



Agenda

**Fountain Inn, South Carolina
Regular City Council Meeting
300 Wall Street
Thursday, September 9, 2021 - 6:00 PM**

1. Call to Order - Mayor McLeer
2. Invocation
3. Pledge of Allegiance
4. Employee Introduction
5. Recognitions
 - a. Fire Department - Greenville County Resuscitation Save
6. Public Forum - Persons wishing to speak may signup 15 minutes prior to the meeting. Signups will be on a first-come, first-served basis. Your remarks will be limited to 3 minutes.
7. Consent Agenda - There will be no discussion of Consent Agenda items unless a Councilmember so requests, in which event the item in question will be considered separately.
 - a. Approve August 12, 2021 Regular Council Meeting Minutes
8. City Administrator's Report - Shawn M. Bell
 - a. August Report
9. Unfinished Business -
 - a. Second Reading - AX 2021-4 Fox Hill Farms
 - b. Second Reading - Ordinance 2021-9 Lease Purchase
10. New Business -

- a. R 2021-9 American Rescue Plan Act of 2021 - Authorized Contact

11. Appointments

- a. Planning Commission - Chris Ellisor

12. Executive Session -

- a. Discussion of a contractual arrangement pertaining to the provision of sanitary sewer service.

After coming out of executive session, Council may vote on items discussed during executive session.

13. Adjourn



Minutes

Fountain Inn, South Carolina Regular City Council Meeting Thursday, August 12, 2021 - 5:30 PM

1. Executive Session

All Council members were present except Mayor McLeer.

- a. For the discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the City concerning Project Grind.**

After coming out of Executive Session, Council may vote on items discussed during Executive Session.

Motion by Councilmember Thomason, second by Councilmember Blackstone to meet in Executive Session.

Roll Call Vote:

Aye: Councilmember Mahony, Councilmember Thomason, Mayor Pro Tem Clemmer, Councilmember Dearybury, Councilmember Cunningham, Councilmember Blackstone

Nay: None

The motion carried unanimously 6/0.

Back in Regular Session.

Mayor Pro Tem, Phil Clemmer stated that no votes were taken while in Executive Session.

2. Call to Order

Mayor Pro Tem, Phil Clemmer called the meeting to order.

All Councilmembers were present except Mayor McLeer

Staff Present: Shawn Bell, Russell Haltiwanger, Rebecca Mejia-Ward, Ronnie Myers, Naomi Reed, Russell Slatton and Sandra Woods

Visitors: 11

3. Invocation - Pastor Shawn Hevener, Presbyterian Fellowship of Fountain Inn

Mayor Pro Tem Clemmer also asked that everyone keep the family of former Fire Chief Dale Watson in their thoughts and prayers as he passed away last Saturday.

4. Pledge of Allegiance

5. Public Forum- Persons wishing to speak may signup 15 minutes prior to the meeting. Signups will be on a first come, first served basis. Your remarks will be limited to 3 minutes.

No one signed up to speak during the public forum.

6. Consent Agenda- There will be no discussion of Consent Agenda items unless a Council member so requests, in which event the item in question will be considered separately.

a. Approve July 9, 2021 Minutes

Motion by Councilmember Dearybury, second by Councilmember Blackstone to Approve the consent agenda as presented.

Roll Call Vote:

Aye: Councilmember Mahony, Councilmember Thomason, Mayor Pro Tem Clemmer, Councilmember Dearybury, Councilmember Cunningham, Councilmember Blackstone

Nay: None

The motion carried unanimously 6/0.

7. City Administrator's Report- Shawn M. Bell

a. July Report

City Administrator Bell gave a brief report and introduced our new Public Relations Manager, Kate Kizito.

8. Unfinished Business

a. Second Reading, Ordinance 2021-7 IPRB - An ordinance providing for an installment plan of finance for certain capital projects and improvements.

Mr. Bell reviewed the ordinance with Council. This financing plan will fund two major projects...the Public Works/Natural Gas Facility and Streetscape Project from Jones Street to 418.

Motion by Councilmember Thomason, second by Councilmember Blackstone to approve on Second Reading, Ordinance 2021-7 IPRB - An ordinance providing for an installment plan of finance for certain capital projects and improvements.

Roll Call Vote:

Aye: Councilmember Mahony, Councilmember Thomason, Mayor Pro Tem Clemmer, Councilmember Dearybury, Councilmember Cunningham, Councilmember Blackstone

Nay: None

The motion carried unanimously 6/0.

b. Second Reading, Ordinance 2021-8 - Municipal Service agreement - Duke Energy Carolinas, LLC

Mr. Bell stated that Ordinance 2021-8 authorizes the city to enter into an updated standard Municipal Service Agreement for the provision of electric service with Duke Energy Carolinas, LLC, concerning the grant of a franchise fee to use the public streets of the city for the provision of electricity. The franchise fee is 5%. This agreement will need to be renewed in 10 years.

Motion by Councilmember Cunningham, second by Councilmember Mahony to approve on second Reading, Ordinance 2021-8 - Municipal Service agreement - Duke Energy Carolinas, LLC.

Roll Call Vote:

Aye: Councilmember Mahony, Councilmember Thomason, Mayor Pro Tem Clemmer, Councilmember Dearybury, Councilmember Cunningham, Councilmember Blackstone

Nay: None

The motion carried unanimously 6/0.

c. Second Reading, AX 2021-3 - Rudolph G. Gordon School, 1507 Scuffletown Road, Simpsonville

Mr. Bell stated that AX 2021-3 would annex approximately 70.7 acres at 1507 Scuffletown Road into the city limits of Fountain Inn; zone P/O TMS #0555010102202 to R-15, Residential District and assign the parcel to Council Ward 4. The Planning Commission voted unanimously 5/0 in favor of the annexation during the July 12, 2021 meeting. The owner of the property, Greenville County School District, wishes to annex the Rudolph Gordon School into the municipal limits of Fountain Inn in order to obtain a School Resource Officer for the facility.

Motion by Councilmember Thomason, second by Councilmember Mahony to Approve on Second Reading, AX 2021-3 - Rudolph G. Gordon School, 1507 Scuffletown Road, Simpsonville.

Roll Call Vote:

Aye: Councilmember Mahony, Councilmember Thomason, Mayor Pro Tem Clemmer, Councilmember Dearybury, Councilmember Cunningham, Councilmember Blackstone

Nay: None

The motion carried unanimously 6/0.

9. New Business

a. First Reading - AX 2021-4 Fox Hill Farms

Mr. Bell stated AX 2021-4 would annex .60 acres on Brashier Drive into the city limits of Fountain Inn; zone TMS#0562010101310 to I-1 Industrial District and assign parcel to Council Ward 5. The Planning Commission voted unanimously 4/0 in favor of the annexation and zoning at the August 2, 2021 meeting. Fountain Inn City Council annexed Fox Hill Farms, the adjacent parcel, on November 14, 2020 (AX2019-003). This

and two subsequent annexations in 2020 became Fox Hill Business Park.

Motion by Councilmember Blackstone, second by Councilmember Dearybury to Approve on First Reading - AX 2021-4 Fox Hill Farms.

Roll Call Vote:

Aye: Councilmember Mahony, Councilmember Thomason, Mayor Pro Tem Clemmer, Councilmember Dearybury, Councilmember Cunningham, Councilmember Blackstone

Nay: None

The motion carried unanimously 6/0.

b. First Reading - Ordinance 2021-9 Lease Purchase

Mr. Bell stated that Ordinance 2021-9 allows for the acquisition of motor vehicles and related equipment for the Public Works department. The amount is not to exceed \$115,000.

Motion by Councilmember Blackstone, second by Councilmember Thomason to Approve on First Reading - Ordinance 2021-9 Lease Purchase.

Roll Call Vote:

Aye: Councilmember Mahony, Councilmember Thomason, Mayor Pro Tem Clemmer, Councilmember Dearybury, Councilmember Cunningham, Councilmember Blackstone

Nay: None

The motion carried unanimously 6/0.

10. Adjourn

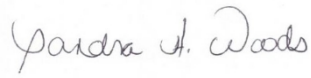
Motion by Councilmember Cunningham, second by Councilmember Blackstone to Adjourn.

Roll Call Vote:

Aye: Councilmember Mahony, Councilmember Thomason, Mayor Pro Tem Clemmer, Councilmember Dearybury, Councilmember Cunningham, Councilmember Blackstone

Nay: None

The motion carried unanimously 6/0.

A handwritten signature in cursive script that reads "Sandra J. Woods".

Sandra Woods, CMC
City Clerk/HR Specialist

CITY ADMINISTRATOR REPORT



Agenda Date: September 9, 2021

To: Mayor and City Council

From: Shawn M. Bell, ICMA-CM
City Administrator

Administration

- Woodside Streetscape
 - \$400,000+ budget shortfall
 - Evaluating options
 - Proposed Let Date: On hold
- Woodside Connector
 - \$400,000 budget shortfall
 - Proposed Let Date: On hold
 - Applied to the Greenville Legislative Delegation Transportation Committee for funding; they will vote on our request on September 23
- New FING/Public Works Facility
 - Project kickoff meeting held on August 24
 - Design process has begun
- Main Street Streetscape (Jones to 418)
 - On August 26, the Greenville Legislative Delegation Transportation Committee voted to approve the City's request to pay for half the costs of preliminary engineering (design) of the project
 - The GLDTC and the City will split the \$180,000 cost of the preliminary engineering costs
- Redistricting
 - The official release of the 2020 Census data is expected on September 30 and the SC Revenue and Fiscal Affairs Office will be providing the City with a preliminary report of key data and information shortly thereafter.
 - Official 2020 Census: 10,416
 - Will be scheduling a public meeting with City Council and SC Revenue and Fiscal Affairs to discuss key issues affecting our upcoming redistricting process.

Special Events

- Public Information
 - Social Media engagement is up 140% from the month of July... reaching 12,500 more people.

