



**Agenda**  
**Sumter County Council**  
**Regular Meeting**  
**Tuesday, June 11, 2019 -- Held at 6:00 PM.**  
**Sumter County Administration Building – County Council Chambers**  
**Third Floor, 13 E. Canal Street, Sumter, SC**

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**1. CALL TO ORDER:**

- 1) Chairman Or Vice Chairman Of Sumter County Council

**2. INVOCATION: Council Member, Staff, or Member of the Public**

**3. PLEDGE OF ALLEGIANCE:**

**4. APPROVAL OF AGENDA: June 11, 2019**

**5. APPROVAL OF MINUTES: Regular Meeting Held On**

- 1) Regular Meeting Tuesday, May 28, 2019

(Note: Council held budget meetings on May 28, 2019, and June 4, 2019, no action taken at the workshops.)

**6. LAND USE MATTERS AND REZONING REQUESTS:**

- 1) **RZ-19-05 -- 526 Godwin Street (County) Third Reading** -- Request To Rezone A +/-4.98 Acre Parcel Located At 526 Godwin Street From Residential-15 (R-15) To Agricultural Conservation (AC). The Property Is Represented By Tax Map # 245-06-02-003.

- 2) **RZ-19-06 -- 1449 Camden Highway (County) – Third Reading** -- Request To Rezone +/-45.78 Acres Located At 1449 Camden Highway From Agricultural Conservation (AC) To Residential-15 (R-15). The Property Is Represented By Tax Map # 202-00-03-030 (Part).

**7. OTHER PUBLIC HEARINGS:**

- 1) **19-909** – An Ordinance Authorizing The Issuance And Sale Of General Obligation Bonds, Series 2019a, Or Such Other Appropriate Series Designation, In The Principal Amount Of Not Exceeding \$2,800,000; Fixing The Form And Details Of The Bonds; Authorizing The County Administrator To Prescribe Certain Details Relating To The Bonds; Providing For The Payment Of The Bonds And The Disposition Of The Proceeds Thereof; And Other Matters Relating Thereto. *(Council Will Take Action On Third Reading Immediately After The Public Hearing Or During Old Business.)*

**8. NEW BUSINESS:**

- 1) It May Be Necessary To Hold An Executive Session To Discuss An Economic Development Matter, An Employment Matter, A Legal Briefing, Or Other Matters Pertaining To An Executive Session, And Take Appropriate Actions Thereafter If Required.

**9. OLD BUSINESS:**

1) **19-908 – Third Reading--** An Ordinance To Provide For A Levy Of Taxes For County Purposes Of Sumter County, S. C., (Known As The Budget Ordinance) For The Fiscal Year Of Said County Beginning July 1, 2019, To Direct The Expenditures Of Said Taxes And Other Funds Of Said County, And To Provide For Other Matters Related Thereto.

2) **19-909 – Third Reading --** An Ordinance Authorizing The Issuance And Sale Of General Obligation Bonds, Series 2019a, Or Such Other Appropriate Series Designation, In The Principal Amount Of Not Exceeding \$2,800,000; Fixing The Form And Details Of The Bonds; Authorizing The County Administrator To Prescribe Certain Details Relating To The Bonds; Providing For The Payment Of The Bonds And The Disposition Of The Proceeds Thereof; And Other Matters Relating Thereto.

**10. COMMITTEE REPORTS:**

1) Public Safety Committee Meeting To Be Held at 5:45 p.m. On Tuesday, June 11, 2019, In County Council's Conference Room.

2) Report From Council Members On Other Meetings, Trainings, And/Or Conferences; And Any Other Council Comments. *(FYI: The Forfeited Land Commission Will Also Meet On June 11, 2019, At 5:30 p.m. In County Council's Conference Room.)*

**11. MONTHLY REPORTS:**

1) Board of Zoning Appeals

2) Sheriff's Office Monthly Report

3) Ribbon Cuttings -- SEACO

4) Ribbon Cutting -- One On One Plus

5) Ribbon Cutting - The Retreat

**12. COUNTY ADMINISTRATOR'S REPORT:**

**13. PUBLIC COMMENT:**

**14. ADJOURNMENT:**

In compliance with ADA/Section 504, Sumter County Is Prepared To Make Accommodations For Individuals Needing Assistance To Participate In Our Programs, Services, Or Activities.

Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda was posted on the bulletin board at the County Administrative Office, 13 East Canal Street, Sumter, SC and the Sumter County website [www.sumtercountysc.org](http://www.sumtercountysc.org)

**under Our Council Agenda/Minutes. In addition, the agenda electronically sent to newspapers, radio stations, television, and concerned citizens**



**Minutes**  
**Sumter County Council**  
**Regular Meeting**  
**Tuesday, May 28, 2019 -- Held at 6:00 p.m.**  
**County Administration Building -- County Council Chambers**  
**13 E. Canal Street, Sumter, SC**

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**COUNCIL MEMBERS PRESENT:** James T. McCain, Jr., Chairman; James R. Byrd, Vice Chairman; Artie Baker, Eugene R. Baten, Charles T. Edens, Vivian Fleming McGhaney, and Chris Sumpter.

**COUNCIL MEMBERS ABSENT:** None

**STAFF PRESENT:** Gary Mixon, Mary W. Blanding, Johnathan Bryan, Lorraine Dennis, Keysa Rogers, Sheriff Dennis, George McGregor, Allen Dailey, \_\_\_\_\_, Joe Perry, James Michaelson, and Dorothy Edwards

**MEMBERS OF THE PUBLIC:** Approximately twenty-two members of the public were in attendance at this meeting.

**CALL TO ORDER:** Chairman James T. McCain, called the meeting to order.

**INVOCATION:** Rev. Dale Edwards, local pastor, gave the invocation.

**PLEDGE OF ALLEGIANCE:** All in attendance repeated the Pledge of Allegiance to the American Flag.

**APPROVAL OF AGENDA:** Chairman McCain asked the Clerk to Council if there were any changes to the Agenda. Mrs. Blanding, the Clerk to Council, stated that there were no changes to the agenda. Then Chairman McCain called for a motion on approving the agenda.

**ACTION:** MOTION was made by Councilman Baten, seconded by Councilman Baker, and unanimously carried to approve the agenda for May 28, 2019, as presented.

**APPROVAL OF MINUTES:** Chairman McCain stated that he would entertain a motion to approve the minutes for the following meetings of Sumter County Council.

1. Regular Meeting Tuesday, May 14, 2019
2. Budget Workshop Tuesday, May 14, 2019
3. Budget Workshop Tuesday, May 21, 2019

**ACTION:** MOTION was made by Councilman Sumpter, seconded by Councilman McGhaney, and unanimously carried to approve all three set of minutes, as presented.

**LAND USE MATTERS AND REZONING REQUESTS:**  
**Planned Development/Rezoning Requests**

- (1) **RZ-19-05 -- 526 Godwin Street (County) -- Second Reading/Public Hearing -- Request To Rezone A +/-4.98 Acre Parcel Located At 526 Godwin Street From Residential-15 (R-15) To Agricultural Conservation (AC). The Property Is Represented By Tax Map # 245-06-02-003. (Prior To Action On Second Reading, Council Will Hold A Public Hearing on This Rezoning Request.)**

Mr. George McGregor, the Planning Director, presented this proposed rezoning request to Council for second reading and public hearing. The applicants, Camille and John Jolly are is requesting this rezoning in order to legally use the property for an automotive repair service. This request is on the heel of a Planning/Rezoning



Investigation. Once the report from the investigation was completed, the Jolly's took action to comply with the findings of the investigation. The Planning staff and Planning Commission recommended approval of the rezoning request.

After Mr. McGregor's presentation, the Chairman convened a public hearing on this matter. He asked if anyone wished to speak in favor of or opposition to the rezoning request. No one spoke during public hearing. Therefore the Chairman closed the public hearing and Council took action on second reading.

**ACTION:** MOTION was made by Councilman Baker, seconded by Councilman McGhaney, and unanimously carried to approve second reading presented.

- (2) **RZ-19-06 -- 1449 Camden Highway (County) – Second Reading/Public Hearing -- Request To Rezone +/- 45.78 Acres Located At 1449 Camden Highway From Agricultural Conservation (AC) To Residential-15 (R-15). The Property Is Represented By Tax Map # 202-00-03-030 (Part). (Prior To Action On Second Reading, Council Will Hold A Public Hearing on This Rezoning Request.)**

Mr. McGregor also presented this rezoning request to Council for second reading and public hearing. He stated that this request is on behalf of Bradford Meadows, LLC in order to rezone a +/- 45.78 acre portion of a 147.9-acre parcel from Agricultural Conservation (AC) to Residential-15 (R-15). The subject property, is currently an undeveloped parcel of land along Camden Highway Planning staff and Planning Commission recommend approval of the request.

After Mr. McGregor's presentation, the Chairman convened a public hearing on this matter. He asked if anyone wished to speak in favor of or opposition to the rezoning request. Staff

**PUBLIC HEARING:**

- Doc Dunlap spoke in support of the rezoning request. He stated that the houses will be in the price range of \$200,000 and up. There will be a mix use of houses and property sizes. Mr. Dunlap asked Council to support this request.
- Rev. Dale Edwards was concerned about the property sizes for the homes and whether or not there will be size walks in this area. (Note: Mr. Dunlap answered the questions about the type of homes would be very nice styled homes and nothing that would be less than the homes he is currently building in other subdivisions throughout Sumter. Mr. McGregor informed Council that the process for the development of the subdivision has not yet happened; therefore, sidewalks would be discussed during the subdivision review process.
- Councilman Baker asked about the property that is across the street from this property and at the traffic light on Camden Highway. He wanted to know if the commercial development was going to take place. Mr. McGregor stated that the commercial development will be underway soon.

After all comments, the Chairman closed the public hearing and Council took action on second reading.

**ACTION:** MOTION was made by Councilman Sumpter, seconded by Councilman Baker, and unanimously carried to approve second reading as presented.

**OTHER PUBLIC HEARINGS:**

- (1) **19-908 –An Ordinance To Provide For A Levy Of Taxes For County Purposes Of Sumter County, S. C., (Known As The Budget Ordinance) For The Fiscal Year Of Said County Beginning July 1, 2019, To Direct The Expenditures Of Said Taxes And Other Funds Of Said County, And To Provide For Other Matters Related Thereto. (Council Will Take Action On Second Reading Immediately After The Public Hearing Or During Old Business.)**

Mr. Mixon gave an overview of this proposed budget information.

1. Council has been working on the budget for 2019-2020 since April 30, 2019. At that time, the budget was approximately \$900,000 out of balance.
2. Council meet again on May 14, 2019, and the deficit was reduced to approximately \$200,000
3. Council also meet on May 21, 2019, and the staff presented Council with a balanced General Fund budget of \$51,908, 042; no tax increase is proposed.
4. There is a three percent cost of living increase for County employees and increases for retirement and insurances for the employees.
5. A Capital Bond in the amount of \$2,800,000 is included in the budget as well. The largest Capital Bond purchase will be Air Packs for the Fire Department which are the safety gear that is required. The Sheriff's department will receive 15 cars, van for detention center, one ambulance, power stretcher, and several other items.
6. Other Agencies are included in the budget; however, the Santee Lynches Regional
7. Other Funds in the budget will include a \$15 increase for the Road User Fee which will become a total of \$30 for the Road User Fee.
8. On June 11, 2019, the County will hold third reading for the budget and the Capital Bond Ordinance. June 4, 2019, Council will meet with Sumter School District officials concerning their budget. That meeting will be held at the Sumter Fire Department Training Center on McCray's Mill Road.

After Mr. Mixon's presentation, the Chairman asked Council members if they had any questions. Councilman Baten asked Mr. Mixon what affect the School District's budget request will have on the County's budget. Mr. Mixon informed Councilman Baten that there will be no effect on the County's budget because the two budgets are totally separate budgets.

Then the Chairman convened a public hearing on the budget ordinance. He asked if anyone wished to speak in favor of or opposition to the proposed budget. No one spoke during the public hearing; therefore, the Chairman closed the public hearing and Council took action on second reading as listed under Old Business.

#### **NEW BUSINESS:**

- (1) **Grant Award Presented To Sumter County Sheriff's Office For Litter Pick-Up Project.**  
Sarah Lyles, Community Service Director for the State of South Carolina Palmetto Pride Department. Sumter County Sheriff, the Honorable Anthony Dennis, and his staff prepared a grant and submitted it to Palmetto Pride to help combat litter in Sumter. This office was granted a two-year grant of \$20,000 per year to receive funds to strengthen the Sheriff's Department Litter Program. The grant funds can be used for overtime hours for community service crews, cameras, litter clean-up supplies, and a number of other things and services for Litter Control.

Sheriff Dennis also informed Council that this grant will allow him to have an officer patrol around the recycling centers to ensure that there is no illegal dumping at the recycling centers. Also Sheriff Dennis stated that there is a Detention Center Crew that is now operating to help pick up litter through-out Sumter County. Of course, the grant will be able to help in this area as well.

**ACTION:** Received as information.

(2) Presentation To The Honorable James T. McCain – Duke Energy Citizen Of The Year Award.

Chris Hardee, President of the Greater Sumter Chamber of Commerce, stated that during the Small Business Celebration, the Chamber gave out two Small Business of the Year Awards. Mr. Hardee further stated that Duke Energy also provides an award called the Duke Energy Citizenship and Service Award. This award has been given out by Duke Energy in many other counties throughout South Carolina and North Carolina.

This is the first year that Duke Energy has presented the award in Sumter County. With the inaugural of this award, Mr. Hardee stated that the Chamber wanted to ensure the person who would receive the award represented all of Sumter County. Therefore, Chairman James T. McCain, Jr., was selected as the recipient of the Duke Energy Citizenship and Service Award. The award will be hereafter presented at the Small Business Annual Celebration. Mr. Hardee read the criteria of the award.

Mr. Hardee presented the award to Chairman McCain, and Chairman McCain thanked the Chairman for the gesture of awarding him with this honor.

(3) **It May Be Necessary To Hold An Executive Session To Discuss An Economic Development Matter, An Employment Matter, A Legal Briefing, Or Other Matters Pertaining To An Executive Session, And Take Appropriate Actions Thereafter If Required.**

No executive session.

**OLD BUSINESS:**

(1) **19-908 – Second Reading-- An Ordinance To Provide For A Levy Of Taxes For County Purposes Of Sumter County, S. C., (Known As The Budget Ordinance) For The Fiscal Year Of Said County Beginning July 1, 2019, To Direct The Expenditures Of Said Taxes And Other Funds Of Said County, And To Provide For Other Matters Related Thereto.**

Mr. Mixon, the County Administrator, presented the budget information to Council. After Mr Mixon's presentation, the Chairman convened a public hearing; however, no one spoke during the public hearing. Therefore, the Chairman closed the public hearing and Council took action on second reading.

**ACTION:** MOTION was made by Councilman Baker, seconded by Councilman Baker, and unanimously carried by Council to grant second reading to the budget ordinance as presented.

(2) **19-909 – Second Reading -- An Ordinance Authorizing The Issuance And Sale Of General Obligation Bonds, Series 2019a, Or Such Other Appropriate Series Designation, In The Principal Amount Of Not Exceeding \$2,800,000; Fixing The Form And Details Of The Bonds; Authorizing The County Administrator To Prescribe Certain Details Relating To The Bonds; Providing For The Payment Of The Bonds And The Disposition Of The Proceeds Thereof; And Other Matters Relating Thereto. (Public Hearing On This Ordinance Will Be Held On June 11, 2019, At Third Reading.)**

Mr. Mixon, the County Administrator presented the bond information which was also presented earlier during the meeting when the budget ordinance was presented. After review of the bond ordinance, the Chairman called for a motion on this ordinance as presented with the items listed in the ordinance as shown below.

**ACTION:** MOTION was made by Vice Chairman Byrd, seconded by Councilman Baker, and unanimously carried by Council to grant second reading as presented.

## Capital Items Funded by \$2,800,000 Bond

The following table details the items requested for FY 2020:

Item	Estimate	Recommended
Sheriff's Department Fleet rotation (15 plus equip)	\$623,023	\$623,023
Assessor's Office 5 vehicles	150,000	
Fire Department Airpacks	989,000	989,000
Document scanning/indexing service	68,410	68,410
Fire Department Tanker	287,000	
Detention Center SUV, Charger and Van and equip only	112,835	52,635
Patriot Hall, Bathrooms etc	575,000	
Patriot Hall HVAC	800,000	
EMS 4 Ambulances	540,000	135,000
EMS 4 Power Stretchers	70,000	17,500
Fire Department Engine	342,000	
Opticom	30,000	30,000
30 Sets Personal Protective Fire Gear	70,000	70,000
Van for Fire Department	28,800	
2 Fleet vehicles (full size)	56,400	56,400
1 Fleet vehicle (compact)	20,000	20,000
PW Fuel farm tank replacement	165,643	165,643
Technology – Replace Windows 7 PC's out of life	183,294	183,294
Rec Track update	17,173	17,173
Backup solution	100,000	100,000
CAMA	234,000	
Animal Shelter		250,000
Landfill Compactor	687,166	
<b>Total</b>	<b>\$6,150,144</b>	<b>\$2,778,078</b>

### COMMITTEE REPORTS:

- (1) Budget Workshop To Be Held At 5:30 p.m. On Tuesday, May 28, 2019, In County Council's Chambers.

This information was presented during the budget ordinance presentation.

- (2) Report From Council Members On Other Meetings, Trainings, And/Or Conferences; And Any Other Council Comments.

### MONTHLY REPORTS

Ribbon Cuttings

- SEACO
- The Retreat
- 1 On 1 Educational Business

### COUNTY ADMINISTRATOR'S REPORT

The County Administrator announced that because of the renovations in the County Administrator Building, the remaining departments in this building will need to relocation. The departments left in this building (Administrator, Human Recourses, County Council, County Attorney, Finance, and Procurement) will move to the third floor of the Courthouse with the first Council meeting of September being held in that building. Council's meetings will be held in the small courtroom of the Courthouse and there is also a meeting room for the Committee meetings. More information will be on-the-way.

#### **PUBLIC COMMENT**

Chairman McCain asked if anyone would like to speak during public comment. The following person spoke.

- **Jamal Jones** talked to Council about his concerned that Council turned down the request from the Veterans Affairs Office for a part-time person. He stated that he was shocked and felt that the request went down in flames.

#### **ADJOURNMENT**

After all discussion and all comments from the public, motion was made by Councilman Baker, seconded by Vice Chairman Byrd, and unanimously carried by Council to adjourn the meeting of Sumter County Council at 6:40 p.m.

Respectfully submitted,

**James T. McCain, Jr.**  
Chairman or Vice Chairman  
Sumter County Council

*Mary W. Blanding*  
Clerk to County Council  
Sumter County Council

Approved: May 14, 2019

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I certify that public and media notification of the above-mentioned meeting was given prior thereto as follows required by Freedom of Information:

Public Notified: Yes

Manner Notified: Agendas posted on bulletin board on third floor of the Administration Building.

Date Posted: May 27, 2019

Media Notified: Yes

Manner Notified: Agenda Information is listed on Sumter County's Home Page, and E-mailed to The Item, The Chamber, WIS-TV, WBTW, and Time Warner Cable.

Date Notified: May 24, 2019

Respectfully submitted,

*Mary W. Blanding*

Mary W. Blanding



# Sumter City-County

## Planning Department

DERON L. MCCORMICK  
GARY M. MIXON  
CITY MANAGER  
ADMINISTRATOR

GEORGE K. MCGREGOR  
PLANNING DIRECTOR

COUNTY

### **MEMORANDUM**

**TO:** Mary Blanding, Clerk to County Council

**FROM:** George K. McGregor, AICP, Planning Director

**DATE:** June 7, 2019

**SUBJECT:** COUNTY COUNCIL AGENDA – JUNE 11, 2019

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The Sumter City-County Planning Commission will have the following land use item(s) for review at County Council on Tuesday, June 11, 2019:

#### **THIRD / FINAL READING**

##### **RZ-19-05, 526 Godwin St. (County)**

Request to rezone a +/-4.98 acre parcel located at 526 Godwin St. from Residential-15 (R-15) to Agricultural Conservation (AC). The property is represented by Tax map # 245-06-02-003.

##### **RZ-19-06, 1449 Camden Hwy. (County)**

Request to rezone +/-45.78 acres located at 1449 Camden Hwy. from Agricultural Conservation (AC) to Residential-15 (R-15). The property is represented by Tax Map # 202-00-03-030 (part).

If you have any questions or need additional information, please contact me at (803) 774-1660.

# Sumter County Council

June 11, 2019

## Third Reading

### Planning Commission Staff Report

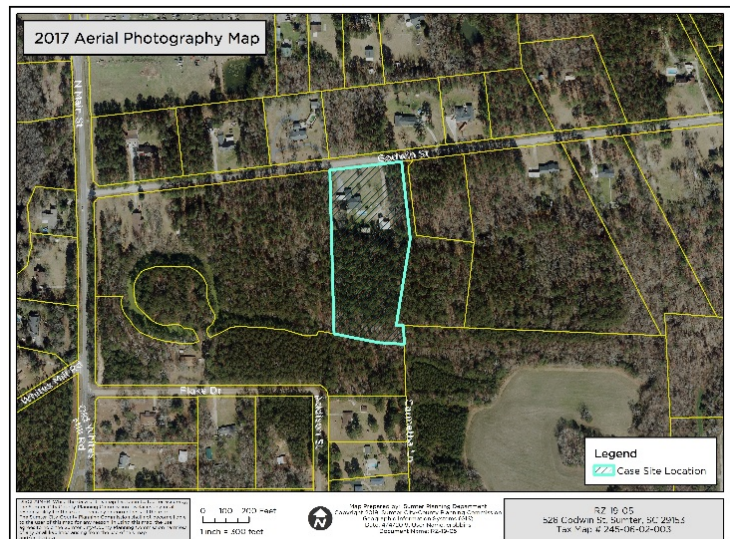
#### RZ-19-05, 526 Godwin St. (County)

#### THE REQUEST

<b>Applicant:</b>	Camille and John Jolly
<b>Status of the Applicant:</b>	Property Owner
<b>Request:</b>	A request to rezone a +/- 4.98 acre parcel from Residential-15 (R-15) to Agricultural Conservation (AC)
<b>Location:</b>	526 Godwin St.
<b>Size of Property:</b>	+/- 4.98 acres
<b>Present Use/Zoning:</b>	Residential / R-15
<b>Proposed Use of Property:</b>	Residential & Commercial
<b>Tax Map Reference:</b>	245-06-02-003
<b>Adjacent Property Land Use and Zoning:</b>	North – Residence / Residential-15 (R-15) South – Residence / Agricultural Conservation (AC) East – Undeveloped / Residential-15 (R-15) West – Residence / Residential-15 (R-15)

#### II. BACKGROUND

The applicant is requesting this rezoning as the result of a zoning enforcement investigation. It was found that an automotive repair shop has been operating on the property without proper business licenses. Residential-15 (R-15) zoning does not allow for Commercial uses. The request is to rezone the +/- 4.98 acre parcel from Residential-15 (R-15) to Agricultural Conservation (AC) in order to legally use the property for an automotive repair service.





