



RICHLAND COUNTY COUNCIL

ADMINISTRATION AND FINANCE COMMITTEE

Paul Livingston
District 4

Greg Pearce
District 6

Joyce Dickerson, Chair
District 2

Mike Montgomery
District 8

Val Hutchinson
District 9

October 28, 2008
5:00 PM

Richland County Council Chambers
County Administration Building
2020 Hampton Street

Call to Order

Approval of Minutes

1. September 23, 2008: Regular Meeting [Pages 3 – 5]

Adoption of Agenda

Items for Action

2. Request to approve the purchase of 25 GlideScope Ranger Video Laryngoscopes for the Emergency Services Department [Pages 6 – 7]
3. Request to authorize the negotiation and awarding of a contract to EMS Management and Consultants, Inc. for EMS billing and collection services [Pages 8 – 10]
4. Request to negotiate and approve a design-build contract to provide renovations to the equipment rooms at the 911 center and the back-up 911 center [Pages 11 – 12]
5. An ordinance amending the Fiscal Year 2008-09 General Fund Annual Budget to move fifty thousand dollars (\$50,000) from the Non-Departmental Budget to the Human Resources Budget due to health insurance savings [Pages 13 – 16]

6. Request to approve the purchase of a Microsoft Software Assurance from ASAP SOFTWARE in an amount not to exceed \$124,568 [Pages 17 – 18]
7. Request to approve the Hospitality Tax Advisory Committee’s funding recommendations for Round II of the FY 2009 County Promotions funding process [Pages 19 –22]
8. Request to approve additional funding for the Black Expo (\$25,000) and Pioneer Bowl (\$10,000) [Pages 23 – 24]
9. An ordinance authorizing the issuance and sale of not exceeding \$5,500,000 General Obligation Bond Anticipation Notes, Series 2008, or such other appropriate series designations, of Richland County, South Carolina; fixing the form and details of the bonds; authorizing the administrator of the county to determine certain matters relating to the bonds, providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [Pages 25 – 46]
10. A resolution relating to the declaration of intent by Richland County, South Carolina, to reimburse certain expenditures prior to the issuance by the county of its tax-exempt debt [Pages 47 – 50]
11. Request to approve a budget amendment to the Hospitality Tax Fund in the amount of \$40,000 to provide operating capital for the Township Auditorium [Pages 51 – 54]
12. Request to approve a budget amendment in the amount of \$100,000 to redirect funds allocated to support the Midlands Area Commission on Homelessness to the Midlands Housing Alliance [Pages 55 – 56]

Items for Discussion / Information

13. Board of Voter Registration Office Structure and Salaries [Page 57]

Adjournment

Staffed by: Joe Cronin

MINUTES OF



RICHLAND COUNTY COUNCIL
ADMINISTRATION AND FINANCE COMMITTEE
TUESDAY, SEPTEMBER 23, 2008
6:00 P.M.

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT

Chair: Joyce Dickerson
Member: Valerie Hutchinson
Member: Paul Livingston
Member: Mike Montgomery
Member: L. Gregory Pearce, Jr.

ALSO PRESENT: Joseph McEachern, Damon Jeter, Norman Jackson, Bill Malinowski, Michielle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Joe Cronin, Larry Smith, Lillian McBride, Pam Davis, Valeria Jackson, Teresa Smith, Dwight Hanna, Amelia Linder, Tamara King, Lora Dyal, Daniel Driggers, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting started at approximately 6:05 p.m.

APPROVAL OF MINUTES

July 22, 2008 (Regular Session) – Mr. Montgomery moved, seconded by Mr. Pearce, to approve the minutes as submitted. The vote in favor was unanimous.

ADOPTION OF AGENDA

Mr. Montgomery moved, seconded by Ms. Hutchinson, to adopt the agenda as distributed. The vote in favor was unanimous.

ITEMS FOR ACTION

Request to approve salary adjustments to the Board of Voter Registration Office for 4 full-time appointed Board Members, and 1 full-time appointed Chairperson –

Richland County Council

**Administration and Finance Committee
September 23, 2008
Page Two**

Ms. Hutchinson moved, seconded by Mr. Montgomery, to retain this item in Committee, to further study the issue and to direct the Administrator to communicate with the Chairman of the Legislative Delegation as part of the study. A discussion took place.

Mr. Livingston proposed the following amendment: that a list of comparable duties and salaries be compiled by the Human Resources Department.

Ms. Hutchinson accepted the proposed amendment.

The vote in favor was unanimous.

Business License Amendments:

1. **An ordinance amending the Richland County Code of Ordinances; Chapter 16, Licenses and Miscellaneous Business Regulations; Article I, in general; so as to address business revenues generated by interstate commerce**
2. **An ordinance amending the Richland County Code of Ordinances; Chapter 16, Licenses and Miscellaneous Business Regulations; Article I, in general; so as to address business revenues generated by interstate commerce so as to address rates set for landfills**

Mr. Montgomery moved, seconded by Ms. Hutchinson, to forward these items to Third Reading at the October 7th Council meeting, but to have the Committee look at the business license policy with the idea that a significant discount on the rate be imposed after \$1,000,000 \$1,500,000 of gross revenue. A discussion took place.