- The City's social media presence has reached 23,500 this past month for a 97% increase.
 - 26,124 pages views for the City's website for the month of August
- Farmers Market
 - Ended on August 28
 - Averaged 45 vendors per week
- Sounds of Summer
 - Ended on August 27
 - The last two weeks of the series were attended by an estimated 800 people
- Jeff Lynch Bike Night
 - September 11 from 6:00 p.m. – 10:00 p.m.
- Fall Market
 - September 18 – October 23 (Excludes Aunt Het on October 2); Saturdays from 8:00 a.m. – noon
- Fall Music Series
 - October 1-29; Fridays from 7:00 p.m. – 9:30 p.m.
- Pynkalycious
 - October 9 hosted by the Chapman Foundation
- Halloween Movie Night
 - October 30 from 7:00 p.m. – 9:00 p.m.
- Merry Market
 - November 6 and 13
- Christmas Inn Our Town
 - IPCO has already committed to be our \$5,000 Carriage Sponsor

Human Resources

- Personnel
 - Administration:
 - Staff Accountant – Offer made, pending acceptance
 - Police:
 - Patrol Officers – Three offers made & accepted; start date pending
 - Dispatch – Job posting closes on September 16
 - Public Works:
 - Facilities Maintenance Supervisor – Offer made & accepted; start date of September 20
 - Natural Gas
 - Maintenance Technician II – Offer made & accepted; start date pending
 - Crew Leader – Job posting closes on September 16
 - Service Technician – Job posting closes on September 16

Natural Gas

- Deliveries for August 2021
 - Gas volume of 40,290 Dekatherms
 - Gas consumption for August 2021 was up over 1.5% from August 2020 and up over 10.6% from the five-year average. This was the highest August gas consumption on record.
- Services for August 2021
 - 48 new applications for service
 - 10,150 active customers
 - 17,953 feet of new service lines have been installed year-to-date
 - 41,318 feet of new gas main lines have been installed year-to-date
- Gas Prices/Rates
 - The price of natural gas for September settled at \$4.370 per Dekatherm, which represents a \$0.32 increase over August's price
 - The price of gas has gone up \$1.90 per Dekatherm since January 2021
 - FING had the fourth lowest rate of the NC/SC/VA systems surveyed for August 2021

Parks & Recreation

- Fall Sports games start on September 8
- Miracle League
 - 16 participants
 - Games scheduled every Tuesday evening at 6:00 p.m. through October 12

Planning & Development

- August 2021 Permitting
 - 44 construction permits with total valuation of \$35,840,765
 - 301 inspections

Public Works

- Met with Anderson University concerning optimizing Garbage and Recycling Routes... will be gathering data and a full study/results will be produced in Spring 2022
 - Coordinating with Quail Run HOA to start a pilot program for yard debris:
 - City supplying yard debris roll carts (same size as garbage/recycling carts) for all 39 homes
 - Yard debris would be placed into the carts and picked up weekly, the same day as the residents' garbage pickup day
 - Excess loose yard waste should be bagged in paper bags and placed next to the roll carts for pickup

- Large brush may be scheduled for pickup once a month via a website link

Fire

- Stephen Eller and Chad Beam were deployed to Louisiana for Hurricane Ida
- EMT in-house training will begin once Chad Beam returns from Louisiana
- Responded to 255 calls in the month of August

Police

- October 23 is DEA National Drug Take Back Day
 - Reminder: Drug vault is available 24/7 in FIPD lobby

Younts Center

- Karen Peck and New River
 - Friday, October 8 at 7:30 p.m.
- Elton John Tribute Band
 - Friday, October 22
- Booth Brothers
 - Friday, November 12
- Rick Alviti
 - Saturday, December 4
- Nutcracker
 - Friday, December 10
- The Ball Brothers
 - Saturday, December 18
- Jukebox Saturday Night
 - Tuesday, February 1
- Triumphant Quartet
 - Saturday, February 26

Chamber of Commerce

- Business After Hours
 - September 21 at 5:30 p.m. at SC Wholesale Mattress
 - October 19 at 5:30 p.m. at Growler Haus (6th Anniversary)
- Women @ Work
 - September 28 from 8:30-9:30 a.m. at Commerce Park
 - 8:30-9:30 a.m. sponsored by Prisma
- 38th Annual Aunt Het Fall Festival
 - October 2
- Sporting Clay Tournament at The Clinton House

- November 5
- 2021 Annual Christmas Parade
 - December 8 at 5:30 p.m.

Coronavirus State and Local Fiscal Recovery Funds

- Project Update: Please refer to the [PowerPoint](#) prepared based on my understanding of how Mayor and Council would like to receive the plan for ARP funds allocated to the City of Fountain Inn. The final page of the presentation capture planned next steps. Please review and let me know if my approach captures what you had in mind.
- Sent an email to department heads requesting their lists of projects and/or equipment for funding consideration to be submitted to me no later than September 10, 2021.
- Prepared required resolution in preparation of receiving funds. The draft resolution is included [here](#).

Business License Standardization Project

Met with Melissa McCullough with Municipal Association of South Carolina to review the stabilization schedule provided to the association. Requested confirmation of rates collected by the department, gave department until September 10, 2021, to confirm the 14 businesses that do not balance based on the rate class conversion.

Preparing model ordinance for the October council meeting as well as a report detailing the impact on businesses licensed with the City of Fountain Inn.

Retail Recruitment – ICSC December Meeting

Finalizing hotel and airline options for approval. Will have it ready when I return from vacation.

Department Head Retreat

Scheduled for October 15, 2021, more details to follow.

GO Bond

Received three bank bids with South State Bank selected with an interest rate .75% and closing scheduled for August 9, 2021.

City of Fountain Inn, SC

General Obligation Bond, Series 2021

Summary of Bids Received

August 26, 2021

Bank	Rate	Legal Fees	Prepayment*	Additional Terms
South State Bank	0.750%	\$0	Any time at par	None specified
Truist	0.940%	\$0	In whole at any time at par	Annual audited financial statements within 270 days of FYE Subject to non-bank qualified and taxable gross up provisions Requires no material adverse change in the Town's financial condition prior to closing
First Citizens	1.090%	None specified	Not specified	None specified

* Per the Bank RFP, proposals were requested for a Bond that is not subject to prepayment.

Debt Service Millage	
FY2022 Value of a Mill	35,578
Assumed Collection %	95.00%
Existing DS Millage Rate	11.60
Revenues Available for DS	392,070
2021 GO Bond Par Amount	
Proceeds for IPRB DS	372,200
Cost of Issuance	17,800
2021 GO Bond Par Amount	390,000
2021 GO Bond Interest (South State)	1,398
Total 2021 GO Bond DS	391,398
Revenues Over (Under) DS	
	672

Audit

Scheduled for October 11-22, 2021.

Development Review Project: Partnership with Anderson University

The project deliverables are below beginning with an onsite Wednesday September 8, 2021, at 10:00 a.m.

- ✓ Process flow chart for the Planning and Development Department
 - Including, but not limited to a detailed flow chart and recommended improvements based in lean six sigma.
- ✓ Time study for the Planning and Development Department
 - Should use the process flow chart and provide the average times for processing steps. This should also include comments regarding any outliers that take more than the standard times.
 - Provide recommendations for time standards.
- ✓ Service analysis of customer service in the Planning and Development Department.
 - This will include a detailed analysis of how customers interact with the department, in person, virtually, mail or phone. It will also include an analysis of the service environment (seating, lobby, and terminology).
 - This will also include recommendations for improvement using service quality management ideals and lean six sigma.



City Clerk/HR Specialist

September 1, 2021

Council:

November 2021 Election – Filing Dates for Council Ward Seats 1, 3 and 5 ended August 16th at noon. An Election Commission meeting was held on August 16th at 2pm and the candidates were certified.

Ward 1: Jason B Sanders and Flora H Smith

Ward 3: AJ Dearybury and Joey Garrett

Ward 5: Anthony Cunningham and John Don

Council Ward Redistricting – Shawn has started the process of redistricting with the SC Revenue and Fiscal Affairs Office.

Census Data is expected to be released on September 30, 2021. A meeting will be scheduled with council and the public to hear the preliminary report of key data.

Regional Advocacy Meetings – CANCELED

September 21st, Spartanburg

MEO Institute Classes – October 13, 2021

I have registered those who expressed interest in attending.

Thank you,

Sandra Woods

City Clerk/HR Specialist



FOUNTAIN INN FIRE DEPARTMENT

Headquarters – 200 N Main Street • Fountain Inn, SC 29644 • 864-862-0010 • Fax 864-409-0164

Fire Chief Ronnie Myers

Fountain Inn Fire Report to Mayor and City Council Month of August 2021

- (1) The Fire Department responded to 255 calls. (See graft below)
- (2) A total of \$347.07 was spent on vehicle maintenance.
- (3) The cost of fuel was \$1847.36
- (4) EMT training has been rescheduled for September.
- (5) Two of our firefighters were deployed to Louisiana to help out with search and rescue.
- (6) Donations made to the National Fire Safety Council this month totaling \$2220.00
- (7) We had a very good service for former Fire Chief Dale Watson.
- (8) Assisted Greenville County Council with a water safety team at Cedar Falls.
- (9) The Fire Department is a Child Safety Seat Inspection Station. We conduct inspections every Fourth Monday of each month 4 pm-8 pm.
- (10) Budget in good shape.

Fountain Inn Fire Department

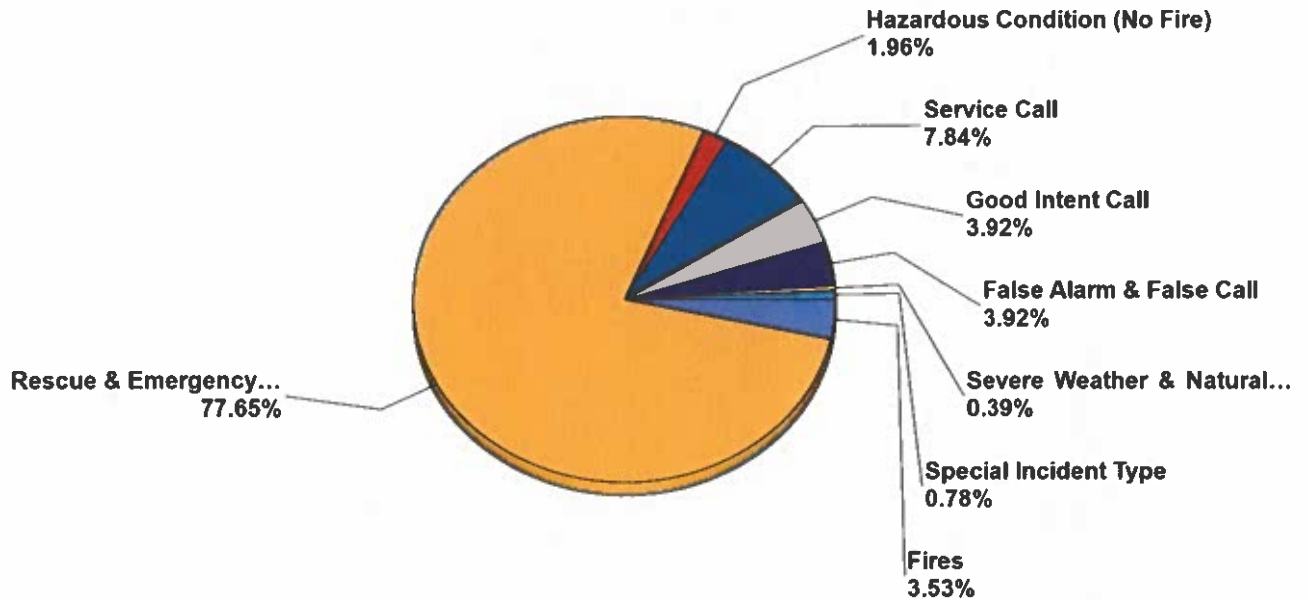
Fountain Inn, SC

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Breakdown by Major Incident Types for Date Range

Zone(s): All Zones | Start Date: 08/01/2021 | End Date: 08/31/2021



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	9	3.53%
Rescue & Emergency Medical Service	198	77.65%
Hazardous Condition (No Fire)	5	1.96%
Service Call	20	7.84%
Good Intent Call	10	3.92%
False Alarm & False Call	10	3.92%
Severe Weather & Natural Disaster	1	0.39%
Special Incident Type	2	0.78%
TOTAL	255	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.

