



Agenda
July 10, 2018



AGENDA
LAURENS COUNTY COUNCIL
JULY 10, 2018 – 5: 30 P.M.
HISTORIC COURTHOUSE – PUBLIC SQUARE

1. Call to Order, Chairman Wood
2. Invocation – Councilman Pitts
3. Pledge of Allegiance
4. Approval of Agenda – July 10, 2018
5. Approval of Minutes – June 26, 2018
6. Reports To Council:
 - a.) Lakelands Citizens for Clean Air
7. Old Business:
 - a.) Resolution #2018-31 – Restoring Constitutional Governance (revised) – Councilman Jones
8. New Business:
 - a.) Opt in, Class Action Lawsuit
 - b.) Presbyterian College Real Estate Foundation - Laurens County Notice of Public Hearing
 - c.) Appointment – Planning Commission – Councilman Jones
 - d.) First Reading, Ordinance #850 – Amending Ordinance #425 – Private Landfill - Fee Increase
 - e.) First Reading (by title only), establishing EMS Fund #128 as a Special Revenue Fund
9. Public Comment - Fifteen (15) Minute Period for Public Comment *(Required to sign in prior to the meeting)*
10. County Council Comments:
11. Executive Session:
 - a.) One (1) Legal Briefing (Carolina Pines)
 - b.) One (1) Employment Matter
 - c.) One (1) Contractual Matter (Opioid Litigation)
12. Adjournment



Minutes:
June 26, 2018



MINUTES
JUNE 26, 2018 - 5:30 P.M.

LAURENS COUNTY COUNCIL
HILLCREST SQUARE – ADMINISTRATION BUILDING
CONFERENCE ROOM

ATTENDANCE:

COUNCIL MEMBERS PRESENT: County Council Chairman Joe Wood; County Council Members: Diane B. Anderson, Stewart Jones, Garrett McDaniel, Ted Nash and David Pitts.

COUNCIL MEMBERS ABSENT: Keith Tollison, Vice Chairman

COUNTY STAFF: - Laurens County Administrator, Jon Caime; Laurens County Clerk to Council Betty Walsh and Laurens County Attorney, Sandy Cruickshanks.

DEPARTMENT HEADS PRESENT: Magistrate Judge, Leesa Inabinette; Laurens County Finance Director, Lisa Kirk; and Laurens County Sheriff Don Reynolds.

PRESS: Iva Cadmus, WLBG Radio and Vic McDanald, *The Clinton Chronicle*.

SCHEDULED MEETING AGENDA ITEMS – 1.) Call to Order – Chairman Wood; 2.) Invocation – Councilman McDaniel; 3.) Pledge of Allegiance; 4.) Approval of Agenda – June 26, 2018; 5.) Approval of Minutes of Previous Meetings; a.) June 12, 2018 Committee Meeting; b.) June 12, 2018 Regular Meeting; c.) June 12, 2018 Budget Meeting; d.) June 14, 2018 Committee Meeting; 6.) Reports To Council: a.) County Council Committee report - Health, Welfare and Public Safety Committee; 7.) Old Business: a.) Continuance Resolution #2018-28 - Non Fire Funds; b.) Continuance Resolution #2018-29- Fire Funds; c.) School Resource Officer Contract with School District #55; d.) Resolution #2018-22 - Reimburse General Fund Balance from Future Bond Proceeds; 8.) New Business: a.) Code Officers Oath of Office; b.) “Hunter Industrial Park” Cell Tower Approval (Not located in the park); c.) Restoring Constitutional Governance Resolution #2018-30 - Councilman Jones; d.) GIS Servers Transfer Funds to #660 Fund Fiscal Year 20018/2019; e.) Laurens Emergency Management Grant Acceptance; f.) Resolution #2018-29 - Fire Bond Carry Over; 9.) Public Comment-Fifteen (15) Minute Period for Public Comment; 10.) County Council Comments; 11.) Executive Session-Contractual Dealing With Purchase of Real Estate; 12.) 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 bulletin boards and also posted on the County Web Site.

CALL TO ORDER – Chairman Wood called the meeting to order and invited all to stand for the invocation and the Pledge of Allegiance. Councilman McDaniel provided the invocation.

PUBLIC COMMENT SIGN-UPS – None.

APPROVAL OF AGENDA – JUNE 26 2018 – Chairman Wood called for approval of the agenda with any additions or deletions.

Mr. Rob Russian, Director of Public Works asked for the addition of a Solid Waste Grant; Jonathon Coleman requested an economic development matter.

COUNCILMAN PITTS made the MOTION to approve the proposed agenda with the added items. COUNCILMAN MCDANIEL SECONDDING; VOTE 6-0.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS – COUNCILWOMAN ANDERSON made the MOTION to approve the minutes from the following meetings: June 12, 2018 Committee Meeting; June 12, 2018 Regular Meeting; June 12, 2018 Budget Meeting; June 14, 2018 Committee Meeting. COUNCILMAN PITTS SECONDING; VOTE 6-0.

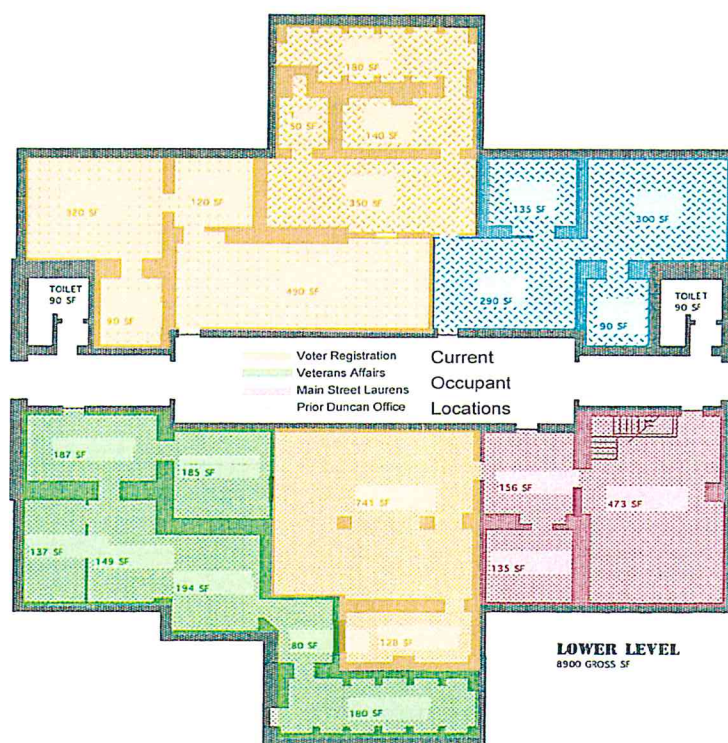
REPORTS TO COUNCIL:

COUNTY COUNCIL COMMITTEE REPORT - HEALTH, WELFARE AND PUBLIC SAFETY

COMMITTEE – Committee Chairman, Councilman Pitts informed the full Council that the Committee had met to discuss office moves within the Historic Courthouse and asked Administrator Caime to report the results of dialogue with Main Street Laurens. Administrator Caime confirmed that Main Street Laurens has closed on property and will be relocating soon.