In the Agricultural Conservation (AC) zoning district Auto Repair is considered a Conditional-300 use (C-300) subject to Planning Staff review and approval. In addition to Staff review, signatures from at least 70% of the surrounding property owners within 300 feet of the subject parcel are required as part of the Conditional Use Approval process.

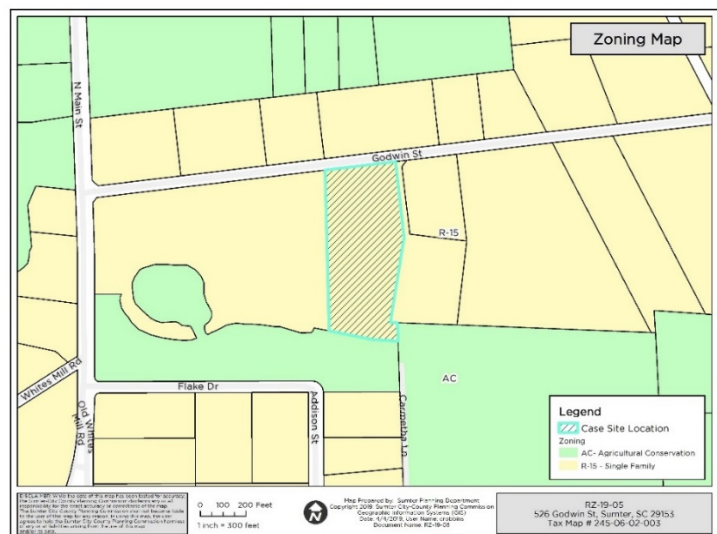
Historically, the property has a business license for go-kart sales, but in 2016 the business license was discontinued by the business owner. The applicant's family has lived on this property since this area was first developed, and multiple businesses have operated out of the existing shop building, however; automotive repair has never been a legally licensed use. This rezoning request is an effort bring the property into compliance with current zoning regulations and business licensing requirements.



*View of the property from Godwin St.*

As shown on the zoning map to the right the subject property is currently zoned R-15. Adjacent to the subject property to the north, east, and west is R-15 zoning. To the immediate south, the property abuts AC zoning.

The purpose of the AC zoning designation is to protect and preserve areas of the county which are presently rural or agricultural in character and use, and are uniquely suited to agricultural uses.



While the AC zoning designation allows for Single-Family dwellings and Agricultural Uses by right, there are a host of commercial activities that are classified as conditional uses within the district, this includes automotive repair as a C-300 use.

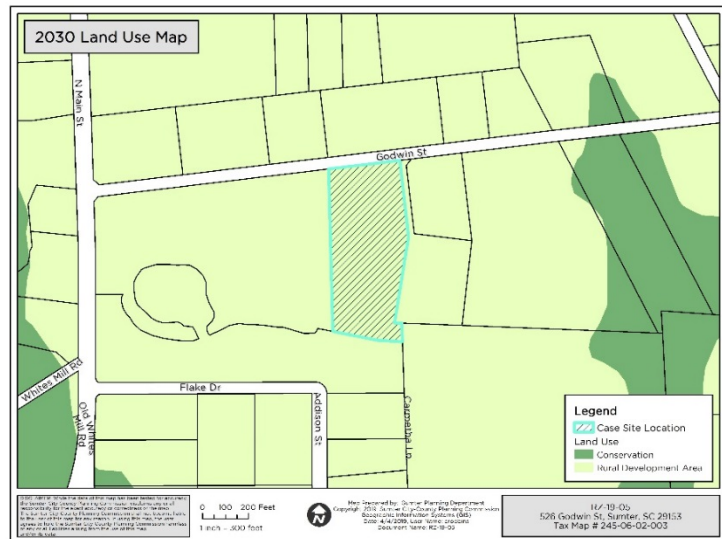
If the property is successfully rezoned it will be possible to file a conditional use application for Auto Repair to operate on the property. At that time, the property will be brought up to site development standards as required for Auto Repair.

### III. COMPATIBILITY WITH THE 2030 COMPREHENSIVE PLAN

As shown in the 2030 Land Use Map, the property is located within the Rural Development planning area.

The goal of the Rural Development planning area is to support low-density residential development and selected non-residential and agricultural uses in a relaxed regulatory climate. At no greater than one unit per acre.

Staff finds that the request is compatible with the 2030 Plan.



### IV. TRAFFIC REVIEW

Godwin St. is an SCDOT owned two lane road which is functionally classified as a Local Road. Godwin St. does not have an annual daily trip count (AADT) conducted by SCDOT. Godwin St. is located off of US-15 North. The nearest SCDOT AADT in the vicinity is located on US-15 North. In 2017 US-15 North received an AADT of 6400.

The 2010-2040 Sumter Long Range Transportation Plan does not propose any changes to Godwin St. or to US-15 North.

Where applicable, any proposed future development at the subject property will have its transportation impacts evaluated at time of site plan approval with appropriate mitigation measures required.

### V. STAFF RECOMMENDATION

The request to rezone +/- 4.98 acres from Residential-15 (R-15) to Agricultural Conservation (AC) is supported by the 2030 Future Land Use policies.

### VI. PLANNING COMMISSION – APRIL 24, 2019

The Sumter City-County Planning Commission at its meeting on Wednesday, April 24, 2019, voted to recommend approval of this request.

### VII. COUNTY COUNCIL – MAY 14, 2019 – FIRST READING

The Sumter County Council at its meeting on Tuesday, May 14, 2019, gave First Reading approval for this request.

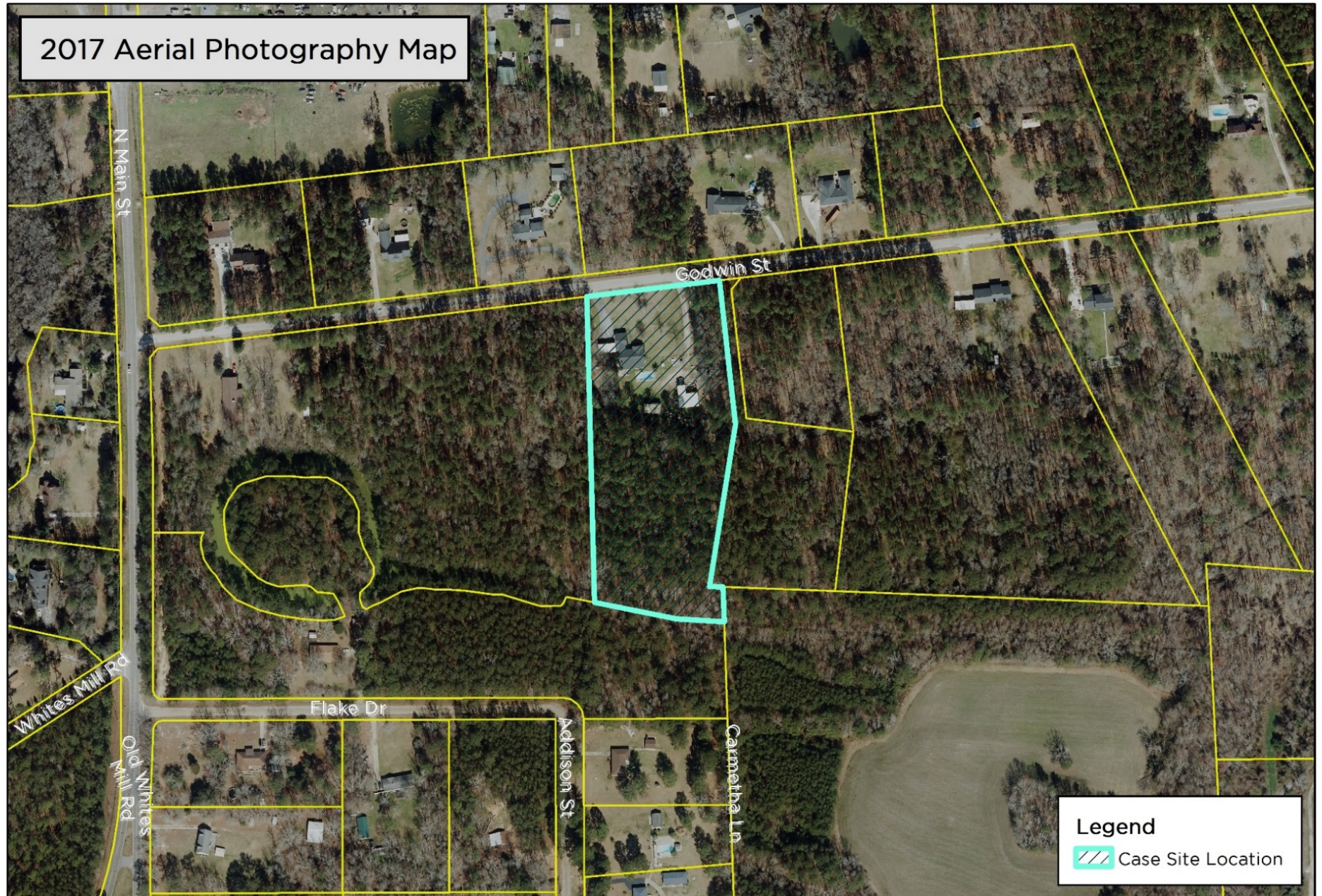
### VIII. COUNTY COUNCIL – MAY 28, 2019 – SECOND READING/PUBLIC HEARING

The Sumter County Council at its meeting on Tuesday, May 28, 2019, gave Second Reading approval for this request.

**IX. COUNTY COUNCIL – JUNE 11, 2019 – THIRD / FINAL READING**



# 2017 Aerial Photography Map



## Legend

 Case Site Location

DISCLAIMER: While the data of this map has been tested for accuracy, the Sumter-City County Planning Commission disclaims any or all responsibility for the exact accuracy or correctness of the map. The Sumter City-County Planning Commission shall not become liable to the user of this map for any reason. In using this map, the user agrees to hold the Sumter City-County Planning Commission harmless of any or all liabilities arising from the use of this map and/or its data.

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1 inch = 300 feet

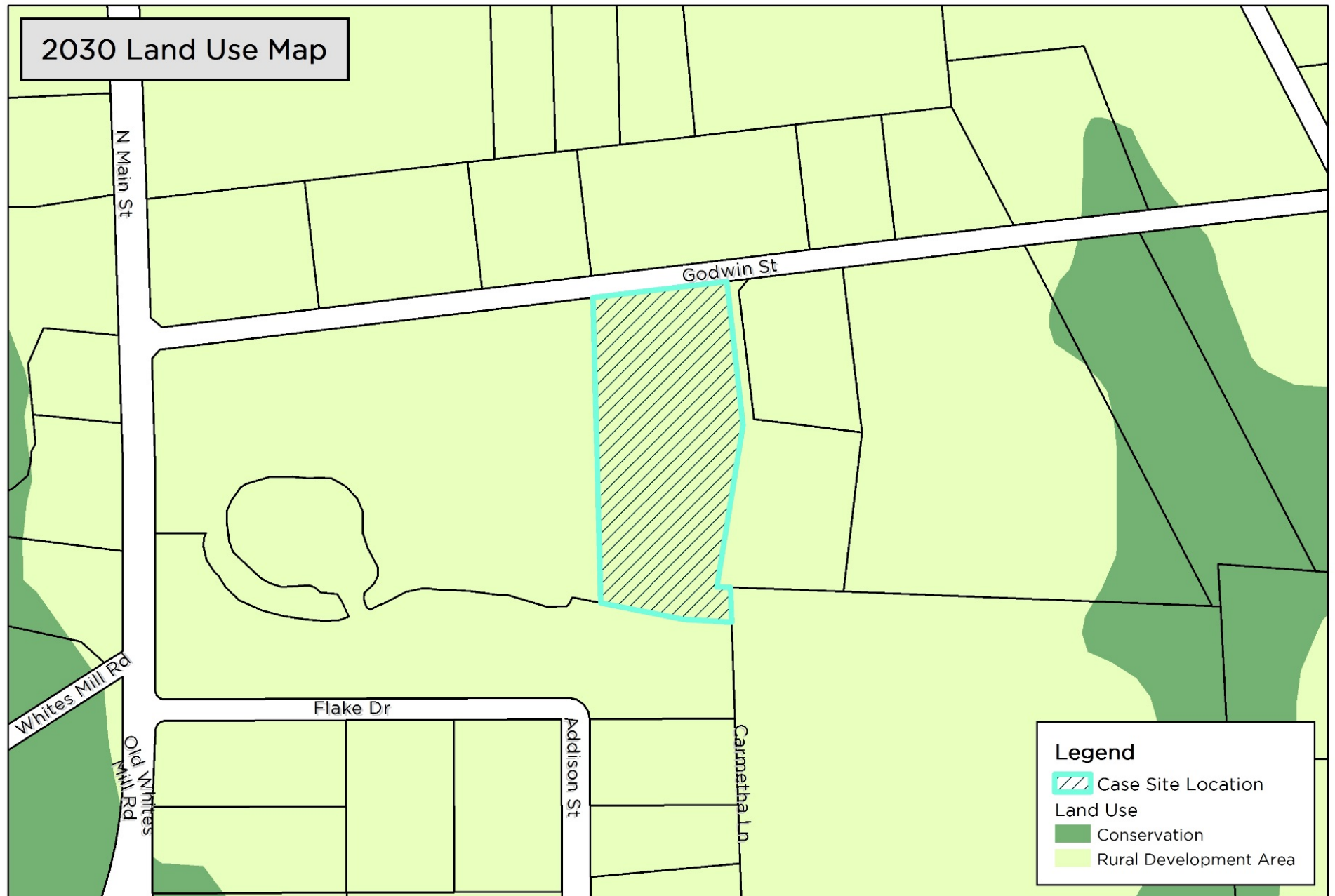


Map Prepared by: Sumter Planning Department  
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Geographic Information Systems (GIS)  
Date: 4/4/2019, User Name: crobbins  
Document Name: RZ-19-05

RZ-19-05  
526 Godwin St, Sumter, SC 29153  
Tax Map # 245-06-02-003



# 2030 Land Use Map



**Legend**

- Case Site Location
- Land Use**
  - Conservation
  - Rural Development Area

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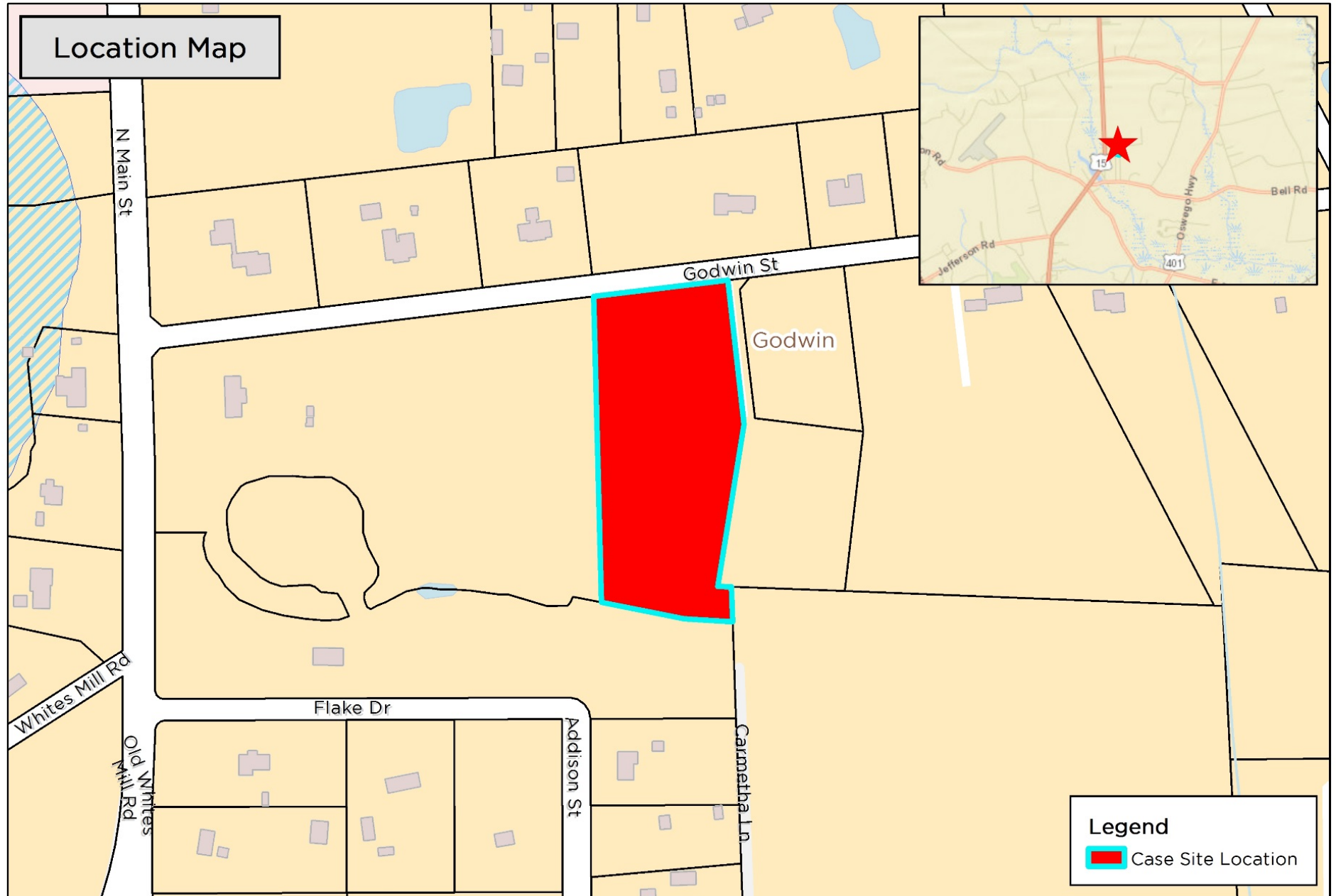
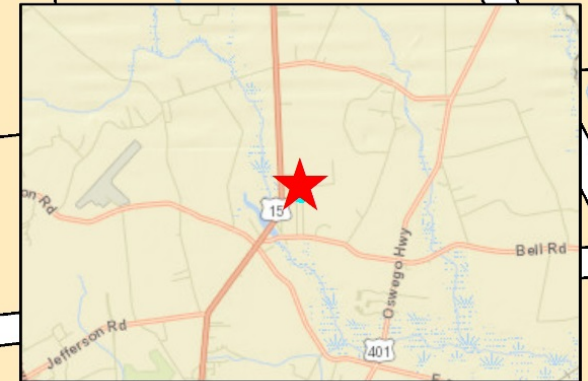
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Map Prepared by: Sumter Planning Department  
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Geographic Information Systems (GIS)  
Date: 4/4/2019, User Name: crobbins  
Document Name: RZ-19-05

RZ-19-05  
526 Godwin St, Sumter, SC 29153  
Tax Map # 245-06-02-003

# Location Map



## Legend

 Case Site Location

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RZ-19-05  
526 Godwin St, Sumter, SC 29153  
Tax Map # 245-06-02-003

# Zoning Map

Godwin St

R-15

AC

Flake Dr

Addison St


Carmetha Ln

N Main St


Whites Mill Rd


Old Whites Mill Rd

## Legend

 Case Site Location

Zoning

 AC- Agricultural Conservation

 R-15 - Single Family

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0 100 200 Feet  
1 inch = 300 feet



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Date: 4/4/2019, User Name: crobbins  
Document Name: RZ-19-05

RZ-19-05  
526 Godwin St, Sumter, SC 29153  
Tax Map # 245-06-02-003

# Sumter County Council

June 11, 2019  
Third Reading

## Planning Commission Staff Report

### RZ-19-06, 1449 Camden Hwy. (County)

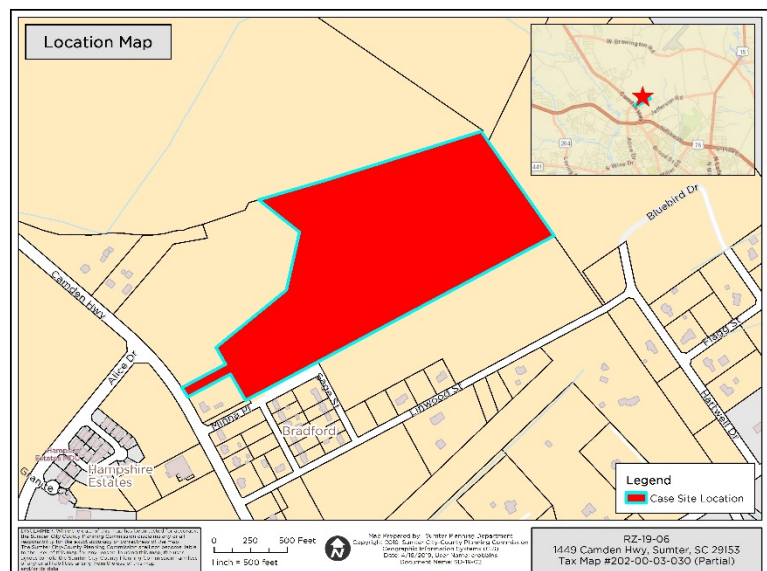
#### THE REQUEST

<b>Applicant:</b>	Bradford Meadows Development Co. LLC
<b>Status of the Applicant:</b>	Developer
<b>Request:</b>	A request to rezone a +/- 45.78 acre portion of a 147.9 acre parcel from Agricultural Conservation (AC) to Residential-15 (R-15).
<b>Location:</b>	1449 Camden Hwy.
<b>Size of Property:</b>	+/- 45.78
<b>Present Use/Zoning:</b>	Undeveloped / AC
<b>Proposed Use of Property:</b>	Residential Subdivision
<b>Tax Map Reference:</b>	202-00-03-030 (Part)
<b>Adjacent Property Land Use and Zoning:</b>	North – Undeveloped / General Commercial South – Bradford Subdivision / R-9 and AC East – Undeveloped / Agricultural Conservation West – Hampshire Estates Subdivision / Planned Development (PD)

#### II. BACKGROUND

This request is to rezone a +/- 45.78 acre portion of a 147.9 acre parcel from Agricultural Conservation (AC) to Residential-15 (R-15). The subject property, shown in the graphic to the right in red, is an undeveloped parcel of land along Camden Hwy.

