

Lancaster County Council Regular Meeting Agenda

Monday, July 18, 2016

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

1. **Call to Order – Chairman Bob Bundy** 6:30 p.m.
2. **Welcome and Recognition – Chairman Bob Bundy**
3. **Pledge of Allegiance and Invocation – Council Member Larry Honeycutt**
4. **Approval of the agenda** *[deletions and additions of non-substantive matter]*
5. **Special presentations**
 - a. Employee of the Quarter – Jennifer Collins - *Chairman Bob Bundy*
6. **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]*
7. **Consent Agenda**
 - a. Minutes of the June 27, 2016 Council Meeting – *pgs. 5-15*
8. **Non-Consent Agenda**
 - a. **Resolution 0926-R2016 approving the acquisition of land for the siting of Public Safety Communications Radio Towers** . (Favorable recommendation – Public Safety Committee)
Steve Willis – pgs. 16-19
 - b. **1st Reading of Ordinance 2016-1403 regarding a Moratorium**
Ordinance Title: An Ordinance to impose a Moratorium on the acceptance and processing of applications for district boundary amendments to the Unified Development Ordinance of Lancaster County in the area of the county north of Highway 5. (Favorable recommendation – I&R Committee) *John Weaver and Penelope Karagounis – pgs. 20-23*

c. 1st Reading of Ordinance 2016-1408 regarding Stormwater

An ordinance to establish a Storm water Management Utility for the purpose of planning, designing, constructing, funding and maintaining stormwater management, sediment control and flood control programs, projects and facilities and reviewing and approving stormwater management and sediment control plans for land disturbing activities and providing for the administration and enforcement thereof. *John Weaver – pgs. 24-34*

d. 1st Reading of Ordinance 2016-1409 regarding Stormwater fees

Ordinance Title: An ordinance relating to the imposition of Stormwater Utility Fees, providing for the classification of real property subject to such fees, establishing the amount of the Stormwater Utility Fees and providing for the use of such fees by the Stormwater Management Utility of Lancaster County. *John Weaver (this document to be provided under separate cover)*

9. Public Hearing

- a. Local Hospitality Tax – (Ordinance 2016-1402) Note: This was advertised for a public hearing on July 18, 2016. The 2nd Reading will be held on August 8, 2016 with another opportunity for a public hearing. *Steve Willis – pgs. 35*
- b. Walnut Creek – (0923-R2016). Note: This Resolution requires a Public Hearing only. Resolution 0923-R2016 passed unanimously on June 13, 2016. *John Weaver – pgs. 36-49*

10. Discussion and Action Items

- a. Motion to Rescind the Motion to Rescind Ordinance 2015-1386. (rezoning several parcels on Harrisburg Road) - Jack Estridge
{2nd Reading failed by 3-4 vote on 1/11/16. Motion to Rescind passed 4-3 on 6/13/16}
- b. Motion to Rescind the Motion to Renew Ordinance 2015-1369 (establish the Avondale PDD-27) – Jack Estridge
{1st Reading passed 6-1 on 12/14/15; 2nd Reading never acted upon on 1/11/16; Motion to Renew Ordinance 2015-1369 passed 6-1 on June 13, 2016}
- c. Motion to Rescind the Motion to Renew Ordinance 2015-1370 (Avondale Development Agreement) – Jack Estridge
{1st Reading passed 7-0 on 12/14/15; 2nd Reading never acted upon on 1/11/16; Motion to Renew Ordinance 2015-1370 passed 6-1 on 6/13/16}
- d. Community Oriented Policing (COPS) Grant - budgeted through grants match fund. *Sheriff Faile – pgs. 50-76*

- e. Board and Commissions - *Debbie Hardin – pgs.77*
 - 1. *County Transportation Commission (CTC) member nomination*
 - 2. *Board Vacancies*
 - 3. *Pleasant Valley Fire Fee District Board member appointment*

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

- a. Resolution 0911-R2016 regarding the use of funds from the sale of 3888 Chester Highway - *deferred at the 2-22-16 meeting*
- b. 3rd Reading of Ordinance 2016-1393 regarding enlarging the Walnut Creek Improvement District - *held to redo resolution/ public hearing*
- c. 2nd Reading of Ordinance 2016-1402 regarding a Local Hospitality Tax – *held 2nd Reading for more information regarding time lines and estimated operational cost estimate for a sports complex.*

12. Miscellaneous Reports and Correspondence – pg. 78-108

- a. Letter regarding a Motion to Rescind by Councilman Jack Estridge
- b. Annual DHEC grants for waste oil and tire grants
- c. Assistance to Firefighters Grant applications (McDonald Green and Rich Hill Fire Departments)
- d. Capital Project Sales Tax roads update

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

14. Executive Session

- a. Legal briefing regarding a potential litigation matter – SC Code §30-4-70(2)
- b. Economic Development matter regarding Project 9 - SC Code §30-4-70(5)
- c. Discussions incident to a proposed contractual arrangement SC Code §30-4-70(2)
- d. Personnel matter – discussion of a person regulated by a public body - SC§30-4-70(a)(1)

Upon returning to open session, action may be taken on the items discussed during executive session.

15. Calendar of Events – pg.109

16. 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.mylancastersc.org

Agenda Item Summary

Ordinance # / Resolution#: N/A – Agenda Item
Contact Person / Sponsor: Steve Willis
Department: Administration
Date Requested to be on Agenda: July 18, 2016

Issue for Consideration:

Request for item to be on the agenda for the July 18, 2016 Council meeting.

Points to Consider:

At the June 27th Council meeting Councilman Estridge made the following statement:

Mr. Chairman, Listening here tonight to what all was said, especially Ms. Tanner, I think the only way to guarantee that PDD-21 is in complete compliance with State Law, Ordinance 650, the Master Plan, and the UDO is to amend the Preliminary Plan of Ansley Park. I would like to give Notice so I may be on the July Action Item Agenda for a Motion to Amend or for Reconsideration the February 9, 2016 Preliminary Plan approval SD-016-001 Ansley Park.

Preliminary plan documents are reviewed and considered by the Planning Commission, not by County Council. Council may receive an informational copy when considering action Council must take but County Council does not approve or disapprove the Preliminary Plan for any location. Since Council has never approved the Preliminary Plan for Ansley Park there is no Council action to amend or reconsider.

Council may vote to request the Planning Commission review an action they took but the decision to undertake or not undertake any review would rest with the Planning Commission and not County Council. The Planning Commission approved the Preliminary Plan in case SD-016-001 on February 16th by a 5 to 2 vote.

Funding and Liability Factors:

N/A

Council Options:

To amend the agenda to request the Planning Commission undertake a review of the Preliminary Plan for SD-016-001 or to not amend the agenda. I would defer to the County Attorney but I am of the opinion that amending the agenda is not a problem with FOIA since Council is merely asking for a review to be considered and not taking any formal action on the matter.

Staff Recommendation:

None; Council's discretion.

Committee Recommendation:

This item has not been reviewed by a Standing Committee.

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, June 27, 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, Veronica Thompson, 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 meeting to order

Chairman Bob Bundy called the 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 Larry McCullough led the Pledge of Allegiance to the American Flag and provided the invocation.

Approval of the agenda

Larry Honeycutt moved to approve the agenda as written. Seconded by Charlene McGriff. Passed 7-0.

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Learning Lancaster Graduation

The Clerk to Council explained that Learning Lancaster was a free 9-week civics course offered to the citizens of Lancaster County. Some of the topics were Form of Government, County Budget, Taxes, Growth, Law Enforcement and Public Safety Communications, Fire Service, Emergency Management, EMS, Clerk of Court, Solicitor, Public Defender, Roads and Bridges, CTC, Solid Waste Recycling, Fleet Operations, Coroner, Airport, Library and Veterans Affairs. Twenty-four people participated and completed the course.

Special presentations

Chairman Bob Bundy and Hal Hiott, Recreation Director, recognized Mr. Booby Olsen with a metal Thumbs Up award for a job well done with the Eagle Scouts project at the Buford Battleground.

Sheriff Faile presented Deputy Back with the Lifesaving Award for pulling a man out of a burning vehicle.

Citizens Comments

The following citizens spoke regarding the Animal Shelter

Wanda Johnson, 1098 Honeycomb Drive, Lancaster
Mary Reimers, 2007 Green Peach Road, Lancaster
Doris Macomson, 718 Will Jones Circle, Catawba
Sarge Douglas, 2306 Ebenezer Road, Rock Hill (comments attached as schedule A)
Meta Wasson, 9823 Black Horse Run, Indian Land
Janine Gross, 15155 Legend Oaks Court, Indian Land

The following citizens spoke regarding the Ansley Park (PDD 21)

Gary Holland, 8728 Collins Road, Indian Land (comments attached as schedule B)
Melvin Stroble, 1203 E. Arrow Lake Road, Indian Land
Jane Tanner, 7041 Whittingham Drive, Indian Land (comments attached as schedule C)
Wanda Rosa, 86614 Arrington Road, Lancaster
Phyllis Skylar, 2087 Clover Hill Road, Indian Land (comments attached as schedule D)
Lynn Jakub, 1106 Tanner Crossing Lane, Indian Land
Waylon Wilson, 15117 Legend Oaks Court, Indian Land

The following citizens spoke regarding other topics:

Wanda Rosa, 86614 Arrington Road, Lancaster, spoke regarding Avondale Development.

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Kristen Blanchard, 704 Mayfield Court, Fort Mill, SC 29715, spoke on behalf of the Chamber of Commerce regarding the hospitality tax.

Consent Agenda

Larry Honeycutt moved to approve the Consent Agenda items a, b, c, d, and e. Seconded by Charlene McGriff. Passed 7-0.

- a. Minutes of the June 13, 2016 Council Meeting
- b. 3rd Reading of Ordinance 2016-1400 regarding adoption of 2015 Building Codes
- c. 3rd Reading of Ordinance 2016-1396 – Transfer of 10 acres located in the 600 block of Marion Street to the Town of Kershaw
- d. 3rd Reading of Ordinance 2016-1397 – Transfer of approximately 00.42 acres of land to the Lancaster County School District
- e. 3rd Reading of Ordinance 2016-1401 Procurement Code

Non-Consent Agenda

Resolution 0924-R2016 – A Resolution approving the lease of the land from Duke Energy for additional amenities at the Springs Park Boat landing.

Charlene McGriff moved to approve Resolution 0924-R2016. Seconded by Brian Carnes. Passed 7-0

3rd Reading of Ordinance 2016-1398 regarding the FY2016-2017 Budget

Ordinance Title: An Ordinance to appropriate funds and approve a detailed budget for Lancaster County for the fiscal year beginning July 1, 2016 and ending June 30, 2017 (FY 2016-17); to set millage rates for the levy of ad valorem taxes; to approve a schedule of taxes, fees and charges for FY 2016-17; and to provide for matters related thereto.

Kimberly Hill discussed the changes to the 3rd Reading Ordinance as recommended by the Administration Committee in the table as follows:

Fund	Change	Additional Funds
General Fund	EMS 8 sinkhole will need to be taken care of. Recommend funding through fund balance.	\$350,000
	The library received additional lottery money. It has also received an additional allocation from the state for next	\$69,095

	year (about \$20,000) above prior years. We will not have all expenses complete on the convenience site by June 30. We will have to move that money forward to complete.	\$334,135
Capital Projects Sales Tax 1	Currently only Tax 2 is on the ordinance. The Clerk of Court will be unable to procure all the Courthouse money by the end of the Fiscal Year and the remaining amount will need to be carried forward.	\$2,076,679
Debt Service	We have updated debt service numbers and a final millage rate.	-\$29,950
CTC	Additional revenue from the state	\$950,000

Ms. Hill also noted that the Solicitor, Public Defender and Soil and Water have also asked for staff salary increases totaling \$28,823, which would affect the General Fund. The Administration Committee made no recommendation regarding this increase.

Brian Carnes moved to approve 3rd Reading of Ordinance 2016-1398. Seconded by Charlene McGriff.

Larry Honeycutt moved to amend Ordinance 2016-1398 to include the recommended items included in the table. Seconded by Charlene McGriff. Passed 7-0.

Larry Honeycutt moved to amend Ordinance 2016-1398 approving the allocation for staff salary increases to the Solicitor, Public Defender and Soil and Water totaling \$28,823. Seconded by Charlene McGriff. Passed 7-0.

Council voted on the main motion to approve 3rd Reading of Ordinance 2016-1398 as amended. Passed 7-0.

3rd Reading of Ordinance 2016-1399 regarding an amendment to the Financial Policy to reflect new fund balance limits

Ordinance Title: An Ordinance to amend Article 6 Budget Reserves, Sections 6.101 and 6.102 of the Financial Policies and Procedures for the county, relating to fund balances, so as to update the section to reflect new standards promulgated by the Government Finance Officers Association.

Brian Carnes moved to approve 3rd Reading of Ordinance 2016-1399. Seconded by Charlene McGriff. Passed 7-0.

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Discussion and Action Items

Discussion regarding Ordinance No. 1099.

Councilman Jack Estridge stated that we have a Procurement Code, which contains Section 2-289 Disposal of Real Property Procedures and 2-296 Acquisition of Real Property Procedures and Section 2-254 regarding legal counsel contract review and other duties to provide legal counsel to the procurement officer to review the terms. He further stated that we are bound to follow those regulations no matter if we are buying, selling or swapping properties. If buying Council must approve the purchase after getting an environmental assessment of a certified appraiser. If selling Council must consider it surplus before we start talking about selling. Council voted to allow Mr. Weaver to proceed with the outlined plan on May 23, 2016. Mr. Estridge requested that the I&R Committee also be included in any proceedings dealing with real property before we get to far down the path.

Jack Estridge moved to authorize the I&R Committee along with the County Attorney to proceed with the outlined plan discussed during the May 23 Executive Session. Seconded by Larry McCullough. Passed 5-2. Larry Honeycutt and Steve Harper opposed.

The Highway 521 & Recreation Center at Collins Road is the property that was discussed at the June 13, 2016 meeting. John Weaver noted currently, there are no contacts on the matter and it will go to the Planning Commission, I&R Committee, Administration Committee and then to Council before any action is taken.

Motion to Rescind the Ansley Park Development Agreement.

Jack Estridge stated that he was placed on the Action Item Agenda to make a Motion on Ansley Park and he had intended to make a Motion to Rescind, however, in light of this new information and staff not being able to locate anything that he had asked for he is not prepared to make that motion. He further stated that until he gets all of the information and has time to examine it he requested that his Motion to Rescind the November 23, 2015 approval of 1378 Ansley Park Development Agreement be deferred until the July 18th agenda.

Chairman Bundy asked Councilman Estridge what items he needed.

Councilman Estridge stated that he believes Mr. Weaver included the information in his package. He further stated listening here tonight to what all was said by the citizens, the only way to guarantee that PDD 21 is in complete compliance with state law, Ordinance 650, the Master Plan and the UDO is to amend the Preliminary Plan of Ansley Park. He also wanted to give notice so that he may be on the July 18, 2016 Action Item Agenda for a Motion to Amend or for Reconsideration of the February 9, 2016 Preliminary Plan approval SD-016-001 Ansley Park. He stated the he does not believe he needs a reason other than this is the way to correct this PDD

before houses, roads, and sidewalks are put in place. PDD-21 adopted in 2005 established vested regulations that are not included in this Plan and cannot proceed until the authority of the 2005 Master Plan Ordinance 650 are re-established. Forestar does not have to build a bridge and they can have two lot widths but they must be willing to align the main collector for future connectivity. He further noted that according to the current UDO there are some seven to ten sections that grant authority to the governing body (Council) to take such action.

Chairman Bundy asked for clarification from Councilman Estridge as to what he was requesting. Councilman Estridge stated moving his Motion to Rescind to the July 18 meeting and gave notice to have a Motion to Amend or Reconsider the February 9, 2016 decision of the Preliminary Plan Approval SD-016-001 Ansley Park.

Councilwoman McGriff asked what items has he not received from the staff in order to make the motion.

Councilman Estridge stated that he received a letter dated October 15, 2015 that raised questions about changes to the Ordinance #650 and he is asking for the notice of decision letter from Planning to Pulte Homes regarding the 2015 / 2013 Preliminary Plan Conditional approval. He stated that he has not received it.

Steve Harper made a motion to rescind the Ansley Park Development Agreement. Seconded by Brian Carnes. Passed 6-0. Jack Estridge abstained.

Steve Harper requested that our legal counsel give an update on the County's legal responsibility with this Development Agreement.

Charlene McGriff stated that legal counsel for the county, Mr. Weaver, put together information in the agenda package that we cannot break a contract. We have an obligation to abide by our contract to listen to our legal counsel.

John Weaver, County Attorney, stated in today's newspaper there is a two page article about Ansley Park, it is filled with all kinds of opinions and all kinds of statements and it is not complete and this is not the reporters problem but it is the conception that we have about taking about little pieces of information and saying this and saying that and what we come out with is ill founded talking points that are not accurate, concise or complete.

For the last nine months, we have talked about Ansley Park. Planning Commission, County Council and I have heard from various concerned citizens particularly in Indian Land. The Indian Land Action Council has gotten an attorney's opinion that is not accurate and is based on facts that he knows nothing about. He stated that he is not always right and always ready to admit wrong, but stated that with the help of the Planning Department has access to more documents than any person does in this county to address this issue. We have heard from citizens about this portion or that portion but nobody has been clear and concise. We have talked

about the letter dated October 15, 2015, and how it takes out the bridge and as the paper said we must have tricked County Council either on purpose or accidentally, because we put it in the Development Agreement. Mr. Weaver stated that he wrote the letter and it was signed by Mr. Willis. We had no discussion and no comments in this letter dealing with the bridge. This letter dealt with two minor changes. A bridge is a major change. The two minor changes were (through Mr. Willis's signature and the Administrative authority given in PDD 650) a reduction in the number of lots and amended lots sizes. This is all this letter does, it has no reference whatsoever to the bridge. As to rescinding of the Ansley Park Development Agreement, contained in your book are several pages of minutes highlighted of my comments as to why that should not be done. I put those in the book so that we would not have to go over everything again and I have not changed my opinion. I do not recommend that the Ansley Park Development Agreement be rescinded.

Mr. Weaver reviewed slides attached to these minutes as schedule E and explained as follows:

Slide 1 is the face of Development Ordinance 650, a 23-page document. He stated that this is not a development agreement. It is nothing more than a rezoning ordinance. The Developer is required to do nothing more than that which is called for in this document.

Slide 2 - there has been discussion that it should be considered as a contract with the county. He called attention to the last page of that document that was signed by the Chairman, Secretary of County Council, Mr. Sims the County Attorney and the Clerk, and nowhere on there is there the signature or the agreement of the Developer. The document does nothing more than tell the developer how he may develop the acreage known as Ansley Park.

Slide 3 is the letter that we have talked about for 9 months that you can generate \$41,000. That is the letter that they say obligates the developer to do all of these things. He stated that it meant nothing then and in his opinion, it means nothing now. It is nothing more than a draft. It has not been incorporated into the ordinance. Nowhere in the language of the ordinance is that information contained. If they have gotten the developer to sign the ordinance, perhaps there would be some argument that he was required to do that but that did not happen. It is nothing that requires this developer and nothing that the county can do to require any developer associated with this to carry out anything related to that letter.

Slide 4 – This is a highlighted portion from page two (2) in the Development Agreement. Mr. Weaver read the following “The Master Plan shall serve as the official map, showing the locations of all land use designations and the boundaries of such areas. The Master Plan is incorporated herein by reference. All development shall comply with the Master Plan as well as the provisions of this ordinance as established and as they may be amended under Section 7.”

Slide 5 – Ansley Park Preliminary Plan. This is what was in the paper and what everyone has referred to. What we seem to want to talk about more than anything is the bridge.

Mr. Weaver stated that by the time that this was passed by Council in 2005 and 2013 the whole acreage lay dormant. In October of 2013, Cisco Garcia and others came and wanted to develop the western side, that portion between Six Mile Creek and Highway 521.

Slide 6 – Mr. Weaver noted that he had colored Six Mile Creek in blue and in yellow is the Lancaster Highway leading northward to Charlotte. This subdivision relates only to the western portion of PDD-21. The plan shows no bridge across Six Mile Creek that would connect to the other side of Ansley Park, the eastern side that Forestar now owns. No reference whatsoever to the creek.

Slide 7 is nothing more than the face of the Planning Commission minutes. Those minutes pertain to Ansley Park II. There was a motion made by Mr. Holt and a second made by Mr. Pappas. There were five (5) conditions and those conditions said nothing about a bridge, although it was discussed substantially. The bridge was not a mystery, it was not a surprise, and it was not forgotten. It was not put into the motion. The motion had five conditions – open space, existing trees, a cul-de-sac, the amenity parking area and the requirement that there be no access on 521 from the commercial area. Therefore, because this was Planning Commissions approval of that plan, it did not have to come to Council, as it is their responsibility. There has been all kind of talk about how Planning Commission passed it on to the County Council, the County Council let it get by them, and they talked about Penelope's (Karagounis) letter and how Steve (Willis) snuck in the bridge. This never came to County Council and that is the important thing to remember when I talk about newspaper articles and people adding a little bit here and a little bit there.

So let us get back to the issue about the bridge, in 2013 the bridge was not included in that plan. In 2013, the bridge was neither included, nor excluded. Therefore, does that mean that the bridge was in there because it was not taken out in 2005 nor does it mean that it was not in there because it was not done by the Planning Commission. Which one is it – either in or out and that is the issue that we are all confronted with being addressed here.

Mr. Weaver referred to the next slide – slide 8 (which was previously shown to Council as slide 5). He stated that this is what we are talking about, the broken thick line that runs from Henry Harris Road over to 521. Particularly you can see to the left – the blue, Six Mile Creek and if there were a bridge that is where it would be in that blue coloring, it would connect Village C and Village E.

Slide 9 – “The Master Plan shall serve as the official map, showing the locations of all land use designations and the boundaries” - this is a 26 page document. How many times tonight have we heard the word connectivity – got to have that bridge to connect east to west. Got to have that connectivity. Collector road – I have read every word of this document. Nowhere in that document is the word connectivity ever written. That is the word that makes the bridge a

requirement. This word that requires the east side and the west side to be hooked together. That is the word that makes the bold dotted line across Six Mile Creek more than just a picture. It makes it a real collector road, if it is in this document. Nowhere in the document is the word connectivity used. The Master Site Plan is a conceptual plan for the development of the property. He defined conceptual as an adjective that means it is related or based on something that you have thought up mentally and have reduced it to writing. The Developer thought about what he wanted to do and reduced that plan or decision to a document, that map – the Master Site Plan, but it is not what is controlling.

Slide 10 –Mr. Weaver read the highlighted information from the Master Plan/PDD-21: “The Preliminary Master Plan, induces design concepts that illustrate the Petitioner’s intent in terms of overall development of the site. The Preliminary Master Plan is not intended to be used during the development review process to determine actual building locations, lot lines, details of the open space area design, land uses, villages, project components, entrance locations, or exact private street alignment. For specific regulations that guide the development of this project, please refer to PDD-21 ordinance.

Slide 11 – Mr. Weaver stated that unknown to him when putting this together, he was given an email from Mike Ey, who was the attorney for the County at that time, an email addressed to Penelope Karagounis dated April 4, 2013, six months before the Planning Commission considered that western portion. The email stated, *“I have looked through ordinance 650, PDD 21 and did not see anything about crossing Six Mile Creek.”*

Mr. Weaver noted in his opinion, he does not recommend that you rescind the Ansley Park Development Agreement for the reasons that he has now cited twice. Whatever the Planning Commission did in 2013 whether it was in or out does not make any difference – it is irrelevant because according to Ordinance 650, the ordinance talks about the land use and the boundaries, it talks about the dirt, and how far out it goes north, east, south and west. There never will be a bridge unless Council takes action to force it in there, but they cannot force it on the Development Agreement, that I am recommending stay in place.

Charlene McGriff asked that folks to stop assuming and noted that as Council members we have to go by the advice of our attorney. We have an ordinance in place and rules to go by and cant go by what should have been – just let it go.

Jack Estridge asked would it hurt the developer to align the road up so that one day there could be connectivity.

Larry Honeycutt discussed the Carolina Heelspliter and Six Mile Creek.

John Weaver updated Council that Forestar has not avoided the Heelspliter fees. They have a meeting the 26th of this month with Fish and Wildlife. He further stated that he received a letter

from their attorney, which was immediately passed on to the Fish & Wildlife. If Fish & Wildlife prevail, then they will be required to pay all fees, buy credits for that subdivision.

Monthly budget report.

Kimberly Hill presented the monthly budget report for May 2016.

Committee reports

Public Safety

Councilman Steve Harper reported that the Committee discussed the Animal Shelter at the June 14, 2016. He further reported that the new shelter manager would work toward new policies and procedures. Chairman Bundy stated that he had visited the Chesterfield County Animal Shelter and discussed setting 1-year, 3-year and 5-year goals. He informed everyone that changes will be made but will it not happen overnight. Steve Willis stated that the shelter assistant position has been posted. He further noted that the cat facility is being built as authorized by Council.

Infrastructure and Regulation

Councilman Honeycutt informed the Council at the June 14th meeting the Committee discussed storm water and Mr. John Gast, engineer from Keck & Wood was there to discuss the progress. They also discussed the lease to Duke Energy for Springs Park. He reported that the status of the Fleet Operations facility. He noted that MCON Construction is reviewing the plans and would have more information soon regarding this project.

Administration

Councilman Carnes stated that the Administration Committee discussed the social media policy, the Facebook page and the motor vehicle policy – which was deferred until the next meeting. He also thanked the Finance staff for a successful budget year.

Board and Commission appointments

Library Board member

Jack Estridge moved to appoint Margaret Gamble to the Library Board for an unexpired term ending June 30, 2019, representing District 6. Seconded by Larry McCullough. Passed 6-1. Larry Honeycutt opposed.

Charlotte Regional Partnership member

Brian Carnes moved to appoint Bob Bundy to the Charlotte Regional Partnership. Seconded by Charlene McGriff. Passed 7-0.

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Miscellaneous Reports and Correspondence

Letter regarding Motions to Rescind by Councilman Estridge

Chairman Bundy noted that we have motions from Councilman Estridge that will be considered at the next meeting.

Fox Hole verbal update

Steve Willis informed Council that the Indian Land Sheriff's Office Substation will be handling the issuance of permits. Jeff Catoe noted that permits may also be obtained by mailing in the form (as found on the website site www.mylancastersc.org) . Permits will be issued to Indian Land residents, one per household.

Executive Session

Brian Carnes moved to go into Executive Session to hear a personnel matter and two Economic Development matters. Seconded by Charlene McGriff Passed 7-0.

Charlene McGriff moved to come out of Executive Session. Seconded by Brian Carnes. Passed 7-0.

John Weaver stated that Council went into Executive Session to discuss a personnel matter, and two Economic Development matters where there were no votes taken and no decisions were made.

Steve Willis read into the record the cost benefit analysis numbers regarding Project 8 that was verified with the Department of Commerce. On the 5 year SSRC – 1st year cost benefit is \$33.53 to every dollar invested; year 2 and after \$50.22 for the six year SSRC.

Adjournment

Councilman Larry Honeycutt moved to adjourn. Seconded by Councilwoman Charlene McGriff. Passed 7-0.

Respectfully Submitted:

Approved by Council July 18, 2016

Debbie C. Hardin
Clerk to Council

Steve Harper, Secretary

Agenda Item Summary

Ordinance # / Resolution#: Resolution 0926-R2016
Contact Person / Sponsor: Chris Nunnery
Department: Public Safety Communications
Date Requested to be on Agenda: July 2016 Public Safety Committee - Review
July 18, 2016 Council Meeting

Issue for Consideration:

Acquisition of land for a radio tower.

Points to Consider:

Towers must be located in a relatively small area to provide proper radio coverage.

This would be a voluntary sale from the landowner.

The requirement for a land appraisal and Environmental Phase 1 report are waived since this will only be used as a tower site.

A copy of the plat is attached to the Resolution.

Funding and Liability Factors:

Five thousand dollars (\$5,000) for the one (1) acre site.

Council Options:

Approve or reject the Resolution.

Staff Recommendation:

Approve the Resolution.

Committee Recommendation:

Recommend approval.

NOTE: Even though we are waiving the formal appraisal on the property as it is just for a radio tower we were asked to get an estimated value on the parcel from the Assessor's Office. Based on comps from that area, here is what Eric advised:

Debbie, please pass this request from Steve on to County Council.

Concerning the 1 acre track, portion of TM 0072-00-007.00, to be used by the County for a communications tower, the Assessor's office would place a value of \$8,000 on a 1 acre track in this area of the county.

STATE OF SOUTH CAROLINA

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COUNTY OF LANCASTER

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RESOLUTION NO. 0926-R2016

A RESOLUTION

APPROVING THE ACQUISITION OF LAND FOR THE SITING OF PUBLIC SAFETY COMMUNICATIONS RADIO TOWERS.

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

Section 1. **Approval for Land Acquisition for Public Safety Radio Towers.**

Pursuant to plans funded through the Capital Project Sales Tax several public safety radio towers will be constructed in Lancaster County in partnership with the South Carolina Palmetto 800 radio system. Land for these towers will be acquired by Lancaster County. County Council hereby approves of this acquisition pursuant to County Code section 2-296.

Section 2. **Taxahaw Site.**

The Taxahaw Site is located at the intersection of Taxahaw Road and County Road 1405; a portion of tax map number 0072-00-007.00. Since this one (1) acre site is being procured for a radio tower and not a structure the requirement for a formal land appraisal and environmental Phase 1 report is hereby waived. The purchase price for the acre is five thousand dollars (\$5,000) and funded by the Capital Project Sales Tax. Plans for co-located antennas on this tower include a potential antenna for the Lancaster County Water and Sewer District.

Section 3. ***Further acts.***

The Council Chair, Council Secretary, Clerk to Council, County Administrator, County Attorney, Public Safety Communications Director and all other appropriate officials of the County are each authorized and directed to do any and all things necessary to effect the acquisition of the parcel.

Section 4. Effective date.

This Resolution is effective upon its adoption.

