OFFICE OF THE COUNTY COUNCIL
COUNTY OF LAURENS

3 Catherine Street
POST OFFICE BOX 445
Laurens, South Carolina 29360-0445

(864) 984-5214 FAX - (864) 984-3726

COUNCIL MEMBERS
Joseph E. Wood, Chairman
P. Keith Tollison, Vice Chair
Diane B. Anderson
Stewart O. Jones
Garrett C. McDaniel
Ted G. Nash
David A. Pitts

ADMINISTRATION
Ernest B. Segars, Administrator
Betty C. Walsh, Clerk to Council

TO: LAURENS COUNTY COUNCIL

FROM: ERNIE SEGARS, ACTING COUNTY ADMINISTRATOR

SUBJECT: SECOND BUDGET SESSION - COUNTY BUDGET FY 2016/2017

DATE: MAY 6, 2016

Laurens County Council will hold its next **Budget Work Session on Tuesday, May 10, 2016 immediately following the regular session of Council**. We have established a tentative time for that meeting at 6:45 P.M.. Council requested that County Staff research the issue of granting each employee of Laurens County a fifty cent, per hour raise for the new fiscal year, which begins on July 1, 2016.

The Director of Finance and the Director of Human Resources have reviewed the proposal and the estimated cost is approximately $500,000. Council had discussed briefly a method of financing such a proposal. With the value of a mill set at $169,900, staff estimates that it would require a federal property tax increase of almost three mills (2.94) to finance the pay adjustment. Also, please note that the draft budget as presented has a dicit of approximately $150,000. A tax increase of approximately four mills (3.8) would be required to balance the entire budget for the next Fiscal Year.

Staff will be available to review this on May 10th.

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AGENDA
BUDGET WORK SESSION
LAURENS COUNTY COUNCIL –MAY 10, 2016 (time approximate)
HISTORIC COURTHOUSE – COUNTY COUNCIL CHAMBERS - PUBLIC SQUARE

1.) Call to Order- Chairman Wood

2.) Review of a proposal for an hourly pay adjustment for all County Employees as part of the FY 2016-2017 County Budget – Lisa Kirk, Finance Director.

3.) Council Discussion and Review of the pay adjustment with review of available funding sources for the pay adjustment.

4.) Scheduling of other budget meetings for budget review, if necessary.

5.) Second Reading, Ordinance #815, which is the proposed FY 2016/2017 County Budget (tentative)

6.) Second Reading, Ordinance #817, which is An Ordinance to Amend Ordinance #465 Providing For The Use of The Maximum Legal Percentage of Local Option Sales Tax Funds For the Fiscal Year 2015-2016; And To Further Use And Apply These Funds For The Purpose of Revenue Shortfalls In Laurens County And Other Matters Appertaining Thereto". (tentative)

7.) Adjourn

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AGENDA
LAURENS COUNTY COUNCIL –MAY 10, 2016 – 5:30 P.M.
HISTORIC COURTHOUSE – COUNTY COUNCIL CHAMBERS - PUBLIC SQUARE

5:30 P.M.....Call to Order – Chairman Wood
Invocation – Councilman Jones (everyone invited to stand)
Pledge of Allegiance
Approval of Agenda – May 10, 2016
Approval of Minutes – April 26, 2016

1.) Public Hearing, Ordinance #814 – "An Ordinance To Rescind And Repeal Laurens County Ordinance #433 And Laurens County Ordinance #554, And Replace Said Ordinances With The New Text As Set Forth Herein And All Other Matters Related Thereto For The regulation Of Junkyards in Laurens County, South Carolina"

A.) Third Reading, Ordinance #814 – "An Ordinance To Rescind And Repeal Laurens County Ordinance #433 And Laurens County Ordinance #554, And Replace Said Ordinances With The New Text As Set Forth Herein And All Other Matters Related Thereto For The regulation Of Junkyards in Laurens County, South Carolina"

2.) Public Hearing, Ordinance #816 - "An Ordinance For The Acquisition Of Two (2) Parcels Of Real Estate Located In Strategic Areas Of Laurens County For The Purposes Of Constructing Fire Substations".

A.) Third Reading, By title only, Ordinance #816 - "An Ordinance For The Acquisition Of Two (2) Parcels Of Real Estate Located In Strategic Areas Of Laurens County For The Purposes Of Constructing Fire Substations".

DISCUSSION ITEMS:

1.) Resolution #2016-14 – Inducement Resolution Providing For A Fee In Lieu Of Tax Agreement Between Laurens County And Project Synergy.

2.) First Reading, Ordinance #818 – "An Ordinance Authorizing The Execution And Delivery Of A Fee Agreement By And Between Laurens County, South Carolina And Project Synergy Providing For A Payment Of a Fee In Lieu Of Taxes And Other Matters Related Thereto".

3.) First Reading, Ordinance #819 – An Ordinance To Amend That Certain Master Agreements Governing The Octagon Industrial Park Dated September 1, 2010 Between Laurens County And Greenville County To add The Project Synergy Tract Located In Laurens County".

4.) Consideration of 5 year exemption - PL Development, LLC

5.) 6:30 P.M. *(time approximate)* – Fifteen (15) Minute Period for Public Comment *(Required to sign in prior to the meeting)*

6.) Comments from Council Members.

7.) Adjournment.

SCHEDULED COUNCIL MEETINGS: Historic Courthouse at 5:30 P.M; May 24, 2016; June 14, 2016 and June 28, 2016. **ADA COMPLIANCE** - In compliance with ADA/Section 504, Laurens County is prepared to make accommodations for individuals needing assistance with special needs. Special assistance requests should be made to the County Council Office at 864-984-5214 seventy-two (72) hours prior to the meeting. (This agenda is not inclusive of all issues which Council may wish to add for discussion purposes at this meeting). **AGENDA** – Council's meetings shall be conducted pursuant to the South Carolina Freedom of Information Act, Council's Rules and Robert's Rules of Order, latest edition, in the event Council's Rules do not cover the procedural issue at hand. Items are listed on Council's agenda to give public notice of the subjects and issues to be discussed, acted upon, received as information or however disposed of during the meeting for which the agenda has been prepared. Council may reorder its agenda prior to adoption thereof without amending the items to be taken up at the meeting up to twenty-four (24) hours prior to the meeting. Items listed on Council's agenda may be taken up, tabled, postponed, removed or otherwise disposed of as provided for under Council's Rules, and Robert's Rules of Order, latest edition, if not specified under Council's rule.

SUMMATION OF AGENDA
LAURENS COUNTY COUNCIL – MAY 10, 2016 – 5:30 P.M.
HISTORIC COURTHOUSE – COUNTY COUNCIL CHAMBERS - PUBLIC SQUARE

1.) Public Hearing, Ordinance #814 – "An Ordinance To Rescind And Repeal Laurens County Ordinance #433 And Laurens County Ordinance #554, And Replace Said Ordinances With The New Text As Set Forth Herein And All Other Matters Related Thereto For The regulation Of Junkyards in Laurens County, South Carolina"

A.) Third Reading, Ordinance #814 – "An Ordinance to Rescind and Repeal Laurens County Ordinance #433 And Laurens County Ordinance #554, And Replace Said Ordinances With The New Text As Set Forth Herein And All Other Matters Related Thereto For The regulation Of Junkyards in Laurens County, South Carolina"

This Amending Ordinance was presented to Council at the March 22nd and April 12th meetings of Council. Again, Chairman Wood is asking for all Council Members to please review and to be prepared to address any concerns that they may have at this meeting. Should you have any questions or comments, please advise me (Betty Ann) so that I can have an answer for you at the meeting. A copy of the proposed Ordinance is enclosed.

2.) Public Hearing, Ordinance #816 - "An Ordinance For The Acquisition Of Two (2) Parcels Of Real Estate Located In Strategic Areas Of Laurens County For The Purposes Of Constructing Fire Substations".

A.) Third Reading, By title only, Ordinance #816 - "An Ordinance For The Acquisition Of Two (2) Parcels Of Real Estate Located In Strategic Areas Of Laurens County For The Purposes Of Constructing Fire Substations".

Council has approved first and second readings on April 12th and 26th. This revised title includes the remaining three (3) parcels needed to complete the acquisitions for fire substations as previously directed by Council. These parcels include sites on Highway #72 and Milam Road; Neely Ferry Road and Highway #76 West. Combined with the conclusion of the acquisition of the Thompson Road property, these pieces will complete the acquisition process for the substation sites through the use of the bond funds. March 22, 2016, Council awarded authority for the Fire Director to proceed with these acquisitions.

A final version of the revised ordinance is attached. The Exhibit A documents will be provided under a separate cover.

DISCUSSION ITEMS:

1.) Resolution #2016-14 – Inducement Resolution Providing For A Fee In Lieu Of Tax Agreement Between Laurens County And Project Synergy.

This is an inducement resolution outlining the basic terms of the proposed FILOT agreement with Project Synergy and identifying its current significant investment. Project Synergy is expected to invest approximately $8 million in the plant. The company will receive a standard 6% assessment ratio, multi-county park status and a comparable special source revenue credit. This is an existing industry located in the upper part of Laurens County

2.) First Reading, Ordinance #818 – "An Ordinance Authorizing The Execution And Delivery Of A Fee Agreement By And Between Laurens County, South Carolina And Project Synergy Providing For A Payment Of a Fee In Lieu Of Taxes And Other Matters Related Thereto".

This is a Fee In Lieu Of Tax Agreement for Project Synergy. They will investing at least $8,000,000 in an existing industry located in the upper part of Laurens County. The project will be placed in Octagon Park, Section II. Details of the agreement are in the process of finalization and the agreement will be available at second reading.

3.) First Reading, Ordinance #819 – An Ordinance To Amend That Certain Master Agreements Governing The Octagon Industrial Park Dated September 1, 2010 Between Laurens County And Greenville County To add The Project Synergy Tract Located In Laurens County".

This Ordinance will add the property of Project Synergy to the Octagon Park, Section II agreement.

4.) Consideration of 5 year exemption - PL Development, LLC

PL Development, LLC (formerly Aaron Industries) has requested an extension of a five year exemption from non-school and non-municipal ad valorem taxation. The Staff recommends denial of the extension except to the extent of the remaining time, if any, for the current exemption.

MINUTES
APRIL 26, 2016
LAURENS COUNTY COUNCIL
HISTORIC COURTHOUSE – PUBLIC SQUARE
COUNTY COUNCIL CHAMBERS

ATTENDANCE: **COUNCIL MEMBERS PRESENT**- County Council Chairman Joe Wood and Vice Chairman Keith Tollison; County Council Members: Diane Anderson, Stewart Jones, Garrett McDaniel, Ted Nash and David Pitts.

COUNCIL MEMBERS ABSENT: None

COUNTY STAFF: Laurens County Administrator, Ernest Segars; Laurens County Clerk to Council Betty Walsh and Laurens County Attorney, Sandy Cruickshanks.

DEPARTMENT HEADS PRESENT: Laurens County Public Works Director Rob Russian; Captain Tyson, Detention Center Administrator; Laurens County Fire Director, Gregg Lindley; Laurens County Human Resources Manager, Debi Parker; Joey Avery, Director, Laurens County Communications; Nick Nichols, Laurens County Coroner; Billy Wilson, Vehicle Maintenance / Procurement; Andy Howard, Director, Laurens County Parks, Recreation and Tourism; Lisa Kirk, Director, Finance; Rick Chastain, Laurens County Sheriff and Cindy Burke, Laurens County Treasurer.

PRESS: Vic McDonald, *The Clinton Chronicle*; Corey Engle, *Laurens County Advertiser* and Ida Cadmus, *WLBG Radio*.

