

**AGENDA
REGULAR MEETING
GREENWOOD COUNTY COUNCIL
TUESDAY, DECEMBER 6, 2016
GREENWOOD COUNTY LIBRARY
5:30 PM**

CALL TO ORDER

INVOCATION – Councilman Chuck Moates, District Four

PLEDGE OF ALLEGIANCE

APPROVAL OF PREVIOUS MEETING MINUTES

Tuesday, November 15, 2016

SPECIAL RECOGNITION

- A. Resolution 2016-19 recognizing Joyce Norman for twenty-four years of dedicated service to Greenwood County – Councilwoman Edith S. Childs

PUBLIC COMMENT (Sign In Only)

PUBLIC HEARING

- A. To receive comments pertaining to the proposed transfer of real property owned by Greenwood County and located at or near 125 Willard Road to the Coronaca Fire Department & Rescue

- B. Ordinance 2016-03 authorizing certain economic incentives, including payment of fee-in-lieu of Ad Valorem property taxes and provision of special source revenue credits, pursuant to an agreement between Greenwood County and Teijin Holdings USA, Inc.

OLD BUSINESS

- A. Ordinance 2016-03 authorizing certain economic incentives, including payment of fee-in-lieu of Ad Valorem property taxes and provision of special source revenue credits, pursuant to an agreement between Greenwood County and Teijin Holdings USA, Inc.; and Resolution 2016-21 for Multi-County Industrial Park inclusion **(Third Reading)**

NEW BUSINESS

- A. Ordinance 2016-12 authorizing, pursuant to Chapter 44 of Title 12 of the Code of Laws of South Carolina, 1976, as amended, the execution and delivery of a

Fee-in-lieu of Tax and Special Source Revenue Credits Agreement between Project Pinnacle and Greenwood County; other matters relating thereto – Toby Chappell, County Manager **(First Reading)**

- B. Resolution 2016-17 providing for an Inducement Resolution; stating the commitment of Greenwood County to include Project Pinnacle in Greenwood-Newberry Multi-County Industrial Park; and to provide for other matters related thereto
- C. Resolution 2016-18 authorizing an amendment to the Master Agreement Governing the Greenwood-Newberry Industrial Park dated December 31, 2012, by and between Newberry County, South Carolina, and Greenwood County, South Carolina, to expand the boundaries of the Park to include certain real property located in Greenwood County and pertaining Project Staple, and other related matters.
- D. Resolution 2016-20 authorizing an amendment to the Master Agreement Governing the Greenwood-Newberry Industrial Park dated December 31, 2012, by and between Newberry County, South Carolina, and Greenwood County, South Carolina, to expand the boundaries of the Park to include certain real property located in Greenwood County and pertaining Project Vanquish, and other related matters.
- E. Request for approval of the Airport Improvement Plan (2018-2022), with assurances to fund the Avigation Easement Project until grant funding is awarded
- F. Ordinance 2016-13 to adopt the 2016 Greenwood City/County Comprehensive Plan Update **(First Reading)**
- G. Resolution 2016-22 declaring the results of a referendum on the question of enacting a sales and use tax in Greenwood County for certain specific purposes
- H. Consideration of the proposed transfer of real property owned by Greenwood County and located at or near 125 Willard Road to the Coronaca Fire Department & Rescue

DISTRICT REPORTS

MANAGER'S REPORT

EXECUTIVE SESSION

Action may be taken on items discussed in executive session

- A. Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body

- B. Discussion regarding the development of security personnel or devices

- C. Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property; the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege

- D. Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the body

ADJOURNMENT

AGENDA
REGULAR MEETING
GREENWOOD COUNTY COUNCIL
TUESDAY, DECEMBER 6, 2016
GREENWOOD COUNTY LIBRARY
5:30 PM

CALL TO ORDER

INVOCATION – Councilman Chuck Moates, District

PLEDGE OF ALLEGIANCE

APPROVAL OF PREVIOUS MEETING MINUTES

Tuesday, November 15, 2016

SPECIAL RECOGNITION

- A. Resolution 2016-19 recognizing Joyce Norman for twenty-four years of dedicated service to Greenwood County – Councilwoman Edith S. Childs

PUBLIC COMMENT (Sign In Only)

PUBLIC HEARING

- A. To receive comments pertaining to the proposed transfer of real property owned by Greenwood County and located at or near 125 Willard Road to the Coronaca Fire Department & Rescue

- B. Ordinance 2016-03 authorizing certain economic incentives, including payment of fee-in-lieu of Ad Valorem property taxes and provision of special source revenue credits, pursuant to an agreement between Greenwood County and Teijin Holdings USA, Inc.

OLD BUSINESS

- A. Ordinance 2016-03 authorizing certain economic incentives, including payment of fee-in-lieu of Ad Valorem property taxes and provision of special source revenue credits, pursuant to an agreement between Greenwood County and Teijin Holdings USA, Inc.; and Resolution 2016-21 for Multi-County Industrial Park inclusion **(Third Reading)**

NEW BUSINESS

- A. Ordinance 2016-12 authorizing, pursuant to Chapter 44 of Title 12 of the Code of Laws of South Carolina, 1976, as amended, the execution and delivery of a

Fee-in-lieu of Tax and Special Source Revenue Credits Agreement between Project Pinnacle and Greenwood County; other matters relating thereto – Toby Chappell, County Manager **(First Reading)**

- B. Resolution 2016-17 providing for an Inducement Resolution; stating the commitment of Greenwood County to include Project Pinnacle in Greenwood-Newberry Multi-County Industrial Park; and to provide for other matters related thereto
- C. Resolution 2016-18 authorizing an amendment to the Master Agreement Governing the Greenwood-Newberry Industrial Park dated December 31, 2012, by and between Newberry County, South Carolina, and Greenwood County, South Carolina, to expand the boundaries of the Park to include certain real property located in Greenwood County and pertaining Project Staple, and other related matters.
- D. Resolution 2016-20 authorizing an amendment to the Master Agreement Governing the Greenwood-Newberry Industrial Park dated December 31, 2012, by and between Newberry County, South Carolina, and Greenwood County, South Carolina, to expand the boundaries of the Park to include certain real property located in Greenwood County and pertaining Project Vanquish, and other related matters.
- E. Request for approval of the Airport Improvement Plan (2018-2022), with assurances to fund the Avigation Easement Project until grant funding is awarded
- F. Ordinance 2016-13 to adopt the 2016 Greenwood City/County Comprehensive Plan Update **(First Reading)**
- G. Resolution 2016-22 declaring the results of a referendum on the question of enacting a sales and use tax in Greenwood County for certain specific purposes
- H. Consideration of the proposed transfer of real property owned by Greenwood County and located at or near 125 Willard Road to the Coronaca Fire Department & Rescue

DISTRICT REPORTS

MANAGER'S REPORT

EXECUTIVE SESSION

Action may be taken on items discussed in executive session

- A. Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body

- B. Discussion regarding the development of security personnel or devices

- C. Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property; the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege

- D. Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the body

ADJOURNMENT

**MINUTES
REGULAR MEETING
GREENWOOD COUNTY COUNCIL
TUESDAY, NOVEMBER 15, 2016
GREENWOOD COUNTY LIBRARY
5:30 PM**

MEMBERS

Chairman Steven Brown, District Five
Vice-Chairman Mark Allison, District Two – Not Present
Councilwoman Edith Childs, District One
Councilman Gonza Bryant, District Three
Councilman Chuck Moates, District Four
Councilman Robbie Templeton, District Six
Councilman Bob Fisher, District Seven

STAFF

Toby Chappell, County Manager
Stephen D. Baggett, Jr., County Attorney
Ketekash Crump-Lukie, Clerk to Council – Not Present

In accordance with the Freedom of Information Act, staff posted an agenda containing the date, time and location of this meeting on the main entrances of the Greenwood County Courthouse and the Greenwood County Library and on the Greenwood County website calendar. The *Index-Journal* and local radio stations received copies of the agendas via fax.