The vote in favor was unanimous.

Sheriff: Request to approve a Project Lifesaver Program Enhancement grant (No personnel, no match) – Mr. Montgomery moved, seconded by Mr. Pearce, to forward this item to Council with a recommendation for approval. The vote in favor was unanimous.

Sheriff: Request to approve a catastrophic planner grant (1 FTE, no match) – Mr. Montgomery moved, seconded by Mr. Pearce, to retain this item in committee. A discussion took place.

Mr. Livingston made a substitute motion, seconded by Ms. Hutchinson, to forward this item to Council with no recommendation.

The vote in favor was unanimous.

Consideration of Alternate Work Schedules – Mr. Pearce moved, seconded by Ms. Hutchinson, to retain this item in committee and direct the Administrator to work with the Human Resources Department to bring back a recommendation. The vote in favor was unanimous.

An ordinance to amend the Richland County Code of Ordinances; Chapter 18, Offenses; Section 18-6, Smoking of Tobacco Products; so as to decrease the fine for an infraction – Mr. Pearce moved, seconded by Ms. Hutchinson, to forward this item to Council with a recommendation for approval. The vote in favor was unanimous.

Policy regarding the use of carry over funds – Mr. Montgomery moved, seconded by Ms. Hutchinson, to forward this item to Council with a recommendation for approval. A discussion took place.

The vote in favor was unanimous.

Coroner: Request to approve the renewal of a contract with Professional Pathology Services – Mr. Montgomery moved, seconded by Mr. Pearce, to forward this item to Council for a recommendation for approval. The vote in favor was unanimous.

Contractual Matter: Retiree Payroll Deduction Insurance Vendors and Products, Employee Assistance Program (EAP) Services, and Flexible Spending Accounts (FSA) (EXECUTIVE SESSION) –

Executive Session was held from 6:55 p.m. until 7:20 p.m.

Mr. Montgomery moved, seconded by Mr. Pearce, to forward to Council for approval the Administration's proposal with regard to the modification of providers. The vote in favor was unanimous.

ITEMS FOR DISCUSSION/INFORMATION

None.

ADJOURNMENT

The meeting adjourned at approximately 7:21 p.m.

Submitted by,

Joyce Dickerson, Chair

The minutes were transcribed by Michelle M. Onley

Richland County Council Request of Action

Subject: Emergency Services – GlideScope Ranger Procurement

A. Purpose

The purpose of this report is to obtain council's approval for the purchase of 25 GlideScope Ranger Video Laryngoscopes. Funding is included in the Emergency Services – EMS budget including five purchased under a DHEC grant previously approved by council during the budget process. No additional funding is required.

B. Background / Discussion

Endotracheal intubation is a Paramedic skill used to treat critical patients that are unconscious or in cardiac arrest. The procedure ensures the patient has an open airway where oxygen can freely pass into the lungs. The procedure is initiated by inserting a tube through the patient's mouth and into the patient's trachea. While this procedure can even be difficult in a controlled hospital setting, it can be very challenging in the field. The video laryngoscope enables Paramedics to obtain a clear view of the patient's larynx while inserting the endotracheal tube. The Ranger allows the Paramedic a clear view regardless of the position of the patient or the position of the Paramedic. In some emergency cases, the patient can be trapped in a car or located in a position that makes it extremely difficult for the Paramedic to manually visualize the larynx to insert the tube and to verify tube placement. The Ranger has a camera built into the blade that provides a display on a small video screen. The Ranger was created for the military and is used currently in the war under combat situations. The device is rugged, lightweight, waterproof, shock resistant, and functions in extreme temperatures. This is a sole source procurement. This device will assist our Paramedics in providing the best care possible in very difficult circumstances.

C. Financial Impact

Funding for this equipment is included in the EMS budget (2210-5312) and DHEC EMS Grant. No other funding will be required.

D. Alternatives

1. Approve the purchase of 25 GlideScope Ranger Video Laryngoscopes.
2. Do not approve the purchase of the Rangers.

E. Recommendation

It is recommended that Council approve the purchase of 25 GlideScope Ranger Video Laryngoscope kits for a total of \$263,597 with \$50,566 coming from the DHEC EMS grant.

Report by: Michael A. Byrd **Department:** Emergency Services **Date:** 9/23/2008

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date: 10/21/08

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Funds are available as stated

Procurement

Reviewed by: Rodolfo Callwood

Date: 10-21-08

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Larry Smith

Date: 10-22-08

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Administration

Reviewed by: J. Milton Pope

Date: 10-22-08

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend approval

Richland County Council Request of Action

Subject: Contract Award: EMS Billing and Collection Services

A. Purpose

The purpose of this report is to obtain Council's approval to authorize staff to negotiate and award the contract to EMS Management and Consultants, Inc. for EMS billing and collection services.

B. Background / Discussion

At the September 11, 2007 Council meeting, Council directed staff to develop an RFP for EMS Billing and Collection Services, and to bring the contract award back to Council when ready.