Administrator Caime reviewed the proposed moves as determined by the Committee as follows:

<u>Current occupant</u>	<u>Proposed occupant</u>
Main Street Laurens	Veterans Affairs
Jeff Duncan	Veterans Affairs
Veterans Affairs	County Delegation (Pitts)



COUNCILMAN PITTS made the MOTION with COUNCILMAN MCDANIEL SECONDING; VOTE 6-0

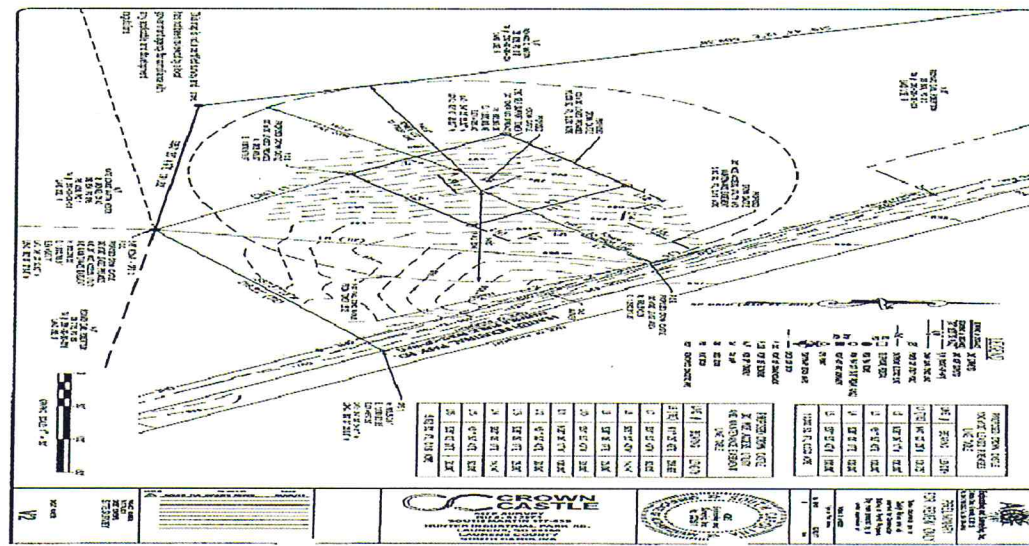
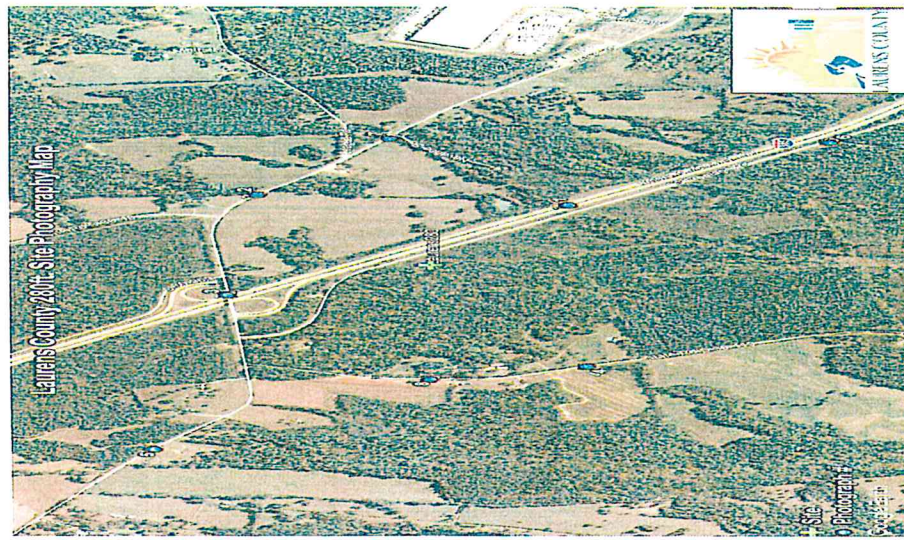
NEW BUSINESS:

ADDED AGENDA ITEM – ECONOMIC DEVELOPMENT – Jonathan Coleman, Executive Director, Laurens County Development Corporation, said, “We are working on a grant proposal and part of this requires the County Administrator to sign a letter blessing the application that we make. This is a three hundred thousand dollar (\$300,000) grant by the South Carolina Department of Commerce for sewer upgrades in the industrial park in Owings”.

COUNCILWOMAN ANDERSON made the MOTION to approve the request allowing Administrator Caime to sign necessary documents towards this grant; COUNCILMAN PITTS SECONDING; VOTE 6-0.

CODE OFFICERS OATH OF OFFICE – County Attorney Cruickshanks asked for Angelo Pignata, Candia Iusti and Jeffrey Norwood to come forward to be sworn in as Code Officers with the County Building Codes and Inspection Department.

“HUNTER INDUSTRIAL PARK” CELL TOWER APPROVAL (NOT LOCATED IN THE PARK).



Codes Official Chuck Bobo said, “This is for replacing the present tower with a new cellular tower at the Hunter Industrial Park on Robertson property on Metric Road”.

COUNCILMAN PITTS made the MOTION to approve the cellular tower request as presented with COUNCILMAN MCDANIEL SECONDING; VOTE 6-0.

RESTORING CONSTITUTIONAL GOVERNANCE RESOLUTION #2018-31 - Chairman Wood stated “I have read the requested Resolution with research on the matter and basically this is saying that in 2012 President Obama put into law, that someone could be arrested without just cause. This is against the Constitution”.

Having requested the Resolution be presented and approved by Council, Councilman Jones said, “Several years ago, I brought before Council the dangers of what was going on within the Federal Government with the passing of the 2012 National Defense Bill. Those provisions actually infringed on the fifth, sixth and fourteenth amendments to the Constitution. Last week actually was the eight hundred third (803) anniversary of the signing of the Magna carter. This was actually written and signed by a King. I have watched the Senate for the last six (6) years and this is completely unacceptable for this to continue. This Resolution calls on our State Legislators to recognize the duty of South Carolina to impose itself when there are unconstitutional use by our Federal Government. It also calls on our Congressional Delegation to repeal immediately the unconstitutional in 1021 and 1022.”

Councilman Jones introduced Mr. Dan Johnson, from Atlanta, Georgia to speak with Council on this issue. It allows the President or any of his designees to designate someone a terrorist and to detain them without a charge. He is the founder of three (3) non-profits, one of which is *PANDA*.

Mr. Johnson spoke briefly saying, “Congress actually forced President Obamas hand on approving this. This Bill actually violates the first, fourth, fifth, sixth, ninth, tenth and fourteenth amendment. These are fundamental rights and you as a County Council have the duty to defend and protect the Constitution”. A copy of his material handed out is attached and is to be considered part of these minutes.

Attorney Cruickshanks asked that he be allowed to respond to the Resolution as to the legality. Attorney Cruickshanks said, “This Resolution asks this Council to declare something unconstitutional. This Council has

no authority to declare this unconstitutional; that is a judicial function. This Council should not infringe on the judicial functions. I ask does this Council have the right to declare something unconstitutional”. Mr. Johnson replied, “Not only a right but a duty to do so. Each one of you took an oath to defend and protect the Constitution of the United States”.