Detailed Breakdown by Incident Type

INCIDENT TYPE	# INCIDENTS	% of TOTAL
100 - Fire, other	2	0.78%
130 - Mobile property (vehicle) fire, other	1	0.39%
131 - Passenger vehicle fire	2	0.78%
132 - Road freight or transport vehicle fire	1	0.39%
142 - Brush or brush-and-grass mixture fire	1	0.39%
154 - Dumpster or other outside trash receptacle fire	1	0.39%
171 - Cultivated grain or crop fire	1	0.39%
311 - Medical assist, assist EMS crew	87	34.12%
321 - EMS call, excluding vehicle accident with injury	92	36.08%
322 - Motor vehicle accident with injuries	8	3.14%
324 - Motor vehicle accident with no injuries.	11	4.31%
412 - Gas leak (natural gas or LPG)	2	0.78%
444 - Power line down	3	1.18%
500 - Service Call, other	7	2.75%
510 - Person in distress, other	1	0.39%
511 - Lock-out	1	0.39%
551 - Assist police or other governmental agency	2	0.78%
552 - Police matter	1	0.39%
553 - Public service	3	1.18%
554 - Assist invalid	2	0.78%
561 - Unauthorized burning	1	0.39%
571 - Cover assignment, standby, moveup	2	0.78%
611 - Dispatched & cancelled en route	8	3.14%
622 - No incident found on arrival at dispatch address	1	0.39%
651 - Smoke scare, odor of smoke	1	0.39%
700 - False alarm or false call, other	4	1.57%
733 - Smoke detector activation due to malfunction	1	0.39%
735 - Alarm system sounded due to malfunction	2	0.78%
743 - Smoke detector activation, no fire - unintentional	2	0.78%
745 - Alarm system activation, no fire - unintentional	1	0.39%
814 - Lightning strike (no fire)	1	0.39%
900 - Special type of incident, other	2	0.78%
TOTAL INCIDENTS:	255	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.

**CITY OF FOUNTAIN INN
DETAIL ACCOUNT INQUIRY BY FUND**

FY 2021-2022

PERIOD: 08/01/2021 TO 08/31/2021

100-422-435-001 VEHICLE MAINTENANCE

100-422-435-001		VEHICLE MAINTENANCE		<u>BUDGET</u>	<u>PERIOD TO DATE</u>	<u>ENC AMT</u>	<u>REM BAL</u>
				35,000.00	240.13	0.00	33,641.06
<u>DATE</u>	<u>MOD</u>	<u>REFERENCE</u>	<u>JE # or VOUCHER#</u>	<u>CHECK#</u>	<u>DEBIT</u>	<u>CREDIT</u>	<u>BALANCE</u>
		BALANCE FORWARD					1,118.81
08/03/2021	AP	CAMPBELL-BROWN, INC 341941	158232	751	147.21		1,266.02
		500 LED FLASHER AMBER					
08/03/2021	AP	O'REILLY AUTO PARTS 4562-202523	158212	166609	98.52		1,364.54
08/11/2021	AP	AMAZON CAPITAL SERVICES, INC 1X1T-XL	158371	166655	101.34		1,465.88
		TORQ FOAM BLASTER					
08/18/2021	AP	BATTERY SPECIALIST 6553286	156020	464		106.94	1,358.94
		BATTERY MAINTENANCE - ORDER # 4909451 - FIRE					
		DEPT					
SUBTOTALS FOR ACCOUNT 100-422-435-001 :					347.07	106.94	
					347.07	106.94	



By: Actual Transaction Dates 8/1/2021 to 8/31/2021

Fuel Report-Summary by Sub-Agency

South Carolina

Report is restricted to City of Fountain Inn

Agency	Level 1	Level 2	Purchase Type	Quantity	
T23001	City of Fountain Inn				
	FIRE		Fuel:	611.14	\$1,641.38
	FIRE DEPT		Fuel:	78.27	\$205.98
	GAS		Fuel:	1,121.04	\$2,962.35
	Gas Dept		Fuel:	152.13	\$396.13
	POLICE		Fuel:	2,197.60	\$5,793.91
	POLICE		Other:	50.97	\$150.41
	PUBLIC WORKS		Fuel:	157.09	\$417.39
	REC MOWER		Fuel:	11.96	\$31.79
	RECREATION		Fuel:	113.11	\$294.15
	Sanitation		Fuel:	380.44	\$1,019.27
	SEWER		Fuel:	574.63	\$1,553.40
	SOLID WASTE		Fuel:	351.22	\$932.20
	STREET		Fuel:	22.49	\$59.67
	STREETS		Fuel:	911.89	\$2,440.91
	STREETS		Other:	12.44	\$31.09
Total for T23001:				6,746.41	\$17,930.03
Grand Total:				611.14	\$17,930.03

Fuel Cost # 1847.30

BUDGET REPORT BY ACCOUNT - EXPENDITURE

Fiscal Year Start Date: 07/01/2021

Current Period End Date: 08/31/2021

City Of Fountain Inn

FY 2021-2022

Ideal Remaining Percent: 83 %

Account	Budgeted	Current	Year To Date	Encumbrance	Remaining Balance	PCT
100-422-110-001 Salaries - Fire	1,142,616.24	86,505.71	172,135.02	0.00	970,481.22	85
100-422-130-001 Overtime	6,000.00	878.95	1,434.51	0.00	4,565.49	76
100-422-130-003 Salaries - Special Events	0.00	0.00	612.50	0.00	-612.50	0
100-422-140-001 Year End Bonus	6,891.70	0.00	0.00	0.00	6,891.70	100
100-422-210-001 Employee Health Insurance	188,118.00	0.00	0.00	0.00	188,118.00	100
100-422-220-002 Payroll Taxes - Social Security,	88,396.36	6,424.51	12,826.16	0.00	75,570.20	85
100-422-230-001 State Retirement	217,902.56	16,297.18	33,346.67	0.00	184,555.89	85
100-422-260-001 Workers Compensation	42,089.96	0.00	9,911.24	0.00	32,178.72	76
100-422-261-001 Workers Comp Deductible	2,500.00	1,317.51	1,317.51	0.00	1,182.49	47
100-422-270-001 Drug Testing / Physical/Screen	5,000.00	0.00	0.00	0.00	5,000.00	100
100-422-430-001 Portable Radio Maintenance	2,000.00	31.07	125.74	0.00	1,874.26	94
100-422-430-005 Operating Equipment Maintena	16,000.00	271.23	2,970.44	0.00	13,029.56	81
100-422-431-001 Station Maintenance	20,000.00	2,772.17	3,232.75	2,816.64	13,950.61	70
100-422-431-002 Landscaping	1,150.00	0.00	93.94	0.00	1,056.06	92
100-422-432-001 Computer Support	24,000.00	1,338.06	2,471.15	0.00	21,528.85	90
100-422-435-001 Vehicle Maintenance	35,000.00	240.13	1,358.94	0.00	33,641.06	96
100-422-471-003 2018 Lease Purchase Principa	6,621.75	0.00	0.00	0.00	6,621.75	100
100-422-471-004 2018 Lease Purchase Interest	408.72	0.00	0.00	0.00	408.72	100
100-422-471-005 2019 Iprb Principal	126,000.00	0.00	0.00	0.00	126,000.00	100
100-422-471-006 2019 Iprb Interest	37,516.00	0.00	0.00	0.00	37,516.00	100
100-422-520-001 General Liability - Scmirf	28,000.00	0.00	0.00	0.00	28,000.00	100
100-422-530-001 Telephone	7,400.00	0.00	0.00	0.00	7,400.00	100
100-422-530-002 Cell Phones	1,500.00	120.93	241.86	0.00	1,258.14	84
100-422-580-002 Conferences	7,000.00	0.00	0.00	0.00	7,000.00	100
100-422-583-002 Training	5,000.00	0.00	392.19	0.00	4,607.81	92
100-422-610-001 General Supplies	6,000.00	366.86	804.65	0.00	5,195.35	87
100-422-610-002 Office Supplies/Printing	5,800.00	0.00	118.61	0.00	5,681.39	98
100-422-610-003 Prevention	1,500.00	0.00	13.20	0.00	1,486.80	99
100-422-622-001 Utilities	15,000.00	116.25	1,154.61	0.00	13,845.39	92
100-422-626-001 Vehicle Gas	18,000.00	0.00	0.00	0.00	18,000.00	100
100-422-640-001 Publications Dues/Subscriptior	3,690.00	0.00	0.00	0.00	3,690.00	100
100-422-656-001 Uniforms	16,000.00	242.88	997.00	0.00	15,003.00	94
100-422-743-010 Scmit Grant	4,000.00	0.00	0.00	0.00	4,000.00	100
100-422-810-002 Innovapad Expenditures	13,000.00	56.13	56.13	0.00	12,943.87	100
100-422-860-015 Furniture, Fix.&Computers (No	7,500.00	0.00	0.00	0.00	7,500.00	100
Report Total Expenditure	\$2,107,601.29	\$116,979.57	\$245,614.82	\$2,816.64	\$1,859,169.83	88

Memorandum

To: Fountain Inn Mayor & City Council
Shawn Bell, City Administrator
Sandra Woods, City Clerk

From: Eduardo Noriega
Fountain Inn Natural Gas Director

Date: September 2, 2021

The following is the gas department update for the month of August 2021.