SCHEDULED MEETING AGENDA ITEMS –APRIL 12, 2016 - **1.)** Call to Order Chairman Wood; **2.)** Invocation, Vice Chairman Tollison; **3.)** Pledge of Allegiance**; 4.)** Approval of Agenda, April 26, 2016; **5.)** Approval of Minutes –April 12, 2016; **6.)** Public Hearing, Ordinance #813 – "An Ordinance For The Acquisition Of Approximately Two (2) Acres Of Real Estate Located In The Thompson Road Area Of Laurens County For The Purposes Of Constructing A Fire Substation".; **A.)** Third Reading, Ordinance #813 – "An Ordinance For The Acquisition Of Approximately Two (2) Acres Of Real Estate Located In The Thompson Road Area Of Laurens County For The Purposes Of Constructing A Fire Substation"; **7.)** Awarding of Resolution #2016-11 – "Commending Michael Sullivan for his Seventeen Years of Dedication With The Laurens County Emergency Medical Services And Service To The Citizens Laurens County"; **8.)** Second Reading, Ordinance #817 - "An Ordinance For The Acquisition Of Two (2) Parcels Of Real Estate Located In Strategic Areas Of Laurens County For The Purposes Of Constructing Fire Substations"**; 9.)** Resolution #2016-12 – "Commending Mrs. Zena A. Williams upon celebrating her 100th Birthday"; **10.)** Resolution #2016-13 – "National Emergency Medical Services Week – May 15th – 21st, 2016; **11.)** Funding Request – Renno Volunteer Fire Department, Greg Lindley, Director, Laurens County Fire Service; **12.)** 6:00 P.M.– Fifteen (15) Minute Period for Public Comment; **13.)** Administrative Comments; **14.)** Report – Concerning certain recommendations for the use of County buildings; **15.)** Comments from Council Members; **16.)** Adjournment; 17.) Budget Session – Immediately following the regular session of Council.

ADDED AGENDA ITEMS – Acting Administrator Segars, asked that time be permitted for Mr. Andy Howard, Director of the Laurens County Parks, Recreation and Tourism Commission brief Council on the progress of the Tumblin Shoals Park.

MEETING NOTIFICATION – The requesting general public and Press were informed of the meeting in a timely manner. Postings of the Agenda were posted in County facilities on their bulletin boards and also posted on the County Web Site.

CALL TO ORDER – Chairman Wood called the meeting to order at 5:30 P.M. and invited all to stand for the Pledge of Allegiance and prayer. Vice Chairman Tollison provided the invocation.

PUBLIC COMMENT SIGN UP – It was declared at 5:32 P.M. by the Chairman that the following had signed in requesting time during the Public Comment session: 1.) Representatives from the Dogwood Alliance – wood pellet facility in Laurens County; 2.) Mr. Jim Firmin – Law Enforcement Appreciation Day; 3.) Mr. Paul Eschenbach – Junkyard Ordinance. (signup sheet attached)

APPROVAL OF AGENDA – Chairman Wood called for approval of the April 26, 2016 Agenda with any additions or deletions. Acting Administrator Segars asked for time for Mr. Andy Howard to give an update on the Tomblin Shoals Park progress.

COUNCILMAN NASH made the MOTION to approve the amended agenda as presented with VICE CHAIRMAN TOLLISON SECONDING; VOTE 7-0.

APPROVAL OF MINUTES - COUNCILMAN JONES made the MOTION to approve the April 12, 2016 minutes as presented with COUNCILMAN MCDANAIEL SECONDING for discussion.

Chairman Wood stated that he would like to have the minutes changed to read as follows:

Page 6 – County Council Comments:

FROM - Chairman Wood said, "Greenwood County has recently built and paid for in cash, a new library. It took them two (2) years to raise six (6) to seven (7) million dollars using a one penny sales tax. I would like for Council to entertain adding a one cent sales with our budget this year to go towards capital improvements for Laurens County.

TO: Councilwoman Anderson said, "I think that the County needs to look at a one cent sales tax for capital improvements to the County".

Chairman Wood said, "Greenwood County has recently built and paid for in cash, a new library. It took them two (2) years to raise six (6) to seven (7) million dollars using a one penny sales tax. I would like for Council to entertain adding a one cent sales with our budget this year to go towards capital improvements for Laurens County. All would be paying and not just our tax paying citizens".

Page 7 – County Council Comments:

FROM - Chairman Wood assigned the County Council Committee on Finance and Administration the task of reviewing the one cent sales tax as well as the Fee-in-Lieu-of-Tax monies collected by Laurens County. Chairman Wood also asked for the County Attorney and Mrs. Kirk to be included.

TO - Chairman Wood assigned the County Council Committee on Finance and Administration the task of reviewing the Fee-in-Lieu-of-Tax monies collected by Laurens County. Chairman Wood also asked for the County Attorney and Mrs. Kirk to be included.

COUNCIL VOTED 7-0.

PUBLIC HEARING, ORDINANCE #813 – "AN ORDINANCE FOR THE ACQUISITION OF APPROXIMATELY TWO (2) ACRES OF REAL ESTATE LOCATED IN THE THOMPSON ROAD AREA OF LAURENS COUNTY FOR THE PURPOSES OF CONSTRUCTING A FIRE SUBSTATION"- Chairman Wood opened the public hearing at 5:35 P.M.

Attorney Cruickshanks stated that this Ordinance allows for the purchase of the property for sixteen thousand dollars ($16,000) to construct a Fire Substation in Northern Laurens County.

A.) **THIRD READING, ORDINANCE #813 – "AN ORDINANCE FOR THE ACQUISITION OF APPROXIMATELY TWO (2) ACRES OF REAL ESTATE LOCATED IN THE THOMPSON ROAD AREA OF LAURENS COUNTY FOR THE PURPOSES OF CONSTRUCTING A FIRE SUBSTATION".**

COUNCILMAN NASH made the MOTION to approve Ordinance #813 upon third reading as presented with COUNCILWOMAN ANDERSON SECONDING; VOTED 7-0.

AWARDING OF RESOLUTION #2016-11 – "COMMENDING MICHAEL SULLIVAN FOR HIS SEVENTEEN YEARS OF DEDICATION WITH THE LAURENS COUNTY EMERGENCY MEDICAL SERVICES AND SERVICE TO THE CITIZENS LAURENS COUNTY". - This Resolution was approved and signed at the last meeting of Council with official awarding to Mr. Sullivan held at this meeting of Council.

Laurens County Emergency Medical Services Director, Chad Burrell also had items that his department wanted to award to Mr. Sullivan for his tenure and service – "Outstanding Achievement Award" and a shadow box with his service badge. Also attending in his honor were, Captain Shawn Ramsey, Captain Troy Aldridge, Lieutenant Joe Lipshetz and Paramedic Jason Ickeman.

SECOND READING, ORDINANCE #817 - "AN ORDINANCE FOR THE ACQUISITION OF TWO (2) PARCELS OF REAL ESTATE LOCATED IN STRATEGIC AREAS OF LAURENS COUNTY FOR THE PURPOSES OF CONSTRUCTING FIRE SUBSTATIONS". – Attorney Cruickshanks said, "First reading of this Ordinance was by title only in order to begin the process to acquire two (2) additional parcels of land for the Laurens County Fire Service Substations. The Ordinance has been revised to include total of three (3) parcels needed to complete the acquisitions for fire substations as previously directed by Council. These parcels include sites on Highway #72 and Milam Road; Neely Ferry Road and Highway #76 West. Combined with the conclusion of the acquisition of the Thompson Road property, these pieces will complete the acquisition process for the substation sites through the use of the bond funds. Closings are scheduled for May 19th".

COUNCILMAN MCDANIEL made the MOTION to approve Ordinance #817 with COUNCILMAN NASH SECONDING: VOTE 7-0.

RESOLUTION #2016-12 – "COMMENDING MRS. ZENA A. WILSON UPON CELEBRATING HER 100TH BIRTHDAY". – Councilwoman Anderson asked Council to approve this Resolution for Ms. Zena Wilson in honor of her 100th birthday.

COUNCILMAN PITTS made the MOTION with COUNCILMAN NASH SECONDING; VOTE 7-0.

RESOLUTION #2016-13 – "NATIONAL EMERGENCY MEDICAL SERVICES WEEK – MAY 15TH – 21ST, 2016. - Director Burrell appeared before Council requesting for Council to honor, by Resolution, a national movement of Emergency Medical Services Week within Laurens County.

COUNCILMAN JONES made the MOTION with COUNCILWOMAN ANDERSON SECONDING; VOTE 7-0.

Councilman Jones thanked publicly, those that have made sacrifices towards helping our citizens.

FUNDING REQUEST – RENNO VOLUNTEER FIRE DEPARTMENT, GREG LINDLEY, DIRECTOR, LAURENS COUNTY FIRE SERVICE. – Mr. Greg Lindley, Director, Laurens County Fire Service approached Council to approve the request from the Renno Volunteer Fire Department for a used fire engine.

Mr. Lindley said, "One of the main fire engines is starting to have engine problems. The fire service mechanic has made several repairs in an attempt to try make the truck last as long as possible. Last month, the motor in the engine had a major issue that caused water to get in the oil. The motor is now in need of replacing but with the age of the 1981 Engine, the cost of the repair is more than what the engine is worth. I am requesting permission to put out to bid, a request to purchase a used engine that would be a much newer model than the current engine. I am asking for no more than forty five thousand dollars ($45,000.00) for the purchase. This should allow us to be able to find a good and reliable engine in the age range from a mid-90's to an early 2000 model. We have enough funds in the fire reserve funds to cover this purchase".

Councilman Pitts asked how many calls are received by Renno over the last year? Mr. Lindley replied at least forty to sixty (40-60) within the three (3) stations.

Councilman Jones asked what the cost would be for a new engine. Mr. Lindley replied between two hundred sixty thousand dollars and two hundred seventy five thousand ($260,000 - $275,000).

Councilman Jones asked he had ever considered rotation of engines among other County Fire Departments. Mr. Lindley replied that he had not.

COUNCILMAN JONES made the MOTION to approve for the purchase of new fire engine up to forty five thousand dollars ($45,000) and using the fire reserve funds. COUNCILMAN MCDANIEL SECONDING; VOTE 7-0.

ADDED AGENDA ITEM – REPORT ON TUMBLIN SHOALS – Mr. Andy Howard informed Council that the project is in moving forward now and that it took three (3) years to accomplish a lot of the permitting. A grand opening is scheduled for June 4th.

Chairman Wood noted that the Colonial oil spill monies were used to purchase the property on both sides of Highway #76.

Acting Administrator Segars added that Mr. Howard will also be working with the Laurens County Trails Association and the 2016 Leadership Laurens County group.

PUBLIC COMMENT – Chairman Wood opened the floor for public comment at 6:00 P.M.

1.) Several Representatives of the Dogwood Alliance approached Council again about the negative impacts on Laurens County from a wood pellet company. Impacts such as stress on existing forests; the disruption of the tranquility of nature; economic impacts on communities due to the fact that there are no regulations for them and the environmental issues from the burning of the pellets.

2.) Mr. Jim Firmin of Firmin Ford approached Council asking for their support and extended an invitation for May 19th at 12:00 – Noon to a luncheon for the first time event of recognition of "Laurens County Law Enforcement Officer of the Year".

Continuing, Mr. Firmin said, "The Officer will be nominated among his peers and will be award a vacation package along with cash award".

3.) Mr. Paul Eschenbach of Laurens Auto Salvage Yard. Mr. Eschenbach spoke briefly on the proposed Junkyard Ordinance as to how they attempt to run their business as per DHEC and County regulations.

Chairman Wood explained that the proposed ordinance is one that is a combination of two (2) ordinances that Laurens County already had on the books and involves more information about the encroachment of the business on to other property.

Having no one else wishing to address Council, Chairman Wood closed the session at 6:12 P.M.

ADMINISTRATIVE COMMENTS – Administrator Segars informed Council that Mr. Jon Caime visited with several Department Heads last week and will return some time next week to visit with additional agency directors and elected officials.