Chairman Wood stated that we are not going to make this argumentative. We have our County Attorney here tonight and this Council needs to listen to what he has to say”. Attorney Cruickshanks asked for Council to remove the following portion of the requested Resolution:

BE IT RESOLVED, that notwithstanding any treaty, federal, state, or local law or authority, enacted or claimed, including, but not limited to, an authorization for use of military force, national defense authorization act, or any similar law or authority enacted or claimed by Congress or the Office of the President directed at any person in Laurens County who is not serving “in the land or naval forces, or in the Militia, when in actual service in time of War or public danger,” it is unconstitutional, and therefore unlawful for any person to:

- a. arrest or capture any person in Laurens County with the intent of “detention under the law of war,” or*
- b. actually subject a person in Laurens County to “disposition under the law of war,” or*
- c. subject any person to targeted killing in Laurens County; and be it further*

COUNCILWOMAN ANDERSON made the MOTION to take no action at this time allowing table this Resolution until it is further reviewed by Staff. COUNCILMAN MCDANIEL SECONDING for further discussion.

Councilman Nash asked Mr. Johnson what his credentials were and what gave him the right to come to this Council telling us what to do. Mr. Johnson replied, “It is not so much a right for me to come in here and tell you what the law is. First of all, the Resolution you have before you was written by Council Richard D. Frey of Yale. If the law is written in such a language that the commoner could not understand, that was a problem within itself. While I am a national director of an organization that has asked this same request from coast to coast. And I am but a citizen that I present to you that our government creates and should operate by the will of the people.

COUNCIL VOTED 6-0.

GIS SERVERS - TRANSFER FUNDS TO #660 FUND - FISCAL YEAR 2018/2019 - Administrator Caime stated that no action was taken by Council during the budget deliberations towards this. Council needs to approve moving these funds (\$54,000) forward allowing for the purchase of the three (3) GIS servers.

COUNCILMAN PITTS made the MOTION to approve the requests to transfer the remaining funds from the 2017-1018 budget to the capital #600 account. COUNCILMAN MCDANIEL SECONDING; VOTE 5-0-1 (Councilwoman Anderson abstained).

LAURENS EMERGENCY MANAGEMENT - GRANT ACCEPTANCE - Administrator Caime informed Council this was a sixty thousand dollar (\$60,000) State grant.

COUNCILMAN MCDANIEL made the MOTION to approve with COUNCILMAN PITTS SECONDING; VOTE 6-0.

RESOLUTION #2018-30 - FIRE BOND CARRY OVER - Administrator Caime explained that this was bond monies used to repair fire stations and to build the fire station and has a remaining balance of seven hundred sixty seven thousand, six hundred ninety eight dollars (\$767,698).

COUNCILWOMAN ANDERSON made the MOTION to approve with COUNCILMAN JONES SECONDING; VOTE 6-0.

ADDED AGENDA ITEM – Public Works Director Rob Russian briefed Council on the final confirmation from the Department of Health and Environmental Control (DHEC) towards grants applied for by Mr. Chris Gurga. This is a total of four (4) grants totaling one hundred ten thousand seven hundred eighty dollars (\$110,780). This is a couple of thousand dollars short of what was received last year but well above from the previous years. As part of the budget submission back in February, I put in fifty thousand dollars (\$50,000) for expenses and revenue. Now that we have the actual amount, I would like for the amount to be changed from fifty thousand (\$50,000) to the one hundred ten thousand seven hundred eighty dollars (\$110,780). There is no net effect on the budget with no matching funds required and is a one hundred percent (100%) grant monies. I wish for Council to amend this years budget to accommodate these grant monies.

COUNCILWOMAN ANDERSON made the MOTION to approve amending this years budget to include the one hundred ten thousand seven hundred eighty dollars (\$110,780) with COUNCILMAN MCDANIEL SECONDING; VOTE 6-0.

PUBLIC COMMENT – None.

COUNTY COUNCIL COMMENTS: Also,

- a.) Councilwoman Anderson addressed pending actions of the State General Assembly School Resource Officers and that Council needs to be tuned in to this matter. Also, Councilwoman Anderson asked for Council to consider actions towards declaring a given summer month as a vacation month for Council. And, that she had been talking with several other County Council Officials that are considering putting this option in place with their Council.


- COUNCIL COMMITTEE ASSIGNMENT – Chairman Wood assigned the County Council Committee on Planning and Intergovernmental Affairs – Council Members Anderson, Jones and Pitts - the task of reviewing and determining and actions needed to be taken.
- b.) Councilman Jones thanked Council for their stand on the Resolution presented tonight and that he would work with the County Attorney towards changing some of the wording.
- c.) Chairman Wood recognized Mr. Jeff Carroll in the audience as having won the election for County Council District #5.

EXECUTIVE SESSION – PERSONNEL MATTER– Chairman Wood asked for a motion at 6:30 P.M. to move into Executive Session for an employment matter. COUNCILMAN PITTS made the MOTION to move into executive session with COUNCILMAN MCDANIEL SECONDING; VOTE 6-0.

There was a COUNCIL CONSENSUS (6-0) to reconvene in open session at 6:45 P.M. Chairman Wood reported that no action was taken.

ADJOURNMENT – With no further business to conduct, Chairman Wood adjourned the meeting at 6:50 P.M.

Respectfully Submitted,


Betty C. Walsh
Laurens County Clerk to Council



Old Business:
Resolution #2018-31 – Restoring
Constitutional Governance (revised) –
Councilman Jones

7/a

RESOLUTION #2018-31

STATE OF SOUTH CAROLINA)

RESTORING CONSTITUTIONAL GOVERNANCE

COUNTY OF LAURENS

) RESOLUTION OF LAURENS COUNTY, SOUTH CAROLINA

WHEREAS, Laurens County, South Carolina, is not a “battlefield” subject to the “laws of war”; and

WHEREAS, Federal Judge Katherine Forrest has ruled Section 1021 of the 2012 National Defense Authorization Act (“NDAA”) is unconstitutional; and

WHEREAS, the United States Supreme Court has ruled that neither Congress nor the President can constitutionally authorize the detention and/or disposition of any person in the United States or citizen of the United States “under the law of war” who is not serving “in the land or naval forces, or in the Militia, when in actual service in time of War or public danger”; and

WHEREAS, for the purposes of this Resolution, the terms “arrest”, “capture”, “detention under the law of war”, “disposition under the law of war”, and “law of war” are used in the same sense and shall have the same meaning as such terms have in the 2012 NDAA, Section 1021;

THEREFORE, BE IT RESOLVED, that notwithstanding any treaty, federal, state, or local law or authority, enacted or claimed, including, but not limited to, an authorization for use of military force, NDAA, or any similar law or authority enacted or claimed by Congress or the Office of the President directed at any person in Laurens County, South Carolina, who is not serving “in the land or naval forces, or in the Militia, when in actual service in time of War or public danger”, Laurens County Council believes it to be improper, unlawful, and unconstitutional to:

- a. Arrest or capture any person in Laurens County with the intent of “detention under the law of war”, or
- b. Actually subject a person in Laurens County to “disposition under the law of war”, or
- c. Subject any person to targeted killing in Laurens County; and