And it is so resolved, this 18th day of July, 2016

LANCASTER COUNTY, SOUTH CAROLINA

(SEAL)

Bob Bundy, Chair, County Council

Steve Harper, Secretary, County Council

ATTEST:

Debbie Hardin, Clerk to Council

Approved as to form:

John Weaver, County Attorney

Agenda Item Summary

Ordinance: 2016 - 1403

Contact Person / Sponsor: John Weaver

Department: County Attorney

Date Requested to be on Agenda: I&R Committee – July 12, 2016
County Council – July 18, 2016

Issue for Consideration: Whether or not it is appropriate for Council to consider enacting an ordinance that will create a new Moratorium for processing applications for district boundary amendments in Lancaster County north of Highway 5.

Points to Consider: Since mid-year 2015, a substantial portion of Lancaster County has been under a moratorium so as to allow the Planning Department to draft a new Unified Development Ordinance (UDO). The present UDO is eighteen (18) years old and in great need of updating because of the changing needs of Lancaster County in regards to land uses. The present ordinance (2015-1351) that commenced the moratorium expires on September 8, 2016. While great strides have been made in developing the particulars of the new UDO, time between now and September 8th will not permit the Planning Commission's and Council's full consideration of the massive document and passage of the adopting ordinance. Barring continuances, etc., it is anticipated that the following schedule most likely will be followed with the Planning Commission and Council:

Planning Commission – August 23, 2016

Council 1st Reading ----September 12, 2016

Council 2nd Reading ---September 26, 2016 (with Public Hearing)

Council 3rd Reading ---October 10, 2016

****The importance of this UDO matter and it having been presented periodically to full Council previously, there will not be a committee presentation prior to 1st Reading.**

Funding and Liability Factors: N/A

Council Options: Approve or reject the Ordinance.

Recommendation: The Planning Director and the Administrator recommend that the I&R Committee give favorable consideration to the moratorium ordinance and that Council pass the local legislation.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

ORDINANCE NO.2016-1403

AN ORDINANCE

TO IMPOSE A MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS FOR DISTRICT BOUNDARY AMENDMENTS TO THE UNIFIED DEVELOPMENT ORDINANCE OF LANCASTER COUNTY IN THE AREA OF THE COUNTY NORTH OF HIGHWAY 5

WHEREAS, on July 13, 2015, Council passed Ordinance 2015-1351, local legislation that established a moratorium on district boundary amendments in the area of the county north of Highway 5; and

WHEREAS, the purpose of Ordinance 2015-1351 was to allow Lancaster County to develop a new Unified Development Ordinance and Zoning Map to implement the Comprehensive Plan Guiding Principles, Plan Implementation and provide recommendations as to the appropriate land use, zoning district designations and development regulations for all properties; and

WHEREAS, notwithstanding diligent efforts by Lancaster County staff in meeting their responsibilities associated with the development of the new Unified Development Ordinance (UDO), the project has proven to be more complex and time consuming than originally contemplated and will require additional time to prepare the new UDO and Zoning Map necessary to adequately manage growth in both the urban and rural areas in Lancaster County, and

WHEREAS, in order to accomplish the stated goal of an updated Unified Development Ordinance with the development of new zoning district designations and development regulations, Council deems it necessary and appropriate to impose and extend the Moratorium, effective Friday, September 1, 2016, on the County's acceptance and processing of applications for district boundary amendments to the UDO for **all real properties located in Lancaster County north of the following boundary: from a point at the western boundary with York County along Highway 5 until its intersection with Highway 521, then preceding in a northeastern direction along Old Church Road until its intersection with the Union County, NC state line, then further northward to the North Carolina state line** for a period not to exceed four (4) months so as to preserve the status quo until the Planning Commission and Planning Department staff have completed their work and come forward with the recommendations called for in this ordinance.

NOW THEREFORE, by the power and authority granted to the Lancaster County Council by the Constitution of the State of South Carolina and the powers granted to the County by the General Assembly of the State, it is ordained and enacted:

1a. **New UDO and Zoning Map Initiated Provision for Recommendations.** The Lancaster County Planning Commission and Planning Department staff shall review and consider a new UDO and Zoning Map and make recommendations to County Council for new zoning district designations, development regulations and appropriate zoning necessary to adequately manage growth throughout the County.

1b. **Four (4) Month Moratorium Adopted.** Effective September 1, 2016, no applications for district boundary map amendments to the UDO shall be accepted and processed by the Planning Department staff for **all real properties located in Lancaster County north of the following boundary: from a point at the western boundary with York County along Highway 5 until its intersection with Highway 521, then proceeding in a northeastern direction along Old Church Road until its intersection with the Union County, NC state line, then further northward to the North Carolina state line** for a period of four (4) months (the "Moratorium") beginning September 1, 2016 as the effective date and not later than December 31, 2016 as the end date. The Moratorium is imposed in order to allow the Lancaster County Planning Commission and Planning Department staff time to conduct the work specified in Section 1a. above. The Moratorium shall not affect development in progress that has already received approval from County Council and shall not affect rezoning applications and development agreements that were submitted to the Planning Department as of Second Reading of Ordinance 2015-1351, that date being June 22, 2015. In the event of a natural disaster, the County Administrator may suspend the Moratorium to the extent necessary to protect and preserve the public health, safety and general welfare.

1c. **Termination of Moratorium.** As noted above, this moratorium shall not extend beyond December 31, 2016. However, in anticipation of the new UDO possibly being reviewed and recommended by the Planning Commission and, thereafter, being reviewed and passed by County Council, it is to be understood and is ordained that should passage of the UDO occur prior to December 31, 2016 then, in that event, the present Uniform Development Ordinance and Zoning Map under which Lancaster County now operates shall be automatically and simultaneously deemed to be voided and rescinded without the necessity of further action of Council.

2. **Severability:** If a Section, Sub-section, or part of the Ordinance shall be deemed or found to conflict with a provision of South Carolina law, or other pre-emptive legal principle, then that Section, Sub-section, or part of the Ordinance shall be deemed ineffective, but the remaining parts of this Ordinance shall remain in full force and effect.

3. **Conflict with Preceding Ordinances:** If a Section, Sub-section or provision of this Ordinance shall conflict with the provisions of a Section, Sub-section or part of a preceding Ordinance of Lancaster County, then the preceding Section, Sub-section, or part shall be deemed repealed and no longer in effect.

4. **Effective Date:** This Ordinance shall become effective on Third Reading.

AND IT IS SO ORDAINED

Dated 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:	July 18, 2016	Tentative
Second Reading:	August 8, 2016	Tentative
Third Reading:	August 22, 2016	Tentative

Agenda Item Summary

Ordinance # / Resolution#:	Ordinances 2016-1408 & 2016-1409
Contact Person / Sponsor:	Steve Willis
Department:	Administration
Date Requested to be on Agenda:	July 18, 2016

Issue for Consideration:

Ordinances related to MS4 - stormwater utility and fee.

Points to Consider:

The ordinances establish the stormwater utility and provide for a fee to fund the required activities.

The ordinances are still being finalized but a draft copy of the Utility ordinance is attached. The delayed DHEC approval of the plan and their enlarging the coverage area has caused issues in revising the plan.

I know some residents are unhappy with having a stormwater program and I would reiterate we never asked to do this but when we were ordered to do this we asked for a much smaller coverage area. In both cases DHEC made the decisions.

Funding and Liability Factors:

The fee ordinance should be finalized Friday and sent under separate cover. I do not anticipate having the actual fee data from the engineers until second reading. For the Indian Land and Pleasant Valley fire districts we had building data but no parking lot data which had to be calculated. For the area within the Charlotte Road – Van Wyck fire department we had no data.

Timing of these ordinances is a concern as the new fee will be included on the property tax bills. A delay in the ordinances could cause either delaying tax notices or having to fund the initial year of operation from the General Fund.

Council Options:

Approve or reject the ordinances.

Staff Recommendation:

Approve the ordinances.

Committee Recommendation:

The I&R Committee heard this in June and asked John Gast for additional information. As indicated above, timing is a concern and this is coming without a Committee recommendation.

STATE OF SOUTH CAROLINA

ORDINANCE NO.: 2016-1408

COUNTY OF LANCASTER

AN ORDINANCE

TO ESTABLISH A STORMWATER MANAGEMENT UTILITY FOR THE PURPOSE OF PLANNING, DESIGNING, CONSTRUCTING, FUNDING AND MAINTAINING STORMWATER MANAGEMENT, SEDIMENT CONTROL AND FLOOD CONTROL PROGRAMS, PROJECTS AND FACILITIES AND REVIEWING AND APPROVING STORMWATER MANAGEMENT AND SEDIMENT CONTROL PLANS FOR LAND DISTURBING ACTIVITIES AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF.

WHEREAS, Lancaster County is authorized by the South Carolina Constitution and the General Statutes of South Carolina to perform stormwater management in pursuit of its responsibility to protect and preserve the public health, safety, and welfare of the community and to protect the natural resources of the County; and

WHEREAS, Lancaster County is authorized by the South Carolina Constitution and the General Statutes of South Carolina to fund stormwater management programs, improvements, and activities through appropriately structured service charges upon properties and persons; and

WHEREAS, the South Carolina General Assembly adopted the Stormwater Management and Sediment Reduction Act S.C. Code Section 48-14-10, et seq. (the Act) which authorizes the establishment of a Stormwater Management Utility; and the South Carolina Land Resources Commission has promulgated comprehensive regulations under the Act which regulate implementation of the Stormwater Management Utility; and

WHEREAS, the federal Clean Water Act as amended by the Water Quality Act of 1987 (33 U.S.C 1251 et seq.), other amendments, and rules promulgated by the United States Environmental Protection Agency pursuant to the Act and its amendments place increased emphasis on the role of local governments in developing, implementing, conducting, and funding stormwater management programs which address water quality impacts of stormwater runoff; and

WHEREAS, the Lancaster County Council has determined that the continuing economic development of the County has created stormwater management problems in the County, and that the continued economic development of Lancaster County is itself dependent upon effective solutions to the stormwater problems; and

WHEREAS, the County has engaged a consultant to perform professional engineering and financial analysis of the County's stormwater management needs and the solutions available to the

County, and has received, reviewed, and considered the results of the consultant's analyses which identify stormwater management problems and needs, propose strategic program goals and priorities, and evaluate alternative funding opportunities; and

WHEREAS, the Lancaster County Council finds and concludes from the professional engineering and financial analyses that substantial stormwater management problems and funding needs exist; and

WHEREAS, the Lancaster County Council finds and concludes from the professional engineering and financial analyses that adequate, stable, and dedicated funding will be essential if the County is to meet its future stormwater management program operational, regulatory, and capital improvement needs; and

WHEREAS, it is the desire of the Lancaster County Council to proceed with the establishment, development, implementation, and operation of a utility dedicated specifically and solely to stormwater management, which shall be accounted for in the County budget as a separate enterprise accounting unit; and

WHEREAS, it is the desire of the Lancaster County Council to proceed with the establishment of funding methods appropriate to the stormwater management utility program.

NOW, THEREFORE by the power and authority granted to the Lancaster County Council by the Constitution of the State of South Carolina and the powers granted to the County by the General Assembly of the State, it is ordained and enacted that:

The County Code of Ordinances shall be amended by adopting a new Chapter, STORMWATER MANAGEMENT, as set forth below with the following being codified as Article ____.

ARTICLE ____ . STORMWATER MANAGEMENT UTILITY

Section ____ . *FINDINGS OF FACT.*

The County Council of Lancaster County, South Carolina makes the following findings of fact:

- (a) The professional engineering and financial analyses conducted on behalf of and submitted to the County properly assess and define the stormwater management problems, needs, goals, program priorities and funding opportunities of the County.
- (b) Given the problems, needs, goals, program priorities, and funding opportunities identified in the professional engineering and financial analyses submitted to the County, it is appropriate to authorize the establishment of a separate enterprise accounting unit which shall be dedicated specifically to the management, maintenance,

protection, control, regulation, use, and enhancement of stormwater systems in Lancaster County in concert with other water resource management programs.

- (c) Stormwater management is applicable and needed throughout the unincorporated portions of Lancaster County. Intense urban development in some portions of the unincorporated County has radically altered the natural hydrology of the area and the hydraulics of stormwater systems, with many natural elements having been replaced or augmented by man-made facilities. Other unincorporated areas of the County remain very rural in character, with natural stormwater systems predominating except along roads where ditches and culverts have been installed. As a result, the specific service, system, and facility demands differ from area to area in the County. While the County manages, operates, and improves stormwater systems and facilities in the rural as well as urban areas, the need for improved stormwater management is greatest in the urban areas and nearby. Therefore, a stormwater utility service area subject to stormwater service charges should encompass the entirety of the unincorporated portions of Lancaster County, and the service charge rate structure should reflect both the gross area of individual properties and the intensity of development that exists on said properties.
- (d) The stormwater needs in the unincorporated portions of Lancaster County include but are not limited to protecting the public health, safety, and welfare. Provision of stormwater management programs, systems, and facilities therefore renders and/or results in both service and benefit to individual properties, property owners, citizens, and residents of the unincorporated County and to properties, property owners, citizens, and residents of the unincorporated County concurrently in a variety of ways as identified in the professional engineering and financial analyses.
- (e) The service and benefit rendered or resulting from the provision of stormwater management programs, systems, and facilities may differ over time depending on many factors and considerations, including but not limited to location, demands and impacts imposed on the stormwater programs, systems, and facilities, and risk exposure. It is not practical to allocate the cost of the County's stormwater management programs, systems, and facilities in direct and precise relationship to the services or benefits rendered to or received by individual properties or persons over a brief span of time, but it is both practical and equitable to allocate the cost of stormwater management among properties and persons in proportion to the long-term demands they impose on the County's stormwater programs, systems, and facilities which render or result in services and benefits.
- (f) Lancaster County presently owns and operates stormwater management systems and facilities which have been developed, installed, and acquired through various

mechanisms over many years. The future usefulness and value of the existing stormwater systems and facilities owned and operated by Lancaster County, and of future additions and improvements thereto, rests on the ability of the County to effectively manage, protect, control, regulate, use, and enhance the stormwater systems and facilities in Lancaster County and with the management of other water resources in the County. In order to do so, the County must have adequate and stable funding for its stormwater management program operating and capital investment needs.

- (g) The County Council finds, concludes, and determines that a utility provides the most practical and appropriate means of properly delivering stormwater management services and benefits throughout the unincorporated portions of Lancaster County, and the most equitable means to fund stormwater services in the unincorporated area of the County through stormwater service charges and other mechanisms as described in the professional engineering and financial analyses prepared for the County.

Section _____. *ARTICLE DESIGNATION AND AUTHORITY.*

This article may be cited as the Stormwater Management Utility Ordinance of Lancaster County and is adopted pursuant to S.C. Code Sections 48-14-10, et seq., S.C. Code Section 5-7-30, and 26 S.C. Code Regulations 72-300 through 72-316.

Section _____. *DEFINITIONS.*

Unless the context specifically indicates otherwise, the meaning of words and terms used in this article shall be as set forth in S.C. Code Section 48-14-20, and 26 S.C. Code Regulation 72-301, mutatis mutandis.

- (a) **CUSTOMERS OF THE STORMWATER UTILITY.** Customers of the stormwater utility shall include all persons, properties, and entities served by and/or benefiting from the utility's acquisition, management, maintenance, extension, and improvement of the stormwater management programs, systems, and facilities and regulation of public and private stormwater systems, facilities, and activities related thereto, and persons, properties, and entities which will ultimately be served or benefited as a result of the stormwater management program .
- (b) **HYDROLOGIC RESPONSE.** The hydrologic response of a property is the manner whereby stormwater collects, remains, infiltrates, and is conveyed from a property . It is dependent on several factors including but not limited to the presence of the size and overall intensity of development of each property, its impervious area, shape, topographic, vegetative, and geologic conditions, antecedent moisture

conditions, and groundwater conditions. Extremely large properties naturally attenuate the discharge of stormwater during and following rainfall events.

- (c) **INTENSITY OF DEVELOPMENT.** In the context of stormwater runoff, the intensity of development of a property is influenced by the installation of impervious surfaces, grading and other alteration of the topography, removal of vegetation and natural surface water collection areas, the collection and channeling of stormwater runoff from the property, and other factors. Impervious surfaces are those areas which prevent or impede the infiltration of stormwater into the soil as it entered in natural conditions prior to development. Common impervious areas include, but are not limited to, rooftops, sidewalks, walkways, patio areas, driveways, parking lots, storage areas, compacted gravel and soil surfaces, awnings and other fabric or plastic coverings, and other surfaces which prevent or impede the natural infiltration of stormwater runoff which existed prior to development. The intensity of development may also influence the water quality of stormwater exiting a property and receiving waters to which stormwater is ultimately discharged, affecting its use and value to the community.
- (d) **STORMWATER MANAGEMENT SYSTEMS AND FACILITIES.** Stormwater management systems and facilities are those natural and man-made channels, swales, ditches, swamps, rivers, streams, creeks, branches, reservoirs, ponds, drainage ways, inlets, catch basins, pipes, head walls, storm sewers, lakes, and other physical works, properties, and improvements which transfer, control, convey or otherwise influence the movement of stormwater runoff.

Section _____. *ESTABLISHMENT OF A STORMWATER MANAGEMENT UTILITY AND ENTERPRISE FUND.*

- (a) There is hereby established a stormwater management utility within the Infrastructure and Regulation Division which shall be responsible for stormwater management programs throughout the unincorporated County, and which shall provide for the management, protection, control, regulation, use, and enhancement of stormwater systems and facilities.
- (b) The County Administrator shall establish a stormwater enterprise fund in the County budget and accounting system for the purpose of dedicating and protecting all funding applicable to the purposes and responsibilities of the stormwater management utility, including but not limited to rentals, rates, charges, fees, and licenses as may be established by the Lancaster County Council and other funds that may be transferred or allocated to the stormwater management utility. All revenues and receipts of the stormwater management utility shall be placed in the stormwater enterprise fund and all expenses of the utility shall be paid from the stormwater enterprise fund, except that other revenues receipts, and resources not accounted for in the stormwater utility enterprise fund may be applied to stormwater management programs, facilities,

operations, and capital investments as deemed appropriate by the Lancaster County Council, upon recommendation by the County Administrator.

- (c) The Lancaster County Council hereby transfers to the stormwater management utility operational control over the existing stormwater management programs, systems, and facilities performed, provided, or owned and heretofore operated by the County and other related assets, including but not limited to properties other than roadways upon which such systems and facilities are located, easements, rights-of-entry and access, and certain equipment used solely for stormwater management.

Section _____. *SCOPE OF RESPONSIBILITY FOR THE COUNTY STORMWATER SYSTEM AND FACILITIES.*

- (a) Lancaster County owns or has legal access for purposes of operation, maintenance, and improvement of those systems and facilities which: (1) are located within public streets, rights-of-way, and easements; (2) are subject to easements, rights-of-entry, rights-of-access, rights-of-use, or other permanent provisions for adequate access for operation, maintenance, and/or improvement of systems and facilities; or (3) are located on public lands to which the County has adequate access for operation, maintenance, and/or improvement of systems and facilities.
- (b) Operation, maintenance, and/or improvement of stormwater systems and facilities which are located on private property or public property not owned by Lancaster County and for which there has been no public dedication of such systems and facilities for operation, maintenance, and/or improvement of the systems and facilities shall be and remain the legal responsibility of the property owner, except as that responsibility may be otherwise affected by the laws of the State of South Carolina and the United States of America.
- (c) It is the express intent of this Ordinance to protect the public health, safety, and welfare of all properties and persons in general, but not to create any special duty or relationship with any individual person or to any specific property within or outside the boundaries of the County. Lancaster County expressly reserves the right to assert all available immunities and defenses in any action seeking to impose monetary damages upon the County, its officers, employees and agents arising out of any alleged failure or breach of duty or relationship as may now exist or hereafter be created.
- (d) To the extent any permit, plan approval, inspection or similar act is required by the County as a condition precedent to any activity or change upon property not owned by the County, pursuant to this or any other regulatory ordinance, regulation, or rule of the County or under Federal or State law, the issuance of such permit, plan approval, or inspection shall not be deemed to constitute a warranty, express or implied, nor shall it afford the basis for any action, including any action based on failure to permit or negligent issuance of a permit, seeking the imposition of money damages against the

County, its officers, employees, or agents.

Section _____. *BOUNDARIES AND JURISDICTION*

The boundaries and jurisdiction of the Stormwater Management Utility shall encompass all those portions of unincorporated Lancaster County, as they may exist from time to time and such additional areas lying inside the corporate limits of those jurisdictions in Lancaster County as shall be approved by County Council.

Section _____. *REQUIREMENTS FOR ON-SITE STORMWATER SYSTEMS: ENFORCEMENT METHODS AND INSPECTIONS.*

- (a) All property owners and developers of real property to be developed within the unincorporated portions of Lancaster County shall provide, manage, maintain, and operate on-site stormwater systems and facilities sufficient to collect, convey, detain, control and discharge stormwater in a safe manner consistent with all County development regulations and the laws of the State of South Carolina and the United States of America. Any failure to meet this obligation shall constitute a nuisance and be subject to an abatement action filed by the County in a court of competent jurisdiction. In the event a public nuisance is found by the court to exist, which the owner fails to properly abate within such reasonable time as allowed by the court, the County may enter upon the property and cause such work as is reasonably necessary to be performed, with the actual cost thereof charged to the owner in the same manner as a stormwater service charge.
- (b) In the event that the County shall file an action pursuant to Section _____ from the date of filing such action the County shall have all rights of judgement and collection through a court of competent jurisdiction as may be perfected by action.
- (c) The County shall have the right, pursuant to the authority of this Ordinance, for its designated officers and employees to enter upon private property and public property owned by other than the County, upon reasonable notice to the owner thereof: to inspect the property and conduct surveys and engineering tests thereon in order to assure compliance with any order or judgment entered pursuant to this Section.

Section _____. *GENERAL FUNDING POLICY.*

- (a) It shall be the policy of Lancaster County that funding for the stormwater management utility advanced program, systems, and facilities shall be equitably derived through methods which have a demonstrable relationship to the varied demands and impacts imposed on the stormwater program, systems, and facilities by individual properties or persons and/or the level of service rendered by or resulting from the provision of stormwater programs, systems, and facilities. Stormwater service charge rates shall be structured so as to be fair and reasonable, and the resultant

service charges shall bear a substantial relationship to the cost of providing services and facilities throughout the unincorporated County. Similarly situated properties shall be charged similar rentals, rates, charges, fees, or licenses. Service charge rates shall be structured to be consistent in their application and shall be coordinated with the use of other funding methods employed for stormwater management within the County, including but not limited to Watershed Districts supported by assessment, whether wholly or partially within the unincorporated portions of the County. Plan review and inspection fees, special fees for services, fees in-lieu of regulatory requirements, impact fees, system development charges, special assessments, general obligation and revenue bonding, and other funding methods and mechanisms available to the County may be used in concert with stormwater service charges and shall be coordinated with such charges in their application to ensure a fair and reasonable service charge rate structure.

- (b) The cost of stormwater management programs, systems, and facilities subject to stormwater service charges may include operating, capital investment, and non-operating expenses, prudent operational and emergency reserve expenses, and stormwater quality as well as stormwater quantity management programs, needs, and requirements.
- (c) To the extent practicable, credits against stormwater service charges and/or other methods of funding stormwater management shall be provided for on-site stormwater control systems and activities constructed, operated, maintained and performed to the County's standards by private property owners which eliminate, mitigate, or compensate for the impact that the property or person may have upon stormwater runoff discharged to public stormwater systems or facilities or to private stormwater facilities which impact the proper function of public stormwater systems or facilities.
- (d) To the extent practicable, credits against stormwater service charges and/or other methods of funding stormwater management shall be provided for those portions of a property permanently and perpetually dedicated by a conservation or other protective easement which eliminates, mitigates, or compensates for the impact that the property or person or other unrelated properties or persons may have upon stormwater runoff discharged to public stormwater systems or facilities or to private stormwater facilities, or which improves the function of public stormwater systems or facilities or water quality conditions in receiving waters.

Section _____. *STORMWATER UTILITY FEES.*

County Council shall establish by ordinance the amounts and classifications of Stormwater Management Utility fees to be implemented to help fund the Utility and its programs and projects.

Section ____.

INVESTMENT/REINVESTMENT OF FUNDS & BORROWING

Funds generated for the Stormwater Management Utility from fees, bond issues, other borrowing, and other sources shall be utilized only for those purposes for which the Utility has been established, including but not limited to: regulation; planning; acquisition of interests in land, including easements; design and construction of facilities; maintenance of the stormwater system; billing and administration; water quantity and water quality management, including monitoring, surveillance, private maintenance inspection, construction inspection; and other activities which are reasonably required. Such funds shall be invested and reinvested pursuant to the same procedures and practices established by the County for investment and reinvestment of funds. County Council may use any form of borrowing authorized by the laws of the State of South Carolina to fund capital acquisitions or expenditures for the Stormwater Management Utility. County Council, in its discretion and pursuant to standard budgetary procedures, may supplement such funds with amounts from the General Fund.

Section _____. *STORMWATER ADVISORY BOARD.*

(a) Established. The Horry County Council hereby creates the Lancaster County Stormwater Advisory Board (hereinafter, the "Advisory Board") effective July 1, 2000. The Advisory Board shall be appointed in the manner set out in Section ____ of the Lancaster County Code of Ordinances.

(b) Purposes and duties. The Advisory Board shall provide guidance and advice to the Horry County Council pertaining to the stormwater management program, including but not limited to, program activities, functions, systems, management, and funding.

The Advisory Board shall operate under and by the conditions as set forth in Chapter _____, Administration, of the Lancaster county Code of Ordinances, for boards, commissions, committee and agencies of the County.

Section _____. *SEVERABILITY.*

..

If a Section, Sub-section, or part of this Ordinance shall be deemed or found to conflict with a provision of South Carolina law, or other pre-emptive legal principle, then that Section, Sub-section, or part of this Ordinance shall be deemed ineffective, but the remaining parts of this Ordinance shall remain in full force and effect.

Section _____. *CONFLICT WITH PRECEDING ORDINANCES.*

If a Section, Sub-section or provision of this Ordinance shall conflict with the provisions of a Section, Sub-section or part of a preceding Ordinance of Lancaster County, then the preceding Section, Sub-section or part shall be deemed repealed and no longer in effect.

Section _____. Effective date.

This Ordinance shall become effective on _____.

AND IT IS SO ORDAINED

Dated 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:	July 18, 2016	Tentative
Second Reading:	August 8, 2016	Tentative
Third Reading:	August 22, 2016	Tentative

Public Hearing: August 22, 2016

The Lancaster News

701 North White Street
PO Box 640
Lancaster, SC 29721
803-283-1133

NOTICE OF PUBLIC HEARING

Lancaster County Council

A public hearing has been scheduled by the Lancaster County Council for Monday, July 18, 2016 at 6:30 p.m. in the Lancaster County Council Chambers, second floor, County Administration Building, 101 North Main Street, Lancaster, South Carolina; or at such other location in or around the complex posted at the main entrance. The purpose of the public hearing is to receive public comment on ordinance 2016-1402 titled **"AN ORDINANCE TO ESTABLISH A LOCAL HOSPITALITY TAX TO APPLY TO ALL ESTABLISHMENTS WHICH SELL PREPARED MEALS AND BEVERAGES LOCATED IN THE UNINCORPORATED AREAS OF LANCASTER COUNTY."** At the public hearing and any adjournment of it, all interested persons may be heard either in person or by their designee.

This is to certify that the attached Legal Notice was published in The Lancaster News in the issue of 6/22/16

Karen T. Graham

Notary Public of South Carolina

My Commission Expires June 29, 2022

STATE OF SOUTH CAROLINA

COUNTY OF LANCASTER

RESOLUTION NO. 0923-R2016

A RESOLUTION

DESCRIBING THE WALNUT CREEK IMPROVEMENT DISTRICT (FORMERLY KNOWN AS THE EDENMOOR IMPROVEMENT DISTRICT) AS PROPOSED TO BE ENLARGED AND THE AMENDED IMPROVEMENT PLAN EFFECTED THEREBY, THE PROJECTED TIME SCHEDULE FOR THE ACCOMPLISHMENT OF THE AMENDED IMPROVEMENT PLAN, THE ESTIMATED COST OF THE IMPROVEMENTS AND THE AMOUNT OF SUCH COSTS TO BE DERIVED FROM ASSESSMENTS, BONDS OR OTHER FUNDS; SETTING FORTH THE PROPOSED BASIS AND RATES OF ASSESSMENTS TO BE IMPOSED WITHIN THE ENLARGED IMPROVEMENT DISTRICT; ORDERING A PUBLIC HEARING; AND OTHER MATTERS RELATING THERETO.

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

Section 1. Findings.

The Lancaster County Council (the "County Council") finds that:

(a) The County Council, by Ordinance No. 713 enacted on January 30, 2006, as corrected and confirmed by Resolution No. 527 adopted on May 22, 2006 (as corrected and confirmed, the "Original Improvement District Ordinance"), authorized the creation of the Edenmoor Improvement District (the "Improvement District"), relating to an approximately 868-acre mixed use planned development known as "Edenmoor" (the "Development") and approved the Assessment Roll A, including the Rate and Method of Apportionment of Assessment A attached as an appendix thereto (the "Original Assessment Roll A"), and the Assessment Roll B, including the Rate and Method of Apportionment of Assessment B attached as an appendix thereto (the "Original Assessment Roll B" and, together with the Original Assessment Roll A, the "Original Assessment Rolls").

(b) The County has heretofore issued its \$24,115,000 original principal amount Edenmoor Improvement District Assessment Revenue Bonds, Series 2006A (the "Series 2006A Bonds") and \$11,500,000 original principal amount Edenmoor Improvement District Assessment Revenue Bonds, Series 2006B (the "Series 2006B Bonds" and, together with the Series 2006A Bonds, the "Original Series 2006 Bonds").

(c) The Original Series 2006 Bonds were originally issued in order to fund certain improvements within or associated with the Development, which were payable from and secured by non-*ad valorem* assessments imposed upon the parcels therein (the "Assessments"), as further described in the Original Assessment Rolls for the Improvement District.

(d) Prior to the issuance of the Original Series 2006 Bonds, the County Council adopted an "improvement plan" (within the meaning of Section 4-35-30(4) of the Code of Laws of South Carolina 1976, as amended (the "Act"), entitled "Lawson's Bend Improvement Plan" (the "Original Improvement Plan") which Original Improvement Plan, among other things, contemplated the creation of the Improvement District as an "improvement district" (within the meaning of Section 4-35-30(3) of the Act).