CALL TO ORDER

Chairman Brown called the meeting to order at 5:30 p.m.

Chairman Brown extended a warm welcome to attendees. He recognized the Youth Leadership Group from GLEAMNS Human Resources Commission to the meeting. He recognized Geneva Patterson, Youth Leadership Program (YLP) Instructor.

Ms. Patterson explained that YLP is a character building program after school program held Monday thru Thursday from 4:30 p.m. – 6:30 p.m. Students that graduate from high school, attend college receive a laptop and also receive one hundred dollars upon graduation. The program consisted of fifteen (15) students.

INVOCATION – Councilman Mark Allison, District Two

Councilman Moates delivered the invocation in the absence of Councilman Allison.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited in unison.

APPROVAL OF PREVIOUS MEETING MINUTES

Tuesday, November 1, 2016

Councilman Fisher motioned to approve the minutes of the November 1 meeting, seconded by Councilwoman Childs and the motion carried by unanimous vote (Vice- Chairman Allison was not present).

ACTION: Council approved the November 1 meeting minutes.

PUBLIC COMMENT (Sign In Only)

None

OLD BUSINESS

A. Discussion of proposed Greenwood County Policies - Toby Chappell, Administration

- 1. Policy 2.1, Workplace Harassment**
- 2. Policy 3.0, Recruitment, Selection, and Employment Requirements**
- 3. Policy 3.1, Grant Funded Positions**
- 4. Policy 3.2, Re-Employment Process**
- 5. Policy 3.3, Pre-Employment and Employment Requirements**
- 6. Policy 4.1, Code of Ethics**
- 7. Policy 4.2, Social Media and Networking**
- 8. Policy 4.3, Nepotism/Employment of Relatives**

Councilman Bryant motioned to approve the eight (8) policies presented by staff during the November 15 committee meeting, Councilman Fisher seconded the motion and the motion carried by unanimous vote (Vice-Chairman Allison was not present).

ACTION: Council approved the following policies: Policy 2.1, Workplace Harassment; Policy 3.0, Recruitment, Selection, and Employment Requirements; Policy 3.1, Grant Funded Positions; Policy 3.2, Re-Employment Process; Policy 3.3, Pre-Employment and Employment Requirements; Policy 4.1, Code of Ethics; Policy 4.2, Social Media and Networking; and Policy 4.3, Nepotism/Employment of Relatives.

NEW BUSINESS

- A. Resolution 2016-16 amending the Fiscal Year 2017 Budget, Ordinance 2016-05, to expend \$900,000 from the 2.6 Mills Fund**

Balance to Fire Services; and other matters related thereto

Chairman Brown reminded Council that the County Manager advised them during the committee meeting (November 15) that money was already appropriated for the Ware Shoals Fire Station expenditures. The Chairman asked for a motion from Council.

Councilman Fisher motioned to approve Resolution 2016-16, seconded by Councilwoman Childs and the motion carried by unanimous vote (Vice-Chairman Allison was not present).

ACTION: Council approve Resolution 2016-16 amending the Fiscal Year 2017 Budget, Ordinance 2016-05, to expend \$900,000 from the 2.6 Mills Fund Balance to Fire Services; and other matters related thereto.

B. A proposed location of the boundary between real property owned by Greenwood County for the purpose of the Buzzard's Roost Project and real property owned by David and Jonathan Banks

After reading the title, Chairman Brown informed Council he had a conflict of interest with said request – he, David and Jonathan Banks are family. Chairman Brown did not take part in the discussion during the committee meeting. He recused himself from the vote, relinquished the gavel to former Chairman of Council Robbie Templeton and withdrew from Council Chambers. Prior to the meeting, the Chairman completed a Conflict of Interest form and gave it to the County Manager (Attachment A). After relinquishing the gavel to Councilman Templeton, Chairman Brown asked him to conduct remainder of the meeting.

Councilman Templeton asked Council for a motion if there were no more questions.

Councilman Moates motioned to approve the boundary line agreement, seconded by Councilman Fisher and the motion carried by unanimous vote.

ACTION: Council approved the boundary between real property owned by Greenwood County for the purpose of the Buzzard's Roost Project and real property owned by David and Jonathan Banks.

DISTRICT REPORTS

District One – Edith Childs

- Thanksgiving Dinner will be held at 9 a.m. at the Soup Kitchen; turn in volunteer names to her

District Seven – Bob Fisher

- No Report

District Three – Gonza Bryant

- Members of Epsilon Gamma Gamma Chapter of Omega Fraternity, Inc. and their new pledges will join Councilwoman Childs at the Soup Kitchen

District Two – Mark Allison

- Not present

District Four – Chuck Moates

- Thanked District Four for voting for him November 8
- It is an honor and privilege to serve representing that area of the County; he will continue to work to move Greenwood County forward in economic development, infrastructure improvements, implementation of County Wide Fire Plan, enhancing the economic and recreational opportunities for Lake Greenwood as well as in the expansion of quality of life for all citizens
- Thanked the voters for their overwhelming support of the Capital Project Sales Tax initiative. This initiative will provide the necessary funding for making a positive and beneficial difference to the future of Greenwood County. Those that led this effort deserve our deepest gratitude and appreciation for your hardwork.
- This election season has left many anxious, upset, even fearful of what is to come for our nation. Clearly, our nation is divided. People on both sides are questioning what the future holds for us. While many questions and concerns are paramount in our thoughts, may we not forget that whatever the future holds for us, we know who holds the future. His prayer is that we will not waiver or dismiss from our minds that as a nation our motto has been and will remain “In God we trust”. This trust has been our faith and strength through all adversity; may it continue to be so.

District Six – Robbie Templeton

- Wished everyone a Happy Thanksgiving; remember to be thankful for all the blessing that have been bestowed upon you
- Thanked the voters of District Six for allowing him to represent them again; it is a charge he takes very seriously and he is most appreciative for their support
- Thanked all the voters for taking time to educate themselves and overwhelming pass the Capital Project Sales Tax despite extensive efforts of some uninformed individuals to defeat it by putting out misleading information

District Five – Steven J. Brown

- No report

MANAGER’S REPORT – Toby Chappell, County Manager

- Construction of the Greenwood County Veterans Plaza has begun -\$263,616

ADJOURNMENT

With there being no further business before Council, Councilman Templeton called for a motion to adjourn.

Council Bryant motioned to adjourn.

Ketekash Crump-Lukie, Clerk to Council, transcribed the meeting minutes.

Attachment A

STATE OF SOUTH CAROLINA)

COUNTY OF GREENWOOD)

STATEMENT OF CONFLICT OF INTEREST

I, STEVEN J. BROWN, believe that I am required to take an action or make a decision which affects an economic interest of mine, my family member, an individual with whom I am associated, or a business with which I am associated. The matter requiring my action or decision is described as follows:

CONSIDERATION OF BOUNDARY LINE AGREEMENTS FOR PROPERTY OWNED BY DAVID & JONATHAN BANKS

The nature of my potential conflict of interest with respect to the action or decision is described as follows:

family member

I hereby furnish a copy of this Statement to the Chairperson of the Greenwood County Council, and ask that the Chairperson cause the Statement to be printed in the minutes of the said Council. I further ask that the Chairperson require that I be excused from any votes, deliberations and other actions on the matter on which the potential conflict of interest exists, and cause the disqualification and the reasons for it to be noted in the minutes of the said Council.

Respectfully submitted,

Steven J. Brown
Print name: STEVEN J. BROWN

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENWOOD)

RESOLUTION No: 2016-19

A RESOLUTION RECOGNIZING JOYCE NORMAN FOR TWENTY-
FOUR YEARS OF DEDICATED SERVICE TO GREENWOOD COUNTY

Whereas, Joyce Norman has been employed with Greenwood County 911
Emergency Communications as a Teller Communications Officer since
May 18, 1992 and has announced her retirement as of December 12,
2016; and

Whereas, during her years of faithful and dedicated services, she earned
the admiration and respect of her friends and colleagues; and

Whereas, she has demonstrated her ability to meet new challenges with
enthusiasm; therefore, be it

Resolved, that the Greenwood County Council expresses its appreciation
to Joyce Norman for her many years of dedicated service, and
contributions to her profession, and be it further

Resolved, that the Greenwood County Council extends to Joyce Norman
its best wishes for many years of happiness during her retirement.