BE IT FURTHER RESOLVED that Laurens County requests the South Carolina Legislature recognize the duty of the State of South Carolina to interpose itself between unconstitutional usurpations by the federal government or its agents and the people of this state, as well as the duty to defend the unalienable natural rights of the people, all of which is consistent with our oaths to defend the Constitution of the United States and the Constitution of South Carolina against all enemies, foreign and domestic; and

BE IT FURTHER RESOLVED that Laurens County requests our Congressional delegation commence immediately with efforts to repeal the unconstitutional sections of the 2012 NDAA, to wit, sections 1021 and 1022, and any other section or provision that will have the same or substantially the same effect on any person in the United States not serving “in the land or naval forces, or in the Militia, when in actual service in time of War or public danger”; and

BE IT FINALLY RESOLVED that Laurens County requests our Congressional delegation introduce, support, and secure the passage of legislation that clearly states Congress not only does not authorize, but in fact prohibits the use of military force, military detention, military trial, extraordinary rendition, or any other power of the “law of war” against any person in the United States not serving “in the land or naval forces, or in the Militia, when in actual service in time of War or public danger”.

(Signature page attached)



New Business:
Opt in, Class Action Lawsuit



AGENDA ITEM - REQUEST SHEET – COUNTY COUNCIL

ALL REQUESTS should be submitted by 1:00 P.M. on the Wednesday prior to the Tuesday meeting of Council. All other requests not submitted by the deadline will be retained and scheduled for the next meeting of Council

DATE OF REQUEST: 6/28, 2018 (FOR JULY 10, 2018 COUNTY COUNCIL MEETING)

DEPARTMENT / AGENCY: LEGAL

NAME: A. "SANDY" CRUICKSHANKS, IV, LAURENS COUNTY ATTORNEY

ADDRESS: _____

CITY: _____ STATE: _____ ZIP: _____

PHONE NUMBER: _____ EMAIL: _____

SIGNATURE: [Signature]

SUBJECT MATTER REQUESTED (please be as specific as possible):

SEE THE ATTACHED CLASS ACTION LAWSUIT OPT-IN NOTICE AND INFORMATION.

FINANCIAL AMOUNT REQUESTED: N/A

SOURCE OF FUNDING: N/A

(PLEASE – attach subject matter document pages as necessary)

FOR OFFICE USE ONLY

REQUEST ASSIGNED TO: _____ DATE RECEIVED: _____

DATE OF ASSIGNMENT: _____ DATE OF AGENDA: _____

DATE RESPONSE DUE: _____

COUNCIL ACTION: _____

Class Action Opt-In Notice Form

UNITED STATES COURT OF FEDERAL CLAIMS
Kane County, Utah v. United States
Case Nos. 17-739C and 17-1991C (Consolidated)

1. To participate in this lawsuit as a Class Member, please fill out this form completely and legibly. **It must be submitted, postmarked, or delivered no later than September 14, 2018.**

See Paragraph 5 below for the addresses for (a) electronic submission via the internet; (b) first class mail; and (c) delivery by pre-paid delivery service.

2. Please fill in the name of the unit of local government [i.e., County, City, Town, Borough, Parish, etc.] opting into the *Kane County, Utah v. United States* Class Action lawsuit:

Unit of local government _____ State _____

3. Please fill in the following information for the unit of local government:

Name of the person who will act as contact for the unit of local government regarding the Class Action lawsuit: _____

His/Her: _____

Title _____

Mailing _____

Address: _____

Telephone number: _____

E-mail address: _____

4. By signing your name in the space below (or filling in an electronic signature in the format */s/ First name Last name* if submitting via the internet) you are declaring under penalty of perjury under the laws of the United States that:

- (a) The unit of local government named above wishes to opt into the Class Action lawsuit: *Kane County, Utah v. United States*, Case Nos. 17-739C and 17-1991-C (Consolidated).

- (b) You are authorized by the unit of local government named above to sign this document on its behalf.

Sign Your Name: _____ Date: _____

Print/Type Your Name: _____

Your Position or title with the unit of local government: _____

Your e-mail address: _____

Your phone number: _____

5. Submit this completed form to:

On Line:

- by clicking "Submit" at <http://www.PILTpayments.com>
• A copy of this Class Action Opt-In Notice Form may also be downloaded at this website.

By First Class Mail:

PILT Payments Class Action
P. O. Box 65876
Washington, D.C. 20035-5876

Pre-paid Delivery Service:

PILT Payments Class Action
1025 Connecticut Avenue, N.W., Suite 600
Washington, D.C. 20036

United States Court of Federal Claims
Washington, D.C.

OFFICIAL NOTICE

The United States Court of Federal Claims has certified a CLASS ACTION lawsuit regarding your right to recover additional sums under the PAYMENTS IN LIEU OF TAXES ACT [PILT Act] for fiscal years 2015, 2016, and 2017.

This is not a solicitation from a lawyer.

The Court of Federal Claims, in the case of *Kane County, Utah v. United States*, Case Nos. 17-739C and 17-1991C (Consolidated) [the Lawsuit], has directed sending this notice to a Class made up of: "All 'unit[s] of general local government,' as defined in 31 U.S.C. § 6901(2), that received payment under 31 U.S.C. § 6902(a) of the Payment in Lieu of Taxes Act [PILT Act] in fiscal years 2015, 2016 and/or 2017."

You are receiving this notice because you are a unit of local government believed (1) to be a member of that Class, and (2) to have been underpaid in those years.

The Lawsuit seeks to recover monies that the Court has determined that the federal government owes each Class Member for the underpayment of its respective PILT Act entitlement in fiscal years 2015, 2016, and/or 2017.

To obtain the money that the federal government owes you, *without having to file your own lawsuit*, you must submit a Class Action Opt-In Notice Form which can be done quickly and securely online at www.PILTPayments.com. You may also complete and return the enclosed copy of the Class Action Opt-In Notice Form by first class mail or pre-paid delivery service.

To participate in the Lawsuit, you must submit your completed Class Action Opt-In Notice no later than September 14, 2018.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS LAWSUIT

- This Notice has been sent to you by order of a federal court. Please read this Notice carefully and fully. It explains the opportunity you now have to join a Class Action Lawsuit currently pending before the Court.
- The Court is neither encouraging nor discouraging you to join the Lawsuit. You have the right to participate in the Lawsuit as a Class Member, or to do nothing and be excluded from the Lawsuit.

1

BASIC INFORMATION

1. Why did I get this Notice?

The federal government's records show that you are a unit of local government that received a payment pursuant to Section 6902 of the PILT Act in fiscal years 2015, 2016, and/or 2017. This Notice advises you that:

- a. The Court has allowed, or "certified," a Class Action Lawsuit against the United States to recover amounts which the Court has determined that the government was required to pay units of local government under 31 U.S.C. § 6902, but did not pay in full in fiscal years 2015, 2016 and 2017.
- b. You are eligible to participate in the Lawsuit by completing and timely submitting a Class Action Opt-In Notice Form. The Form may be completed and submitted online at www.PILTPayments.com. Alternatively, you may complete the enclosed copy of that Class Action Opt-In Notice Form and submit it by first class mail or by pre-paid delivery service.