- **Delivery of natural gas**
 - Gas volume purchases of 40,290 Dths.
 - Gas consumption for August was up over 1.5% from last August, and up over 10.6% from the August 5-year average. This was the highest August gas consumption on record.
- **Service Applications**
 - 48 applications for new service lines
- **New main/service line installations**
 - We have 10,150 new and active customers.
 - New gas main lines installed; 2021 YTD: 41,318 feet.
 - New service lines installed; 2021 YTD: 17,953 feet in service lines.
- **Residential Developments**
 - Lakeview Dr. Sub. Is ready and will be piped soon.
 - Durbin Meadows (Laurens County) is moving very fast, the 6" main gas feed for the first phase with several hundred homes will be done in the next few weeks.
- **Gas Supply**
 - The price of natural gas continues to climb; for the month of September, it settled at \$4.370 per Dekatherm, this represents an increase over August's price of \$0.32 per Dekatherm. The price of gas has gone up \$1.90 per Dekatherm since January of 2021.
 - We are in the final preparations to release an RFP for a new Gas Asset Manager, more details to following in the coming weeks.
 - ChemStrip, one of our largest industrial customers, will take advantage of the Firm Transportation Rate recently approved by Council. It will start transporting gas through our system October 1st, 2021.

- **Gas Operations**

- The SC Office of Regulatory Staff will conduct a full audit of the gas operation in mid-September.
- Heath and Associates, the engineering designing the 6" high pressure steel main line to connect the FING-CNN interconnect station to our high-pressure line has submitted preliminary plans and documents for our review, moving along as scheduled.
- Several of our material suppliers have been warning us of the very strong possibility of a shortage of plastic pipe and fittings in the next few weeks, possibly months. In preparation, we are purchasing large quantities of plastic pipe and fittings to ensure our new housing developments have the gas they need. We are monitoring this situation very closely and will adjust orders as needed.

- **SC/NC Gas Rates Comparisons**

Below is the rate comparison for the Carolinas Gas Systems-August 2021 Rates.

NORTH CAROLINA/SOUTH CAROLINA/VIRGINIA GAS RATE COMPARISONS					
August 2021					
COMPANY	SERVICE CLASS	METER CHARGE PER MONTH	AVEWRAGE RATE PER THERM	AVG. USAGE THERMS	TOTAL COST PER MONTH
LANCASTER COUNTY, SC	Residential	\$5.00	\$0.98000	5.00	\$9.90
YORK NATURAL GAS, SC	Residential	\$9.25	\$0.90205	5.00	\$13.76
CITY OF SHELBY, NC	Residential	\$8.50	\$1.06059	5.00	\$13.80
FOUNTAIN INN, SC	Residential	\$8.00	\$1.19070	5.00	\$13.95
PIEDMONT, SC	Residential	\$10.00	\$0.89092	5.00	\$14.45
PIEDMONT, NC	Residential	\$10.00	\$0.89092	5.00	\$14.45
CITY OF ORANGEBURG, SC	Residential	\$10.00	\$0.89584	5.00	\$14.48
CITY OF MONROE, NC	Residential	\$10.00	\$0.91054	5.00	\$14.55
FORT HILL NATURAL GAS, SC	Residential	\$10.00	\$0.95000	5.00	\$14.75
GREER CPW, SC	Residential	\$10.00	\$0.96258	5.00	\$14.81
GREENWOOD CPW, SC	Residential	\$10.00	\$0.97422	5.00	\$14.87
CITY OF LEXINGTON, NC	Residential	\$10.00	\$1.04305	5.00	\$15.22
CITY OF DANVILLE, VA	Residential	\$11.15	\$0.95000	5.00	\$15.90
CLINTON-NEWBERRY, SC	Residential	\$12.00	\$0.95000	5.00	\$16.75
DOMINION (SCE&G)	Residential	\$10.90	\$1.28939	5.00	\$17.35
GREENVILLE UTILITIES, NC	Residential	\$14.00	\$0.93335	5.00	\$18.67
CHESTER COUNTY, SC	Residential	\$6.50	n/a	5.00	#VALUE!
PUBLIC SERVICE OF NC	Residential	\$10.00	n/a	5.00	#VALUE!



City of Fountain Inn - Human Resources Monthly Report - August 2021

Home Department**	July Headcount	August Hires / Transfers In	August Terms	August Transfers Out	August Headcount	DIVERSITY				
						Asian	Black or African American	Hispanic or Latino	White	Pacific Islander
000411 / Administration	6	2	1	0	7	0	2	1	4	0
000412 / Judicial	5	0	0	0	5	0	1	0	3	1
000413 / Council	7	0	0	0	7	0	1	0	6	0
000414 / Special Events	4	1	0	0	5	0	0	0	5	0
000421 / Police	35	0	0	1	34	0	3	1	30	0
000422 / Fire	27	0	0	0	27	0	1	0	26	0
000424 / Public Works	13	2	0	0	15	0	5	0	10	0
000435 / Planning & Development	2	1	0	0	3	0	0	0	3	0
000434 / Sewer	2	0	0	0	2	0	0	0	2	0
000451 / Recreation	17	2	0	0	19	0	4	0	15	0
000510 / Gas Department	20	0	1	0	19	0	0	1	18	0
Totals:	138	8	2	1	143	0	17	3	122	1

**Based on Home Departments

Recruitment Status

	# of Apps
411 Administration: Staff Accountant - OFFER MADE, pending acceptance	29
421 Police: Patrol Officers (3); 3 OFFERS MADE & Accepted / Start Date Pending Dispatch - Closes 9/16	51 OPEN
424 Public Works: Facilities Maintenance Supervisor - OFFER MADE & Accepted / Start date: 9/20	27
510 Gas Maintenance Technician II - OFFER MADE & Accepted / Start date pending Crew Leader - Closes 9/16 Service Technician - Closes 9/16	6 OPEN OPEN

August HIRES:

411 Finance Manager - Marty Moates
 411 Staff Accountant - Jenna Skovran
 414 Special Events - Kate Kizito
 424 CDL Driver - Guy Stone
 424 Maintenance Technician I - Fred Wilson
 425 Jordyn Hill - Business License Specialist (INTERNAL PROMOTION & TRANSFER)
 451 Athletics Coordinator - Lea Burns (INTERNAL PROMOTION & TRANSFER)
 451 City Activity Support Staff (Part Time) - Christopher Ashley
 451 City Activity Support Staff (Part Time) - Melissa Christiano

Law Enforcement
Fuel Expense and Vehicle Maintenance Report

FY 2021/2022	January	February	March	April	May	June	July	August	September	October	November	December	Total
Fuel / Mileage	\$ -												\$ -
100 (2006 300M)***							\$ 63.71	\$ 68.95					\$ 132.66
101 (2014 Charger)							\$ 310.69	\$ 549.85					
102 (2006 Charger) ***							XXX	XXX					
103 (2017 Explorer)							\$ 313.63	\$ 411.73					\$ 313.63
104 (2020 Explorer)							\$ 116.99	\$ 173.45					\$ 116.99
105 (2007 Charger) ***							\$ 28.93	\$ 40.65					\$ 28.93
106 (2014 Charger)							\$ 190.38	\$ 294.53					\$ 190.38
107 (2014 Charger)							\$ 307.72	\$ 333.76					\$ 307.72
126 (2019 Durango)							\$ 274.39	\$ 358.08					\$ 274.39
109 (2018 Explorer)							\$ 439.42	\$ 442.81					\$ 882.23
110 (2008 Magnum) ***							\$ 232.67	\$ 286.26					\$ 518.93
111 (2010 Charger) ***							XXX	XXX					\$ -
112 (2008 Charger) ***							\$ 159.33	\$ 219.84					\$ 379.17
113 (2020 Explorer)							\$ 260.60	\$ 282.50					\$ 543.10
114 (2020 Explorer)							\$ 219.75	\$ 252.83					\$ 472.58
62 (2020 F-150)							\$ 52.12	\$ 242.96					\$ 295.08
66 (2016 Explorer)							\$ 249.92	\$ 292.32					\$ 542.24
117 (2010 Charger) ***							XXX	XXX					\$ -
118 (2010 Charger) ***							XXX	XXX					\$ -
122 (2017 Explorer)							\$ 116.99	\$ 322.97					\$ 439.96
119 (2014 Durango)							\$ 205.86	\$ 265.09					\$ 470.95
121 (2014 Charger)							\$ 330.67	\$ 202.24					\$ 532.91
65 (2014 Charger)							\$ 122.92	\$ 150.41					\$ 273.33
64 (2009 Chevy)							\$ 101.99	\$ 168.63					\$ 270.62
124 (2018 Explorer)							\$ 186.89	\$ 206.88					\$ 393.77
123 (2018 Explorer)							\$ 324.38	\$ 174.00					\$ 498.38
125 (2018 Explorer)							\$ 665.69	\$ 260.62					\$ 926.31
63 (2014 Explorer)							\$ 106.94	\$ 150.93					\$ 257.87
127 (2020 Explorer)							\$ 258.87	\$ 337.25					\$ 596.12
Fuel Total							\$ 5,641.45	\$ 6,489.54					\$12,130.99

FY 2020/2021	January	February	March	April	May	June	July	August	September	October	November	December	Total
Vehicle Maintenance													
100 (2006 300M) ***													\$0.00
101 (2014 Charger)													\$ -
102 (2006 Charger) ***													\$ -
103 (2017 Explorer)													\$ -
104 (2020 Explorer)													\$ -
105 (2007 Charger) ***							\$4.55						\$ 4.55
106 (2014 Charger)													\$ -
107 (2014 Charger)													\$ -
126 (2019 Durango)													\$ -
109 (2018 Explorer)													
110 (2008 Magnum) ***													
111 (2010 Charger) ***							\$220.00						
112 (2008 Charger) ***													\$ -
113 (2020 Explorer)							\$6.35						\$ 6.35
114 (2020 Explorer)							\$34.80						
62 (2020 F-150)													
66 (2016 Explorer)													\$ -
116 (2008 Crown Vic) ***													
117 (2010 Charger) ***													\$ -
118 (2010 Charger) ***													\$ -
122 (2017 Explorer)													\$ -
119 (2014 Durango)													\$ -
121 (2014 Charger)													\$ -
65 (2014 Charger)													\$ -
64 (2009 Chevy)													\$ -
124 (2018 Explorer)							\$34.80						\$ 34.80
125 (2018 Explorer)													\$ -
123 (2018 Explorer)													\$ -
63 (2014 Explorer)													\$ -
Total		\$0.00	\$ -	\$ -	\$ -		\$300.50	\$ 252.06		\$ -	\$ -	\$ -	\$552.56

*** Indicates Vehicles over 100,000



**CITY OF FOUNTAIN INN
PUBLIC WORKS REPORT TO COUNCIL
MONTH OF AUGUST 2021**

Sanitation

- Garbage, Recycling, and Yard Debris is on schedule.
- Had meeting with Anderson University concerning optimizing our Garbage and Recycling routes. Will start gathering data soon and full study will be produced in Spring of 2022.
- Coordinating with Quail Run HOA to start pilot program for Yard Debris. We will do the following in the test platform:
 - o The city would supply yard debris roll carts for all 39 homes in the Quail Run neighborhood.
 - o The roll carts would be the same size as the garbage or recycling carts currently used.
 - o All yard debris would be placed into the carts and picked up weekly, the same day as your garbage.
 - o Excess loose yard waste should be bagged in paper bags and placed next to the roll carts for pickup.
 - o Large brush that is less than 6 feet long and 6 inches in diameter may be scheduled for pick up once a month via the website link.