Presented on the 6th day of December 2016.

GREENWOOD COUNTY, SOUTH CAROLINA
Steven J. Brown, District 5, Chairman
Mark Allison, District 2, Vice-Chairman
Edith Childs, District 1
Gonza Bryant, District 3
Chuck Moates, District 4
Robbie Templeton, District 6
Bob Fisher, District 7

Attest: Toby Chappell, County Manager



Public Hearing

Agenda Request
December 6, 2016
Administration

CONTACT PERSON: Toby Chappell

DEPARTMENT: Administration

AGENDA REQUESTED: Both Meetings

ISSUE TO BE CONSIDERED BY COUNCIL:

To discuss authorizing Greenwood County School District 50 to transfer property located at 125 Willard Rd., Parcel ID#6868-866-552, to Greenwood County with and simultaneously transferring same to Coronaca Volunteer Fire Department

FUNDING FACTOR(S):

STAFF RECOMMENDATION:

N/A

ATTACHMENTS:



Agenda Request
December 6, 2016
Administration

CONTACT PERSON: Toby Chappell

DEPARTMENT: Administration

AGENDA REQUESTED: Regular Meeting of Council

ISSUE TO BE CONSIDERED BY COUNCIL:

1. Consideration of the Third Reading of Ordinance 2016-03.
2. Notice of Public Hearing

Ordinance 2016-03: An ordinance authorizing certain economic incentives, including payment of fee in lieu of Ad Valorem property taxes and provision of special source revenue credits, pursuant to an agreement between Greenwood County and Teijin Holdings USA, Inc.

FUNDING FACTOR(S):

Payment of fee-in-Lieu of Ad Valorem property taxes and provisions of special source revenue credits

STAFF RECOMMENDATION:

1. Hold the public hearing
2. Approve the Third Reading of Ordinance 2016-03

ATTACHMENTS: Available upon request

1. Ordinance 2016-03
2. Resolution 2016-21

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of the FILOT Act and the MCIP Act that the County Council provide approval of the Project in order to qualify the Project for the Incentives;

NOW, THEREFORE, BE IT ORDAINED by the County Council as follows:

Section 1. Evaluation of the Project. County Council has evaluated the Project based upon the following criteria:

- (a) whether the purposes to be accomplished by the Project are proper governmental and public purposes;
- (b) the anticipated dollar amount and nature of the investment to be made; and
- (c) the anticipated costs and benefits to the County.

Section 2. Findings by County Council. Based upon information provided by and representations of the Company, County Council's investigation of the Project, including the criteria described in Section 1 above, and the advice and assistance of the South Carolina Department of Commerce and the South Carolina Department of Revenue, as required, County Council hereby finds that:

- (a) the Project constitutes a "project" as that term is defined in the FILOT Act;
- (b) the Project will serve the purposes of the FILOT Act;
- (c) the investment by the Company in the Project will be \$600,000,000 or more in taxable investment, and at least 220 full time jobs will be created at the Project, all to be invested or created within the thirteen (13) year extended enhanced Investment Period defined in SC Code Ann. 12-44-30(13);
- (d) the Project will be located entirely within the County;
- (e) the Project is anticipated to benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise adequately provided locally;
- (f) the Project does not give rise to a pecuniary liability of the County nor a charge against its general credit or taxing power;
- (g) the purposes to be accomplished by the Project are proper governmental and public purposes;
- (h) the inducement of the location of the Project is of paramount importance;
- (i) the benefits of the Project to the public are greater than the costs.

Section 3. Fee-in-Lieu of Taxes Arrangement. The Project is hereby designated as “economic development property” under the FILOT Act and there is hereby authorized a fee-in-lieu of taxes arrangement with the Company which will provide for fee payments to be made with respect to the Project based upon a 4% assessment ratio and a millage rate equal to the lower of the cumulative property tax millage rate applicable to the Project on either (i) June 30 of the calendar year preceding the year in which the FILOT agreement is executed, or (ii) June 30 of the year in which the FILOT agreement is executed. The foregoing millage rate shall be fixed for a thirty (30) year term, all as more fully set forth in the Fee-in-Lieu of Tax Agreement by and between the County and the Company (the “FILOT Agreement” or “Fee Agreement”).

Section 4. Special Source Revenue Credits. After the identification of qualifying Infrastructure Improvements located solely within the County and upon proof of the costs thereof to the satisfaction of the County, the County will provide to the Company special source revenue or infrastructure improvement credits (“SSRCs”) under the Special Source Act, in the form of an annual credit against FILOT payments otherwise due on Project property. These annual credits will be provided as set forth in the Fee Agreement pursuant to the below schedule, wherein the percentage shown is the portion of annual FILOT payments otherwise due which the County will forego. Since the Project will proceed in 3 or more distinct Phases, the annual credits will be separately applied to each Phase, as follows:

Years	Percentage Amount of Annual Credit
1-5	100%
6-8	55%
9-22	25%

A failure by the Company to reach its anticipated investment of \$600 million or the creation of the anticipated 220 full time jobs at the Project will not invalidate the authorization of the Fee Agreement by this Ordinance; provided, however, that such failure may result in a modification of the incentives provided in the Fee Agreement in accordance with the terms of the Fee Agreement.

Section 5. Execution of the Fee Agreement. The form, terms and provisions of the FILOT Agreement presented to this meeting and filed with the Clerk of the County Council are hereby approved, and all of the terms, provisions and conditions thereof are hereby incorporated herein by reference as if such FILOT Agreement were set out in this Ordinance in its entirety. The Chair of the County Council and the County Manager are hereby authorized, empowered and directed to execute, acknowledge and deliver the FILOT Agreement in the name and on behalf of the County, and thereupon to cause the FILOT Agreement to be delivered to the Company. The FILOT Agreement is to be in substantially the form now before this meeting and hereby approved, or with any changes therein as shall not materially adversely affect the rights of the County thereunder and as shall be approved by the County Attorney and the officials of the County executing the same, their execution thereof to constitute conclusive evidence of their approval of all changes therein from the form of FILOT Agreement now before this meeting.

Section 6. Miscellaneous.

- (a) The Chair and all other appropriate officials of the County are hereby authorized to execute, deliver and receive any other agreements and documents as may be required by the County in order to carry out, give effect to and consummate the transactions authorized by this Ordinance;
- (b) This Ordinance shall be construed and interpreted in accordance with the laws of the State of South Carolina;
- (c) This Ordinance shall become effective immediately upon approval following third reading by the County Council;
- (d) The provisions of this Ordinance are hereby declared to be severable and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, that declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereunder; and
- (e) All ordinances, resolutions and parts thereof in conflict herewith are, to the extent of the conflict, hereby repealed.

Section 7. Designation of Project Site as a MCIP. By separate action (the “MCIP Action”) of the County Council, the County, in cooperation with an appropriate partner county (the “Partner County”), will designate the site of the Project as a multi-county park pursuant to Article VIII, Section 13 of the Constitution of South Carolina and the Multi-County Industrial Park Act. In the FILOT Agreement, the County will agree to maintain such designation for a term of at least 30 years from the end of the Investment Period.

SIGNATURES ON FOLLOWING PAGE

STATE OF SOUTH CAROLINA

RESOLUTION NO. 2016-21

COUNTY OF GREENWOOD

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE MASTER AGREEMENT GOVERNING THE GREENWOOD-NEWBERRY INDUSTRIAL PARK DATED DECEMBER 31, 2012, BY AND BETWEEN NEWBERRY COUNTY, SOUTH CAROLINA, AND GREENWOOD COUNTY, SOUTH CAROLINA, TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE CERTAIN REAL PROPERTY LOCATED IN GREENWOOD COUNTY AND PERTAINING TO PROJECT CAFÉ, AND OTHER RELATED MATTERS.