The applicant is requesting to rezone the +/-45.78 acres of the subject parcel closest to Camden Hwy. in order to develop the site at a higher residential density than AC zoning currently permits.



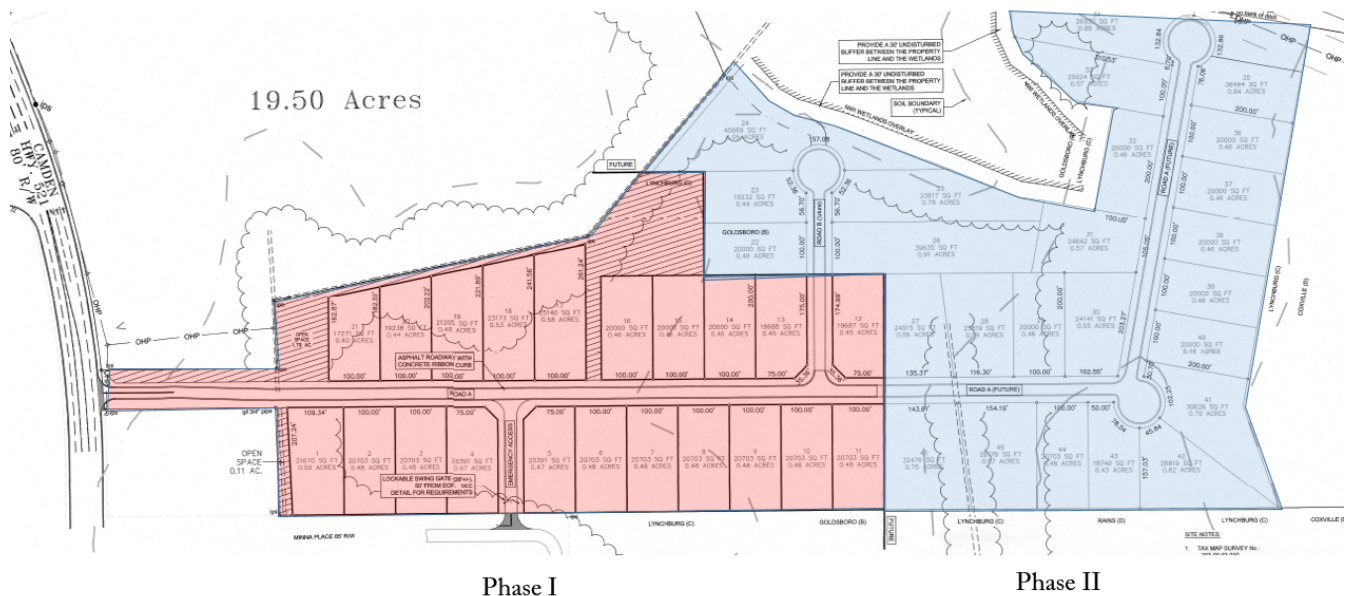


A photo of the subject property as it exists today is shown below.



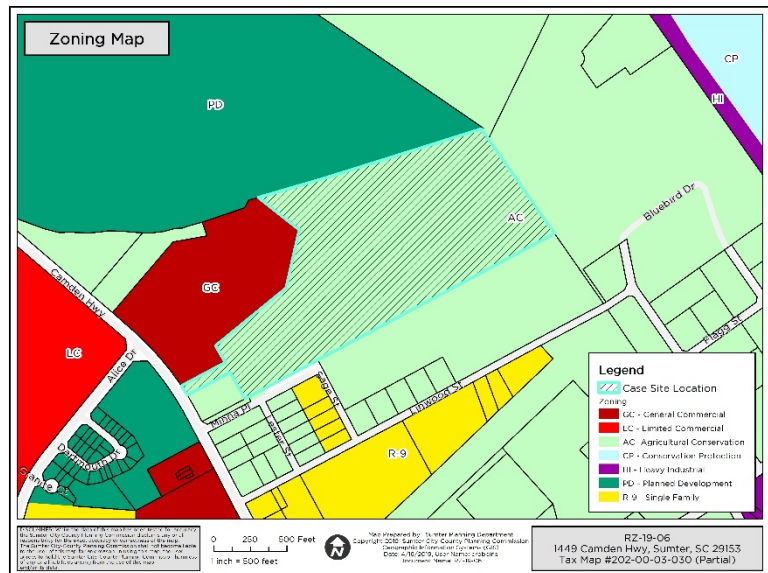
*Above: View of the subject property from the dirt access drive*

The applicant intends to develop this land into a single family residential subdivision. The graphic below shows the preliminary subdivision plan for the property. As proposed development will consist of 46 total lots ranging from 0.4 to 0.85 acres in size, with Phase I of the development accounting for 21 of those lots. This preliminary subdivision design will be reviewed and evaluated in the event an R-15 zoning entitlement is granted.



While municipal water and sewer services are available in the vicinity of Camden Hwy., the applicant has indicated that they do not intend to annex into the City for municipal services. This is based on the expense of extending services to the site. As planned the development would be served by individual well and septic.

As shown in the zoning map to the right, the subject property is currently zoned AC. This zoning designation is characterized by minimum lot sizes of over one acre, and is intended to preserve Sumter's rural and agricultural character. While the AC district plays a critical role in preserving rural areas with low density development, the area near the intersection of Alice Dr. and Camden Hwy. is already experiencing developmental pressure. Over the past 20 years, the area has been undergoing a shift from its rural, agricultural roots towards higher density residential and commercial development in response to Sumter's westward growth patterns.



The applicant intends to rezone the property to Large Single Family Lot Residential (R-15). Like the current AC zoning, an R-15 zoning designation would ensure the subject property remains primarily residential in nature, but would allow for higher density residential development than is currently permitted within the AC district. As per **Article 3, Section 3.b.5.a** of the **Sumter County – Zoning and Developmental Standards Ordinance**, if the property were rezoned to R-15, the future residential subdivision would be held to the following development standards

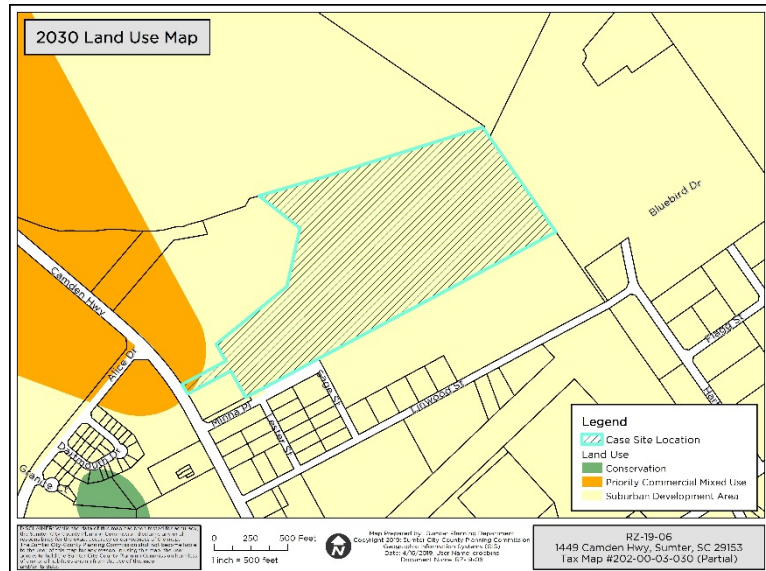
*Minimum Lot Size: 15,000 sf.*  
*Minimum Lot width: 100ft.*  
*Minimum Lot Depth: 120ft*

The proposed R-15 rezoning will fall below the density levels displayed by nearby zoning districts. To the south, in the Bradford subdivision, R-9 zoning is present which allows for lot sizes as small as 9,000 sf., and directly to the west, the Hampshire Estates subdivision is operating under PD zoning that permits lot sizes as low as 3,500 sf. While this proposed R-15 zoning is out of scale with the densities of neighboring residential uses, it does contain the developmental standards necessary to accommodate the applicant's proposed development.

### III. COMPATIBILITY WITH THE 2030 COMPREHENSIVE PLAN

As shown in the 2030 Land Use Map on the following page, the property is located within the Suburban Development Area. The purpose of this land use area is to manage the existing growth patterns of Sumter. Suburban Development Area policies prioritize infill development, and call for new residential development to have a mix of housing types with residential densities of 3-4 units per acre. While the proposed R-15 zoning designation does not lend itself to diverse housing options or mixed use opportunities, the resulting minimum lot sizes of the R-15 district are in line with Suburban Development Area policies.

However, the area is also influenced by a Priority Commercial Mixed Use Area. This designation represent areas along major corridors that are opportunities for high quality residential and mixed use development. Priority Commercial Mixed Use Area policies call for intentional mixing of uses, and increased design and use standards with the goal of creating a destination driven commercial and residential experience. While the area in close proximity to the subject property has received this designation, at this time large scale commercial or mixed use development has yet to occur in the area.



While consistent with the broader Suburban Development Area policies, the R-15 zoning designation would not allow for the type of higher density, pedestrian oriented development that would be most appropriate near a Priority Commercial Mixed Use Area.

#### IV. TRAFFIC REVIEW

Camden Highway (US 521) is a state maintained major arterial road with a 2017 annual average daily trip (AADT) count of 19,200 near the subject property. Alice Dr. is a state maintained minor arterial road with a 2016 AADT count of 5,700 near the subject property.

While overall road network impacts will be evaluated at time of site development plan submission, it should be noted that the SUATS 2040 LRTP envisions Alice Dr. being extended across portions of the subject property to connect with N. Wise Dr. to the north, and the 2045 LRTP continues the this vision of future Alice Dr. extension. Any proposed development on the site will need to be reviewed within the context of this planned future road alignment, which could significantly alter and proposed subdivision plan.

An excerpt from the LRTP related to Alice Drive Extension is on the following page.

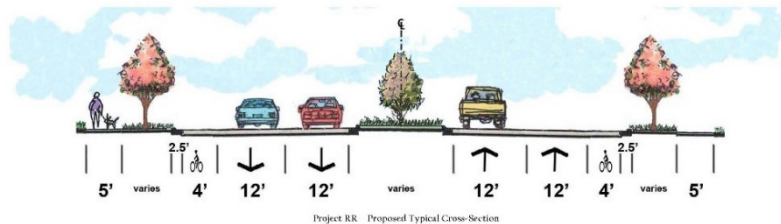
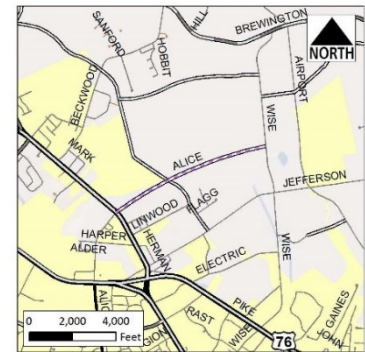


## Project RR – Alice Drive Extension

Alice Drive Extension (Project RR) is a proposed roadway between US 521 and Wise Drive. This project would extend the existing Alice Drive corridor up to Wise Drive in the northern portion of the study area. Extending Alice Drive would create an alternative route for multimodal traffic between the city center and the northern portion of the study area. This facility will improve network continuity and promote economic development. This recommendation was suggested during the public outreach process.

Project at a Glance	
Project ID	RR
Project Type	Proposed New Location
Project Ranking	3
Primary Purpose	Livability and complete streets
Length	1.44 miles
Probable Construction Cost (in Build-Out Year)	\$14.5 million
LRTP Horizon Year	Vision Plan
Crash Rate (100 mvm)	n/a

Operational Characteristics		
	Existing	Future
Facility Type	n/a	Minor Arterial
Travel Lanes	n/a	4
Volume	n/a	11,490
Capacity	n/a	24,800
Multimodal Characteristics		
	Existing	Improvement
Bike/Ped Corridor	n/a	Bicycle Lanes / Sidewalks
Transit Corridor	n/a	No Improvement
Freight Corridor	n/a	No Improvement



## V. STAFF RECOMMENDATION

The Alice Drive and Camden Highway corridors are slated to be the site of significant future residential and commercial development. In light of this pattern of growth, the current AC zoning designation is no longer appropriate for areas along this corridor. While a higher density zoning designation than the applicant's proposed R-15 zoning would be most appropriate due to the subject property's location in relation to the Priority Commercial Mixed use area, the requested R-15 zoning designation is consistent with some Suburban Development area policies. However, it is staff's interpretation that as a whole, the Sumter 2030 comprehensive plan favors higher residential densities in this area.

The intersection of these two major corridors constitutes one of Sumter's most viable locations to establish high quality mixed use development. Developing this area at lower residential densities in a piecemeal and uncoordinated manner wastes an opportunity to create a cohesive commercial and residential destination at this primary intersection. A coordinated effort to provide higher density residential development in the area would be more effective in ensuring the long term success and viability of the corridor, while providing an environment that can foster high quality mixed use development.

## VI. PLANNING COMMISSION – APRIL 24, 2019

The Sumter City-County Planning Department at its meeting on Wednesday, April 24, 2019 recommended approval.

**VII. COUNTY COUNCIL – MAY 14, 2019 – FIRST READING**

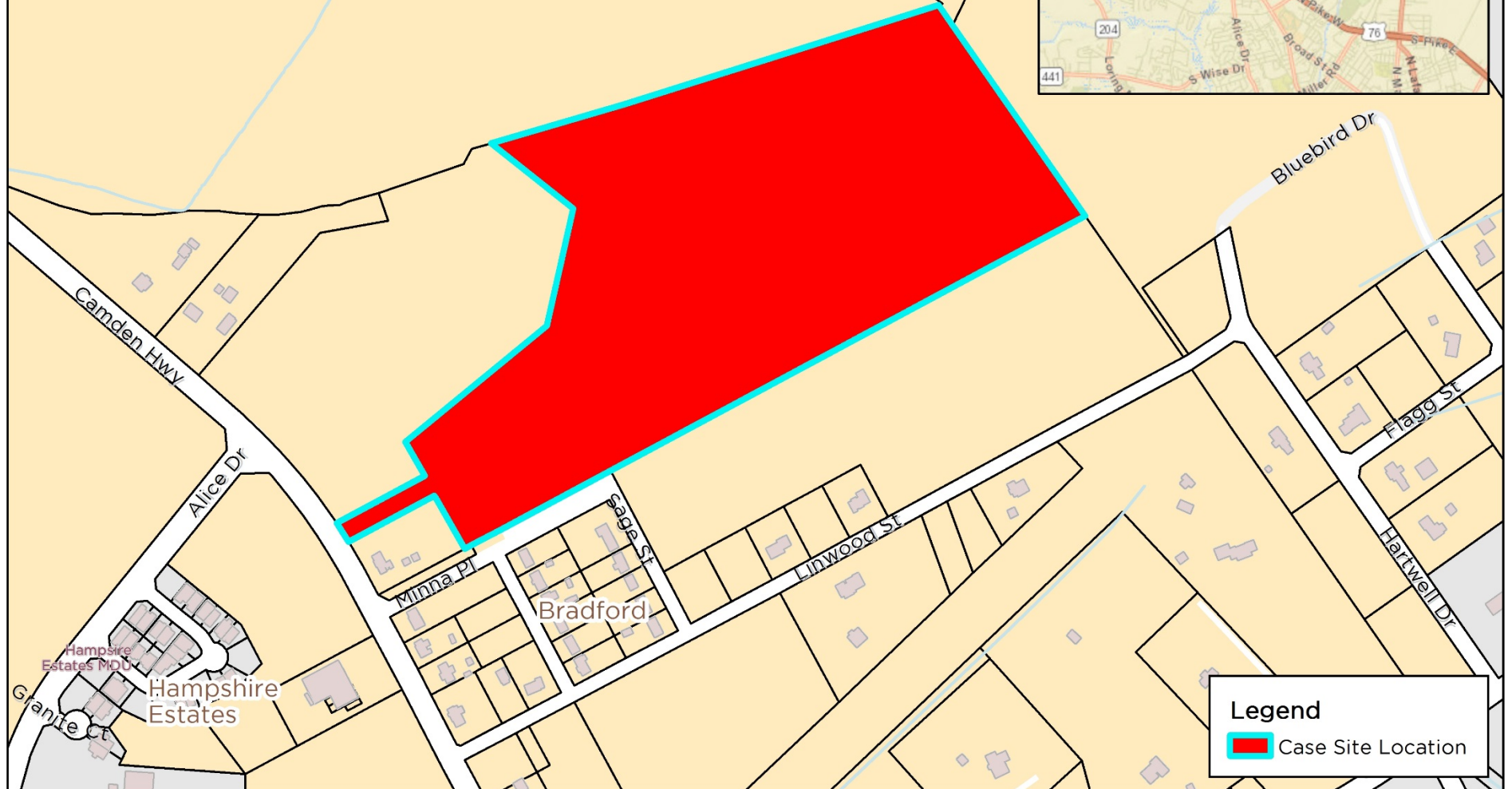
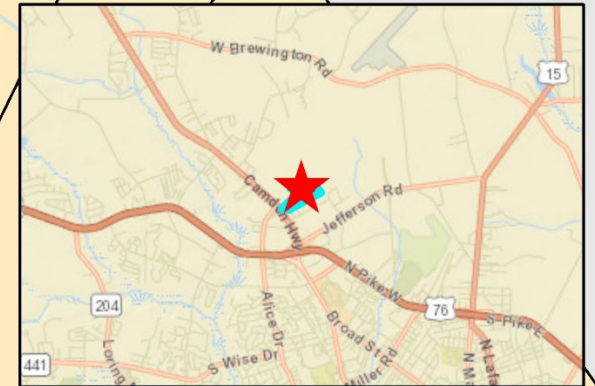
The Sumter County Council at its meeting on Tuesday, May 14, 2019, gave First Reading approval for this request.