Staff developed an extensive RFP, and the following firms submitted proposals:

1. National Asset Management
2. EMS Management and Consultants, Inc.
3. EMS Consultants
4. Apollo Health Street, Inc.
5. Southwest General Services
6. Med 3000
7. National Reimbursement Group
8. Lowcountry Billing Services
9. Advanced Data Processing

The evaluation team reviewed the 9 responses, and conducted two team interviews: EMS Management and Consultants, Inc., and Lowcountry Billing Services. Lowcountry Billing Services currently provides these services for the County.

Based upon its proposal and interview, EMS Management and Consultants, Inc. was determined to be the most responsive to the County's needs. Therefore, it is at this time that staff is requesting that Council authorize staff to negotiate and award the contract to EMS Management and Consultants, Inc. for EMS billing and collection services.

C. Financial Impact

Our call volume from ambulance customers is not decreasing. Greater call volumes equate to greater staff time being dedicated to handling billing-related issues. If the vendor assumes a greater role handling billing-related issues, which will be proposed in the contract, county employees could focus on other job-related items. This action would cause a positive financial impact in that staff time is being used more effectively. RCEMS is also making an internal effort to improve the way that demographic data is collected from patients. The more reliable data we receive from patients, the greater the odds of us collecting on bills.

This would have a positive financial impact. It should be noted, however, that the current economy and financial situation will have a bearing on patient collections. We currently struggle with getting insurance companies to pay us directly versus paying claims to patients. If we are successful in having insurance companies pay us (or our billing vendor) directly, we should achieve a higher amount of collections, which would have a positive financial impact.

Further, EMS Management and Consultant's fee as a percentage of certain categories of collections is 0.9% higher than the existing contract. It is 0.1% lower for payments collected through SCAC programs. There will also be soft costs associated with the change in the form of the time that County personnel will devote to the transition from one vendor to the other. These costs are difficult to estimate prior to a detailed implementation plan being agreed upon.

D. Alternatives

1. Authorize staff to negotiate and award the contract to EMS Management and Consultants, Inc. for EMS billing and collection services.
2. Authorize staff to negotiate and award the contract to another firm.

E. Recommendation

It is recommended that Council authorize staff to negotiate and award the contract to EMS Management and Consultants, Inc. for EMS billing and collection services.

Recommended by: Daniel Driggers **Department:** Finance **Date:** October 15, 2008

F. Reviews

Emergency Services

Reviewed by: Michael Byrd

Date: 10/21/2008

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Finance

Reviewed by: Daniel Driggers

Date: 10/21/08

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Procurement

Reviewed by: Rodolfo Callwood

Date: 10/21/08

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend approval...

Legal

Reviewed by: Larry Smith
✓ Recommend Council approval
Comments regarding recommendation:

Date: 10-22-08
 Recommend Council denial

Administration

Reviewed by: J. Milton Pope
✓ Recommend Council approval
Comments regarding recommendation:

Date: 10-22-08
 Recommend Council denial

Richland County Council Request of Action

Subject: Emergency Services – 911 Center Renovations

A. Purpose

The purpose of this report is to obtain council's approval for a design-build project to provide renovations to the equipment rooms at the 911 center and the back-up 911 center to accommodate the new Computer Aided Dispatch (CAD) system and new 911 system, and also authorize the administrator and staff to negotiate and implement a contract for the work. Funds are available in the Emergency Telephone System (ETS) fund so no other funds are required.

B. Background / Discussion

Council has previously awarded contracts for the new CAD and 911 systems. The new systems require additional electrical service, air handling units and fire suppression systems. This project will provide those improvements to the 911 Center and the back-up 911 center located in the county's Emergency Operations Center (EOC). Because of the type of systems involved and the timeline involved, Council is requested to approve the work as a design-build project. M.B. Kahn has been pre-qualified by Procurement as the vendor.

C. Financial Impact

Funding for this project was included in the CAD / 911 system upgrade project and are available in the ETS fund so no additional funds are needed. This project will exceed \$100,000 so Council's approval is required.

D. Alternatives

1. Approve the design- build project to M. B. Kahn.
2. Bid the project out.
3. Do not approve the upgrades.

E. Recommendation

It is recommended that Council approve the renovations to the 911 Center and Back-Up 911 Center as a design-build project and authorize the administrator and staff to negotiate and implement a contract with M.B. Kahn.

Submitted by: Michael A. Byrd **Department:** Emergency Services **Date:** October 21, 2008

F. Reviews

Finance

Reviewed by: Daniel Driggers
✓ Recommend Council approval
Comments regarding recommendation:

Date: 10/21/08
 Recommend Council denial

Procurement

Reviewed by: Rodolfo Callwood
✓ Recommend Council approval
Comments regarding recommendation:

Date: 10/21/08
 Recommend Council denial

Legal

Reviewed by: Larry Smith
✓ Recommend Council approval
Comments regarding recommendation:

Date: 10-24-08
 Recommend Council denial

Administration

Reviewed by: J. Milton Pope
✓ Recommend Council approval
Comments regarding recommendation: Recommend approval

Date: 10-24-08
 Recommend Council denial

Richland County Council Request of Action

Subject: Health Insurance Savings

A. Purpose

At the first Council meeting in October 2008, County Council approved the negotiation of a new health care provider resulting in a savings to the county. A portion of this savings, \$50,000 was requested to be used by the Human Resources department in the transition between the plans.

