be used with funds from two other sources to complete this purchase. As a property owner adjoining this property, my purpose in writing is to notify you of our purchase of the property and our grant application to fund this purchase.

It is our intent to preserve this site as green space and ensure the permanent protection of this significant historic site. Once we complete this purchase, easements and deed restrictions will ensure that this property remains a public park in perpetuity. As a neighboring property owner, I would be pleased to speak with you about the Battleground Trust and our interest in the site. Please feel free to contact me at 843-743-8281 or dbostick@scbattlegroundtrust.org should you have any questions. I will attempt to contact you as well.

Sincerely,


Douglas W. Bostick
Executive Director / CEO

South Carolina Battleground Preservation Trust, Inc.
Post Office Box 80668
Charleston, South Carolina 29416-0668
843-743-8281

MEETINGS & FUNCTIONS – 2016

DAY/DATE	TIME	FUNCTION/LOCATION
Monday February 8 th	6:30 p.m.	Regular Council Meeting
Tuesday, February 9 th	8:00 a.m.	Public Safety Committee Council Conference Room
Tuesday, February 9 th	9:00 a.m.	Economic Development Structural Committee Council Conference Room
Tuesday, February 9 th	3:00 p.m.	Infrastructure and Regulation Committee Council Conference Room
Thursday, February 11 th	4:30 p.m.	Administration Committee Council Conference Room
Saturday, February 13 th	7:30 p.m.	The Marshall Tucker Band USCL Performing Arts Center – Bundy Auditorium
Wednesday, February 17 th Thursday, February 18 th	All Day	SCAC Mid Year Conference SCAC Institute of Government
Monday, February 22 nd	6:30 p.m.	Regular Council Meeting
Tuesday, February 23 rd	8:00 a.m.	Economic Development Structural Committee Council Conference Room
Monday March 14 th	6:30 p.m.	Regular Council Meeting
Tuesday, March 15 th	8:00 a.m.	Public Safety Committee Council Conference Room
Tuesday, March 15 th	9:00 a.m.	Economic Development Structural Committee Council Conference Room
Tuesday, March 15 th	3:00 p.m.	Infrastructure and Regulation Committee Council Conference Room
Thursday, March 17 th	4:30 p.m.	Administration Committee Council Conference Room
Monday March 21 st	6:30 p.m.	Regular Council Meeting

LANCASTER COUNTY STANDING MEETINGS

The Tuesday following 1st Council meeting (most of the time it is the 2nd Tuesday)
8:00 a.m.... Public Safety Committee
 The Tuesday following the 1st Council meeting (most of the time it is the 2nd Tuesday)
3:00 p.m. ... Infrastructure and Regulation Committee
 The Thursday following the 1st Council meeting (most of the time it is the 2nd Thursday)
4:30 p.m. ... Administration Committee
 1st Thursday of each month7:00 p.m. ... Fire Commission, Covenant Street EOC Building
 2nd and 4th Tuesday of each month9:00 a.m. ... Development Review Committee, Council Chambers
 2nd Tuesday of each month.....6:30 p.m. ... Zoning Appeals Board, County Council Chambers
 2nd Tuesday of each month.....6:30 p.m. ... Recreation Commission, 260 S. Plantation
 Last Tuesday of each month (Every other month – Beginning with Feb.) 6:00 p.m. Library Board, Carolinian Room, Library
 2nd Wed (Jan/March/May/July/Sept/Nov).....11:45 a.m... Health & Wellness Comm., various locations
 2nd Tuesday6:00 p.m. ... Historical Commission, Library Conference Room
 3rd Thursday of each month6:30 p.m. ... Community Relations Commission, County Council Chambers
 1st Thursday of each month5:00 p.m. ... Planning Commission work session, County Council Chambers
 3rd Tuesday of each month6:30 p.m. ... Planning Commission, County Council Chambers