(e) After the original developer of the Development ceased development in 2009 and, thereafter, defaulted in its payment of Assessments imposed upon certain parcels within the Development, Edenmoor Land Acquisition, LLC and Edenmoor Land Acquisition II, LLC, which are affiliates of the Sole Bondholder (collectively, the "Purchaser") purchased such parcels. The Purchaser has continued work to complete the Development and approximately 684 parcels within the Development are owned by residential property owners or third-party builders or developers other than the Purchaser.

(f) At the request of the Purchaser, the Council enacted Ordinance No. 2015-1367 on December 14, 2015, which amended the Original Improvement District Ordinance (as so amended, the "District Ordinance"), authorized certain changes to the Original Assessment Rolls, namely (I) changing all references therein from "Edenmoor" or "Edenmoor Improvement District" to "Walnut Creek" or "Walnut Creek Improvement District", as applicable; and (II) subdividing the Improvement District so it relates to specific parcels within the Development (referenced herein as Bond Area 1, Bond Area 2 and Bond Area 3 (each, a "Bond Area"), as further defined herein and described in the Assessment Roll A, including the Rate and Method of Apportionment of Assessment A (the "Apportionment of Assessments") attached as an appendix thereto (together with the Apportionment of Assessments, each, an "Assessment Roll"), relating to each such Bond Area).

(g) In February 2016 the County issued (1) \$8,510,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Refunding Revenue Bonds, Series 2016A-1 (the "Series 2016A-1 Bonds"), which are secured solely by and payable from Assessments related to Bond Area 1, in order to refund a portion of the outstanding Series 2006A Bonds; (2) \$9,670,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Revenue Bonds, Series 2006A-2 Bonds (secured solely by and payable from Assessments related to Bond Area 2) in exchange for an equal aggregate principal amount of Series 2006A Bonds which were outstanding on the date thereof (the "Series 2006A-2 Bonds"), and (3) \$4,695,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Revenue Bonds, Series 2006A-3 Bonds (secured solely by and payable from Assessments related to Bond Area 3), in exchange for an equal aggregate principal amount of Series 2006A Bonds which were outstanding on the date thereof (the "Series 2006A-3 Bonds").

(h) The County understands that Edenmoor Acquisition LLC (the "Sole Bondholder"), is presently the owner of 100% of the Series 2006A-2 Bonds and the Series 2006A-3 Bonds; as of the date hereof, there are no Series 2006A Bonds or Series 2006B Bonds which remain outstanding, and that the Purchaser is presently the owner of 100% of the property located in Bond Area 2 and Bond Area 3 (or has contractual rights to consent on behalf of the owners thereof to certain modifications to Bond Area 2 and Bond Area 3 within the Improvement District (including modifications to the quantity of Assessment A imposed therein) and the Assessment Documents.

(i) The Purchaser and the Sole Bondholder desire to make certain changes to the Assessment Documents, namely (I) adding one parcel to the Improvement District within Bond Area 2 and one parcel to the Improvement District within and Bond Area 3; (II) modifying the classifications in the Assessment Documents for development uses within Bond Area 2 and Bond Area 3; (III) increasing the total Assessment A imposed upon the parcels within Bond Area 2 and Bond Area 3; (IV) allocating the updated total Assessment A on Bond Area 2 and Bond Area 3 to the parcels in Bond Area 2 and Bond Area 3; (V) making all changes to the Apportionment of Assessments for Bond Area 2 and Bond Area 3; and (VI) contemplating the issuance and sale from time to time to the Sole Bondholder, or any affiliate of the Purchaser acceptable to the County (the "Bond Purchaser"), new bonds secured by and payable from Assessment A imposed on Bond Area 2 or Bond Area 3, respectively (the "New Bonds") in order to finance costs of additional Improvements (as defined herein), which may be undertaken in connection with the refunding of or issuance in exchange for all or a portion of the existing Series 2006A-2 Bonds or Series 2006A-3 Bonds with obligations having a maturity not exceeding the term of the New Bonds, or

combined with or constitute a portion of a larger debt issue including bonds issued for such purposes; provided that in no event will such changes increase or affect in any way the Assessments applicable to parcels within Bond Area 1 of the Improvement District, which secure and are payable for the Series 2016A-1 Bonds.

(j) There have been filed with the Clerk to Council a proposed list of the parcels within Bond Area 1, Bond Area 2 and Bond Area 3 (including the two additional parcels proposed to be added therein), including a representative map of the Improvement District showing each such Bond Area.

(k) A copy of the Amended Improvement Plan, which updates and makes certain changes to the Original Improvement Plan consistent with the proposed changes to the Assessment Documents described above and may be further amended or supplemented from time to time, is attached hereto as Exhibit A and incorporated herein by reference and available for review at the office of the County Administrator. The Amended Improvement Plan contemplates the construction of a roadway system, a sanitary sewer system, a water system and a drainage system, a County park and other public improvements within the Improvement District, whether currently completed or proposed as more particularly described therein (collectively, the "Improvements"), which constitute "improvements" (within the meaning of Section 4-35-30(2) of the Act).

(l) The Council finds that (1) the Improvements are and may be beneficial within the designated Improvement District, (2) the Improvements have and are likely to significantly improve property values within the Improvement District by promoting the development of the property, (3) it is and would be fair and equitable to finance all or part of the cost of the Improvements by an assessment upon the real property located within the Improvement District, (4) written consent for the creation of the Improvement District from a majority of the owners of real property within the Improvement District having an aggregate assessed value in excess of sixty-six percent of the assessed value of all real property within the Improvement District was obtained prior to the original establishment of the Improvement District, and (5) written consent for certain modifications to the Improvement District (as enlarged, the "Enlarged Improvement District"), namely the addition of one parcels to Bond Area 2 and one parcel to Bond Area 3, increasing the total Assessment A imposed upon parcels within Bond Area 2 and Bond Area 3 only, modifying the classifications for development uses within Bond Area 2 and Bond Area 3, allocating the updated total Assessment A on Bond Area 2 and Bond Area 3 to the parcels in Bond Area 2 and Bond Area 3, making all changes to the Apportionment of Assessments for Bond Area 2 and Bond Area 3 and contemplating the issuance and sale from time to time to the Bond Purchaser of the New Bonds secured by and payable from Assessments imposed on Bond Area 2 and Bond Area 3, in order to finance costs of additional Improvements, from a majority of the owners of real property within the applicable sub-districts of the Improvement District (e.g., Bond Area 2 and Bond Area 3) having an aggregate assessed value in excess of sixty-six percent of the assessed value of Bond Area 2 and Bond Area 3, has been or will be obtained prior to the amendment of the Assessment Documents to effect such modifications.

(m) Pursuant to the Act, the Council may make such modifications to the Improvement District and implement and finance, in whole or in part, the Amended Improvement Plan in the Improvement District in accordance with the provisions of the Act.

(n) In accordance with the requirements of Section 4-35-70 of the Act, Council hereby directs and authorizes the publication of this resolution and the establishment of the time and place of a public hearing concerning the Amended Improvement Plan.

It is now necessary and in the best interest of the health, safety, and general welfare of the citizens of the County that the Enlarged Improvement District and Amended Improvement Plan be described and the other requirements of the Act be met through adoption and publication of this resolution.

The Council has heretofore adopted Resolution No. 0901-R2015 and held the public hearing contemplated thereby on January 25, 2016 (the "Original Public Hearing"), related to the Amended Improvement Plan authorized thereby, the enlargement of the Improvement District and the other changes to the Assessment Documents generally described above. However, the County was notified by the Purchaser that the documents to be approved by ordinance in connection with the modification of the Assessment Documents had not yet been completed and finalized and such ordinance could not be given three readings by the Council within 120 days of the date of the Original Public Hearing (as contemplated by the Act). Therefore, the Purchaser has requested that the Council adopt this Resolution in replacement of Resolution No. 0901-R2015 (and Resolution No. 0920-R2016 which was adopted by the Council on May 23, 2016) and begin the approval process again.

Section 2. Description of Enlarged Improvement District.

The Enlarged Improvement District shall consist of an approximately 922-acre mixed-use planned development consisting of proposed residential, commercial and recreational land uses and including the County park. The Enlarged Improvement District consists of (a) approximately 803 acres which is contained within the St. Katherine Planned Development District – 8 (the "SKPDD-8"), established by Ordinance #504 of the County Council on July 28, 2002 ("Ordinance #504"), (b) approximately 17 acres which is contiguous to the SKPDD-8 and was acquired after the enactment of Ordinance #504, and (c) approximately 57 acres which are contiguous to the SKPDD-8 and are proposed to be added to and included within the Enlarged Improvement District (one parcel within Bond Area 2 and one parcel within Bond Area 3). The Enlarged Improvement District will also include such easements and rights-of-way contiguous thereto as shall be necessary for the construction of certain of the Improvements. The property is located on U. S. Highway 521, S. C. Highway 75, Jim Wilson and Twelve Mile Creek Roads.

Section 3. Description of Improvements.

The Council finds that the current and future development within the Enlarged Improvement District requires the acquisition and construction of several Improvements, including one or more of the following:

- (a) roadway system consisting of streets, curbs, gutters, bridges, intersection improvements, Hancock and Claude Phillips Road improvements;
- (b) sanitary sewer system consisting of force mains, gravity mains, pump stations and related facilities;
- (c) water system consisting of four inch, six inch, eight inch and ten inch water mains, valves, joints, fire hydrants and related facilities;
- (d) stormwater drainage system designed to meet current standards;
- (e) other public improvements including but not limited to a recreational area and facilities, an EMS substation and related equipment; and

(f) such other improvements as allowed under the terms of the Act and as may be approved by the Council.

all as described and more particularly identified in the Amended Improvement Plan attached hereto and incorporated herein as Exhibit A (collectively, the "Improvements").

Section 4. Time Schedule for Amended Improvement Plan.

The implementation of the Amended Improvement Plan began shortly after the Original Series 2006 Bonds were issued in June 2006. Presently, the Development consists of four major phases, each with multiple sub-phases, of construction that are anticipated to include approximately 2,235 residential units on approximately 620 acres, approximately 300 acres of common open space, rights of way and recreation areas, and approximately 100,000 square feet of commercial development. The implementation of the Amended Improvement Plan will be phased in over approximately seven years from the date hereof, with each phase expected to take approximately three to five years to complete.

Section 5. Estimated Cost of Improvements; Amount to be Derived from Assessments.

The County understands that, based on documentation related to the Original Series 2006 Bonds and the representations of the Purchaser, approximately \$30,800,000 of the proceeds of the Original Series 2006 Bonds were used to finance certain costs of the Improvements, and approximately \$33,000,000 of the Improvements have been provided directly by the Purchaser. It is expected that the total costs of the Improvements will cost approximately \$91,500,000, a portion of which has been or will be financed by a combination of "assessments" (within the meaning of Section 4-35-30(1) of the Act) on real property in the Enlarged Improvement District benefiting from the Improvements and the issuance of revenue bonds as described in Section 6.

Section 6. Amount of Cost of Improvements to be Derived from Bonds or Other Permitted Funding Sources.

As described above, the County has previously issued the Original Series 2006 Bonds in order to finance a portion of the cost of the Improvements, and understands that the Purchaser has expended its own funds to finance other costs of the Improvements. The Original Improvement Plan contemplated that the County could issue up to \$60,000,000 in revenue bonds in one or more series to finance all or apportion of the costs of the Improvements, of which approximately \$36,000,000 principal amount of such bonds has been previously issued (excluding the Series 2016A-1 Bonds which refunded \$7,960,000 outstanding principal amount of the Series 2006A Bonds), all of which have been or would be secured by and serviced from revenue to be derived from the Assessments. The Amended Improvement Plan contemplates that the County may additionally issue from time to time not exceeding \$8,000,000 in revenue bonds in one or more series (the "New Bonds") secured by the Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable) and to be serviced from revenue to be derived from the Assessments within Bond Area 2 or Bond Area 3, respectively, the details of which shall be prescribed by a separate ordinance of the County Council; provided, however, that (1) the New Bonds would be issued and sold only to the Bond Purchaser, in order to finance the costs of additional Improvements and (2) the New Bonds would be secured by and payable from Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable), *pari passu* with the pledge of the Assessments securing the Series 2006A-2 Bonds and Series 2006A-3 Bonds, as the case may be, and in any event not from Assessments imposed within Bond Area 1, and (3) nothing herein or in the Amended Improvement Plan shall obligate the County to issue the New Bonds in any particular amount, if at all. The New Bonds described in this Section 6 may be issued in connection with the refunding of or issuance in exchange for all or a portion of the existing

Series 2006A-2 Bonds or Series 2006A-3 Bonds, or combined with or constitute a portion of a larger debt issue including bonds issued for such purposes, if otherwise authorized by the Council.

Section 7. Basis for and Rates of Assessment to be Imposed Within the Enlarged Improvement District.

Assessments have been and shall be imposed upon properties in the Enlarged Improvement District based upon one or more of assessed value, area, per parcel basis or the value of improvements to be constructed within the Enlarged Improvement District, or a combination of them, according to the procedure set forth in an assessment study, which shall establish assessment rates fairly reflecting the advantages derived from the Improvements by each of the individual parcels. As of the date of this Resolution, Assessments for property within the Improvement District have been and will be established according to the Original Assessment Rolls, as revised and updated from time to time.

The total of the Assessments for each Bond Area shall equal the costs of the Improvements which were or are to be provided for the benefit of the property in such Bond Area of the Enlarged Improvement District, including any costs associated with the issuance and repayment of debt related to such Bond Area (e.g., the Series 2016A-1 Bonds, Series 2006A-2 Bonds, Series 2006A-3 Bonds or New Bonds, as applicable, or any refunding bonds) and administrative costs allocable to such Bond Area of the Enlarged Improvement District. The Assessment on each parcel is based on the equivalent units of each parcel as a percent of the total of the equivalent units for all of the parcels in the applicable Bond Area of the Enlarged Improvement District. As subdivisions occur, the Assessment on each parcel shall be allocated to the newly created parcels according to the equivalent units of the newly created parcels. The equivalent units for each parcel shall be based on an estimate of the numbers of units of each class anticipated to be built on each parcel. It is expected that the property within the Enlarged Improvement District shall be identified as being in one of a number of classifications based upon relative benefit received from the Improvements by each class of property. Equivalent units shall reflect the relationship between the classes of property and the benefit received from the Improvements for each type of property.

The Assessments have been and shall be set at a rate or rates intended to be sufficient to produce revenue equal to the amount of bonds issued and outstanding or to be issued and outstanding, as applicable, plus accrued interest at any time at a rate that equates to the rate on debt related to such Bond Area (e.g., the Series 2016A-1 Bonds, Series 2006A-2 Bonds, Series 2006A-3 Bonds or New Bonds, as applicable, or any refunding bonds) plus a pro-rata share of administrative expenses of the Enlarged Improvement District.

Upon the division of any parcel, the Assessment on that parcel prior to the subdivision shall be reallocated to each new parcel in proportion to the equivalent units of each parcel and the Assessment for the parcel prior to the subdivision. The Assessments after the subdivision of a parcel shall equal the sum of the Assessments before the subdivision of the parcel.

An Assessment shall not be imposed upon Improvements within the boundaries of the Enlarged Improvement District or other property within the Enlarged Improvement District which does not receive a benefit of the Improvements.

Section 8. Public Hearing.

The Council hereby establishes July 18, 2016, as the date of the public hearing to be held in accordance with the provisions of Section 4-35-70 of the Act. Such public hearing shall be held at 7:00 p.m., July 18, 2016 in County Council Chambers, 2nd Floor of the County Administration Building located at 101 North Main Street, Lancaster, South Carolina, or at such other location in or around the complex posted at the main entrance. At the public hearing and at any adjournment of it, all interested persons may be heard either in person or by their designees.

Section 9. Public Notice.

Pursuant to Section 4-35-70 of the Act, the Council hereby authorizes the publication of this Resolution in its entirety once a week for three successive weeks in a newspaper of general circulation within the County, with the final publication to occur not less than 10 days prior to the public hearing to be held on July 18, 2016.

Section 10. Authority to Act.

The Council Chair, Council Secretary, Clerk to Council, County Administrator, County Attorney and all other appropriate officials of the County are authorized and directed to do any and all things necessary to effect the purposes of this Resolution.

Section 11. Severability.

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

Section 12. Controlling Provisions.

To the extent this Resolution contains provisions that conflict with provisions contained elsewhere in other County resolutions or orders, the provisions contained in this Resolution supersede all other provisions and this Resolution is controlling.

Section 13. Effective Date.

This Resolution is effective upon adoption.


SIGNATURES FOLLOW ON NEXT PAGE.

AND IT IS SO RESOLVED, this 13th day of June 2016.

LANCASTER COUNTY, SOUTH CAROLINA

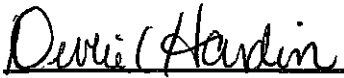


Bob Bundy, Chair, County Council



Steve Harper, Secretary, County Council

ATTEST:



Debbie C. Hardin, Clerk to Council

AMENDED WALNUT CREEK IMPROVEMENT PLAN

Overview

Pursuant to S. C. Code of Laws Section 4-35-10, et seq. (the "Act"), Lancaster County, South Carolina (the "County") is authorized to designate an area within the County within which an improvement plan is to be accomplished. An "improvement plan" means the overall plan by which the governing body of the county proposes to effect improvements within an improvement district to preserve property values, prevent deterioration, and preserve the tax base.

The County Council, by Ordinance No. 713 enacted on January 30, 2006, as corrected and confirmed by Resolution No. 527 adopted on May 22, 2006 (the "Resolution"), authorized the creation of the Edenmoor Improvement District (the "Improvement District"), relating to an approximately 868-acre mixed use planned development known as "Edenmoor" (the "Development") and approved the Assessment Roll A, including the Rate and Method of Apportionment of Assessment A attached as an appendix thereto (the "Original Assessment Roll A"), and the Assessment Roll B, including the Rate and Method of Apportionment of Assessment B attached as an appendix thereto (the "Original Assessment Roll B" and, together with the Original Assessment Roll A, the "Original Assessment Rolls").

The County has heretofore issued its \$24,115,000 original principal amount Edenmoor Improvement District Assessment Revenue Bonds, Series 2006A (the "Series 2006A Bonds") and \$11,500,000 original principal amount Edenmoor Improvement District Assessment Revenue Bonds, Series 2006B (the "Series 2006B Bonds" and, together with the Series 2006A Bonds, the "Series 2006 Bonds"), which Series 2006 Bonds were issued in order to fund certain improvements within or associated with the Development, which Series 2006 Bonds are payable from and secured by non-*ad valorem* assessments imposed upon the parcels therein (the "Assessments"). The Assessments originally consisted of an Assessment A securing the Series 2006A Bonds, and an Assessment B securing the Series 2006B Bonds, each as further described in the Original Assessment Rolls for the Improvement District (the "Assessment Documents").

Prior to the issuance of the Series 2006 Bonds, the County Council adopted an "improvement plan" (within the meaning of Section 4-35-30(4) of the Code of Laws of South Carolina 1976, as amended (the "Act"), entitled "Lawson's Bend Improvement Plan" and subsequently known as the "Edenmoor Improvement Plan" (the "Original Improvement Plan") which Original Improvement Plan, among other things, contemplated the creation of the Improvement District as an "improvement district" (within the meaning of Section 4-35-30(3) of the Act). The Original Improvement Plan contemplated that it could be amended or supplemented from time to time.

After the original developer of the Development ceased development in 2009 and, thereafter, defaulted in its payment of Assessments imposed upon certain parcels within the Development, Edenmoor Land Acquisition, LLC and Edenmoor Land Acquisition II, LLC (collectively, the "Purchaser") purchased such parcels. The Purchaser has continued work to complete the Development and, at the request of the Purchaser, the County Council adopted

Ordinance No. 2015-1367 on December 14, 2015 ("Ordinance No. 2015-1367"), to authorize certain changes to the Original Assessment Rolls, namely (I) changing all references therein from "Edenmoor" or "Edenmoor Improvement District" to "Walnut Creek" or "Walnut Creek Improvement District", as applicable; and (II) subdividing the Improvement District so it relates to specific parcels within the Development (referenced herein as Bond Area 1, Bond Area 2 and Bond Area 3 (each, a "Bond Area"), as further defined herein).

On February 11, 2016, the County issued (1) \$8,510,000 aggregate principal amount of Walnut Creek Improvement District Assessment Refunding Revenue Bonds, Series 2016A-1 (the "Series 2016A-1 Bonds"), in order to refund a portion of the outstanding Series 2006A Bonds; (2) \$9,670,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Revenue Bonds, Series 2006A-2 (secured solely by and payable from Assessments related to Bond Area 2) which were exchanged for an equal aggregate principal amount of Series 2006A Bonds (the "Series 2006A-2 Bonds"), and (3) \$4,695,000 aggregate principal amount of its Walnut Creek Improvement District Assessment Revenue Bonds, Series 2006A-3 (secured solely by and payable from Assessments related to Bond Area 3), which were exchanged for an equal aggregate principal amount of Series 2006A Bonds (the "Series 2006A-3 Bonds"), after all of which no Series 2006A Bonds remained outstanding. In January 2016, all of the Series 2006B Bonds were redeemed in full and are no longer outstanding. Edenmoor Acquisition, LLC, an affiliate of the Purchaser ("Edenmoor Acquisition") is presently the holder of 100% of the outstanding amount of the Series 2006A-2 Bonds and the Series 2006A-3 Bonds.

The Purchaser has requested that the County Council make additional changes to the Original Assessment Rolls, as revised by Ordinance No. 2015-1367, namely (II) adding one parcel to the Improvement District within Bond Area 2 and one parcel to the Improvement District within Bond Area 3; (II) modifying the classifications in the Assessment Documents for new development uses within Bond Area 2 and Bond Area 3; (III) allocating the updated total Assessment A on Bond Area 2 and Bond Area 3 to the parcels within Bond Area 2 and Bond Area 3; (IV) making all changes to the Apportionment of Assessments for Bond Area 2 and Bond Area 3; and (V) contemplating the issuance and sale from time to time to Edenmoor Acquisition, LLC, or another affiliate of the Purchaser acceptable to the County (the "Bond Purchaser") of new bonds in one or more series secured by and payable from Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable) in order to finance the cost of additional Improvements to Bond Area 2 or Bond Area 3, respectively, which may be undertaken in connection with the refunding of or issuance in exchange for all or a portion of the existing Series 2006A-2 Bonds or Series 2006A-3 Bonds, or combined with or constitute a portion of a larger debt issue including bonds issued for such purposes.

The Original Improvement Plan, as amended hereby (as so amended, the "Amended Improvement Plan"), the Report of the Civil Engineer dated January 2006, as supplemented by the Supplemental Report of the Civil Engineer dated [November 13, 2015] (as so supplemented, the "Engineer's Report"), a copy of which is attached hereto and incorporated herein by reference, and Ordinance #504 of the County Council on July 28, 2002 as amended by Ordinance #710 of the County Council enacted January 30, 2006 ("Ordinance #504"), a copy of which is attached hereto and incorporated herein by reference, constitute the "improvement plan" for the Walnut Creek Improvement District, formerly known as the Edenmoor Improvement

District, as contemplated to be enlarged as described herein (as so enlarged, the "Enlarged Improvement District").

Walnut Creek (formerly known as Edenmoor, St. Katherine or Lawson's Bend), a proposed 922-acre planned development district to be located in the "panhandle" of Lancaster County (at the northwest corner of the intersection of Highway 521 and 75), will constitute one of the most significant community developments in the region. Lying roughly equidistant from south Charlotte, the City of Lancaster, Monroe, and Rock Hill, Walnut Creek promises to serve as the new "crossroads" of the Piedmont Area.

This enterprise, which since 2011 has been directed and will continue to be directed by the Purchaser, will improve the area economically and aesthetically, both in the short term and for future generations.

Location of Enlarged Improvement District

The Enlarged Improvement District is located at the northwest corner of the intersection of U. S. Highway 521 and S. C. Highway 75, as more particularly described in the Engineer's Report and including two additional parcels of property presently owned by Edenmoor Land Acquisition II, LLC, constituting approximately 57 acres and identified as TMS # 0015-00-021.00 and 0015-00-012.00.

Description of Enlarged Improvement District

The Enlarged Improvement District shall consist of an approximately 922-acre mixed use planned development consisting of proposed residential, commercial and recreational land uses and including the County park. The Enlarged Improvement District is contained within or contiguous to the Walnut Creek Planned Development District – 8 (the "EPDD-8"), established by Ordinance #504. The Enlarged Improvement District will also include such easements and rights-of-way contiguous thereto as shall be necessary for the construction of certain of the Improvements. The property is located on U. S. Highway 521, S. C. Highway 75, Jim Wilson and Twelve Mile Creek Roads. The Engineer's Report contains a more detailed description of the location of the Enlarged Improvement District.

Proposed Land Use

The property within the Enlarged Improvement District shall be developed pursuant to Ordinance #504 which specifies the allowable land uses. The proposed land uses are also described in the Engineer's Report.

Government Approvals and Regulatory Agency Permits

The implementation of this Amended Improvement Plan will require compliance with applicable zoning and land use regulations, and completion of county development review and application process.

Construction of individual development and public works projects will require, either individually or in combination, the following types of approvals and/or permits:

1. Permits and Approvals Issued by Lancaster County
2. Permits Issued by the State of South Carolina
 - a. Land Disturbance Permit
 - b. Permits to Construct Water/Wastewater Facilities
 - c. Permits to Operate Water/Wastewater Facilities
 - d. Permits to Encroach into Publicly Maintained Right-of-Way
3. Permits and Approvals issued by the United States Government.

The permits and applicable regulations for the implementation of this Amended Improvement Plan are more particularly described in the Engineer's Report.

Description of Improvements

The Improvements to be constructed within the Enlarged Improvement District include:

(a) roadway system consisting of streets, curbs, gutters, bridges, intersection improvements, right-of-way improvements, street lighting and signage, Hancock and Claude Phillips Road improvements;

(b) sanitary sewer system consisting of force mains, gravity mains, pump stations and related facilities;

(c) water system consisting of four inch, six inch, eight inch and ten inch water mains, valves, joints, fire hydrants and related facilities;

(d) stormwater drainage system designed to meet current standards;

(e) other public improvements including but not limited to a recreational area and facilities, an EMS substation and related equipment, and such other improvements as allowed under the terms of the Act and as may be approved by the County Council of Lancaster County, South Carolina;

(f) Other improvements, which are not to be financed as part of the Enlarged Improvement District, include electric service, natural gas services, telephone service, and cable television service; and

Improvements described in paragraphs (a) through (e) above are described in more detail in the Engineer's Report.

Time Schedule for Implementing Amended Improvement Plan

The implementation of the Original Improvement Plan began shortly after the Series 2006 Bonds were issued in June 2006. Presently, the Development consists of four major

phases, each with multiple sub-phases, of construction that are anticipated to include approximately 2,235 residential units on approximately 620 acres, approximately 300 acres of common open space, rights of way and recreation areas, and approximately 100,000 square feet of commercial development. This Amended Improvement Plan will be implemented over approximately seven years from the date hereof, with each phase expected to take approximately three to five years to complete, as more particularly described in the Engineer's Report.

Estimated Cost of Improvements

Approximately \$30,800,000 of the proceeds of the Series 2006 Bonds were used to finance certain costs of the Improvements, and the County understands that approximately \$33,000,000 of the Improvements have been provided directly by the Purchaser. It is expected that the total costs of the Improvements will cost approximately \$91,500,000, a portion of which has been or will be financed by a combination of "assessments" (within the meaning of Section 4-35-30(1) of the Act) on real property in the Enlarged Improvement District benefiting from the Improvements and the issuance of revenue bonds as described below. Detailed estimates of the costs of Improvements are contained in the Engineer's Report.

Amount of Cost of Improvements to be Derived from Bonds or Other Permitted Funding Sources

As described above, the County has previously issued the Series 2006 Bonds in order to finance a portion of the cost of the Improvements, and understands that the Purchaser has expended its own funds to finance other costs of the Improvements. The Original Improvement Plan contemplated that the County could issue up to \$60,000,000 in revenue bonds in one or more series secured by the Assessments, of which approximately \$36,000,000 principal amount of such bonds has been previously issued, all of which have been or would be serviced from revenue to be derived from the Assessments.

This Amended Improvement Plan contemplates that the County may additionally issue from time to time approximately \$8,000,000 in revenue bonds in one or more series (the "New Bonds") secured by the Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable) and to be serviced from revenue to be derived from the Assessments within Bond Area 2 or Bond Area 3, respectively; provided, however, that (1) the New Bonds would be initially issued and sold only to the Bond Purchaser, in order to fund the cost of additional Improvements, (2) the New Bonds would be secured by and payable from Assessments imposed within Bond Area 2 or Bond Area 3 (as applicable), and in any event not from Assessments imposed within Bond Area 1, and (3) nothing in this Amended Improvement Plan shall obligate the County to issue the New Bonds in any particular amount, if at all.

The New Bonds described herein may be undertaken in connection with the refunding of or issuance in exchange for all or a portion of the existing Series 2006A-2 Bonds or Series 2006A-3 Bonds, or combined with or constitute a portion of a larger debt issue including bonds issued for such purposes.

Basis for and Rates of Assessment to be Imposed Within the Enlarged Improvement District

Assessments have been and shall be imposed upon properties in the Enlarged Improvement District based upon one or more of assessed value, area, per parcel basis or the value of improvements to be constructed within the Enlarged Improvement District, or a combination of them, according to the procedure set forth in an assessment study, which shall establish assessment rates fairly reflecting the advantages derived from the Improvements by each of the individual parcels. As of the date of this Amended Improvement Plan, Assessments for property within the Improvement District have been and are established according to the Original Assessment Rolls. [- future assessment billings based on revised assessment rolls]

The total of the Assessments shall equal the costs of the Improvements to be provided for the benefit of the property in the Enlarged Improvement District, including any costs associated with the issuance and repayment of the bonds and administrative costs of the Enlarged Improvement District. The Assessment on each parcel are based on the equivalent units of each parcel as a percent of the total of the equivalent units for all of the parcels in the Enlarged Improvement District. As subdivisions occur, the Assessment on each parcel shall be allocated to the newly created parcels according to the equivalent units of the newly created parcels. The equivalent units for each parcel shall be based on an estimate of the numbers of units of each class anticipated to be built on each parcel. It is expected that the property within the Enlarged Improvement District shall be identified as being in one of a number of classifications based on relative benefit received from the Improvements by each class of property. Equivalent units shall reflect the relationship between the classes of property and the benefit received from the improvements for each type of property.