B. Background / Discussion

During the past six months the Human Resources Department has been working through the RFP process and selection of an insurance provider. In September, 2008 Council was provided the results of the RFP process and at the first Council meeting in October County Council approved for the negotiations of a contract with the health care provider. The results of the RFP process provided a reduction to the County in the annualized cost of covering employees. At the meeting in September it was recommended by the County Administrator that a small portion of the savings, \$50,000, be allocated to the Human Resources Department to assist in the work involved to with the transition to a new provider. The remainder of the reduction was recommended to be used to deal with the additional funding requirements for post employee retirement liability related to the accounting standards for GASB45. Since the use of these funds requires a transfer from one department to another a budget amendment is required to authorize the County Administrator to proceed.

C. Financial Impact

There is no additional impact to the FY09 budget. Approval would reduce the savings from the new award by the \$50,000.

D. Alternatives

1. Approve the use of funds by the Human Resources Department
2. Do not approve the use of funds.

E. Recommendation

It is recommended that Council approve alternative one.

Recommended by: Staff

Department: Administration

Date: 10/14/08

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date: 10/21/08

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. __-09HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2008-2009 GENERAL FUND ANNUAL BUDGET TO MOVE FIFTY THOUSDAND DOLLARS (\$50,000) FROM NON-DEPARTMENTAL'S BUDGET TO HUMAN RESOURCE'S BUDGET DUE TO HEALTH INSURANCE SAVINGS.

Pursuant to the authority granted by the Constitution and the General Assembly of the State of South Carolina, BE IT ENACTED BY THE COUNTY COUNCIL FOR RICHLAND COUNTY:

SECTION I. That the amount of fifty thousand dollars (\$50,000) be moved from to the FY 2008-2009 Non-Departmental Budget to the FY2008-2009 Human Resources budget. Therefore, the Fiscal Year 2008-2009 General Fund Annual Budget is hereby amended as follows:

REVENUE

| | |
|---|----------------|
| Revenue appropriated July 1, 2008 as amended: | \$ 138,035,934 |
| Change in General Fund Revenue | _____ -0- |
| Total General Fund Revenue as Amended: | \$ 138,035,934 |

EXPENDITURES

| | |
|--|----------------|
| Expenditures appropriated July 1, 2008 as amended: | \$ 138,038,934 |
| Decrease to Non-Departmental Budget: | (50,000) |
| Increase to Human Resources Budget: | _____ 50,000 |
| Total General Fund Expenditures as Amended: | \$ 138,035,934 |

SECTION II. 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 III. Conflicting Ordinances Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION IV. Effective Date. This ordinance shall be enforced from and after _____, 2008.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE _____ DAY
OF _____, 2008

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only.
No Opinion Rendered As To Content.

First Reading:
Second Reading:
Public Hearing:
Third Reading:

Richland County Council Request of Action

Subject: Microsoft Licensing - Countywide

A. Purpose

County Council is requested to approve an extension to the “Software Assurance” purchase on the Microsoft Enterprise Agreement for licenses owned by the County.

B. Background / Discussion

The Richland County Wide Area Network and Local Area Networks (WAN/LAN) currently consist of 40 servers and approximately 1100 PCs.

In order to comply with federal copyright law, Richland County must have Microsoft licenses for all County servers and all County PCs. Licensing is required for operating systems as well as software applications (such as MS Office).

In the last few years, Microsoft modified its licensing requirements, and it has been increasing its enforcement efforts. Richland County received the same “Microsoft letter” that our neighboring counties received, which outlines a mandatory copyright compliance program. If Richland County were to decide not to participate in the copyright compliance program, the County would put itself at risk for fines and penalties of up to \$150,000 per incident.

Seven years ago, the IT Department included a budget request to begin a three year Enterprise Agreement with Microsoft to bring the County into full copyright compliance. During the initial three year period, we were able to achieve compliance with Microsoft’s copyright policies. The County now owns the software license for Microsoft OS and Office products used by County employees. To ensure this software remains current, the County will need to approve another year of “Software Assurance”.. This renewal will ensure our licensed products are current to 06/30/09.

However, in an effort to maintain Federal Copyright compliance on software versions used by the County that comes out after 06/30/08, we must continue our Microsoft Enterprise Agreement through the purchase of Software Assurance. Software Assurance is a maintenance agreement that allows the County to use the latest versions of Microsoft software products as they are made available. This will keep the software technology at Richland County current. The Council is requested to approve the purchase of a Microsoft “Software Assurance” from the vendor ASAP SOFTWARE on South Carolina State Contract in an amount not to exceed \$124,568.

C. Financial Impact

There are sufficient funds in the account 1870.5471 designated for this request.

D. Alternatives

1. Approve the request to purchase Microsoft Software Assurance from vendor ASAP SOFTWARE on South Carolina State Contract in an amount not to exceed \$124,568. This will allow the county to maintain Microsoft Copyright compliance.
2. Do not approve the request. This would mean that the County chooses to stop participating in the copyright compliance program.

E. Recommendation

Recommended by: Janet Claggett **Department:** IT **Date:** 10/10/08

It is recommended that Council approve the request to purchase Microsoft Software Assurance from vendor ASAP SOFTWARE on South Carolina State Contract in an amount not to exceed \$124,568.

