

A special meeting of County Council of Charleston County was held on the 19th day of July, 2012, immediately following the Finance Committee meeting, in the Council Committee Room, Second Floor of the Lonnie Hamilton, III Public Services Building, located at 4045 Bridge View Drive, Charleston, South Carolina.

Present at the meeting were the following members of Council: Teddie E. Pryor, Sr., Chairman, who presided; Colleen Condon; Henry E. Darby; Anna B. Johnson; Joseph K. Qualey; A. Victor Rawl; Herbert R. Sass, III; Dickie Schweers and J. Elliott Summey

Also present were: Kurt Taylor, County Administrator and County Attorney Joseph Dawson.

The Clerk reported that in compliance with the Freedom of Information Act, notice of meetings and agendas were furnished to all news media and persons requesting notification.

**St. Pauls Fire
District
A) Bond
Resolution
B) Bond
Ordinance
C) FY 2013
Budget
Amendment
Ordinance**

A report was read from the Finance Committee under date of July 19, 2012 that it considered the information furnished by W. Kurt Taylor, County Administrator, Mack Gile, Budget Director, and Gary Pope, Esquire Attorney for the St. Paul's Fire District, regarding the Fiscal Year 2012-2013 St. Paul's Fire District Ordinance. It was stated that subsequent to the approval of the budget, the St. Paul's District determined that capital funds were needed to address the level of service in the district, due to the district proposed increase in the water supply, adding a fire station and improving communication with volunteer fire fighters as part of a proposed bond issue, and that the proposed bond issue will require a 0.7 debt service millage increase in FY 2013 and an additional 0.9 debt service millage increase in FY 2014. It was shown that the increase in the water stations and truck/trailers with water tanks, might improve the existing ISO rate and result in insurance savings in the District.

Committee recommended that Council:

1. Approve the resolution to issue up to \$1.6 million of General Obligation Debt.
2. Approve and give first reading to an Ordinance authorizing the St. Paul's Fire District to issue up to \$1.6 million of General Obligation Debt.
3. Amend the St. Paul's Fire District's Fiscal Year 2012-2013 Budget Ordinance authorizing an increase in the debt service millage rate from 3.1 mills to 3.8 mills.

Mr. Summey moved approval of the Consent Agenda, seconded by Mr. Rawl, and carried. Mr. Schweers voted nay.

The Resolution is as follows:

A RESOLUTION

**CALLING FOR A PUBLIC HEARING TO BE HELD UPON THE QUESTION OF THE
ISSUANCE OF NOT EXCEEDING \$1,600,000 OF GENERAL OBLIGATION BONDS
OF THE ST. PAUL'S FIRE DISTRICT, SOUTH CAROLINA; PROVIDING FOR THE**

PUBLICATION OF THE NOTICE OF SUCH PUBLIC HEARING; AND OTHER MATTERS RELATING THERETO.

BE IT RESOLVED, by the County Council of Charleston County (the "**County Council**"), the governing body of Charleston County, South Carolina (the "**County**"):

WHEREAS, the County Council is empowered by Act No. 1189 enacted at the 1974 Session of the South Carolina General Assembly entitled:

AN ACT TO AUTHORIZE THE GOVERNING BODIES OF ALL COUNTIES OF THE STATE WHEREIN EXIST SPECIAL PURPOSE DISTRICTS CREATED PRIOR TO MARCH 7, 1973. TO ISSUE BONDS OF SUCH DISTRICTS IN FURTHERANCE OF POWERS EXISTING IN SUCH DISTRICTS AS OF MARCH 7, 1973; TO PROVIDE THE PROCEDURES PURSUANT TO WHICH SUCH BONDS MAYBE ISSUED; TO PRESCRIBE THE TERMS AND CONDITIONS UNDER WHICH BONDS MAYBE ISSUED AND THEIR PROCEEDS EXPENDED; TO MAKE PROVISION FOR THE PAYMENT OF SUCH BONDS AND TO VALIDATE ALL BONDS OF SUCH DISTRICTS ISSUED OR SOLD PRIOR TO THE EFFECTIVE DATE OF THIS ACT.

approved July 9, 1974, as amended (hereinafter called the "**Enabling Act**"), to authorize the governing body of any special purpose district created prior to March 7, 1973 and located in whole or in part within the County to issue general obligation bonds of such special purpose district in order to provide funds to be used in the furtherance of any power or function committed to such special purpose district and in effect on March 7, 1973; and