**VIII. COUNTY COUNCIL – MAY 28, 2019 – SECOND READING/PUBLIC HEARING**

The Sumter County Council at its meeting on Tuesday, May 28, 2019, gave Second Reading approval for this request

**IX. COUNTY COUNCIL – JUNE 11, 2019 – THIRD/FINAL READING**

# Location Map



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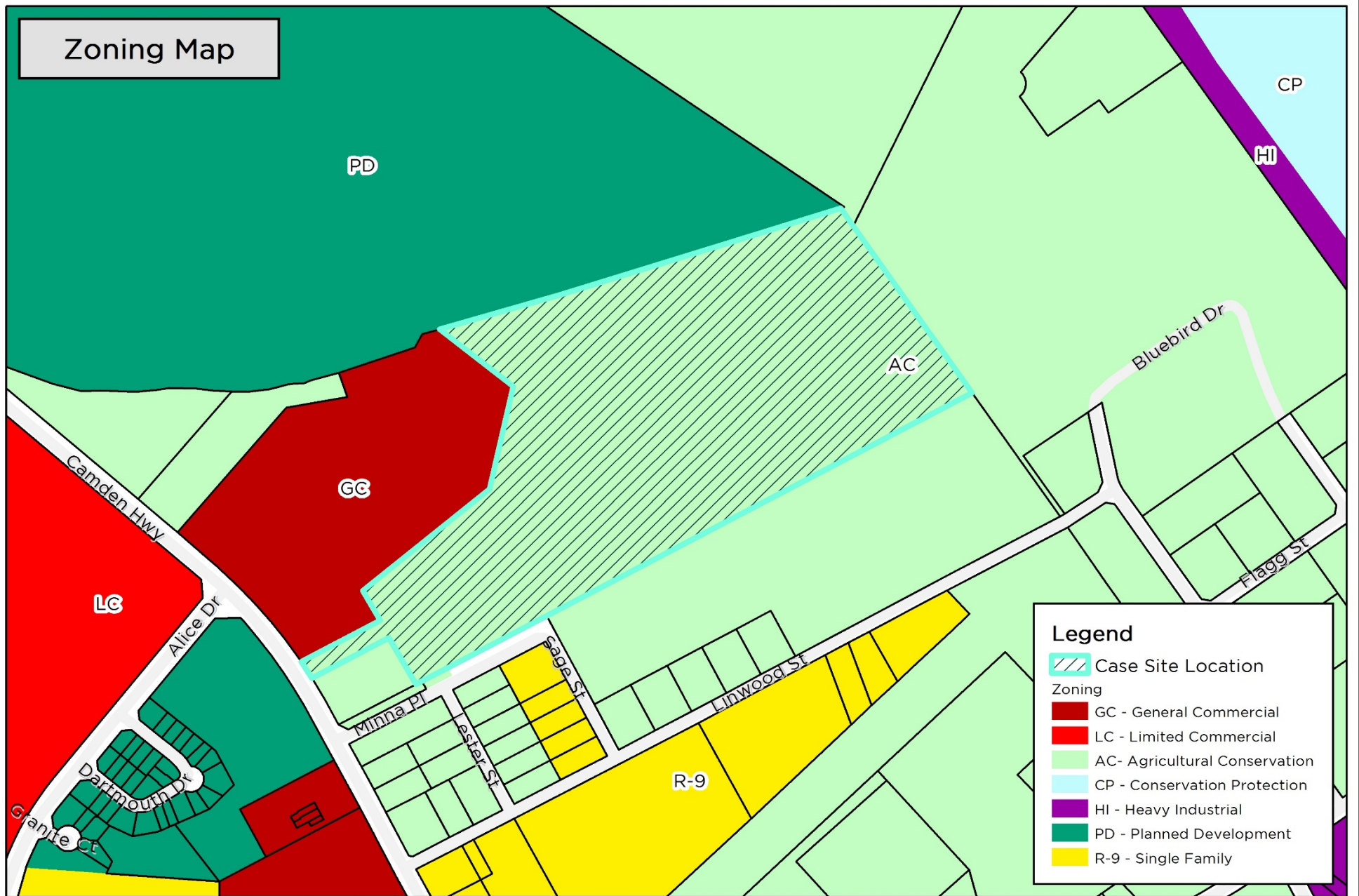


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Date: 4/16/2019, User Name: crobbins  
Document Name: SD-19-02

RZ-19-06  
1449 Camden Hwy, Sumter, SC 29153  
Tax Map #202-00-03-030 (Partial)



# Zoning Map



## Legend

Case Site Location

### Zoning

- GC - General Commercial
- LC - Limited Commercial
- AC - Agricultural Conservation
- CP - Conservation Protection
- HI - Heavy Industrial
- PD - Planned Development
- R-9 - Single Family

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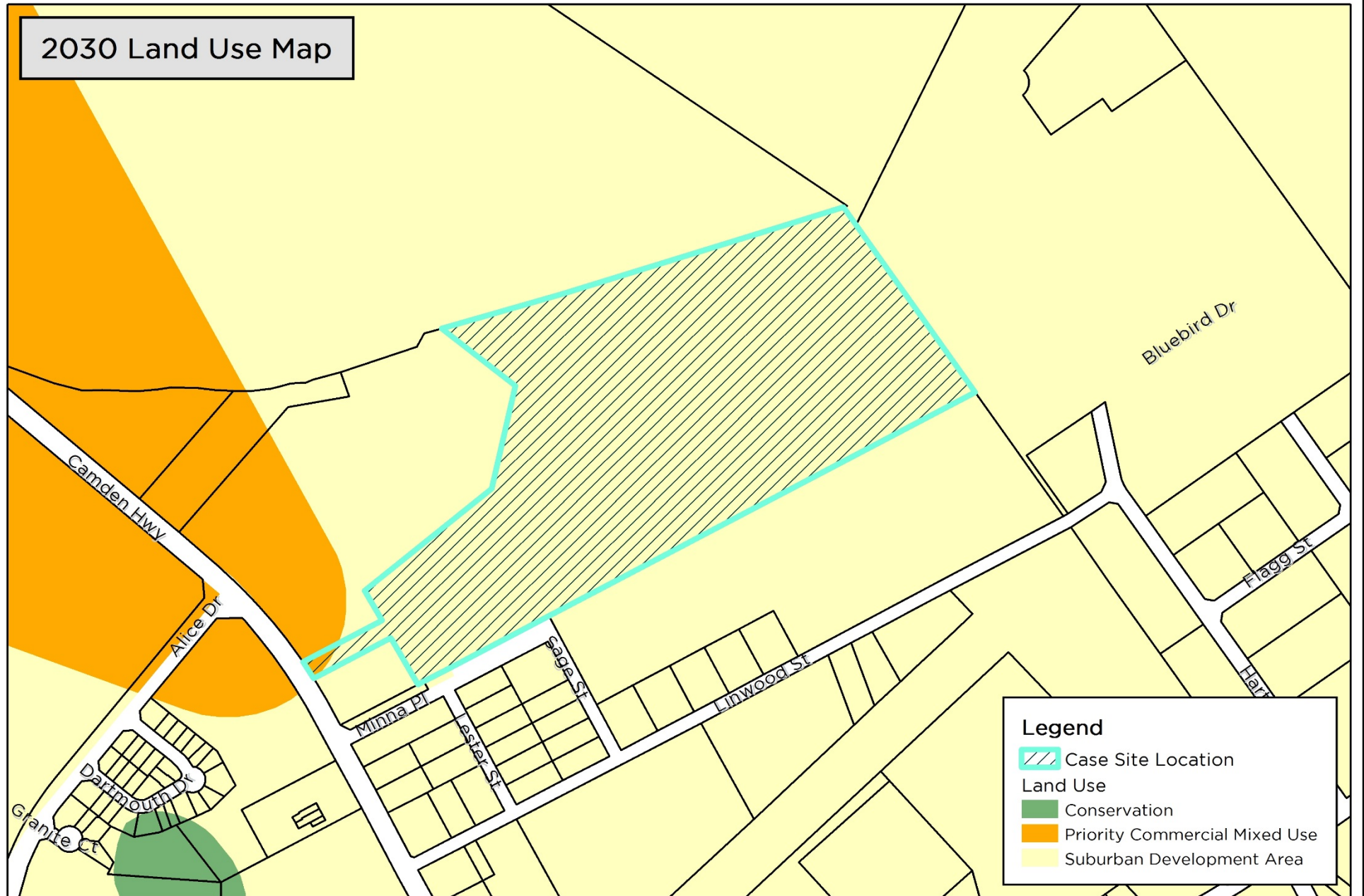
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Document Name: RZ-19-06

RZ-19-06  
1449 Camden Hwy, Sumter, SC 29153  
Tax Map #202-00-03-030 (Partial)

# 2030 Land Use Map




## Legend

 Case Site Location

## Land Use

 Conservation

 Priority Commercial Mixed Use

 Suburban Development Area

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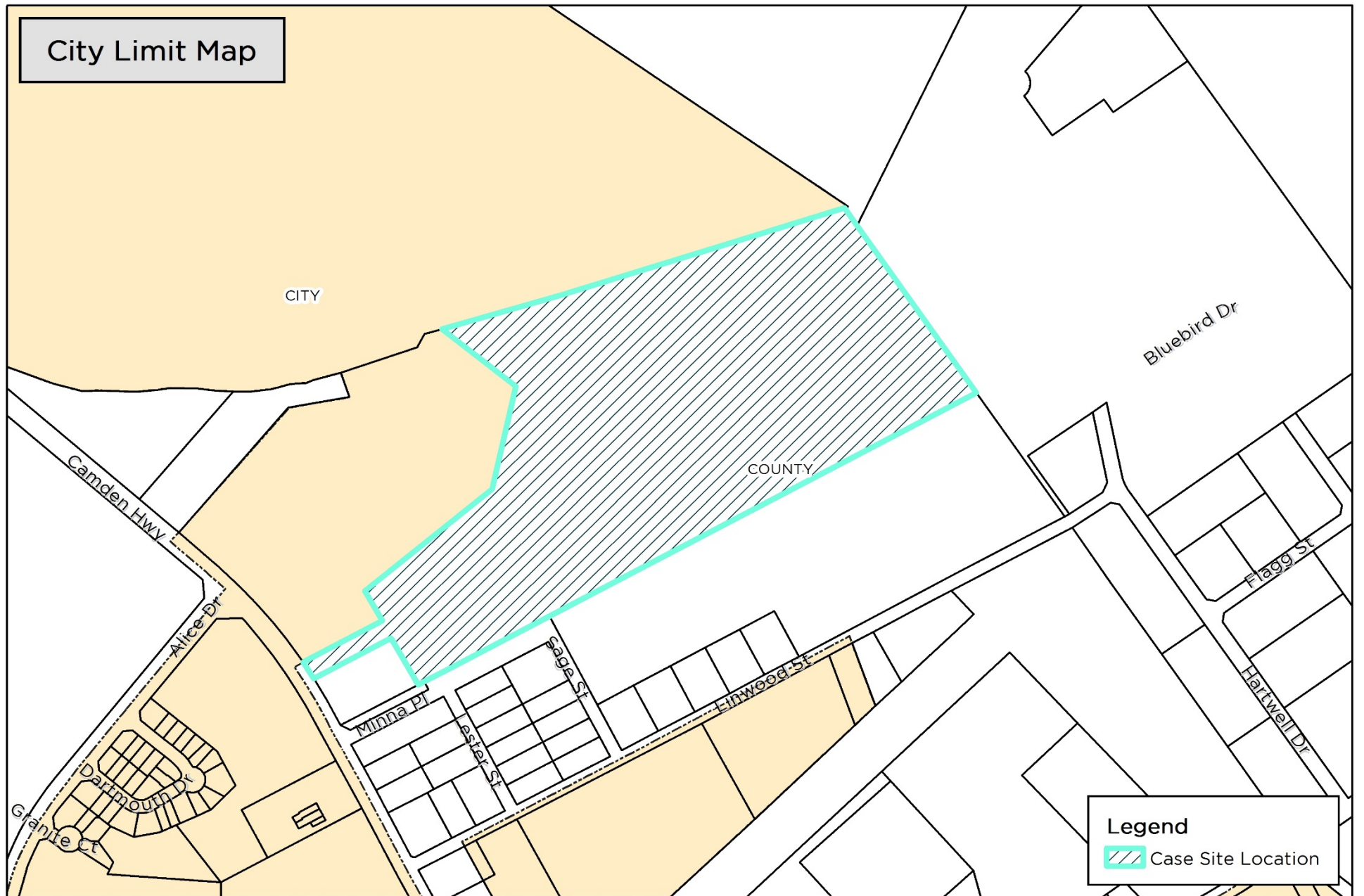


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Date: 4/16/2019, User Name: crobbins  
Document Name: RZ-19-06

RZ-19-06  
1449 Camden Hwy, Sumter, SC 29153  
Tax Map #202-00-03-030 (Partial)



# City Limit Map



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Document Name: RZ-19-06

RZ-19-06  
1449 Camden Hwy, Sumter, SC 29153  
Tax Map #202-00-03-030 (Partial)



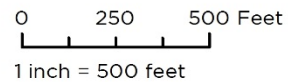
# 2019 Aerial Photography Map



**Legend**

 Case Site Location

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Document Name: RZ-19-06

RZ-19-06  
1449 Camden Hwy, Sumter, SC 29153  
Tax Map #202-00-03-030 (Partial)



ORDINANCE NO. 19-909

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, SERIES 2019, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$2,800,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR TO PRESCRIBE CERTAIN DETAILS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO.

BE IT ORDAINED BY THE COUNTY COUNCIL OF SUMTER COUNTY, SOUTH CAROLINA, AS FOLLOWS:

SECTION 1. Findings and Determinations. The County Council (the "County Council"), of Sumter County, South Carolina (the "County"), hereby finds and determines:

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

(b) Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended (the "Constitution"), provides that each county shall have the power to incur bonded indebtedness in such manner and upon such terms and conditions as the General Assembly shall prescribe by general law. Such debt must be incurred for a public purpose and a corporate purpose in an amount not exceeding eight percent (8%) of the assessed value of all taxable property of such county.

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

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

(e) Pursuant to Ordinance No. 12-772 adopted by County Council on August 14, 2012, the County has adopted Written Procedures related to Tax-Exempt Debt.

(f) The assessed value of all the taxable property in the County as of June 30, 2018, is \$309,478,850. Eight percent (8%) of the assessed value is \$24,758,308. As of the date hereof, the outstanding general obligation debt of the County subject to the limitation imposed by Article X, Section 14(7) of the Constitution is \$8,281,000. Thus, the County may incur not exceeding \$16,477,308 of additional general obligation debt within its applicable debt limitation.

(g) It is necessary and in the best interest of the County for the County Council to provide for the issuance and sale of general obligation bonds in an amount of not exceeding \$2,800,000, the proceeds of which will be used for: (i) funding capital projects (the "Projects"); (ii) paying costs of issuance of the Bonds (hereinafter defined); and (iii) such other lawful purposes as the County Council shall determine.

SECTION 2. Authorization and Details of Bonds. Pursuant to the aforesaid provisions of the Constitution and laws of the State, there is hereby authorized to be issued not exceeding \$2,800,000 aggregate principal amount of general obligation bonds (the "Bonds") of the County, for the purposes set forth in Section 1(g) and other costs incidental thereto, including without limiting the generality of such other costs, engineering, financial and legal fees.

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

SECTION 3. Delegation of Authority to Determine Certain Matters Relating to the Bonds. Without further authorization, the County Council hereby delegates to the County Administrator and/or his lawfully-authorized designee the authority to determine: (a) the par amount of the Bonds; (b) the maturity dates of the Bonds and the respective principal amounts maturing on such dates; (c) the interest payment dates of the Bonds; (d) redemption provisions, if any, for the Bonds; (e) the date and time of sale of the Bonds; (f) whether the Bonds will be publicly traded or placed with a bank; and (g) the authority to receive bids on behalf of the County Council and to award the sale of the Bonds in accordance with the terms of the Notice of Sale or Request for Proposals for the Bonds.

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

SECTION 4. Registration, Transfer and Exchange of Bonds. The County shall cause books (herein referred to as the "registry books") to be kept at the offices of the Registrar/Paying Agent, for the registration and transfer of the Bonds. Upon presentation at its office for such purpose the Registrar/Paying Agent shall register or transfer, or cause to be registered or transferred, on such registry books, the Bonds under such reasonable regulations as the Registrar/Paying Agent may prescribe.

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

The County and the Registrar/Paying Agent may deem or treat the person in whose name any fully registered Bond shall be registered upon the registry books as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes and all such payments so made to any such registered owner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the County nor the Registrar/Paying Agent shall be affected by any notice to the contrary. In all cases in which the privilege of transferring Bonds is exercised, the County shall execute and the Registrar/Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. Neither the County nor the Registrar/Paying Agent shall be obliged to make any such transfer of Bonds during the fifteen (15) days preceding an interest payment date on such Bonds.

SECTION 5. Record Date. The County hereby establishes a record date for the payment of interest or for the giving of notice of any proposed redemption of Bonds, and such record date shall be the fifteenth (15th) day (whether or not a business day) preceding an interest payment date on such Bond or in the case of any proposed redemption of Bonds, such record date shall be the fifteenth (15th) day (whether or not a business day) prior to the giving of notice of redemption of bonds.

SECTION 6. Mutilation, Loss, Theft or Destruction of Bonds. In case any Bond shall at any time become mutilated in whole or in part, or be lost, stolen or destroyed, or be so defaced as to impair the value thereof to the owner, the County shall execute and the Registrar shall authenticate and deliver at the principal office of the Registrar, or send by registered mail to the owner thereof at his request, risk and expense a new Bond of the same series, interest rate and maturity and of like tenor and effect in exchange or substitution for and upon the surrender for cancellation of such defaced, mutilated or partly destroyed Bond, or in lieu of or in substitution for such lost, stolen or destroyed Bond. In any such event the applicant for the issuance of a substitute Bond shall furnish the County and the Registrar evidence or proof satisfactory to the County and the Registrar of the loss, destruction, mutilation, defacement or theft of the original Bond, and of the ownership thereof, and also such security and indemnity in an amount as may be required by the laws of the State or such greater amount as may be required by the County and the Registrar. Any duplicate Bond issued under the provisions of this Section in exchange and substitution for any defaced, mutilated or partly destroyed Bond or in substitution for any allegedly lost, stolen or wholly destroyed Bond shall be entitled to the identical benefits under this Ordinance as was the original Bond in lieu of which such duplicate Bond is issued, and shall be entitled to equal and proportionate benefits with all the other Bonds of the same series issued hereunder.

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

SECTION 7. Execution of Bonds. The Bonds shall be executed in the name of the County with the manual or facsimile signature of the Chair of the County Council attested by the manual or facsimile signature of the Clerk to the County Council under the seal of the County impressed, imprinted or reproduced thereon; provided, however, the facsimile signatures appearing on the Bonds may be those of the officers who are not in office on the date of enactment of this Ordinance. The execution of the Bonds in such fashion shall be valid and effectual, notwithstanding any subsequent change in such offices. The Bonds shall not be valid or become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. Each Bond shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth herein.

SECTION 8. Form of Bonds. The Bonds and the certificate of authentication shall be in substantially the form set forth in Exhibit A attached hereto.

SECTION 9. Security for Bonds. The full faith, credit, and taxing power of the County are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds as they respectively mature, and for the creation of such sinking fund as may be necessary therefor. There shall be levied annually by the Sumter County Auditor (the "County Auditor") and collected by the Sumter County Treasurer (the "County Treasurer"), in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

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

SECTION 10. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the Bonds and this Ordinance, such notice in substantially the form attached hereto as Exhibit B, having been published in *The Item*, a newspaper of general circulation in the County, not less than 15 days prior to the date of such public hearing.

SECTION 11. Initiative and Referendum. The County Council hereby delegates to the County Administrator and/or his lawfully-authorized designee the authority to determine whether the Notice prescribed under the provisions of Section 5 of Title 11, Chapter 27 of the S.C. Code relating to the initiative and referendum provisions contained in Title 4, Chapter 9, Article 13 of the S.C. Code shall be given with respect to this Ordinance. If said Notice is given, the County Administrator and/or his lawfully-authorized designee are authorized to cause such Notice to be published in a newspaper of general circulation in the County, in substantially the form attached hereto as Exhibit C.

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

SECTION 13. Reimbursement of Certain Expenditures. This Ordinance shall constitute the County's declaration of official intent pursuant to Regulation §1.150-2 of the Internal Code of 1986, as amended (the "Code") to reimburse the County from a portion of the proceeds of the Bonds for expenditures it anticipates incurring (the "Expenditures") with respect to the Project prior to the issuance of the Bonds. The Expenditures which are reimbursed are limited to Expenditures which are: (1) properly chargeable to a capital account (or would be so chargeable with a proper election or with the application of the definition of placed in service under Regulation §1.150-2 of the Code) under general federal income tax principals; or (2) certain de minimis or preliminary Expenditures satisfying the requirements of Regulation §1.150-2(f) of the Code. The source of funds for the Expenditures with respect to the Project will be the County's reserve funds or other legally available funds. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid; or (b) the date such projects were placed in service, but in no event more than three (3) years after the original Expenditures.

SECTION 14. Federal Tax Covenants. The County hereby covenants and agrees with the holders of the Bonds that it will not take any action which will, or fail to take any action which failure will, cause interest on the Bonds to become includable in the gross income of the holders of the Bonds for federal income tax purposes pursuant to the provisions of the Code and regulations promulgated thereunder in effect on the date of original issuance of the Bonds. The County further covenants and agrees with the holders of the Bonds that no use of the proceeds of the Bonds shall be made which, if such use had been reasonably expected on the date of issue of the Bonds would have caused the Bonds to be “arbitrage bonds,” as defined in Section 148 of the Code, and to that end the County hereby shall:

(a) comply with the applicable provisions of Sections 103 and 141 through 150 of the Code and any regulations promulgated thereunder so long as the Bonds are outstanding;

(b) establish such funds, make such calculations and pay such amounts, in the manner and at the times required in order to comply with the requirements of the Code relating to required rebates of certain amounts to the United States; and

(c) make such reports of such information at the time and places required by the Code.

SECTION 15. Book-Entry System. The Bonds initially issued (the “Initial Bonds”) will be eligible securities for the purposes of the book-entry system of transfer maintained by The Depository Trust Company, New York, New York (“DTC”), and transfers of beneficial ownership of the Initial Bonds shall be made only through DTC and its participants in accordance with rules specified by DTC. Such beneficial ownership must be of \$5,000 principal amount of Bonds of the same maturity or any integral multiple of \$5,000.

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

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

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

If the County is unable to retain a qualified successor to DTC or the County has determined that it is in its best interest not to continue the book-entry system of transfer or that interests of the beneficial owners of the Bonds might be adversely affected if the book-entry system of transfer is continued (the County undertakes no obligation to make any investigation to determine the occurrence of any events that would permit it to make any such determination), and has made provision to so notify beneficial owners of the Bonds by mailing an appropriate notice to DTC, upon receipt by the County the Initial Bonds together with an assignment duly executed by DTC, the County shall execute, authenticate and deliver to

the DTC participants Bonds in fully-registered form, in substantially the form set forth in Section 8 of this Ordinance in the denomination of \$5,000 or any integral multiple thereof.

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

SECTION 16. Sale of Bonds, Form of Notice of Sale. The Bonds shall be offered for public sale on the date and at the time designated by the County Administrator and/or his lawfully-authorized designee. A Notice of Sale in substantially the form set forth as Exhibit D attached hereto shall be distributed to prospective bidders and a summary of such Notice of Sale shall be published in a newspaper of general circulation in the State and/or in a financial publication published in the City of New York not less than seven (7) days prior to the date set for such sale.

SECTION 17. Preliminary and Final Official Statement. The County Council hereby authorizes and directs the County Administrator and/or his lawfully-authorized designee to prepare, or cause to be prepared, a Preliminary Official Statement to be distributed to prospective purchasers of the Bonds together with the Notice of Sale. The County Council authorizes the County Administrator and/or his lawfully-authorized designee to designate the Preliminary Official Statement as “final” for purposes of Rule 15c2-12 promulgated by the U.S. Securities and Exchange Commission (the “Rule”). The County Administrator and/or his lawfully-authorized designee are further authorized to see to the completion of the final form of the Official Statement upon the sale of the Bonds so that it may be provided to the purchaser of the Bonds.

SECTION 18. Filings with Central Repository. In compliance with Section 11-1-85 of the S.C. Code, the County covenants that it will file or cause to be filed with a central repository for availability in the secondary bond market when requested: (a) a copy of the annual financial report of the County within thirty (30) days from the County’s receipt thereof; and (b) within thirty (30) days of the occurrence thereof, relevant information of an event which adversely affects more than five (5%) percent of the revenues of the County or the County’s tax base.

