

AN ORDINANCE ALLOCATING THE REMAINING 2014 CAPITAL PROJECT SALES TAX SURPLUS PROCEEDS FOR CAPITAL PROJECTS AND OTHER MATTERS RELATING THERETO

WHEREAS, Georgetown County Council enacted Ordinance 2014-28 on August 12, 2014 whereby a ballot question for the implementation of a Capital Project Sales Tax was ordained and voted upon during the November 4, 2014 general election; and

WHEREAS, the voters of Georgetown County, at the 2014 general election, passed the addition of a one cent sales tax (CPST) to be collected within Georgetown County beginning May 1, 2015 with an end date of April 30, 2019; and

WHEREAS, the collection has ended resulting in a surplus of capital project sales tax proceeds totaling approximately \$12.5 million dollars; and

WHEREAS, in 2020 County Council passed Ord. 20-26 (reference is craved thereto) whereby \$4,041,353 of the surplus was allocated for capital projects; and

WHEREAS, County Council, after researching and submitting proposals for projects to County administration, is now tasked with the adoption of an ordinance to allocate the remaining 2014 capital project tax surplus proceeds for capital projects; and

NOW, THEREFORE, it is hereby ordained by the Georgetown County Council that the following words and mandates be adopted and authorized, as law:

Section 1:

In direct reference to collected surplus 2014 Capital Project Sales Tax (*2014 surplus collections*), which ended April 30, 2019, the County expressly ordains and takes the following actions:

1. All original projects as submitted and approved by the voters in 2014 are fully funded and related proceeds have been expended or set aside.
2. The balance of 2014 surplus collections is approximately \$10 million dollars.
3. That the following items be funded and disbursed from *2014 surplus collections*:
 - a. Emergency Vehicle Traffic Control system \$ 1,000,000
 - b. DeBordieu Fire Station Plan \$ 199,870
 - c. Waverly Road Multimodal Pathway \$ 1,853,116
 - d. Sewer System Expansion along Powell Road to Mt Zion \$ 294,080
 - e. Basketball Court for South Island and Walking Trail \$ 231,200
 - f. Tennis Courts for N Santee & Sampit Parks \$ 334,872
 - g. Resurface Tennis Courts at South Island Rd \$ 33,750
 - h. Lighting, Signage on trails in N Santee Sampit, Andrews & Lambertown \$ 88,098
 - i. Pleasant Hill NW Park Basketball Court & Playground \$ 82,864
 - j. Library Improvements \$ 1,169,425
 - k. HVAC systems at N Santee \$ 18,000
 - l. Big Dam Swamp Center \$ 650,000
 - m. St Luke Community Center \$ 100,000

n. Choppee Complex Auditorium Renovations	\$ 426,323
o. Dunbar Park Improvements	\$ 61,500
p. Lanes Creek Park Improvements	\$ 45,800
q. Sandy Island Shelter	\$ 6,000
r. Plantersville Park Improvements	\$ 45,000
s. Sewer Expansion from Choppee to Carver's Bay	\$ 289,302
t. Oatland, St Paul and Pee Dee Park Improvements	\$ 70,800
	\$ 7,000,000

4. That the projects listed in Section 2-(3) comport with the types of allowable projects listed in South Carolina Code of Laws 4-10-330(A)(1).
5. That this ordinance and the allocation of surplus proceeds is made in accordance with South Carolina Code of Laws 4-10-340.
6. That the remaining balance of *2014 surplus collections*, if any, be held in account without expenditure until such time the Georgetown County Council determines and ordains subsequent projects for which the surplus may be disbursed.

Section 3:

1. The County Administrator and staff are authorized to implement the mandates of this Ordinance and shall set aside, account, and disburse funds, respectively, utilizing the normal course of business and practice methods of Georgetown County.
2. Should a court of competent jurisdiction declare any word, phrase, clause or provision of this ordinance invalid or unconstitutional, such declaration shall not affect this ordinance as a whole or any part hereof except that specific provision declared by such court to be invalid or unconstitutional.
3. All ordinances or parts of ordinances in conflict with this ordinance or inconsistent with its provisions are hereby repealed or superseded to the extent necessary to give this ordinance full force and effect.
4. This ordinance shall become effective immediately upon its final approval.

DONE, RATIFIED, ORDAINED, AND ADOPTED THIS ___ DAY OF _____, 2021.

Louis R. Morant, Chairman
Georgetown County Council

(SEAL)
Attest:

Theresa E. Floyd
Clerk to Council

This Ordinance, No. 21- , has been reviewed by me and is hereby approved as to form and legality.

H. Thomas Morgan, Jr.
Interim County Attorney