Mr. Segars called upon Mr. Russian to provide information about a matter at the Laurens County Department of Social Services and DHEC building.

Mr. Russian informed Council that the heating and cooling units at the building are old and presently are having major cooling issues.... "the current issue is not easy to resolve as the units are in the attic and the

facility may need to close temporarily to perform these repairs. Also, the lab area has to maintain a constant cool temperature."

Chairman Wood added that this is another matter of concern when it comes to the Local Government Funds.... "they cut our funds and also want us to continue to provide the facility and maintenance".

REPORT – CONCERNING CERTAIN RECOMMENDATIONS FOR THE USE OF COUNTY BUILDINGS -

A.) Hillcrest Judicial / Services Building – Briefing Council, Chairman Wood said, "I would like for Council to consider using what remaining funds that are in the bond monies for the Administrative Offices to make the needed repairs to the Hillcrest Square Judicial / Services building".

Continuing the dialogue, Mr. Russian, Director of Public Works said, "Re-roofing the original Hillcrest Offices is a number one maintenance priority for Laurens County. It is a foam roof that has been sealed over and over for the past twenty (20) years to control the leaking roof. Estimates provided earlier towards reroofing the whole building was in excess of five hundred forty thousand dollars ($540,000). The remaining funds for the new construction could be used for this project".

Administrator Segars replied that using those funds should not be a problem as the bond monies were secured for improvements at Hillcrest Square.

COUNCILMAN PITTS made the MOTION with COUNCILMAN JONES SECONDING to proceed with requesting reroofing bids on parts or all of the building and to come back to Council with a report of the bids; VOTE 7-0.

B.) Laurens County Magistrate Office Space – Chairman Wood began by saying, "It is time for us to begin a planning process for improved office space for the County Magistrates. Locations for the Magistrates has been discussed since the Hillcrest Square expansion began. We are now having to deal with inadequate office space for them and the congestion in the hallways of the facility. I have a report with me from when Dennis Ashley was assessing the office space needs of Hillcrest years ago and it was going to cost thirty six thousand dollars ($36,000) then to do the expansion work on the existing interior of Hillcrest Square. I suggest us moving the Magistrates where the Department of Juvenile Justice is now and the DJJ to where the Magistrates are. This would also include having to move the Hall of Heroes exhibits".

Councilwoman Anderson said, "That is one of the newest buildings that we have and I cannot see making any interior wall adjustments. I think this needs to go back to the Council Committee for further discussion. We need to make them fit the building and not the building fit them. What happened to the space that was made for them at the Detention Center? We need to do better than just piece meal this by spending thirty six thousand dollars ($36,000) to accommodate them again".

Councilman Jones agreed with her comments and asked that it be put back to Committee.

Chairman Wood assigned the Council Committee on Public Works to discuss in more detail the options at hand for the Magistrates Office inclusive of the Department of Juvenile Justice.

C.) Laurens County Emergency Medical Services – Improved Headquarters – Chairman Wood addressed the need to also institute a planning process for improved Headquarters for the Laurens County Emergency Medical Services. He asked for all County Council Members to visit the present Headquarters on Exchange Drive.

Continuing, Chairman Wood said, "Our EMS staff needs a new building. My thoughts are to sale the property they are at now; move them temporarily to Church Street and then build new facility out behind the hospital."

Chairman Wood assigned the County Council of the Whole Committee the task of reviewing and discussing what can be done to accommodate the County Emergency Medical Services housing needs.

Councilman Pitts left the meeting to attend another.

COUNTY COUNCIL COMMENTS:

1.) Vice Chairman Tollison said, "Chairman Wood, both you and I have talked about this from time to time, and I agree it is the time to do something about this".

Vice Chairman Tollison asked for Director Burrell to come forward and offer any comments about the subject matter. Mr. Burrell said, "We have long outgrown the headquarters building. The air conditioner has issues; the roof needs to be completely replaced; the attic needs insulation; the two (2) external buildings are full; the congestion from the road is an issue upon entering and exiting the office; there is limited parking for all of the EMS vehicles, staff and visitors; the use of electricity is maxed and, there is only one (1) bathroom to serve all of the employees. I will say that Church Street is an option but would need some upgrades and possibly a fire sprinkler system."

Vice Chairman Tollison asked what size of a building would accommodate your present needs? Mr. Burrell replied, "At least double the size we have now. As I would like to move the South Harper Street Offices to the same location, allowing all to be under one roof".

Acting Administrator Segars asked if moving East would have an impact on the services area for Laurens City. Mr. Burrell replied, "As I see it now, not really".

Vice Chairman Tollison said, "I can see where the configuration of Church Street would not be good for EMS. Moving the box units in and out would be a problem. I have concerns with the use and the funds needed to refurbish".

2.) Councilman Jones said, "I support a new facility for Medic 1 and Headquarters. We do need to consider a long range plan for many things. As to the utilities at Church Street, I see this as a problem as to budgeted cost factors. For EMS to move to Church Street the utility costs would be a ten thousand dollar ($10,000) increase. That was the main reason behind selling both properties and building new."

Councilman Jones asked Mr. Burrell what the service area Medic 1 involves. Mr. Burrell replied that it was a primary central location to Laurens City. If move to the Laurens / Clinton area, we would need to keep one in Laurens City.

Continuing, Councilman Jones again thanked Mr. Sullivan for his seventeen (17) years of services and included Sargent Penland for his twenty seven (27) years.

3.) Chairman Wood thanked all for the calls and visits during his recent illness.

ADJOURNMENT – With no further action required by Council, Chairman Wood adjourned the meeting at 7:02 P.M.

Respectfully Submitted,

Betty C. Walsh
Laurens County Clerk to Council

MINUTES
BUDGET SESSION
APRIL 26, 2016
LAURENS COUNTY COUNCIL
HISTORIC COURTHOUSE – PUBLIC SQUARE
COUNTY COUNCIL CHAMBERS

ATTENDANCE: **COUNCIL MEMBERS PRESENT**- County Council Chairman Joe Wood and Vice Chairman Keith Tollison; County Council Members: Diane Anderson, Stewart Jones, Garrett McDaniel, Ted Nash and David Pitts.

COUNCIL MEMBERS ABSENT: None

COUNTY STAFF: Laurens County Administrator, Ernest Segars; Laurens County Clerk to Council Betty Walsh and Laurens County Attorney, Sandy Cruickshanks.

DEPARTMENT HEADS PRESENT: Laurens County Public Works Director Rob Russian; Captain Tyson, Detention Center Administrator; Laurens County Human Resources Manager, Debi Parker; Joey Avery, Director, Laurens County Communications; Nick Nichols, Laurens County Coroner; Billy Wilson, Vehicle Maintenance / Procurement; Lisa Kirk, Director, Finance; and Mickey Coates, Laurens County Sheriffs Department.

PRESS: None present

SCHEDULED MEETING AGENDA ITEMS –APRIL 12, 2016 - **1.)** Call to Order Chairman Wood; **2.)** Approval of Agenda, April 26, 2016; **3.)** Over-view of the draft FY 2016 / 2017 County Budget; **4.)** Council Discussion and Review; **5.)** Instructions to staff as to information necessary for follow-up meetings; **6.)** Scheduling of next budget meeting; **7.)** Adjournment.

MEETING NOTIFICATION – The requesting general public and Press were informed of the meeting in a timely manner. Postings of the Agenda were posted in County facilities on their bulletin boards and also posted on the County Web Site.

CALL TO ORDER – Chairman Wood called the meeting to order at 7:21 P.M. following a short break from the regular Council meeting.

APPROVAL OF AGENDA – There was a COUNCIL CONSENSUS to approve the proposed agenda as presented.

OVER-VIEW OF THE DRAFT FY 2016 / 2017 COUNTY BUDGET - Lisa Kirk, Director of Finance provided the following to Council as a summation of the first draft of the budget process for the General Fund, Emergency Medical Services, Victim's Assistance and the Enterprise Funds.

A.) GENERAL FUND:

1.) First draft budget is $22,460,207.
   a.) Does not include any cost of living increase for employees;
   b.) One (1) salary adjustment (Registration/Elections - is reimbursed by State);
   c.) Capital expenditures equaling $585,575;
   d.) Includes a lease payment of $154,425 (previously approved by Council);
   e.) Victim's Assistance will need $49,634 to operate in 2017.

2.) To balance the budget, the following funding sources will be used:

   a.) $ 1,110.000 – 100% of the six (6) mill reserve – currently in place;

b.) $ 740,000 – Capital Improvements – four (4) mills;
c.) $ 875,000 –29% of the Local Option Sales Tax Revenue;
d.) $ 154,573 – Fund Balance Reserves;

3.) Revenues:
a.) A projected increase of 3.9% of $865,728 for 2017. Based on increase of FILOT revenue and reimbursements of 80/20 grant from State for E-911 Center.
b.) An adjustment for CPI of .31% in addition of tax revenues;
c.) Estimated value of a mill for FY 2016/2017 is $169,900. Resulting in $33,129 tax revenues;

B.) EMERGENCY MEDICAL SERVICES:

1.) Draft Budget is $3,457,361
a.) Does not include any new positions;
b.) Does not include any new programs;
c.) Capital request of $347,442;

2.) Presently has a negative fund balance
a.) Any capital approved will require using the General Fund.

C.) VICTIM'S ASSISTANCE:

1.) Draft Budget is $169,684
a.) Does not include any new positions;
b.) Does not include any new programs;
c.) No capital items requested;

2.) Presently has a negative balance
a.) Will require $49,634 from the General Fund to balance.

D.) ENTERPRISE FUND:

1.) Draft Budget is $2,186,710
a.) Projected funding increase of 3.3%

2.) Current Fund Balance is $1,131,519
a.) Projected expenditure increase of 7.8%;
b.) Will require $157,461 to balance the budget;
c.) Capital request of $175,041;

3.) The Litter Humane Division has been separated from the Rural Collection budget to better determine the expenses incurred within this area of service.

a.) Costs would be offset from revenues to run the service;
b.) Capital equipment request of $175,041 (noted above also).

E.) ADDITIONAL FUNDING REQUESTS (since first draft dated 4/18/2016):

1.) Bell Federation of the Blind - $7,000;
2.) New contract with School District #55 – SRO - $18,000;

3.) Retirement Benefits – 5% increase employer and employee - $65,000 (County);
4.) Indigent Care (MIAP) contributions to $82,639;
5.) County Attorney budget adjusted by $2,645 less due to Hillcrest Office provided. (postage, copier lease and telephone).

COUNCIL DISCUSSION AND REVIEW – Referring to the E-911 request for upgrades, Chairman Wood said, "To spend eighty four thousand dollars ($84,000) to get four hundred twenty thousand dollars ($420,000) is a good deal". Mr. Avery replied that it is a requirement for the County to spend the monies up front and then get reimbursed. Councilman Jones asked how long does it take to get reimbursed. Mr. Avery replied that it usually took thirty to forty five (30-45) days.

Chairman Wood questioned the feelings of Council to provide the County Employees long overdue raises.

Councilman Jones asked if there was an agreement in place that addresses the expenses incurred for training and employees leaving the County shortly after being hired. Mr. Avery, Director for E-911 replied that he incurs seven hundred fifty ($750) for training for his staff for two (2) weeks, plus the salary. Vice Chairman Tollison stated that the same thing holds true for the Sheriff and Detention Center Officers. Captain Tyson added that for them it is training for six (6) weeks in Columbia.

Councilman Jones asked if the seasonal roads part time help could not be contracted out. Mr. Russian, Director of Public Works replied that there are actually three (3) seasonal crews.

Councilwoman Anderson said, "I prefer a percentage increase to our employees. The State employees are getting a four percent (4%) increase this year. There has got to be a better way to handle this."