SECTION 19. Continuing Disclosure. In compliance with the Rule, the County covenants and agrees for the benefit of the holders from time to time of the Bonds to execute and deliver prior to closing, and to thereafter comply with the terms of a Continuing Disclosure Certificate in substantially the form appearing as Exhibit E attached to this Ordinance. In the event of a failure of the County to comply with any of the provisions of the Continuing Disclosure Certificate, an event of default under this Ordinance shall not be deemed to have occurred. In such event, the sole remedy of any bondholder or beneficial owner shall be an action to compel performance by this Ordinance.

SECTION 20. Bank Placement. In the event the Bonds are sold to a bank pursuant to Section 16 above, the requirements of Sections 15, 17 and 19 hereof shall not be applicable, and the County may serve as Registrar/Paying Agent as described in Section 4 hereof. Also, forms of the attachments to this Ordinance will be revised as necessary and appropriate.

SECTION 21. Deposit and Use of Proceeds. The proceeds derived from the sale of the Bonds shall be deposited with the County Treasurer in a special fund and shall be applied solely to the purposes for which the Bonds have been issued, including payment of costs of issuance of the Bonds.



SECTION 22. Defeasance. The obligations of the County under this Ordinance and the pledges, covenants and agreements of the County herein made or provided for, shall be fully discharged and satisfied as to any portion of the Bonds, and such Bond or Bonds shall no longer be deemed to be outstanding hereunder when:

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

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

“Government Obligations” shall mean any of the following:

- (i) direct obligations of the United States of America or agencies thereof or obligations, the payment of principal or interest on which, in the opinion of the Attorney General of the United States, is fully and unconditionally guaranteed by the United States of America;
- (ii) non-callable, U. S. Treasury Securities - State and Local Government Series (“SLGS”); and
- (iii) a defeasance obligation as defined in Section 6-5-10 of the S.C. Code, as such as may be amended from time to time.

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

SECTION 23. Miscellaneous. The County Council hereby authorizes the Chair of the County Council, the Clerk to the County Council, County Administrator, and County Attorney to execute such documents and instruments as necessary to effect the issuance of the Bonds. The County Council hereby retains Burr & Forman LLP (Burr Forman McNair), as Bond Counsel and Compass Municipal Advisors, LLC, as Financial Advisor in connection with the issuance of the Bonds. The County Administrator is authorized to execute such contracts, documents or engagement letters as may be necessary and appropriate to effectuate these engagements.

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

Enacted this 11<sup>th</sup> day of June, 2019.

SUMTER COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
Chair, County Council

(SEAL)

ATTEST:

\_\_\_\_\_  
Clerk to County Council

Date of First Reading:	May 21, 2019
Publication of Notice of Public Hearing:	May 22, 2019
Date of Second Reading:	May 28, 2019
Date of Public Hearing:	June 11, 2019
Date of Third Reading:	June 11, 2019

**FORM OF BOND**

UNITED STATES OF AMERICA  
STATE OF SOUTH CAROLINA  
SUMTER COUNTY  
GENERAL OBLIGATION BOND, SERIES 2019

No. R-

<u>INTEREST</u> <u>RATE</u>	<u>MATURITY</u> <u>DATE</u>	<u>ORIGINAL</u> <u>ISSUE DATE</u>	<u>CUSIP</u>
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REGISTERED HOLDER:

PRINCIPAL AMOUNT: DOLLARS

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

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

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

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to number, denomination, date of maturity, redemption provisions, and rate of interest, aggregating \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), issued pursuant to and in accordance with Article X of the Constitution of the State of South Carolina, 1895, as amended (the "Constitution"); Title 4, Chapter 15, Code of Laws of South Carolina 1976, as amended; Title 11, Chapter 27, Code of Laws of South Carolina 1976, as amended; and Ordinance No. 19-909 duly enacted by the County Council on \_\_\_\_\_, 2018.

[Redemption Provisions]

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

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

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

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

SUMTER COUNTY, SOUTH CAROLINA

\_\_\_\_\_  
Chair, County Council

(SEAL)

ATTEST:

\_\_\_\_\_  
Clerk, County Council



[FORM OF REGISTRAR'S CERTIFICATE OF AUTHENTICATION]

Date of Authentication:

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

\_\_\_\_\_  
as Registrar

By: \_\_\_\_\_  
Authorized Officer

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

TEN COM - As tenants in common

UNIF GIFT MIN. ACT

TEN ENT - As tenants by the  
entireties

\_\_\_\_\_  
Custodian  
(Cust.) (Minor)

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

under Uniform Gifts to Minors

\_\_\_\_\_  
(State)

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

[FORM OF ASSIGNMENT]

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

\_\_\_\_\_  
(Name and address of Transferee)

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

Dated:

\_\_\_\_\_  
Signature Guaranteed:

\_\_\_\_\_  
(Authorizing Officer)

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

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

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

[FORM OF CERTIFICATE]

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

SUMTER COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
Clerk, County Council

**FORM OF NOTICE OF PUBLIC HEARING**

**NOTICE OF PUBLIC HEARING**

Notice is hereby given that a public hearing will be held by the County Council of Sumter County, South Carolina (the "County"), in County Council Chambers located at 13 East Canal Street, Sumter, South Carolina, at 6:00 p.m. or as soon thereafter as possible, on \_\_\_\_\_, \_\_\_\_\_, 2019, or at such other location as proper notice on the main entrance to the said building might specify.

The purpose of the public hearing is to consider an Ordinance providing for the issuance and sale of General Obligation Bonds, Series 2019 or such other appropriate series designation, of Sumter County, South Carolina, in the principal amount of not exceeding \$2,800,000 (the "Bonds"). The proceeds of the Bonds will be used for: (i) funding capital projects (ii) paying costs of issuance of the Bonds; and (iii) such other lawful purposes as the County Council shall determine.

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

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

COUNTY COUNCIL OF SUMTER COUNTY,  
SOUTH CAROLINA



**FORM OF NOTICE**

NOTICE

NOTICE IS HEREBY GIVEN that the County Council (the "County Council") of Sumter County, South Carolina (the "County"), on \_\_\_\_\_ enacted Ordinance No. \_\_\_\_\_ entitled "AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, SERIES 2019, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$2,800,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR TO PRESCRIBE CERTAIN DETAILS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF AND OTHER MATTERS RELATING THERETO" (the "Ordinance"). The Ordinance authorized the issuance and sale of not exceeding \$2,800,000 General Obligation Bonds, Series 2019 (the "Bonds") of the County.

The proceeds of the Bonds will be used for any one or more of the following purposes: (i) funding capital projects; (ii) paying costs of issuance of the Bonds; and (iii) such other lawful purposes as the County Council shall determine.

Pursuant to Section 11-27-40(8) of the South Carolina Code of Laws, 1976, as amended, unless a notice, signed by not less than five (5) qualified electors of the County, of the intention to seek a referendum is filed both in the office of the Clerk of Court of the County and with the Clerk of the County Council, the initiative and referendum provisions of South Carolina law, Sections 4-9-1210 to 4-9-1230, South Carolina Code of Laws 1976, as amended, shall not be applicable to the Ordinance. The notice of intention to seek a referendum must be filed within twenty (20) days following the publication of this notice of the adoption of the aforesaid Ordinance in a newspaper of general circulation in Sumter County.

COUNTY COUNCIL OF SUMTER COUNTY,  
SOUTH CAROLINA

**FORM OF NOTICE OF SALE**

\$ \_\_\_\_\_ GENERAL OBLIGATION BONDS, SERIES 2019,  
OF SUMTER COUNTY, SOUTH CAROLINA

Time and Place of Sale: NOTICE IS HEREBY GIVEN that sealed bids and electronic bids will be received on behalf of Sumter County, South Carolina (the "County"), until 11:00 a.m., South Carolina time, on \_\_\_\_\_, \_\_\_\_\_, 2019, at which time said proposals will be publicly opened for the purchase of \$ \_\_\_\_\_ General Obligation Bonds, Series 2019, of the County (the "Bonds").

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

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

The Bonds will be issued in fully-registered form registered as to principal and interest; will be dated \_\_\_\_\_, 2019; will be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing in each year; and will mature serially in successive annual installments on \_\_\_\_\_ in each of the years and in the principal amounts as follows:

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

Adjustment of Maturity Schedule. The County reserves the right, in its sole discretion, either to decrease or increase the principal amount of the Bonds maturing in any year (all calculations to be rounded to the near \$5,000), provided that any such decrease or increase shall not exceed 10% of the Bonds. Such adjustment(s), if any, shall be made within twenty-four (24) hours of the award of the Bonds. In order to calculate the yield on the Bonds for federal tax law purposes and as a condition precedent to the award of the Bonds, bidders must disclose to the County in connection with their respective bids the price (or yield to maturity) at which each maturity of the Bonds will be reoffered to the public.

In the event of any adjustment of the maturity schedule for the Bonds as described herein, no rebidding or recalculation of the proposals submitted will be required or permitted. Nevertheless, the award of the Bonds will be made to the bidder whose proposal produces the lowest true interest cost

solely on the basis of the Bonds offered, without taking into account any adjustment in the amount of the Bonds pursuant to this paragraph.

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

[Redemption Provisions]

Registrar/Paying Agent: Regions Bank, Atlanta, Georgia will serve as Registrar/Paying Agent for the Bonds.

Bid Requirements: Bidders shall specify the rate or rates of interest per annum which the Bonds are to bear, to be expressed in multiples of 1/20 or 1/8 of 1% and the interest rate specified for any maturity shall not be lower than the interest rate specified for any previous maturity. Bidders are not limited as to the number of rates of interest named, but the rate of interest on each separate maturity must be the same single rate for all Bonds of that maturity from their date to such maturity date. A bid for less than all the Bonds, a bid at a price less than par or a bid which includes a premium in excess of 10% of the par amount of the Bonds will not be considered. In addition to the bid price, the successful bidder must pay accrued interest from the date of the Bonds to the date of full payment of the purchase price.

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

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

Good Faith Deposit: No good faith deposit is required.

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

Continuing Disclosure: In order to assist the bidders in complying with Rule 15c2-12(b)(5) promulgated by the U.S. Securities and Exchange Commission, the County will undertake, pursuant to an

ordinance and a continuing disclosure certificate, to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the final Official Statement.

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

Issue Price Certificate: [TO BE PROVIDED]

Financial Advisor: Compass Municipal Advisors, LLC has acted as Financial Advisor to the School District in connection with the issuance of the Bonds. In this capacity, Compass Municipal Advisors, LLC provided technical assistance in the preparation of the offering documents and assisted the School District in preparing for this financing.

Delivery: The Bonds will be delivered on or about \_\_\_\_\_, 2019, in New York, New York, at the expense of the County. The balance of the purchase price then due, including the amount of accrued interest, must be paid in federal funds or other immediately available funds.

Additional Information: The Preliminary Official Statement of the County with respect to the Bonds is available via the internet at [officialstatements.compassmuni.com](http://officialstatements.compassmuni.com) and will be furnished to any person interested in bidding for the Bonds upon request. The Preliminary Official Statement shall be reviewed by bidders prior to submitting a bid. Bidders may not rely on this Notice of Sale as to the complete information concerning the Bonds. Persons seeking additional information should communicate with the County's bond counsel, Francenia B. Heizer, Esquire, Burr Forman McNair, 1221 Main Street, Suite 1800, Columbia, South Carolina, 29201, telephone (803) 799-9800, e-mail: [fheizer@burr.com](mailto:fheizer@burr.com) or with the County's financial advisor, R. Michael Gallagher, Director, Compass Municipal Advisors, LLC, 1310 Pulaski Street, Columbia, South Carolina 29201; telephone (803) 765-1004; e-mail: [mike.gallagher@compassmuni.com](mailto:mike.gallagher@compassmuni.com).

SUMTER COUNTY, SOUTH CAROLINA

**FORM OF CONTINUING DISCLOSURE CERTIFICATE**

This Continuing Disclosure Certificate (the “Disclosure Certificate”) is executed and delivered by Sumter County, South Carolina (the “County”) in connection with the issuance of \$\_\_\_\_\_ General Obligation Bonds, Series 2019 (the “Bonds”). The Bonds are being issued pursuant to an Ordinance adopted by the County Council of the County (the “Council”). The County covenants and agrees as follows:

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

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

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

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

“**Financial Obligation**” is defined by the Rule as and for purposes of this Disclosure Certificate shall mean (1) a debt obligation, (2) a derivative instrument entered into in connection with, or pledged as security or a source of payment for, an existing or planned debt obligation, or (3) a guarantee of either of the foregoing; provided, however, that a “Financial Obligation” shall not include municipal securities as to which a final official statement has been provided to the Municipal Securities Rulemaking Board consistent with the Rule.

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

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

“**Participating Underwriter**” shall mean \_\_\_\_\_ and any other original underwriter of the Bonds required to comply with the Rule in connection with offering of the Bonds.

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

**SECTION 3. Provision of Annual Reports.**

(a) The County shall, or shall cause the Dissemination Agent to provide, not later than February 1 of each year, commencing in 2020, to the Repository an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Certificate. Not later than fifteen (15) business days prior to such date the County shall provide the Annual Report to the Dissemination Agent, if other than the County; provided, that if the audited financial statements required pursuant to Section 4 hereof to be included in the Annual Report are not available for inclusion in the Annual Report as of such date, unaudited financial statements of the County may be included in such Annual Report in lieu thereof, and the County shall replace such unaudited financial statements with audited financial statements within



fifteen (15) days after such audited financial statements become available for distribution. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other information as provided in Section 4 of this Disclosure Certificate; provided that the audited financial statements of the County may be submitted separately from the balance of the Annual Report.

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

(c) The Dissemination Agent shall:

- (1) determine each year prior to the date for providing the Annual Report the name and address of the Repository; and
- (2) if the Dissemination Agent is other than the County, file a report with the County and (if the Dissemination Agent is not the Registrar) the Registrar certifying whether the Annual Report has been provided pursuant to this Disclosure Certificate, and, if provided, stating the date it was provided, and listing the Repository to which it was provided.

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

- (a) Population;
- (b) State appropriations subject to withholding under Article X, Sec. 14, South Carolina Constitution;
- (c) Outstanding general obligation indebtedness;
- (d) Assessed Value/Market Value of taxable property;
- (e) Tax rates;
- (f) Tax collections; and
- (g) Ten largest taxpayers (including fee-in-lieu-of-tax).

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

SECTION 5. Reporting of Significant Events.

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

- (1) Principal and interest payment delinquencies;

- (2) Non-payment related defaults;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders;
- (8) Bond calls;
- (9) Tender offers;
- (10) Defeasances;
- (11) Release, substitution, or sale of property securing repayment of the securities;
- (12) Rating changes;
- (13) Bankruptcy, insolvency, receivership or similar event of the County;
- (14) The consummation of a merger, consolidation, or acquisition involving the County or the sale of all or substantially all of the assets of the County other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms;
- (15) Appointment of a successor or additional trustee or the change of name of a trustee;
- (16) Incurrence of a Financial Obligation of the School District; or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a Financial Obligation of the School District, any of which affect security holders; and
- (17) Default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a Financial Obligation of the School District, any of which reflect financial difficulties.

(b) Upon the occurrence of a Listed Event described in subsections (a)(2), (7), (8), (11), (14), (15) or (16) above, the County shall as soon as possible determine if such event would be material under applicable federal securities laws. If the County determines that the occurrence of such event would be material under applicable federal securities laws, the County shall promptly, and no later than ten business days after the occurrence of the event, file a notice of such occurrence with the Repository.

(c) Upon the occurrence of a Listed Event described in subsections (a)(1), (3), (4), (5), (6), (9), (10), (12), (13) or (17) above, the County shall promptly, and no later than ten business days after the occurrence of the event, file a notice of such occurrence with the Repository.

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

arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the County.

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

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

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

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

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

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

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

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

SUMTER COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
County Administrator

Dated: \_\_\_\_\_, 2019





NOTICE TO REPOSITORY OF FAILURE TO FILE ANNUAL REPORT

Name of County: Sumter County, South Carolina

Name of Bond Issue: \$\_\_\_\_\_ General Obligation Bonds, Series 2019  
Sumter County, South Carolina

Date of Issuance: \_\_\_\_\_, 2019

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

Dated: \_\_\_\_\_

SUMTER COUNTY, SOUTH CAROLINA

**ORDINANCE NO. 19-908**

**An Ordinance To Provide For A Levy Of Taxes For County Purposes Of Sumter County, S. C., (Known As The Budget Ordinance) For The Fiscal Year Of Said County Beginning July 1, 2019, To Direct The Expenditures Of Said Taxes And Other Funds Of Said County, And To Provide For Other Matters Related Thereto.**

**BE IT ORDAINED** by the County Council of Sumter County (the County), South Carolina, in council duly assembled:

**WHEREAS**, the County Council (Council) for Sumter County, South Carolina (the County) has estimated that for the County's fiscal year beginning July 1, 2019, that the aggregate amount of all anticipated funds, moneys and revenues (funds) available to the County from all sources except ad valorem taxes for the County's General Fund for the fiscal year beginning July 1, 2019, as set forth on the annexed **Exhibit A**, Fiscal Year 2019-2020 Projected Revenue Summary, (which is attached hereto and made a part hereof by reference) will be approximately **\$19,790,549.**

**WHEREAS**, Council finds that it is necessary that the additional funds needed to provide for the expenditures appropriated herein should and must be raised from the imposition of ad valorem taxes; and

**WHEREAS**, Council further finds, based on the estimated value of the millage imposed herein, that, in order to provide for the expenditures hereinafter appropriated, the millages hereinafter established should be and hereinafter are established and applied for the purposes hereinafter set forth; and

**WHEREAS**; Council further finds that the expenditures for the appropriations hereinafter made are all necessary, are all in the best interest of the citizens of the County, and are all for proper public and corporate purposes of the County.

**NOW, THEREFORE**, the following ordinance is hereby adopted:

**Section I.** For purposes of this ordinance and for purposes of the records of the County related to the levying of taxes and the expenditure of funds by the County for the County's fiscal year beginning July 1, 2019, and ending June 30, 2020, the following definitions shall apply:

Tax District #1 - that portion of Sumter County in Fire District 1.

Tax District #2 - that portion of Sumter County in Fire District 2.

Tax District #17 - that portion of Sumter County within the corporate limits of the City of Sumter.

Tax District #18 – that portion of Sumter County in Fire District 2 within the corporate limits of the Town of Mayesville.

Tax District #27 – that portion of Sumter County in Fire District 2 within the corporate limits of the Town of Pinewood.

Tax District #717 – The Tax Increment Financing District within the corporate limits of the City of Sumter.

**Section II.** The following amounts are hereby appropriated for operating expenditures of the County's General Fund for the fiscal year beginning July 1, 2019, and ending June 30, 2020, for the purposes indicated:

<b>County Operations:</b>	
General Government Administration	\$16,231,413
Public Safety	21,552,653
Transportation	200,030
Health and Human Services	5,641,884
Recreation	3,986,000
Environment and housing	120,000
Appropriations for other agencies – Exhibit C	3,032,562
Other general expenditures	1,143,500
<b>Total General Fund Appropriations</b>	<b>\$51,908,042</b>

**Section III.** Provided, however, notwithstanding anything set forth in Section II or any other provisions of this ordinance to the contrary, the County Administrator of Sumter County should have the authority to add to or reduce from any appropriations made in this ordinance for County Operations amounts not in excess of \$10,000 or 10% of any appropriations made in this ordinance, whichever is the lesser, provided any such additions to any appropriations shall be taken out of one or more appropriations that have been reduced by the County Administrator within the guidelines of this proviso prior to expenditure thereof.

**Section IV.** The above appropriations shall be kept separate and expended for the purposes for which each was appropriated. Except as otherwise specifically provided herein, there shall not be expended or contracted to expend any sum greater than the amount appropriated except with the approval of a majority of the County Council for the County (County Council) and no account against the County shall be approved or paid except an expenditure authorized by this ordinance or further action of County Council.

**Section V.** The exact amounts the County is required to expend for the following items are set by state law, to-wit: jury pay and court expenses - Clerk of Court; Coroner's juries, inquests, etc.; per diem - Tax Assessor's and appeals board; advertising tax sales, bids, notices, etc.; officials and employees' bond premiums; workers' compensation benefits and/or premiums; state retirement - county's share; social security - county's share;

unemployment compensation; legal expenses for the defense of indigent; and other legal expenses. The amounts herein appropriated for the items enumerated in this section are based on estimated requirements, but may, in fact, vary in accordance with the requirements of state law. Accordingly, notwithstanding anything contained in this ordinance to the contrary, payment of the items enumerated in this section as from time to time required by state law is authorized even if the amount thereof should exceed the estimated amount hereof appropriated in this ordinance for any such item.

**Section VI.** The amounts of the salaries of the following officials by this ordinance for the fiscal year for said County beginning July 1, 2019, shall be as follows, which amount shall be paid out of and deducted from the appropriations made for their respective offices to wit:

Sheriff	\$127,296
Clerk of Court	\$94,927
Judge of Probate	\$90,151
Coroner	\$54,363

Beginning with the first pay period in January after a general Election, the salaries of the County Council members shall be increased by the same total percentages that the salaries of the county employees were increased effective July 1 of each of the prior two calendar years.

Chairman, Sumter County Council	\$17,924
Vice Chairman, Sumter County Council	\$16,821
Member, Sumter County Council	\$15,683

That, in addition to state salaries, the salaries of the following County officials are supplemented by the County as follows:

Auditor	\$57,107
Treasurer/Tax Collector	\$77,665

The amounts herein provided for the salaries or supplements to the salaries of the officials mentioned in this section shall be in lieu of all fees collected by these officials and the amounts herein provided shall be the salaries or supplements to the salaries of such officials for all their services for the fiscal year of the County commencing July 1, 2019. However, said salaries as set out in this section are exclusive of any supplements thereto paid to any of said officials by the State of South Carolina and said officials are hereby authorized to

accept any such supplements to their salaries. Any such supplements received by the County on behalf of a respective official shall be paid over by the County to the applicable official.