WHEREAS, Greenwood County, South Carolina ("Greenwood"), and Newberry County, South Carolina ("Newberry") (collectively, "Counties"), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended ("Act"), have jointly developed the Greenwood-Newberry Industrial Park ("Park");

WHEREAS, the Counties entered into an agreement entitled "Master Agreement Governing the Greenwood-Newberry Industrial Park" dated December 31, 2012 ("Master Agreement"), the provisions of which govern the operation of the Park;

WHEREAS, pursuant to Section 1.01 of the Master Agreement, Greenwood desires to expand the boundaries of the Park to include property located in Greenwood, as more particularly described in the attached Exhibit A, on which Teijin Holdings USA, Inc., heretofore an anonymous company bearing code name "Project Café," is planning to locate its economic development project ("Property"); and

WHEREAS, pursuant to the Master Agreement, the expansion of the Park boundaries to include the Property is complete on adoption of this Resolution by Greenwood's County Council and delivery of the description of the Property to Newberry;

NOW, THEREFORE, BE IT ORDAINED BY THE GREENWOOD COUNTY COUNCIL, DULY ASSEMBLED, AS FOLLOWS:

Section 1. Increase and Expansion of Park Boundaries. There is hereby authorized an increase and expansion of the Park boundaries to include the Property. The Greenwood Council Chair, or the Vice Chair in the event the Chair is absent, the Greenwood County Manager and the Clerk to the Greenwood County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete the increase and expansion of the Park boundaries.

Section 2. Savings Clause. If any portion of this Resolution is deemed unlawful, unconstitutional or otherwise invalid, the validity and binding effect of the remaining portions are not affected.

Section 3. General Repealer. Any prior resolution, the terms of which are in conflict herewith, is, only to the extent of such conflict, repealed.

Section 4. Effectiveness. This Resolution shall be effective after its adoption by Greenwood County Council.

Passed and approved this ____ day of _____, 2016.

**GREENWOOD COUNTY,
SOUTH CAROLINA**

By: _____
Chairman, Greenwood County Council

ATTEST:

Clerk to Council

Exhibit A

Tract I

All that tract or plantation of land, lying and being situate in the Saluca section of Greenwood County, South Carolina, on S.C. Highway #246, the same being located between Coronaca and the Monsanto Plant, containing One Hundred Ninety-five (195) acres, more or less, being the home tract of the Grantor and her late husband, G. L. Chapman. The said tract is bounded as follows: North by property of Abner P. Stockman, formerly known as Tract No. 3 of the Rice property; East by the aforementioned road, property of Grady J. and Althea B. Vaughn, and property reserved to the Grantor in this transaction as hereinafter set out; South by the Seaboard Coastline Railroad; and West by Coronaca Creek. This property consists of tract conveyed to Grantor by G. L. Chapman on January 30, 1960, and property devised to the Grantor by the late G. L. Chapman as quit-claimed by the Federal Land Bank of Columbia in deed recorded February 8, 1968, in Deed Book 207, Page 480, office of Clerk of Court for Greenwood County, LESS AND EXCEPT, HOWEVER, THE FOLLOWING: (1) A tract of 12.31 acres conveyed to Grady J. Vaughn and Althea B. Vaughn by Grantor on July 20, 1964, as recorded in Deed Book 181, Page 388, being particularly set out on plat o J. Hearst Coleman of date July 20, 1964, recorded in Plat Book 13, Page 53-A. (2) Also specifically excepted from this conveyance are Lots A and B as per plat of Lucian D. Adams, Surveyor, of date January 27, 1968, to be recorded simultaneously herewith, containing altogether 2.29 acres.

TMS# 6877-620-353

And

All that tract or parcel of land, with improvements thereon, situate, lying and being in Sub-District of No. 10., of School District No. 51, in the County of Greenwood, State of South Carolina, containing Ninety Two and one-half (92½) acres, more or less, and being bounded now or formerly as follows: On the North by Land of Robertson Estate and by Lands of Wells; on the East by the Ninety Six – Coronaca Highway and by the lot hereinafter referred to conveyed by Velma Owen Smith to D.K. Eaddy; on the South by lot of D.K. Eaddy and land of Dixie Chemical, Inc.; and on the West by Coronaca Creek separating said tract from property of Dixie Chemical, Inc. LESS AND EXCEPT, HOWEVER, THE FOLLOWING: A lot containing One and one-half (1½) acres, more or less, located at the Southeastern portion of said tract cut off therefrom and conveyed by Velma Owen Smith to D.K. Eaddy by deed of date February 1, 1941, as recorded in Deed Book 60, at Page 247. Plat of said 1½ acre tract made by T.C. Anderson, Surveyor, is recorded in Plat Book 1, at Page 268. The original tract is described and shown by plat of T.C. Anderson of date November 8, 1939, and recorded in the Office of the Clerk of Court for Greenwood County in Plat Book 16, at Page 133.

TMS# 6877-549-465

And

All that lot or parcel of land, with improvements thereon, situate in the County of Greenwood, State of South Carolina, fronting for a distance of 101 feet, more or less, on Ninety Six-Coronaca Highway, extending back on the northern side a distance of 430 feet and on the southern side a distance of 458 feet, and being 107 feet wide in the rear, bounded now or formerly as follows: North and west by property formerly of George Chapman. Reference is made to plat by T. C. Anderson, Surveyor, recorded in Plat Book 1 at Page 268.

TMS# 6877-752-595

And

All and singular, all that certain tract of land, situate, lying and being in the County of Greenwood, State of South Carolina, containing ninety-eight and five-tenths (98.5) acres, more or less. The said land is located partially along the tracks of the Seaboard Airline Railway and upon Coronaca Creek and known as Brick Yard Property. Eighty-seven and five-tenths (87.5) acres of the said property is shown and described on a plat by Thomas C. Anderson, Surveyor, bearing date July 22, 1946, which is recorded in Plat Book 3, at page 42, in the office of the Clerk of Court for Greenwood County, to which plat reference is hereby made for a more complete description, and which is shown upon the said plat as three adjacent tracts containing thirty-one (31) acres, thirty-six and one-half (36 ½) acres and twenty (20) acres. The said eighty-seven and one-half (87 ½) acres being taken together and described as a whole is bounded on the North by the land known as the Crawford Land; on the East by Coronaca Creek; on the South by right-of-way of Seaboard Airline Railway and on the West by land of the A. C. Stockman Estate. Eleven (11) acres of the within described property being a tract upon which the old Seaboard Brick Company Mill and Kilns were located and which is described as being bounded on the West by a plantation road running from Seaboard Railroad to the J. P. Stockman Farm; on the North, East and Southeast by land now or formerly of Stockman and on the South by the Seaboard Railroad. The said land having been conveyed to Greenwood Lumber Company as follows: Tract of Thirty-one (31) acres and tract of eleven (11) acres having been conveyed by E. W. Milford and W. P. Watkins by deed of date August 23, 1945, being recorded in Deed Book 78, at Page 300. The other two tracts together containing fifty-six and one-half (56 ½) acres, having been conveyed to Greenwood Lumber Company by Mrs. Pearl May, et al, as Trustee of the A. C. Stockman Estate by deed executed in 1946, and recorded in Deed Book 73, at Page 178, in the office of the Clerk of Court for Greenwood County.

TMS# 6877-344-157

This being the same property conveyed to Teijin Holdings USA, Inc. by deed of Carolina Pride Foods, Inc., dated May 27, 2016, recorded on June 6, 2016, in the Office of the Clerk of Court for Greenwood County, South Carolina, in Deed Book 1525, at Page 67.