The Assessments have been and shall be set at a rate or rates intended to be sufficient to produce revenue equal to the amount of bonds issued and outstanding or to be issued and outstanding, as applicable, plus accrued interest at any time at a rate that equates to the rate on the bonds, a pro-rata share of administrative expenses of the Enlarged Improvement District.

Upon the division of any parcel, the Assessment on that parcel prior to the subdivision shall be reallocated to each new parcel in proportion to the equivalent units of each parcel and the Assessment for the parcel prior to the subdivision. The Assessments after the subdivision of a parcel shall equal the sum of the Assessments before the subdivision of the parcel.

An Assessment shall not be imposed upon Improvements within the boundaries of the Enlarged Improvement District or other property within the Enlarged Improvement District which does not receive a benefit from the Improvements.

Amendments

This Amended Improvement Plan may be amended or supplemented from time to time.

Agenda Item Summary

Ordinance # / Resolution#:	Action Item - Grant
Contact Person / Sponsor:	Barry Faile
Department:	Sheriff
Date Requested to be on Agenda:	July Public Safety Meeting July 18, 2016 Council Meeting

Issue for Consideration:

Application for COPS (Community Oriented Policing) grant.

Points to Consider:

This would be for two deputies to be community officers within patrol district 2.

The Sheriff's Office is eligible to apply for up to 6 positions but felt 2 was a feasible number.

Funding and Liability Factors:

This would be a 3 year grant. Lancaster County would assume all costs at the conclusion of the grant period.

Year 1 local funding would be \$19,495. Total three year local funding would be \$77,980. The local match grows each year from 25% in year 1 to 30% in year 2 to 45% in year 3.

Insurance for the deputies would be covered within our group policies.

Council Options:

Approve or reject the submission of the application.

Staff Recommendation:

Approve submission.

Committee Recommendation:

Recommend approval.



COPS Office Grant Application

SC02900

Lancaster County Sheriff's Department



SECTION 1: COPS OFFICE GRANT PROGRAM REQUEST

Federal assistance is being requested under the following COPS Office program:

Verify the COPS Office grant program for which you are requesting federal assistance. A separate application must be completed for each COPS Office program for which you are applying. Please ensure that you read, understand, and agree to comply with the applicable grant terms and conditions as outlined in the COPS Office Application Guide before finalizing your selection.

The program you have selected is: COPS Hiring Program

SECTION 2: AGENCY ELIGIBILITY INFORMATION

A. Type of Agency (select one)

- ☒ Law Enforcement
- ☐ Non-Law Enforcement

From the list below, please select the type of agency which best describes the applicant.

Law Enforcement Entities

Sheriff

2A. CHP Eligibility Questions

In this section, we will ask you several questions about your law enforcement agency operations and authority to determine your eligibility to apply for a COPS Hiring Program (CHP) grant. Please note that CHP applicants must have a police department that is operational as of June 20, 2016, or receive services through a new or existing contract for law enforcement services. Applicants must also maintain primary law enforcement authority for the population to be served.

In addition, if funds under this program are to be used as part of a written contracting arrangement for law enforcement services (e.g., a town which contracts with a neighboring sheriff's department to receive services), the government agency wishing to receive law enforcement services must be the legal applicant in this application (although we will ask you to supply some information about the contract service provider later).

Part I. Law Enforcement Agency Operations

A law enforcement agency is established and operational if the jurisdiction has passed authorizing legislation and it has a current operating budget.

Q1) Is your agency established and currently operational?

Yes

Part II. Contracting to Receive Law Enforcement Services

Q1) If awarded, does your agency plan to use funds awarded under this grant to establish or supplement a written contract for law enforcement services (e.g., a town contracting for services with a nearby sheriff's department)?

No

Part III. Law Enforcement Agency Authority

An agency with primary law enforcement authority is defined as the first responder to calls for service for all types of criminal incidents within its jurisdiction. Agencies are not considered to have primary law enforcement authority if they only: respond to or investigate specific type(s) of crime(s), respond to or investigate crimes within a correctional institution, serve warrants, provide courthouse security, transport prisoners, have cases referred to them for investigation or investigational support or only some combination of these.

Q1) Based on the definition above, does your agency have primary law enforcement authority? [Or, if contracting to receive services, does the agency that will be providing law enforcement services have primary law enforcement authority for the population to be served?]

Yes

Q2) Is your agency the first responder to all types of criminal incidents within your jurisdiction?

Yes

Q3) Agencies with jurisdiction limited only to correctional institutes and/or courthouse settings are not eligible under this program. Is your agency the first responder to citizen-initiated calls for service outside of a correctional institute and/or courthouse setting?

Yes

SECTION 3: GENERAL AGENCY INFORMATION**A. Applicant ORI Number SC02900**

The ORI number is assigned by the FBI and is your agency's unique identifier. The COPS Office uses the first seven characters of this number. The first two letters are your state abbreviation, the next three numbers are your county's code, and the next two numbers identify your jurisdiction within your county. If you do not currently have an ORI number, the COPS Office will assign one to your agency for the purpose of tracking your grant. ORI numbers assigned to agencies by the COPS Office may end in "ZZ."

B. Applicant Data Universal Numbering System (DUNS) Number: 086868944

A Data Universal Numbering System (DUNS) number is required prior to submitting this application. A DUNS number is a unique nine or thirteen digit sequence recognized as the universal standard for identifying and keeping track of entities receiving federal funds. For more information about how to obtain a DUNS number, please refer to the "How to Apply" section of the COPS Office Application Guide.

C. System for Award Management (SAM)

The System for Award Management (SAM) replaces the Central Contractor Registration (CCR) database as the repository for standard information about federal financial assistance applicants, recipients, and sub recipients. The U.S. Department of Justice requires that all applicants (other than individuals) for federal financial assistance maintain current registrations in the SAM database. Please note that applicants must update or renew their SAM registration at least once a year to maintain active status.

Applicants that were previously registered in the CCR database must, at a minimum:

Create a SAM account

Log into SAM and migrate permissions to the SAM account (all the entity registrations and records should already have been migrated).

Applicants that were not previously registered in the CCR database must register in SAM prior to registering in Grants.gov. Information about SAM Registration procedures can be accessed at <http://www.sam.gov>.

For more information about how to register with SAM, please refer to the "How to Apply" section of the COPS Office Application Guide.

Your SAM Registration is set to expire on: 12/18/2016

Please enter date in MM/DD/YYYY format.

Note: If your SAM registration is set to expire prior to September 30, 2016, please renew your SAM Registration prior to completing this application. Contact the SAM Service Desk at 866-606-8220 or view/update your registration information at <http://www.sam.gov>

D. Geographic Names Information System (GNIS) ID: 1241694

Please enter your Geographic Names Information System (GNIS) Identification Number. This is a unique ID assigned to all geographic entities by the U.S. Geological Survey. To look up your GNIS Feature ID, please go to the website: <http://geonames.usgs.gov/domestic/index.html>. For more information about how to obtain a GNIS number, please refer to the "How to Apply" section of the COPS Office Application Guide.

E. Cognizant Federal Agency:

Select the legal applicant's Cognizant Federal Agency. A Cognizant Federal Agency, generally, is the federal agency from which your jurisdiction receives the most federal funding. Your Cognizant Federal Agency also may have been previously designated by the Office of Management and Budget. Applicants that have never received federal funding should select "Department of Justice" as the Cognizant Federal Agency.

F. Fiscal Year: From to

Please enter date in MM/DD/YYYY format.

G. Law Enforcement Agency Sworn Force Information

1. Enter the Fiscal Year Budgeted Sworn Force Strength for the current fiscal year below. The budgeted number of sworn officer positions is the number of sworn positions funded in your agency's budget, including funded but frozen positions, as well as state, Bureau of Indian Affairs, or locally funded vacancies. Do not include unfunded vacancies or unpaid/reserve officers.

a. Number of officers funded in agency's current fiscal year budget:

Full-Time:

Part-Time:

H. Civilian Staffing

1. Enter the number of civilian positions funded in agency's current fiscal year budget:

a. Number of civilian positions funded in agency's current fiscal year budget:

Full-Time:

Part-Time:

I. U.S. Department of Justice and Other Federal Funding

Applicants are required to disclose whether they have pending applications for federally funded assistance or active federal grants that support the same or similar activities or services for which grant funding is being requested under this application.

Be advised that as a general rule COPS Office grant funding may not be used for the same item or service funded through another funding source. However, leveraging multiple funding sources in a complementary manner to implement comprehensive programs or projects is encouraged and is not seen as inappropriate. To aid the COPS Office in the prevention of awarding potentially duplicative funding, please indicate whether your agency has a pending application or an active grant with any other federal funding source (e.g. direct federal funding or indirect federal funding through state sub awarded federal funds) that supports the same or similar activities or services as being proposed in this COPS Office application. (check all that apply):

Bureau of Justice Assistance (BJA)

- ☐ Pending Application
☒ Active Grant

Office of Justice Programs (OJP)

- ☐ Pending Application
☒ Active Grant

Office of Juvenile Justice and Delinquency Prevention (OJJDP)

- ☐ Pending Application
☐ Active Grant

Office on Violence Against Women (OVW)

- ☒ Pending Application
☐ Active Grant

National Institute of Justice (NIJ)

- ☐ Pending Application
☐ Active Grant

Office for Victims of Crime (OVC)

- ☐ Pending Application
☐ Active Grant

Other U.S. Department of Justice Funding

- ☐ Pending Application
☐ Active Grant

Other Federal or State Sub-awarded Funding

- ☐ Pending Application
☒ Active Grant

Please specify the other Federal or State Sub awarded funding source(s)

Homeland Security

☐ No Federal or State Sub-awarded Funding

SECTION 4: EXECUTIVE INFORMATION

Note: Listing individuals without ultimate programmatic and financial authority for the grant could delay the review of your application, or remove your application from consideration.

A. Law Enforcement Executive/Agency Executive Information:

For Law Enforcement Agencies: This is the highest ranking law enforcement official within your jurisdiction (e.g., Chief of Police, Sheriff, or equivalent). The section below has been pre-populated from the information listed in your COPS Office Agency Portal Account. If this information is no longer correct, please log in to your COPS Office Agency Portal account and make the necessary corrections before proceeding with this application. For assistance, please call the COPS Office Response Center at 800-421-6770. For Non-Law Enforcement Agencies: This is the highest ranking individual in the applicant agency (e.g., chief executive officer, president, chairperson, director) who has the authority to apply for this grant on behalf of the applicant agency. If the grant is awarded, this position will ultimately be responsible for the programmatic implementation of the award. The section below has been pre-populated from the information listed in your COPS Office Agency Portal Account. If this information is no longer correct, please log in to your COPS Office Agency Portal account and make the necessary corrections before proceeding with this application. For assistance, please call the COPS Office Response Center at 800-421-6770.

Title: Sheriff

First Name: Barry MI: S Last Name: Faile Suffix:

Agency Name: Lancaster County Sheriff's Department

Street1: P.O. Box 908

Street2: 1520 Pageland Hwy.

City: Lancaster State: SC Zip / Postal Code: 29721

Telephone Number: 8033132121 Fax: 8032869823 Email: SheriffFaile@lacosco.org

Edit Contact Information

If your agency previously indicated in Section 2, that if awarded, this grant would be used in a written contracting arrangement to receive law enforcement services (e.g., a town which is contracting with a neighboring sheriff's department to receive services), then question 4A, should display the executive information for the agency which will be providing the law enforcement services under this grant (e.g., Sheriff). Question 4B should display the executive information for the government agency which will be receiving the law enforcement services under this grant (i.e., Mayor, City Manager, etc.). Before proceeding with this application, we ask that you please log onto the COPS Office Agency Portal to update the agency providing law enforcement services as your Law Enforcement Executive/Agency Executive Information. This information will be used to populate Section 4 of this application, so please ensure its accuracy.

B. Government Executive/Financial Official Information:

For Government Agencies: This is the highest ranking government official within your jurisdiction (e.g., mayor, city administrator, or equivalent). The section below has been pre-populated from the information listed in your COPS Office Agency Portal Account. If this information is no longer correct, please log in to your COPS Office Agency Portal account and make the necessary corrections before proceeding with this application. For assistance, please call the COPS Office Response Center at 800-421-6770. For Non-Government Agencies: This is the financial official who has the authority to apply for this grant on behalf of the applicant agency (e.g., chief financial officer, treasurer). If the grant is awarded, this position will ultimately be responsible for the financial management of the award. Please note that information for non-executive positions (e.g., clerks, trustees) is not acceptable. The section below has been pre-populated from the information listed in your COPS Office Agency Portal Account. If this information is no longer correct, please log in to your COPS Office Agency Portal account and make the necessary corrections before proceeding with this application. For assistance, please call the COPS Office Response Center at 800-421-6770.

Title: County Administrator

First Name: Steve MI: Last Name: Willis Suffix:

Agency Name: Lancaster County Sheriff's Department

Street1: P.O. Box 1809

Street2:

City: Lancaster State: SC Zip / Postal Code: 29721

Telephone Number: 803-416-9300 Fax: 803-285-1567 Email: swillis@lancastercountysc.net

Edit Contact Information

C. Application Contact Information:

Application Contact: Enter the application contact's name and contact information.

Title: Grant Manager

First Name: Kristal MI: R Last Name: Stroud Suffix: Select One...

Agency Name: Lancaster County Sheriff's Office

Street1: PO Box 908

Street2:

City: Lancaster State: SC Zip / Postal Code: 29721

Telephone Number: 803-313-2105 Fax: 803-286-9823 Email: kristal@lacosco.net

SECTION 5A: COPS HIRING PROGRAM OFFICER REQUEST

Part I

Enter the Fiscal Year Actual Sworn Force Strength as of the date of this application. The actual number of sworn officer positions is the actual number of sworn positions employed by your agency as of the date of this application. Do not include funded but currently vacant positions or unpaid positions.

Number of officers employed by your agency as of the date of this application:

Full-Time:

107

Part-Time:

3

What is the actual population your department serves as the primary law enforcement entity?

85842

This may or may not be the same as your census population. For example, a service population may be the census population minus incorporated towns and cities that have their own police department within your geographic boundaries or estimates of ridership (e.g., transit police) or visitors (e.g., park police). An agency with primary law enforcement authority is defined as having first responder responsibility to calls for service for all types of criminal incidents within its jurisdiction.

For FY 2016 COPS Hiring Program (CHP) applicants are eligible to apply for the number of officers equal to 5% of their actual sworn force strength up to a maximum of 25 officers. Agencies with a sworn force of twenty or fewer officers may apply for one (1) officer position. Agencies with a service population of 1 million or more may apply for up to 25 officer positions; however, agencies with a service population less than 1 million may apply for up to 15 officer positions.

FY 2016 CHP grant funds cover 75 percent of the approved entry-level salary and fringe benefits of each newly-hired and/or rehired, full-time sworn career law enforcement officer for three years (36 months) up to \$125,000 per officer position. CHP grant funding will be based on your agency's current entry-level salaries and fringe benefits for full-time sworn officers.

If your agency requests officers to be deployed as school resource officers (SRO), ALL OF THE OFFICER POSITIONS REQUESTED BELOW MUST BE USED TO DEPLOY FULL-TIME school resource officers. Applicants in this focus area are encouraged to refer to Recommendation 4.6 in the Interim Report of the President's Task Force on 21st Century Policing for suggested actions to incorporate into your proposed community policing strategy.

[http://cops.usdoj.gov/pdf/taskforce/TaskForce_FinalReport.pdf] Do not request more officer positions than your agency can expect to deploy in this capacity. A "school resource officer" is a career law enforcement officer, with sworn authority, who is engaged in community policing activities and is assigned by the employing agency to work in collaboration with schools. If awarded a grant for SRO position(s), please note that the COPS Office requires that the officer(s) deployed into the SRO position(s) spend a minimum of 75 percent of their time in and around primary and secondary schools working on school and youth-related activities. The placement of law enforcement officers in school carries a risk of contributing to a "school-to-prison pipeline" process where students are arrested or cited for minor, non-violent behavioral violations and then diverted to the juvenile court system. This pipeline wastes community resources and can lead to academic failure and greater recidivism rates for these students. If awarded, the grantee will agree that any officers deployed while implementing School-based Policing under the COPS Hiring Program grant may not be involved in the administrative discipline of the students.

There must be an increase in the level of community policing activities performed in and around primary or secondary schools in the agency's jurisdiction as a result of the grant. The time commitment of the funded officers must be above and beyond the amount of time that the agency devoted to the schools before receiving the grant. Grantees using CHP funding to hire or deploy school resource officers into schools agree that a signed memorandum of understanding (MOU) between the law enforcement agency and the school partner(s) must be submitted to the COPS Office before obligating or drawing down funds under this award. An MOU is not required at time of application; however, if the law enforcement agency already has an MOU in place that is applicable to the partnership, the MOU can be submitted as an attachment in Section 13 of the grant application. The MOU must contain the following: the purpose of the MOU, clearly defined roles and responsibilities of the school district and the law enforcement agency focusing officers' roles on safety, information sharing, supervision responsibility, and chain of command for the SRO and signatures. If awarded, grantee will agree that the MOU must be submitted to the COPS Office 90 days from the date shown on the award congratulatory letter. Implementation of the COPS Hiring Program grant without submission and acceptance of the required MOU may result in expenditures not being reimbursed by the COPS Office and/or award de-obligation.

In addition, in Section 6B, you must select "School Based Policing through School Resource Officers" under "Child and Youth Safety Focus" as your focus area.

Is your agency requesting that all of these officer positions be deployed as school resource officers (SROs)?

No ☒

Based on the information provided in this application:

Your agency is eligible to apply for up to the number of officer position(s) shown below.

6

How many entry-level, full-time officer positions is your agency requesting in this application?

2

IMPORTANT: If you later return to this section of the application and change the above number of officers you are requesting, you must then go to Section 14A, Part 1 to allow the application to recalculate your budget figures. You will also need to adjust your projection of your Federal/Local share costs in the chart located in Section 14A, Part 3. Failure to do this will cause a conflict in your budget submission. Next, your agency must allocate the number of positions requested under each of the three hiring categories described below based on your agency's current needs at the time of this application. Please be mindful of the initial three-year grant period, and your agency's ability to fill and retain the officer positions awarded, while following your agency's established hiring policies and procedures. CHP grant awards will be made for officer positions requested in each of the three hiring categories, and grantees are required to use awarded funds for the specific categories awarded.

It is imperative that your agency understand that the COPS Office statutory nonsupplanting requirement mandates that grant funds may only be used to supplement (increase) a grantee's law enforcement budget for sworn officer positions and may not supplant (replace) state, local, or tribal funds that a grantee otherwise would have spent on officer positions if it had not received a grant award. This means that if your agency plans to

(a) hire new officer positions (including filling existing vacancies that are no longer funded in your agency's budget): It must hire these new additional positions on or after the official grant award start date, above its current budgeted (funded) level of sworn officer positions, and otherwise comply with the nonsupplanting requirement as described in detail in the grant owner's manual.

(b) rehire officers who have been laid off by any jurisdiction as a result of state, local, or tribal budget reductions: It must rehire the officers on or after the official grant award start date, maintain documentation showing the date(s) that the positions were laid off and rehired, and otherwise comply with the nonsupplanting requirement as described in detail in the grant owner's manual.

(c) Rehire officers who are (at the time of application) currently scheduled to be laid off (by your jurisdiction) on a specific future date as a result of state, local, or tribal budget reductions: It must continue to fund the officers with its own funds from the grant award start date until the date of the scheduled lay-off (for example, if the CHP award start date is September 1 and the lay-offs are scheduled for November 1, then the CHP funds may not be used to fund the officers until November 1, the date of the scheduled lay-off); identify the number and date(s) of the scheduled lay-off(s) in this application (see below); maintain documentation showing the date(s) and reason(s) for the lay-off; and otherwise comply with the nonsupplanting requirement as described in detail in the grant owner's manual. [Please note that as long as your agency can document the date that the lay-off(s) would occur if CHP funds were not available, it may transfer the officers to the CHP funding on or immediately after the date of the lay-off without formally completing the administrative steps associated with a lay-off for each individual officer.]

Documentation that may be used to prove that scheduled lay-offs are occurring for local economic reasons that are unrelated to the availability of CHP grant funds may include (but are not limited to) council or departmental meeting minutes, memoranda, notices, or orders discussing the lay-offs; notices provided to the individual officers regarding the date(s) of the lay-offs; or budget documents ordering departmental or jurisdiction-wide budget reductions. These records must be maintained with your agency's CHP grant records during the grant period and for three years following the official closeout of the CHP grant in the event of an audit, monitoring, or other evaluation of your grant compliance.

If your agency's request is funded, your agency will have the opportunity after the award announcement to request a grant modification to move awarded funding into the category or categories that meet your agency's law enforcement needs at that time (including updating the dates of future scheduled lay-offs).

If you need additional information regarding requesting a modification, please contact the COPS Office Response Center at 1-800-421-6770.

Category A: New, additional officer positions (including filling existing vacancies no longer funded in your agency's budget).

Category A Request:

2

Category B: Rehire officers laid off (from any jurisdiction) as a result of state or local budget reductions.

Category B Request:

0

Category C: Rehire officers scheduled to be laid off (at the time of the application) on a specific future date as a result of state or local budget reductions.

We also need some information about when the layoff of officers in this category is scheduled to occur. In the space below, please indicate when the officer(s) specified in this category are scheduled to be laid off.

To enter your information, click "Add a New Officer Layoff". To save your submission, click "Save" before moving to the next section.

Number of Officers	Date these officers are scheduled to be laid off	Action
--------------------	--------------------------------------------------	--------

Add a New Officer Layoff

Total Category C Request: 0

Part 3

As noted previously, the number of officers an applicant can request under the COPS Hiring Program in 2016 is capped. However, the COPS Office is interested in learning more about the overall need for officer positions within your department. Therefore, if no officer caps were in place, what is the total number of officers that your agency would be requesting in this application?

Hire

2

Re-Hires

0

Lay Off

0

Part 4

1. Under the 2016 COPS Hiring Program, applicants are not required to hire post-September 11, 2001 military veterans as new hires. However, the COPS Office supports the Attorney General's commitment to hiring military veterans whenever possible. Please note that if your agency checks "yes" to the question below, your agency will be required to maintain documentation that it made every effort possible (consistent with your internal procedures and policies) to hire at least one military veteran.

Does your agency commit to hire and/or rehire at least one post-September 11, 2001 military veteran (as defined in the Application Guide) for the officer position(s) you have requested?

☒ Yes

No

If yes, how many officer position(s) from your total 2016 CHP request does your agency anticipate filling with post-September 11, 2001 military veterans?

1

Part 5

The following questions will help Congress and the U.S. Department of Justice identify potential gaps in training. This information will not be used in the scoring/evaluation of your application.

1. On average how many hours of IN-SERVICE (non recruit) training (e.g. FTO, continuing professional education, roll call, standard) are required annually for each of your agency's officers/deputies in the following categories (if none, please indicate 0 hours)?

Use of force (hours)

12

De-escalation of conflict (hours)

Racial and ethnic bias that includes elements of implicit/unconscious bias (hours)

Gender bias in response to domestic violence and sexual assault (hours)

Bias towards lesbian, gay, bisexual, and transgender (LGBT) individuals (hours)

Community engagement (e.g., community policing and problem solving)(hours)

2. Does your agency administer a police training academy?

SECTION 6B: LAW ENFORCEMENT & COMMUNITY POLICING STRATEGY

Community Policing Strategy

COPS Office grants must be used to reorient the mission and activities of law enforcement agencies through initiating community policing or enhancing their involvement in community policing with the officers hired under this grant program or an equal number of veteran officers who have been redeployed to implement this plan after hiring the entry-level COPS Office-funded officers. If awarded funds, your responses to sections II(a) and II(b) that follow will constitute your agency's community policing strategy under this grant. Your organization may be audited or monitored to ensure that it is initiating or enhancing community policing in accordance with this strategy. The COPS Office may also use this information to understand the needs of the field, and potentially provide for training, technical assistance, problem solving and community policing implementation tools. Please note that the COPS Office recognizes that your COPS Office-funded officer(s) (or an equal number of veteran officers who are redeployed after hiring the entry-level COPS Office-funded officers) will engage in a variety of community policing activities and strategies, including participating in some or all aspects of your identified community policing strategy. Your community-policing strategy may be influenced and impacted by others within and outside of your organization; this is considered beneficial to your community policing efforts.

At any time during your grant, you should be prepared to demonstrate (1) the community policing activities engaged in prior to the grant award that are detailed in section I of this application and (2) how the grant funds and grant-funded officers (or an equal number of redeployed veteran officers) were specifically used to enhance (increase) or initiate community policing activities according to your community policing strategy contained in sections II (a) and II (b) of this application.

Finally, we also understand that your community policing needs may change during the life of your grant. Minor changes to this strategy may be made without prior approval of the COPS Office; however, grantees will be required to report on progress and changes to the community policing strategy (if any) through required progress reports. If your agency's community policing strategy changes significantly, you must submit those changes to the COPS Office for approval. Changes are significant if they deviate from the specific crime problems(s) originally identified and approved in the community policing strategy submitted with the application. In some cases, changes to the approved community policing approaches may also be deemed significant and may require approval of a modified community policing strategy by the COPS Office, depending on the scope and nature of those changes as identified in the quarterly progress reports.

The following is the COPS Office definition of community policing that emphasizes the primary components of community partnerships, organizational transformation, and problem solving. Please refer to the COPS Office web site (<http://www.cops.usdoj.gov>) for further information regarding this definition.

Community policing is a philosophy that promotes organizational strategies that support the systematic use of partnerships and problem solving techniques to proactively address the immediate conditions that give rise to public safety issues, such as crime, social disorder, and fear of crime.

The COPS Office has completed the development of a comprehensive community policing self-assessment tool for use by law enforcement agencies. Based on this work, we have developed the following list of primary sub-elements of community policing. Please refer to the COPS Office web site (<http://www.cops.usdoj.gov>) for further information regarding these sub-elements.

Community Partnerships:

Collaborative partnerships between the law enforcement agency and the individuals and organizations they serve to both develop solutions to problems and increase trust in police.

Other Government Agencies

Community Members/Groups

Non-Profits/Service Providers

Private Businesses

Media

Organizational Transformation:

The alignment of organizational management, structure, personnel and information systems to support community partnerships and proactive problem-solving efforts.

Agency Management

Climate and culture

Leadership

Labor relations

Decision-making

Strategic planning

Policies

Organizational evaluations

Transparency

Organizational Structure

Geographic assignment of officers

Despecialization

Resources and finances

Personnel

Recruitment, hiring and selection

Personnel supervision/evaluations

Training

Information Systems (Technology)

Communication/access to data

Quality and accuracy of data

Problem Solving:

The process of engaging in the proactive and systematic examination of identified problems to develop effective responses that are rigorously evaluated.

Scanning: Identifying and prioritizing problems

Analysis: Analyzing problems

Response: Responding to problems

Assessment: Assessing problem-solving initiatives

Using the Crime Triangle to focus on immediate conditions (Victim/Offender/Location)

I. Current Organizational Commitment to Community Policing

1) For each of the following statements, please answer in terms of existing agency policies and practices as they relate to collaborative partnerships and problem solving activities. Please check all that apply.

ACTIVITY	Community Partnerships	Problem Solving
Q1a. The agency mission statement, vision, or goals includes references to:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Q1b. The agency strategic plan includes specific goals or objectives relating to:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Q1c. The agency recruitment, selection and hiring processes include elements relating to:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Q1d. Annual line officers evaluations assess performance in:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Q1e. Line officers receive regular (at least once every two years) training in:	<input type="checkbox"/>	<input checked="" type="checkbox"/>

2) Which of the following internal management practices does your agency currently employ? Please check all that apply.

- ☒ Assignment of officers to specific neighborhoods or areas for longer periods of time to enhance customer service and facilitate more contact between police and citizens
- ☒ Assignment of officers to geographic hot spots that are defined statistically by creating incident maps to identify geographic clustering of crime and disorder
- ☐ In-service training for officers on basic and advanced community policing principles
- ☒ Early Intervention Systems that help identify officers who may be showing signs of stress, personal problem, and questionable work conduct
- ☐ Alternatives to formal disciplinary practices that encourage ethical behavior
- ☐ None of the above

3) Which of the following do you count/measure to annually assess your agency's overall performance? Please check all that apply.

- ☒ Response times
- ☒ Reported crimes
- ☒ Reported incidents
- ☒ Arrests and citations
- ☐ Problem solving outcomes
- ☐ Department employee satisfaction
- ☒ Clearance rates
- ☒ Complaints of officer behavior
- ☒ Reduction of crime in identified hot spots
 - ☐ Repeat calls for service
 - ☐ Social disorder/nuisance problems (e.g., graffiti, panhandling, loitering)
- ☒ Satisfaction with police services
 - ☐ Fear of crime
 - ☐ Victimization (i.e., non-reported crime)
 - ☐ Community meetings held/attended
- ☒ Use of force incidents
 - ☐ Meeting the priorities as identified in your agency strategic plan
 - ☐ My agency does not conduct annual assessments of overall performance

4) Through which of the following does your agency routinely share information with community members? Please check all that apply.

- ☒ Neighborhood, beat, and/or school meetings
- ☒ Local media outlets
- ☐ Agency newsletter
- ☐ Neighborhood newsletters
- ☒ Agency website
- ☒ Social networking (Blogs, Twitter feeds, Facebook pages, etc.)
- ☒ Citizen alert system (telephone, email, text, etc.)
- ☐ Citizen alert system that is geographically targeted, based on updated hot spots
- ☐ Public access television/radio
- ☐ Community organization board membership
- ☐ Public forums with chief/sheriff/command staff
- ☒ Posters, billboards, flyers
- ☐ None of the above

5) Through which of the following ways does your agency formally involve community members in influencing agency practices and operations? Please check all that apply.