**Section VII.** Salaries provided herein for the Sheriff, the Clerk of Court, the Judge of Probate, the Coroner, the Auditor, and the Treasurer/Tax Collector are appropriated for the present holders of the aforesaid offices and in the event vacancies occur in any of these offices, the starting salaries and appropriations therefore shall be determined by the County Council.

**Section VIII.** That the positions of the various County employees set forth on the annexed **Exhibit B**, Position Control, (which is attached hereto and made a part hereof by reference) are hereby ratified, approved, and authorized in order to carry out the functions of the County. The County Administrator is authorized to fill these positions with such employees as the County Administrator deems in the best interest of the County consistent with applicable laws, ordinances, regulations, and policies. The County Administrator is not required to fill any position that is or becomes vacant where the County Administrator deems it in the best interest of the County that said position be vacant. Except as otherwise provided in this section and except also as County Council might from time to time by resolution otherwise direct, the County Administrator is authorized, from time to time, to assign, amend, and vary the duties and responsibilities of County employees, to increase or decrease salaries applicable to a respective position, move County employees from one position with the County to another position with the County (either within a department or to another department), and to combine one or more positions or portions thereof into a single position. The County Administrator is authorized to change the title of the position of a County employee unless the change will require an increase in expenditures in excess of those available and budgeted. Provided, nothing in this section shall authorize the expenditure of any county funds except for the purposes authorized in this ordinance. Provided further, the County Administrator shall not, without authorization granted by resolution of County Council, create any new position nor increase the total number of County employees from the total number of regular, full time positions herein approved. Notwithstanding anything in this section to the contrary, the County Administrator is authorized to employ additional persons for temporary contract labor for a period not to exceed six (6) months per person in any one fiscal year.

**Section IX.** *The Sumter County Employee Handbook has the following change effective July 1, 2019:*



Section 39.a. Meal Allowance Employees may be reimbursed for actual meal expenses incurred while traveling, **as supported by acceptable receipts**, not to exceed amounts allowable as published by the Internal Revenue Service.

**Section X.** No magistrate in the County shall receive a salary unless and until such magistrate shall have first filed a monthly statement with the County Treasurer to be submitted to the County Council showing all cases handled during the past month and the disposition thereof and certifying that all fines due to the County shall have been paid to the County Treasurer.

**Section XI.** . The Auditor is authorized and directed to levy such millage upon all taxable property within the County as necessary to provide funds required to meet the appropriation made in this ordinance for County purposes and to retire, according to the respective schedules for repayment, the general obligation bonds of the County.

**Section XII.** In addition to funds normally received and to ad valorem taxes imposed for other purposes, the Auditor of Sumter County (the Auditor) is hereby authorized and directed to make the following levies on all taxable property within the areas specified:

1. Within the entire County, 84.4 mills for general countywide purposes and 15.0 mills for general obligation bond purposes;
2. Within Fire District 1, 28.9 mills for fire protection;
3. Within Fire District 2, 17.3 mills for fire protection;
4. Capital Improvement Fund, 1.0 mill;
5. Central Carolina Technical College, 4.5 mills;
6. USC – Sumter, 2.0 mills;
7. General Fund Legislative Mandates 1.6 mills;
8. Solid Waste Disposal 4.0 mills;
9. Solid Waste Disposal Unfunded Legislative Mandates, 0.7 mills

Expenditures by the County for the purposes specified above out of the funds so raised and those other funds remitted to the County by State agencies, raised by other ordinances of the County, and obtained by the County from all other sources are hereby authorized.

**Section XIII.** The County Tax Assessor shall furnish to the County Auditor the assessed values on all property within the County on or before June 30, 2019.

**Section XIV.** The Auditor shall deliver the tax books to the County Treasurer not later than September 15, 2019. The Auditor is authorized to use the same millage as was used for the County's prior fiscal year unless notified in writing on or before July 15, 2019, of a change in estimated millage values.

**Section XV.** Administrative Fees -- Sumter County shall collect for the administration and collection of municipal taxes for the City of Sumter, Pinewood, and Mayesville. The Administrative Fees shall be \$1.92 per transaction for the City of Sumter, the Town of Pinewood, and for the Town of Mayesville respectively.

**Section XVI.** No additional levy for school purposes shall be made in any district unless approved by a majority of the County Council.

**Section XVII.** All boards and commissions receiving funds from the County shall send to County Council a copy of the minutes of each meeting within thirty (30) days thereof and shall annually submit financial reports to the County Council.

**Section XVIII.** No funds appropriated herein shall be used for payment of expenditures or obligations of the County or any agency or office thereof incurred prior to the effective date of this ordinance except for retirement of general obligation bonds and payment on lease purchase agreements that come due after the effective date of this ordinance. Notwithstanding the foregoing, any line items previously appropriated and/or properly encumbered as of June 30, 2019 shall be carried forward as an appropriation of fiscal year 2019-2020.

**Section XIX.** Through the adoption of this ordinance County Council hereby approves the budgets of all other special revenue, debt service, and capital project funds, submitted herewith as "other funds" as **Exhibit D**.

**Section XX.** Twenty (20%) percent of the revenue from all property in any multi-county park in Sumter County will be allocated to the Infrastructure Fund for Fiscal Year 2019-2020. The remaining eighty percent of the revenue from all property in any multi-county park in Sumter County shall be allocated among the applicable taxing districts on a pro-rata basis using the mills for each taxing district for fiscal year 2019-2020 to determine the ratio for distribution.

**Section XXI.** The Solid Waste Disposal Fee for 2019-2020 charged to each residential unit shall be \$47.76. The tipping fee for 2019-2020 charged to commercial waste haulers who use the Sumter

County transfer station shall be \$44.51 per ton. The annual Road User Fee for each registered vehicle shall be \$30.00 effective July 1, 2019. Effective July 1, 2019 the fee for an autopsy report shall be \$150.00 with the exception for one report to immediate family. Effective July 1, 2019 the fee for a Toxicology reports shall be \$125.00 with the exception for one report to the immediate family.

**Section XXII.** County Council hereby approves appropriating \$1,375,000 from General Fund Balance for the EMS building conversion, old Detention Center demolition, and Training Center/Sheriff parking improvements; and \$521,515 for debt service on the Energy Loan.

**Section XXIII.** This ordinance shall take effect on the **1st** day of July **2019**.

**COUNTY COUNCIL FOR SUMTER COUNTY, S. C.**

(SEAL)



\_\_\_\_\_  
Chairman – James T. McCain, Jr.

\_\_\_\_\_  
Attest By Its Clerk – Mary W. Blanding

**First Reading:** \_\_\_\_\_

**Second Reading:** \_\_\_\_\_

**Public Hearing Held:** \_\_\_\_\_

**Third Reading and Adoption:** \_\_\_\_\_

**Sumter School District Resolution:** \_\_\_\_\_

Exhibit A

**Sumter County**  
**Fiscal Year 2019-2020 Projected Revenue Summary**

	FY 2018 Actual	FY 2019 Budget	FY 2020 Budget
Revenue			
Licenses and permits	\$ 3,997,690	\$ 2,491,500	\$ 2,749,500
Intergovernmental Revenue	8,334,075	8,554,784	7,703,020
Service revenue and charges	6,837,603	6,802,360	6,384,401
Fines and forfeitures	1,488,775	1,661,000	1,682,000
Miscellaneous	<u>1,615,114</u>	<u>1,325,767</u>	<u>1,271,628</u>
Total	<u>\$ 22,273,257</u>	<u>\$ 20,835,411</u>	<u>\$ 19,790,549</u>

**Exhibit B**

**2019-2020 Sumter County Position Control**

DEPARTMENT	TITLE	TOTAL
ADMINISTRATION	COUNTY ADMINISTRATOR	1
	ASSISTANT ADMINISTRATOR	1
	OFFICE MANAGER	1
ADMINISTRATION Total		3
AIRPORT	MANAGER	1
	ASSISTANT MANAGER	1
AIRPORT Total		2
ASSESSOR	ADMINISTRATIVE ASSISTANT	1
	CLERK II	1
	CLERK III	1
	DEPUTY TAX ASSESSOR	1
	GIS COORDINATOR	1
	GIS ANALYST	1
	SECRETARY	1
	STAFF APPRAISER SUPERVISOR	1
	STAFF APPRAISER	5
	TAX ASSESSOR	1
ASSESSOR Total		14
AUDITOR	CLERK II	2
	ACCOUNTING CLERK III	2
	AUDITOR	1
	DEPUTY AUDITOR	2
AUDITOR Total		7
CLERK OF COURT	ACCOUNTING CLERK III	1
	CHIEF DEPUTY CLERK	1
	CLERK II	4
	CLERK OF COURT	1
	LEGAL CLERK	2
	BAILIFF- PART-TIME	6
	CLERK II - PART TIME	1
CLERK OF COURT Total		16
CORONER	CORONER	1
	DEPUTY CORONER	1
	DEPUTY CORONER - PART-TIME	1
CORONER Total		3
COUNTY ATTORNEY	ATTORNEY	1
COUNTY ATTORNEY Total		1
	CLERK TO COUNCIL	1



COUNTY COUNCIL		
	CHAIRMAN- PART-TIME	1
	COUNCIL MEMBER-PART-TIME	5
	VICE CHAIRMAN- PART-TIME	1
COUNTY COUNCIL Total		8
DETENTION CENTER	ASSISTANT DIRECTOR	1
	CAPTAIN	3
	CENTER DIRECTOR	1
	CORPORAL	8
	CORRECTIONAL OFFICER	51
	CORRECTIONAL OFFICER- JUDICIAL CENTER	2
	LIEUTENANT	6
	SERGEANT	14
	KITCHEN SUPERVISOR	1
	PC LAN SPECIALIST II	1
DETENTION CENTER Total		88
DEVELOPMENT BOARD	CEO/ PRESIDENT	1
	ECONOMIC DEVELOPMENT/EXISTING INDUSTRY MANAGER	1
	COMMUNICATIONS & STRATEGIC INITIATIVES MANAGER	1
	INVESTOR/ PUBLIC RELATIONS MANAGER	1
	RESEARCH & ADMINISTRATIVE ASSOCIATE	1
DEVELOPMENT BOARD Total		5
EMERGENCY MGMT	EMERGENCY MANAGEMENT DIRECTOR	1
	EXECUTIVE SECRETARY	1
EMERGENCY MGMT Total		2
EMS	EMS DIRECTOR	1
	EMS ASSISTANT DIRECTOR	1
	CLERK II	1
	EMS SHIFT SUPERVISOR	4
	EMS ASST. SUPERVISOR	4
	SENIOR PARAMEDIC	4
	PARAMEDIC	20
	PART-TIME PARAMEDIC	8
	EMT INTERMEDIATE/AEMT	8
	PART-TIME INTERMEDIATE/AEMT	4
	EMT BASIC	24
	PART-TIME EMT BASIC	4
EMS Total		83
FAMILY COURT	CLERK II	7
	CHIEF DEPUTY CLERK	1
	DOMESTIC RELATIONS COORDINATOR	1

	FINANCIAL COORDINATOR	1
	RESEARCH & DOCKET CLERK	1
	SUPPORT ENFORCEMENT COORDINATOR	1
<b>FAMILY COURT Total</b>		<b>12</b>
FAMILY COURT TITLE IV-D	CLERK II	2
	COURT COORDINATOR	1
	PROJECT COORDINATOR	1
<b>FAMILY COURT TITLE IV-D Total</b>		<b>4</b>
FINANCE	ACCOUNTANT	2
	ACCOUNTING CLERK III	2
	FINANCE DIRECTOR	1
	ACCOUNTING CLERK/GRANTS ADMINISTRATOR	1
<b>FINANCE Total</b>		<b>6</b>
HUMAN RESOURCES	HR- DIRECTOR	1
	HR - ASSISTANT	1
	BENEFITS ADMINISTRATOR	1
	PAYROLL MANAGER	1
<b>HUMAN RESOURCES Total</b>		<b>4</b>
INFORMATION TECHNOLOGY	DIRECTOR OF IT	1
	SENIOR PROGRAMMER ANALYST	1
	SERVICE MANAGER	1
	PC LAN SPECIALIST	3
	PROGRAMMER	1
	NETWORK ENGINEER	1
	SYSTEMS ADMINISTRATOR	1
	COMMUNICATIONS COORDINATOR	1
<b>INFORMATION TECHNOLOGY Total</b>		<b>10</b>
MAGISTRATE	BOND CLERK	1
	CHIEF MAGISTRATE	1
	CLERK II	8
	CLERK III	1
	COURT ADMNISTRATOR	1
	MAGISTRATE	3
	MAGISTRATE (PART-TIME)	2
	RECEPTIONIST	1
<b>MAGISTRATE Total</b>		<b>18</b>
MASTER IN EQUITY	MASTER IN EQUITY	1
<b>MASTER IN EQUITY Total</b>		<b>1</b>
PATRIOT HALL	EXECUTIVE DIRECTOR - CULTURAL CENTER	1
	OFFICE MANAGER II	1
	TECHNICAL DIRECTOR	1

	MAINTENANCE (CUSTODIAL AND GROUNDS)	1
	EVENT ATTENDANTS( PART-TIME AS NEEDED)	4
	TECHNICIANS - (PART-TIME AS NEEDED)	2
	DIRECTOR OF ART GALLERY	1
<b>PATRIOT HALL Total</b>		<b>11</b>
<b>PROBATE</b>	<b>ASSOCIATE PROBATE JUDGE</b>	<b>1</b>
	CLERK II	2
	CLERK II – (PART- TIME)	1
	DEPUTY PROBATE JUDGE	1
	PROBATE JUDGE	1
<b>PROBATE Total</b>		<b>6</b>
<b>PUBLIC BUILDINGS</b>	<b>MAINTENANCE MANAGER</b>	<b>1</b>
	CUSTODIAL MANAGER	1
	MAINTENANCE WORKER	3
	FACILITIES MANAGER	1
	CUSTODIAL MAINTENANCE	9
<b>PUBLIC BUILDINGS Total</b>		<b>15</b>
<b>PUBLIC DEFENDER</b>	<b>OFFICE MANAGER</b>	<b>1</b>
	RECEPTIONIST	1
	LEGAL CLERK	4
	DATA ENTRY CLERK	2
	ASSISTANT PUBLIC DEFENDER	10
	CHIEF PUBLIC DEFENDER	1
<b>PUBLIC DEFENDER Total</b>		<b>19</b>
<b>PUBLIC WORKS</b>	<b>ASSISTANT DIRECTOR</b>	<b>1</b>
	ASST SHOP SUPERVISOR	1
	CLERK III	1
	EQUIPMENT MECHANIC	1
	EQUIPMENT OPERATOR II	2
	HEAVY EQUIPMENT OPERATOR II <i>(17 assigned to Roads)</i>	22
	LABOR SUPERVISOR II <i>(2 assigned to Roads)</i>	5
	MECHANIC	4
	OFFICE MANAGER II	1
	PUBLIC WORKS DIRECTOR	1
	SHOP SUPERVISOR	1
<b>PUBLIC WORKS Total</b>		<b>40</b>
<b>PUBLIC WORKS - LANDFILL</b>	<b>OFFICE MANAGER</b>	<b>1</b>
	HEAVY EQUIPMENT OPERATOR	5
	LANDFILL MANAGER	1
	LANDFILL SUPERVISOR	1
<b>PUBLIC WORKS - LANDFILL Total</b>		<b>8</b>

PURCHASING	CLERK II	1
	PURCHASING AGENT	1
	PROPERTY MANAGER	1
	BUYER	1
<b>PURCHASING Total</b>		<b>4</b>
RECREATION	ATHLETIC FIELD COORDINATOR - PART-TIME	2
	ATHLETIC DIRECTOR	2
	COMMUNITY CENTER AIDES	7
	COMMUNITY CENTER DIRECTOR	9
	CLERK	1
	CIVIC CENTER DIRECTOR	1
	CIVIC CENTER MAINTENANCE MANAGER	1
	CIVIC CENTER CUSTODIAN -PART-TIME	2
	MAINTENANCE SUPERVISOR	1
	MAINTENANCE WORKER	11
	OFFICE MANAGER	1
	PROGRAM SUPERVISOR	1
	RECREATION DIRECTOR	1
	TEMP- PART TIME (CONCESSIONS, EVENT ATTENDANTS ETC. )	20
<b>RECREATION Total</b>		<b>60</b>
RECREATION - CRYSTAL LAKES	GOLF COURSE DIRECTOR	1
	GOLDF COURSE COORDINATOR	1
	ASST. MAINTENANCE COORDINATOR	1
	SHOP CLERK	3
	MAINTENANCE WORKER	1
	MAINTENANCE WORKER (PART-TIME)	2
<b>RECREATION - CRYSTAL LAKES Total</b>		<b>9</b>
REGISTER OF DEEDS	CHIEF DEPUTY CLERK	1
	CLERK II	3
	LEGAL CLERK	1
	RECORDS MANAGER	1
	REGISTER OF DEEDS	1
<b>REGISTER OF DEEDS Total</b>		<b>7</b>
SHERIFF	CAPTAIN	4
	CODES ENFORCEMENT	2
	CORPORAL	23
	DATA ENTRY CLERK	2
	CLERK/GRANTS WRITER	1
	DEPUTY	7
	EVIDENCE CUSTODIAN	1

	INVESTIGATIVE SERGEANT	2
	INVESTIGATOR	14
	LIEUTENANT	11
	MAJOR	2
	PINEWOOD - CORPORAL	1
	SECRETARY	7
	SENIOR CORPORAL	13
	SENIOR DEPUTY	9
	SENIOR INVESTIGATOR	5
	SERGEANT	11
	SHERIFF	1
	SRO - CORPORAL	1
	SRO - SENIOR CORPORAL	5
	PARALEGAL	1
	CHEMIST	1
	DEPUTY PT	4
	ATTORNEY	1
	ANIMAL CONTROL	2
	PC LAN SPECIALIST III	1
	STAFF SERGEANT	6
	MAYESVILLE- CORPORAL	1
	DEPUTY - MAGISTRATE COURT	1
	PUBLIC INFORMATION OFFICER	1
	SEX OFFENDER REGISTRY	1
<b>SHERIFF Total</b>		<b>142</b>
SHILOH COMMUNITY CENTER	CENTER LEADER - PART-TIME	1
	MAINTENANCE WORKER - PART-TIME	1
<b>SHILOH COMMUNITY CENTER Total</b>		<b>2</b>
SOLICITOR	ASSISTANT SOLICITOR	14
	OFFICE MANAGER	1
	SECRETARY	2
	CLERK II	2
	PRE-TRIAL INTERVENTION COORDINATOR	1
	PRE-TRIAL INTERVENTION COUNSELOR	1
	INVESTIGATOR	1
	VICTIMS COUNSELOR	4
	CASE MANAGER	1
	ADMINISTRATIVE CLERK	1
<b>SOLICITOR Total</b>		<b>28</b>
SC COM DEV COMM (CDC)	PROGRAM COORDINATOR - PART-TIME	1
	PROGRAM ASSISTANT- PART-TIME	1

SC COM DEV COMM Total		2
S. SUMTER RESOURCE CENTER	CENTER COORDINATOR	1
	CENTER DIRECTOR	1
	CUSTODIAN- PART-TIME	1
S. SUMTER RESOURCE CENTER Total		3
STORM WATER UTILITY	ENVIRONMENTAL ENGINEER	1
	ENVIRONMENTAL TECHNICIAN	2
	HEAVY EQUIPMENT OPERATOR/TRAINER	1
	HEAVY EQUIPMENT OPERATOR II	2
	CLERK	1
	STORM WATER ENGINEER/ MANAGER	1
STORM WATER UTILITY		8
TREASURER	TAX CLERK	3
	BOOKKEEPER	1
	CHIEF DEPUTY TREASURER	1
	LEGAL CLERK	1
	SENIOR TAX CLERK	1
	TREASURER	1
	DEPUTY TAX COLLECTOR	1
TREASURER Total		9
VECTOR CONTROL	VECTOR CONTROL SUPERVISOR (Seasonal)	1
	VECTOR CONTROL TECHNICIAN (Seasonal - Temporary)	4
VECTOR CONTROL Total		5
VETERAN'S AFFAIRS	BENEFITS COUNSELOR	1
	V.A. OFFICER	1
VETERAN'S AFFAIRS Total		2
VICTIMS ASSISTANCE - SHERIFF	VICTIM ADVOCATE/COUNSELOR	2
VICTIMS ASSISTANCE - SHERIFF Total		2
VOTER'S REGISTRATION	CLERK II	1
	DEPUTY DIRECTOR	2
	DIRECTOR	1
VOTER'S REGISTRATION Total		4
WEDGEFIELD-STATEBURG WATER	OFFICE MANAGER	1
	WATER OPERATOR TRAINEE	1
WEDGEFIELD-STATEBURG WATER		2
<b>GRAND TOTAL</b>		<b>675</b>



Exhibit C

**Sumter County**  
**Appropriations for Other Agencies**

General Government Administration	
Legislative Delegation	\$ 40,000
Planning Commission	503,220
Building Department	546,352
Sumter SBDC	10,000
Public Safety	
Animal Shelter	30,000
Health and Human Services	
Santee Wateree MHC	50,000
United Way/Diamonds	27,250
Sumter United Ministries	7,500
Fatherhood Coalition	31,500
American Red Cross	5,000
Sumter Senior Services	19,565
Environment and Housing	
Soil and Water Conservation Commission	29,549
Clemson Extension	50,410
Base Defense	34,500
Santee Lynches COG member fee	87,012
Recreation	
Sumter County Museum	60,000
Sumter County Library	1,193,979
Sumter Little Theater	25,000
Historical Commission	16,925
Genealogical Society	4,800
Sumter Green	5,000
Gallery of Art	55,000
Public Utilities	
Santee Wateree RTA	150,000
Other General Expenditures	
Scholar's Program	50,000
Total	<u>\$ 3,032,562</u>

Exhibit D

**Sumter County  
Other Funds**

Solicitor Fund	\$ 2,545,386
Less portion funded by the General Fund	<u>(483,479)</u>
Net funded by special revenue	<u>\$ 2,061,907</u>
 Public Defender	 \$ 1,215,361
Less portion funded by the General Fund	<u>(225,000)</u>
Net funded by special revenue	<u>\$ 990,361</u>
 Title IV-D	 427,261
Orthophotography	12,000
Victims Assistance	184,360
"C" Funds	2,000,000
Sheriff Drug Unit	184,000
Hospitality Tax	350,000
Sumter County CDC	173,300
Solid Waste	5,834,546
Road User	2,140,652
Stormwater	1,130,771
I-95 Sewer Plant	133,130
Shiloh Water	169,019
Wedgefield Water	364,798
Capital Improvement Fund	265,000
Debt Service Fund	11,211,440

The other capital projects funds and Infrastructure Fund are budgeted on a project basis and are authorized to continue during FY 2020 to the extent funding is available.