Tract II

ALL that certain tract or plantation of land situate, lying and being on the Coronaca and Ninety Six Highway about two and one-half miles from Coronaca in the County of Greenwood, State of South Carolina, containing seventy-two (72) acres, more or less, bounded on the North by lands of Ben Johnson, East by said Coronaca-Ninety Six Highway, South by lands of W. C. Smith and West by lands of Ben Johnson. This being the same property more recently shown as 73.23 acres on a survey entitled "ALTA/NSPS Land Title Survey prepared for Teijin Holdings USA, Inc.", prepared by Davis & Floyd, dated June 16, 2016, recorded in the Office of the Register of Deeds for Greenwood County in Plat Book 149 at Page 40, reference being made to said plat for a more complete metes and bounds description hereof.

This being the same property conveyed to Teijin Holdings USA, Inc. by deed of CHARLES WAYNE ROBINSON and JAMES CARROLL ROBINSON, dated July 22, 2016, recorded on July 22, 2016, in the Office of the Clerk of Court for Greenwood County, South Carolina, in Deed Book 1532, at Page 292.

Greenwood County Tax Map No. 6877-547-575



Agenda Request
December 6, 2016
Administration

CONTACT PERSON: Toby Chappell

DEPARTMENT: Administration

AGENDA REQUESTED: Both Meetings

ISSUE TO BE CONSIDERED BY COUNCIL:

Ordinance 2016-12 authorizing, pursuant to Chapter 44 of Title 12 of the Code of Laws of South Carolina, 1976, as amended, the execution and delivery of a Fee-in-lieu of Tax and Special Source Revenue Credits Agreement between Project Pinnacle and Greenwood County; and Inducement Resolution 2016-17; other matters relating thereto

FUNDING FACTOR(S):

STAFF RECOMMENDATION:

First Reading

ATTACHMENTS:

1. Inducement Resolution 2016-17
2. Resolution 2016-18 (MCIP)

ORDINANCE

AN ORDINANCE AUTHORIZING PURSUANT TO CHAPTER 44 OF TITLE 12, SOUTH CAROLINA CODE OF LAWS, 1976, AS AMENDED, THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BETWEEN GREENWOOD COUNTY, SOUTH CAROLINA AND PROJECT PINNACLE AND CERTAIN AFFILIATES AND MATTERS RELATING THERETO.

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENWOOD)

INDUCEMENT RESOLUTION 2016-17

WHEREAS, Greenwood County, South Carolina (the “County”), acting by and through its County Council (the “Council”), is authorized and empowered under and pursuant to the provisions of Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended (the “FILOT Statute”), to enter into agreements with any industry whereby the industry would pay fees-in-lieu-of taxes with respect to qualified projects; through which powers the development of the State of South Carolina (the “State”) will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate or remain in the State and thus utilize and employ the manpower, products and resources of the State and benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally;

WHEREAS, the County acting by and through its County Council is further authorized and empowered under and pursuant to the provision of Title 4, Chapter 1 of the Code of Laws of South Carolina, 1976, as amended (the “Infrastructure Law”) to grant special source revenue credits for infrastructure to enterprises which enter into agreements to construct, operate, maintain and improve a project, to reimburse the enterprises for expenditures towards infrastructure serving the County or the applicable project or for improved or unimproved real estate and personal property used in the operation of manufacturing or commercial enterprise;

WHEREAS, the County is authorized under Section 4-1-170 and 4-1-175 of the Code of Laws of South Carolina, 1976, as amended, to include certain properties and industrial projects with a multi-county industrial park (“Park”);

WHEREAS, the County is recruiting an investment in the County by Project Pinnacle, and/or one or more affiliates (collectively, the “Company”) in the form of a solar farm to be located in the County (the “Project”);

WHEREAS, the Company anticipates investing approximately \$45 million at the Project;

WHEREAS, in addition to any applicable exemptions allowed the Company under the South Carolina Constitution and Title 12 of the Code of Laws of South Carolina, as amended, the Council in order to induce the Company to locate the Project in the County, has committed to the Company that the Council will take certain actions and provide certain incentives, including but not limited to: (1) placing the Project within an existing Park designated as such by prior action of the Council; (2) entering into a fee-in-lieu of taxes (“FILOT”) agreement with the Company as to its investment in new real and personal property at the Project; and (3) granting special source revenue credits to the Company;

NOW, THEREFORE, BE IT RESOLVED by the Council that:

1. Based on representations by the Company and after considering all relevant factors and criteria as prescribed by law, the County finds the Project is anticipated to benefit the

general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally; that the Project gives rise to no pecuniary liability of the County or any incorporated municipality or a charge against the general credit or taxing power of either; that the purposes to be accomplished by the Project, i.e., economic development, keeping of jobs, and addition to the tax base of the County, are proper governmental and public purposes; that the inducement of the location or expansion of the Project within the County and State is of paramount importance; and that the benefits of the Project will be greater than the costs to the public.

2. Based on representations by the Company, the County determines that the Project would be a “project” as that term is defined in the FILOT Statute and that the Project would serve the purposes of the FILOT Statute. This Resolution shall constitute action reflecting and identifying the Project for purposes of the FILOT Statute.

3. If the Company locates the Project in the County, the Council, upon request by the Company, commits to enter into one or more agreements under the FILOT Statute that will provide the Company with the benefits allowed pursuant to a FILOT agreement for twenty (20) years for each component placed in service during the standard “Investment Period” and “Exemption Period” (as those terms are defined in the FILOT Statute), and the calculation of the annual FILOT payment on the basis of an assessment ratio of 6% and a fixed millage rate equal to 336.6 mills.

4. The Council agrees to further provide the Company with a special source revenue credit equal to seventy (70%) percent of its payments-in-lieu of taxes at the Project for the first ten (10) years that such payments-in-lieu of taxes are paid by the Company and a special source revenue credit equal to thirty (30%) percent of its payments-in-lieu of taxes at the Project for the second ten (10) years that such payments-in-lieu of taxes are paid by the Company, with such credit to be used to defray a portion of the expenditures on infrastructure of the Company at the Project, beginning in the tax year the Company first places property in service at the Project.

5. The Council further agrees to provide the Company with the most favorable provisions allowable under the FILOT Statute with respect to the disposal and replacement of property.

6. The Council agrees to enter into and execute appropriate agreements and other documents under the FILOT Statute and the Infrastructure Law to implement the provisions of this Resolution and such other provisions as the Company may request consistent with this Resolution, the FILOT Statute and the Infrastructure Law.

7. The Council agrees to place the Project in a Park by executing and recording all necessary documents to designate and include the Project within a Park created by the County and a partner county.

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENWOOD)

RESOLUTION NO. 2016-18

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE MASTER AGREEMENT GOVERNING THE GREENWOOD-NEWBERRY INDUSTRIAL PARK DATED DECEMBER 31, 2012, BY AND BETWEEN NEWBERRY COUNTY, SOUTH CAROLINA, AND GREENWOOD COUNTY, SOUTH CAROLINA, TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE CERTAIN REAL PROPERTY LOCATED IN GREENWOOD COUNTY AND PERTAINING TO PROJECT STAPLE, AND OTHER RELATED MATTERS.

WHEREAS, Greenwood County, South Carolina (“Greenwood”), and Newberry County, South Carolina (“Newberry”) (collectively, “Counties”), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended (“Act”), have jointly developed the Greenwood-Newberry Industrial Park (“Park”);

WHEREAS, the Counties entered into an agreement entitled “Master Agreement Governing the Greenwood-Newberry Industrial Park” dated December 31, 2012 (“Master Agreement”), the provisions of which govern the operation of the Park;

WHEREAS, pursuant to Section 1.01 of the Master Agreement, Greenwood desires to expand the boundaries of the Park to include property located in Greenwood, bearing Tax Map Number 6887-203-437 and the street address 1515 Highway 246 South, on which a certain company is planning to locate its economic development project bearing code name “Project Staple;” and

WHEREAS, pursuant to the Master Agreement, the expansion of the Park boundaries to include the Property is complete on adoption of this Resolution by Greenwood’s County Council and delivery of the same to Newberry;

NOW, THEREFORE, BE IT ORDAINED BY THE GREENWOOD COUNTY COUNCIL, DULY ASSEMBLED, AS FOLLOWS:

Section 1. Increase and Expansion of Park Boundaries. There is hereby authorized an increase and expansion of the Park boundaries to include the Property. The Greenwood Council Chair, or the Vice Chair in the event the Chair is absent, the Greenwood County Manager and the Clerk to the Greenwood County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete the increase and expansion of the Park boundaries.