Streets and Grounds

- New lights have been installed under the trees downtown. Changed colors to promote the Fountain Inn football team. Working on a schedule to change the lights

Utilities

- Continue to rehab our sewer system. Contractors are currently lining our mains.
- Made minor street repairs on Manitou Way, Tarpon Court, Siloam Lane and Heber Trail.

SPECIAL EVENTS

August Council Summary



Social Media by the Numbers

140%↑

Social Media engagement is up 140% percent from the month of July. Reaching 12.5k more people.

25,400↑

Our Social media presence has reached 23,500 people this month a 97% increase.

CITY WEBSITE

26,124 page views for the month of August.

TOP SEARCHES

- Employment
- Volleyball
- Sounds of Summer
- Weather
- Events and Tickets



FOUNTAIN INN

est 1886

AUGUST EVENT SUMMARY



Sounds of Summer

Sounds of Summer ended August 27th. We had large crowds each week.

The last two weeks of the series were attended by an estimated 800 people.

Farmers Market

Farmer's market ended on August 28th. We averaged 45 vendors per week. The majority have signed up to do our Fall Market.

This year we were consistent with our activities each month. Kids Day with the cucumber races were a big hit.



Fury Parade

In coordination with Fountain Inn High School, we help to facilitate the first Fury Parade that included 200 participants in the parade and 300 spectators.

UPCOMING SPECIAL EVENTS

Event Series

Fall Farmers Market- September 18th-October 23rd (Excludes Aunt Het on October 2nd)

Fall Music Series- October 1st- October 29th

Merry Market- November 6th and 13th

City Special Events

Jeff Lynch Bike Night- September 11th from 6-10 pm

Halloween Movie Night- October 30th from 6-8:30 pm

Permitted Special Events

Aunt Het- October 2nd hosted by the Fountain Inn Chamber

Pinkalicious- October 9th hosted by the Chapman Foundation

**REQUEST FOR COUNCIL ACTION**

City of Fountain Inn, South Carolina

To: Mayor and Members of City Council
From: Shawn M. Bell, City Administrator

September 9, 2021

Regular City Council Meeting

☐ Ordinance/First Reading ☒ Ordinance/Second Reading ☐ Resolution/First & Final Reading**Agenda Date Requested:** September 9, 2021**Ordinance/Resolution Caption:**

An Ordinance to Provide for the Annexation of the Property Described Herein to the City Limits of the City of Fountain Inn; to Establish a Zoning Classification Therefor; to Assign the Annexed Property to a Council Ward; and Various Matters Related Thereto.

Summary Background:

AX2021-4 would annex 0.60 acres on Brashier Drive into the City limits of the Fountain Inn; zone TMS# 0562010101310 to I-1, Industrial District and assign parcel to Council Ward 5.

The Planning Commission voted unanimously (4-0) in favor of the annexation and zoning at the August 2, 2021 meeting.

Fountain Inn City Council annexed Fox Hill Farms, the adjacent parcel, on November 14^h 2020 (AX2019-03). This and two subsequent annexations in 2020 became the Fox Hill Business Park.

The corporation in care of the industrial park, Sudler Management, also own the subject parcel.

Impact If Denied:

The parcel would remain in unincorporated Greenville County and unzoned. Under construction, the parcel is being utilized as a portion of the detention/retention pond for the industrial park. Remaining outside the city boundaries limits the ability to lease, subdivide and/or unify the site under one zoning category in one jurisdiction.

Impact If Approved:

The City limits will contain the entirety of the current business park, and the property can be subdivided for tenant leasing and the dedication of several roads (Francis Marion Way, Innovation Drive) for the industrial campus.

Financial Impact:

Minor financial impact industrial construction already underway and parcel size under one acre. Tenant leasing (tax revenue) would be assisted, per the property owner, by adding this parcel to the city limits and increasing the park.

ORDINANCE

AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF THE PROPERTY DESCRIBED HEREIN TO THE CITY LIMITS OF THE CITY OF FOUNTAIN INN; TO ESTABLISH A ZONING CLASSIFICATION THEREFOR; TO ASSIGN THE ANNEXED PROPERTY TO A COUNCIL WARD; AND VARIOUS MATTERS RELATED THERETO.

WHEREAS, the Fox Hill Greenville, LLC, has filed a proper petition with the City of Fountain Inn using the 100 percent petition method concerning those parcels or tracts of land, which property is contiguous to the City limits petitioning for annexation of said property to the City of Fountain Inn under the provisions of S.C. Code Ann. § 5-3-150(3) and described as follows:

ALL those certain pieces, parcels or tracts of land containing 0.6 acres more or less, situate, lying and being on Brashier Drive in the City of Fountain Inn, Greenville County, South Carolina, and described as follows:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

GREENVILLE COUNTY TMS # 0562010101310

and,

WHEREAS, it appears to the City Council that annexation would be in the best interest of the property owners and the City of Fountain Inn; and

WHEREAS, the notice and public hearing requirements of S.C. Code Section 5-3-150 (1) have been complied with;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Fountain Inn, South Carolina, as follows:

Section 1. **ANNEXATION:** That the property herein described is hereby annexed to and becomes a part of the City of Fountain Inn effective on the date of the passage of this Ordinance.

Section 2. **ZONING CLASSIFICATION:** The property herein described is hereby assigned the zoning classification of I-1, Industrial District.

Section 3. **DISTRICT ASSIGNMENT:** The within described property shall be assigned to City Council Ward 5.

Section 4. **FLOOD RATE INSURANCE MAPS:** In accordance with the provisions of 44 CFR §64.4, in the event that the newly annexed area was previously located in a community participating in the NFIP Program, pending formal adoption of the amendment to its flood plain management regulations, the City hereby certifies that within the newly annexed area the flood plain management requirements previously applicable in the area remain in force. In the

event that the newly annexed area was previously located in a community not participating in the NFIP Program, upon annexation, and pending formal adoption of the amendments to its flood plain management regulations, the City certifies that it shall enforce within the newly annexed area, existing flood insurance policies which shall remain in effect until their date of expiration may be renewed, and new policies may be issued.

Section 5. **AUTHORIZATION.** The Mayor, the City Administrator, and the City Clerk, for and on behalf of the City, acting jointly or individually, are fully empowered and authorized to take such further action as may be reasonably necessary to effect the actions authorized by this Ordinance in accordance with the conditions herein set forth.

Section 6. **EFFECTIVE DATE.** This Ordinance shall be effective upon second and final reading by the City Council.

DONE IN REGULAR MEETING THIS 9th DAY OF SEPTEMBER 2021.

SIGNATURE OF MAYOR:

George Patrick McLeer, Jr.

ATTEST:

APPROVED AS TO FORM:

Sandra H. Woods
City Clerk

David W. Holmes
City Attorney

FIRST READING: 8/12/2021
SECOND READING: 9/09/2021

**“EXHIBIT A”
LEGAL DESCRIPTION**

ALL that certain piece, parcel or tract of land, situate, lying and being located in the State of South Carolina, County of Greenville and shown and designated as **Lot 10** on that certain plat entitled “Subdivision for S. L. Coleman Estate,” prepared by J. D. Calmes, #1346, dated September, 1960 and recorded September 21, 1967 in the Office of the Register of Deeds for Greenville County, South Carolina in Plat Book RRR, Page 177, reference being made to said plat for a more complete and accurate description.

DERIVATION: This being a portion of the property conveyed to S.L. Coleman by deed of Nemma Westmoreland recorded December 31, 1917 in the RMC Office for Greenville County in Deed Book 44 at Page 147.

TMS No.: 0562010101310



DEED Book: DE 2600 Page: 5573 - 5589 17 Pgs

August 13, 2020 12:06:48 PM Cons: \$22,500.00

Rec: \$15.00 Cnty Tax: \$24.75 State Tax: \$58.50

FILED IN GREENVILLE COUNTY, SC *Timothy J. Hanney*

-----SPACE ABOVE RESERVED FOR RECORDING PURPOSES-----

STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE

)
)
)

**TITLE TO REAL ESTATE
LIMITED WARRANTY DEED**

KNOW ALL PERSONS BY THESE PRESENTS, that **Walter H. Smith, Jr.; Caroline Smith Sherman; Rachel Coleman Thompson; Frances S. Coleman; Samuel B. Coleman; John S. Coleman; Mildred Huff Coleman; John Huff; Mary A. Huff; Dr. James Huff; and Shelley L. Coleman** (collectively, the “Grantor”), in consideration of TWENTY TWO THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$22,500.00) to Grantor in hand paid by **Fox Hill Greenville, LLC, a New Jersey limited liability company** (“Grantee”), the receipt of which is hereby acknowledged, SUBJECT TO any and all easements, restrictions, reservations, liens, taxes, rights-of-ways, conditions, covenants, and other matters of record affecting the property (collectively, the “Exceptions”), has granted, bargained, sold, and released, and by these present does grant, bargain, sell and release unto Grantee, its successors and assigns, forever, its entire right, title and interest in and to the following described property:

All that certain piece, parcel or tract of land, situate, lying and being in Greenville County and more particularly described on **Exhibit A** attached hereto and incorporated herein by this reference.

Grantee's Address: c/o Sudler Management Corp., 245 Green Village Road, Chatham, New Jersey
07925-0039

Together with, subject to the Exceptions, all and singular, the rights, members, hereditaments and appurtenances to said premises belonging or in anywise incident or appertaining. To have and to hold, subject to the Exceptions, all and singular the premises before mentioned unto Grantee, its successors and assigns, forever. And Grantor does hereby bind itself and its successors and assigns to warrant and forever defend all and singular said premises, subject to the Exceptions, unto Grantee and its successors and assigns, against Grantor and against all persons lawfully claiming or to claim the same, or any part thereof, by, under or through Grantor and no others.

[Signature and Acknowledgement Page Follows]

WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr.

_____(SEAL)
Walter H. Smith, Jr.

Bauby O. Goss, Jr.

First Witness
Print Name: *Bauby O. Goss, Jr.*
Kenneth Whitmire

Second Witness
Print Name: *Kenneth Whitmire*

STATE OF SOUTH CAROLINA)

)

ACKNOWLEDGEMENT

COUNTY OF GREENVILLE)

)

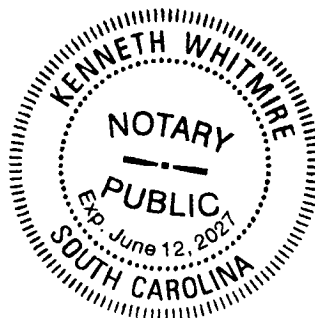
I, the undersigned notary public, hereby certify that Walter H. Smith, Jr., personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

Kenneth Whitmire

NOTARY PUBLIC for State of South Carolina
Printed Name: Kenneth T. Whitmire
My Commission Expires: June 12, 2027

(SEAL)



NPGVL1:1913512.2

WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr.