Acting Administrator Segars said, "We have some employees that barely get minimum wage and still have social services assistance. A family of five (5) and making only twenty two thousand dollars ($22,000) a year has to have other means to support their family. The City of Laurens is proposing a three percent (3%) and the City of Clinton is looking at increases".

Councilman Jones stated that he preferred an across the board percentage. Vice Chairman Tollison questioned if there was an interest in an hourly increase.

Chairman Wood referenced running in a deficit or raising taxes to get the employees pay increases and asked what a two or three percent (2% or 3%) would require in millage. Acting Administrator Segars replied, "A County Council can levy mills from a previous year if a millage is needed to cover something like this – allowing raises would tend to side as legal. A mill averages about one hundred thousand dollars ($100,000) and we would need. I am curious as to how many have violated #388. We can always apportion the Fee-In-Lieu-Of-Taxes the way County Council wants to. We can earmark each year that a certain amount goes toward employee raises".

Chairman Wood reminded the Council Committee to still schedule time to review the FILOT options.

Acting Administrator Segars noted that he thought a three or four percent (3 or 4%) was fair and equitable and, that several of the vehicles could be omitted to cover it.

Continuing Acting Administrator Segars said, "Council needs to look more into the deficits and not keep eating them. We need to keep some level of competency. Council can look at the FILOT's and make adjustments. A County lives off of property taxes or fees. Business licenses would be an asset to Laurens County"

Councilman Jones stated, "Everything appears to go full circle with all resting on the people of the County. I still would like to see a request for quote on partnerships". Chairman Wood stated that that would mean less revenue for operations for the County. Mrs. Kirk replied that 3.3 million is the EMS budget with 1.89 million from fees.

Vice Chairman Tollison questioned how a three (3) mill tax would satisfy the funds for employees and to keep in mind that insurance going is going up. Chairman Wood questioned fifty cents (.50) for all. Councilwoman Anderson said that a percentage would be best overall. Vice Chairman Tollison said, "Our people need the money and the most that need it get the least". Councilman McDaniel suggested increases by tiers. Chairman Wood said, "Whether it is a percentage or just fifty cents (.50 on the hour, it is all the same".

INSTRUCTIONS TO STAFF AS TO INFORMATION NECESSARY FOR FOLLOW-UP MEETINGS – The Staff is to produce documents implying what the costs – fifty cents (.05) an hour or an overall percentage - would be for salary increases for the employees.

SCHEDULING OF NEXT BUDGET MEETING – It was decided to wait to see how long it would take for the Staff to determine what the costs – fifty cents (.05) an hour or an overall percentage - would be for salary increases for the employees.

Chairman Wood told Council to review the requested Capital items and more consideration as to employee raises for the next meeting.

ADJOURNMENT – With no further action required by Council, Chairman Wood adjourned the meeting at 8:30 P.M.

Respectfully Submitted,

Betty C. Walsh
Laurens County Clerk to Council

STATE OF SOUTH CAROLINA)
)
LAURENS COUNTY)

ORDINANCE # 814

AN ORDINANCE TO RESCIND AND REPEAL LAURENS COUNTY ORDINANCE #433 AND LAURENS COUNTY ORDINANCE #554, AND REPLACE SAID ORDINANCES WITH THE NEW TEXT AS SET FORTH HEREIN AND ALL OTHER MATTERS RELATED THERETO FOR THE REGULATION OF JUNKYARDS IN LAURENS COUNTY SOUTH CAROLINA

WHEREAS, the Laurens County Council and the Laurens County Planning Commission have determined the need to consolidate, modify, revise, clarify and improve the ability to enforce the regulation of junkyards in Laurens County, and;

WHEREAS, Laurens County Council adopted and enacted Ordinance #433 on November 11, 1997, establishing and creating a Junkyard Enforcement Ordinance for Laurens County, and;

WHEREAS, Laurens County Council amended Ordinance #433 with Laurens County Ordinance #554 in 2002 by deleting and replacing the provisions of "Section 7 – Notice of Violation" in its entirety of Ordinance #433; and

WHEREAS, Laurens County Council, pursuant to the authority granted in the South Carolina Code of Laws, may from time to time rescind, amend, adopt and enact such ordinances as the Council may deem necessary and appropriate to better serve the health, safety and welfare of its citizens.

NOW THEREFORE, BE IT ORDAINED BY THE LAURENS COUNTY COUNCIL:

SECTION 1. **FINDINGS** - Laurens County Council finds it is in the public's best interest to regulate the operation of commercial junkyards in Laurens County. The implementation and administration of this Ordinance, while repealing Ordinance #433 and #554, will fulfill the purposes of the Ordinance to protect and promote the health, safety and welfare of Laurens County citizens, as well as to reduce waste disposal, conserve energy, promote recycling and a cleaner and more attractive environment.

Laurens County Council finds that commercial junkyards:

1. Pose a hazard to the health, safety, and general welfare of the citizens of Laurens County within the communities they are located;
2. Depreciate the value of surrounding property;
3. Pose environmental and fire hazards;
4. Are a breeding ground for mosquitoes and other insects, snakes, rats, and other pests;
5. Pose a threat of injury to children and other individuals who may be attracted to the premises;
6. Are a visual blight and patently offensive to the aesthetic quality of the environment of Laurens County;

7. Are a point of concentration of gasoline, oil or other flammable, corrosive or explosive materials.

8. Laurens County Council further finds that junkyards that do not conform to the requirements of this ordinance are public nuisances.

SECTION 2. **PURPOSE**. Laurens County Council seeks to preserve the physical integrity of established neighborhoods for the quiet enjoyment of family, safety of children, and the maintenance of residential property values; to protect the citizens and residents of Laurens County from possible injury at junkyards; to achieve responsible economic growth in areas of Laurens County that is compatible with growth and development in nearby areas; to protect the public from health nuisances and safety hazards by controlling vectors, concentration of volatile or poisonous materials, and sources of danger to children; to promote the conservation of natural resources by encouraging the recycling of resalable scrap iron and metal of all kinds; therefore it is declared to be in the public interest to regulate the establishment, operation and maintenance of junkyards in Laurens County and to preserve and enhance the natural scenic beauty of areas in the vicinity of the primary and secondary roads of Laurens County. Further, because of the negative impacts that commercial junkyards have on the community, Laurens County Council hereby adopts this Ordinance, the purposes of which is to provide standards for the establishment, use, and maintenance of commercial junkyards in Laurens County so as to protect the health, safety and general welfare of the citizens of Laurens County.

SECTION 3. **ACTION TAKEN:** Pursuant to the enactment of this Ordinance, the Laurens County Council repeals and rescinds Ordinances #554 and #443 in their entirety and replaces said Ordinances with the language set forth herein.

SECTION 4. **AUTHORITY:** This ordinance is adopted pursuant to the authority and process granted by the South Carolina Code of Laws and by the Constitution of the State of South Carolina. Jurisdiction shall be exclusively in Laurens County, South Carolina.

SECTION 5. **APPLICABILITY:** This ordinance shall apply to all unincorporated areas of Laurens County, South Carolina.

SECTION 6. **LANGUAGE:** The language used in this Ordinance, if used in the present tense, shall include the future tense. Words used in the singular shall include the plural, and the plural the singular, unless, however, the context clearly indicates the contrary. The use of the word "shall" is mandatory and the word "may" is permissive.

SECTION 7. **EFFECTIVE DATE:** The effective date of this Ordinance shall be upon three (3) readings and a public hearing as required by law.

SECTION 8. **SEVERABILITY:** Should any paragraph, clause, phrase, or provision of this Ordinance be judged invalid or held unconstitutional by a Court of competent jurisdiction, such declaration shall not effect the validity of any other section of the Ordinance as a whole or any part or provision thereof, other than the part so decided to be invalid or unconstitutional. All meanings, enforcement and interpretations shall be pursuant to the laws of the State of South Carolina.

JUNKYARD ORDINANCE

SECTION 1. **DEFINITIONS**. As used herein the following terms shall have the meanings given below:

a.) Abandoned – A junkyard or automotive dismantler and recycler, or both, which has not been used or operated for a period of twelve (12) months, or, that its license has not been renewed with thirty (30) days of notice to renew.

b.) Automotive dismantler and recycler – Any establishment or place of business which is maintained, used or operated for storing, keeping, buying, or selling wrecked, scrapped, reusable parts, ruined or dismantled vehicles, or motor parts.

c.) Antique Cars – The general sense of the term is an automobile that is an antique. Antique defined by the Antique Automobile Club of America as being over fifty (50) years of age. The antique car eras include the Veteran Era, the Brass Era and the Vintage Era that includes cars ranging from the 1930's.

d.) Appeals -Any person aggrieved by the decision of the approving authority may appeal, in accordance with the provisions of S.C. Code 1976, § 1-23-380, to the circuit court. Such appeals shall be filed within 30 days of the written notification from the enforcement authority.

e.) Building Official – The person or person(s) (Building Official / Department Head / Codes Officer[s]) designated as such within the Laurens County Building Codes and Inspections Department.

f.) Classic Cars – A classic car is an older automobile. The Classic Car Club of America maintains that a car must be between thirty (30) and forty nine (49) years old.

g.) Commercial Businesses - A person, as defined herein, who operates a business covered by the Ordinance, primarily for a profit or offering junk, as defined, for sale, resale, retail, wholesale, trade or recycling.

h.) Conforming Use - Any lawful use of a building, structure, lot, sign or fence, which complies with the provisions of this ordinance.

i.) Evergreen Screening - The term "Evergreen Screening" shall mean evergreen trees or shrubs with a minimum height of not less than eight (8) feet when mature. Acceptable species include, but not limited to, Fragrant Tea Olive Fortune's Tea Olive, Chinese Fringe Flower, Eastern Red Cedar, Japanese Cedar, Arborvitae ("Green Giant"), Southern Magnolia Hemlock, and upright varieties of Juniper, American Holly and / or other species that may be approved by the Building Official. (See Exhibit 1)

j.) Fencing - The term "fence" shall mean a six (6) foot tall chain link or wooden fence which forms a substantial physical barrier which is capable of withstanding the effects of the local climate and which completely surrounds the items defined as "junk". Other fencing materials may be approved by the Building Official.

k.) General penalty; continuing violations. Wherever in this Code or in any ordinance of the county any act is prohibited or is declared to be unlawful or an offense or misdemeanor, or the doing of any act is required, or the failure to do any act is declared to be unlawful or an offense or a misdemeanor, and no specific penalty is provided for the violation thereof, the violation of any such provision of this Code, or any such ordinance, shall be punished by a fine of not more than $200.00 or imprisonment for a period not to exceed 30 days. Each day any violation of this Code or any such ordinance, resolution, rule, regulation or order shall continue shall constitute, except where otherwise provided, a separate offense.

l.) Grandfathered - Describes the status accorded certain properties, uses, and activities that existed prior to the date of adoption of an amended ordinance. (See Exhibit 3).

m.) Junk - The term "junk" shall include, but not limited to abandoned barrels or drums, dismantled or inoperable industrial or commercial equipment or machinery being salvaged for parts, vacant/abandoned mobile homes and the following old scrap or used items: metal; rope; rags; batteries; paper; cardboard; plastic; rubber; pallets; appliances; motors; industrial or commercial fixtures; rubbish; debris; wrecked, dismantled or disabled motor vehicles or parts thereof; copper, brass, trash, rubber debris, waste, junked, dismantled, or wrecked automobiles, or parts thereof, iron, steel, and other old or scrap ferrous or nonferrous material.

n.) Junkyard Control Act – Refers to South Carolina Code 57-27-10. Et. Seq. which is incorporated herein by reference.

o.) Junkyard / Salvage Yard - The term "junkyard / salvage yard" shall mean an establishment that currently has a "Permit" and is used in part or in whole for maintained or used for storing, keeping, buying, or selling of items defined as "junk", or an automobile graveyard for the storage of ten (10) or more junked vehicles. This includes "Scrap Processors" which is defined below. For the purpose of this Ordinance, property licensed sanitary landfills are exempt.

