

AN ORDINANCE

TO PROVIDE FOR THE DATES OF THE ELECTION OF THE COMMISSIONERS OF THE CANEBRAKE FIRE DISTRICT AND THE RIVER FALLS FIRE DISTRICT.

WHEREAS, Greenville County Council adopted Ordinance No. 4589 which converted the Canebrake Fire District and the River Falls Fire District from appointed to elected commissioners; and

WHEREAS, Greenville County Council desires to set the election date of the commissioners of these district in such a manner that allow the current appointed commissioners to serve as much of their appointed terms as possible, to stagger the election of the commissioners of the districts to allow for continuity on the boards, and to thereafter, set the date of election of commissioners in a manner that is consistent with the election of commissioners of special service districts in Greenville County.

NOW, THEREFORE, BE IT ORDAINED BY GREENVILLE County Council:

Section 1. Amendment to Canebrake Fire District Ordinance. Section 3 of Ordinance No. 1325, amended by Ordinance No. 4589, creating the Board of Fire Control of the Canebrake Fire District is hereby amended as follows:

Section 3. Creation of Board of Fire Control. There is hereby created, for the fire service area known as Canebrake Fire District, a Board of Fire Control (hereinafter called the "Board") consisting of five (5) resident electors of the District who shall be elected by the qualified electors of the District. The election shall be conducted by the Greenville County Election Commission, and the first such election shall be held on ~~February 4, 2014~~ November 4, 2014 for the two (2) seats currently set to expire on May 31, 2014, such terms shall be extended until December 31, 2014. The Election Commission shall certify the two (2) candidates receiving the highest number of votes as the elected members of the Board, and the terms of such members shall be three (3) years expiring on December 31, 2017, and, thereafter, elections shall be conducted on the first Tuesday after the first Monday in November in odd numbered years and the commissioners elected shall serve four (4) year terms. The second such election shall be held on November 3, 2015 for three (3) seats: the two (2) seats currently set to expire on May 31, 2015, such terms shall be extended until December 31, 2015; the seat currently set to expire on May 31, 2016, such term shall be shortened to expire on December 31, 2015. The Election Commission shall certify the three (3) candidates receiving the highest number of votes as the elected members

~~of the Board, and the terms of such members shall be four (4) years expiring on December 31, 2019, and, thereafter, elections shall be conducted on the first Tuesday after the first Monday in November in odd numbered years and the commissioners elected shall serve four (4) year terms. Thereafter elections shall be conducted pursuant to County Ordinance setting the date of elections of commissioners of special service districts. Initial terms shall begin on March 5, 2014, and terms of appointed incumbent members shall terminate on March 4, 2014. The Election Commission shall certify the five (5) candidates receiving the highest number of votes as the elected members of the Board, and the terms of such members shall be four (4) years except that of those initially elected the three members receiving the highest number of votes shall be elected for terms of four (4) years and the other two members shall be elected for terms of two (2) years. Should vacancies occur, they shall be filled for the remainder of the unexpired term by appointment of Greenville County Council. If any member moves out of the Canebrake Fire District, his position on the Board automatically becomes vacant. Any resident qualified elector of the District may be a candidate for the position of member of the Board of Fire Control.~~

Section 2. Amendment to River Falls Fire District Ordinance. Section 3 of Ordinance No. 1333, as amended by Ordinance No. 4589, creating the Board of Fire Control of the River Falls Fire District is hereby amended as follows:

Section 3. Creation of Board of Fire Control. There is hereby created, for the fire service area known as the River Falls Fire District, a Board of Fire Control (hereinafter called the "Board") consisting of five (5) resident electors of the District who shall be elected by the qualified electors of the District. The election shall be conducted by the Greenville County Election Commission, and the first such election shall be held on ~~February 4, 2014~~ November 4, 2014 for the following three (3) seats: the seat currently set to expire on May 31, 2014, such term shall be extended until December 31, 2014; the two seats currently set to expire on May 31, 2015, such terms shall be shortened to expire on December 31, 2014. The Election Commission shall certify the three (3) candidates receiving the highest number of votes as the elected members of the Board, and the terms of such members shall be three (3) years expiring on December 31, 2017, and, thereafter, elections shall be conducted on the first Tuesday after the first Monday in November in odd numbered years and the commissioners elected shall serve four (4) year terms. The second such election shall be held on November 3, 2015 for the two (2) seats currently set to expire on May 31, 2016, such terms shall be shortened to expire on December 31, 2015. The Election Commission shall certify the two (2) candidates receiving the highest number of votes as the elected members of the Board, and the terms of such members shall be four (4) years

~~seats shall be conducted on the first Tuesday after the first Monday in November in odd numbered years and the commissioners elected shall serve four (4) year terms. Thereafter elections shall be conducted pursuant to County Ordinance setting the date of elections of commissioners of special service districts. Initial terms shall begin on March 5, 2014, and terms of appointed incumbent members shall terminate on March 4, 2014. The Election Commission shall certify the five (5) candidates receiving the highest number of votes as the elected members of the Board, and the terms of such members shall be four (4) years except that of those initially elected the three members receiving the highest number of votes shall be elected for terms of four (4) years and the other two members shall be elected for terms of two (2) years. Should vacancies occur, they shall be filled for the remainder of the unexpired term by appointment of Greenville County Council. If any member moves out of the Canebrake Fire District, his position on the Board automatically becomes vacant. Any resident qualified elector of the District may be a candidate for the position of member of the Board of Fire Control.~~

Section 3. Severability. If any section, subsection, or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections, and clauses shall not be affected thereby.

Section 4. Effective Date. This ordinance shall take effect upon the date of its adoption.

DONE IN REGULAR MEETING THIS ____ DAY OF _____, 2013.

GREENVILLE COUNTY

Bob Taylor, Chairman
County Council

ATTEST:

Theresa B. Kizer
Clerk to Council

Joseph M. Kernell
County Administrator