2. What is this Lawsuit about?

This Lawsuit is about whether the federal government was required to pay in full the amounts due to units of local government under Section 6902 of the PILT Act in fiscal years 2015, 2016, and 2017. The Class Representative (Kane County, Utah) contended that the federal government underpaid units of local government in those years, and that all Class Members are entitled to recover the underpayment amounts. The government denied that any units of local government were entitled to any additional PILT payments beyond the amounts already paid for those years.

3. What has the Court decided?

The Court has ruled that provisions of Section 6902 of the PILT Act obligated the federal government to pay eligible units of local government the full amounts calculated by a formula set forth in the Act even though Congress failed to appropriate sufficient funds to do so in fiscal years 2015 through 2017 (noting that Kane County had not challenged (and the decision did not therefore extend to) the portion the government's reduction of its fiscal year 2015 PILT payments caused by the sequestration of part of the funds appropriated to make FY 2015 PILT payments). The Court granted summary judgment, in favor of the Class, as to the government's liability for underpaying Class Members in those years. The Court has not yet determined the amount by which the Class as a whole, or any individual Class Member, was underpaid in those years. As of the date of this notice, Class Counsel

3

- **Please Note:** This particular Class Action differs from many other class actions in the United States because,

- if you do nothing, you will not be able to participate in the Lawsuit, and
- the Court has already ruled that the federal government owes each Class Member for underpayments in fiscal years 2015, 2016, and/or 2017.

SUMMARY OF YOUR RIGHTS AND OPTIONS IN THIS LAWSUIT	
ASK TO BE INCLUDED (OPT INTO THE CLASS ACTION LAWSUIT)	<p>By submitting a Class Action Opt-In Notice Form you are asking to be included in the Lawsuit, receive any PILT Act underpayments recovered in the Lawsuit, and be bound by its results.</p> <ul style="list-style-type: none">• You acquire rights to any money that the Court determines that you are due as a result of underpayment, in fiscal years 2015 through 2017, of your entitlement under Section 6902 of the PILT Act.• You will be bound by the outcome of the case, whether favorable or unfavorable to you. <p>You will also give up the right to sue the federal government on your own, and at your own expense, for the same legal claims made in the lawsuit.</p> <p>In order to join the Lawsuit, you must submit a completed Class Action Opt-In Notice Form online, by first class mail, or by pre-paid delivery service. The Class Action Opt-In Notice Form must be submitted, postmarked, or delivered no later than September 14, 2018.</p>
DO NOTHING	<p>If you do nothing, you will not be included in the Lawsuit, and you will have no right to any money recovered in the Lawsuit. But you will keep the right to sue the federal government for any alleged PILT Act underpayments in fiscal years 2015 through 2017, on your own and at your own expense.</p>

- Your rights and options, and the deadline to exercise them, are further explained below.
- This Notice may affect your legal rights. Read it carefully.

2

and counsel for the government have agreed on the amount of the underpayment in fiscal years 2015 and 2016, and anticipate reaching agreement on the amount of the underpayment in fiscal year 2017. The Court's decision is subject to appeal.

4. What is a Class Action and who is involved?

In a class action, one or more Class Representatives (in this case, Kane County, Utah) sue on behalf of all Class Members (in this case, units of local government that receive PILT payments) who have the same or similar claims. Kane County and all other Class Members who choose to participate in the Lawsuit are the "Plaintiffs." The United States is the "Defendant." In a class action at the United States Court of Federal Claims, the Court resolves all issues for all Class Members who choose to participate in the Lawsuit. Here, that includes the Court's decision that the government is liable, described in paragraph 3 above.

5. Why is this lawsuit a Class Action?

The Court has decided that this Lawsuit meets the requirements of Rule 23 of the Rules of the United States Court of Federal Claims, which governs class actions in that Court. Specifically, the Court has ruled that:

- The potential Class is so numerous that joinder of all Class Members is impractical;
- There are legal questions and facts common to each Class Member's claim;
- The Class Representative's claim is typical of the claims of other Class Members;
- The Class Representative, Kane County, Utah, and Class Counsel, Alan I. Saltman, a partner in the Washington, D.C. office of Smith, Currie & Hancock LLP, will fairly and adequately represent the interests of the Class;
- The common legal and factual questions predominate over questions affecting only individual Class Members; and
- This Class Action will be more efficient than having many individual lawsuits.

6. What is requested in this Lawsuit?

The Class Representative seeks, for itself and for all other Class Members who choose to participate in the Lawsuit, payment of the amounts by which each was underpaid in fiscal years 2015 through 2017. Class Counsel will also ask the Court for an award of attorney's fees and expenses.

4

WHO MAY PARTICIPATE IN THE CLASS ACTION

7. Am I part of this Class Action Lawsuit?

You must decide whether you wish to participate in the Lawsuit. **You cannot participate unless and until you fill out and submit—online, by first class mail, or by pre-paid delivery service—the Class Action Opt-In Notice Form found on the website www.PILTPayments.com.** A copy of the Form is also enclosed. The Rules of the United States Court of Federal Claims require that Class Members choose whether to “opt into” the lawsuit. If you fit the description in the next question—and the government’s records indicate that you do—you may opt into and participate in this Lawsuit. If you do nothing, you will be excluded from the Lawsuit and will forfeit your right to receive any monies recovered in the Lawsuit.

8. Who can participate in the Lawsuit?

The Court has decided that the Class consists of:

“All ‘unit[s] of local government,’ as defined in 31 U.S.C. § 6901(2), that received payment under 31 U.S.C. § 6902(a) of the Payment in Lieu of Taxes Act in fiscal years 2015, 2016, and/or 2017.”

Any unit of local government meeting this definition may participate in this Lawsuit by timely submitting a completed Class Action Opt-In Notice Form.

9. Does participating in the Lawsuit cost any money?

No.

YOUR OPTIONS

10. How can I participate in this Lawsuit?

You can complete and submit your Class Action Opt-In Notice Form online at www.PILTPayments.com. Alternatively, you can complete the enclosed Class Action Opt-In Notice Form and send it by first class mail to: PILT Payments Class Action, P.O. Box 65876, Washington, D.C. 20035-5876; or by pre-paid delivery service to: PILT Payments Class Action, 1025 Connecticut Avenue NW, Suite 600, Washington, D.C. 20036. However you transmit it, you must submit your completed Form no later than September 14, 2018 if you wish to participate in the Lawsuit. Do not delay.

5

example, you may have your own lawyer appear in Court if you want someone other than Class Counsel to speak for you. Of course, if you choose to hire your own lawyer, you will be responsible for paying the full cost of that lawyer.

16. How will Class Counsel be paid?

Class Counsel will submit a request for its fees and expenses to the Court. You will not have to pay any fees or expenses directly. The fees and expenses that the Court determines should be paid to Class Counsel, if any, might be deducted from the money obtained for the Class and might reduce the amount available for distribution to Class Members, and therefore reduce the amount of money you receive.