(SEAL)

Caroline Smith Sherman, by
Walter H. Smith, Jr., as Attorney-In-Fact

Bobby O. Gross, Jr.

First Witness

Print Name: *Bobby O. Gross, Jr.*

Kenneth Whitmire

Second Witness

Print Name: *Kenneth Whitmire*

STATE OF SOUTH CAROLINA

)

ACKNOWLEDGEMENT

)

COUNTY OF GREENVILLE

)

I, the undersigned notary public, hereby certify that Caroline Smith Sherman by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

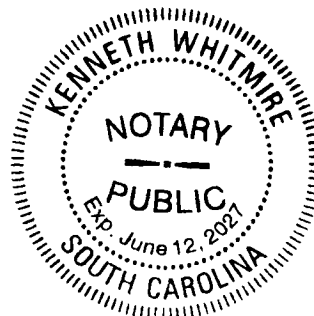
Kenneth Whitmire

NOTARY PUBLIC for State of South Carolina

Printed Name: Kenneth T. Whitmire

My Commission Expires: June 12, 2027

(SEAL)



WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr.

(SEAL)

Rachel Coleman Thompson, by
Walter H. Smith, Jr., as Attorney-In-Fact

Baedy O. Gross, Jr.

First Witness

Print Name: *Baedy O. Gross, Jr.*

Kenneth T. Whitmire

Second Witness

Print Name: *Kenneth Whitmire*

STATE OF SOUTH CAROLINA

)

ACKNOWLEDGEMENT

COUNTY OF GREENVILLE

)

I, the undersigned notary public, hereby certify that Rachel Coleman Thompson by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

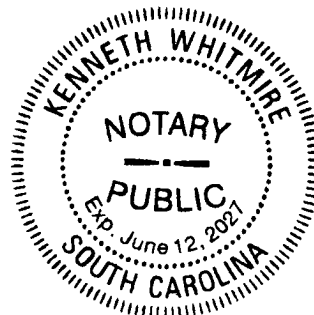
Kenneth T. Whitmire

NOTARY PUBLIC for State of South Carolina

Printed Name: Kenneth T. Whitmire

My Commission Expires: June 12, 2027

(SEAL)



NPGVL1:1913512.2

WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr.

(SEAL)

Frances S. Coleman, by
Walter H. Smith, Jr., as Attorney-In-Fact

Baerly O. Gross, Jr.

First Witness

Print Name: *Baerly O. Gross, Jr.*

Kenneth T. Whitmire

Second Witness

Print Name: *Kenneth Whitmire*

STATE OF SOUTH CAROLINA

)

ACKNOWLEDGEMENT

)

COUNTY OF GREENVILLE

)

I, the undersigned notary public, hereby certify that Frances S. Coleman by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

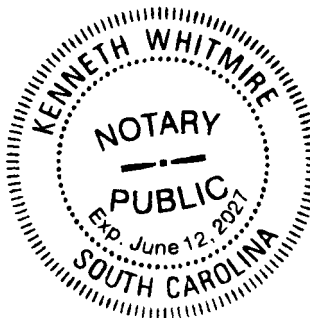
Kenneth T. Whitmire

NOTARY PUBLIC for State of South Carolina

Printed Name: Kenneth T. Whitmire

My Commission Expires: June 12, 2027

(SEAL)



NPGVL1:1913512.2

WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

(SEAL)

Samuel B. Coleman by
Walter H. Smith, Jr., as Attorney-In-Fact

First Witness

Print Name: Baby O. Gross, Jr.

Second Witness

Print Name: Kenneth Whitmire

STATE OF SOUTH CAROLINA

)

ACKNOWLEDGEMENT

)

COUNTY OF GREENVILLE

)

I, the undersigned notary public, hereby certify that Samuel B. Coleman by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

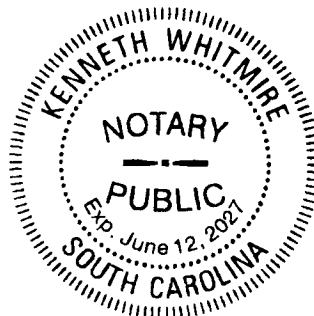
WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

NOTARY PUBLIC for State of South Carolina

Printed Name: Kenneth T. Whitmire

My Commission Expires: June 12, 2027

(SEAL)



NPGVL1:1913512.2

WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr.

(SEAL)

John S. Coleman, by
Walter H. Smith, Jr., as Attorney-In-Fact

Buddy O. Gross, Jr.
First Witness
Print Name: Buddy O. Gross, Jr.

Kenneth Whitmire
Second Witness
Print Name: Kenneth Whitmire

STATE OF SOUTH CAROLINA)

ACKNOWLEDGEMENT

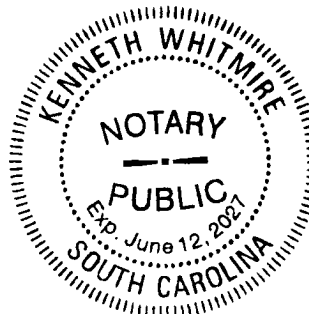
COUNTY OF GREENVILLE)

I, the undersigned notary public, hereby certify that John S. Coleman by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

Kenneth Whitmire
NOTARY PUBLIC for State of South Carolina
Printed Name: Kenneth T. Whitmire
My Commission Expires: June 12, 2027

(SEAL)



WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr.

(SEAL)

Mildred Huff Coleman, by
Walter H. Smith, Jr., as Attorney-In-Fact

Barty A. Gross, Jr.
First Witness
Print Name: *Barty A. Gross, Jr.*

Kenneth Whitmire
Second Witness
Print Name: *Kenneth Whitmire*

STATE OF SOUTH CAROLINA

)

ACKNOWLEDGEMENT

)

COUNTY OF GREENVILLE

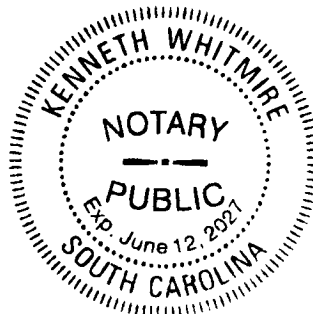
)

I, the undersigned notary public, hereby certify that Mildred Huff Coleman by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

Kenneth Whitmire
NOTARY PUBLIC for State of South Carolina
Printed Name: Kenneth T. Whitmire
My Commission Expires: June 12, 2027

(SEAL)



NPGVL1:1913512.2

WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith

(SEAL)

John Huff, by
Walter H. Smith, Jr., as Attorney-In-Fact

Bucky O. Gross, Jr.
First Witness
Print Name: *Bucky O. Gross, Jr.*

Kenneth Whitmire
Second Witness
Print Name: *Kenneth Whitmire*

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

ACKNOWLEDGEMENT

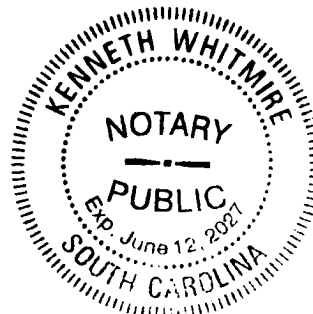
I, the undersigned notary public, hereby certify that John Huff by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

Kenneth Whitmire

NOTARY PUBLIC for State of South Carolina
Printed Name: Kenneth T. Whitmire
My Commission Expires: June 12, 2027

(SEAL)



WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr. (SEAL)

Mary A. Huff, by
Walter H. Smith, Jr., as Attorney-In-Fact

Buddy D. Gross, Jr.
First Witness

Print Name: Buddy D. Gross, Jr.

Kenneth Whitmire

Second Witness

Print Name: Kenneth Whitmire

STATE OF SOUTH CAROLINA)

)

ACKNOWLEDGEMENT

COUNTY OF GREENVILLE)

)

I, the undersigned notary public, hereby certify that Mary A. Huff by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

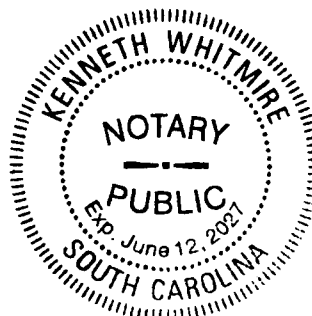
Kenneth Whitmire

NOTARY PUBLIC for State of South Carolina

Printed Name: Kenneth T. Whitmire

My Commission Expires: June 12, 2027

(SEAL)



WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr.

(SEAL)

Dr. James Huff, by
Walter H. Smith, Jr., as Attorney-In-Fact

Bobby O. Cross, Jr.
First Witness
Print Name: *Bobby O. Cross, Jr.*

Kenneth T. Whitmire
Second Witness
Print Name: *Kenneth Whitmire*

STATE OF SOUTH CAROLINA

)

ACKNOWLEDGEMENT

COUNTY OF GREENVILLE

)

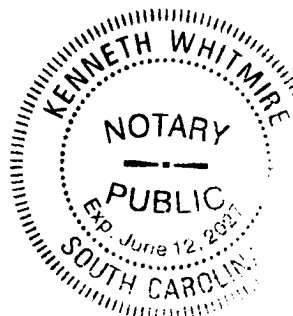
I, the undersigned notary public, hereby certify that Dr. James Huff by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

Kenneth T. Whitmire

NOTARY PUBLIC for State of South Carolina
Printed Name: Kenneth T. Whitmire
My Commission Expires: June 12, 2027

(SEAL)



WITNESS Grantor's hand and seal this 11th day of August, 2020.

SIGNED, sealed and delivered
in the presence of:

Walter H. Smith, Jr.

(SEAL)

Shelley L. Coleman, by
Walter H. Smith, Jr., as Attorney-In-Fact

Bailey O. Gross, Jr.
First Witness
Print Name: *Bailey O. Gross, Jr.*

Kenneth Whitmire
Second Witness
Print Name: *Kenneth Whitmire*

STATE OF SOUTH CAROLINA

)

ACKNOWLEDGEMENT

COUNTY OF GREENVILLE

)

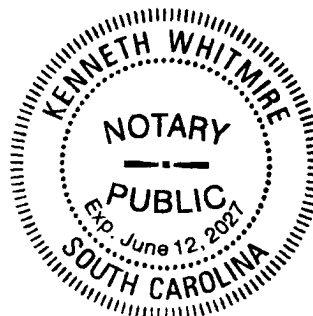
I, the undersigned notary public, hereby certify that Shelley L. Coleman by Walter H. Smith, Jr, as Attorney-In-Fact, personally came before me this day and acknowledged the execution of the foregoing instrument as Grantor's act and deed.