p.) Junk Vehicle - A junk vehicle is defined as any vehicle, automobile, truck, van, or trailer of any kind or type that is abandoned, wrecked, dismantled, partially dismantled, inoperative, or has no current tag. ~~A junk vehicle may be kept at a residence as long as it is kept in a fully enclosed building (fully enclosed buildings do not include open carports) or a natural buffer and / or out of view from the general public~~.

q.) Location – No junkyard / salvage yard shall be established within one thousand feet (1,000') of any existing church, school, daycare center, nursing home, health care facility, hospital, public building, public or private recreation facility, a concentration of ten or more contiguous residences, or closer than five hundred (500) feet from any single residence. No junkyard / salvage yard shall be established within one thousand feet (1,000') of scenic corridors. No Junkyard shall be placed upon property which contains less than five (5) contiguous acres.

r.) Motor Vehicle Graveyard – The phrase "motor vehicle graveyard" shall not include garbage dumps, sanitary landfills, establishments or places of business which are located entirely within a completely enclosed structure, or establishments or places which exclusively

perform motor vehicle repair work or towing / wrecker services and do not sell wrecked, scrapped, ruined or dismantled motor vehicles or motor vehicle parts.

s.) Nonconforming - A term applied to lots, structures, uses of land or structures, and characteristics of use of land or structures which were lawful before the passage or amendment of this ordinance, but which are prohibited by this ordinance or are not in compliance with the requirements of this ordinance.

t.) Owner/operator includes any part owner, joint owner, tenant in common, joint tenant or tenant by the entirety, of the whole or a part of building or land.

u.) Parking Space - An area on a lot designated for parking a motor vehicle as a principle use or as an accessory to business use.

v.) Permit –The official document that allows for the conducting of a business consisting of a junkyard / salvage yard within the unincorporated areas of Laurens County. Permits are issued by the Laurens County Codes Building Official and must be renewed annually (See "Exhibit 2")

w.) Permit fees. On all junkyards, buildings, structures, permit fees shall be paid as required at the time of filing the application, in accordance with the official fee schedule which is on file in the county offices.

x.) Person - The term "person" shall mean any individual, firm, partnership, association, corporation, company or organization of any kind.

y.) Scrap Processor - The term "scrap processor" shall mean any person, firm or corporation engaged only in the business of buying scrap iron and metals, including, but not limited to, old automobiles, for the specific purpose of processing into raw material for re-melting purposes only, and whose principal product is ferrous and nonferrous scrap for shipment to steel mills, foundries, smelters and refineries and maintaining an established place of business in this state and having facilities and machinery designed for such processing.

z.) Scenic Corridors – The term "Scenic Corridors" shall mean any South Carolina Highway, U.S. Highway and Interstates #26 & #385.

aa.) Screening - All junkyards shall be enclosed on all sides by a visual screen consisting of a fence or a combination of a fence and approved vegetation (See Exhibit 1). All grandfathered junkyards as of the initial date of registering with Laurens County will have one (1) year from the date of enactment of this ordinance to comply with the provisions contained herein.

bb.) Service Station - A service station is any establishment or place of business which is maintained, operates and / or provides retail sales of fuel, lubricants, air, water or other items for the operation or maintenance of motor vehicles and / or for making mechanical repairs, servicing or indoor washing of motor vehicles.

cc.) Variance- official permission to make non-conforming use of property. Variances shall only be issued upon a showing of good and sufficient cause; a determination that failure to grant the variance would result in exceptional hardship; and a determination that the granting of a variance will not result in increased threats to public safety or extraordinary public expense,

create nuisance, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances.

dd.) Visual Screen - The term "Visual Screen" shall mean a static barrier which shields the junkyard from view. The visual screen shall extend from the ground to a height of eight (8) feet. Not more than twenty-five (25) percent of the vertical surface shall be open to allow the passage of air, but any such openings shall be designed to obscure visibility.

SECTION 2. GENERAL PROVISIONS.

a.) Anchoring. All metal or wooden fence posts shall have at least one-third of their length below ground level and shall be set in hard packed clay or concrete. All metal fence posts shall be treated with an anti-corrosive coating. All wooden posts shall be pressure treated or creosote coated lumber with at least a four inch by four inch (4" X 4") nominal cross section.

b.) Acreage - No Junkyard shall be placed upon property which contains less than five (5) contiguous acres.

c.) Fencing or Screening. All junkyards shall be enclosed on all sides by evergreen screening (See Exhibit 1) of an approved type; a chain link fence with vinyl, metal or wooden strips or slats woven into the fence fabric; a wooden privacy fence or other type material which has been given approval by the Building Official. Visual Screening shall apply to the front of the property facing a public paved road.

d.) Setbacks - No junkyard shall be established closer than one-thousand (1,000) feet to a church, school, daycare center, nursing home, health care facility, hospital, public building, public or private recreation facility, a concentration of ten or more contiguous residences, or closer than five hundred (500) feet from any single family residence. An on-site residence at the junkyard by the owner or its agent is permitted. No junkyard shall be established closer than one-thousand (1,000) feet of any S.C. Highway, U.S. Highway and Interstates 26 & 385.

(1) When, for reasons of topography, it is determined by the Building Official that the fencing and screening requirements of the new junkyard will not produce a result that sufficiently shields the junkyard from view and otherwise preserves the policy and intent of this division, the following alternatives are available:

(a) The junkyard may locate at the site if it's fenced boundaries are no closer than one thousand (1,000) feet to any adjacent residence; or

(b) Topographic features shall be graded to adjacent roadway levels so that the provisions for fencing and screening can be effective; or

(c) The developer of a junkyard may seek another site that is more suitable to junkyard development.

SECTION 3. OPERATION.

a.) All junkyard businesses shall be conducted entirely within the screened area of the property.

b.) No junk shall be stacked, stored or maintained for an extended thirty (30) day period of time at a height no greater than eight (8) feet above the adjacent grade.

c.) Adequate off-street customer parking must be provided, and must be graveled or paved as per the County Building Official.

d.) All junkyards shall comply with applicable chapters the "Standard Fire Prevention Code" and any other; pertinent requirements.

e.) While considered to be junkyards by definition, the eight (8) foot stacking requirement shall not apply to a Scrap Metal Processor who is located substantially below the grade of the adjacent public road or is located more than one thousand feet (1,000) feet from any public paved road.

f.) If a junkyard closes or ceases operation for a period of 90 days and desires to reopen, it must comply with the provisions herein. Evidence of closing shall be established by written notification, inspection of the property, and / or non-renewal of a junkyard permit. No person shall establish, enlarge or operate a junkyard after the effective date of this Ordinance without first complying with the provisions set forth herein

g.) All junkyards shall be maintained to protect the public from health nuisances and safety hazards. The Laurens County Building Official and Inspections Department may inspect each junkyard to determine that the junkyard does not create a nuisance or safety hazard. Should a nuisance or safety hazard be identified, the owner, operator, or maintainer shall submit satisfactory evidence to the Building Official Department that the nuisance or safety hazard has been eliminated. Laurens County has the right to defer to the South Carolina Department of Health and Environmental Control as needed. Failure to comply with this provision shall result in revocation of permit as well as other penalties and remedies for violation of this ordinance.

h.) Any sale, transfer, lease or other disposition of ownership of a junkyard, except for such cases of inheritance or estate matters, shall require that the provisions of any notice of violation of this ordinance must be complied with and the owner shall furnish to the Building Official a signed and notarized statement acknowledging the receipt of such notice of violation and fully accepting the responsibility, without condition, for making the corrections or repairs required by such notice of violation.

i.) Permitting Requirements:

1.) General Rule – No person shall establish, maintain, use or operate a junkyard or automotive dismantler and recycler business within the unincorporated areas of Laurens County without a valid permit;

2.) Permitting Period – The Permit will be effective from January 1st to December 31st of the year granted and the permit must be renewed annually not later than thirty (30) days after the current expiration date. Failure to renew the Permit within the thirty (30) days following expiration will cause the business to be classified as abandoned

and will require the removal of all junk from the premises, at the expense of the owner, within sixty (60) days following the expiration date of the Permit.

SECTION 4. GRANDFATHERED JUNKYARD PROCEDURES.

a.) All junkyards that are in operation and existence at time of the effective date of this ordinance; and, those that wish to continue their non-conforming use status of this Ordinance need to be enclosed with screening and/or evergreen plantings that screen the operations of the junkyard from all property lines. The determination of existence shall be based upon the issuance of a permit as set forth herein.

b.) All grandfathered commercial junkyards shall obtain a Permit and a letter acknowledging their existence from the Building Official Department.

c.) Any addition, change of ownership, enlargement, or expansion of a junkyard shall require a permit and be permitted in accordance with this division as a new junkyard.

d.) Any non-conforming junkyard will be in accordance with the standards and criteria for effective screening set forth in these regulations. For non-conforming junkyards, the owner/operator responsible will have one (1) year from the date of enactment of this ordinance to have ~~an~~ approved screening in place surrounding the property.

e.) The evergreen vegetation shall be planted between the property line and the outbound side of the fence. The distance spacing of the evergreen vegetation from the fence and the property line should allow for maintenance of the mature vegetation from inside the property line. Evergreen vegetation that serves as screening shall be of an approved type that can reach a minimum height of eight feet when mature from the date planted and shall be planted at intervals evenly spaced and in close proximity to each other so that a continuous, unbroken screen (without gaps or open spaces) will exist to a height of at least eight feet (8') along the length of the fence surrounding the junkyard. The evergreen screen shall be maintained as a continuous, unbroken screen for the period the property is used as a junkyard. Acceptable species include, but are not limited to, Fragrant Tea Olive Fortune's Tea Olive, Chinese Fringe Flower, Eastern Red Cedar, Japanese Cedar, Arborvitae ("Green Giant), Southern Magnolia, and upright varieties of Juniper, American Holly and / or other species that may be approved by the Building Official. (See Exhibit 1)

f.) Plans for the screening device shall be approved by the Building Official before it is erected or put into place.

SECTION 5. NEW JUNKYARDS / SALVAGE YARD PROCEDURES

All junkyards, within the unincorporated areas of Laurens County, are required to obtain a junkyard permit. Such permit shall be valid until December 31st of each calendar year. To renew a permit the junkyard must be inspected by the Building Official or designee each year to maintain the original permit. There will be a late fee charged (see Exhibit 2 – fees / fines schedule) for each month a junkyard is open or in operation without a permit. A permit shall be issued by the Building Official Department upon completion of fencing and screening requirements. For junkyards established, opened, or re-opened after enactment of this ordinance, the permit shall only be issued upon approval of a junkyard plan by the Building Official.

a.) The Building Official may accept a written request for extension from any junkyard owner unable to plant an evergreen screen around the property due to seasonal weather conditions.

b.) No person shall establish, possess, open, reopen, own, enlarge, except for such cases of inheritance or estate matters or operate a junkyard without first complying with the provisions of this ordinance.

c.) Any addition, enlargement, or expansion of a junkyard shall require a permit and be permitted in accordance with this division as a new junkyard.

d.) New junkyards shall be situated on a continuous parcel of at least five (5) acres, excluding right-of-ways, that are undivided by road right-of-ways or public dedication.

e.) A minimum setback to the fence from front, side, and rear property lines, excluding road rights-of-way, must be at least fifty feet (50'). Wrecker, towing, and impoundment services as defined by this Ordinance shall have a minimum setback to the fence from front, side, and rear property lines, excluding road rights-of-way, of at least twenty-five feet (25').

f.) No new junkyard shall be established closer than one thousand feet (1,000') to a church, school, daycare center, nursing home, health care facility, hospital, public building, public or private recreation facility, a concentration of ten (10) or more contiguous residences, or closer than five hundred feet (500') from any single residence. An on-site residence at the junkyard by the owner or his agent is permitted. No junkyard shall be established closer than one thousand feet (1,000') of any SC Highway, US Highway, Interstate 26, or Interstate 385.