WHEREAS, the St. Paul's Fire District, South Carolina (hereinafter called the "**District**") is a special purpose district located within the County created prior to March 7, 1973, having been created by Act No. 440 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina for the year 1949, as amended, and is authorized, inter alia, to acquire and operate such facilities as shall be required for the provision of fire service within the District and to do all things necessary or convenient to carry out such authority; and

WHEREAS, the St. Paul's Fire District Commission, the governing body of the District (the "**Commission**"), has petitioned the County Council to authorize the issuance of not exceeding \$1,600,000 of general obligation bonds of the District (the "**Bonds**") in order to provide funds to (A) defray the costs of (i) purchasing and rehabilitating equipment and apparatuses used or useful in furtherance of the operation of the District, including but not limited to water stations, water trailers, and trucks, (ii) acquiring real property, together with associated costs, and (iii) constructing, rehabilitating, repurposing, demolishing, improving, equipping and furnishing facilities of the District (collectively, the "**Project**"); and (B) pay the costs of issuance of such general obligation bonds (the "**Bonds**"). The Commission estimates that the cost of acquiring, designing,

engineering, constructing, and equipping of the Project and the cost of issuance of the Bonds, will be an amount not exceeding \$1,600,000; and

WHEREAS, the Commission will make a final determination of the scope and description of the Project prior to its adoption of a resolution authorizing the issuance of the Bonds, provided that the amount of the Bonds shall not exceed \$1,600,000; and

WHEREAS, the County Council is now minded to proceed in accordance with the provisions of the Enabling Act with respect to the issuance of the Bonds.

NOW THEREFORE, BE IT RESOLVED, by the County Council in a meeting duly assembled:

SECTION 1. The County Council finds that it may be in the interest of the District to raise moneys for the purpose of providing for the Project, and in that connection hereby orders a public hearing to be held upon the question of the issuance of the Bonds.

SECTION 2. A public hearing shall be held on the question of the issuance of the Bonds in the Charleston County Council Chambers in the Lonnie Hamilton III Public Service Building, located at 4045 Bridge View Drive, 2nd Floor, North Charleston, South Carolina 29045, on the 21st day of August, 2012 at 6:55 p.m., and the notice of such hearing attached hereto as Exhibit A shall be published once a week for three (3) successive weeks in *The Post and Courier*, which is a newspaper of general circulation in the County. The first such publication shall not be less than sixteen (16) days prior to the hearing date.

SECTION 3. The aforesaid public hearing shall be conducted publicly at the time and place above stated and both proponents and opponents of the proposed issuance of the Bonds shall be given a full opportunity to be heard in person or by counsel.

SECTION 4. Following the above aforesaid public hearing, the County Council shall determine whether and to what extent the Bonds should be issued.

SECTION 5. The Chairman of the County Council is hereby authorized and empowered to take all necessary action to provide for the holding of the aforesaid public hearing in accordance with the provisions of the Enabling Act.

An Ordinance regarding the issuance of General Obligation Bonds was given first reading by title only.

AN ORDINANCE

FINDING THAT THE ST. PAUL'S FIRE DISTRICT, SOUTH CAROLINA MAY ISSUE NOT EXCEEDING \$1,600,000 OF GENERAL OBLIGATION BONDS AND TO PROVIDE FOR THE PUBLICATION OF NOTICE OF THE SAID FINDING AND AUTHORIZATION.

The Ordinance in its entirety will appear in the minutes of Charleston County Council at the time of third reading.

An Ordinance amending the St. Paul's Fire District Budget for Fiscal Year 2012-2013 was given first reading by title only.

AN ORDINANCE

AN ORDINANCE TO AMEND THE FISCAL YEAR 2012-2013 BUDGET ORDINANCE NO. 1740 TO PROVIDE FOR THE INCREASE OF THE ST. PAUL'S FIRE DISTRICT'S DEBT SERVICE MILLAGE FROM 3.1 MILLS TO 3.8 MILLS FOR FISCAL YEAR 2013.

The Ordinance in its entirety will appear in the minutes of Charleston County Council at the time of third reading.

There being no further business to come before the Body, the Chairman declared the minute to be adjourned.

Beverly T. Craven
Clerk of Council