- ☐ Citizen police academies
- ☒ Volunteer activities
- ☒ Auxiliary police programs
 - ☐ Civilian review boards (i.e. disciplinary review boards)
- ☐ Citizen advisory groups (i.e. informal advisory function)
- ☐ Involvement in hiring decisions (interview panels, selection boards, etc.)
- ☐ Involvement in contributing to annual line officer performance reviews
- ☐ Representation on promotional boards
- ☐ Participation in accountability and performance reporting and tracking meetings
- ☐ Participation in complaint resolution process (formal mediation, disciplinary boards, etc.)
- ☐ None of the above

II(a) Proposed Community Policing Strategy: Problem Solving and Partnerships

COPS Office grants must be used to initiate or enhance community policing activities with either the newly hired officers funded by this grant program or an equivalent number of veteran officers who are redeployed to implement this community policing strategy after hiring the additional entry-level officers with COPS Office grant funds. In this section you will be asked to identify the crime and disorder problem/focus area and the partners to be engaged through your requested COPS Office funding. Identifying the specific problem/focus area and partnerships that your agency plans to focus on is important to ensure that you satisfy the requirements for COPS Office funding under this program and to ensure that ultimately the additional grant-funded officers (or equivalent number of redeployed veteran officers) will initiate or enhance your agency's capacity to implement community policing strategies and approaches.

6) Using the following list, select a problem/focus area that will be addressed by the officers requested in this application. Please choose the option that best fits your problem. You may select one problem/focus area to address through this grant funding.

When identifying a problem, it is important to think about the nature of similar incidents that taken together comprise the problem and accordingly describe it in precise, specific terms (e.g. "burglary of retail establishments", rather than just "burglary"). In doing this, it can be helpful to consider all aspects of the problem, including the likely offenders, the suitable targets/victims, and how these come together in time and space.

Child and Youth Safety Focus

- ☐ Child Sexual Predators and Internet Safety
- ☐ Children Exposed to Violence
- ☐ Youth Crime and Delinquency

Child and Youth Safety Focus

School Based Policing through School Resource Officers

By selecting this focus area, your agency is committing that if awarded, all officer positions requested in this application (or an equivalent number of redeployed veteran officers) will be used to deploy school resource officers and address problems in and around primary and secondary schools.

Please specify the areas the school resource officer(s) would address (check all that apply):

- ☐ Address crime problems, gangs, and drug activities affecting or occurring in or around an elementary or secondary school;
 - ☐ Develop or expand crime prevention efforts for students;
 - ☐ Educate youth in crime prevention and safety;
 - ☐ Develop or expand community justice initiatives for students;
 - ☐ Train students in conflict resolution, restorative justice, and crime awareness;
 - ☐ Assist in the identification of physical changes in the environment that may reduce crime in or around the school;
 - ☐ Assist in developing school policy that addresses crime and to recommend procedural changes to enhance school safety.
 - ☐ Other Area

(Please Specify Other Area)

- ☐ Other Child and Youth Safety Focus (please specify)

Drug Related Problems

- ☐ Drug Manufacturing/Trafficking
- ☐ Drug Dealing
- ☐ Drug Abuse
- ☐ Other Drug Related Problem (please specify)

Homeland Security Problems

- ☐ Protecting Critical Infrastructure Problems
- ☐ Information or Intelligence Problems
- ☐ Other Homeland Security Problem (please specify)

Non-Violent Crime Problems

- ☐ Burglary
- ☐ Fraud
- ☐ Larceny/Theft (Non-Motor Vehicle)
- ☐ Motor Vehicle Theft/Theft from Motor Vehicle
- ☐ Vandalism
- ☐ Social Disorder
- ☐ Quality of Life Problem
- ☐ Prostitution
- ☐ Other Non-Violent Crime Problem (please specify)

Building Trust Applicants selecting any of the following Building Trust Focus Areas are encouraged to refer to the Interim Report of the President's Task Force on 21st Century Policing for suggested actions to incorporate into your proposed community policing strategy.
[http://cops.usdoj.gov/pdf/taskforce/Interim_TF_Report.pdf]

- ☐ Impartial Policing
- ☐ Transparency
- ☐ Fairness and Respect
- ☒ Community Engagement

If selected: Please specify your community engagement focus; for example: community outreach mechanisms (i.e. website, social media, reverse 311), regular or effective community meetings, and interaction with or knowledge about community stakeholders.

Develop Knowledge and Increase awareness with community stakeholders.

- ☐ Diversifying Police Departments
- ☐ Other Building Trust Focus (please specify)

Traffic/Pedestrian Safety Problems

- ☐ Traffic Congestion
- ☐ Pedestrian Safety
- ☐ Driver Safety
- ☐ Traffic Accidents
- ☐ Other Traffic/Pedestrian Safety Problem (please specify)

Violent Crime Problems

- ☐ Assault
- ☐ Homicide
- ☐ Rape
- ☐ Robbery
- ☐ Domestic/Family Violence
- ☐ Gun Violence
- ☐ Other Violent Crime Problem (please specify)

6a) Briefly describe the problem/focus area that you will address with these grant funds and your approach to the problem. (4,000 characters or less)

Our overall goal of this project is to proactively promote public trust, create opportunities in communities for positive interaction with officers and to build relationships with community residents and business/organizations. The Lancaster County Sheriff's Office knows that there is lots of room for developing more knowledge on how important community policing activities are and it is our goal to develop a program that will not only benefit us and the community now, but in the future. By showing that this project is successful, we intend to increase awareness to other communities in the county and let the Community Service Liaisons take the project's successes to other parts of the county.

Two officers (CSL) will work in the community to promote public trust and serve as the liaison between the community and the other officers that are assigned patrol duties in those areas. We have divided our County into three different districts and in each district we have assigned zones. Each officer is assigned a district and zone and they work their district/zones each time they work. We have two zones within our District 2 that has the highest rate of violent crimes. The Community Services Liaisons (CSL's) will be placed in those two zones that we have the highest rate of violent crimes. The CSL's will work with community members to ensure that the law-abiding citizens are not being targeted just because they reside in this community. Officers will attend training that deals with procedural justice and bias as well as ethics and any other training that the liaisons and command staff sees fit.

6b) Will the problem/focus area described above be addressed with an explicit place-based strategy (e.g. hot-spot policing) that targets specific addresses or locations with a disproportionate share of crime or disorder?

☒ Yes

☐ No

6c) Which of the following activities will your agency and officers hired under this grant (or an equivalent number of redeployed veteran officers) engage in as it pertains to your identified crime hot spot? (please check all that apply):

- ☒ Enhance enforcement efforts (sweeps or increased patrol)
- ☐ Targeted community alerts
- ☒ Prevention efforts directed at high-risk victims
- ☐ Prevention efforts directed at high-risk offenders
- ☐ On-going identification of crime concentrations by qualified analysts
- ☐ Formal evaluations of the effectiveness of interventions (e.g. using pre/post-test and/or comparison groups)
- ☐ None of the above

7) Which of the following information sources did you use to prioritize this problem/focus area as a problem/focus area to address through this grant program (please check all that apply):

- ☒ Police department data (e.g. police reports, calls for service, crime data, citizen complaints)
- ☒ Agency personnel (e.g. officer feedback, command staff priorities)
- ☐ Other local non-law enforcement government agency data
- ☒ Community based organizations (e.g. faith based, non-profits, social service providers)
- ☐ Local businesses
- ☒ Individual community members/community meetings
- ☐ Community survey
- ☐ Local government officials
- ☐ The media
- ☐ None of the above

8) If awarded funds, my agency will improve our understanding of this problem/focus area by examining (please check all that apply):

- ☒ Routinely collected law enforcement data/information related to the problem (e.g. arrest, incident reports, calls for service)
- ☒ The location and/or time aspects of the problem/focus area (e.g. mapping)
- ☒ The conditions and environmental factors related to the problem/focus area
- ☒ The strengths and limitations of current responses to the problem/focus area
- ☒ Non-law enforcement data/information related to the problem/focus area (e.g. insurance crash data, other government agency data, census data, survey data)
- ☒ Existing research and best practices related to the problem/focus area
- ☒ Data/information from the community related to the problem/focus area (e.g. resident associations, business groups, non-profit community service organizations)
- ☒ Information about offenders contributing to the problem/focus area (e.g. offender interview, arrest records)
- ☒ Information about victims affected by the problem/focus area (e.g. crime reports, victim interviews)

- ☒ Strengths and weaknesses of previous responses to the problem/focus area
- ☐ None of the above

9) If awarded funds my agency will use the following information sources to assess our response to this problem/focus area to determine whether the response was implemented and achieved the desired outcomes (please check all that apply):

- ☒ Routinely collected law enforcement data/information related to the problem/focus area (e.g. arrests, incident reports, calls for service)
- ☒ Data/information regarding whether the response was implemented as planned
- ☒ Police data collected for this specific problem/focus area (e.g. problem-specific surveys, field interview contact cards)
- ☒ Non-police data/information related to the problem/focus area (e.g. insurance crash data, other government agency data, census data, survey data)
- ☒ Data/information from the community related to the problem/focus area (e.g. resident associations, business groups, non-profit community service organizations)
- ☒ Information about offenders contributing to the problem/focus area (e.g. offender interview, arrest records, probation/parole data)
- ☒ Information about victims and/or stake holders affected by the problem/focus area (e.g. crime reports, victim interviews)
- ☐ None of the above

10) To the best of your ability at this time, please select from the below list what your primary goals are in responding to your selected problem/focus area (please select up to 3):

- ☒ Eliminating the problem/focus area
- ☒ Reducing the number of incidents
- ☒ Increasing public trust in your agency
 - ☐ Reducing the seriousness of the incidents or the amount of harm
 - ☐ Reducing the number of victims and repeat victims
 - ☐ Reducing the number of offenders and repeat offenders
 - ☐ Moving the problem/focus area to another area
 - ☐ Getting other agencies and stake holders to assume responsibility for the problem/focus area
- ☐ Improving the response to the problem/focus area (i.e. more comprehensive and coordinated way of dealing with the problem/focus area, providing better services to victims, or greater efficiency in dealing with the problem/focus area)
 - ☐ Improving citizen perceptions of the problem/focus area
 - ☐ Increasing the number of arrests/citations
 - ☐ Reducing the number of calls for service
- ☐ None of the above

11) An important part of a comprehensive community policing strategy is the formation of partnerships, such as working with other public agencies, private organizations, or participation in regional law enforcement partnerships. If awarded funds, will your agency and the grant funded officers (or an equivalent number of redeployed veteran officers) initiate or enhance a partnership with an external group/organization to develop responses to this problem/focus area?

- ☒ Yes
- ☐ No

11a) If awarded funds, how many external groups/organizations will your agency initiate or enhance a partnership with to develop responses to this problem/focus area?

30

11b) Name the most important external groups/organizations that your agency will initiate or enhance a partnership with to develop responses to this problem/focus area (maximum of three partners). Note: you may attach optional letters of this support from any or all of these prospective partners in Section 13 of the application. You will be limited to listing no more than three partners per public safety problem/focus area.

Partner Number	Partner Name	11c/11d	Action
11c) For this partner, please indicate the statement that best characterizes this partner: <ul style="list-style-type: none"> <input type="checkbox"/> Local government agencies (non-law enforcement, e.g., probation/parole, parks and recreation, code enforcement) <input type="checkbox"/> Community based organizations (e.g., faith based, community redevelopment groups, social service providers, resident associations) <input type="checkbox"/> Businesses operating in the community <input type="checkbox"/> Tribal law enforcement agencies <input type="checkbox"/> Federal, state, or local law enforcement agencies (non-tribal) including through multi-jurisdictional/regional partnerships <input type="checkbox"/> Local educational institutions (schools/colleges/universities) <input type="checkbox"/> Individual stakeholders (persons residing, working, or with an interest in the community or problem) 			
1	Lancaster County School District		Edit Delete
11c) For this partner, please indicate the statement that best characterizes this partner: <ul style="list-style-type: none"> <input type="checkbox"/> Local government agencies (non-law enforcement, e.g., probation/parole, parks and recreation, code enforcement) <input type="checkbox"/> Community based organizations (e.g., faith based, community redevelopment groups, social service providers, resident associations) 			
2	Palmetto Citizens against Sexual		Edit Delete

- ☐ Businesses operating in the community
- ☐ Tribal law enforcement agencies
- ☐ Federal, state, or local law enforcement agencies (non-tribal) including through multi-jurisdictional/regional partnerships
- ☐ Local educational institutions (schools/colleges/universities)
- ☐ Individual stakeholders (persons residing, working, or with an interest in the community or problem)

11c) For this partner, please indicate the statement that best characterizes this partner:

- ☐ Local government agencies (non-law enforcement, e.g., probation/parole, parks and recreation, code enforcement)
- ☐ Community based organizations (e.g., faith based, community redevelopment groups, social service providers, resident associations)
- ☒ Businesses operating in the community
- ☐ Tribal law enforcement agencies
- ☐ Federal, state, or local law enforcement agencies (non-tribal) including through multi-jurisdictional/regional partnerships
- ☐ Local educational institutions (schools/colleges/universities)
- ☐ Individual stakeholders (persons residing, working, or with an interest in the community or problem)

3

Alcohol and Drug Abuse Services

Edit Delete

II(b) Proposed Community Policing Strategy: Organizational Transformation

COPS Office grants must be used to initiate or enhance community policing activities. In this section you will be asked to identify the organizational change(s) that your agency plans to focus on through your requested COPS Office funding. Identifying the specific organizational change(s) that your agency plans to focus on is important to ensure that you satisfy the requirements for COPS Office funding under this program, and to ensure that ultimately the use of these funds will initiate or enhance your agency's capacity to implement community policing approaches.

12) If awarded funds, will your agency initiate or enhance any of the following internal changes to personnel management? (Select no more than 2 internal changes to personnel management that will be addressed with these grant funds.)

- ☒ Flexibility in officer shift assignments to facilitate addressing specific problems

Please provide a narrative for each internal change to personnel management identified (2,000 characters or less)

Two officers will work in the community to promote public trust and serve as the liaison between the community and the duty officers that are assigned patrol duties in those areas. We have divided our County into three different districts and in each district we have assigned zones. Each officer is assigned a district and zone and they work their district/zones each time they work. We have two zones within our District 2 that has the highest rate of violent crimes.

The two officers will have flexible shifts so that they can address specific problems/issues during the various shift times.

- ☒ Assignment of officers to specific neighborhoods or areas for longer periods of time to enhance customer service and facilitate more contact between police and citizens

Please provide a narrative for each internal change to personnel management identified (2,000 characters or less)

The Community Services Liaisons (CSL's) will be placed in those two zones that we have the highest rate of violent crimes. The CSL's will work with community members to ensure that the law abiding citizens are not being targeted just because they reside in this community.

Recruitment and hiring practices that reflect an orientation towards problem solving and community engagement

In-service training for officers on basic and advanced community policing principles

Field training officer (FTO) programs that teach and test problem solving, community engagement, and critical thinking skills

Further define and clarify community policing roles and expectations for officers

Personnel evaluation systems that assess officer activities, accomplishments, and performance related to problem solving and community engagement

Early intervention systems that help identify officers who may be showing early signs of stress, personal problems, and questionable work conduct

First-line supervisory skills to support officer problem solving and community engagement activities

Career development and/or promotional processes that reinforce problem solving and community engagement

None of the above

13) If awarded funds, will your agency initiate or enhance any of the following internal changes to agency management? (Select up to 2 internal changes to agency management that will be addressed with these grant funds.)

- ☐ Agency mission statement, vision, and/or goals that reflect the core values of community policing
- ☐ Agency strategic plan that outlines the goals and objectives around community policing and other departmental priorities
- ☐ Organizational performance measurement systems that include community policing metrics, and conduct annual assessments of agency performance
- ☐ Technology systems that provide officers, analysts, and the community better and more timely access to data and information
- ☐ Mediation strategies to resolve citizen complaints
- ☐ Collection, analysis, and use of crime data and information in support of problem solving goals
- ☒ Formal accreditation process

Please provide a narrative for each internal change to agency management identified (2,000 characters or less)

We currently hold CALEA and State accreditation. Accreditation is not a process the Sheriff is willing to let go, he will ensure that our department continues to meet the standards so that we can continue to obtain accreditation for this agency.

- ☐ System to capture and track problem solving and partnership efforts and activities
- ☐ An organizational assessment of community policing
- ☒ Level and frequency of communication with the community on crime problems and agency activities to enhance transparency

Please provide a narrative for each internal change to agency management identified (2,000 characters or less)

We intend to hold quarterly community meetings so that the Command Staff can also see/hear the difference this project is making in the community.

- ☐ None of the above

III. General Community Support and Engagement

14) Did your agency consult with any of the following groups/organizations on the development of this community policing strategy? Please check all that apply.

- ☒ Local government agencies (non-law enforcement, e.g. n probation/parole, parks and recreation, code enforcement)
- ☒ Community based organizations (e.g. faith based, community redevelopment groups, social service providers, resident associations)
- ☐ Businesses operating in the community
- ☐ Tribal law enforcement agencies (outside your jurisdiction)
- ☒ Other Federal, state, or local law enforcement agencies
- ☐ Multi-jurisdictional or regional task forces/partnerships
- ☒ Local educational institutions (schools/colleges/universities)
- ☒ Local government officials
- ☒ Individual stakeholders residing, working or with an interest in the community and/or problem
- ☐ None of the above

15) To what extent are there related governmental and/or community initiatives that complement your agency's proposed community policing strategy?

- ☐ a) There are a significant number of related initiatives
- ☐ b) There are a moderate number of related initiatives
- ☒ c) There are a minimal number of related initiatives
- ☐ d) There are no related initiatives

16) To what extent is there community support in your jurisdiction for implementing the proposed community policing strategy?

- ☒ a) High level of support
- ☐ b) Moderate level of support
- ☐ c) Minimum level of support

17) If awarded funds, to what extent will the community policing strategy impact the other components of the criminal justice system in your jurisdiction?

- ☒ a) Potentially decreased burden
- ☐ b) No change in burden
- ☐ c) Potentially increased burden

SECTION 7: NEED FOR FEDERAL ASSISTANCE

A. Explanation of Need for Federal Assistance

All applicants are required to explain their inability to address the need for this award without federal assistance. Please do so in the space below. [Please limit your response to a maximum of 4,000 characters.]

[With this funding, we will be able to create two new positions that will be the CSL's (Community Service Liaisons). We will follow our hiring process procedures to hire two people into these positions. We feel that we have some experience in community policing. A few years back we had a resident deputy program, but because of funding and turnover rates, we had to disbar that program. We have since went under a new Sheriff and new Command Staff and they see the need to start more community policing strategies. Without funding, we are unable to create these positions.]

B. Service Population

1. Enter the total population of the government entity applying for this grant using the latest census estimate available in the American Fact Finder at <http://FactFinder2.census.gov>.

85842

☐ 2. Check here if the population of the entity applying for this grant is not represented by U.S. Census figures (e.g., colleges, special agencies, school police departments, etc.).

3. What is the actual population your department serves as the primary law enforcement entity? 85842

This may or may not be the same as the population specified above. For example, a service population may be the census population minus incorporated towns and cities that have their own police department within your geographic boundaries or estimates of ridership (e.g., transit police) or visitors (e.g., park police). An agency with primary law enforcement authority is defined as having first responder responsibility to calls for service for all types of criminal incidents within its jurisdiction.

3a. If applicable, please explain why the service population differs from the census population:

C. Fiscal Health

1) Enter your law enforcement agency's total operating budget for the current AND previous two fiscal years. Please note: All figures must be rounded to the nearest whole dollar.

CURRENT FISCAL YEAR (2016) \$

8493401

PREVIOUS FISCAL YEAR (2015) \$

7814022

PREVIOUS FISCAL YEAR (2014) \$

6946384

2) Since January 1, 2015, what percentages of the following employees in your jurisdiction (city, county, state, tribal, university) have been reduced through lay-offs. Please note: All figures must be rounded to the nearest whole percent.

Civilian Law Enforcement Agency Personnel %

0

Sworn Law Enforcement Agency Personnel %

0

Other Government Agency Personnel %

0

3) The U.S. Census Bureau American Community Survey (ACS) provides multi-year poverty rate estimates for communities. Please go to the U.S. Census Bureau's American Fact Finder (<http://FactFinder2.census.gov>) to determine the percentage of individuals in poverty in your jurisdiction. For jurisdictions not included in the census (e.g., schools, universities, transit, parks), please check the box for "Not Applicable." Please see the program Application Guide for additional information and help in using the American Fact Finder. Please note: All figures must be rounded to the nearest whole percent.

Percentage of individuals in poverty %

21

☐ Not Applicable:

4) The Bureau of Labor Statistics' Local Area Unemployment Statistics (LAUS) program provides monthly estimates of unemployment for communities. Please go to the Bureau of Labor Statistics' LAUS website (<http://www.bls.gov/lau/data.htm>) to find detailed instructions for looking up your local area's unemployment rate. It may be necessary to select the nearest best match to your jurisdiction (for example, a city of fewer than 25,000 people may report their county level rate). Please see the program application guide for additional information and help in using the LAUS data. For jurisdictions not included in the census (e.g., schools, universities, transit, parks), please check the box for "Not Applicable". Please note: All figures must be rounded to the nearest whole percent.

Percentage Unemployed for December 2015

6

☐ Not Applicable:

5) Indicate if your jurisdiction has experienced any of the following events since January 1, 2015 (Check all that apply)

☐ A declaration of natural or other major disaster or emergency has been made pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act. (42 U.S.C. 5121 et seq.)

☐ A declaration as an economically or financially distressed area by the state in which the applicant is located.

☐ Downgrading of the applicant's bond rating by a major rating agency.

☐ Has filed for or been declared bankrupt by a court of law.

☐ Has been placed in receivership or its functional equivalent by the state or federal government.

☐ Taken on additional law enforcement duties and responsibilities resulting from an agency merger or the disbanding of a neighboring law enforcement agency (which did not result in a new or supplemented funded contract to provide these law enforcement services).

6) In addition to the data collected elsewhere in this application, the COPS Office would like to capture information from jurisdictions that may have faced an unanticipated catastrophic event that had a significant impact on the delivery of law enforcement services or have experienced an unusually large increase in the number of homicides in the past year. Examples of unanticipated catastrophic events include mass shootings, terrorist attacks, natural disasters, or other events leading to mass casualties that would not necessarily be reflected in the UCR crime statistics previously reported. Please note that if your jurisdiction is faced with an unanticipated catastrophic event (e.g., mass shooting, terrorist attack, other mass casualty event) after submission of this application, but before the application closing date, you should contact the COPS Office immediately at 800-421-6770 to update your application to include this information.

☐ If your agency experienced has an unanticipated catastrophic event or an unusually large increase in the number of homicides in the time period from January 1, 2015 to present, check this box.

7) The Promise Zone Initiative is part of the President's plan to create a better bargain for the middle class by partnering with local communities and businesses to create jobs, increase economic security, expand educational opportunities, increase access to quality, affordable housing and improve public safety. In exchange, these designees will receive the resources and flexibility they need to achieve their goals. The designees have agreed to and must demonstrate a collaborative effort- between private business and federal, state, tribal and local officials; faith-based and nonprofit organizations; children and parents- to ensure that hard work leads to a decent living for every American, in every community.

To be a Promise Zone, your jurisdiction must have been designated as such by the closing date of this solicitation.

☐ If your agency has a designated Promise Zone within its jurisdiction, check the box.

D. Property/Violent Crime

Please select at least one statement below:

- ☒ My agency can report crime data for all 3 years (please input in table below:).
- ☐ My agency cannot report crime data for 2015.
- ☐ My agency cannot report crime data for 2014.
- ☐ My agency cannot report crime data for 2013.

1) Using UCR crime definitions, enter the actual number of incidents reported to your agency in the previous three calendar years (2015, 2014, 2013) for the following crime types. Note that only those incidents for which your agency had primary response authority should be provided. Please enter 0 (zero) to indicate no incidents in a particular year/type. Leave blanks only where data is unavailable.

UCR Data	2015	2014	2013
Criminal Homicide	5	1	6
Forcible Rape	15	35	23
Robbery	35	38	31
Aggravated Assault	205	226	228
Burglary	619	509	656
Larceny (except motor vehicle theft)	1369	1396	1425
Motor Vehicle Theft	96	93	84

SECTION 8: CONTINUATION OF PROJECT AFTER FEDERAL FUNDING ENDS

If you are applying for a COPS Office grant with a post-award retention plan requirement, please complete A. If you are applying for a COPS Office grant without a post-award retention plan requirement, please complete B.

A. Continuation of Project after Federal Funding Ends (for COPS Office grants with a retention plan requirement)

Applicants must plan to retain all sworn officer positions awarded under your COPS Office hiring grant for a minimum of 12 months at the conclusion of 36 months of federal funding for each position. The retained COPS Office-funded positions should be added to your agency's law enforcement budget with state and/or local funds at the end of grant funding, over and above the number of locally-funded sworn officer positions that would have existed in the absence of the grant. These additional position(s) must be retained using state, local, or other nonfederal funding only. You may not use funds awarded by other federal grants to cover the costs of retention. At the time of grant application, applicants must affirm that they plan to retain the positions and identify the planned source(s) of retention funding. We understand that your agency's source(s) of retention funding may change during the life of the grant. Your agency should maintain proper documentation of any changes in the event of an audit, monitoring or other evaluation of your grant compliance. Please refer to the frequently asked questions on retention which can be found here <http://www.COPS.usdoj.gov/Default.asp?Item=2367>.

1. Will your agency plan to retain any additional positions awarded under this grant for a minimum of 12 months at the conclusion of federal funding for each position?

Yes ✓

Note: Agencies that do not plan to retain all the positions awarded under this grant are ineligible to receive CHP funding

2. Please identify the source(s) of funding that your agency plans to utilize to cover the costs of retention: (check all that apply)

- ☒ General funds
- ☐ Raise bond/tax issue
- ☐ Private sources/donations
- ☐ Nonfederal asset forfeiture funds (subject to approval from the state or local oversight agency)
- ☐ Fundraising efforts
- ☐ State, local, or other nonfederal grant funding
- ☐ Other

If other, please provide a brief description of the source(s) of funding not to exceed 500 characters.

SECTION 12: OFFICIAL PARTNER(S) CONTACT INFORMATION

An official "partner" under the grant may be a governmental, private, school district, or other applicable entity that has established a legal, contractual, or other agreement with the applicant for the purpose of supporting and working together for mutual benefits of the grant. Please see the COPS Office application guide for more information on official partners that may be required.

First Name	Last Name	Agency Name	Action
Title: <input type="text"/>			
First Name: <input type="text"/>	Middle Name: <input type="text"/>	Last Name: <input type="text"/>	Suffix: Select One <input type="text"/>
Name of Partner Agency (e.g., Smithville High School): <input type="text"/>			
Type of Partner Agency (e.g., School District): <input type="text"/>			
Street1: <input type="text"/>			
Street2: <input type="text"/>			
City: <input type="text"/>	State: Select One <input type="text"/>	Zip/ Postal Code: <input type="text"/>	
Telephone Number: <input type="text"/>	Fax: <input type="text"/>	Email: <input type="text"/>	

Important! Please click "Add Partner" below to add a partner to the list.

Reminder! If you have modified (edit, update, or delete) the list of partners in any way, please click "Save" to store your changes before moving to the next section.

[Add Partner](#)

SECTION 13: APPLICATION ATTACHMENTS

This section should be used to attach any required or applicable attachments to your grant applications (e.g. memorandum of understanding)

If awarded, grantees using CHP funding to hire and/or deploy school resource officers into schools will agree that a signed Memorandum of Understanding (MOU) between the law enforcement agency and the school partner(s) must be submitted to the COPS Office before obligating or drawing down funds under this award. An MOU is not required at time of application; however, if the law enforcement agency already has an MOU in place that is applicable to the partnership, the MOU can be submitted as an attachment in section 13 of the grant application. The MOU must contain the following: the purpose of the MOU, clearly defined roles and responsibilities of the school district and the law enforcement agency; focusing officers' roles on safety, information sharing, supervision responsibility and chain of command for the SRO and signatures. If awarded, grantee will agree that the MOU must be submitted to the COPS Office 90 days from date on the award congratulatory letter. The implementation of the COPS Hiring Program grant without submission and acceptance of the required MOU may result in expenditures not being reimbursed by the COPS Office and/or award de-obligation. Please refer to the program-specific Application Guide to determine if an MOU or other application attachments are required. The guide will also specify if optional attachments are permitted for submission. Please use appropriately descriptive file names (e.g. Program Narrative, Budget Detail Worksheet and Budget Narrative, Timelines, Memoranda of Understanding, Resumes) for all attachments. Please do not submit executable file types as application attachments. These disallowed file types include, but are not limited to, the following extensions: .com, .bat, .exe, .vbs, .cfg, .dat, .db, .dbf, .dll, .ini, .log, .ora, .sys, and .zip. The system may reject applications with files that use these extensions.

Current Attachments

Upload attachments using "Browse..." and "Upload...". File names may only contain: a-z0-9period(.), underscore(_), hyphen(-) Characters other than these will be replaced by a hyphen(-). After clicking the "Upload..." button, please wait for the page to refresh. The uploaded file will automatically appear in the file list.

Form COPS_Sh_ApplicationAttachment_2_3-V2.3.pdf SF-424 Delete

Form SF424_2_1-V2.1.pdf SF-424 Delete

[Browse...](#) [Memorandum of Understanding](#) [Upload File](#)

SECTION 14: BUDGET DETAIL WORKSHEETS

Instructions for Completing the Budget Detail Worksheets

The following Budget Detail Worksheets are designed to allow all COPS Office grant and cooperative agreement applicants to use the same budget forms to request funding. Allowable and unallowable costs vary widely and depend upon the type of COPS Office program. The maximum federal funds that can be requested and the federal/local share breakdown requirements also vary.

Please refer to the program-specific application guide to determine the allowable/unallowable costs, the maximum amount of federal funds that can be requested, and the federal/local share requirements for the COPS Office program for which your agency is applying (see <http://www.cops.usdoj.gov/Default.asp?Item=46>). To assist you, sample Budget Detail Worksheets are included in each application guide.

Please complete each section of the Budget Detail Worksheets applicable to the program for which you are applying (see <http://www.cops.usdoj.gov/Default.asp?Item=46> for requirements). If you are not requesting anything under a particular budget category, please check the appropriate box in that category indicating that no positions or items are requested.

