

AN ORDINANCE

TO PROVIDE FOR THE MILLAGE RATE TO BE LEVIED BY THE SIMPSONVILLE FIRE SERVICE AREA CONSISTENT WITH THE STATE LAW LIMITS; TO ADOPT A TEN-YEAR CAPITAL IMPROVEMENT PLAN; AND TO AUTHORIZE EXECUTION OF A NEW CONTRACT FOR THE CONTINUED PROVISION OF FIRE PROTECTION SERVICES.

BE IT ORDAINED BY GREENVILLE COUNTY COUNCIL:

Section 1. Findings. The Greenville County Council finds that the County is authorized by Chapters 19, and 21 of Title 4 of the 1976 South Carolina Code of Laws, as amended, to provide fire protection services in certain unincorporated areas of the County. The County Council finds that under Article 8, Section 13 of the South Carolina Constitution, the County may agree with any other political subdivision for the joint administration of any function and exercise of powers. The County Council finds that it has previously established the Simpsonville Fire Service Area (“Fire Service Area”) pursuant to Greenville County Ordinance Number 1268, as amended, and is desirous of continuing its arrangement with the City of Simpsonville (“City”) for furnishing fire protection services to the Fire Service Area, including fire suppression, first responder, commercial inspections, residential inspections, and arson investigations. On April 15, 2015, the City adopted a resolution requesting funding for continued operations and capital improvements for the City’s provision of fire service in the unincorporated Fire Service Area appearing in “Exhibit A” and attached hereto.

Section 2. Establishment of Millage and Tax Levy for Operations for the Simpsonville Fire Service Area; Authorization of Renewal of Agreement with City for Continued Fire Protection Services. Greenville County Council approves an ad valorem property tax increase of three and nine-tenths (3.9) mills bringing the total millage for operations and maintenance to twenty nine and nine-tenths (29.9) mills for the Simpsonville Fire Service Area, which represents a look-back consumer price index of 8.31% and population growth of 7.1% as allowed by the State law under S.C. Code Ann. § 6-1-320. The ad valorem property tax millage increase set forth herein is based on 2014-2015 millage rates and is subject to reassessment year calculations pursuant to S.C. Code Ann. 12-37-251(E). The Auditor and Tax Collector of Greenville County are hereby directed to levy and collect the millage rates authorized by this Ordinance.

Further, the Chairman of County Council and the County Administrator are authorized to execute a contract with the City of Simpsonville consistent with the provisions of this Ordinance.

Section 3. Ten-Year Capital Improvement Plan and Debt Service Millage.

The Ten-Year Capital Improvement program adopted by the City of Simpsonville and included in Exhibit A is hereby endorsed. As part of the Plan implementation, the City has requested the issuance of General Obligation bonds to be approved by separate ordinance.

Section 4. Severability. Severability is intended throughout and within the provisions of this Ordinance. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this Ordinance.

Section 5. Repeal. 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.

Section 6. Effective Date. This Ordinance shall take effect upon the date of its adoption.

DONE IN REGULAR MEETING THIS ____ DAY OF _____, 2015.

GREENVILLE COUNTY, SOUTH CAROLINA

By: _____
Bob Taylor, Chairman
Greenville County Council

By: _____
Joseph Kernell
County Administrator

ATTEST:

By: _____
Theresa B. Kizer,
Clerk to Council