ORDINANCE NO. 19-909

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, SERIES 2019, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$2,800,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR TO PRESCRIBE CERTAIN DETAILS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO.

BE IT ORDAINED BY THE COUNTY COUNCIL OF SUMTER COUNTY, SOUTH CAROLINA, AS FOLLOWS:

SECTION 1. Findings and Determinations. The County Council (the "County Council"), of Sumter County, South Carolina (the "County"), hereby finds and determines:

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

(b) Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended (the "Constitution"), provides that each county shall have the power to incur bonded indebtedness in such manner and upon such terms and conditions as the General Assembly shall prescribe by general law. Such debt must be incurred for a public purpose and a corporate purpose in an amount not exceeding eight percent (8%) of the assessed value of all taxable property of such county.

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

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

(e) Pursuant to Ordinance No. 12-772 adopted by County Council on August 14, 2012, the County has adopted Written Procedures related to Tax-Exempt Debt.

(f) The assessed value of all the taxable property in the County as of June 30, 2018, is \$309,478,850. Eight percent (8%) of the assessed value is \$24,758,308. As of the date hereof, the outstanding general obligation debt of the County subject to the limitation imposed by Article X, Section 14(7) of the Constitution is \$8,281,000. Thus, the County may incur not exceeding \$16,477,308 of additional general obligation debt within its applicable debt limitation.

(g) It is necessary and in the best interest of the County for the County Council to provide for the issuance and sale of general obligation bonds in an amount of not exceeding \$2,800,000, the proceeds of which will be used for: (i) funding capital projects (the "Projects"); (ii) paying costs of issuance of the Bonds (hereinafter defined); and (iii) such other lawful purposes as the County Council shall determine.

SECTION 2. Authorization and Details of Bonds. Pursuant to the aforesaid provisions of the Constitution and laws of the State, there is hereby authorized to be issued not exceeding \$2,800,000 aggregate principal amount of general obligation bonds (the "Bonds") of the County, for the purposes set forth in Section 1(g) and other costs incidental thereto, including without limiting the generality of such other costs, engineering, financial and legal fees.

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

SECTION 3. Delegation of Authority to Determine Certain Matters Relating to the Bonds. Without further authorization, the County Council hereby delegates to the County Administrator and/or his lawfully-authorized designee the authority to determine: (a) the par amount of the Bonds; (b) the maturity dates of the Bonds and the respective principal amounts maturing on such dates; (c) the interest payment dates of the Bonds; (d) redemption provisions, if any, for the Bonds; (e) the date and time of sale of the Bonds; (f) whether the Bonds will be publicly traded or placed with a bank; and (g) the authority to receive bids on behalf of the County Council and to award the sale of the Bonds in accordance with the terms of the Notice of Sale or Request for Proposals for the Bonds.

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

SECTION 4. Registration, Transfer and Exchange of Bonds. The County shall cause books (herein referred to as the "registry books") to be kept at the offices of the Registrar/Paying Agent, for the registration and transfer of the Bonds. Upon presentation at its office for such purpose the Registrar/Paying Agent shall register or transfer, or cause to be registered or transferred, on such registry books, the Bonds under such reasonable regulations as the Registrar/Paying Agent may prescribe.

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

The County and the Registrar/Paying Agent may deem or treat the person in whose name any fully registered Bond shall be registered upon the registry books as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes and all such payments so made to any such registered owner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the County nor the Registrar/Paying Agent shall be affected by any notice to the contrary. In all cases in which the privilege of transferring Bonds is exercised, the County shall execute and the Registrar/Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. Neither the County nor the Registrar/Paying Agent shall be obliged to make any such transfer of Bonds during the fifteen (15) days preceding an interest payment date on such Bonds.

SECTION 5. Record Date. The County hereby establishes a record date for the payment of interest or for the giving of notice of any proposed redemption of Bonds, and such record date shall be the fifteenth (15th) day (whether or not a business day) preceding an interest payment date on such Bond or in the case of any proposed redemption of Bonds, such record date shall be the fifteenth (15th) day (whether or not a business day) prior to the giving of notice of redemption of bonds.

SECTION 6. Mutilation, Loss, Theft or Destruction of Bonds. In case any Bond shall at any time become mutilated in whole or in part, or be lost, stolen or destroyed, or be so defaced as to impair the value thereof to the owner, the County shall execute and the Registrar shall authenticate and deliver at the principal office of the Registrar, or send by registered mail to the owner thereof at his request, risk and expense a new Bond of the same series, interest rate and maturity and of like tenor and effect in exchange or substitution for and upon the surrender for cancellation of such defaced, mutilated or partly destroyed Bond, or in lieu of or in substitution for such lost, stolen or destroyed Bond. In any such event the applicant for the issuance of a substitute Bond shall furnish the County and the Registrar evidence or proof satisfactory to the County and the Registrar of the loss, destruction, mutilation, defacement or theft of the original Bond, and of the ownership thereof, and also such security and indemnity in an amount as may be required by the laws of the State or such greater amount as may be required by the County and the Registrar. Any duplicate Bond issued under the provisions of this Section in exchange and substitution for any defaced, mutilated or partly destroyed Bond or in substitution for any allegedly lost, stolen or wholly destroyed Bond shall be entitled to the identical benefits under this Ordinance as was the original Bond in lieu of which such duplicate Bond is issued, and shall be entitled to equal and proportionate benefits with all the other Bonds of the same series issued hereunder.

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

SECTION 7. Execution of Bonds. The Bonds shall be executed in the name of the County with the manual or facsimile signature of the Chair of the County Council attested by the manual or facsimile signature of the Clerk to the County Council under the seal of the County impressed, imprinted or reproduced thereon; provided, however, the facsimile signatures appearing on the Bonds may be those of the officers who are not in office on the date of enactment of this Ordinance. The execution of the Bonds in such fashion shall be valid and effectual, notwithstanding any subsequent change in such offices. The Bonds shall not be valid or become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. Each Bond shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth herein.

SECTION 8. Form of Bonds. The Bonds and the certificate of authentication shall be in substantially the form set forth in Exhibit A attached hereto.

SECTION 9. Security for Bonds. The full faith, credit, and taxing power of the County are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds as they respectively mature, and for the creation of such sinking fund as may be necessary therefor. There shall be levied annually by the Sumter County Auditor (the "County Auditor") and collected by the Sumter County Treasurer (the "County Treasurer"), in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

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

SECTION 10. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the Bonds and this Ordinance, such notice in substantially the form attached hereto as Exhibit B, having been published in *The Item*, a newspaper of general circulation in the County, not less than 15 days prior to the date of such public hearing.

SECTION 11. Initiative and Referendum. The County Council hereby delegates to the County Administrator and/or his lawfully-authorized designee the authority to determine whether the Notice prescribed under the provisions of Section 5 of Title 11, Chapter 27 of the S.C. Code relating to the initiative and referendum provisions contained in Title 4, Chapter 9, Article 13 of the S.C. Code shall be given with respect to this Ordinance. If said Notice is given, the County Administrator and/or his lawfully-authorized designee are authorized to cause such Notice to be published in a newspaper of general circulation in the County, in substantially the form attached hereto as Exhibit C.

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

SECTION 13. Reimbursement of Certain Expenditures. This Ordinance shall constitute the County's declaration of official intent pursuant to Regulation §1.150-2 of the Internal Code of 1986, as amended (the "Code") to reimburse the County from a portion of the proceeds of the Bonds for expenditures it anticipates incurring (the "Expenditures") with respect to the Project prior to the issuance of the Bonds. The Expenditures which are reimbursed are limited to Expenditures which are: (1) properly chargeable to a capital account (or would be so chargeable with a proper election or with the application of the definition of placed in service under Regulation §1.150-2 of the Code) under general federal income tax principals; or (2) certain de minimis or preliminary Expenditures satisfying the requirements of Regulation §1.150-2(f) of the Code. The source of funds for the Expenditures with respect to the Project will be the County's reserve funds or other legally available funds. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid; or (b) the date such projects were placed in service, but in no event more than three (3) years after the original Expenditures.



SECTION 14. Federal Tax Covenants. The County hereby covenants and agrees with the holders of the Bonds that it will not take any action which will, or fail to take any action which failure will, cause interest on the Bonds to become includable in the gross income of the holders of the Bonds for federal income tax purposes pursuant to the provisions of the Code and regulations promulgated thereunder in effect on the date of original issuance of the Bonds. The County further covenants and agrees with the holders of the Bonds that no use of the proceeds of the Bonds shall be made which, if such use had been reasonably expected on the date of issue of the Bonds would have caused the Bonds to be “arbitrage bonds,” as defined in Section 148 of the Code, and to that end the County hereby shall:

(a) comply with the applicable provisions of Sections 103 and 141 through 150 of the Code and any regulations promulgated thereunder so long as the Bonds are outstanding;

(b) establish such funds, make such calculations and pay such amounts, in the manner and at the times required in order to comply with the requirements of the Code relating to required rebates of certain amounts to the United States; and

(c) make such reports of such information at the time and places required by the Code.

SECTION 15. Book-Entry System. The Bonds initially issued (the “Initial Bonds”) will be eligible securities for the purposes of the book-entry system of transfer maintained by The Depository Trust Company, New York, New York (“DTC”), and transfers of beneficial ownership of the Initial Bonds shall be made only through DTC and its participants in accordance with rules specified by DTC. Such beneficial ownership must be of \$5,000 principal amount of Bonds of the same maturity or any integral multiple of \$5,000.

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

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

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

If the County is unable to retain a qualified successor to DTC or the County has determined that it is in its best interest not to continue the book-entry system of transfer or that interests of the beneficial owners of the Bonds might be adversely affected if the book-entry system of transfer is continued (the County undertakes no obligation to make any investigation to determine the occurrence of any events that would permit it to make any such determination), and has made provision to so notify beneficial owners of the Bonds by mailing an appropriate notice to DTC, upon receipt by the County the Initial Bonds together with an assignment duly executed by DTC, the County shall execute, authenticate and deliver to

the DTC participants Bonds in fully-registered form, in substantially the form set forth in Section 8 of this Ordinance in the denomination of \$5,000 or any integral multiple thereof.

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

SECTION 16. Sale of Bonds, Form of Notice of Sale. The Bonds shall be offered for public sale on the date and at the time designated by the County Administrator and/or his lawfully-authorized designee. A Notice of Sale in substantially the form set forth as Exhibit D attached hereto shall be distributed to prospective bidders and a summary of such Notice of Sale shall be published in a newspaper of general circulation in the State and/or in a financial publication published in the City of New York not less than seven (7) days prior to the date set for such sale.

SECTION 17. Preliminary and Final Official Statement. The County Council hereby authorizes and directs the County Administrator and/or his lawfully-authorized designee to prepare, or cause to be prepared, a Preliminary Official Statement to be distributed to prospective purchasers of the Bonds together with the Notice of Sale. The County Council authorizes the County Administrator and/or his lawfully-authorized designee to designate the Preliminary Official Statement as “final” for purposes of Rule 15c2-12 promulgated by the U.S. Securities and Exchange Commission (the “Rule”). The County Administrator and/or his lawfully-authorized designee are further authorized to see to the completion of the final form of the Official Statement upon the sale of the Bonds so that it may be provided to the purchaser of the Bonds.

SECTION 18. Filings with Central Repository. In compliance with Section 11-1-85 of the S.C. Code, the County covenants that it will file or cause to be filed with a central repository for availability in the secondary bond market when requested: (a) a copy of the annual financial report of the County within thirty (30) days from the County’s receipt thereof; and (b) within thirty (30) days of the occurrence thereof, relevant information of an event which adversely affects more than five (5%) percent of the revenues of the County or the County’s tax base.

SECTION 19. Continuing Disclosure. In compliance with the Rule, the County covenants and agrees for the benefit of the holders from time to time of the Bonds to execute and deliver prior to closing, and to thereafter comply with the terms of a Continuing Disclosure Certificate in substantially the form appearing as Exhibit E attached to this Ordinance. In the event of a failure of the County to comply with any of the provisions of the Continuing Disclosure Certificate, an event of default under this Ordinance shall not be deemed to have occurred. In such event, the sole remedy of any bondholder or beneficial owner shall be an action to compel performance by this Ordinance.

SECTION 20. Bank Placement. In the event the Bonds are sold to a bank pursuant to Section 16 above, the requirements of Sections 15, 17 and 19 hereof shall not be applicable, and the County may serve as Registrar/Paying Agent as described in Section 4 hereof. Also, forms of the attachments to this Ordinance will be revised as necessary and appropriate.

SECTION 21. Deposit and Use of Proceeds. The proceeds derived from the sale of the Bonds shall be deposited with the County Treasurer in a special fund and shall be applied solely to the purposes for which the Bonds have been issued, including payment of costs of issuance of the Bonds.

SECTION 22. Defeasance. The obligations of the County under this Ordinance and the pledges, covenants and agreements of the County herein made or provided for, shall be fully discharged and satisfied as to any portion of the Bonds, and such Bond or Bonds shall no longer be deemed to be outstanding hereunder when:

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

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

“Government Obligations” shall mean any of the following:

- (i) direct obligations of the United States of America or agencies thereof or obligations, the payment of principal or interest on which, in the opinion of the Attorney General of the United States, is fully and unconditionally guaranteed by the United States of America;
- (ii) non-callable, U. S. Treasury Securities - State and Local Government Series (“SLGS”); and
- (iii) a defeasance obligation as defined in Section 6-5-10 of the S.C. Code, as such as may be amended from time to time.

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

SECTION 23. Miscellaneous. The County Council hereby authorizes the Chair of the County Council, the Clerk to the County Council, County Administrator, and County Attorney to execute such documents and instruments as necessary to effect the issuance of the Bonds. The County Council hereby retains Burr & Forman LLP (Burr Forman McNair), as Bond Counsel and Compass Municipal Advisors, LLC, as Financial Advisor in connection with the issuance of the Bonds. The County Administrator is authorized to execute such contracts, documents or engagement letters as may be necessary and appropriate to effectuate these engagements.

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

Enacted this 11<sup>th</sup> day of June, 2019.

SUMTER COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
Chair, County Council

(SEAL)

ATTEST:

\_\_\_\_\_  
Clerk to County Council

Date of First Reading:	May 21, 2019
Publication of Notice of Public Hearing:	May 22, 2019
Date of Second Reading:	May 28, 2019
Date of Public Hearing:	June 11, 2019
Date of Third Reading:	June 11, 2019

**FORM OF BOND**

UNITED STATES OF AMERICA  
STATE OF SOUTH CAROLINA  
SUMTER COUNTY  
GENERAL OBLIGATION BOND, SERIES 2019

No. R-

<u>INTEREST</u> <u>RATE</u>	<u>MATURITY</u> <u>DATE</u>	<u>ORIGINAL</u> <u>ISSUE DATE</u>	<u>CUSIP</u>
--------------------------------	--------------------------------	--------------------------------------	--------------

REGISTERED HOLDER:

PRINCIPAL AMOUNT: DOLLARS

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

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

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

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to number, denomination, date of maturity, redemption provisions, and rate of interest, aggregating \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), issued pursuant to and in accordance with Article X of the Constitution of the State of South Carolina, 1895, as amended (the "Constitution"); Title 4, Chapter 15, Code of Laws of South Carolina 1976, as amended; Title 11, Chapter 27, Code of Laws of South Carolina 1976, as amended; and Ordinance No. 19-909 duly enacted by the County Council on \_\_\_\_\_, 2018.

[Redemption Provisions]

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

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

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

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

SUMTER COUNTY, SOUTH CAROLINA

\_\_\_\_\_  
Chair, County Council

(SEAL)

ATTEST:

\_\_\_\_\_  
Clerk, County Council





[FORM OF REGISTRAR'S CERTIFICATE OF AUTHENTICATION]

Date of Authentication:

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

\_\_\_\_\_  
as Registrar

By: \_\_\_\_\_  
Authorized Officer

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

TEN COM - As tenants in common

UNIF GIFT MIN. ACT

TEN ENT - As tenants by the  
entireties

\_\_\_\_\_  
Custodian  
(Cust.) (Minor)

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

under Uniform Gifts to Minors

\_\_\_\_\_  
(State)

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

[FORM OF ASSIGNMENT]

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

\_\_\_\_\_  
(Name and address of Transferee)

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

Dated:

\_\_\_\_\_  
Signature Guaranteed:

\_\_\_\_\_  
(Authorizing Officer)

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

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

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

[FORM OF CERTIFICATE]

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

SUMTER COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
Clerk, County Council

**FORM OF NOTICE OF PUBLIC HEARING**

**NOTICE OF PUBLIC HEARING**

Notice is hereby given that a public hearing will be held by the County Council of Sumter County, South Carolina (the "County"), in County Council Chambers located at 13 East Canal Street, Sumter, South Carolina, at 6:00 p.m. or as soon thereafter as possible, on \_\_\_\_\_, \_\_\_\_\_, 2019, or at such other location as proper notice on the main entrance to the said building might specify.

The purpose of the public hearing is to consider an Ordinance providing for the issuance and sale of General Obligation Bonds, Series 2019 or such other appropriate series designation, of Sumter County, South Carolina, in the principal amount of not exceeding \$2,800,000 (the "Bonds"). The proceeds of the Bonds will be used for: (i) funding capital projects (ii) paying costs of issuance of the Bonds; and (iii) such other lawful purposes as the County Council shall determine.

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

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

COUNTY COUNCIL OF SUMTER COUNTY,  
SOUTH CAROLINA

**FORM OF NOTICE**

NOTICE

NOTICE IS HEREBY GIVEN that the County Council (the "County Council") of Sumter County, South Carolina (the "County"), on \_\_\_\_\_ enacted Ordinance No. \_\_\_\_\_ entitled "AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, SERIES 2019, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$2,800,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR TO PRESCRIBE CERTAIN DETAILS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF AND OTHER MATTERS RELATING THERETO" (the "Ordinance"). The Ordinance authorized the issuance and sale of not exceeding \$2,800,000 General Obligation Bonds, Series 2019 (the "Bonds") of the County.

The proceeds of the Bonds will be used for any one or more of the following purposes: (i) funding capital projects; (ii) paying costs of issuance of the Bonds; and (iii) such other lawful purposes as the County Council shall determine.

Pursuant to Section 11-27-40(8) of the South Carolina Code of Laws, 1976, as amended, unless a notice, signed by not less than five (5) qualified electors of the County, of the intention to seek a referendum is filed both in the office of the Clerk of Court of the County and with the Clerk of the County Council, the initiative and referendum provisions of South Carolina law, Sections 4-9-1210 to 4-9-1230, South Carolina Code of Laws 1976, as amended, shall not be applicable to the Ordinance. The notice of intention to seek a referendum must be filed within twenty (20) days following the publication of this notice of the adoption of the aforesaid Ordinance in a newspaper of general circulation in Sumter County.

COUNTY COUNCIL OF SUMTER COUNTY,  
SOUTH CAROLINA

**FORM OF NOTICE OF SALE**

\$ \_\_\_\_\_ GENERAL OBLIGATION BONDS, SERIES 2019,  
OF SUMTER COUNTY, SOUTH CAROLINA

Time and Place of Sale: NOTICE IS HEREBY GIVEN that sealed bids and electronic bids will be received on behalf of Sumter County, South Carolina (the "County"), until 11:00 a.m., South Carolina time, on \_\_\_\_\_, \_\_\_\_\_, 2019, at which time said proposals will be publicly opened for the purchase of \$ \_\_\_\_\_ General Obligation Bonds, Series 2019, of the County (the "Bonds").

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

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

The Bonds will be issued in fully-registered form registered as to principal and interest; will be dated \_\_\_\_\_, 2019; will be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing in each year; and will mature serially in successive annual installments on \_\_\_\_\_ in each of the years and in the principal amounts as follows:

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

Adjustment of Maturity Schedule. The County reserves the right, in its sole discretion, either to decrease or increase the principal amount of the Bonds maturing in any year (all calculations to be rounded to the near \$5,000), provided that any such decrease or increase shall not exceed 10% of the Bonds. Such adjustment(s), if any, shall be made within twenty-four (24) hours of the award of the Bonds. In order to calculate the yield on the Bonds for federal tax law purposes and as a condition precedent to the award of the Bonds, bidders must disclose to the County in connection with their respective bids the price (or yield to maturity) at which each maturity of the Bonds will be reoffered to the public.

In the event of any adjustment of the maturity schedule for the Bonds as described herein, no rebidding or recalculation of the proposals submitted will be required or permitted. Nevertheless, the award of the Bonds will be made to the bidder whose proposal produces the lowest true interest cost



solely on the basis of the Bonds offered, without taking into account any adjustment in the amount of the Bonds pursuant to this paragraph.

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

[Redemption Provisions]

Registrar/Paying Agent: Regions Bank, Atlanta, Georgia will serve as Registrar/Paying Agent for the Bonds.