Final calculations will be rounded to the nearest whole dollar. Once the budget for your proposal has been completed, a budget summary page will reflect the total amounts requested in each category, the total project costs, and the total federal and local shares.

If you need assistance in completing the Budget Detail Worksheets, please call the COPS Office Response Center at 800-421-6770.

SECTION 14A: BUDGET DETAIL WORKSHEETS

Instructions: This worksheet will assist your agency in reporting your agency's current entry-level salary and benefits and identifying the total salary and benefits request per officer position for the length of the grant term. Please list the current entry-level base salary and fringe benefits rounded to the nearest whole dollar for one full-time sworn officer position within your agency. Do not include employee contributions. (Please refer to <http://www.cops.usdoj.gov/Default.asp?Item=46> for information on the length of the grant term for the program under which you are applying.)

Special note regarding sworn officer fringe benefits: For agencies that do not include fringe benefits as part of the base salary costs and typically calculate these separately, the allowable expenditures may be included under Part 1, Section B. Any fringe benefits that are already included as part of the agency's base salary (Part 1, Section A of the Sworn Officer Budget Worksheet) should not also be included in the separate fringe listing (Part 1, Section B). Please refer to <http://www.cops.usdoj.gov/Default.asp?Item=46> for information about allowable and unallowable fringe benefits for sworn officer positions requested under the program to which your agency is applying.

A. SWORN OFFICER POSITIONS

Full-Time Entry-Level Sworn Officer Base Salary Information

Part 1: Instructions: Please complete the questions below based on your agency's entry-level salary and benefits package for one locally-funded officer position. As applicable per the program-specific application guide, you may also be required to project Year 2 and Year 3 salaries.

Sworn Officer Position

A. Base Salary Information

Year 1 Salary		Year 2 Salary		Year 3 Salary	
Enter the first year entry-level base salary for one sworn officer position.		Enter the second year entry-level base salary for one sworn officer position.		Enter the third year entry-level base salary for one sworn officer position.	
34000.00		35000.00		36000.00	
Yes	<input checked="" type="checkbox"/> Does the base salary include Vacation costs? Please select Yes or No.	Yes	<input checked="" type="checkbox"/> Does the base salary include Vacation costs? Please select Yes or No.	Yes	<input checked="" type="checkbox"/> Does the base salary include Vacation costs? Please select Yes or No.
Yes	<input checked="" type="checkbox"/> Does the base salary include Sick Leave costs? Please select Yes or No.	Yes	<input checked="" type="checkbox"/> Does the base salary include Sick Leave costs? Please select Yes or No.	Yes	<input checked="" type="checkbox"/> Does the base salary include Sick Leave costs? Please select Yes or No.

B. Fringe Benefit costs should be calculated for each year of the grant term.

FRINGE BENEFITS:	Year 1 Fringe Benefits		Year 2 Fringe Benefits		Year 3 Fringe Benefits	
	COST BASE	% OF SALARY	COST BASE	% OF SALARY	COST BASE	% OF SALARY
Social security expenses cannot exceed 6.2% <input type="checkbox"/> Exempt <input checked="" type="checkbox"/> 6.2% <input type="checkbox"/> Fixed Rate	2108.00	6.2	2170.00	6.2	2232.00	6.2
Medicare expenses cannot exceed 1.45% <input type="checkbox"/> Exempt <input checked="" type="checkbox"/> 1.45% <input type="checkbox"/> Fixed Rate	493.00	1.45	507.50	1.45	522.00	1.45
Health Insurance (Family Coverage)	8285.80	24.37	8285.80	23.67	8285.80	23.02
Life Insurance	0	0.00	0	0.00	0	0.00
Vacation Number of Hours Annually: 0	0	0.00	0	0.00	0	0.00
Sick Leave Number of Hours Annually: 0	0	0.00	0	0.00	0	0.00
Retirement	4559.40	13.41	4693.50	13.41	4827.60	13.41
Worker's Compensation <input type="checkbox"/> Exempt	1176.40	3.46	1211.00	3.46	1245.60	3.46
Unemployment Insurance <input type="checkbox"/> Exempt	0	0.00	0	0.00	0	0.00
Other <input checked="" type="checkbox"/> Dental Insurance	119.00	0.35	119.00	0.34	119.00	0.33
Other <input checked="" type="checkbox"/> Select One	0	0.00	0	0.00	0	0.00
Other <input checked="" type="checkbox"/> Select One	0	0.00	0	0.00	0	0.00
Benefits Sub-Total Per Year (1 Position)	16741.60		16986.80		17232.00	
C. Total Salary + Benefits Per Year (1 Position)	50741.60		51986.80		53232.00	
	155960.40		X 2	# of Positions	311920.80	

D. Total Salary and Benefits for Years 1, 2, and 3 (1 Position):**SALARY DETAILS****Part 2 : Sworn Officer Salary Information**

1. If your agency's second or third-year costs for salaries and/or fringe benefits increase after the first year, check the reasons(s) why in the space below. If these costs do not increase, please select "Not Applicable".

- ☒ Cost of Living Adjustment (COLA)
☐ Step Raises
☐ Change in Benefit Costs
☐ Not Applicable

Part 3: Federal/Local Share Costs (for Hiring Grants)

As part of the local matching requirement for the 2016 COPS Hiring Program, grantees must assume a progressively larger share of the cost of the grant with local funds over the three-year grant period. This means that your local match must increase each year, while the federal share must decrease.

311920.80 Total Salary and Benefits for year 1, 2, & 3 (all positions):

233940.60 Total Federal Share:

75 Total Federal Percentage:

77980.20 Total local share required:

25 Total Local Percentage:

Please project in the chart below how your agency plans to assume a progressively larger share of the grant costs during each year of the program. The chart is only a projection of your plans; while your agency may deviate from these specific projections during the grant period, it must still ensure that the federal share decreases and the local share increases. For more details on local matching requirements for this program, please refer to <http://www.cops.usdoj.gov/Default.asp?Item=46>.

Please use the Recalculate button below after any changes to the benefit table above before moving forward.

25 Percent of the "Total Local Share Required" your agency plans to assume in Year 1

30 Percent of the "Total Local Share Required" your agency plans to assume in Year 2

45 Percent of the "Total Local Share Required" your agency plans to assume in Year 3

100 Percent Total

81988.15 Federal Share Year 1

80580.00 Federal Share Year 2

71372.45 Federal Share Year 3

233940.599999999 Federal Total

19495.05 Local Share Year 1

23394.06 Local Share Year 2

35091.09 Local Share Year 3

77980.20 Local Total

311920.8 Recalculate

S. BUDGET SUMMARY

Instructions: Please review the category totals and the total project costs below. If the category totals and project amounts shown are correct, please continue with the submission of your application. Should you need to make revisions to a budget category, please return to the Budget Detail Worksheet.

Section

Budget Category	Category Total	
A. Sworn Officer Positions	\$311920.80	
B. Non-Sworn Personnel	\$0.00	
C. Equipment & Technology	\$0.00	
D. Supplies	\$0.00	
E. Travel & Training	\$0.00	
F. Contracts & Consultants	\$0.00	
G. Other Costs	\$0.00	
H. Indirect Costs	\$0.00	
Total Project Amount:	\$311920.80	

Total Federal Share Amount: (Total Project Amount X Federal Share Percentage Allowable)	\$233940.60	75.000000%
Total Local Share Amount(if applicable): (Total Project Amount - Total Federal Share Amount)	\$77980.20	25.000000%

If your application is funded, but for a reduced number of officer positions, the percentage of the local share provided above will be applied to the total project cost of the awarded officers.

Waiver of Local Match

The COPS Office may waive some or all of a grantee's local match requirement based on severe fiscal distress. During the application review process, your agency's waiver request will be evaluated based on the availability of funding, a demonstration of severe fiscal distress as reflected through the fiscal health data in section 7 of this application, and a comparison of your fiscal health data with that of the overall applicant pool.

Q1: Are you requesting a waiver of the local match based on severe fiscal distress?

No ☒

Contact Information for Budget Questions

Please provide contact information of the financial official that the COPS Office may contact with questions related to your budget submission.

First Name:

Kristal

Last Name:

Stroud

Title:

Grant Manager

Telephone Number:

803 313 2105

Fax:

803 286 9823

Email Address:

kristal@lacoso.net

SECTION 15A: ASSURANCES

Several provisions of federal law and policy apply to all grant and cooperative agreement programs. The Office of Community Oriented Policing Services ("COPS Office") needs to secure your assurance that the applicant will comply with these provisions. If you would like further information about any of these assurances, please contact your state's COPS Office Grant Program Specialist at 800-421-6770.

By signing this form, the applicant assures that it will comply with all legal and administrative requirements that govern the applicant for acceptance and use of federal award funds. In particular, the applicant assures us of the following:

1. It has been legally and officially authorized by the appropriate governing body (for example, mayor or city council) to apply for this grant or cooperative agreement and that the persons signing the application and these assurances on its behalf are authorized to do so and to act on its behalf with respect to any issues that may arise during processing of this application.
2. It will comply with the provisions of federal law, which limit certain political activities of employees whose principal employment is in connection with an activity financed in whole or in part with this grant or cooperative agreement. These restrictions are set forth in 5 U.S.C. § 1501, et seq.
3. It will comply with the minimum wage and maximum hours provisions of the Fair Labor Standards Act (29 U.S.C. § 201, et seq.), if applicable.
4. It will establish safeguards, if it has not done so already, to prohibit employees from using their positions for a purpose that is, or gives the appearance of being, motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business or other ties. In addition, it will disclose (in writing) to the COPS Office any potential conflict of interest arising during the course of performance of the grant or cooperative agreement award and also will require such written disclosures by any subrecipients.
5. As required by 42 U.S.C. § 3796dd-6, it will give the U.S. Department of Justice or the Comptroller General access to and the right to examine records and documents related to the award.
6. It will comply with all requirements imposed by the U.S. Department of Justice as a condition or administrative requirement of the grant or cooperative agreement, including but not limited to: the requirements of 2 C.F.R. Part 200 (Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards) as adopted by the U.S. Department of Justice in 2 C.F.R. § 2800.101 ; 48 C.F.R. Part 31 (FAR Part 31) (Contract Cost Principles and Procedures); the applicable provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended; 28 C.F.R. Part 38 (Equal Treatment for Faith-Based Organizations); the applicable COPS application guide; the applicable COPS grant owner's manual or award owner's manual; and with all other applicable program requirements, laws, orders, or regulations.
7. As required by 42 U.S.C. § 3796dd-1(c)(11), it will, to the extent practicable and consistent with applicable law, seek, recruit and hire qualified members of racial and ethnic minority groups and qualified women in order to further effective law enforcement by increasing their ranks within the sworn positions in the agency.
8. It will not (and will require any subgrantees, contractors, successors, transferees, and assignees not to), on the grounds of race, color, religion, national origin, sex, disability, or age, unlawfully exclude any person from participation in, deny the benefits of or employment to any person, or subject any person to discrimination in connection with any programs or activities funded in whole or in part with federal funds. These civil rights requirements are found in the non-discrimination provisions of Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. § 2000d); the Omnibus Crime Control and Safe Streets Act of 1968, as amended (42 U.S.C. § 3789d); Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794); the Age Discrimination Act of 1975 (42 U.S.C. § 6101, et seq.); Title IX of the Education Amendments of 1972, as amended (20 U.S.C. § 1681, et seq.); and the corresponding U.S. Department of Justice regulations implementing those statutes at 28 C.F.R. Part 42 (subparts C, D, E, G, and I). It will also comply with Executive Order 13279, Equal Protection of the Laws for Faith-Based and Community Organizations; Executive Order 13559, Fundamental Principles and Policymaking Criteria for Partnerships With Faith-Based and Other Neighborhood Organizations; and the U.S. Department of Justice implementing regulations at 28 C.F.R. Part 38.

A. In the event that any court or administrative agency makes a finding of discrimination on grounds of race, color, religion, national origin, gender, disability or age against the applicant after a due process hearing, it agrees to forward a copy of the finding to the Office for Civil Rights, Office of Justice Programs, 810 7th Street, NW, Washington, D.C. 20531.

B. It will comply with the federal regulations pertaining to the development and implementation of an Equal Employment Opportunity Plan (28 C.F.R. Part 42 subpart E). The requirements are as follows: If your organization has fewer than fifty employees or receives an award of less than \$25,000 or is a nonprofit organization, a medical institution, an educational institution, or an Indian tribe, then it is exempt from the EEO requirement. To claim the exemption, your organization must complete and submit Section A of the Certification Form, which is available online at <http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf>. If your organization is a government agency or private business and receives an award of \$25,000 or more, but less than \$500,000, and has fifty or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare a Utilization Report (formerly called an EEO Short Form), but it does not have to submit the report to the OCR for review. Instead, your organization has to maintain the Utilization Report on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to the OCR. The Certification Form is available at <http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf>. If your organization is a government agency or private business and has received an award for \$500,000 or more and has fifty or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare a Utilization Report (formerly called an EEO Short Form) and submit it to the OCR for review within sixty days from the date of this letter. For assistance in developing a Utilization Report, please consult the OCR's website at <http://www.ojp.usdoj.gov/about/ocr/eeop.htm>. In addition, your organization has to complete Section C of the Certification Form and return it to the OCR. The Certification Form is available at <http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf>. To comply with the EEO requirements, you may request technical assistance from an EEO specialist at the OCR by telephone at (202) 307-0690, by TTY at (202) 307-2027, or by e-mail at EEOSubmission@usdoj.gov.

9. Pursuant to U.S. Department of Justice guidelines (June 18, 2002 Federal Register (Volume 67, Number 117, pages 41455-41472)), under Title VI of the Civil Rights Act of 1964, it will ensure meaningful access to its programs and activities by persons with limited English proficiency.

10. It will ensure that any facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency (EPA) list of Violating Facilities and that it will notify us if advised by the EPA that a facility to be used in this grant is under consideration for such listing by the EPA.

11. If the applicant's state has established a review and comment procedure under Executive Order 12372 and has selected this program for review, it has made this application available for review by the state Single Point of Contact.

12. It will submit all surveys, interview protocols, and other information collections to the COPS Office for submission to the Office of Management and Budget for clearance under the Paperwork Reduction Act of 1995 if required.

13. It will comply with the Human Subjects Research Risk Protections requirements of 28 C.F.R. Part 46 if any part of the funded project contains non-exempt research or statistical activities which involve human subjects and also with 28 C.F.R. Part 22, requiring the safeguarding of individually identifiable information collected from research participants.

14. Pursuant to Executive Order 13043, it will enforce on-the-job seat belt policies and programs for employees when operating agency-owned - or - rented or personally-owned vehicles.

15. As required by 42 U.S.C. § 3796dd-3(a), it will not use COPS Office funds to supplant (replace) state, local, or Bureau of Indian Affairs funds that otherwise would be made available for the purposes of this grant, as applicable.

16. If the awarded grant contains a retention requirement, it will retain the increased officer staffing level or the increased officer redeployment level, as applicable, with state or local funds for a minimum of 12 months following expiration of the grant period.

17. It will not use any federal funding directly or indirectly to influence in any manner a Member of Congress, a jurisdiction, or an official of any government, to favor, adopt, or oppose, by vote or otherwise, any legislation, law ratification, policy or appropriation whether before or after the introduction of any bill, measure, or resolution proposing such legislation, law, ratification, policy or appropriation as set forth in the Anti-Lobby Act, 18 U.S.C. § 1913.

18. In the event that a portion of grant reimbursements are seized to pay off delinquent federal debts through the Treasury Offset Program or other debt collection process, it agrees to increase the nonfederal share (or, if the awarded grant does not contain a cost sharing requirement, contribute a nonfederal share) equal to the amount seized in order to fully implement the grant project.

False statements or claims made in connection with COPS Office grants or cooperative agreements may result in fines, imprisonment, debarment from participating in federal grants or contracts, and/or any other remedy available by law.

I certify that the assurances provided are true and accurate to the best of my knowledge.

Elections or other selections of new officials will not relieve the awardee of its obligations under this award.

Signature of Law Enforcement Executive/Agency Executive (For your electronic signature, please type in your name) Barry Faile

Barry Faile

Date:

06/22/2016

Signature of Government Executive/Financial Official (For your electronic signature, please type in your name) Steve Willis

Steve Willis

Date:

06/22/2016

SECTION 15B: CERTIFICATIONS

Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; Federal Taxes and Assessments; Drug-Free Workplace Requirements; and Coordination with Affected Agencies.

Although the U.S. Department of Justice has made every effort to simplify the application process, other provisions of federal law require us to seek your agency's certification regarding certain matters. Applicants should carefully review the statutes and regulations cited below and the instructions for certification to understand the requirements and whether they apply to a particular applicant. Signing this form complies with the certification and notice requirements under 28 C.F.R. Part 69 "New Restrictions on Lobbying"; 2 C.F.R. Part 2887 "Nonprocurement Debarment and Suspension"; 2 C.F.R. Part 200 "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards"; the general provisions in the applicable Appropriations Act; 28 C.F.R. Part 83 "Government-Wide Requirements for Drug-Free Workplace (Grants)"; and the Public Safety Partnership and Community Policing Act of 1994. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the U.S. Department of Justice determines to award the covered grant.

1. Lobbying

As required by 31 U.S.C. § 1352, implemented at 28 C.F.R. Part 69, for persons entering into a grant or cooperative agreement over \$100,000, and 2 C.F.R. § 200.450 as adopted by the U.S. Department of Justice in 2 C.F.R. § 2800.101, the applicant certifies to the following:

A. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the making of any federal grant; the entering into of any cooperative agreement; or the extension, continuation, renewal, amendment or modification of any federal grant or cooperative agreement.

B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.

C. If applicant is a nonprofit organization or an institution of higher education, it will comply with the additional lobbying restrictions set forth in 2 C.F.R. § 200.450(c) as adopted by the U.S. Department of Justice in 2 C.F.R. § 2800.101.

D. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all sub-recipients shall certify and disclose accordingly.

2. Debarment, Suspension and Other Responsibility Matters (Direct Recipient)

Pursuant to Executive Order 12549, Debarment and Suspension, as implemented at 2 C.F.R. Part 2867, for prospective participants in primary covered transactions, as defined at 2 C.F.R. § 2867.20(a), and other requirements, the applicant certifies that it and its principals

A. Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department or agency;

B. Have not within a three-year period preceding this application been convicted of a felony criminal violation under any federal law, or been convicted or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) or private agreement or transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion or receiving stolen property, making false claims, or obstruction of justice, or commission of any offense indicating a lack of business integrity or business honesty that seriously and directly affects your present responsibility;

C. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in paragraph (B) of this certification; and

D. Have not within a three-year period preceding this application had one or more public transactions (federal, state or local) terminated for cause or default.

3. Mandatory Disclosure

Pursuant to the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. § 200.113 as adopted by the U.S. Department of Justice in 2 C.F.R. § 2800.101, the applicant certifies that it:

A. Has not violated any federal criminal law involving fraud, bribery, or gratuity that may potentially affect the federal grant or cooperative agreement;

B. Shall timely disclose in writing to the federal awarding agency or pass-through entity, as applicable, any violation of federal criminal law involving fraud, bribery, or gratuity that may potentially affect the federal grant or cooperative agreement; and

C. Shall require that the language of this certification be included in the award documents for all subawards (including subgrants and cooperative agreements) and shall require all subrecipients certify and disclose accordingly.

4. Federal Taxes and Assessments

A. If applicable, an applicant who receives an award in excess of \$5,000,000 certifies that, to the best of its knowledge and belief, the applicant has filed all federal tax returns required during the three years preceding the certification, has not been convicted of a criminal offense under the Internal Revenue Code of 1986, and has not, more than 90 days prior to certification, been notified of any unpaid federal tax assessment for which the liability remains unsatisfied, unless the assessment is the subject of an installment agreement or offer in compromise that has been approved by the Internal Revenue Service and is not in default, or the assessment is the subject of a non-frivolous administrative or judicial proceeding.

B. The applicant certifies that it does not have any unpaid federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability.

5. Drug-Free Workplace

As required by the Drug-Free Workplace Act of 1988 (41 U.S.C. 8103), and implemented at 28 C.F.R. Part 83, for recipients (other than individuals), as defined at 28 C.F.R. § 83.660 -

A. The applicant certifies that it will, or will continue to, provide a drug- free workplace by doing the following:

(i) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(ii) Establishing an on-going drug-free awareness program to inform employees about -

(a) the dangers of drug abuse in the workplace;

(b) the grantee's policy of maintaining a drug-free workplace;

(c) any available drug counseling, rehabilitation and employee assistance programs; and

(d) the penalties that may be imposed upon employees for drug-abuse violations occurring in the workplace;

(iii) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (i);

(iv) Notifying the employee in the statement required by paragraph (i) that, as a condition of employment under the grant, the employee will -

(a) abide by the terms of the statement; and

(b) notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(v) Notifying the agency in writing within 10 calendar days after receiving notice under subparagraph (iv)(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to: COPS Office, 145 N Street, NE, Washington, D.C. 20530. Notice shall include the identification number(s) of each affected grant;

(vi) Taking one of the following actions within 30 calendar days of receiving notice under subparagraph (iv)(b) with respect to any employee who is so convicted –

(a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state or local health, law enforcement or other appropriate agency;

(vii) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (i), (ii), (iii), (iv), (v), and (vi).

B. The applicant further certifies that it will identify all known workplaces under each COPS Office award, keep the identification documents on file, and make them available for inspection upon request by the U.S. Department of Justice officials or their designated representatives.

6. Coordination

As required by 42 U.S.C. § 3796dd-1(c)(5) of the Public Safety Partnership and Community Policing Act of 1994, applicants must certify that there has been appropriate coordination with all agencies that may be affected by the applicant's grant proposal if approved. Affected agencies may include, among others, the Office of the United States Attorney, state or local prosecutors, or correctional agencies. The applicant certifies that there has been appropriate coordination with all affected agencies.

☐ Where the applicant is unable to certify to any of the statements in this Certifications form, he or she shall attach an explanation to this application regarding the particular statement that cannot be certified. Please check the box if an explanation is attached to this application. Please note that the applicant is still required to sign the Certifications form to certify to all the other applicable statements.

False statements or claims made in connection with COPS Office grants or cooperative agreements may result in fines, imprisonment, debarment from participating in federal grants or contracts, and/or any other remedy available by law.

I certify that the assurances provided are true and accurate to the best of my knowledge.

Elections or other selections of new officials will not relieve the grantee entity of its obligations under this grant.

Signature of Law Enforcement Executive/Agency Executive (For your electronic signature, please type in your name) Barry Faile

Barry Faile

Date:

06/22/2016

Signature of Government Executive/Financial Official (For your electronic signature, please type in your name) Steve Willis

Steve Willis

Date:

06/22/2016

SECTION 16: DISCLOSURE OF LOBBYING ACTIVITIES

This section duplicates OMB's Instructions for Completion of SF-LLL, Disclosure of Lobbying Activities

This disclosure form shall be completed by the reporting entity, whether subawardee or prime federal recipient, at the initiation or receipt of a covered federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. § 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with a covered federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered federal action for which lobbying activity is and/or has been secured to influence the outcome of a covered federal action.
2. Identify the status of the covered federal action.
3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last previously submitted report by this reporting entity for this covered federal action.
4. Enter the full name, address, city, state and zip code of the reporting entity. Include Congressional District number, if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, state and zip code of the prime federal recipient. Include Congressional District, if known.
6. Enter the name of the federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, U.S. Department of Transportation, United States Coast Guard.
7. Enter the federal program name or description for the covered federal action (item 1). If known, enter the full Catalog of federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitments.
8. Enter the most appropriate federal identifying number available for the federal action identified in item 1 (e.g. Request for Proposal (RFP) number; Invitation for Bid (IFB) number; grant announcement number; the contract, grant, or loan award number; the application/proposal control number assigned by the federal agency). Include prefixes, e.g., "RFPD E-90-001."
9. For a covered federal action where there has been an award or loan commitment by the federal agency, enter the federal amount of the award/loan commitment for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, state and zip code of the lobbying entity engaged by the reporting registrant identified in item 4 to influence the covered federal action.
(b) Enter the full name(s) of the individual(s) performing services, and include full address if different from 10 (a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name, title and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information

is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.

Disclosure of Lobbying Activities

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. § 1352.

☒ Not Applicable

SECTION 17: CERTIFICATION OF REVIEW AND REPRESENTATION OF COMPLIANCE WITH REQUIREMENTS

1) Federal Civil Rights and Grant Reviews:

Please be advised that an application may not be funded and, if awarded, a hold may be placed on the award if it is deemed that the applicant is not in compliance with federal civil rights laws, and/or is not cooperating with an ongoing federal civil rights investigation, or is not cooperating with a U.S. Department of Justice grant review or audit.

2) Certification of Review of 28 C.F.R. Part 23/Criminal Intelligence Systems:

Please review the COPS Office application guide: Legal Requirements Section for additional information.

Please check one of the following, as applicable to your agency's intended use of this grant:

- ☒ No, my agency will not use these COPS Office grant funds (if awarded) to operate an interjurisdictional criminal intelligence system.
- ☐ Yes, my agency will use these COPS Office grant funds (if awarded) to operate an interjurisdictional criminal intelligence system. By signing below, we assure that our agency will comply with the requirements of 28 C.F.R. Part 23.

3) Certification of Review and Representation of Compliance with Requirements:

The signatures of the Law Enforcement Executive/Agency Executive, Government Executive/Financial Official, and the Person Submitting this Application on the Reviews and Certifications represent to the COPS Office that:

- a) the signatories have been legally and officially authorized by the appropriate governing body to submit this application and act on behalf of the grant applicant entity;
- b) the applicant will comply with all legal, administrative, and programmatic requirements that govern the applicant for acceptance and use of federal funds as outlined in the applicable COPS Office application guide, the COPS Office grant or award owner's manual, Assurances, Certifications and all other applicable program regulations, laws, orders, and circulars;
- c) the applicant understands that false statements or claims made in connection with COPS Office grant programs may result in fines, imprisonment, debarment from participating in federal grants, cooperative agreements, or contracts, or any other remedy available by law to the Federal Government;
- d) the information provided in this application, including any amendments, shall be treated as material representations of fact upon which reliance will be placed when the U.S. Department of Justice determines to award the covered grant;
- e) the applicant understands that as a general rule COPS Office funding may not be used for the same item or service funded through another funding source
- f) the applicant and any required or identified official partner(s) listed in section 12 are partners in this grant project and mutually agreed to this partnership prior to this grant application.

The signatures of the Law Enforcement Executive/Agency Executive and the Government Executive/Financial Official on this application must be the same as those identified in Section 4 of this application. Applications with missing, incomplete, or inaccurate signatories or responses may not be considered for funding.

Signature of Law Enforcement Executive/Agency Executive (For your electronic signature, please type in your name) Barry Faile

Barry Faile

Date:

06/22/2016

Signature of Government Executive/Financial Official (For your electronic signature, please type in your name) Steve Willis

Steve Willis

Date:

06/22/2016

Signature of Person Submitting This Application (For your electronic signature, please type in your name)

Kristal Stroud

Date:

06/22/2016

☒ By clicking this box, the applicant understands that the use of typed names in this grant application and the required grant forms, including the Assurances and Certifications, constitute electronic signatures and that the electronic signatures are the legal equivalent of handwritten signatures.

APPLICATION REVIEW

No Audit Errors available for this agency

Submit

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Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor: Debbie Hardin

Department: Administration

Date Requested to be on Agenda: July 18, 2016

Issue for Consideration:

Board and Commission vacancies, nominations and appointments

Points to Consider:

Nomination

County Transportation Commission (CTC) Nomination – Mr. Leonard F. Sims

Represent District 6

If nominated, his application would be submitted to the Delegation for consideration of appointment.

Vacancies:

Board	District
Assessment Appeals Board	2 and 6
County Transportation Commission (CTC)	3 and 6
Health and Wellness	6, 7 and Hospital Representative and an At Large
Zoning Appeals Board	6
Fire Code Appeals *	Utilities Representative

*Fire Code of Appeals has never met.

Appointment:

Pleasant Valley - Robert Luley, Jr., has served an unexpired term. Appointment would be to a 1st Term ending 6/30/2019.

Recommendation:

Make appointments and nominations as desired of Council. Vacancies are for information purposes only.

Mr. Bob Bundy
Chairman County Council
101 N. Main St. Lancaster, SC 29720

July 10, 2016

Dear Mr. Chairman,

I plan to make a Motion to Rescind the vote on the rescission of Ansley Park Development Agreement that was taken by the County Council on June 27, 2016 motion by Mr. Harper. I don't believe I need give a reason other than Council made this denial based on admitted misinformation from our County Attorney. And it has been confirmed by me that what Mr. Weaver said during his presentation was not the whole of the facts. I believe Council acted on the assumption that Mr. Weaver's presentation was factual and therefore the vote that was taken should be rescinded. Council needs to be informed before a decision is made and we need to be assured that information is truthful and factual. We cannot be making decisions that impact the citizens we serve by relying on Miss-spoken opinions.

Mr. Weaver made the following statements on June 27:

1. "This is a 26 page document, how many times tonight have we heard the word Connectivity? Got to have that bridge to connect East to West, got to have that Connectivity, Collector Road, I have read every word of this document. Nowhere in that document is that word 'connectivity' ever written," Weaver said. "Nowhere."
2. "That is the word that makes the bridge a requirement, that's the word that requires the East side and the West side to be hooked together. That's the word that makes the bold dotted line that crosses Six Mile Creek more than just a picture, it makes it a real Collector Road if it is in this document. Nowhere in the document, as I say, is the word Connectivity used."
3. "That map, the Master Site Plan, is not what is controlling,"

Here are the facts related to his statements:

- 1) In this 24 page document we find the word "Connectivity" four places:
 - i. Ordinance 650, Section 6.1(e), page 4
 - ii. Ordinance 650, Section 6.1(o), page 8
 - iii. Ordinance 650, Section 10.1(e), page 12
 - iv. Ordinance 650, Section 10.1(j), page 14
- 2) When asked about Connectivity actually being in the Ordinance by Ms. Catoe, Lancaster News reporter, he replied:

- i. "I miss-spoke, and would not interpret those four references as a commitment for the connector road or the bridge."
- 3) The Master Plan is just as much a part of Ordinance 650 as any other section. The table of contents lists it as page 24, and Section 2 states – "The Master Plan is incorporated herein by reference." The Master Plan is the graphic and pages 1-23 are the written, both together are controlling this development and the entire PDD. That is the way it works all over South Carolina and prior to Ansley Park here in Lancaster County.