LITIGATION INFORMATION

17. How and when will the Court decide the amount of the underpayments?

Class Counsel and counsel for the government have already agreed on the amount of the underpayments in fiscal years 2015 and 2016, and anticipate that they will also reach agreement on the amount of the underpayment in fiscal year 2017. Should that not occur, Class Counsel will have to prove the amount of the underpayments in fiscal year 2017 at trial. No trial date has been set. The Court has not yet entered judgment in any amounts for any of the years involved in the Lawsuit.

18. If there is a trial on damages, must I attend?

If there is a trial on damages, you do not need to attend. Class Counsel will present the case on behalf of all Class Members participating in the Lawsuit. You and/or your own lawyer are welcome, and entitled, to attend at your own expense.

19. When will I get any money from the lawsuit?

After the Court has determined (a) which Class Members have chosen to participate in the lawsuit, (b) the underpayment amounts, and (c) the fees and expenses that should be paid to Class Counsel, you will be notified about how and when you will receive your payment. At this time, the parties do not know how long that will take, or whether there will be any appeal from the Court’s decisions that could impact the entitlement, timing, or amount of any payments.

7

11. What happens once I choose to participate in this Lawsuit?

As a Class Member who chooses to participate in the lawsuit, you will be represented by Class Counsel, who will take all actions necessary to protect your rights. You will receive the benefit of, and be bound by, all rulings, orders, judgments entered, or settlements approved by the Court, whether favorable or unfavorable. You will not, however, be asked to make any out-of-pocket payment of attorney’s fees or expenses in the case.

12. If I choose to participate in the Lawsuit, what will I be required to do?

After timely submitting a completed Class Action Opt-In Notice Form, the parties currently do not anticipate that you will have to do anything else.

13. What happens if I choose not to participate in the Lawsuit?

If you do not submit a completed Class Action Opt-In Notice Form online on or before September 14, 2018; by first class mail postmarked on or before September 14, 2018; or by pre-paid delivery service delivered no later than September 14, 2018, you will be barred from participating in the Lawsuit and will not be entitled to any portion of any monetary recovery by judgment or settlement of the Lawsuit. You will retain the right to sue the federal government on your own about the same legal claims made in the Lawsuit, and will not be bound by the Court’s judgment in the Lawsuit. If you decide to pursue your claim independently, outside of this Lawsuit, you should consult an attorney and do so promptly because certain statutes of limitation may bar or limit your claim. If you choose to hire your own attorney, you will be responsible for paying the full cost of that attorney.

THE LAWYERS REPRESENTING YOU

14. If I choose to participate in the Lawsuit, do I have to hire a lawyer to represent me?

No. The Court has decided that Alan I. Saltman and the firm of Smith, Currie & Hancock LLP are qualified to represent you and all other Class Members who choose to participate. They are called “Class Counsel.” Mr. Saltman is experienced in handling similar cases against the federal government. If you choose to file a Class Action Opt-In Notice Form, you agree to legal representation by Mr. Saltman and his firm.

15. Should I hire my own lawyer?

If you decide to participate in the Lawsuit, you do not need to hire a lawyer because Class Counsel is and will continue working on your behalf. But you are permitted to hire your own lawyer if you would like to do so. For

6

GETTING MORE INFORMATION

20. Is more information available from the Court?

The pleadings and other records in the Lawsuit may be examined during regular business hours at the Office of the Clerk of the United States Court of Federal Claims. The Court’s address is:

United States Court of Federal Claims
717 Madison Place, N.W.
Washington, D.C. 20005

THE COURT HAS INSTRUCTED THAT YOU SHOULD NOT CONTACT THE CLERK’S OFFICE BY TELEPHONE, E-MAIL, OR MAIL FOR INFORMATION ABOUT THIS CASE. Please do not contact the United States Court of Federal Claims with questions or requests for information.

21. Who can I contact if I have a question or need additional information?

Both a copy of the Court’s decisions on Kane County’s Motions for Summary Judgment, and its Order certifying the Class are also available at www.SmithCurrie.com/PILTPaymentsInfo.

Any questions you have can be submitted at www.SmithCurrie.com/PILTPaymentsInfo and Class Counsel will respond. The answers to Frequently Asked Questions, and to submitted questions of general interest, will also be posted there.

8



New Business:
Presbyterian College Real Estate
Foundation - Laurens County Notice of
Public Hearing



AGENDA ITEM – REQUEST SHEET – COUNTY COUNCIL

ALL REQUESTS should be submitted by 1:00 P.M. on the Wednesday prior to the Tuesday meeting of Council. All other requests not submitted by the deadline will be retained and scheduled for the next meeting of Council.

Agenda Item #: BA 8/b

DEPARTMENT / AGENCY: XX

COUNCIL ACTION REQUESTED: ____

Hold public hearing and approve support resolution for the issuance of bonds by the South Carolina Jobs-Economic Development Authority for Presbyterian College Real Estate Foundation

More Detailed Description:

The Act creating the South Carolina Jobs-Economic Development Authority (JEDA) as well as federal tax law requires there be a public hearing prior to the issuance of bonds. JEDA requires that the county council adopt a support resolution consenting to the Project being built in Laurens County. There is no financial obligation imposed on Laurens County. The resolution states that there is no pecuniary liability on Laurens County or any pledge of its credit or taxing powers. The Presbyterian College Real Estate Foundation is solely responsible for the payment of the bonds issued by JEDA.

FINANCIAL AMOUNT REQUESTED No funds or commitment are being requested

SOURCE OF FUNDING: Bonds are issued by JEDA and are payable solely from the revenues of the Presbyterian College Real Estate Foundation

(PLEASE – attach subject matter document pages as necessary)

STATE OF SOUTH CAROLINA)
)
COUNTY OF LAURENS)

RESOLUTION 2018-32

A RESOLUTION OF LAURENS COUNTY COUNCIL IN SUPPORT OF THE ISSUANCE BY THE SOUTH CAROLINA JOBS-ECONOMIC DEVELOPMENT AUTHORITY OF ITS ECONOMIC DEVELOPMENT REVENUE BONDS (PRESBYTERIAN COLLEGE REAL ESTATE FOUNDATION PROJECT), IN ONE OR MORE SERIES, PURSUANT TO THE PROVISIONS OF TITLE 41, CHAPTER 43, OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$60,420,000.