WITNESS my hand and notarial stamp or seal, this 12th day of August, 2020.

Kenneth Whitmire

NOTARY PUBLIC for State of South Carolina
Printed Name: Kenneth T. Whitmire
My Commission Expires: June 12, 2027

(SEAL)



NPGVL1:1913512.2

**“EXHIBIT A”
LEGAL DESCRIPTION**

ALL that certain piece, parcel or tract of land, situate, lying and being located in the State of South Carolina, County of Greenville and shown and designated as **Lot 10** on that certain plat entitled “Subdivision for S. L. Coleman Estate,” prepared by J. D. Calmes, #1346, dated September, 1960 and recorded September 21, 1967 in the Office of the Register of Deeds for Greenville County, South Carolina in Plat Book RRR, Page 177, reference being made to said plat for a more complete and accurate description.

DERIVATION: This being a portion of the property conveyed to S.L. Coleman by deed of Nemma Westmoreland recorded December 31, 1917 in the RMC Office for Greenville County in Deed Book 44 at Page 147.

S.L. Coleman died on December 22, 1943, devising a life estate interest in the property to his wife, Carrie S. Coleman, with a remainder interest in the property devised to his children: Agnes C. New, William F. Coleman, Broadus S. Coleman, Gene (Jean) C. Huff, and Marjorie C. Smith.

Agnes C. New died on November 14, 1992, devising all of her interest in the property to William F. Coleman, Broadus S. Coleman, Gene (Jean) C. Huff, and Marjorie C. Smith.

William F. Coleman died on September 23, 1996, devising all of his interest in the property to his wife, Beatrice G. Coleman. Beatrice G. Coleman died on August, 24, 2003, whereupon all of her interest in the property was passed by intestate succession to William R. Coleman and Rachel Coleman Thompson (Grantor). William R. Coleman died on January 5, 2017, devising all of his interest in the property to his wife Shelley Lynn Coleman (Grantor) as shown in Greenville County Probate Court Case Number 2017ES2300199.

Broadus S. Coleman died on January 1, 2003, whereupon his interest in the property was passed by intestate succession to his wife, Frances S. Coleman (Grantor), and children, Samuel B. Coleman (Grantor) and John S. Coleman (Grantor).

Gene (Jean) C. Huff died on July 3, 2003, whereupon her interest in the property was devised to her children: Mildred Huff Coleman (Grantor), John Huff (Grantor), Mary A. Huff (Grantor), James Huff (Grantor), and Joseph Huff. Joseph Huff died on May 27, 2013, devising his interest in the property to his siblings, Mildred Huff Coleman (Grantor), John Huff (Grantor), Mary A. Huff (Grantor), James Huff (Grantor).

Marjorie C. Smith died on November 20, 2005, whereupon her interest in the property was devised to Walter H. Smith, Jr. (Grantor) and Caroline Smith Sherman (Grantor) as shown in Greenville County Probate Court Case Number 2005ES2302221.

TMS No.: 0562010101310

AFFIDAVIT FOR TAXABLE OR EXEMPT TRANSFERS

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

1. Grantee has read the information on this affidavit and understands such information.
2. The property being transferred is designated as Greenville County Tax Map Number 0562010101310 by Walter H. Smith, Jr.; Caroline Smith Sherman; Rachel Coleman Thompson; Frances S. Coleman; Samuel B. Colelman; John S. Coleman; Mildred Huff Coleman; John Huff; Mary A. Huff; Dr. James Huff; and Shelley L. Coleman, to Fox Hill Greenville, LLC, a New Jersey limited liability company on August 12, 2020.
3. Check one of the following: The deed is
 - (a) ☒ subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth.
 - (b) ☐ subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as a distribution to a trust beneficiary.
 - (c) ☐ exempt from the deed recording fee because (Exception # _____ - See Information section of affidavit (If exempt, please skip items 4 - 7, and go to item 8 of this affidavit.)
4. Check one of the following if either item 3(a) or item 3(b) above has been checked (See Information section of this affidavit):
 - (a) ☒ The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of \$22,500.00
 - (b) ☐ The fee is computed on the fair market value of the realty which is \$ _____
 - (c) ☐ The fee is computed on the fair market value of the realty as established for property tax purposes which is \$ _____
5. Check Yes _____ or No X to the following: A lien or encumbrance on the land, tenement, or realty before the transfer and remained on the land, tenement, or realty after the transfer. (This includes, pursuant to Code Section 12-59-140(E)(6), any lien or encumbrance on realty in possession of a forfeited land commission which may subsequently be waived or reduced after the transfer under a signed contract or agreement between the lien holder and the buyer existing before the transfer.) If "Yes," the amount of the outstanding balance of this lien or encumbrance is: \$ _____.
6. The deed recording fee is computed as follows:

(a) Place the amount listed in item 4 above here:	<u>\$22,500.00</u>
(b) Place the amount listed in item 5 above here:	<u>\$0</u>
(If no amount is listed, place zero here.)	
(c) Subtract Line 6(b) from Line 6(a) and place result here:	<u>\$22,500.00</u>

7. The deed recording fee due is based on the amount listed on Line 6(c) above and the deed recording fee due is: \$83.25
8. As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: Grantee's Attorney.
9. Grantor understands that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.

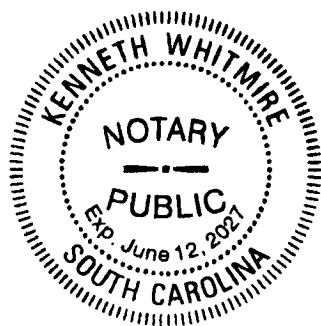
Grantee's Attorney:

James K. Price

SWORN to before me this 12th
day of August, 2020

Kenneth Whitmire
Notary Public for South Carolina

Kenneth Whitmire
Print Name of Notary Public
My Commission Expires: June 12, 2027



INFORMATION

Except as provided in this paragraph, the term "value" means "the consideration paid or to be paid in money or money's worth for the realty." Consideration paid or to be paid in money's worth includes, but is not limited to, other realty, personal property, stocks, bonds, partnership interest and other intangible property, the forgiveness or cancellation of a debt, the assumption of a debt, and the surrendering of any right. The fair market value of the consideration must be used in calculating the consideration paid in money's worth. Taxpayers may elect to use the fair market value of the realty being transferred in determining fair market value of the consideration. In the case of realty transferred between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, and in the case of realty transferred to a trust or as a distribution to a trust beneficiary, "value" means the realty's fair market value. A deduction from value is allowed for the amount of any lien or encumbrance existing on the land, tenement, or realty before the transfer and remaining on the land, tenement, or realty after the transfer. Taxpayers may elect to use the fair market value for property tax purposes in determining fair market value under the provisions of the law.

Exempted from the fee are deeds:

- (1) transferring realty in which the value of the realty, as defined in Code Section 12-24-30, is equal to or less than one hundred dollars;
- (2) transferring realty to the federal government or to a state, its agencies and departments, and its political subdivisions, including school districts;
- (3) that are otherwise exempted under the laws and Constitution of this State or of the United States;
- (4) transferring realty in which no gain or loss is recognized by reason of Section 1041 of the Internal Revenue Code as defined in Section 12-6-40(A);
- (5) transferring realty in order to partition realty as long as no consideration is paid for the transfer other than the interests in the realty that are being exchanged in order to partition the realty;
- (6) transferring an individual grave space at a cemetery owned by a cemetery company licensed under Chapter 55 of Title 39;
- (7) that constitute a contract for the sale of timber to be cut;
- (8) transferring realty to a corporation, a partnership, or a trust in order to become, or as, a stockholder, partner, or trust beneficiary of the entity provided no consideration is paid for the transfer other than stock in the corporation, interest in the partnership, beneficiary interest in the trust, or the increase in value in such stock or interest held by the grantor. However, except for transfers from one family trust to another family trust without consideration, the transfer of realty from a corporation, a partnership, or a trust to a stockholder, partner, or trust beneficiary of the entity is subject to the fee even if the realty is transferred to another corporation, a partnership, or trust;
- (9) transferring realty from a family partnership to a partner or from a family trust to a beneficiary, provided no consideration is paid for the transfer other than a reduction in the grantee's interest in the partnership or trust. A "family partnership" is a partnership whose partners are all members of the same family. A "family trust" is a trust, in which the beneficiaries are all members of the same family. "Family" means the grantor, the grantor's

spouse, parents, grandparents, sisters, brothers, children, stepchildren, grandchildren, and the spouses and lineal descendants of any of them, and the grantor's and grantor's spouse's heirs under a statute of descent and distribution. A "family partnership" or "family trust" also includes charitable entities, other family partnerships and family trusts of the grantor, and charitable remainder and charitable lead trusts, if all the beneficiaries are charitable entities or members of the grantor's family. A "charitable entity" means an entity which may receive deductible contributions under Section 170 of the Internal Revenue Code as defined in Section 12-6-40(A);

- (10) transferring realty in a statutory merger or consolidation from a constituent corporation to the continuing or new corporation;
- (11) transferring realty in a merger or consolidation from a constituent partnership to the continuing or new partnership; and,
- (12) that constitute a corrective deed or a quitclaim used to confirm title vested in the grantee, provided that no consideration of any kind is paid or is to be paid under the corrective or quitclaim deed.
- (13) transferring realty subject to a mortgage to the mortgagee whether by a deed in lieu of foreclosure executed by the mortgagee or deed pursuant to foreclosure proceedings.
- (14) transferring realty from an agent to the agent's principal in which the realty was purchased with funds of the principal, provided that a notarized document is also filed with the deed that establishes the fact that the agent and principal relationship existed at the time of the original purchase as well as for the purpose of purchasing the realty.
- (15) transferring title to facilities for transmitting electricity that is transferred, sold, or exchanged by electrical utilities, municipalities, electric cooperatives, or political subdivisions to a limited liability company which is subject to regulation under the Federal Power Act (16 U.S.C. Section 791(a)) and which is formed to operate or to take functional control of electric transmission assets as defined in the Federal Power Act.

CITY OF FOUNTAIN INN, SOUTH CAROLINA

ORDINANCE NO. 2021-9

PROVIDING FOR THE ACQUISITION AND FINANCING OF MOTOR VEHICLES AND RELATED EQUIPMENT TO BE USED FOR PUBLIC WORKS; AUTHORIZING THE CITY ADMINISTRATOR TO PRESCRIBE THE FORM AND DETAILS OF THE LEASE PURCHASE FINANCING OF THE VEHICLES AND EQUIPMENT; PROVIDING FOR THE PAYMENT OF THE LEASE PURCHASE FINANCING; AND OTHER RELATED MATTERS.