Section 2. Savings Clause. If any portion of this Resolution is deemed unlawful, unconstitutional or otherwise invalid, the validity and binding effect of the remaining portions are not affected.

Section 3. General Repealer. Any prior resolution, the terms of which are in conflict herewith, is, only to the extent of such conflict, repealed.

Section 4. Effectiveness. This Resolution shall be effective after its adoption by Greenwood County Council.

Passed and approved this 6th day of December, 2016.

**GREENWOOD COUNTY,
SOUTH CAROLINA**

Steven J. Brown
Chairman, Greenwood County Council

ATTEST:

Toby Chappell
Greenwood County Manager

Greenwood, South Carolina
_____, 2016

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENWOOD)

RESOLUTION NO. 2016-20

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE MASTER AGREEMENT GOVERNING THE GREENWOOD-NEWBERRY INDUSTRIAL PARK DATED DECEMBER 31, 2012, BY AND BETWEEN NEWBERRY COUNTY, SOUTH CAROLINA, AND GREENWOOD COUNTY, SOUTH CAROLINA, TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE CERTAIN REAL PROPERTY LOCATED IN GREENWOOD COUNTY AND PERTAINING TO PROJECT VANQUISH, AND OTHER RELATED MATTERS.

WHEREAS, Greenwood County, South Carolina (“Greenwood”), and Newberry County, South Carolina (“Newberry”) (collectively, “Counties”), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended (“Act”), have jointly developed the Greenwood-Newberry Industrial Park (“Park”);

WHEREAS, the Counties entered into an agreement entitled “Master Agreement Governing the Greenwood-Newberry Industrial Park” dated December 31, 2012 (“Master Agreement”), the provisions of which govern the operation of the Park;

WHEREAS, pursuant to Section 1.01 of the Master Agreement, Greenwood desires to expand the boundaries of the Park to include property located in Greenwood, bearing Tax Map Number 6887-084-262 and the street address 1930 Emerald Road, on which a certain company is planning to locate its economic development project bearing code name “Project Vanquish;” and

WHEREAS, pursuant to the Master Agreement, the expansion of the Park boundaries to include the Property is complete on adoption of this Resolution by Greenwood’s County Council and delivery of the same to Newberry;

NOW, THEREFORE, BE IT ORDAINED BY THE GREENWOOD COUNTY COUNCIL, DULY ASSEMBLED, AS FOLLOWS:

Section 1. Increase and Expansion of Park Boundaries. There is hereby authorized an increase and expansion of the Park boundaries to include the Property. The Greenwood Council Chair, or the Vice Chair in the event the Chair is absent, the Greenwood County Manager and the Clerk to the Greenwood County Council are hereby authorized to execute such documents and take such further actions as may be necessary to complete the increase and expansion of the Park boundaries.

Section 2. Savings Clause. If any portion of this Resolution is deemed unlawful, unconstitutional or otherwise invalid, the validity and binding effect of the remaining portions are not affected.

Section 3. General Repealer. Any prior resolution, the terms of which are in conflict herewith, is, only to the extent of such conflict, repealed.

Section 4. Effectiveness. This Resolution shall be effective after its adoption by Greenwood County Council.

Passed and approved this 6th day of December, 2016.

**GREENWOOD COUNTY,
SOUTH CAROLINA**

Steven J. Brown
Chairman, Greenwood County Council

ATTEST:

Toby Chappell
Greenwood County Manager

Greenwood, South Carolina
_____, 2016



Agenda Request
December 6, 2016
Engineering - Airport

CONTACT PERSON: Rossie Corwon

DEPARTMENT: Engineering - Airport

AGENDA REQUESTED: Both Meetings

ISSUE TO BE CONSIDERED BY COUNCIL:

Approval of Airport Capital Improvement Plan (2018-2022)

FUNDING FACTOR(S):

STAFF RECOMMENDATION:

Recommend Council approves the ACIP, with assurances to fund the Avigation Easement project until grant award

ATTACHMENTS: Available upon request

AIRPORT CAPITAL IMPROVEMENT PLAN
 FY 2018 - 2022 (Including 2016 & 2017 for reference)

Updated: 11/10/2016

GREENWOOD COUNTY AIRPORT (GRD)

Fiscal Year	Description	Project Total Cost	Eligible Federal Share (90%)			Eligible State Share (5%)	Sponsor Share (5%)	
			Carryover	Entitlements	Discretionary or State Apportionment			Total
	CARRYOVER FUNDS INTO 2016		\$0					
2016	Public Parking & Entrance Road Rehab (Design & Bid)	\$57,432	\$0	\$51,689	\$0	\$51,689	\$2,872	\$2,872
	Annual Total:	\$57,432	\$0	\$51,689	\$0	\$51,689	\$2,872	\$2,872
	CARRYOVER FUNDS INTO 2017		\$98,311					
2017	Public Parking & Entrance Road Rehab (Construct)	\$213,474	\$98,311	\$93,815	\$0	\$192,126	\$10,674	\$10,674
	Annual Total:	\$213,474	\$98,311	\$93,815	\$0	\$192,126	\$10,674	\$10,674
	CARRYOVER FUNDS INTO 2018		\$56,185					
2018	RW 09 - Avigation Easements (22 parcels)	\$370,955	\$56,185	\$150,000	\$127,674	\$333,860	\$18,548	\$18,548
	Annual Total:	\$370,955	\$56,185	\$150,000	\$127,674	\$333,860	\$18,548	\$18,548
	CARRYOVER FUNDS INTO 2019		\$0					
2019	RW 09 34:1 Approach Obstr Clearing (Design/Bid/Construct)	\$548,000	\$0	\$150,000	\$343,200	\$493,200	\$27,400	\$27,400
	Annual Total:	\$548,000	\$0	\$150,000	\$343,200	\$493,200	\$27,400	\$27,400
	CARRYOVER FUNDS INTO 2020		\$0					
2020	Taxiway Rejuvenation and Crack Sealing (Design/Bid/Construct)	\$250,000	\$0	\$150,000	\$75,000	\$225,000	\$12,500	\$12,500
	Annual Total:	\$250,000	\$0	\$150,000	\$75,000	\$225,000	\$12,500	\$12,500
	CARRYOVER FUNDS INTO 2021		\$0					
2021	ALP Update	\$197,000	\$0	\$150,000	\$27,300	\$177,300	\$9,850	\$9,850
	Runway Length Justification Study (No FAA/SCAC Participation Unless FAA approves Justification)	\$10,000	\$0	\$0	\$0	\$0	\$0	\$10,000
	Annual Total:	\$207,000	\$0	\$150,000	\$27,300	\$177,300	\$9,850	\$19,850
	CARRYOVER FUNDS INTO 2022		\$0					
2022	Runway 27 Ext (500' incl par TW) Environmental Assessment	\$125,000	\$0	\$112,500	\$0	\$112,500	\$6,250	\$6,250
	Annual Total:	\$125,000	\$0	\$112,500	\$0	\$112,500	\$6,250	\$6,250
	CARRYOVER FUNDS INTO 2023		\$37,500					
2018-2022 Grand Total:		\$1,500,955	\$56,185	\$712,500	\$573,174	\$1,341,860	\$74,548	\$84,548



Agenda Request
December 6, 2016
Planning

CONTACT PERSON: Phil Lindler

DEPARTMENT: Planning

AGENDA REQUESTED: Both Meetings

ISSUE TO BE CONSIDERED BY COUNCIL:

Adoption of the Comprehensive Plan

FUNDING FACTOR(S):

No additional funding required for adoption.