g.) All driveway entrances shall be from side property lines. The centerline of the driveway shall not be closer than thirty feet (30') from the side property line. An opaque gate shall be utilized.

h.) The junkyard shall be entirely surrounded by an opaque, woven or welded wire (11-gauge minimum), or chain link fence a minimum of eight feet (8') in height and with an opaque evergreen screen with a minimum height of not less than eight feet (8') when mature. The evergreen vegetation shall be planted between the property line and the outbound side of the fence. The distance spacing of the evergreen vegetation from the fence and the property line should allow for maintenance of the mature vegetation from inside the property line. Evergreen vegetation that serves as screening shall be of an approved type that can reach a minimum height of eight feet (8') when mature from the date planted and shall be planted at intervals evenly spaced and in close proximity to each other so that a continuous, unbroken screen (without gaps or open spaces) will exist to a height of at least eight feet (8') along the length of the fence surrounding the junkyard. The evergreen screen shall be maintained as a continuous, unbroken screen for the period the property is used as a junkyard. Acceptable species include, but are not limited to, Fragrant Tea Olive, Fortune's Tea Olive, Chinese Fringe Flower, Eastern Red Cedar, Japanese Cedar, Arborvitae ("Green Giant"), Southern Magnolia, and upright varieties of Juniper, American Holly and / or other species that may be approved by the Building Official. Each owner, operator, or maintainer of a junkyard shall utilize good husbandry techniques by pruning, mulching, and fertilizing so that the vegetation can reach a height of eight feet (8') within five (5) years of the date planted and will have maximum density and foliage. Dead or diseased vegetation shall be replace at the next appropriate planting time.

i.) A junkyard plan prepared by the owner or operator of any new junkyard shall be submitted prior to the junkyard permit being granted by Laurens County. The plan shall indicate setbacks, location of public rights-of-way, all proposed structures, all structures within five

hundred feet (500') of a junkyard, driveways, entrances, fencing, screening, types of fencing, types of screening, dimensions of junkyard, gross acreage, owner(s)' name(s), address(es), and preparer of plan name(s) and address(es). Submission of information shall establish pre-existing conditions. Plan may be drawn at a scale of one inch (1") equals four hundred feet (400') or less.

j.) When, for reasons of topography, it is determined by the Building Official that the fencing and screening requirements of the new junkyard will not produce a result that sufficiently shields the junkyard from view and otherwise preserves the policy and intent of this section, the following alternatives are available:

1) The junkyard may locate at the site if its fenced boundaries are no closer than one thousand feet (1,000') to any adjacent residence; or

2) Topographic features shall be graded to adjacent roadway levels so that the provisions for fencing and screening can be effective; or

3) The developer of a junkyard may seek another site that is more suitable to junkyard development.

k.) Failure to pay a Permit fee, annual permit renewal fee, or late fee shall be punishable in Summary Court as a misdemeanor by a fine of not more than two hundred dollars ($200) or by imprisonment for not more than thirty (30) days. Each day any violation of this Ordinance continues shall constitute a separate offense.

l.) Providing false; incomplete; or intentionally incorrect information on any application or permit form, or permit renewal form shall constitute a violation of this ordinance and may result in the withdrawal of or cancellation of a Permit as determined by the Building Official.

SECTION 6 EXCEPTIONS

Although the following are junkyards as defined by this ordinance and are subject to the provisions of this section, the following limited exemptions are granted:

a.) A recycling center is a facility where recoverable resources such as paper, plastic, glass and metal cans are collected, flattened, crushed, shredded or bundled for shipment to others who will use those materials to manufacture new products. Recycling centers shall not have outside storage of material except in closed containers. Recycling centers will be exempt from the five (5) acre requirement of Section 2. Recycling centers shall have a two (2) acre minimum lot size. All other provisions of this section shall apply including the fencing and anchoring requirement of Section 2.

b.) Service stations are exempt from provisions of this ordinance. A service station is any establishment or place of business which provides retail sales of fuel, lubricants, air, water or other items for the operation or maintenance of motor vehicles or for making mechanical repairs, servicing or indoor washing of motor vehicles.

c.) Properly licensed sanitary landfills are exempt from these provisions.

d.) Wrecker, towing and impoundment services, as defined herein, are exempt from the five (5) acre requirement under this ordinance. All other provisions of this division shall apply

including the fencing and anchoring requirements. A wrecker, towing or impoundment service is any establishment or place of business which provides towing or temporary storage services of no more than twenty five (25) currently licensed and currently registered motor vehicles which have been wrecked, or whose possession is by virtue of court order, a copy of which is in the possession of the proprietor of such service or affixed to the vehicle. Temporary storage is defined as not exceeding ninety (90) days from the date possession or custody of the vehicle is obtained except when possession is pursuant to a court order.

SECTION 7 VARIANCES

1.) An applicant may request the Planning Commission, in writing, to act upon a permit as follows:

a). If the Building Official has denied a permit or failed to act on an application within forty five (45) days, unless extended by agreement.

2.) An applicant may request a variance hearing as follows:

a.) For a variance from any area/district regulation or from requirements set forth within this Ordinance.

SECTION 8 NOTICE OF VIOLATION. It shall be the duty of the Building Official, or its designee to serve, or cause to be served, a notice of violation upon the owner or occupant of any property, who has committed a violation of this Ordinance. Such notice shall demand abatement of the violation within sixty (60) days of service. If after sixty (60) days' notice the violation has not been abated, the Building Official shall personally serve the owner or occupant with a citation.

SECTION 9 ENFORCEMENT OF NOTICE. It shall be the duty of the Building Official to enforce the provisions of this ordinance.

If a person served with notice of a violation does not abate the violation within sixty (60) days after service, the County may file an action to compel the owner or occupier to abate the violation, or it may proceed with its own resources or by contracting with another to abate such violation, keeping account of the expenses of the abatement, and such expense shall be charged and paid by the owner or occupant of the property.

SECTION 10 LIEN IMPOSED. The charge for compelling the owner or occupier to abate the violation or for the County's abatement of the violation shall constitute a lien upon the property. The Building Official shall send, or cause to be sent, a bill for such charges to the owner or occupier of the property. The Building Official shall also file a statement of the lien against the owner of the property in the office of the County Clerk of Court. Such lien shall be indexed in the mortgage books, as maintained from time to time for the County, and the statement shall contain the following: a legal description of the property; a statement of the violation of this Ordinance; the date of the County's action for abatement; the expenses and costs incurred, including attorney fees, for the abatement proceedings; and a statement that the costs and expenses ascertained shall bear interest at the statutory legal rate.

SECTION 11. SEPARABILITY AND VALIDITY. Should any section, paragraph, clause, phrase or provision of this Ordinance be adjudged invalid or held unconstitutional by a court of competent jurisdiction, such declaration shall not affect the validity of the Ordinance as a whole or any part or provision thereof, other than the part so decided to be invalid or unconstitutional.

SECTION 12. CONFLICTING ORDINANCES. If any provision of this Ordinance conflicts with any Ordinance or statute, the more restrictive requirement shall apply.

SECTION 13. PERMIT REQUIREMENTS. All junkyards shall, within sixty (60) days after the effective date of this ordinance, obtain a Permit and a letter from the Building Official stating the junkyard complies with the requirements of this ordinance. Such permit and letter of compliance shall be valid until January 1st of the following calendar year. No person shall establish, enlarge, or operate a junkyard after the effective date of this ordinance without first complying with the provisions set forth herein.

The Building Official shall then inspect the premises and notify the owner or operator seeking a permit of any required corrections.

SECTION 14. EFFECTIVE DATE. This Ordinance shall take full effect and be fully executed upon three (3) readings and a public hearing as required by law.

- SIGNATURE PAGE FOLLOWS -

Exhibit 1

EVERGREEN RECOMMENDATIONS

CLEMSON UNIVERSITY – RECOMMENDED:

Camellia sasanqua
XCupressocyparis leylandii
Cryptomeria japonica
Eurya japonica (unaware of availability)
Ilex 'Emily Bruner' and 'Mary Nell'
Ilex cornuta 'Burfordii'
Ilex xkoehneana 'Wirt L. Winn'
Ilex 'Nellie R. Stevens'
Ilex vomitoria
Ilex xattenuata 'Fosteri' (Foster #2), 'East Palatka', 'Savannah', 'Greenleaf'
Ilex latifolia
Ilex 'HL10-90' Christmas Jewel®
Ilex Red Hybrid hollies (Oakland™, Oak Leaf™
Illicium parviflorum (shrub)
Juniperus virginiana and J. virginiana var. silicicola
Loropetalum chinense
Magnolia grandiflora 'Hasse', 'Kay Parris', 'Little Gem', 'Southern Charm' [Teddy Bear®]
Myrica cerifera
Magnolia virginiana
Osmanthus fragrans
Osmanthus xfortunei
Osmanthus heterophyllus
Photinia serratifolia
Pittosporum tobira
Podocarpus macrophyllus 'Maki'
Prunus caroliniana
Quercus myrsinifolia
Ternstroemia gymnanthera
Thuja occidentalis 'Degroot's Spire' and 'Emerald'
Thuja orientalis
Thuja plicata
Thuja 'Green Giant'
Viburnum awabuki (concerned about annual branch dieback due to cold temps)
Viburnum obovatum
Viburnum tinus

U.S. FORESTRY – RECOMMENDED

Arborvitae 'Green Giant' (Thuja x 'Green Giant')
Eastern Red cedar 'Brodie' - Japanese Cedar (Cryptomeria japonica)
American Holly (Ilex opaca/Ilex attenuata)
- Tall & narrow Hollies: or southern cultivars/hybrids ('Foster's Holly', 'Savannah Holly')
Southern Magnolia cultivars

Fragrant Tea Olive (Osmanthus fragrans) - Fortune's Tea Olive (O. x fortune)
Chinese Fringe Flower (Loropetalum chinense

Exhibit 2
FEE SCHEDULE

A.) Junkyard / Salvage Permit Fees:

Initial Permit Fee	$100.00
Annual Renewal Fee	$ 50.00
Late Fee	$ 25.00

Exhibit 3
"GRANDFATHERED"
Previously permitted or existing

Permit	Business Name	Location	Issued
1	Fords & Sams Parts	Catfish Cove Road, Waterloo	12/3/1997
2	Kelletts Auto Salvage	Wasson Gin Road, Laurens	12/4/1997
3	Tripp's Auto Sales, Inc.	117 Marler Road, Gray Court	12/4/1997
4	Hopkins Automotive	Telephone Exchange Rd, Ware Shoals	12/5/1997
5	Nabors and Son, Inc.	Arnold Lane, Waterloo	12/5/1997
6	Gault & Thompson	9 Ridgecrest Drive, Fountain Inn	12/8/1997
7	Burdette Auto Salvage	Riverfork Road, Waterloo	12/8/1997
8	Smith's Salvage	Highway 39 S., Cross Hill	12/10/1997
9	Williams Garage	100 Fairview Road, Gray Court	12/11/1997
10	Gibson's Scrap & Metals	115 Cooper Bridge Road, Fountain Inn	12/15/1997
11	J & V Auto Repair	Pinson/Ekom Beach Road, Laurens	12/30/1997
12	Classic Cars of S.C., inc	Frontage Road, Gray Court	12/31/1997
13	M & J Auto Wreckage	445 S. Frontage Road, Fountain Inn	1/5/1998
14	Todd Automotive & Salvage	Neely Farry Road, Laurens	1/16/1998
15	Robinson Motor Sales	851 Fleming St. Ext., Laurens	3/2/1998
16	Bannister's Auto	Airport Road, Laurens	3/3/1998
17	Mountville Motors	Hwy. 72/Mountville Road, Mountville	3/4/1998
18	L C Powell Garage	Bethel Church Road, Laurens	4/8/1998
19	Sharpe's Garage	Hwy 39/Liberty Springs St., Cross Hill	5/19/1998
20	Affordable Auto Parts	849 Fleming Street, Laurens	8/10/1998
21	Bishop's Body Shop & Used Cars	Rocky Springs Church Rd, Laurens	9/3/1998
22	Anderson's Used Auto & Parts	170 Quail Drive, Waterloo	1/20/1999
23	T J's Car Crushing & Used Auto Parts	939 Henderson Road, Gray Court	11/6/2000
24	Tripp's Auto Sales, Inc.	291 Marler Road, Gray Court	1/9/2002
25	Laurens Auto Salvage	1471 Fleming St. Ext, Laurens	6/11/2007
26	M&M Scrap Metal Inc.	12805 Hwy. 101 S	9/29/2010