Also, The Lancaster County UDO contains the word Connect and Connectivity as it relates to PDD's in Section 13.12.1.11.d.vi and Section 13.12.1.11.k. Are we not to follow the UDO? And at least thirteen other PDD's in Lancaster County contain the word "Connectivity" in one or more places.

I believe there was a bridge or culvert intended at the crossing of Six Mile Creek all along. Because in order for PDD-21 to be a State approved PDD it had to meet the state requirements of being unified and meet the UDO and Ordinance requirements of providing inter-connection between the commercial and residential developments. Just like Sun City and Bridge Mill PDD's, which both have Bridge(s)/Culverts and there were no mention of a Bridge or Culvert in the language of their Zoning Ordinances.

Reading the January 31, 2005 minutes, Council voted 7 -0 to approve Ordinance 650 as amended to add the language that ***"Cambridge Homes would establish a Special Tax District of \$75.00 per home per year within that PDD and the builder will pay an additional permit fee of \$600 per dwelling unit to Lancaster County General Fund at the time a building permit for house construction is granted"***. This is the truth, and it became law on the third reading. What was recorded was the first reading version that did not contain this amended language. Mr. Weaver and Council have been calling such an event a recording error in the past which can be corrected by a simple resolution. The County Attorney knew this, because of RS0885 approved on 8.24.15, and instead of taking action to correct the recording error he told us the third reading adopted version was ***invalid***. How can a legally voted on third reading Ordinance be invalid? Not properly recorded, yes, but not invalid. An adopted Ordinance is valid until the courts say otherwise. I believe this is another example of Council being misinformed on PDD-21.

Please distribute this notice to members of the Council and place my intention on the agenda for July 18th. This letter serves as a confirmation of my intent to make a Motion to Rescind the vote on rescinding Ansley Park Development Agreement that was taken by the County Council on June 27, 2016.

Jack Estridge

Agenda Item Summary

Ordinance # / Resolution#:	Information Item – DHEC Grants
Contact Person / Sponsor:	Jeff Catoe
Department:	Public Services
Date Requested to be on Agenda:	July I&R Meeting
	July 18, 2016 Council Meeting

Issue for Consideration:

Annual DHEC grants for waste oil and tires grants. These are annual formula driven grants.

Points to Consider:

These are 100% grants so no action is needed by Council. We like to keep Council informed on such matters.

Copies of the summary pages for each grant are attached as information.

Funding and Liability Factors:

Waste Oil Grant – grant funding is \$29,500.

Waste Tires Grant – grant funding is \$37,638.

Council Options:

These are 100% grants so no action is needed by Council. This is for information only.

Staff Recommendation:

N/A

Committee Recommendation:

These are 100% grants so no action is needed by the Committee. This is for information only.



Catherine E. Heigel, Director

Promoting and protecting the health of the public and the environment

June 17, 2016

Steve Willis
Lancaster County
PO Box 1809
Lancaster, SC 29721

Dear Mr. Willis,

The Office of Solid Waste Reduction and Recycling is pleased to inform you that Lancaster County has been awarded a FY2017 Waste Tire Grant. Enclosed please find the original grant agreement.

The individual contract award amounts were determined after a review of the Department of Revenue tire fee allocations and the estimated number of tires to be managed. In the case of Lancaster County, the review indicated that less funding for contract costs than was requested should be sufficient when combined with the DOR funds and any tire tipping fees charged. If your records indicate otherwise, please contact the Office within 30 days of receipt of this letter.

Please pay particular attention to section I.B. Scope of Work in the grant agreement. This section details the expenses that can be reimbursed. In addition, note carefully the information contained in section I.F. Grantee's Responsibilities and section II. Standard Terms and Conditions. These sections provide guidelines specific to this grant program.

As a reminder, all items, other than contractor costs and professional development, must be requisitioned, purchased or procured by the end of the third quarter. In addition, all expenditures for public education/promotional materials must be approved by the Office prior to being requisitioned, purchased or procured. Approval requests must be submitted to the Office no later than December 1, 2016.

To accept the offer of this award, please sign the original grant agreement and return the original to our office. You may not begin work under the terms of your grant until the office is in possession of the signed original grant agreement. The office will mail you a notification when we receive the signed agreement.

Please send your signed original grant agreement to Jana White; DHEC Office of Solid Waste Reduction and Recycling; 2600 Bull St.; Columbia, SC 29201.

Congratulations on your award. Please call me at 803/898-1346 if you have questions concerning this or any other grant. We look forward to working with you this coming year.

Sincerely,

Jana White

cc: Jeff Catoe
Veronica Thompson



Catherine E. Heigel, Director

Promoting and protecting the health of the public and the environment

**WASTE TIRE/AUTOMOBILE DISMANTLER RECYCLING
GRANT AGREEMENT**

Section 44-96-170, S.C. Code of Laws

GRANT NOTIFICATION INFORMATION

Grantee:	Lancaster County PO Box 1809 Lancaster, SC 29721
Grant Number:	29 WT17
Grant Execution Date:	The later of July 1, 2016 or upon obtaining the final signature on this grant agreement.
Grant Ending Date:	June 30, 2017
Grant Amount:	\$37,638.00
Authorized Representative:	Steve Willis
Phone Number:	(803) 416-9300
FAX Number:	(803) 285-3361
Contact Person:	Jeff Catoe
	PO Box 1809
	Lancaster, SC 29721
Phone Number:	(803) 416-9692
FAX Number:	(803) 285-3835
Financial Officer:	Veronica Thompson
	PO Box 1809
	Lancaster, SC 29721
Phone Number:	(803) 416-9301
FAX Number:	(803) 416-9418

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

GRANT AGREEMENT

I. SCOPE OF SERVICES STATEMENT

A. INTRODUCTION

The Department of Health and Environmental Control (DHEC), Office of Solid Waste Reduction and Recycling (hereinafter referred to as the Office), is the administrative agency for waste tire recycling projects approved for expenditure of funds under the Waste Tire Recycling Grant Program. The Waste Tire Recycling Grant Program is mandated under the South Carolina Solid Waste Policy and Management Act of 1991. Lancaster County submitted to the Office on April 8, 2016 an application for Waste Tire recycling funds.

A maximum of \$37,638.00 inclusive of all costs will be granted for this project to the government of Lancaster County (hereinafter referred to as the Grantee).

B. SCOPE OF WORK

Funds will be used for costs associated with the collection and recycling of waste tires from residents, retailers and automobile dismantlers. Contractor funds will be used for charges in excess of the county's annual Department of Revenue tire disbursement for costs associated with the recycling of waste tires and will be reimbursed on a per/ton basis.

Funds will be used for the purchase of equipment to be used for the collection of waste tires and for scales to weigh tires.

Public education funds will be used for promotional activities to include design, printing, and distribution of materials. All expenditures for public education/promotional materials must be approved by the Office prior to being requisitioned, purchased or procured. Approval requests must be submitted to the Office no later than December 1, 2016.

All purchases made under the scope of the grant, with the exception of contractor costs and professional development, must be requisitioned, purchased or procured by March 31, 2017 unless otherwise approved by the Office.

Funds will be used for professional development including travel to recycling conferences or trainings. All expenses related to travel or professional development other than DHEC sponsored recycling conferences or trainings must be specifically requested in writing and approved up to the limits described below by this Office prior to beginning the activity.

Local government staff will ensure that all materials collected in this program are recycled or reused. End markets and total annual tonnages for all materials collected as a result of this grant will be reported in the quarterly progress reports.

Budget:

Contractor Costs	\$ 5,888.00
Public Education	\$ 2,000.00
Professional Development	\$ 750.00
Other Direct Costs	\$29,000.00



Catherine E. Heigel, Director

Promoting and protecting the health of the public and the environment

June 17, 2016

Steve Willis
Lancaster County
PO Box 1809
Lancaster, SC 29721

Dear Mr. Willis,

The Office of Solid Waste Reduction and Recycling is pleased to inform you that Lancaster County has been awarded a FY2017 Used Oil Grant. Enclosed please find the original grant agreement.

Please pay particular attention to section I.B. Scope of Work in the grant agreement. This section details the expenses that can be reimbursed. In addition, note carefully the information contained in section I.F. Grantee's Responsibilities and section II. Standard Terms and Conditions. These sections provide guidelines specific to this grant program.

As a reminder, all items, other than contractor costs and professional development, must be requisitioned, purchased or procured by the end of the third quarter. In addition, all expenditures for public education/promotional materials must be approved by the Office prior to being requisitioned, purchased or procured. Approval requests must be submitted to the Office no later than December 1, 2016.

To accept the offer of this award, please sign the original grant agreement and return the original to our office. You may not begin work under the terms of your grant until the office is in possession of the signed original grant agreement. The office will mail you a notification when we receive the signed agreement.

Please send your signed original grant agreement to Jana White; DHEC Office of Solid Waste Reduction and Recycling; 2600 Bull St.; Columbia, SC 29201.

Congratulations on your award. Please call me at 803/898-1346 if you have questions concerning this or any other grant. We look forward to working with you this coming year.

Sincerely,



Jana White

cc: Jeff Catoe
Veronica Thompson



Catherine E. Heigel, Director

Promoting and protecting the health of the public and the environment

**USED OIL RECYCLING GRANT AGREEMENT
GRANT AGREEMENT**

Section 44-96-160, S.C. Code of Laws

GRANT NOTIFICATION INFORMATION

Grantee:

Lancaster County
PO Box 1809
Lancaster, SC 29721

Grant Number:

29 WO17

Grant Execution Date:

The later of July 1, 2016 or upon obtaining the
final signature on this grant agreement.

Grant Ending Date:

June 30, 2017

Grant Amount:

\$29,500.00

Authorized Representative:

Steve Willis

Phone Number:

(803) 416-9300

FAX Number:

(803) 285-3361

Contact Person:

Jeff Catoe

PO Box 1809

Lancaster, SC 29721

(803) 416-9692

(803) 285-3835

Phone Number:

FAX Number:

Financial Officer:

Veronica Thompson

PO Box 1809

Lancaster, SC 29721

(803) 416-9301

(803) 416-9418

Phone Number:

FAX Number:

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

GRANT AGREEMENT

I. SCOPE OF SERVICES STATEMENT

A. INTRODUCTION

The Department of Health and Environmental Control (DHEC), Office of Solid Waste Reduction and Recycling (hereinafter referred to as the Office), is the administrative agency for used oil recycling projects approved for expenditure of funds under the Used Oil Recycling Grant Program. The Used Oil Recycling Grant Program was mandated under the South Carolina Solid Waste Policy and Management Act of 1991. Lancaster County submitted to the Office on April 8, 2016 an application for used oil recycling funds.

A maximum of \$29,500.00 inclusive of all costs will be granted for this project to the government of Lancaster County (hereinafter referred to as the Grantee).

B. SCOPE OF WORK

Funds will be used for the purchase of equipment/supplies to be used in the grantee's used oil collection program. Funds will also be used for contractor costs for the removal of used oil filters from collection sites, public education and professional development. Grantee will also use funds to pay for 1/3 the cost of a new recycling center.

Public education funds will be used for promotional activities to include design, printing, and distribution of materials. All expenditures for public education/promotional materials must be approved by the Office prior to being requisitioned, purchased or procured. Approval requests must be submitted to the Office no later than December 1, 2016.

All purchases made under the scope of the grant, with the exception of contractor costs and professional development (travel), must be requisitioned, purchased or procured by March 31, 2017 unless otherwise approved by the Office.

Funds will be used for professional development including travel to recycling conferences or trainings. All expenses related to travel or professional development other than DHEC sponsored recycling conferences or trainings must be specifically requested in writing and approved up to the limits described below by this Office prior to beginning the activity.

Local government staff will ensure that all materials collected in this program are recycled or reused. End markets and total annual tonnages for all materials collected as a result of this grant will be reported in the quarterly progress reports.

Budget:

Equipment/Supplies	\$13,250.00
Contractor Costs	\$ 1,500.00
Public Education	\$ 4,000.00
Professional Development	\$ 750.00
Other Direct Costs	\$10,000.00

Agenda Item Summary

Ordinance # / Resolution#:

Contact Person / Sponsor: Darren Player

Department: 141 Fire Commission

Date Requested to be on Agenda: July 12th Public Safety Committee; July 14th Administration Committee

Issue for Consideration: McDonald Green Fire Department submitted an Assistance to Firefighters Grant application as a regional grant covering itself, Bell Town FD and Gooch's FD for the purchase of 800 MHz radios consistent with the purchases to be made by Lancaster County in the new Radio System Project. The 1199A financial information form has attached to the grant application signifying its probable award. This issue for consideration is to request the committee grant a recommendation the 5% match be paid by Lancaster County once the grant is awarded, accepted and completed. This grant is in keeping with the Fire Commission's plan and was approved for the match if awarded. (See attached application budget description)

Rich Hill Fire Department submitted an Assistance to Firefighters Grant application for the purchase of a breathing air compressor system. This request is within the plans of the Fire Commission and approval was granted by that body and a recommendation the 5% match would be paid by the County. Rich Hill FD has a rescue truck with a breathing air cascade system mounted within it already. (See attached application budget description)

Points to Consider: Both Fire Departments are requesting Lancaster County fund the 5% match that would be required as part of this grant award acceptance. McDonald Green's grant will assist in purchasing radios for three fire departments as part of the county's overall plan to move to 800 MHz radios. The radios to be purchased fit within the plan laid by the Fire Commission as this new system comes on line. Radios purchased on this grant will free up funds in the larger project to purchase radios for which grant funds have not been procured.

Rich Hill's grant will allow for another breathing air resource on the eastern side of the county. A rescue truck outfitted with a mobile cascade breathing air system is already in place in the station. It currently has to travel to another station and taken out of service to refill the cascade system. With the in-house breathing air compressor, the truck will be attached by fill hose until deployed and will not have to be left at another station for filling of breathing air.

Funding and Liability Factors: McDonald Green's grant application is for a total of \$116,005.00 with a Federal share of \$110,481.00 and a local 5% match requirement of \$5,524.00.

Rich Hill's grant application is for a total of \$24,996.00 with a Federal share of \$23,806.00 and local 5% match requirement of \$1,190.00.

Total County dollars requested, should both grants be awarded, would be \$6,714.00.

Council Options: The Council may choose to cover the 5% match or to not provide the match.

Recommendation: Staff recommends both these grants be placed into Council's grant match approved category. Both grants will provide needed assets to the County's Fire Rescue service.

Request Information

1. Select a program for which you are applying. If you are interested in applying under both Vehicle Acquisition and Operations and Safety, and/or regional application you will need to submit separate applications..

Program Name

Operations and Safety

2. Will this grant benefit more than one organization?

Yes

If you answered "Yes" to Question 2, please explain how this request benefits other organizations below:

This project will allow us the capability to expand SCBA training not just for our department but also for the surrounding 5 departments for which it is our mission to supply breathing air for. It will also allow us to refill our mobile system at our station without have to work through the logistics of other departments and personnel. Our department, more specifically, our squad truck has the mission of providing clean breathing air for onsite SCBA cylinder filling in southern Lancaster County.

Additionally, for those stations around us that must travel to refill their individual cylinders, we will be a closer option for them. This will cut down on the time they spend out of their district, the distance they have to travel to refill their cylinders and the less time their equipment will be out of service and out of their district.

3. Enter grant-writing fee associated with the preparation of this request. Enter 0 if there is no fee.

\$0

* 4. Are you requesting a Micro Grant?

A Micro Grant is limited to \$25,000 Federal share. Modification to Facilities activity is ineligible for Micro Grants.

Yes

Request Details

The activities for program Operations and Safety are listed in the table below.

Activity	Number of Entries	Total Cost	Additional Funding
Equipment	1	\$ 22,820	\$ 2,176
Personal Protective Equipment	0	\$ 0	\$ 0
Training	0	\$ 0	\$ 0
Wellness and Fitness Programs	0	\$ 0	\$ 0

Grant-writing fee associated with the preparation of this request. \$0

Equipment**Equipment Details**

1. What equipment will your organization purchase with this grant? Air Compressor/Fill Station/Cascade System (Fixed or Mobile) for filling SCBA

* Please provide a detailed description of the item selected above. 4 stage 10 HP. 13 SCFM 6000 PSIG NFPA 1989 Compliant Breathing Air Compressor System with 50 Ft. High

Pressure Fill Hose on a Reel for
connection to fill mobile cascade system.

2. Number of units: (whole number only) 1
3. Cost per unit: (whole dollar amounts only; this amount should reflect any volume discounts, rebates, etc.) \$ 22820
4. Generally the equipment purchased under this grant program will:
Buy equipment for the first time (never owned before)
5. Will the equipment being requested bring the organization into voluntary compliance with a national standard, e.g. compliance with NFPA, OSHA, etc? No
In your Narrative Statement, please explain how this equipment will bring the organization into voluntary compliance.
6. Is your department trained in the proper use of the equipment being requested? No
7. Are you requesting funding to be trained for these item(s)? No
(Funding for requested training should be requested in the Equipment Additional Funding section).(Under the Action column select Update Additional Funding)
8. If you are not requesting training funds through this application, will you obtain training for this equipment through other sources? Yes

Firefighting Equipment - Additional Funding (optional unless you're applying for Training funds)

Budget Object Class Definitions

Additional Funding		
a. Personnel	Help	\$ 0
b. Fringe Benefits	Help	\$ 0
c. Travel	Help	\$ 0
d. Equipment	Help	\$ 0
e. Supplies	Help	\$ 0
f. Contractual	Help	\$ 0
g. Construction	Help	\$ 0
h. Other	Help	\$ 350
i. Indirect Charges	Help	\$ 0
j. State Taxes	Help	\$ 1826

Explanation

Line h. Is the estimated shipping cost of \$350.

Line j. Is South Carolina and Local Sales Tax Rate of 8%. Total tax is \$1,826.00

Firefighting Equipment - Narrative

* Section # 1 Project Description: In the space provided below, include clear and concise details regarding your organization's project's description and budget. This includes providing local statistics to justify the needs of your department and a detailed plan for how your department will implement the proposed project. Further, please describe what you are requesting funding for, including budget descriptions of the major budget items, i.e., personnel, equipment, contracts, etc. *4000 characters

We are requesting funding to support the purchase and installation of a 4-stage high pressure breathing air compressor and truck fill hose connection reel. We conducted an annual needs assessment where we look at our daily operations over the previous year and potential needs and/or requirements to determine our greatest needs. This review also included reoccurring expenses, inefficiencies, and shortfalls in our abilities to perform expected or required services. After analyzing all aspects of our operations we have determined that our greatest need is the ability to refill the mobile mounted cascade system on our squad truck.

In our review we determined that on average, when our mobile cascade system was used either on a call or for filling cylinders during training, the system sat 15 days before being refilled. Over 100 days during the previous year the mobile fill system sat at or below 50% of its fill capacity while waiting to be filled. The refilling process involves scheduling use of a compressor with authorized persons from another station. The refilling process requires a member of our department as well as a member of another department to dedicate at least two hours to refilling our system. Our apparatus, which also carries our rescue equipment, must leave our district to complete the filling process.

Prior to having the mobile cascade system we limited our training with air packs to the number of spare cylinders we had and still had to arrange for someone to meet with us at another department to refill them. Now, with the mobile cascade we can refill the individual cylinders ourselves but that limits the available capacity of the mobile system. The purpose of the mobile system is to be available to 5 departments in southern Lancaster County to provide SCBA cylinder refills on site of structure fires or hazardous material incidents. So when we deplete the supply, the mobile system and apparatus it's on can't fulfill its intended mission. Due to the previously mentioned scheduling issues, this can mean this valuable resource isn't ready for service as much as a third of the time. To combat this problem we have once again limited live air pack training unless refilling is already scheduled.

Live SCBA training is essential to firefighter safety. Understanding the operation of the SCBA through actual practice of skills such as reading the pressure gage, practicing effective air management, and disentanglement must be practiced and actions such as activating the PASS device or operating the by-pass must be practiced until muscle memory takes over. Then there is communications while "on air" that must be practiced. All of this requires air and lots of it. Funding of this project will allow us the capability to expand SCBA training not just for our department but also for the surrounding 5 departments for which it is our mission to supply breathing air for. It will also allow us to refill our mobile system at our station without have to work through the logistics of other departments and personnel. It will save time for our members and allow us to keep our apparatus in a constant state of readiness.

Our limited budget of \$20,200.00 a year out of which we spend an average of \$6,650 on utilities and \$8,000 for equipment purchases and repair. The remainder of our funds is spent on other operational expenses. We requested two quotes on this project and the lower of the two was \$24,996.00. We simply cannot afford to fund this project on our own. The mobile cascade was provided to a now defunct neighboring department through a onetime state funded V-Safe grant for the purpose of serving southern Lancaster County. We inherited the truck, mobile cascade system, over 10 sq. miles of their former district and the mission to provide mobile SCBA filling. We respectfully request, as you consider this application, to think of the efficiency and advantages this project affords to our department as well as those we will serve.

* Section # 2 Cost/Benefit: In the space provided below please explain, as clearly as possible, what will be the benefits your department or your community will realize if the project described is funded (i.e. anticipated savings and/or efficiencies)? Is there a high benefit for the cost incurred? Are the costs reasonable? Provide justification for the budget items relating to the cost of the requested items. *4000 characters

Clean breathing air is essential to the health and safety of firefighters while operating in IDLH atmospheres such as those found in or near structure fires or hazardous material spills. Our department, more specifically, our squad truck has the mission of providing clean breathing air for onsite SCBA cylinder filling in southern Lancaster County. The truck also carries our complement of extrication and rescue tools.

If awarded, we will be able to keep all of our SCBA cylinders full and ready for service. We will be able to keep the mobile cascade system full of clean breathing air and ready to go when it is needed by any of our automatic or mutual aid departments. We will also be able to refill the system immediately upon its return to our station negating the hours and hassle placed on our volunteers to get it filled now. If this request is funded, the days of our squad sitting with the cascade system only partially filled would be gone. Waiting on an officer of another department 20 minutes away to fill our cascade system would also be a thing of the past. As an added bonus, our extrication and rescue tools won't be 20 minutes away every time our cascade system is being filled.

We along with our mutual partners will be able to train using SCBA without worry or concern about how many cylinders we have left full on the engine or how we will work the logistics of getting the empty cylinders to a department with a compressor to fill them. This unfettered ability to train with SCBA will allow for more training evolutions and increased time on air which in turn can increase the firefighter's individual skill and understanding of his or her limitations while wearing an SCBA. More time on air builds firefighter confidence and SCBA proficiency. Better trained firefighters that understand their equipment, its attributes, advantages and limitations as well as their own limitations when wearing the SCBA make safer firefighters. If neighboring departments wish to conduct training with SCBA and not request our mobile filling capability in favor of bringing individual cylinders to us to fill we will gladly accommodate them.

* Section # 3 Statement of Effect: How would this award impact the daily operations of your department? How would this award impact your department's ability to protect lives and property in your community? *4000 characters

This funding is needed in order to guarantee our department's ability to respond and fill the request of our mutual and automatic aid departments for mobile air supply as well as our own needs for on scene air supply. If awarded, we will be able to maintain a complement of full SCBA cylinders on our engines and squad truck as well as a full mobile air supply and ready for deployment to any location as needed. This funding will afford us capability to support higher levels of life safety through expanded SCBA training and by providing a readily available supply of breathing air to those in need.

If awarded, we will be able to train with SCBA without having to limit evolutions so that we can be sure we "save" cylinders to go back on the engine. We will be able to assist other departments with training air supply needs without having to schedule cascade refills with someone else. Have our own compressor will allow for more efficient operations, better time management for our valued volunteers, and should the occasion arise where we use all of our air supply on a particular scene, we will be able to go to our own station for refill and quicker turnaround. Additionally, for those stations around us that must travel to refill their individual cylinders, we will be a closer option for them. This will cut down on the time they spend out of their district, the distance they have to travel to refill their cylinders and the less time their equipment will be out of service and out of their district.

We understand that with this project comes annual maintenance and regular air quality testing to insure proper operation and safety of the breathing air produced. We have obtained estimates that these services will add approximately \$800 per year to our annual budget with an additional biannual service of another \$800. We feel this is acceptable and affordable, and if awarded, a small price to pay for the benefits offered. As we are finishing the outfitting our second engine with required ISO equipment, the funds currently being used for that project can be used to cover the new expenses and will not cause excessive hardship. We will receive training on the operation of the unit from the vendor and the acceptance of a contract to purchase will be contingent on a written statement from the vendor to include at least one complete training session on the equipment's operation.

If funding is provided, our daily operations will improve dramatically for many years to come. Having a ready and reliable source of clean breathing air to refill our cylinders will make a real difference in our operations. We suspect we would use this equipment after every structure fire and depending on what tools are used (air tools or air bags) after most rescues. We also suspect this project, if approved will have a positive impact on those stations we support with mobile air supply.

Thank you for time and consideration.

BudgetBudget Object Class

a. Personnel	\$ 0
b. Fringe Benefits	\$ 0
c. Travel	\$ 0
d. Equipment	\$ 22,820
e. Supplies	\$ 0
f. Contractual	\$ 0
g. Construction	\$ 0
h. Other	\$ 350
i. Indirect Charges	\$ 0
j. State Taxes	\$ 1,826

Federal and Applicant Share

Federal Share \$ 23,806

Applicant Share \$ 1,190

Applicant Share of Award (%) 5

* Non-Federal Resources (The combined Non-Federal Resources must equal the Applicant Share of \$ 1,190)

a. Applicant	\$ 1,190
b. State	\$ 0
c. Local	\$ 0
d. Other Sources	\$ 0

If you entered a value in Other Sources other than zero (0), include your explanation below. You can use this space to provide information on the project, cost share match, or if you have an indirect cost agreement with a federal agency.

Total Budget \$ 24,996

In your Narrative Statement, please explain how this equipment will bring the organization into voluntary compliance.

7. Is your department trained in the proper use of the equipment being requested? Yes

8. Are you requesting funding for training? (Funding for requested training should be requested in the Regional Equipment - Additional Funding section). No

9. If you are not requesting training funds through this application, will you obtain training for this equipment through other sources? Yes

Equipment

Equipment Details

1. What equipment will your organization purchase with this grant? Portable Radios (must be P-25 Compliant, limited to number of AFG approved seated positions)
- * Please provide a detailed description of the item selected above. P25 Phase 2 portable radio with simplified controls, and IP67 and MIL-STD certified to withstand dust, heat, shock, drops and water immersion. With man down button, 3 Watt rated RF output power. 800 MHz.
2. Number of units: (whole number only) 26
3. Cost per unit: (whole dollar amounts only; this amount should reflect any volume discounts, rebates, etc.) \$ 2400
4. Generally the equipment purchased under this grant program will:

Replace obsolete or damaged equipment that can no longer meet the applicable standards

If you selected "Replace obsolete or damaged equipment" (from Q4) above, please specify the age of equipment in years. 17

5. Per the Notice of Funding Opportunity Announcement (NOFO), do you have a memorandum of understanding (MOU) in place that cover the use of the equipment? Yes

6. Will the equipment being requested bring the organization into voluntary compliance with a national standard, e.g. compliance with NFPA, OSHA, etc? Yes
In your Narrative Statement, please explain how this equipment will bring the organization into voluntary compliance.

7. Is your department trained in the proper use of the equipment being requested? Yes

8. Are you requesting funding for training? (Funding for requested training should be requested in the Regional Equipment - Additional Funding section). No

9. If you are not requesting training funds through this application, will you obtain training for this equipment through other sources? Yes

Regional Equipment - Additional Funding (optional unless you're applying for Training funds)Budget Object Class Definitions

Additional Funding		
a. Personnel	Help	\$ 0
b. Fringe Benefits	Help	\$ 0
c. Travel	Help	\$ 0
d. Equipment	Help	\$ 484
e. Supplies	Help	\$ 0
f. Contractual	Help	\$ 4366
g. Construction	Help	\$ 0
h. Other	Help	\$ 2145
i. Indirect Charges	Help	\$ 0
j. State Taxes	Help	\$ 8110

Explanation

In addition to installation charges for each of the 11 mobile radios there is a charge of \$44 for antenna wire and power wire for each installation. In the "d. Equipment" category we listed the necessary wiring for installation of the 11 radios which is \$484.00.

In the "f. Contractual" category we includes the cost of activation for each of the 37 radios at \$10 each and the usage fee of \$18 for each radio for the first six months. The total for activations is \$370.00 and the first six months of service on the 800 MHz system is \$3,996.00 for a total in this category of \$4,366.00.

In the "h. Other" category we listed the installation cost of \$195 for each of the 11 mobile radios totaling \$2,145.00.

Finally in the "j. State Taxes" category, we listed the taxes based on the local state rate of 8%. For the materials used in the installations this will come to \$38.72. Taxes on the 37 radios (\$100,900.00 x 8%) come to \$8,072.00. Total taxes come to \$8,110.00.

Regional Equipment - Narrative

* Section # 1 Project Description: In the space provided below, include clear and concise details regarding your organization's project's description and budget. This includes providing local statistics to justify the needs of your department and a detailed plan for how your department will implement the proposed project. Further, please describe what you are requesting funding for, including budget descriptions of the major budget items, i.e., personnel, equipment, contracts, etc. *4000 characters

We are requesting funding to replace our aging VHF radios that do not conform to the recommendations of South Carolina's State Interoperability Communications Plan with 800 MHz radios. We request funding to replace 16 mobile radios, one for each apparatus and 36 portables, one for each seated position. The requested radios are all P25 compliant. The breakdown of how these radios will be distributed are as follows: Bell Town Fire Department (FDID 29202) (EIN 57-0634077) 3 apparatus (3 mobile radios) 6 seated positions (6 portable radios),

McDonald Green Fire Department (FDID 29213) (EIN 31-1769564) 3 Apparatus (3 mobile radios) and 6

seated positions (6 portable radios).

Gooches Cross Roads Fire Department (FDID 29208) (EIN 01-0952229) 5 apparatus (5 mobile radios) and 14 seated positions (14 portable radios).