STAFF RECOMMENDATION:

Greenwood County Joint Planning Commission recommends

approval

ATTACHMENTS: Available upon request

1. Ordinance 2016-14

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENWOOD) ORDINANCE NO. 2016-13

AN ORDINANCE APPROVING THE 2016 COMPREHENSIVE PLAN UPDATES

WHEREAS, local governments are authorized by South Carolina Code 6-29-530 to adopt a comprehensive plan; and

WHEREAS, counties are required by the South Carolina Code 6-29-530 to hold a public hearing prior to the adoption of the comprehensive plan; and

WHEREAS, the Joint Planning commission of Greenwood County has recommended approval of such plan to the City of Greenwood and Greenwood County.

NOT, THEREFORE, BE IT ORDAINED, by the County Council of Greenwood, South Carolina, that the Greenwood City/County 2016 Comprehensive Plan updates be approved and adopted.

Do this 3rd day of January 2017.

**GREENWOOD COUNTY, SOUTH
CAROLINA**

Attest:

Toby Chappell, County Manager

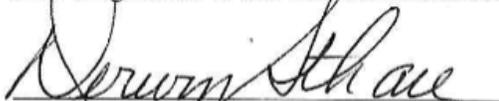
Steven J. Brown, Chairman of Council

Greenwood, SC
_____, 2017

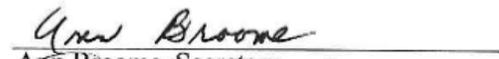
STATE OF SOUTH CAROLINA
GREENWOOD COUNTY BOARD OF CANVASSERS
STATEMENTS AND RETURNS OF VOTES
FOR
STATEWIDE GENERAL ELECTION

ELECTION DATE: 11/08/16

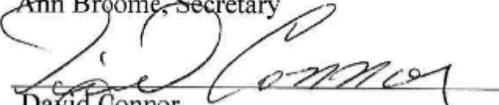
We, the County Board of Canvassers, certify that all proper procedures for canvassing votes in this election have been followed, and we have received written confirmation from election commission staff of the same; and upon such confirmation and any further review of our own, we certify the following results of this election are correct in all respects.


Derwin Sthare, Chairman


Beth Rembert, Vice Chairman

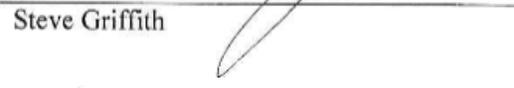

Ann Broome, Secretary

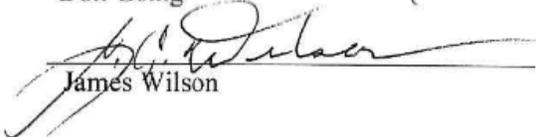

Jack Chafock


David Connor


David Eddy


Don Going


Steve Griffith


James Wilson

Certification Date: November 11, 2016

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENWOOD)

ORDINANCE NO. 2016-10

AN ORDINANCE CALLING A REFERENDUM TO BE CONDUCTED AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 8, 2016, ON THE QUESTION OF ENACTING A SALES AND USE TAX IN GREENWOOD COUNTY FOR CERTAIN SPECIFIC PURPOSES.

WHEREAS, Section 4-10-310 of the Code of Laws of South Carolina authorizes the Greenwood County Council to impose a one-percent sales and use tax by ordinance, subject to a referendum, within Greenwood County for specific purposes and for a limited amount of time, and;

WHEREAS, Section 4-10-330 of the Code of Laws of South Carolina provides that the specific purposes of the proceeds of the sales and use tax may include projects which are generally described as capital projects, and;

WHEREAS, Section 4-10-320 of the Code of Laws of South Carolina authorized the Greenwood County Council to create a commission to consider proposals for funding capital projects within Greenwood County, and formulate the referendum question that is to appear on the ballot, and;

WHEREAS, by its Resolution 2015-31, the Greenwood County Council created such a commission, and;

WHEREAS, the said commission considered over forty proposals for funding capital projects within Greenwood County, and;

WHEREAS, on June 20, 2016, by unanimous vote in a public meeting duly advertised, the said commission approved the formulation of the referendum question as set forth below, specifying the purposes for which the proceeds of the tax are to be used and setting forth the priority in which the proceeds are to be expended, and;

WHEREAS, the Greenwood County Council is empowered by Section 4-10-330 to call the referendum described herein, and;

WHEREAS, the Greenwood County Council finds that the general public interest of Greenwood County would be advanced by the undertaking of the capital projects listed below, as the same would promote and protect the health and welfare of the citizens of Greenwood County and otherwise serve public purposes, and;

WHEREAS, the Greenwood County Council intends for the citizens of Greenwood County to decide by way of referendum whether the capital projects described below should be funded by a one-percent sales and use tax;

NOW, THEREFORE, BE IT ORDAINED BY THE GREENWOOD COUNTY COUNCIL, DULY ASSEMBLED, AS FOLLOWS:

Section 1. The Greenwood County Council hereby calls a referendum on the question of the imposition of a one-percent sales and use tax for the specific purposes described below.

Section 2. The referendum shall be conducted at the next general election of Greenwood County, which will be held on November 8, 2016.

Section 3. The question on the ballot shall be as follows:

Must a special one percent (1%) sales and use tax be imposed in Greenwood County for not more than eight (8) years to raise the amounts specified for the following purposes?

(1) \$6,099,696 for the construction of the Upstate Center for Manufacturing Excellence on the campus of Piedmont Technical College in Greenwood;

(2) \$5,578,754 for the construction or improvement of public parks in Hodges and Troy, the Grace Street Park, the Emma Gaskins Magnolia Park and a new public park in the area of Foundry Road in Greenwood, the Ninety Six Town Park in Ninety Six, and bike and pedestrian trails in and around Greenwood;

(3) \$4,858,409 for the implementation of a countywide public safety radio system;

(4) \$646,592 for the expansion of the Benjamin E. Mays Historical Site;

(5) \$14,242,921 for the implementation of the Fire Service Master Plan adopted by the Greenwood County Council, including but not limited to the renovation and equipping of existing fire stations, the construction and equipping of new fire stations, and the construction of a public safety training facility;

(6) \$810,000 for the implementation of the Lake Greenwood Master Plan, to possibly include but not be limited to the construction of public access areas, restroom facilities, and refuse collection facilities, and landscaping and signage on entrance ways;

(7) \$1,569,339 for the replacement of certain sewer lines and the construction or refurbishment of a pump station in the area of the Carnell Bridge in Ware Shoals;

- (8) \$671,456 for the replacement of water lines in the area of Pinehaven, Saluda and Wingard Streets in Ninety Six;
- (9) \$10,723,817 for the renovation and expansion of athletic facilities of Greenwood County, including but not limited to the Wilbanks Sports Complex in Greenwood (the former site of the Greenwood Civic Center), Young Park in Ware Shoals, and the J.C. "Fox" Boozier Complex in Ninety Six;
- (10) \$8,456,666 for the development of the North Greenwood Industrial Park;
- (11) \$1,105,446 for the replacement of the storm water drainage system in the area of the Ninety Six Mill Village;
- (12) \$66,326 for the construction of a pedestrian trail in the Promised Land community;
- (13) \$33,163 for the construction of restroom facilities at Cokesbury College;
- (14) \$27,636 for the renovation of the Brewer Center in Greenwood;
- (15) \$1,326,535 for the purchase of a records management system for the Greenwood County Sheriff's Office and the Greenwood Police Department;
- (16) \$1,747,000 for the modeling and study of flooding within watersheds of Greenwood County;
- (17) \$11,942,770 for the widening of Highway 246 from its intersection with Highway 221 to Emerald Road;
- (18) \$3,397,273 for the rehabilitation of Katherine Hall in Ware Shoals;
- (19) \$429,939 for the repair and maintenance of the Greenwood County Detention Center;
- (20) \$208,998 for the purchase of a case management system for the Eighth Circuit Solicitor's Office;
- (21) \$358,283 for the installation of fiber optic cable and related equipment on the campus of the Greenwood Genetic Center;
- (22) \$2,447,774 for the construction of the Carolina Avenue Connector, a new road with related infrastructure between South Main Street and the campus of the Greenwood Genetic Center on Liner Circle in Greenwood;

(23) \$685,987 for the renovation of the Arts Center at the Federal Building in Greenwood, including but not limited to the replacement of the roof and certain flooring, and painting of the exterior;

(24) \$1,221,806 for the construction of an exhibition hall replicating the former Southern Passenger Depot for the Railroad Historical Center;

(25) \$1,468,664 for the purchase of a platform fire truck and related equipment for the City of Greenwood Fire Department;

(26) \$1,223,887 for the placement of lines for water service and fire suppression in the area of Harris Landing, and;

(27) \$4,895,548 for the placement of lines for water services and fire suppression in the area of Highway 25 South.