LAURENS COUNTY COUNCIL:

_____
Joseph E. Wood, Jr, Chairman

ATTEST:

_____
P. Keith Tollison, Vice Chairman

_____
Ernest B. Segars, Administrator
Laurens County Council
Laurens County, South Carolina

_____
Diane B. Anderson, Council Member

_____
Stewart O. Jones, Council Member

_____
Betty C. Walsh, Clerk
Laurens County Council
Laurens County, South Carolina

_____
Garrett C. McDaniel, Council Member

_____
Ted G. Nash, Council Member

_____
David A. Pitts, Council Member

First Reading: March 22, 2016
Second Reading: April 12, 2016
Public Hearing:
Third Reading:

STATE OF SOUTH CAROLINA)
)
COUNTY OF LAURENS)

ORDINANCE #816

AN ORDINANCE FOR THE ACQUISITION OF THREE (3) PARCELS OF REAL ESTATE LOCATED IN STRATIGIC AREAS OF LAURENS COUNTY FOR THE PURPOSES OF CONSTRUCTING FIRE SUBSTATIONS

WHEREAS, Laurens County Council, pursuant to the provisions of Title 4 of the South Carolina Code of Laws, is vested with the authority to acquire real estate in its name; and

WHEREAS, three parcels of real estate that are strategically located in the county are available to the County for use as sites for a fire substations; and

WHEREAS, Laurens County Council finds it appropriate and in the best interest of the citizens of the County to acquire these properties so as to enhance the opportunity for improved fire protection services in Laurens County.

NOW THEREFORE, BE IT ORDAINED BY Laurens County Council, duly assembled:

1. **PURPOSES**: It is the stated purpose of this Ordinance to enter into and execute contracts to purchase three (3) parcels of land as may be more fully described in **Exhibit A** attached hereto and made a part hereof.

2. **ACTION TAKEN**: Pursuant to the enactment of this Ordinance, Council approves and authorizes the purchase of three (3) parcels for use and construction of fire substations pursuant to the terms of the contracts. Funding for the purchase shall be from Fire Bond funds. The County Administrator or the Fire Director are hereby authorized and empowered to execute any and all documents necessary to implement and conclude these transactions on behalf of Laurens County.

3. **AUTHORITY**: This ordinance is adopted under the authority and process granted by the General Assembly of the State of South Carolina and the Constitution of this State. Jurisdiction shall be exclusively in Laurens County.

4. **APPLICABILITY**: The provisions of this Ordinance shall apply to the transfer of said properties to Laurens County.

5. **LANGUAGE**: The language used in this Ordinance, if used in the present tense, shall include the future tense. Words used in the singular include the plural, and the plural the singular, unless, however, the context clearly indicated to the contrary. The use of the word "shall" is mandatory and the word "may" is permissive.

6. **EFFECTIVE DATE**: The effective date of this Ordinance shall be upon three (3) readings and a public hearing as required by law.

7. **SEVERABILITY**: Should any paragraph, clause, phrase, or provision of this Ordinance be judged invalid or held unconstitutional by a Court of competent jurisdiction, such declaration shall not affect the validity of any other section of the Ordinance as a whole or in part or provision thereof, other than the part so decided to be invalid or unconstitutional. All meanings, enforcement, and interpretations shall be pursuant to the laws of the State of South Carolina.

BE IT SO ORDAINED by Laurens County Council, duly assembled.

(SIGNATURE PAGE FOLLOWS)

STATE OF SOUTH CAROLINA)
)
COUNTY OF LAURENS)

RESOLUTION 2016-14

INDUCEMENT RESOLUTION PROVIDING FOR A FEE IN LIEU OF TAX AGREEMENT BETWEEN LAURENS COUNTY AND PROJECT SYNERGY

WHEREAS, Laurens County, South Carolina (the "County"), acting by and through its County Council (the "County 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 "Act"), to enter into a fee in lieu of tax agreement (the "Fee Agreement") with respect to a project which requires the industry to make a payment of a fee in lieu of taxes, through which powers the industrial development of the State of South Carolina and the County will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate and remain in the State of South Carolina and the County and thus to utilize and employ the manpower, products, and natural resources of the State of South Carolina to benefit the general public welfare of the County by providing services, employment, and other public benefits not otherwise provided locally; and

WHEREAS, Project Synergy, a South Carolina limited liability company, on its own or together with one or more of its subsidiaries, affiliates, successors, assigns, sponsors, lessors, and others (collectively, the "Company"), desires to invest capital in the County in order to establish a manufacturing facility in the County (the "Project"), provided that approvals of various incentives contemplated for the Project are formalized by the State and/or County; and

WHEREAS, the Project is anticipated to result in an investment of at least $8,000,000; and

WHEREAS, the Company has requested that the County enter into a Fee Agreement, thereby providing for a fee in lieu of tax ("FILOT") and infrastructure and/or special source revenue credits ("SSRCs") with respect to the Project; and

WHEREAS, the County has determined on the basis of the information supplied to it by the Company that the Project would be a "project" and "economic development property" as such terms are defined in the Act and that the Project would serve the purposes of the Act; and

WHEREAS, pursuant to the authority of Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended and Article VIII, Section 13 of the South Carolina Constitution, the County agrees to use its best efforts to ensure that the Project is located in a multi-county industrial and business park established, or to be established, by the County (the "Park") pursuant to a qualifying agreement with one or more contiguous South Carolina counties (the "Park Agreement").

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

Section 1. The County Council hereby finds that: *(i)* 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; *(ii)* the Project gives rise to no pecuniary liability of the County or a charge against its general credit or taxing power; *(iii)* the purposes to be accomplished by the Project are proper governmental and public purposes and the inducement of the location of the Project within South Carolina is of paramount importance and the benefits of the Project to the public are greater

than the cost (which latter finding has been made using an appropriate cost-benefit analysis); and *(iv)* it has evaluated the Project considering all relevant and required factors, including, but not limited to, the anticipated dollar amount and nature of the investment to be made and the anticipated costs and benefits to the County, and all other criteria prescribed by law.

Section 2. The County hereby agrees to enter into a fee in lieu of tax arrangement with the Company under the Act. The County agrees to provide for a fee in lieu of *ad valorem* taxes ("FILOT") for a period of 30 years for each component of the Project placed in service during the investment period (the "FILOT Term") under the Act. The FILOT shall be calculated using a 6% assessment ratio and a fixed millage rate equal to the lowest millage rate allowable under the Act for a period of 30 years for each component of the Project placed in service during the investment period.

Section 3. The further details of the FILOT and the SSRCs shall be prescribed by subsequent ordinance of the County to be adopted in accordance with South Carolina law and the rules and procedures of the County.

Section 4. The County agrees to use its best efforts to ensure that the Property is already located in or to include the Property in a Park for at least the longer of a 30-year period or the period of time the FILOT arrangement is in place.

Section 5. This resolution shall constitute an inducement resolution for this Project within the meaning of the Act.

Section 6. This resolution shall constitute "preliminary approval" pursuant to Section 12-44-110(2) of the Act by which property may be placed in service prior to the execution of a FILOT agreement but still constitute economic development property under the Act.

Section 7. All orders, resolutions, and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed. This resolution shall take effect and be in full force from and after its passage by the County Council.

Adopted this 10th day of May, 2016.

LAURENS COUNTY, SOUTH CAROLINA

Signature: _____
Name: Joseph E. Wood, Jr.
Title: Chairman of County Council

(SEAL)
ATTEST:

Signature: _____
Name: Betty Ann C. Walsh
Title: Clerk to County Council

STATE OF SOUTH CAROLINA)
) **ORDINANCE #818**
COUNTY OF LAURENS)

ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BY AND BETWEEN LAURENS COUNTY, SOUTH CAROLINA AND PROJECT SYNERGY PROVIDING FOR A PAYMENT OF A FEE IN LIEU OF TAXES AND OTHER MATTERS RELATED THERETO.

WHEREAS, Laurens County, South Carolina (the "County") acting by and through its County Council (the "County Council") is authorized and empowered pursuant to the provisions of Title 12, Chapter 44 of the Code of Laws of South Carolina, 1976, as amended (the "Act"), to enter into fee agreements with any industry, with said agreements identifying certain properties of such industries as economic development property, through which powers the industrial development of the State of South Carolina (the "State") and the County will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate, remain, and expand in the State and the County and thus utilize and employ the manpower, products, and natural resources and benefit the general public welfare of the State and County by providing services, employment, or other public benefits not otherwise adequately provided locally; and

WHEREAS, Project Synergy, a limited liability company organized and existing under the laws of the State of South Carolina and authorized to do business in the State (referred to hereinafter as the "Company") intends to invest in the establishment of a facility through the acquisition of land, a building, and improvements thereon (the "Land and Building"); the construction of improvements thereon and/or therein; and/or the acquisition of personal property, including, but not limited to, machinery, equipment, and furniture to be installed on and/or in the Land and Building, which would constitute a project within the meaning of the Act and which are eligible for inclusion as economic development property, the cost of which is estimated to be $8,000,000 (the "Project"), all as more fully set forth in the Fee Agreement attached hereto, and provided that approvals of various incentives contemplated for the Project are formalized by the State and County; and

WHEREAS, pursuant to an Inducement Resolution dated as of May 10, 2016, the County authorized the execution of an agreement providing for fee in lieu of tax payments; and

WHEREAS, the Company has caused to be prepared and presented to this meeting the form of the Fee Agreement by and between the County and the Company (the "Fee Agreement"), which provides for fee in lieu of tax payments utilizing a 6% assessment ratio for a period of 30 years for the Project or each component thereof placed in service during the initial investment period and any investment period extension to which the County and the Company agree and the issuance of a 10-year, 40% special source revenue credit; and

WHEREAS, it appears that the Fee Agreement, which is now before this meeting, is in appropriate form and is an appropriate instrument to be executed and delivered by the County for the purposes intended.

NOW, THEREFORE, BE IT ORDAINED by the County Council in a meeting duly assembled as follows:

Section 1. In order to promote industry, develop trade, and utilize and employ the manpower, products, and natural resources of the State of South Carolina by assisting the Company to expand or locate an industrial facility in the State of South Carolina, the Fee Agreement is hereby authorized, ratified, and approved.

Section 2. It is hereby found, determined, and declared by the County Council, as follows:

(a) The Project will constitute a "project" as said term is referred to and defined in the Act, and the County's actions herein will subserve the purposes and in all respects conform to the provisions and requirements of the Act.

(b) The Project and the payments in lieu of taxes set forth herein are beneficial to the County, and the County has evaluated the Project based upon all criteria prescribed by law, including the

Draft for 1st Reading 05.10.16

anticipated dollar amount and nature of the investment to be made and the anticipated costs and benefits to the County.

(c) 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.

(d) 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.

(e) The purposes to be accomplished by the Project, i.e., economic development, creation of jobs, and addition to the tax base of the County, are proper governmental and public purposes.

(f) The inducement of the location or expansion of the Project within the County and State is of paramount importance.