F. Approvals

Finance

Reviewed by: Daniel Driggers Date: 10/21/08
✓ Recommend Council approval Recommend Council denial
Comments regarding recommendation: Funds are available as stated

Procurement

Reviewed by: Rodolfo Callwood Date: 10/21/08
✓ Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Legal

Reviewed by: Larry Smith Date: 10/21/08
✓ Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Administration

Reviewed by: Tony McDonald Date: 10/21/08
✓ Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Richland County Council Request of Action

Subject: Hospitality Tax Committee Meeting - Round II Funding Decisions

A. Purpose

County Council is requested to review the attached funding recommendations by the Hospitality Tax Advisory Committee for organizations eligible to receive funding in the Round II promotions funding process for FY09.

County Council is also requested to review the Committees concerns and recommended actions regarding the Round II process.

B. Background / Discussion

During FY08, County Council voted to split the funding round for the Hospitality Tax promotions grants into two cycles each fiscal year and made this effective for the FY09 budget year.

Round One Hospitality Tax Advisory Committee recommendations were evaluated and approved by Council during the FY09 budget process. Council approved \$119,981 of promotions funding be appropriated and available for Round Two. Round Two applications were due to the County in August 2008. Five applications were submitted and eligible; committee members reviewed, scored, and prepared recommendations during September 2008.

On October 8th, four of the five Hospitality Tax Advisory Committee members met to finalize recommendations for Round Two. As a result of this meeting, the Hospitality Tax Advisory Committee has submitted the following funding recommendations to county council. (See attachment for a breakdown of projects, scoring, and funding recommendations.)

| | |
|---------------------------------------|-----------------|
| Auntie Karen Foundation | \$10,000 |
| Celebrate Freedom Foundation | \$15,000 |
| Lower Richland Sweet Potato Festival | \$5,000 |
| Greater Columbia Chamber of Commerce | \$25,000 |
| Central Carolina Community Foundation | \$5,000 |
| <u>Unappropriated</u> | <u>\$59,981</u> |
| Total | \$119,981 |

The Committee also would like to make Council aware of the following concerns:

1. Committee members would like to call attention to their decision to only fund the five organizations with \$60,000 of the \$119,981 available funds, leaving the remainder unallocated to roll over in to the next fiscal year funding. Committee members feel that the applicants are worthy of \$60,000; however, if County Council decides to fund

the organizations with the remaining dollars available, **the Committee strongly recommends that the remaining funds be appropriated to events/organizations in Unincorporated Richland County.**

2. Committee members feel strongly that separating funding decisions into two rounds has presented several problems and respectfully request that County Council move the funding decision back to a one round process. Further elaboration is provided as follows:
 - Committee members discovered in the meeting that it was very challenging to vote with consistency as there was a very small pool of applicants making averages and thresholds procedures used in Round I skewed in Round II decision-making.
 - Committee members believe that one of the intentions for the Round II funding cycle was that there were a large amount of organizations that request funding throughout the year after missing the Round I deadline. In consideration that only five organizations applied for Round II, two of which applied during Round I and were held over, Committee members feel there is not enough of a need/response to justify the Round II funding cycle.
 - Committee members feel that a Round II funding decision meeting creates undue scheduling inconveniences for both committee members and county staff.
3. Committee members respectfully request that County Council provide clarification on the original purpose of the Hospitality Tax Funding; namely (1) focusing funding on established large tourism-generating events vs. up-and-comer charitable events with smaller tourism-generation to date, and (2) additional clarifications that will allow Committee members to utilize clear standards and vote consistently in every meeting.

C. Financial Impact

No financial impact. The funding for Round II was appropriated during the FY09 budget process.

D. Alternatives

1. Approve the funding recommendations as submitted by the Hospitality Tax Advisory Committee, leaving \$59,981 unallocated.
2. Do not approve the Committee recommendations and recommend an alternative funding plan.

E. Recommendation

It is recommended that County Council approve alternative (1).

Recommended by: Hospitality Tax Advisory Committee **Date:** October 8, 2008

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date: 10/21/08

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Larry Smith

Date: 10/22/08

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Administration

Reviewed by: Tony McDonald

Date: 10/23/08

✓ Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Concur with the Hospitality Tax Committee's recommendations.

FY 09 - Hospitality Tax Fund - Committee Members Recommendations

| Applicant Name | Project Name | Appropriated | | Project Costs | Request FY 09 | Request % of total cost | Committee Recommendations FY09 | |
|---|--|--------------|-----------|---------------|---------------|-------------------------|--------------------------------|----------------|
| | | FY07 | FY08 | | | | | |
| Auntie Karen Foundation | Legends of ...2009 | \$ 545 | \$ 4,500 | \$ 208,910 | \$ 30,800 | 15% | \$ 10,000 | |
| Celebrate Freedom Foundation | 2009 CFF Air & Ground Show: Thunder at Ft. Jackson | \$ 10,000 | \$ 12,650 | \$ 202,000 | \$ 25,000 | 12% | \$ 15,000 | |
| Lower Richland Sweet Potato Festival | Lower Richland Sweet Potato Festival | \$ - | \$ - | \$ 109,000 | \$ 75,000 | 69% | \$ 5,000 | |
| Greater Columbia Chamber of Commerce | Friends of Our Forces/The Welcome Guide | \$ 15,000 | \$ 15,000 | \$ 151,000 | \$ 35,000 | 23% | \$ 25,000 | |
| Central Carolina Community Foundation | 15th Annual Internation Festival of Wines and Food | \$ - | \$ - | \$ 55,400 | \$ 15,000 | 27% | \$ 5,000 | |
| Total recommended dollars to appropriate: | | | | | | | \$ | 60,000 |
| Total funds available to appropriate: | | | | | | | \$ | 119,981 |
| Remaining balance of funds unappropriated: | | | | | | | \$ | 59,981 |