Total of 11 mobile radios at \$3,500 each (\$38,500.00) and 26 portable radios at \$2,400 each (\$62,400.00).

We are also requesting additional funding for installation of the mobile radios, activation and initial service fees, as well as applicable taxes which is an additional \$15,105.00. The total requested amount to cover all associated costs and place the radios in service is \$116,005.00.

We have conferred with our county Emergency Management Office, Fire Rescue Administration, and Public Safety Communications, reviewed documents including our state's Interoperability Plan, and discussed at length our needs with the county's radio communications experts to determine what exactly we need to swap from VHF to 800 MHz. Our county is moving to 800 MHz in January 2017. The system is currently under construction and the VHF system we currently use will no longer be serviced. The county communication project, while directly effecting emergency services is independent of Fire Rescue, EMS and the Sheriff's Office. Equipment acquisition, including communications equipment is the responsibility of the individual agencies; in our case volunteer fire departments.

We are requesting funding to purchase (26) ruggedized, simplified, 3 watt portable radios that are P25 compliant and operate on 800 MHz. and include programming, activation and subscription service on the states Pal800 system. We are also requesting (11) 35 watt mobile radios equipped with 7 watt speakers and installation, programming, activation and subscription service on the states Pal800 system.

We decided to come together and apply as a region since all four stations regularly train together, respond together and in a sense live in the same community. We share and operate under the same SOGs and preplans including map plans to the roads in each other districts. Collective we serve the south end of our county and as such we decided it only made sense to come together as a region and apply for this funding.

* Section # 2 Cost/Benefit: In the space provided below please explain, as clearly as possible, what will be the benefits your department or your community will realize if the project described is funded (i.e. anticipated savings and/or efficiencies)? Is there a high benefit for the cost incurred? Are the costs reasonable? Provide justification for the budget items relating to the cost of the requested items. *4000 characters

Our regional project is to equip our apparatus and personnel with communications equipment necessary for safe, effective and efficient operations. There has been discussion of purchasing a couple of radios for the officers to use on calls but we are volunteer fire departments and a couple of officers with the radios may be at work or out of town. What would happen if firefighters need to call for assistance or worse yet needs to call a mayday and no radio is available? A local politician suggests we use cell phones, but have you ever used a cell phone in a structure fire? Nobody has the answers to how we will afford this other than to tell us "you will figure it out."

Our county is moving away from VHF and will suspend its use completely, swapping all communications over to 800 MHz. We are asking for funding to have an 800 MHz radio installed in each apparatus we have and provide one portable radio for each seated position in each apparatus. This way we can at least ensure the Incident Commander on each scene and each crew will have at least one member or more with an 800 MHz and can communicate with one another.

Our departments operate on the financial edge most of the time. We don't have substantial cushions, safety nets or rainy days funds beyond a thousand dollars or so. Some members of our regional request only have a few hundred dollars put back. We rely on nominal funding from the county to keep the wheels turning so to speak. But equipment purchases beyond \$7,000.00 are totally our responsibility, as is construction, maintenance, etc. Essentially we are all in the same boat financially. We rely on fund raisers and donations to operate. This expense is so great we can't imagine how else to fund it other than through some special outside funding such as this grant opportunity. We can't use our donations because we need them for daily operations. Special fund raisers typically don't bring in the kind of funds we need and our community already gives so much it's hard to keep going back to them saying we need more. We come from a rural community where our fundraisers are as much social gatherings as they are fundraisers. Our community members are mostly blue-collar workers that are trying to support their families, their churches and their volunteer fire departments.

Each department that is a member of this request is looking at an average expense of over \$24,900.00; which is more than their annual budgets. Keeping in mind most of the items in their budgets are not discretionary. It's hard to spend extra when there is no extra to spend.

How will this benefit us and our community? We will benefit from the safety and ability to quickly respond to our communities' emergencies by using radios to communicate needs, directions, orders, calls for assistance, etc. Is it cost effective? The comparison between not spending the money and spending the money is the

same as comparing our communications system working and not. Occasionally our VHF system goes down. When it does we work around it by using what we have; cell phones. It's very surreal driving an engine with lights and sirens going, rushing to a call after only a phone call. It actually stressful, not hearing any radio traffic; no updates, not knowing if anyone is on scene or not and if more assets are needed. Equally, it is odd and not very safe to be running emergency traffic and dialing a cell phone. Without some sort of funding miracle, that's where we are headed. Is funding this project cost effective and will our firefighters and community see real benefits, absolutely.

* Section # 3 Statement of Effect: How would this award impact the daily operations of your department? How would this award impact your department's ability to protect lives and property in your community? *4000 characters

Over the last couple of decades, communications came to the forefront as being a necessity for firefighter safety especially for those working in an IDLH atmosphere. We have worked, including into our daily operations, to integrate communications in everything we do, from directing traffic to calling a Mayday for a downed or trapped firefighter. We are requesting this funding so we don't regress and lose the advances we have made in communications and firefighter safety.

Another important aspect of our request is interoperable communications with everyone else, and by everyone else I mean our mutual and automatic aid stations, law enforcement, EMS, and dispatch. We take for granted that at the keying of a microphone, we can call for another department's assistance, call for EMS, call for law enforcement, or order roads shut down. Unfortunately, without outside assistance we are going to lose that ability. We felt good about our radio situation. Every active firefighter had a radio and pager. We train on calling a May-Day, Rapid Intervention Teams, and push Incident Commanders to check Personal Accountability Reports via radio at regular intervals and our Dispatch checks with our Incident Commanders at regular intervals to ensure everything is ok on scene. We have embraced communications as essential to fire and rescue operations and the safety of all firefighters on the fire ground, especially those performing interior operations. We are facing the communications cornerstone of our operations going away in the name of progress because we simply can't afford to keep up.

All of our written operating procedures and written operational guidelines are intertwined with communications and the expectation that all members will be equipped with portable radios and all apparatus will be equipped with mobile radios. This is also true with written operations plans with our automatic and mutual aid departments. Without this funding our entire way of operations will have to change. Firefighter safety will be compromised and command's ability to communicate orders and receive information will be compromised as well. We must have communications with one another on incident scenes, as well as with dispatch especially, in our system. For us, the incident commander is the first trained person on scene. That could be almost anyone. Incoming units depend on updates and request for various apparatus which may differ from standard response protocol. Sometimes this change is directly related to injured or entrapped citizens or specialized equipment not part of a normal response.

Without this funding for these communications assets, our ability to protect our citizens with safe, efficient service will be severely impacted. We will have to change and adapt all of our standing protocols and retrain our firefighters on fireground communications because without money to make this purchase, 800 MHz radios capable of reaching dispatch or other responding departments will not be at their disposal.

South Carolina Statewide 800 MHz Radio and Mobile Data System is a cost-shared public/private partnership between state government, local governments, power utilities and Motorola, Inc. The user fee for the system is \$18 per month per radio. The fee for the radios we are requesting for six months is \$3,996.00. As the county expands its system we will transition to it which will have no associated fees and we will have no need to pay Palmetto 800 fees again.

Budget

Budget Object Class

a. Personnel	\$ 0
b. Fringe Benefits	\$ 0
c. Travel	\$ 0

d. Equipment	\$ 101,384
e. Supplies	\$ 0
f. Contractual	\$ 4,366
g. Construction	\$ 0
h. Other	\$ 2,145
i. Indirect Charges	\$ 0
j. State Taxes	\$ 8,110

Federal and Applicant Share

Federal Share \$ 110,481

Applicant Share \$ 5,524

Applicant Share of Award (%) 5

* Non-Federal Resources (The combined Non-Federal Resources must equal the Applicant Share of \$ 5,524)

a. Applicant	\$ 5,524
b. State	\$ 0
c. Local	\$ 0
d. Other Sources	\$ 0

If you entered a value in Other Sources other than zero (0), include your explanation below. You can use this space to provide information on the project, cost share match, or if you have an indirect cost agreement with a federal agency.

Total Budget \$ 116,005



Lancaster Road Program

As of June 30, 2016



County CTC

COST	ROADS	WORK COMPLETED
\$79,765.00	<ul style="list-style-type: none"> Misc. Dirt Roads Throughout County 	Calcium Chloride
\$698,789.00	<ul style="list-style-type: none"> Fletcher Funderburk Road Legend Road Robert Allen Road Beam Lane Airport Parking Lots 	Reclamation and Paving

SCDOT CTC

COST	ROADS	WORK COMPLETED
\$1,057,977	<ul style="list-style-type: none"> Aviation Boulevard Cedar Terrace Drive N. Ingram Street Mosteller Drive Drive Avant Drive N. Park Road 	Reclamation and Paving

Lancaster Sales Tax #1

COST	ROADS	WORK COMPLETED
\$73,878	• Southwinds Drive	Pipework

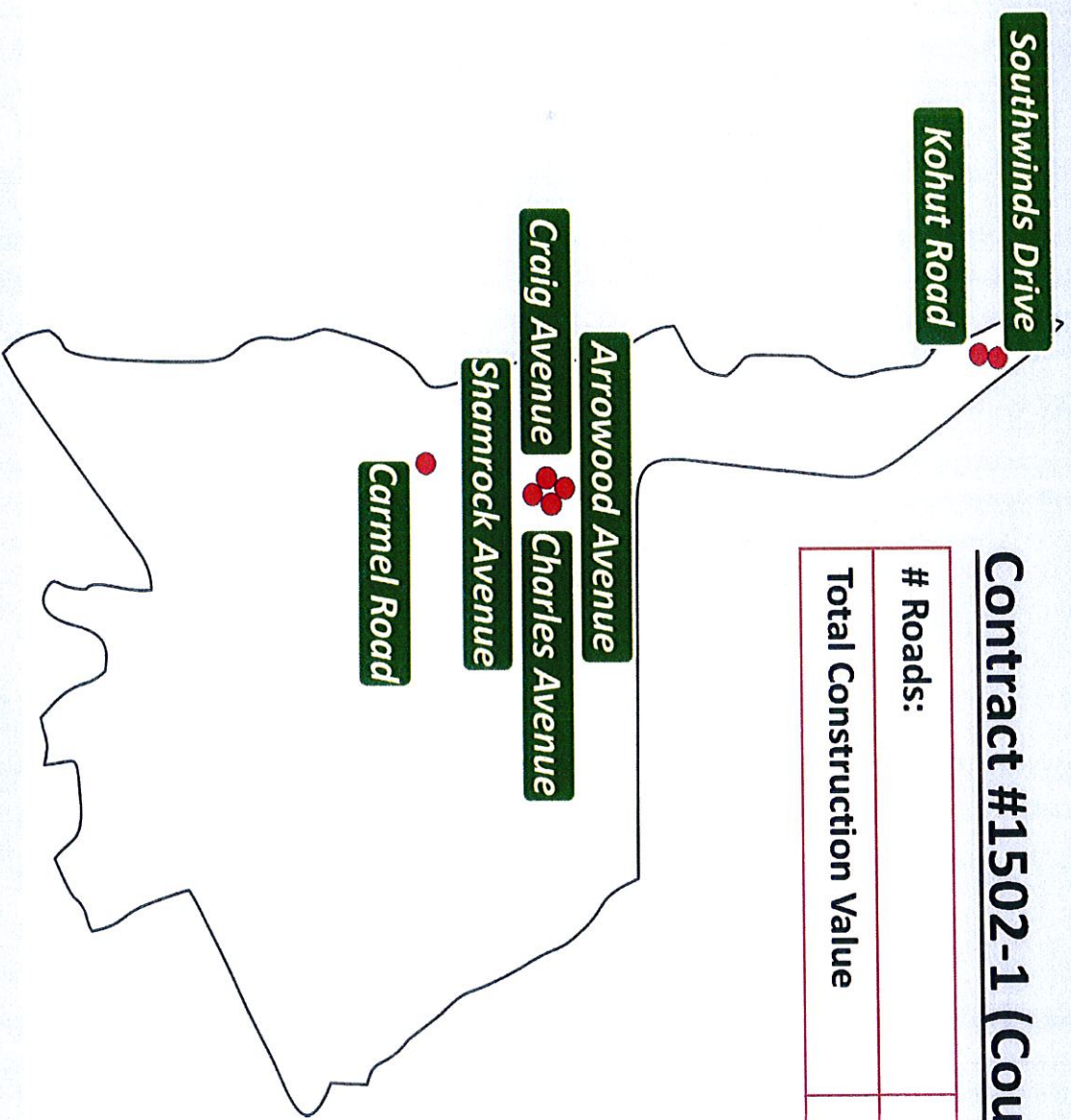
Lancaster Sales Tax #2

COST	ROADS	WORK COMPLETED
\$598,156	• Henry Harris Road	Reclamation and Paving

2016 Projected Expenditures Under Contract

Contract #1502-1 (County Sales Tax)

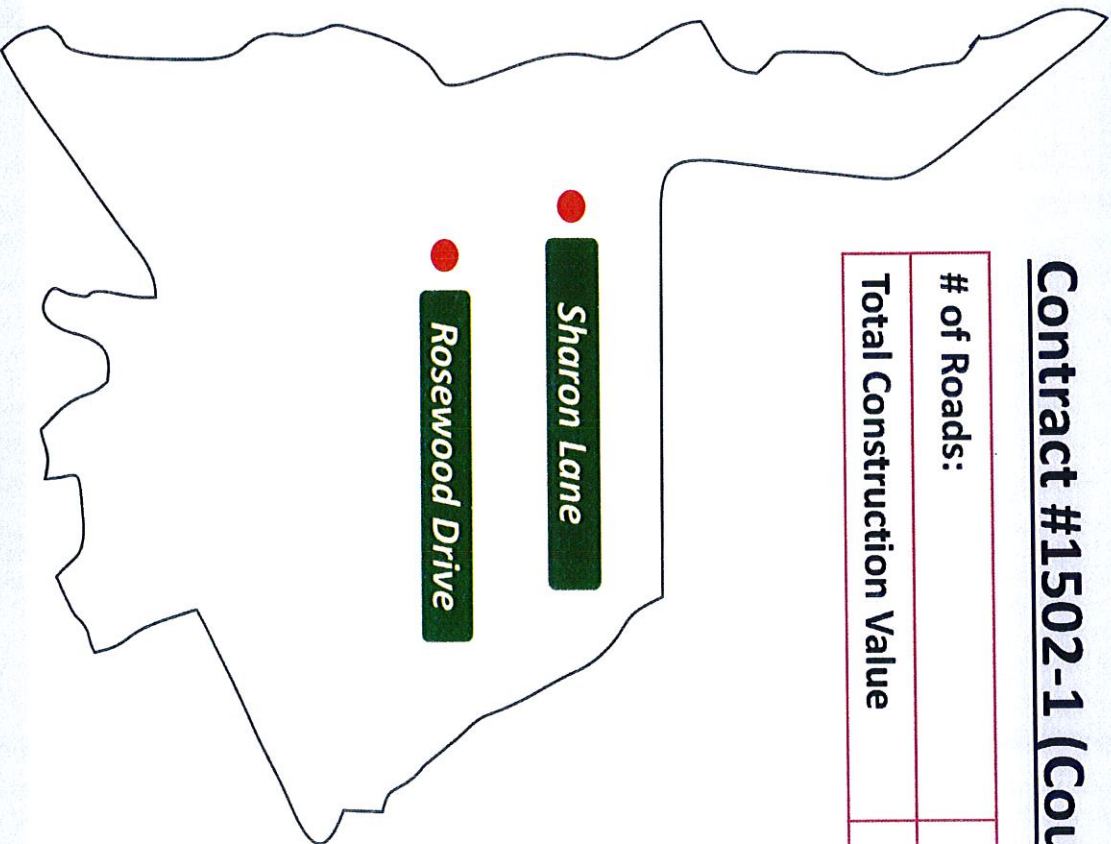
# Roads:	7
Total Construction Value	\$1,700,000



2016 Projected Expenditures Under Contract

Contract #1502-1 (County CTC)

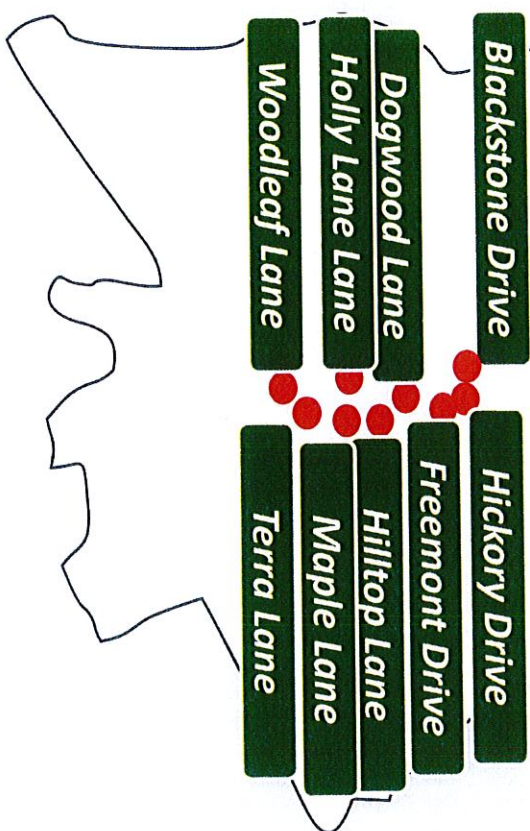
# of Roads:	2
Total Construction Value	\$250,000



2016 Projected Expenditures Under Contract

Contract #1502-1 (SCDOT CTC)

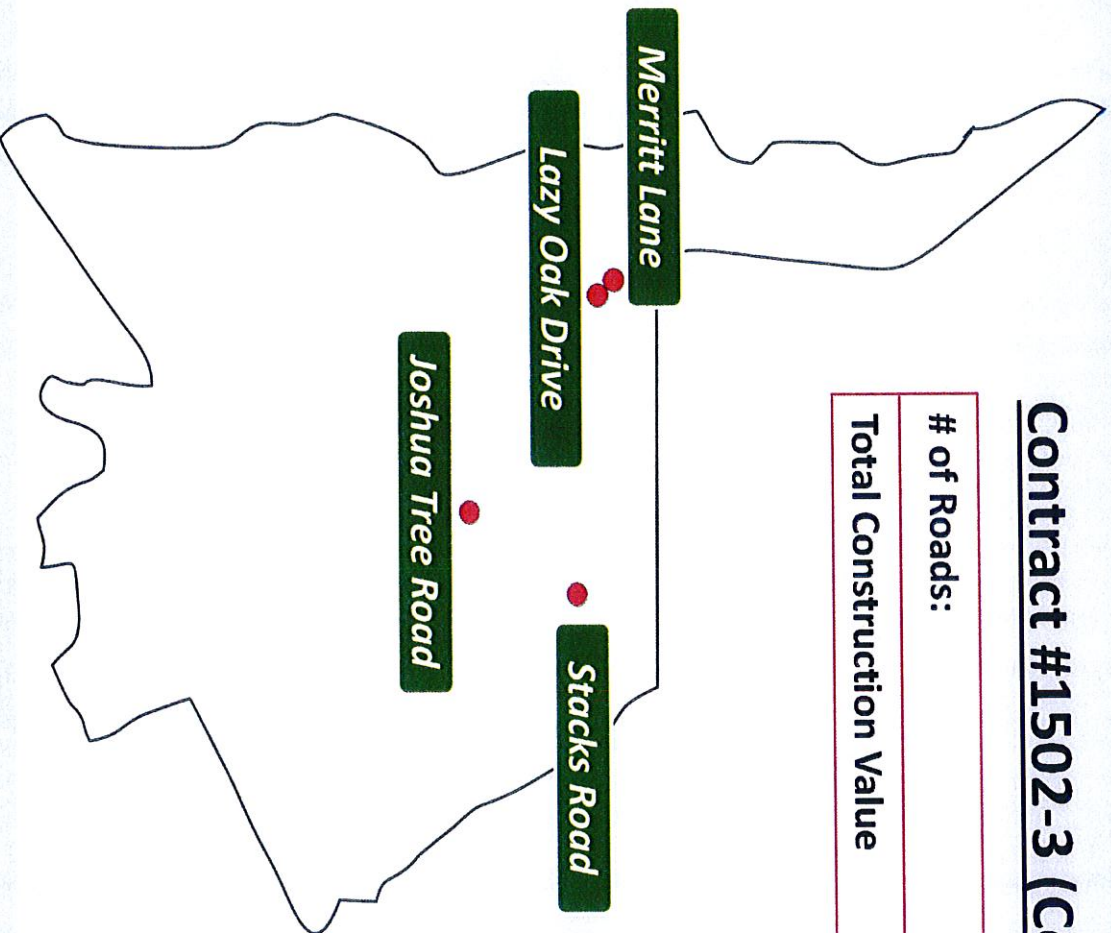
# of Roads:	9
Total Construction Value	\$359,314



2016 Projected Expenditures Under Contract

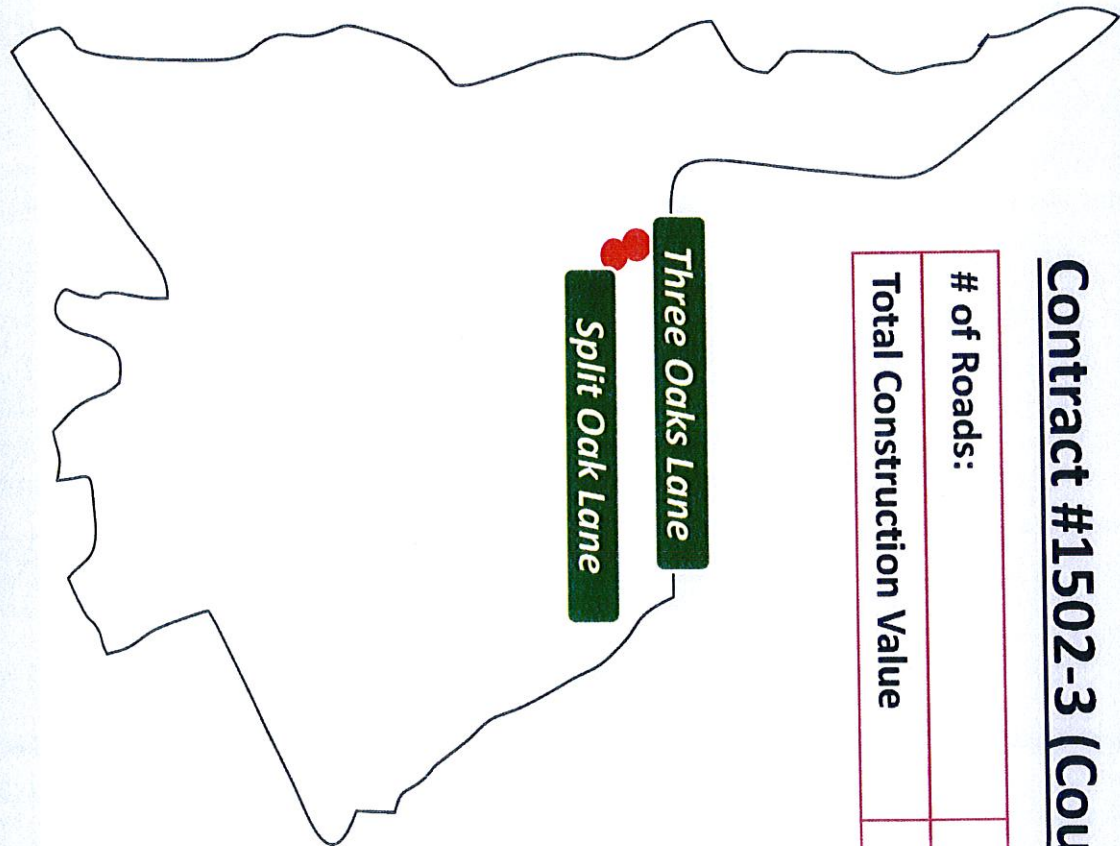
Contract #1502-3 (County Sales Tax)

# of Roads:	4
Total Construction Value	\$1,731,296



Contract #1502-3 (County CTC)

# of Roads:	3
Total Construction Value	\$65,000



2016 Projected Expenditures Under Contract

New Harbor Ct.

Lakeview Landing Road

Martha's Vineyard Road

Brookbluff Lane

Point Carpenter Lane

# of Roads:	5
Total Construction Value	\$450,000



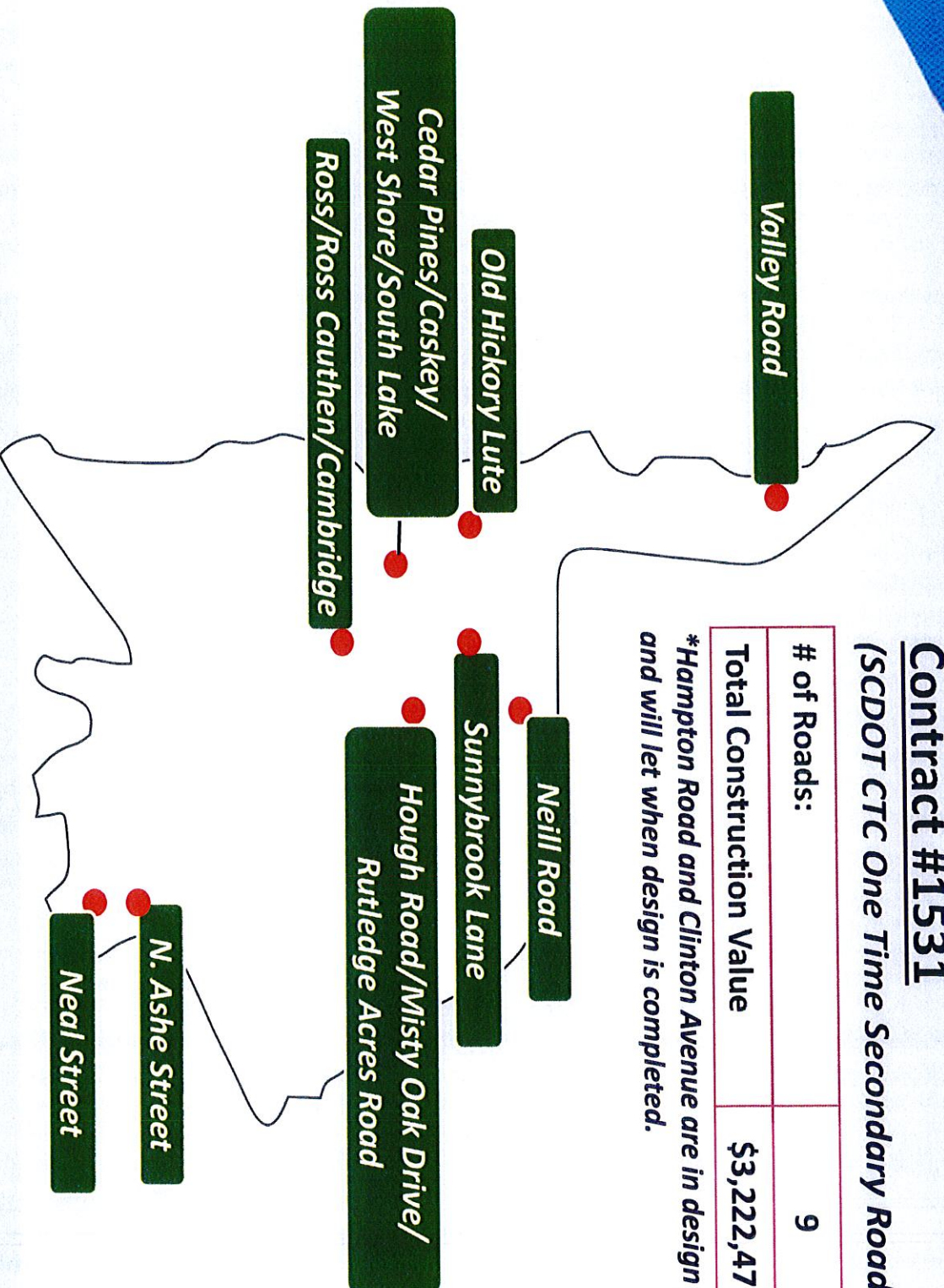
2016 Projected Expenditures Under Contract

Contract #1531

(SCDOT CTC One Time Secondary Roads Money)*

# of Roads:	9
Total Construction Value	\$3,222,477

*Hampton Road and Clinton Avenue are in design phase and will let when design is completed.



Summary of Projected Expenditures Under Contract

Source	Project #	Projected Expenditures	Expenditures to date 6-30-2016
County Sales Tax	1502-1	\$1,700,000	\$1,681,820
County Sales Tax	1502-3	\$1,731,296	681,920
County Sales Tax	1502-2	\$690,000	\$598,423
TOTAL SALES TAX		\$4,121,296	\$2,962,163
County CTC	1502-1	\$250,000	\$229,589
County CTC	1502-3	\$65,000	25,538
County CTC	1104-14	\$450,000	\$433,000
County CTC	1502-2	\$210,000	\$207,708
TOTAL COUNTY CTC		\$975,000	\$895,835
SCDOT CTC	1502-1	\$359,314	\$316,766
SCDOT CTC One Time Secondary Roads Money	1531	\$3,222,477	\$959,853
TOTAL SCDOT		\$3,581,791	\$1,276,619
TOTALS		\$8,678,087	\$5,134,617

MEETINGS & FUNCTIONS – 2016

DAY/DATE	TIME	FUNCTION/LOCATION
Monday, July 18 th	6:30 p.m.	Council Meeting (only one Council meeting in July)
July 30 th – August 3 rd		South Carolina Association of Counties Annual Conference/Hilton Head, SC
Monday, August 8 th	6:30 p.m.	Council Meeting Council Chambers, Administration Building
Tuesday, August 9 th	8:00 a.m.	Public Safety Committee Council Conference Room
Tuesday, August 9 th	3:00 p.m.	Infrastructure & Regulation Committee Council Conference Room
Thursday, August 11 th	4:30 p.m.	Administration Committee Council Conference Room

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 month 7:00 p.m. Fire Commission, Covenant Street EOC Building
 2nd and 4th Tuesday of each month 9:00 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 Tuesday 6:00 p.m. Historical Commission, Library Conference Room
 3rd Thursday of each month 6:30 p.m. Community Relations Commission, County Council Chambers
 1st Thursday of each month 5:00 p.m. Planning Commission work session, County Council Chambers
 3rd Tuesday of each month 6:30 p.m. Planning Commission, County Council Chambers