ADOPTED: SEPTEMBER 9, 2021

ORDINANCE 2021-9

PROVIDING FOR THE ACQUISITION AND FINANCING OF MOTOR VEHICLES AND RELATED EQUIPMENT TO BE USED FOR PUBLIC WORKS; AUTHORIZING THE CITY ADMINISTRATOR TO PRESCRIBE THE FORM AND DETAILS OF THE LEASE PURCHASE FINANCING OF THE VEHICLES AND EQUIPMENT; PROVIDING FOR THE PAYMENT OF THE LEASE PURCHASE FINANCING; AND OTHER RELATED MATTERS.

CITY OF FOUNTAIN INN, SOUTH CAROLINA, CITY COUNCIL ORDAINS:

SECTION 1. *Findings and Determinations.* The City Council ("Council") of the City of Fountain Inn, South Carolina ("City"), finds and determines the following:

- (a) The City is a political subdivision of the State of South Carolina and has all powers granted to counties by the Constitution and the general law of the state, including the power to enter into agreements to acquire and finance equipment.
- (b) City staff has determined that it is within the best interest of the City to acquire certain motor vehicles and related equipment to be used for public works (collectively, "Equipment").
- (c) To enable the City to acquire the Equipment, the City desires to undertake a lease purchase financing in an amount not to exceed \$[115,000] with a bank or other financial institution selected by the City or the vendor of the Equipment ("Purchaser").

SECTION 2. *Approval of Acquisition and Financing; Delegation of Authority.* The City is authorized to acquire and finance the Equipment. The City is further authorized to utilize a lease purchase financing, or other means of financing (collectively, "Financing"), which is repayable by annual appropriations from any source, to provide funds for the Equipment.

The City shall request bids from various banks and other financial institutions as the City Administrator determines after receipt of advice from the City's Financial Advisor, First Tryon. Without further approval, the Council delegates authority to the City Administrator to: (a) determine the maturity and payment schedule of the Financing; (b) determine the date and time for receipt of bids under the request for bids; (c) award the sale of the Financing to the responsive bid which is in the best interest of the City, which determination will be made in part by which responsive bid provides the lowest interest rate to the City, in accordance with a request for bids; (d) make changes to the quantity, description or particular details of the Equipment; and (e) request bids for the Equipment and negotiate the specifications and price of the Equipment as the City Administrator deems to be in the best interest of the City.

SECTION 3. *Approval of Transaction.* The Council hereby authorizes the acquisition and financing of the Equipment and payment of the costs of the Financing in an amount not to exceed \$[115,000] subject to and in accordance with the provisions of this Ordinance.

SECTION 4. *Execution of Documents.* Without further authorization, the Mayor and the City Administrator, and their respective designees, are each authorized and directed to approve the form, terms and provisions of the documents evidencing the Financing ("Transaction Documents"). The Mayor and the City Administrator are authorized, empowered and directed to execute, acknowledge and deliver the Transaction Documents in the name and on behalf of the City. The Transaction Documents are to be in the form as shall be approved by the Mayor or the City Administrator, upon the advice of the City's bond

counsel, Parker Poe Adams & Bernstein LLP, and the City Attorney, the execution thereof to constitute conclusive evidence of that approval.

SECTION 5. ***Further Assurances.*** The Mayor, or his designee, the City Clerk, and the City Administrator, or his designee, are fully empowered and authorized to take further action, make covenants, and to execute and deliver all documents as may be reasonably necessary to effect the Financing and the delivery of the Transaction Documents and any related documents in accordance with their terms and conditions, and the contemplated transactions, and the action of these officers in executing and delivering any of these documents, in the form as the Mayor or the City Administrator shall approve, is fully authorized.

SECTION 6. ***Federal Tax Covenant.*** The City covenants that, to the extent the Financing is a tax-exempt obligation of the City, it will not take any action which will, or fail to take any action which failure will, cause interest components of the payments to be made under the Transaction Documents to become includable in the gross income of the Purchaser or its successors or assignees for federal income tax purposes pursuant to the provisions of the Internal Revenue Code of 1986, as amended ("IRC"), and regulations promulgated thereunder in effect on the date of original issuance of the Transaction Documents, and that the City will comply with all applicable provisions of Section 103 and Sections 141 through 150 of the IRC, and any regulations promulgated thereunder, to maintain the exclusion from gross income for federal income tax purposes of the interest portion of the payments to be made under the Transaction Documents; and to that end the City shall:

(a) comply with the applicable provisions of Section 103 and 141 through 150 of the IRC and any regulations promulgated thereunder so long as the Financing is outstanding;

(b) establish funds, make calculations and pay amounts in the manner and at the times required to comply with the requirements of the IRC relating to required rebates of certain amounts to the United States; and

(c) make reports of information at the times and places required by the IRC.

The City will timely file Form 8038-G in accordance with the applicable regulations of the Internal Revenue Service.

SECTION 7. ***Qualified Tax-Exempt Obligations.*** To the extent the Financing is a tax-exempt obligation of the City, the Mayor or the City Administrator are authorized to designate the Financing as a "qualified tax-exempt obligation" under Section 265(b)(3) of the IRC, if the City is not expected to issue in the aggregate more than \$10,000,000 (or, should such amount be increased legislatively, such increased amount) in tax-exempt obligations, including the Financing authorized hereunder, during the 2020 calendar year.

SECTION 8. ***Reimbursement from Proceeds of the Financing.***

(a) To the extent the Financing is a tax-exempt obligation of the City, this Ordinance is the Council's official declaration of intent pursuant to Regulation §1.150-2 promulgated by the Internal Revenue Service and U.S. Treasury Department to reimburse the City for Equipment-related expenditures incurred and paid on or after the date occurring 60 days prior to the date of adoption of this Ordinance from the proceeds of the Financing.

(b) The City understands that Expenditures which may be reimbursed are limited to Expenditures which are (i) properly chargeable to a capital account (or would be so chargeable with a proper election or with the application of the definition of "placed in service" under Regulation §1-150-2) under general

federal income tax principles, or (ii) certain *de minimis* or preliminary expenditures satisfying the requirements of Regulation §1.150-2(f).

(c) The source of funds for the Expenditures with respect to the Equipment is expected to be the City's [general fund].

(d) The City understands that to be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (i) the date on which the Expenditures were paid, or (ii) the date the Equipment is placed in service, but in no event more than three years after the City made the original Expenditures.

SECTION 9. **Severability.** All orders, ordinances, resolutions and any parts in conflict with this Ordinance are, to the extent of that conflict, repealed.

SECTION 10. **Ordinance Binding.** This Ordinance is binding on the Council and, to the extent permitted by law, its successors.

SECTION 11. **Effective Date.** This Ordinance is effective after its second reading.

CITY OF FOUNTAIN INN, SOUTH CAROLINA

George Patrick McLeer, Jr., Mayor
Fountain Inn, South Carolina

(SEAL)

ATTEST:

Sandra Woods, City Clerk
Fountain Inn, South Carolina

First Reading: August 12, 2021
Second Reading: September 9, 2021

**A RESOLUTION
2021-9**

**DESIGNATING AN AUTHORIZED REPRESENTATIVE AND CONTACT PERSON FOR PURPOSES OF THE AMERICAN RESCUE PLAN
ACT OF 2021**

WHEREAS, the American Rescue Plan Act of 2021 (ARPA) appropriates \$19.53 billion to States for distribution to non-entitlement units of local government (NEUs), which are local governments typically serving a population under 50,000;

WHEREAS, the City of Fountain Inn, South Carolina (the Municipality), is an NEU for purposes of ARPA and expects to receive funding pursuant to the ARPA appropriation;

WHEREAS, ARPA requires that the Municipality designate an Authorized Representative to approve and sign documents, make certifications required by ARPA, and otherwise act as the Municipality's designated and lawfully appointed agent for purposes of ARPA; and

WHEREAS, ARPA further requires that the Municipality designate a Contact Person to receive official communications and notice related to ARPA;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. Shawn M. Bell, the City Administrator of the Municipality, is hereby designated as the Municipality's Authorized Representative pursuant to ARPA. The Authorized Representative is hereby authorized and directed to do all things necessary (including without limitation to sign documents, make certifications, make regular reports to council and otherwise act on behalf of the Municipality) to receive and expend funds pursuant to an appropriation by council and ARPA rules. The Authorized Representative's contact information is:

Shawn M. Bell
City Administrator
200 North Main Street, Fountain Inn, S.C. 29644
(864) 862-4421 ext. 4422
Shawn.Bell@fountaininn.org

Section 2. Naomi B. Reed, the Assistant City Administrator/CFO of the Municipality, is hereby designated as the Municipality's Contact Person pursuant to ARPA. The Contact Person's contact information is:

Naomi Reed
Assistant City Administrator/CFO
200 North Main Street, Fountain Inn, S.C. 29644
(864) 864-4421 ext. 6474
Naomi.Reed@fountaininn.org

DONE IN MEETING duly assembled this 9th day of September, 2021.

George Patrick McLeer, Jr
Mayor, City of Fountain Inn

ATTEST:

Sandra H. Woods, City Clerk
City of Fountain Inn, South Carolina



Fountain
Inn

Application for Service
City of Fountain Inn - Boards and Commissions

Name: Christopher M Ellison Home Phone: 864-409-6081

Home Address: 308 Fairview Street Zip: 29644

Mailing Address (If different): _____

E-Mail Address: CELLISO22@gmail.com

Board/Commission Preference: Planning

City of Fountain Resident: ☒ Yes ☐ No County: Calhoun

City Ward (Please Circle One) 1 2 3 4 5 6 Mayor

Daytime/Business Telephone Number: _____

Business/Firm: Village Vapors

Business Address: 308 Fairview Street Zip: _____

Position/Occupation: Owner

How did you hear of City Boards and Commissions? ☒ City Staff ☐ City Council Member
Other _____

Background information you consider important to this application (including education, family, civic interest/organizations, etc.) Zoning, Clemson, Fountain Inn Museum
Supporter

Reasons for wanting to serve on a City Board/Commission: To encourage positive and sustainable growth in the city of fountain inn

List any governmental Boards/Commission on which you are currently serving on or have served on in the past:
Zoning Board of Appeals - Current

Please read carefully the following statement before signing: I am willing to devote the time necessary to carry out the responsibilities and requirements of serving on a City of Fountain Inn Board/Commission.

Signature: Christopher M Ellison Date: 2 August 21

RETURN APPLICATION AND/OR RESUME TO:

Clerk of Public Works • City of Fountain Inn • 315 North Main Street • Fountain Inn, SC 29644