| Applicant Name | Project Name | Committee Member Scores | | | Average |
|---------------------------------------|--|-------------------------|------|-----------|--------------|
| | | Emore | Sims | Leidinger | |
| Auntie Karen Foundation | Legends of ...2009 | 86 | 85 | 86 | 85.5 |
| Celebrate Freedom Foundation | 2009 CFF Air & Ground Show: Thunder at Ft. Jackson | 91 | 93 | 62 | 85.75 |
| Lower Richland Sweet Potato Festival | Lower Richland Sweet Potato Festival | 87 | 100 | 42 | 69.75 |
| Greater Columbia Chamber of Commerce | Friends of Our Forces/The Welcome Guide | 96 | 95 | 85 | 90.25 |
| Central Carolina Community Foundation | 15th Annual Internation Festival of Wines and Food | 85 | 89 | 52 | 75.25 |
| Threshold average: | | | | | 81.3 |

Richland County Council Request of Action

Subject: Funding Requests – Black Expo, Pioneer Bowl

A. Purpose

County Council is requested to approve a request for additional funding for the Black Expo and Pioneer Bowl.

B. Background / Discussion

During the motion period on September 9, 2008, Councilman Joe McEachern referred two funding requests to the A&F Committee for further consideration:

- Black Expo (\$25,000)
- Pioneer Bowl (\$10,000)

During the FY 2009 budget process, both groups applied for and were awarded funding from the Hospitality Tax Special Revenue Fund.

- The Black Expo (Black Pages USA) applied for a grant from the County Promotions fund for FY 2009. The Hospitality Tax Advisory Committee reviewed this application, but since the Black Expo was scheduled to take place during the second half of the fiscal year, the committee recommended that this request be referred to the second funding round for consideration. Council, however, chose to approve a \$25,000 allocation to the Black Expo from the Hospitality Tax Discretionary Fund for FY 2009.
- The Pioneer Bowl (Southern Intercollegiate Athletic Conference) also applied for a grant from the County Promotions fund for FY 2009. The Hospitality Tax Advisory Committee reviewed the application and recommended that council fund this event in the amount of \$10,000. Council approved the Committee's recommendation, and the Pioneer Bowl received a \$10,000 appropriation from the County Promotions Fund during the FY 2009 budget.

The Hospitality Tax Committee recently completed its review of second round funding requests. The Hospitality Tax rules and guidelines, adopted by council in December 2007, prohibit organizations that receive Hospitality Tax funding in earlier rounds from reapplying for additional funds in the second round. Since both of these organizations received funding beginning on July 1, 2008, both were ineligible, per the Council-adopted rules and guidelines, to apply for round 2 funding.

C. Financial Impact

Approval of this request, as submitted, would require identification of \$35,000.

D. Alternatives

1. Approve the request and identify a funding source.
2. Do not approve the request.

E. Recommendation

This request is at council's discretion.

Recommended by: Staff **Department:** Administration **Date:** October 8, 2008

F. Reviews

Finance

Reviewed by: Daniel Driggers Date: 10/23/08
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Recommendation is based on the current guidelines approved by Council stating that any organization that receives funding in Round One are not eligible to apply for funding in Round Two.

Legal

Reviewed by: Larry Smith Date: 10/24/08
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Council discretion

Administration

Reviewed by: Tony McDonald Date: 10/24/08
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Recommend denial based on the fact that the rules adopted by the Council make these organizations ineligible to receive additional funding at this time.

Richland County Council Request of Action

Subject: General Obligation Bond Anticipation Notes, Series 2008, \$5,500,000

A. Purpose

The purpose of this report is to request Council adopt an ordinance authorizing the issuance and sale of bond anticipation notes in an amount not to exceed \$5,500,000 (the “Notes”). The Notes would provide short-term financing for acquiring vehicles for use by the Sheriff’s Department for fiscal year 2008-2009 and acquiring land for and constructing and equipping of a new alcohol and drug abuse facility for use by LRADAC, the Behavioral Health Center of the Midlands, which projects have been previously approved.

B. Background / Discussion

The County’s Bond Counsel and Financial Advisor have recommended that the Council consider adopting an ordinance authorizing bond anticipation notes so that the County will have maximum flexibility to meet funding needs in the currently unsettled economic environment.

The original financing plan for the Sheriff’s Vehicles and LRADAC projects was based on the issuance of general obligation bonds to be repaid over ten years. The County’s advisors have a concern that the interest rates on 10 years debt may be inappropriately high. The purpose of authorizing the Notes is to allow short term debt to be issued at this time with the longer term debt to be issued next year, if necessary.