(g) The benefits of the Project to the public will be greater than the costs.

Section 3. The form, terms, and provisions of the Fee Agreement presented to this meeting are hereby approved, and all of the terms, provisions, and conditions thereof are incorporated herein by reference as if the Fee Agreement were set out in this Ordinance in its entirety. The Chairman of the County Council and/or the County Administrator are authorized, empowered, and directed to execute, acknowledge, and deliver the Fee Agreement in the name of and on behalf of the County, and thereupon to cause the Fee Agreement to be delivered to the Company. The Fee Agreement is to be in substantially the form now before this meeting and hereby approved, with such changes therein as shall not be materially adverse to the County and as shall be approved by the officials of the County executing the same, upon the advice of Counsel to the County, such official's execution thereof to constitute conclusive evidence of such official's approval of any and all changes or revisions therein from the form of the Fee Agreement now before this meeting.

Section 4. The Chairman of the County Council and/or the County Administrator, for and on behalf of the County, are hereby authorized and directed to do any and all things necessary to effect the execution and delivery of the Fee Agreement and the performance of all obligations of the County under and pursuant to the Fee Agreement.

Section 5. The provisions of this Ordinance are hereby declared 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 6. All orders, resolutions, ordinances, and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed, and this Ordinance shall take effect and be in full force from and after its passage and approval.

(SIGNATURE PAGE TO FOLLOW)

Draft for 1st Reading 05.10.16

STATE OF SOUTH CAROLINA)
)
COUNTY OF LAURENS)

ORDINANCE # 819

AN ORDINANCE TO AMEND THAT CERTAIN MASTER AGREEMENT GOVERNING THE OCTAGON INDUSTRIAL PARK DATED SEPTEMBER 1, 2010 BETWEEN LAURENS COUNTY AND GREENVILLE COUNTY TO ADD THE PROJECT SYNERGY TRACT LOCATED IN LAURENS COUNTY.

WHEREAS, Laurens County entered into the Master Agreement Governing the Octagon Industrial Park dated September 1, 2010, with Greenville County (as amended, the "Agreement"); and

WHEREAS, the boundaries of the park created therein may be enlarged pursuant to ordinances of the respective County Councils of Laurens County and Greenville County; and

WHEREAS, a company operating under the code name Project Synergy (the "Company") is considering an investment (the "Project") on land described in Exhibit A to this Ordinance, which is located in Laurens County; and

WHEREAS, it is anticipated that the Project will result in significant investment and will promote the economic development of Laurens County; and

WHEREAS, the Company has requested that Laurens County and Greenville County execute an amendment to the Agreement (the "Amendment") in order to add the Project to the Agreement so that the Company will be eligible for an enhanced jobs tax credit and to facilitate the granting of special source revenue credits; and

WHEREAS, the Company has caused to be prepared and presented to the Laurens County Council the form of the Amendment; and

WHEREAS, Laurens County benefits from having the Project located in one park in order to avoid confusion in the administration of multiple Park Agreements and has therefore agreed to include the Project in the joint industrial and business park created by the Agreement (the "Park").

NOW, THEREFORE, be it ordained by the Laurens County Council that:

1. Exhibit A-1 to the Agreement is hereby and shall be amended to include the Project, and that the Chairman of the Laurens County Council and County Administrator are hereby authorized to execute and deliver the form of the Amendment presented to the Laurens County Council with any changes not materially adverse to Laurens County and to take any and all such further action as may be necessary to accomplish the within amendment and enlargement.

2. This Ordinance shall amend, to the extent necessary, any other ordinances or resolutions of the Laurens County Council pertaining to the Park.

3. This Ordinance shall be effective after third and final reading thereof.

Draft for 1st Reading 05.10.16

Signature page follows

Laurens County Water and Sewer Commission

Board of Commissioners Meeting
March 22, 2016
8:15am

Minutes

COMMISSIONERS PRESENT: Ted Davenport, Chairman (Municipal), Wofford Woods (I), Philip O'Dell (II), Jurell Byrd (III), Bill Teague, Treasurer (IV), Susan Curry (V), John McMurray (VI) and E.L. Mason, Secretary (VII)

STAFF: Jeff Field, Executive Director
Kevin Anderson, Director of Operations and Engineering
Debbie Price, Executive Administrative Assistant
Angie Nelson, Director of Administration and Customer Service

ATTORNEY: Allen M. Wham

PRESS: Clinton Chronicle

Call to Order

Invocation

Approval of February 23, 2015 Minutes

Chairman Remarks

Executive Director Remarks

LCWSC Monthly Financial Summary

LCWSC Monthly Operations Summary

New Business

1. True Bill/CityWorks Integration Presentation
2. SRF Whitten Center Project

Old Business

1. Update on ongoing CDBG Projects (S. Hampton in Joanna, Lydia Mill Area in Clinton)

Executive Session

1. Follow-up discussion of negotiations related to a proposed contractual agreement associated with the withdrawal of water from Lake Greenwood.
2. Contract discussion concerning the Town of Gray Court Wholesale Water Rate

Adjourn

CALL TO ORDER

Chairman Davenport called the meeting to order at 8:19am in the Board Room of the Laurens County Water and Sewer Commission.

Invocation was given by Commissioner McMurray.

APPROVAL OF MINUTES

Chairman Davenport asked if there were any additions or corrections to the February 23, 2016 minutes, as submitted to the Commissioners.

Commissioner Byrd MOVED ***that the minutes be accepted as submitted.***
MOTION SECONDED by Commissioner Woods. MOTION CARRIED. AYES, 7; NAYS, 0

EXECUTIVE REMARKS

Mr. Field congratulated Commissioner Teague on the recent birth of his third grandchild.

LCWSC MONTHLY FINANCIAL SUMMARY

The monthly financial summary was presented to the Commissioners. A copy of the summary can be found in the Commissioner Board Packet.

As of February 29, 2016 LCWSC had a total of $4,146,470 in cash and cash reserves as compared to $3,505,845 this time in FY15. The difference is partially due to our capital rate increase and more revenue in both the sewer treatment and sewer collection systems, as well as fewer capital expenses in FY16 than in FY15.

LCWSC MONTHLY OPERATIONS SUMMARY

The monthly operations summary was presented to the Commissioners. A copy of this summary can be found in the Commissioner Board packet.

There were 105 new services installed as of March 17th, with 11 new services in the month of February.

NEW BUSINESS

1. True Bill/CityWorks Integration Presentation

Ms. Nelson provided a PowerPoint presentation on the True Bill/CityWorks Integration.

The goal of the interface is to streamline our process with the need for concise customer information on work orders, work order information history when looking up a customer account, and the need for easier shut off process and shut off history.

We have seen gains in efficiency since beginning the integration. All work can now be viewed on one screen and there is immediate turnaround time for completed work order and shut off. We also have the ability for asset management, meter management and billing.

2. SRF Whitten Center Project

Mr. Anderson provided an update on the SRF Whitten Center Project.

The project questionnaire for SRF Funding is due March 2016.

- The Intended Use Plan will be published by the State at the end of June.
- The Preliminary Engineering Report will be developed and submitted between October 2016 and April 2017.
- The Funding Agreement is possible in the summer of 2017.
- If approved, we may qualify for principle forgiveness.

OLD BUSINESS

1. Update on ongoing CDBG Projects (S. Hampton in Joanna, Lydia Mill Area in Clinton)

Mr. Anderson provided an update on the CDBG Projects.

Engineering for Lydia Mill was awarded to Summit Engineering in December 2015. The project was advertised and will be up for bid in late April. A pre-bid meeting is tentatively scheduled for April 11, 2016. Construction will be completed in fall of 2016.

The South Hampton project was bid in April 2015 with notice to proceed in February 2016. Income self-certification in March and April yielded less low to moderate income. Non-qualifying streets will be removed and recalculations performed. Income self-certification will be due again in April 2016.

Executive Session

1. **Follow-up discussion of negotiations related to a proposed contractual agreement associated with the withdrawal of water from Lake Greenwood.**

2. **Contract discussion concerning the Town of Gray Court Wholesale Water Rate.**

3. **Contractual matter concerning a customer and underutilized pump station surge charge.**

Commissioner Byrd MOVED that the ***Board of Commissioners go into Executive Session at 9:40am*** to discuss a contractual/legal matter. MOTION SECONDED by Commissioner O'Dell. MOTION CARRIED. AYES, 7; NAYS, 0

Commissioner Woods MOVED that the ***Board of Commissioners come out of Executive Session at 10:20am.*** MOTION SECONDED by Commissioner Byrd. MOTION CARRIED. AYES, 7; NAYS, 0

No vote taken. Informational only.

Adjourn

Commissioner Byrd MOVED that the ***Board of Commissioners meeting be adjourned.*** MOTION SECONDED by Commissioner O'Dell. MOTION CARRIED. AYES, 7; NAYS, 0

There being no further business the Commission adjourned at 10:30am.

I certify that the above Minutes accurately reflect the business conducted at the Commission meeting on March 23, 2016 and that the minutes were approved at the meeting held April 26, 2016.

E. L. Mason

E. L. Mason, Secretary

Betty Ann Walsh

From: no-reply@vrmailer3.com on behalf of berry7@clemson.edu
Sent: Thursday, May 05, 2016 11:45 AM
To: bwalsh@co.laurens.sc.us
Subject: LC 4-H Newsletter Issue #050516

View Online

Newsletter Issue #050516

Laurens County 4-H Update

Backyard Barnyard

A hands-on guide to small livestock farming.

May 13, 2016
9 am to 4 pm
Roper Mountain Science Center
402 Roper Mountain Road
Greenville, SC

Great news 4-H members ages 13 and old are now being offered a register one youth and get one youth registration FREE!

This program is sure to benefit both the novice and veteran producer though improved pasture management,introduction to raising backyard animals, and hands-on

activities. Participants will learn about meat goats, sheep, chickens, honey bees and cattle. Lunch is included!

Deadline to register is this Friday May 6th. You can register online at by clicking on the link below or stopping by the Laurens County Extension Office.

Register

LC 4-H Bucket Calf Project

All project participants need to call and schedule a day for Mrs. Katie Shaw to come tag your calf. You may contact her at 864-984-2514 ext. 113 or berry7@clemson.edu

Laurens-Greenwood 4-H2O Camp

June 7-10, 2016
9:00 am - 3:00 pm daily

SC 4-H/FFA Market Goat Project Pre-Kickoff Clinic

Saturday, May 7, 2016
Registration 9:00-9:30 am

This clinic is strongly encouraged for all 4-H Market Goat Project participants. Sign-in starts at 9AM and clinic begins at 10AM.
Door prizes will be goat supplies on sale by Greenpond 4-H Livestock Club Complimentary. Lunch provided by the PMGA. The clinic will cover:

- Show Grooming
- Hoof Trimming
- Feed/Nutrition
- Medications/Illness
- Halter Breaking/Showmanship
- Forms/Record Books
- Housing/Transporting

Lake Greenwood State Park, Shelter 1
Cost $75 for 4-H members or $85 for non-4-H members

Join the fun! This 4-H program is sponsored by Clemson University Cooperative Extension Service and has tons of hands-on aquatic activities. Learn about things like:

-
  - Why would anyone build a lake?
  - What's the big deal about algae and pollution?
  - What is plankton and why is it in the lake?

Do fun stuff like: go out on the pontoon, take a canoe trip, collect fish with a seining net and go swimming every day!

Lunch, snacks and 4-H insurance during the program will be provided.

Click here for more Information

LC 4-H Volunteer Leader Advisory Council

May 9, 2016 6:00 PM
LC Extension Office

We invite any volunteers and/or parents to join us as we discuss upcoming Summer 4-H events and camps.

Laurens County 4-H
219 W. Laurens Street
Laurens, SC 29360
864-984-2514 ext. 113

Update your Email Preferences or Unsubscribe