

AN ORDINANCE

TO ACCEPT FINANCIAL ASSISTANCE FROM THE SOUTH CAROLINA STATE INFRASTRUCTURE BANK AND PROVIDE A LOCAL MATCH FOR THE WOODRUFF ROAD CONGESTION RELIEF PROJECT; AND TO AUTHORIZE VARIOUS AGREEMENTS IN FURTHERANCE OF THE PROJECT.

WHEREAS, with the support of Greenville County Council, Greenville County submitted an application for financial assistance to the South Carolina State Infrastructure Bank (“SIB” or “State Infrastructure Bank”) for five major highway and transportation improvement projects; and

WHEREAS, the purpose of the State Infrastructure Bank is to select and assist in financing major qualified projects by providing financial assistance to government units; and

WHEREAS, the State Infrastructure Bank Board determined one of the submitted projects - the Woodruff Road Congestion Relief Project (“Project”) - was eligible for funding and resolved to provide funding to Greenville County for the Project subject to certain conditions; and

WHEREAS, the Project includes a new, alternate parallel route to Woodruff Road that will extend from Verdae Boulevard to Smith Hines Road, improve numerous intersections and access points along Woodruff Road and is currently estimated to cost \$121,346,932; and

WHEREAS, funding for the Project will be provided as follows:

GPATS (Guideshare)	\$42,000,000	35%
Greenville County	\$30,336,733	25%
SC State Infrastructure Bank	\$49,010,199	40%
TOTAL	\$121,346,932	100%

WHEREAS, Greenville County intends to enter into various agreements related to the Project including (i) an agreement with the State Infrastructure Bank accepting financial assistance in the form of a grant and committing to provide a local match, and (ii) an agreement with the South Carolina Department of Transportation for project management.

NOW, THEREFORE, BE IT ORDAINED BY THE GREENVILLE COUNTY COUNCIL:

Section 1. Accept Financial Assistance and Committing Local Match. Greenville County hereby accepts financial assistance to be provided to the Project by the South Carolina State Infrastructure Bank in an amount not to exceed \$49,010,199 and commits to provide a local match for the Project in the amount of \$30,336,733 as set forth in that certain Agreement attached hereto as “Exhibit A”.

Section 2. Authorize Project Agreements. Greenville County approves of various agreements related to the Project as set forth below (collectively referred to as the “Agreements”), and that the Chairman of County Council and the County Administrator and are hereby authorized

and directed to execute and deliver the Agreements, in substantially the forms attached hereto and incorporated herein as follows:

a. State Infrastructure Bank. Intergovernmental Agreement for the Woodruff Road Improvements in Greenville, South Carolina by and between the South Carolina State Infrastructure Bank and Greenville County, attached hereto as “Exhibit A”.

b. SCDOT. Intergovernmental Agreement Between Greenville County, South Carolina and the South Carolina Department of Transportation for the Completion of the Woodruff Congestion Road Congestion Relief Project, attached hereto as “Exhibit B”.

Section 3. Execution and Delivery of Agreements. All actions of Greenville County, its officials and staff in connection with the execution, delivery, and performance of the Agreements are hereby approved, ratified and confirmed. The Chairman of County Council and the County Administrator are each hereby authorized and directed to negotiate, execute and deliver the Agreements, with the advice of the County Attorney, such execution being conclusive evidence of such approval; and the Clerk to the County Council is hereby authorized and directed to attest the same, and thereupon to cause the Agreements to be delivered to the various parties thereto. The Agreements are hereby approved.

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 is effective upon adoption.

DONE IN REGULAR MEETING THIS ____ DAY OF _____, 2021.

Willis H. Meadows, Chairman
Greenville County Council

ATTEST:

Regina McCaskill
Clerk to Council

Joseph M. Kernell
County Administrator