Upon advice from our advisors, the County is planning a public sale of the 10 year bonds on or about November 3. If the interest rates are satisfactory, issuance of the Notes will not be necessary and the Ordinance can be removed from the agenda. If the rates are not satisfactory having the option of issuing notes will be advantageous.

C. Financial Impact

Debt service millage is being levied this year to make payments. The interest on the Notes and the debt service on next year’s bonds can be paid within the current debt service millage levy.

D. Alternatives

1. Adopt the ordinance authorizing the Notes.
2. Do not adopt the ordinance authorizing the Notes and proceed with issuing the Bonds.

E. Recommendation

It is recommended that council adopt the ordinance authorizing the notes.

Recommended by: J. Milton Pope
10/23/2008

Department: Administration

Date:

F. Reviews

Finance

Reviewed by: Daniel Driggers

Date: 10/23/08

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Larry Smith

Date: 10-24-08

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Administration

Reviewed by: J. Milton Pope

Date: 10-24-08

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend approval...

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF NOT EXCEEDING \$5,500,000 GENERAL OBLIGATION BOND ANTICIPATION NOTES, SERIES 2008, OR SUCH OTHER APPROPRIATE SERIES DESIGNATIONS, OF RICHLAND COUNTY, SOUTH CAROLINA; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE ADMINISTRATOR OF THE COUNTY TO DETERMINE CERTAIN MATTERS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT ENACTED BY RICHLAND COUNTY COUNCIL:

SECTION 1. Findings and Determinations. The County Council hereby finds and determines:

(a) Pursuant to Section 4-9-10, Code of Laws of South Carolina 1976, as amended, the County operates under the Council-Administrator form of government and the County Council constitutes the governing body of the County.

(b) Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended (the "Constitution"), provides that general obligation debt may be incurred by the governing body of each County of the State of South Carolina for any public and corporate purpose in an amount not exceeding eight percent of the assessed value of all taxable property of such County.

(c) Pursuant to Title 4, Chapter 15 of the Code (the same being and hereinafter referred to as the "County Bond Act"), the governing bodies of the several counties of the State may each issue general obligation bonds to defray the cost of any authorized purpose and for any amount not exceeding their applicable constitutional limit.

(d) The County Bond Act provides that as a condition precedent to the issuance of bonds an election be held and the result be favorable thereto. Title 11, Chapter 27 of the Code of Laws of South Carolina 1976, as amended, provides that if an election be prescribed by the provisions of the County Bond Act, but not be required by the provisions of Article X of the Constitution, then in every such instance, no election need be held (notwithstanding the requirement therefor) and the remaining provisions of the County Bond Act shall constitute a full and complete authorization to issue bonds in accordance with such remaining provisions.

(e) The assessed value of all the taxable property in the County as of June 30, 2008, for tax year 2007, the last completed assessment thereof, for purposes of computation of the County's constitutional debt limit, is \$1,336,312,911 which excludes exempt manufacturing property in the amount of \$21,371,610. Eight percent of such sum is \$106,905,033. As of the date hereof, the outstanding general obligation debt of the County subject to the limitation imposed by Article X, Section 14(7) of the Constitution is \$41,989,200. Thus, the County may incur not exceeding \$64,915,833 of additional general obligation debt within its applicable debt limitation.

(f) Article X, Section 15 of the Constitution further provides that general obligation notes may be issued in anticipation of the proceeds of general obligation bonds which may lawfully be issued under such terms and conditions that the General Assembly may prescribe by law.

(g) Pursuant to the provisions of Title 11, Chapter 17 of the Code of Laws of South Carolina, 1976, as amended, any county, whenever authorized by general or special law to issue bonds, may, pending the sale and issuance thereof, borrow in anticipation of the receipt of the proceeds of the bonds.

(h) Pending the sale and issuance of the aforesaid general obligation bonds, it is in the best interest of the County to provide for the issuance of bond anticipation notes in the aggregate principal amount of not exceeding \$5,500,000, the proceeds of which will be used to provide funds for: (i) acquiring vehicles for use by the Sheriff's Department for fiscal year 2008-2009; and acquiring land for and constructing and equipping of a new alcohol and drug abuse facility for use by LRADAC, the Behavioral Health Center of the Midlands; (ii) paying costs of issuance of the bonds; and (iii) such other lawful corporate and public purposes as the County Council shall determine in anticipation of the sale and issuance of general obligation bonds and the receipt of the proceeds thereof for such purposes.

SECTION 2. Issuance of Bonds. The County irrevocably obligates and binds the County to effect the issuance of a sufficient amount of general obligation bonds (the "Bonds") prior to the stated maturity of the general obligation bond anticipation notes authorized by Section 4 hereof, the proceeds of which shall be used to meet the payment of principal and interest, if necessary, on such bond anticipation notes. The full faith, credit and taxing power of the County are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds. Prior to the sale and issuance of the Bonds, the County shall enact an Ordinance setting forth the form and details of such Bonds.