Bid Requirements: Bidders shall specify the rate or rates of interest per annum which the Bonds are to bear, to be expressed in multiples of 1/20 or 1/8 of 1% and the interest rate specified for any maturity shall not be lower than the interest rate specified for any previous maturity. Bidders are not limited as to the number of rates of interest named, but the rate of interest on each separate maturity must be the same single rate for all Bonds of that maturity from their date to such maturity date. A bid for less than all the Bonds, a bid at a price less than par or a bid which includes a premium in excess of 10% of the par amount of the Bonds will not be considered. In addition to the bid price, the successful bidder must pay accrued interest from the date of the Bonds to the date of full payment of the purchase price.

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

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

Good Faith Deposit: No good faith deposit is required.

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

Continuing Disclosure: In order to assist the bidders in complying with Rule 15c2-12(b)(5) promulgated by the U.S. Securities and Exchange Commission, the County will undertake, pursuant to an

ordinance and a continuing disclosure certificate, to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the final Official Statement.

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

Issue Price Certificate: [TO BE PROVIDED]

Financial Advisor: Compass Municipal Advisors, LLC has acted as Financial Advisor to the School District in connection with the issuance of the Bonds. In this capacity, Compass Municipal Advisors, LLC provided technical assistance in the preparation of the offering documents and assisted the School District in preparing for this financing.

Delivery: The Bonds will be delivered on or about \_\_\_\_\_, 2019, in New York, New York, at the expense of the County. The balance of the purchase price then due, including the amount of accrued interest, must be paid in federal funds or other immediately available funds.

Additional Information: The Preliminary Official Statement of the County with respect to the Bonds is available via the internet at [officialstatements.compassmuni.com](http://officialstatements.compassmuni.com) and will be furnished to any person interested in bidding for the Bonds upon request. The Preliminary Official Statement shall be reviewed by bidders prior to submitting a bid. Bidders may not rely on this Notice of Sale as to the complete information concerning the Bonds. Persons seeking additional information should communicate with the County's bond counsel, Francenia B. Heizer, Esquire, Burr Forman McNair, 1221 Main Street, Suite 1800, Columbia, South Carolina, 29201, telephone (803) 799-9800, e-mail: [fheizer@burr.com](mailto:fheizer@burr.com) or with the County's financial advisor, R. Michael Gallagher, Director, Compass Municipal Advisors, LLC, 1310 Pulaski Street, Columbia, South Carolina 29201; telephone (803) 765-1004; e-mail: [mike.gallagher@compassmuni.com](mailto:mike.gallagher@compassmuni.com).

SUMTER COUNTY, SOUTH CAROLINA

**FORM OF CONTINUING DISCLOSURE CERTIFICATE**

This Continuing Disclosure Certificate (the “Disclosure Certificate”) is executed and delivered by Sumter County, South Carolina (the “County”) in connection with the issuance of \$\_\_\_\_\_ General Obligation Bonds, Series 2019 (the “Bonds”). The Bonds are being issued pursuant to an Ordinance adopted by the County Council of the County (the “Council”). The County covenants and agrees as follows:

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

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

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

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

“**Financial Obligation**” is defined by the Rule as and for purposes of this Disclosure Certificate shall mean (1) a debt obligation, (2) a derivative instrument entered into in connection with, or pledged as security or a source of payment for, an existing or planned debt obligation, or (3) a guarantee of either of the foregoing; provided, however, that a “Financial Obligation” shall not include municipal securities as to which a final official statement has been provided to the Municipal Securities Rulemaking Board consistent with the Rule.

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

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

“**Participating Underwriter**” shall mean \_\_\_\_\_ and any other original underwriter of the Bonds required to comply with the Rule in connection with offering of the Bonds.

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

**SECTION 3. Provision of Annual Reports.**

(a) The County shall, or shall cause the Dissemination Agent to provide, not later than February 1 of each year, commencing in 2020, to the Repository an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Certificate. Not later than fifteen (15) business days prior to such date the County shall provide the Annual Report to the Dissemination Agent, if other than the County; provided, that if the audited financial statements required pursuant to Section 4 hereof to be included in the Annual Report are not available for inclusion in the Annual Report as of such date, unaudited financial statements of the County may be included in such Annual Report in lieu thereof, and the County shall replace such unaudited financial statements with audited financial statements within

fifteen (15) days after such audited financial statements become available for distribution. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other information as provided in Section 4 of this Disclosure Certificate; provided that the audited financial statements of the County may be submitted separately from the balance of the Annual Report.

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

(c) The Dissemination Agent shall:

- (1) determine each year prior to the date for providing the Annual Report the name and address of the Repository; and
- (2) if the Dissemination Agent is other than the County, file a report with the County and (if the Dissemination Agent is not the Registrar) the Registrar certifying whether the Annual Report has been provided pursuant to this Disclosure Certificate, and, if provided, stating the date it was provided, and listing the Repository to which it was provided.

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

- (a) Population;
- (b) State appropriations subject to withholding under Article X, Sec. 14, South Carolina Constitution;
- (c) Outstanding general obligation indebtedness;
- (d) Assessed Value/Market Value of taxable property;
- (e) Tax rates;
- (f) Tax collections; and
- (g) Ten largest taxpayers (including fee-in-lieu-of-tax).

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

SECTION 5. Reporting of Significant Events.

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

- (1) Principal and interest payment delinquencies;

- (2) Non-payment related defaults;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders;
- (8) Bond calls;
- (9) Tender offers;
- (10) Defeasances;
- (11) Release, substitution, or sale of property securing repayment of the securities;
- (12) Rating changes;
- (13) Bankruptcy, insolvency, receivership or similar event of the County;
- (14) The consummation of a merger, consolidation, or acquisition involving the County or the sale of all or substantially all of the assets of the County other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms;
- (15) Appointment of a successor or additional trustee or the change of name of a trustee;
- (16) Incurrence of a Financial Obligation of the School District; or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a Financial Obligation of the School District, any of which affect security holders; and
- (17) Default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a Financial Obligation of the School District, any of which reflect financial difficulties.

(b) Upon the occurrence of a Listed Event described in subsections (a)(2), (7), (8), (11), (14), (15) or (16) above, the County shall as soon as possible determine if such event would be material under applicable federal securities laws. If the County determines that the occurrence of such event would be material under applicable federal securities laws, the County shall promptly, and no later than ten business days after the occurrence of the event, file a notice of such occurrence with the Repository.

(c) Upon the occurrence of a Listed Event described in subsections (a)(1), (3), (4), (5), (6), (9), (10), (12), (13) or (17) above, the County shall promptly, and no later than ten business days after the occurrence of the event, file a notice of such occurrence with the Repository.

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

arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the County.

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

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

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

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

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

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

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

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

SUMTER COUNTY, SOUTH CAROLINA

By: \_\_\_\_\_  
County Administrator

Dated: \_\_\_\_\_, 2019





NOTICE TO REPOSITORY OF FAILURE TO FILE ANNUAL REPORT

Name of County: Sumter County, South Carolina

Name of Bond Issue: \$\_\_\_\_\_ General Obligation Bonds, Series 2019  
Sumter County, South Carolina

Date of Issuance: \_\_\_\_\_, 2019

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

Dated: \_\_\_\_\_

SUMTER COUNTY, SOUTH CAROLINA



**Agenda**  
**Sumter County Council**  
**Committee Meeting: Public Safety**  
**Tuesday, June 11, 2019 - Held at 5:45 P.M.**  
**County Administration Building, Third Floor**  
**County Council Conference Room--13 E. Canal Street, Sumter, SC**

.....

- I. **Call to Order** – Committee Chairman, The Honorable C. F. “Chris” Sumpter II
  - II. **Invocation** - Member of Council, Staff, Or Public
  - III. **Action On Agenda** - Tuesday, June 11, 2019
  - IV. **New Business:**
    1. Request To Name Lobby Of Sheriff’s Office Building The “Ira Byrd Parnell Lobby.”
    2. Additional Information: \_\_\_\_\_.
  - V. **Old Business:**
    1. None
  - VI. **Adjournment**
- cc: Committee Members – Sumpter, Baten, and Byrd  
Council Members  
Staff  
Media

In compliance with ADA/Section 504, Sumter County is prepared to make accommodations for individuals needing assistance to participate in our programs, services, or activities.



**Agenda**  
**Sumter County Forfeited Land Commission**  
**Tuesday, June 11, 2019 - Held at 5:30 p.m.**  
**County Administration Building -- County Council Conference Room**  
**13 E. Canal Street, Sumter, SC**

NOTE: All Members Of Sumter County Council Are Members Of The Sumter County Forfeiture Land Commission.

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- I. **Call to Order** – Commission Chairman
- II. **Invocation** – Commission Member, Staff, or Local Minister
- III. **Action On Agenda:** Tuesday, June 11, 2019
- IV. **New Business**
  1. **Executive Session** – Discussion Concerning Approximately Four Contractual Matters Pertaining To Property In The County's Forfeited Land Commission; And Take Appropriate Actions After The Executive Session As Necessary.
    - a) FLC Case #1
    - b) FLC Case #2
    - c) FLC Case #3
    - d) FLC Case #4
    - e) Additional Discussion Items For FLC \_\_\_\_\_
- V. **Old Business** – None
- VI. **Adjournment**

In compliance with ADA/Section 504, Sumter County is prepared to make accommodations for individuals needing assistance to participate in our programs, services, or activities.



**BOARD OF ZONING APPEALS  
WEDNESDAY, JUNE 12, 2019 @ 3:00  
FOURTH FLOOR COUNCIL CHAMBERS  
SUMTER OPERA HOUSE  
21 N. MAIN STREET**

**I. APPROVAL OF MINUTES – MAY 8, 2019**

**II. OLD BUSINESS**

**BOA-19-05, 190 ALG Rd. (County)**

The applicant is requesting a variance from the *Sumter County Zoning and Development Standards Ordinance, Article 4, Section G, Accessory Buildings and Uses, 4.g.2.a.1*, to allow for the subdivision of a property where there is a residential accessory structure but no primary dwelling. The property is located at 190 ALG Rd., is zoned Agricultural Conservation (AC) and represented by Tax Map # 157-00-04-047 (Part).

**III. NEW BUSINESS**

**BOA-19-15, 7 Frazier St. (City)**

The applicant is requesting multiple variances from the *City of Sumter Zoning & Development Standards Ordinance Article 3, Exhibit 3-6* in order to legally re-establish a duplex dwelling within an existing structure. The variances requested are as follows: (1) a 6.3 ft. front setback variance to allow for a 28.7 ft. front setback; (2) 1.5 ft. side setback variance to allow for a 8.5 ft. side setback; (3) variance from the required 10,000 sq. ft. minimum lot size in order to allow for 7,888 sq. ft. lot size; and (4) a 30.15 ft. variance from the required 80 ft. lot width in order to allow a 49 ft. lot width on property located at 7 Frazier St. The property is zoned General Commercial (GC) and is represented by Tax Map #229-15-03-054.

**BOA-19-16, 5670 & 5680 Oakhill Rd. (County)**

The applicant is requesting a variance from the *Sumter County Zoning and Development Standards Ordinance, Article 3, Section 3.n.5.a Lot Requirements (Minimum)* in order to reduce the lot area to +/-0.67 acre, conveying a 0.24 acre portion of the parcel to the adjacent lot. The properties are located at 5670 and 5680 Oakhill Rd, are zoned Agricultural Conservation (AC) and represented by Tax Map # 132-01-01-027 and 132-01-01-025.

**IV. OTHER BUSINESS**

- NONE

**V. ADJOURNMENT**



**SUMTER COUNTY SHERIFF'S OFFICE**  
**ANTHONY DENNIS, SHERIFF**

To: Sumter County Council

From: Anthony Dennis, Sheriff

Date: June 6, 2019

Reference: Monthly Activity Report - Sumter County Sheriff's Office

The following Monthly Activity Report is submitted for the month of May, 2019 from the Sheriff's Office:

**EXECUTIVE TEAM:**

**LEGAL/INTERNAL AFFAIRS**

Contractual Matters - 1

FOIA Requests - 2

Subpoenas - 6

Discovery Requests - 8

Lawsuits:

Filed - 0

Disposed - 0

Appeals - 1 (Addison Motion for Reconsideration Denied)

Jury / Bench Trials Disposed - 14

Status conferences: 1

Cases scheduled: 125

DMV Hearings: 1

Fines assessed - \$4,650.00

Fines suspended - \$ 0.00

Total fines - \$4,650.00

Incarcerations - 0

Internal Affairs Investigations - 0

Mileage - 2,448

Training Hours - 8

Civil Papers - 0

Miscellaneous Legal: Review committee re: RFP medical det. ctr.; meeting at jail re: Securus; EEOC response; Release of Liability (Sims dog), Consent Order (re: pit bulls); Review/comment animal tethering ordinance; SC Sheriff's Association meeting in Columbia; depositions preparation; Finalized Detention Center Health Care Contract

## **PROFESSIONAL STANDARDS**

### **SEX OFFENDER REGISTRY:**

Required Home Visits – 8  
Training Hours – 1  
Registrations – 79  
New Registrations – 2  
Special Operations - 0  
Warrants Signed / Arrests – 0  
Complaints - 0  
Transfers in/out of county – 0  
Agency / Division Meetings – 0  
Hearings / Trials – 0  
Annual fees assessed – \$850.00  
Mileage – 1,046

### **RECRUITING AND HONOR GUARD:**

Mileage – 2,288  
Applications received – 4  
Interviews – 2  
Recruiting events - 1  
Hiring boards conducted – 0  
Public relation events attended - 2  
Honor guard events – 0  
Background Checks – 0  
Special Assignment – 0

### **GRANTS AND TESTING:**

Grants researched – 3  
Grants applied for – 1  
Grants Awarded - 0

### **INFORMATION TECHNOLOGY**

Software - 12  
Hardware - 6  
Virus - 1  
E-Mail - 11  
Printer - 6  
Meetings/Projects – 2  
Server Issues – 2

## **PATROL DIVISION:**

### **PATROL**

Accidents Investigated - 13  
Arrests – 60  
Assist motorists – 51  
Complaints – 3,003  
Driver's license checks – 32  
DUI/Data Master – 10  
DUS – 50  
Escorts – 40  
Fines assessed – \$57,149.00  
Fines suspended – \$2,854.00

Total fines – \$54,295.00

Mental Patients – 3

Mileage – 77,626

Other citations – 86

School visits – 11

Training hours - 163

Agencies assisted - SC Highway Patrol – N/A Sumter Police Department – N/A Other – 31

CAT TEAM:

Accidents investigated – 2

Arrests - 24

Assisted motorists – 28

Complaints – 117

COP Meetings – 8

D.U.I. / Data Master – 0

D.U.S. – 27

Driver license checks – 53

Fines assessed – \$34,438.00

Fines suspended – \$ 0.00

Total fines – \$34,438.00

Interdiction hours – 20

Mileage – 21,384

Petitions – 0

Saturation hours – 8

Training hours - 174

Agencies assisted - SC Highway Patrol – N/A Sumter Police Department – N/A Other – 5

CANINE UNIT:

Search Warrants - 0

Training Hours – 282

Agencies assisted - SC Highway Patrol – N/A Sumter Police Department – N/A Other – N/A

CRIME PREVENTION:

Complaints – 60

COP Meetings - 34

DARE Classes - 0

Mileage – 2,753

School visits - 6

Training hours – 23

SCHOOL RESOURCE OFFICERS/ ADMINISTRATION:

Arrests- 2

Assisted Motorists – 0

Complaints – 107

Fines Assessed – 0

Fines Suspended – 0

Total Fines – 0

Mental Patients – 0

Mileage – 5,492

Other Violations – 0

Petitions – 0

School Visits - 71

Training hours – 0

Agencies assisted - SC Highway Patrol – N/A Sumter Police Department – N/A Other – N/A



## **INVESTIGATIONS:**

### **CRIMINAL INVESTIGATIONS DIVISION:**

Accidental/natural death/suicides – 3  
Arrests – 46 (Adults – 42) (Juveniles – 4)  
Arson – 3  
Assaults (general) – 25  
Assaults (sexual) – 9  
Assist other agencies – 8  
B & E auto – 16  
Bomb threats – 0  
Breach of trust – 7  
Burglaries – 25  
Child abuse/neglect – 5  
Contributing to the delinquency of a minor – 0  
Counterfeit/credit card fraud/fraud/forgery – 16  
Crime scenes worked – 37  
Crime scene hours – 82  
Criminal domestic violence – 19  
Criminal warrants – 64  
Emergency protective custody – 0  
Fugitive from justice – 2  
Identity theft – 3  
Incorrigible child – 5  
Indecent exposure – 0  
Interfering with the operation of a school bus – 0  
Kidnapping – 0  
Larcenies (auto) – 13  
Larcenies (general) – 28  
Lynching – 0  
Malicious injury to property – 6  
Mileage – 30,232  
Missing Person – 3  
Murder – 0  
Petitions – 4 (Juvenile)  
Pointing/presenting a firearm – 2  
Recovered property – \$47,997.00  
Robberies – 5  
Runaways – 6  
Search warrants – 19  
Stakeouts – 5  
Stalking – 3  
Stolen Property – \$126,255.00  
Threatening a public official – 0  
Training Hours – 75  
Unlawful use of telephone – 3  
Weapons violations – 0

### **CRIME ANALYSIS AND POLYGRAPH:**

Crime analysis reports – 0  
Polygraphs – 2



FORENSICS:

Autopsy – 3

Autopsy Hours – 15

NARCOTICS DIVISION:

Arrests – 5

Fines Assessed - \$100.00

Fines Suspended – \$.00

Total Fines - \$100.00

Mileage – 9,824

Search warrants – 0

Training hours – 112

Drug complaints – 28

Seizures – currency - \$ 0.00                      vehicle(s) - 0

Surveillance – 208 hours

Agencies assisted - SC Highway Patrol – 0      Sumter Police Department – 0      Other – 1

Recovered narcotics:	Marijuana wt. – 276.2 grams	Marijuana Plants - 0
	Cocaine powder – 0.1 grams	Crack cocaine – 14.8 grams
	Heroin – 12.72 grams	Methamphetamine – 364.51 grams
	All Pills – 146	Other drugs- 0

VICTIM ADVOCATE:

Interviews of Victims/Witnesses - 4

Meetings with Victims and/or families) – 98

Court Appearances – 6

Meetings (interoffice) – 97

Meetings (Prosecutors & Court Officials) – 3

Meetings (other agencies) - 24

Child forensic interviews – 1

Called to scene – 2

Debriefings & Defusings – 2

Special Assignments – 12

Training (Attended & Conducted) – 0

Mileage – 1,790

Disciplinary Hearing/Inmate Representative – 2

CIVIL PROCESS:

WARRANTS DIVISION

Arrests – 4

Attempted service – 275

Bench warrants – 5

Civil Papers - 531

Complaints – 39

Criminal warrants – 1

Executions – 56

Fines Assessed - \$.00

Fines Suspended - \$.00

Total Fines - \$.00

Mileage – 9,257

Sheriff's fees – \$5,153.75

Training hours- 36

**FAMILY COURT DIVISION:**

Arrests – 0  
Bench warrants – 31  
Criminal warrants – 2  
Family Court Security - 21 days 840 hours  
Fines Assessed - \$97,334.90  
Fines Suspended - \$0.00  
Total Fines - \$97,334.90  
Mileage – 8,500  
Non-service – 29  
Petitions - 20  
Training hours – 16  
Total papers – 327 issued, 269 served = 82 % service  
Total value of process – \$695,522.86  
Transportation, adult – 2  
Transportation, juvenile – 3

**SPECIAL OPERATIONS:**

**TRAINING**

Assist Motorists - 0  
Meetings - 2  
Mileage – 2,949  
Training hours – 14  
Training Classes - 14

**ANIMAL CONTROL:**

Animal control complaints – 149  
Animals picked up – 98  
Mileage – 3,044  
Money collected – \$270.00

**CODES ENFORCEMENT:**

Certified mail – 6  
Complaints – 66  
Fines assessed – \$2,000.00  
Fines suspended – \$1,150.00  
Total fines - \$850.00  
Mileage – 2,397  
Training hours – 8

**QUARTERMASTER:**

Uniform & Equipment – 40

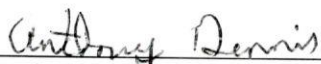
**TOTALS FOR ALL DEPARTMENTS:**

Complaints – 3,569  
Arrests - 141  
Civil Papers – 531  
Currency Seizures - \$0.00  
Training Hours – 912  
Mileage – 181,030  
Petitions - 24  
Mental Patients – 3  
Fines assessed – \$195,941.90  
Fines suspended – \$ 4,004.00  
Total fines – \$191,937.90  
Stolen Property – \$126,255.00  
Recovered property – \$47,997.00  
Sheriff's fees – \$5,153.75  
Codes Violations – 0  
Escorts – 40  
Agencies assisted - SC Highway Patrol – 0 Sumter Police Department – 0 Other – 37  
Recovered narcotics: Marijuana wt. – 276.2 grams Marijuana Plants - 0  
Cocaine powder – 0.1grams Crack cocaine – 14.8 grams  
Heroin – 12.72 grams Methamphetamine – 364.51 grams  
All Pills –146 Other drugs- 0

**STATISTICS BELOW REPORTED TO SLED**

Homicide – 0  
Robbery - 4  
All other larceny – 38  
Arson – 0  
Assaults (Simple) – 81  
Assaults (Aggravated) - 20  
Assaults (sexual) – 6  
Theft (motor vehicle) – 20  
Theft from motor vehicle – 13  
Theft motor vehicle parts/accessories - 5  
Burglaries – 28  
Kidnapping – 1  
DUI – 9  
Suicide – 7  
Missing Person – 3

Respectfully submitted,

  
\_\_\_\_\_  
Anthony Dennis, Sheriff



New Chamber Partner

# SEACO Music

Thursday, June 13 @ 2pm  
657 Bultman Dr., Sumter

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*Taking Care of Business...*





New Local Business



Friday, June 21 @ 11am  
4107 Thomas Sumter Hwy.  
Dalzell

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*Taking Care of Business...*