The proceeds of the tax shall be used for the projects described above and other related expenses, including but not limited to the payment of fees for professional services necessary for the completion of the projects and the payment of costs charged by the State of South Carolina for the collection of the tax.

All qualified electors desiring to vote in favor of imposing the tax for the stated purposes shall vote "yes," and all qualified electors opposed to levying the tax shall vote "no."

Yes []

No []

Section 4. The purposes for which the proceeds of the tax are to be used, as specified in the foregoing question and otherwise by this Ordinance, are hereby found by the Greenwood County Council to be authorized by Section 4-10-330(A)(1).

Section 5. The proceeds of the tax may be used for construction, improvement or procurement of the capital projects listed above, and may also be used for design, engineering, project management and other professional services related to the same.

Section 6. The maximum costs to be funded from proceeds of the tax shall be Eighty-Seven Million Nine Hundred Thirty-Eight Thousand One Hundred Eighty-Five and no/100 Dollars (\$87,938,185.00).

Section 7. The maximum time for which the tax may be imposed shall be eight (8) years from the date of imposition.

Section 8. If approved, the date of imposition of the tax shall be May 1, 2017.

Section 9. The capital projects listed above are prioritized by numerical order, except that the priority shall be subject to change by ordinance of the Greenwood County Council based upon unexpected complications of construction and procurement, including but not limited to availability of real property and rights-of-way, design, engineering and environmental considerations, matters of permitting and regulation, unanticipated funding from other sources, bids in excess of estimated project costs and other matters pertaining to bidders, overrun in actual project costs, and other unforeseen circumstances and conditions.

Section 10. Two or more projects may be funded simultaneously.

Section 11. A copy of this Ordinance shall be provided to the Greenwood County Election Commission on or before August 15, 2016. Upon receipt of the same, the Greenwood County Election Commission shall conduct the referendum at the time of the general election.

Section 12. On or before October 25, 2016, the same being two (2) weeks before the referendum, the Greenwood County Election Commission shall publish in a newspaper of general circulation the question that is to appear on the ballot, with the list of projects and the estimated cost of the projects. Pursuant to Section 4-10-330(C), this notice shall be in lieu of any other notice otherwise required by law.

Section 13. The Greenwood County Election Commission shall conduct the referendum under the election laws of the State of South Carolina and shall certify the result no later than November 30, 2016, to the Greenwood County Council and the South Carolina Department of Revenue.

Section 14. Upon receipt of the returns of the referendum, the Greenwood County Council shall declare its results.

Section 15. If a majority of the votes cast are in favor of imposing the tax, then the tax is imposed as provided in Title 4, Chapter 10, Article 3 of the Code of Laws of South Carolina.

Section 16. Expenses of the referendum shall be paid by the governmental entities that would receive the proceeds of the tax in the same proportion that those entities would receive the net proceeds of the tax.

Section 17. The provisions of this Ordinance are to be separable, and if any section, phrase or provision shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereunder.

Section 18. This Ordinance shall become effective on passage and approval of its third reading.

SUMMARY REPORT

General Election
Greenwood, South Carolina
November 8, 2016

Official Results

Run Date:11/16/16 04:13 PM

	VOTES	PERCENT		VOTES	PERCENT
PRECINCTS COUNTED (OF 54)	54	100.00	State Senate District 10		
REGISTERED VOTERS - TOTAL	43,708		Vote for 1		
BALLOTS CAST - TOTAL	29,209		Floyd Nicholson (DEM)	12,149	53.94
VOTER TURNOUT - TOTAL		66.83	J Bryan Hope (REP)	10,365	46.02
			Write-In.	9	.04
Straight Party			State House of Representatives District 12		
Vote for 1			Vote for 1		
Democratic (DEM)	6,551	45.13	Anne Parks (DEM)	5,313	67.13
Working Families (WFM)	170	1.17	Jennings G McAbee Sr (REP)	2,593	32.76
Constitution (CON)	23	.16	Write-In.	9	.11
Independence (IND)	151	1.04	State House of Representatives District 13		
Green (GRN)	41	.28	Vote for 1		
Republican (REP)	7,390	50.91	Michael Gaskin (DEM)	4,753	27.53
American (AME)	100	.69	John McCravy (REP)	12,498	72.39
Libertarian (LIB)	90	.62	Write-In.	15	.09
President and Vice President			State House of Representatives District 14		
Vote for 1			Vote for 1		
Hillary Rodham Clinton (DEM)	10,711	37.24	Mike Pitts (REP)	2,364	99.66
Darrell Castle (CON)	81	.28	Write-In.	8	.34
Evan McMullin (IND)	221	.77	Sollicitor		
Jill Stein (GRN)	160	.56	Vote for 1		
Donald J Trump (REP)	16,961	58.97	David Stumbo (REP)	21,025	99.10
Peter Skewes (AME)	49	.17	Write-In.	190	.90
Gary Johnson (LIB)	580	2.02	Sheriff		
U.S. Senate			Vote for 1		
Vote for 1			Arnie Fisher (DEM)	11,050	39.02
Thomas Dixon (DEM)	9,086	32.49	Dennis Kelly (REP)	17,234	60.86
Thomas Dixon (WFM)	555	1.98	Write-In.	32	.11
Bill Bledsoe (CON)	156	.56	Clerk of Court		
Thomas Dixon (GRN)	156	.56	Vote for 1		
Tim Scott (REP)	17,568	62.81	Chastity Copeland (REP)	22,127	98.36
Rebel Michael Scarborough (AME)	146	.52	Write-In.	368	1.64
Bill Bledsoe (LIB)	284	1.02	Coroner		
Write-In.	18	.06	Vote for 1		
U.S. House of Representatives			Sonny Cox (REP)	23,022	99.22
Vote for 1			Write-In.	180	.78
Hosea Cleveland (DEM)	9,625	34.70	Soil and Water District Commission		
Jeff Duncan (REP)	18,094	65.23	Vote for 1		
Write-In.	21	.08	Jan Figueira	16,823	99.08
State Senate District 4			Write-In.	157	.92
Vote for 1					
Michael W Gambrell (REP)	4,859	99.37			
Write-In.	31	.63			

SUMMARY REPORT

General Election
Greenwood, South Carolina
November 8, 2016

Official Results

Run Date:11/16/16 04:13 PM

VOTES PERCENT

County Council District 4		
Vote for 1		
Chuck Moates (REP)	3,691	99.41
Write-In.	22	.59
County Council District 5		
Vote for 1		
Steven J Brown (REP).	4,192	99.53
Write-In.	20	.47
County Council District 6		
Vote for 1		
Robbie Templeton (REP)	4,061	98.95
Write-In.	43	1.05
County Council District 7		
Vote for 1		
Theo Lane (REP)	3,209	97.78
Write-In.	73	2.22
School District 50 Trustee Seat 7		
Vote for 1		
Tom Miller	1,192	43.44
David H Trent	1,544	56.27
Write-In.	8	.29
Capital Project Sales Tax Referendum		
Vote for 1		
Yes, in favor of the question.	17,889	65.40
No, opposed to the question	9,464	34.60
City Council Ward 05 Greenwood		
Vote for 1		
Matthew Miller.	603	59.35
Johmy Williams	398	39.17
Write-In.	15	1.48
Mayor Ware Shoals		
Vote for 1		
John K Hansen	371	54.32
George Leagans.	302	44.22
Write-In.	10	1.46