WHEREAS, the South Carolina Jobs-Economic Development Authority (the "*Issuer*") is authorized and empowered under and pursuant to the provisions of Title 41, Chapter 43, of the Code of Laws of South Carolina 1976, as amended (the "*Act*"), to utilize any of its program funds to establish loan programs for the purpose of reducing the cost of capital to business enterprises which meet the eligibility requirements of Section 41-43-150 of the Act and for other purposes described in Section 41-43-160 of the Act and thus provide maximum opportunities for the creation and retention of jobs and improvement of the standard of living of the citizens of the State of South Carolina; and

WHEREAS, the Issuer is further authorized by Section 41-43-110 of the Act to issue revenue bonds, payable by the Issuer solely from a revenue producing source and secured by a pledge of said revenues, to defray the cost of a business enterprise as defined in the Act; and

WHEREAS, the Issuer and Presbyterian College Real Estate Foundation (the "*Borrower*"), a South Carolina nonprofit corporation, an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, and established as a support organization for the benefit of Presbyterian College (the "*College*"), entered into an Inducement Agreement dated March 21, 2018 (the "*Inducement Agreement*"), pursuant to which and in order to implement the public purposes enumerated in the Act, and in furtherance thereof to comply with the undertakings of the Issuer pursuant to the Inducement Agreement, the Issuer proposes, subject to such approval of the South Carolina Coordinating Council for Economic Development and the County Council of Laurens County as may be required by law, to issue not exceeding \$60,420,000 aggregate principal amount of its Economic Development Revenue Bonds (Presbyterian College Real Estate Foundation Project), in one or more series (the "*Bonds*"), under and pursuant to Section 41-43-110 of the Act to defray the cost of (i) the construction of a 144-bed student housing facility; (ii) the acquisition of the east quad of the campus of the College; (iii) renovation of the student center (Springs Center) and student housing facilities (Laurens Hall and Bailey Hall) (items (i), (ii) and (iii) are collectively, the "*Project*") all located on the campus of the College in the City of Clinton, South Carolina, bounded by or adjacent to 5th Avenue, South Adair Street, East Calhoun Street, South Broad Street, East Maple Street/State Road S-30-71 and Springdale Drive; and (iv) refinancing of prior indebtedness of the College used for its School of Pharmacy owned and operated by the College located at 307 North Broad Street, in the City of Clinton, South Carolina. The financing of the Project and the payment of the costs of issuance of the Bonds is collectively referred to herein as the "*Undertaking*". The Project will be owned by the Borrower and operated by the College. All facilities financed by the Bonds will further the charitable purposes of the Borrower and College, respectively; and

WHEREAS, the Borrower provides services, employment, recreation, or other public benefits not otherwise provided locally; and

RESOLUTION 2018-32

WHEREAS, the Borrower represents to the Issuer and the County Council of Laurens County (the "*County Council*") that the assistance of the Issuer by the issuance of the Bonds will result in maintaining existing employment at the College of which the Project is an essential and necessary part for approximately 350 people, and by providing additional employment for approximately 11 people within twenty-four (24) months when the Project is placed in full operation, with a resulting alleviation of unemployment and a substantial increase in payrolls and other public benefits incident to the conduct of such businesses not otherwise provided locally, and the number of jobs resulting from the assistance authorized herein bears a reasonable relationship to the principal amount of the Bonds; and

WHEREAS, the County Council and the Issuer have on this date jointly held a public hearing, duly noticed by publication in *The Laurens County Advertiser* on June 20, 2018, a newspaper having general circulation in Laurens County, not less than 15 days prior to the date hereof, at which all interested persons have been given a reasonable opportunity to express their views; and

NOW, THEREFORE, BE IT RESOLVED by the County Council of Laurens County, South Carolina, as follows:

SECTION 1. The Undertaking will subserve the purposes of Title 4, Chapter 29, of the Code of Laws of South Carolina 1976, as amended.

SECTION 2. It is hereby found, determined and declared that the Undertaking is anticipated to continue to benefit the general public welfare of Laurens County by providing services, employment, recreation, or other public benefits not otherwise provided locally.

SECTION 3. The Undertaking will not give rise to any pecuniary liability of Laurens County or a charge against its general credit or taxing power.

SECTION 4. The amount of bonds required to finance the Undertaking is set forth above.

SECTION 5. Based on information provided by the Borrower, the documents to be delivered by the Borrower and the Issuer with respect to the Bonds will provide, among other things, (i) for the amount necessary in each year to pay the principal of and interest on the Bonds, (ii) whether reserve funds of any nature will be established with respect to the retirement of the Bonds and the maintenance of the Undertaking (and, if any such reserve funds are to be established, the amount necessary to be paid each year into such funds), and (iii) that the Borrower shall continue to maintain the Project and carry all proper insurance with respect thereto.

SECTION 6. The County Council supports the Issuer in its determination to issue the Bonds to defray the costs related to financing the Undertaking.

SECTION 7. Should any part or portion of this Resolution be deemed unconstitutional or otherwise unenforceable by any court of competent jurisdiction, such finding shall not affect the remainder hereof, all of which is hereby deemed separable.

SECTION 8. All orders and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this resolution shall take effect and be in full force from and after its adoption.

BE IT SO RESOLVED THIS 10TH DAY OF JULY, 2018.

(SEAL)

LAURENS COUNTY COUNCIL:

Joseph E. Wood, Jr., Chairman

P. Keith Tollison, Vice Chairman

Diane B. Anderson, Council Member

Stewart O. Jones, Council Member

Garrett C. McDaniel, Council Member

Ted G. Nash, Council Member

David A. Pitts, Council Member

ATTEST:

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

SUMMARY OF PROJECT PRESBYTERIAN COLLEGE REAL ESTATE FOUNDATION

The South Carolina Jobs-Economic Development Authority ("**JEDA**") and Presbyterian College Real Estate Foundation (the "**Borrower**"), entered into an Inducement Agreement dated March 21, 2018, pursuant to which JEDA proposed, subject to such approval of the South Carolina Coordinating Council for Economic Development and the County Council of Laurens County, to issue not exceeding \$60,420,000 of Economic Development Revenue Bonds (the "**Bonds**").

The Borrower was established as a support organization for the benefit of Presbyterian College (the "**College**"). The proceeds of the Bonds will be used by the Borrower to finance or refinance capital improvements to educational, residential and instructional facilities located on the main campus of the College (the "**Project**").

Since this is a JEDA bond issue, there is no impact on any political subdivision's millage.

The Borrower and JEDA are requesting that Laurens County, pursuant to JEDA's enabling legislation and federal tax law (1) hold a public hearing relating to JEDA's issuance of bonds on behalf of the Borrower and (2) adopt a resolution in support of the issuance of such bonds.

As with all JEDA bond issues, the issuer of the bonds is JEDA, and a county's sole role is to hold a public hearing and adopt a support resolution. There is no impact on a county's general obligation debt capacity, and no pecuniary liability for a county.

Representatives from the Presbyterian College Real Estate Foundation and Haynsworth Sinkler Boyd, P.A., which is serving as bond counsel, will attend the County Council meeting to answer any questions.

Notice of the requested public hearing will be published in *The Laurens Advertiser* at least 15 days prior to the public hearing.

ACTION REQUESTED OF COUNCIL

Hold a public hearing and approve a support resolution.



New Business:
Appointment – Planning Commission –
Councilman Jones



LAURENS COUNTY COUNCIL
Application for Boards, Commissions and Committees

8/c

APPLICANT MUST RESIDE IN LAURENS COUNTY AND BE A REGISTERED VOTER

NAME OF COMMISSION / BOARD APPLYING FOR: LAURENS COUNTY PLANNING COMMISSION

NAME: Marshall D. Davis III

HOME ADDRESS: _____

E-MAIL ADDRESS: _____

TELEPHONE: _____

EMPLOYER: Owner - Chick-fil-A Laurens County

WORK ADDRESS: 917-A East Main St Laurens, SC 29360

PROFESSIONAL BACKGROUND: International Strategy Leader for WinShape International: 5 years, Owner/Operator Chick-fil-A: 4 years

HAVE YOU EVER BEEN CONVICTED OF A CRIME OTHER THAN A MINOR TRAFFIC VIOLATION? No

(If so, please give details.)* _____

WHAT INTEREST / EXPERTISE DO YOU HAVE TO OFFER FOR THIS BOARD / COMMISSION?

As a resident and owner of a business operating solely in Laurens County, I have a direct association with and stake in the healthy, intentional growth of our county. I have 12 years experience in both the non-profit and for-profit sectors with proven results.

OTHER BOARDS AND / OR COMMISSIONS SERVED ON AND DATES SERVED: _____

PRESENTLY SERVING ON WHAT BOARD / COMMITTEE - INCLUDE NUMBER OF MEETINGS HELD PER YEAR AND THE NUMBER OF MEETINGS THAT YOU ATTENDED:

Trustee Erskine College and Seminary - July 2017 to Present (Sitting on both the Investment Committee and Finance Committee) 4 Board Meetings 100% attendance. Investment Committee 6 meetings 100% attendance. Finance Committee 9-12 meetings 100% attendance. Monthly conference calls - 100% attendance

Board Member Laurens County Chamber of Commerce - July 2016 to Present (Sitting on the Small Business Advisory Committee) Full Board meets 6 times per year. Committee meets monthly. 50% attendance (pre-approved when accepting board appointment) in the full Board meetings, 100% Small Business Advisory Committee attendance

COUNTY COUNCIL DISTRICT: 4 COUNCIL MEMBER SIGNATURE _____

*Please note that information provided in this application may be subject to SC Freedom of Information disclosure. Information provided in response to question numbers 11-26 that the applicant may wish not to be released subject to SC Freedom of Information Act may be cited in a separate document that will accompany this application.

** Applications for service on Laurens County Boards and Commissions remain on file for two (2) years. If you have not been appointed to serve on a board/commission within that timeframe you may wish to re-submit your application.

RETURN TO: OFFICE OF COUNTY COUNCIL PO BOX 445 LAURENS, SOUTH CAROLINA 29360



New Business:
First Reading, Ordinance #850
Amending Ordinance #425
Private Landfill - Fee Increase



AGENDA ITEM – REQUEST SHEET – COUNTY COUNCIL

ALL REQUESTS should be submitted by 1:00 P.M. on the Wednesday prior to the Tuesday meeting of Council. All other requests not submitted by the deadline will be retained and scheduled for the next meeting of Council.

Agenda Item #: 8/d (County Clerk will insert this)

DEPARTMENT / AGENCY: Public Works Date of Request: 7/3/2018

COUNCIL ACTION REQUESTED: Approve First Reading of Ordinance #850

Short Description of Item for Consideration: Amend Ordinance #425 and subsequent amendments to raise host fee and revise Solid Waste Plan

More Detailed Description (if needed):

As part of the budget process, council voted to raise the host fee for privately owned
landfills in the county to \$1.00 per ton. As this fee was established as part of the
Solid Waste Plan (Ordinance #425), it is necessary to amend the ordinance to raise
the fee. In addition, as the original Solid Waste Plan needs to be updated, this
ordinance will start the process to replace/revise the original plan.

FINANCIAL AMOUNT REQUESTED N/A

SOURCE OF FUNDING: N/A

(PLEASE – attach subject matter document pages as necessary)

STATE OF SOUTH CAROLINA)
)
COUNTY OF LAURENS)

ORDINANCE #850

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE LAURENS
COUNTY SOLID WASTE MANAGEMENT PLAN, CONSOLIDATE THE ORDINANCES AND
REPEAL AND REPLACE ORDINANCES AS MAY BE NECESSARY

WHEREAS, Laurens County Council on January 28, 1997 enacted Ordinance 425 which established and created the Solid Waste Management Plan for Laurens County, South Carolina (hereinafter referred to as Plan); and

WHEREAS, Laurens County Council enacted an amendment to Ordinance 425 as set forth in Ordinance 526 on March 13, 2001 and an additional amendment as set forth in Ordinance 637 on March 27, 2007; and

WHEREAS, pursuant to and by the provisions contained therein, Laurens County Council is vested with the powers and the authority to enact amendments for the continued enforcement and execution of the intent and purposes of the Plan; and

WHEREAS, Laurens County Council has determined that certain amendments need to be made to the Plan on an interim basis and further that the entire Plan will need to be reviewed in detail in the coming months with the ultimate goal of replacing existing ordinances with a consolidated and updated ordinance .

NOW, THEREFORE, BE IT ORDAINED BY THE LAURENS COUNTY COUNCIL, duly assembled, pursuant to the authority granted by the laws of the State of South Carolina and further pursuant to the provisions for amendments as set for in the legislation of this body, Ordinance 425, as amended by Ordinance 526 and further amended by Ordinance 637, is hereby amended as set forth herein below:

1. PURPOSES: It is the stated purpose of this Ordinance to protect the general health, safety, and welfare of the citizens of Laurens County, South Carolina, and to set forth specific elements of the solid waste management plan and the enforcement therein contained with the ultimate goal of replacing existing ordinances with a consolidated and updated ordinance.
2. AUTHORITY: This amending Ordinance, together with the original Ordinance 425, as amended by Ordinance 526 and further amended by Ordinance 637, is adopted under the authority and process granted by the General Assembly of the State of South Carolina and the Constitution of the State. Jurisdiction is exclusively within Laurens County.
3. APPLICABILITY: The provisions of this amending Ordinance, together with the original Ordinance 425, as amended by Ordinance 526 and further amended by Ordinance 637, shall apply to all unincorporated areas of Laurens County, South Carolina, and those municipalities which, by written agreement, contract to have these provisions administered within their municipal limits.
4. LANGUAGE: The language used in the amendment, being consistent with the language used in the original Ordinance 425, as amended by Ordinance 526 and further amended by

Ordinance 637, 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.

5. AMENDMENTS:

1.1 The following language shall replace the language in Section II A.3.)b.) of Ordinance #425, as amended by paragraph 5 of Ordinance #526 and further amended by paragraph 5, 1.2 of Ordinance 637: replace the rate of seventy-five cents (.75) with One dollar (1.00). The effective date of the new fee will be July 1, 2019.

1.2 Other amendments, replacements and directives to the original Plan as established in Ordinance 425, 526 and 637 are attached hereto and made a part hereof as Exhibit A

6. REAFFIRMATION: Except as herein amended, changed, altered or modified, the provisions of Ordinance 425, as amended by Ordinance 526 and further amended by 637, are hereby restated and reaffirmed, unless hereinafter repealed or replaced as set forth herein..

7. SEVERABILITY: Should any paragraph, clause, phrase or provision of this Ordinance or Ordinance #425, as amended by Ordinance #526 and further amended by Ordinance 637, 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. Interpretations shall be pursuant to the laws of the State of South Carolina.

8. GENERAL PROVISIONS: Whenever the provisions of this Ordinance impose a more restrictive standard than are required in or under any other law, regulation or ordinance, the requirements herein contained shall prevail. This Ordinance may be amended as prescribed by law.

BE IT SO ORDAINED, by Laurens County Council.