SECTION 3. Authorization and Details of Notes. Pending the issuance and delivery of the Bonds and pursuant to Title 11, Chapter 17 of the Code of Laws of South Carolina 1976, as amended, there is hereby authorized to be issued not exceeding \$5,500,000 general obligation bond anticipation notes of the County to be designated "\$ principal amount issued) General Obligation Bond Anticipation Notes, Series 2008, of Richland County, South Carolina." The proceeds of the Notes shall be applied for the purposes set forth in Section 1(i) hereof and other costs incidental thereto, including without limitation, engineering, architectural, financial and legal expenses.

The Notes shall be issued in fully registered form; shall be dated as of the date of their initial delivery or as otherwise determined by the County Administrator; shall be in the denominations of \$100,000 or any integral multiple thereof; shall be numbered R-1 upward; shall bear interest (calculated on the basis of a 360-day year of twelve 30-day months) from their date at such rates of interest approved by the County Administrator; and shall mature not more than one year from their respective dates.

Wells Fargo Bank, N.A., in Atlanta, Georgia, shall serve as Registrar/Paying Agent of the Notes. Both the principal of and interest on the Notes shall be payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts.

SECTION 4. Delegation of Authority to Determine Certain Matters Relating to the Notes. The Council hereby delegates to the County Administrator the authority to offer the Notes for sale at such time or times as deemed to be in the best interest of the County. A Notice of Sale shall be distributed in the manner provided in Section 11 hereof. The County Administrator is hereby authorized and empowered to determine the aggregate principal amount of each series of the Notes and to award the sale of the Notes to the respective lowest bidder therefor in accordance with the terms of the Notice of Sale for the Notes, provided the net interest cost of the Notes does not exceed 6% per annum.

SECTION 5. Book-Entry System; Recording and Transfer of Ownership of the Notes. The Initial Notes will be eligible securities for the purposes of the Book-Entry System of transfer maintained by the Depository, and transfers of beneficial ownership of the Initial Notes shall be made only through the Depository and its participants in accordance with rules specified by the Depository. Such beneficial ownership must be of \$100,000 principal amount of the Notes or any integral multiple of \$100,000.

The Initial Notes will be issued in fully registered form, as a single note (representing the entire respective principal amounts of the Notes), in the name of Cede & Co., as the nominee of the Depository. When the principal of and interest on the Initial Notes becomes due, the County shall transmit or cause the Paying Agent to transmit to the Depository an amount equal to such principal and interest. Such payments will be made to Cede & Co. or other nominee of the Depository as long as it is owner of record on the Record Date. Cede & Co. or other nominee of the Depository shall be considered to be the owner of the Initial Notes so registered for all purposes of this Ordinance, including, without limitation, payments as aforesaid and receipt of notices. The Depository shall remit such payments to the Beneficial Owners of the Notes or their nominees in accordance with its rules and regulations.

The Depository is expected to maintain records of the positions of Participants in the Initial Notes, and the Participants and persons acting through Participants are expected to maintain records of the Beneficial Owners in the Initial Notes. The County, the Paying Agent and the Registrar make no assurances that the Depository and its Participants will act in accordance with such rules or expectations on a timely basis, and the County, the Paying Agent and the Registrar shall have no responsibility for any such maintenance of records or transfer of payments by the

Depository to its Participants, or by the Participants or persons acting through Participants to the Beneficial Owners.

The County, the Paying Agent and the Registrar may treat the Depository (or its nominee) as the sole and exclusive owner of the Notes registered in its name for the purpose of payment of the principal of, interest or premium, if any, on the Notes, giving any notice permitted or required to be given to Holders under this Ordinance, registering the transfer of Notes, obtaining any consent or other action to be taken by Holders and for all other purposes whatsoever, and shall not be affected by any notice to the contrary. The County, the Paying Agent and the Registrar shall not have any responsibility or obligation to any Participant, any person claiming a beneficial ownership interest in the Notes under or through the Depository or any Participant, or any other person which is not shown on the Books of Registry of the County maintained by the Registrar as being a Holder, with respect to: the accuracy of any records maintained by the Depository or any Participant or the maintenance of any records; the payment by the Depository or any Participant of any amount in respect of the principal of or interest, if any, on the Notes or the sending of any transaction statements; any notice which is permitted or required to be given to Holders thereunder; the selection of Holders to receive payments upon any partial redemption of the Notes; or any consent given or other action taken by the Depository as a Holder.

Notwithstanding the foregoing, at the request of the purchaser, the Notes will be issued as one single fully-registered note and not issued through the book-entry system.

SECTION 6. Successor Depository. If (a) the Depository determines not to continue to act as Depository for the Notes and gives reasonable notice to the Registrar or the County, or (b) the County has advised the Depository of the County's determination that the Depository is incapable of discharging its duties, the County shall attempt to retain another qualified securities depository to replace the Depository. Upon receipt by the County or the Registrar of the Initial Notes together with an assignment duly executed by the Depository, the County shall execute and deliver to the successor Depository the Notes of the same principal amount, interest rate, redemption provisions, if any, and maturity. If the County is unable to retain a qualified successor to the Depository, or the County has determined that it is in its best interest not to continue the Book-Entry System of transfer or that interests of the Beneficial Owners of the Notes might be adversely affected if the Book-Entry System of transfer is continued (the County undertakes no obligation to make any investigation to determine the occurrence of any events that would permit it to make any such determination), and has made provision to so notify Beneficial Owners of the Notes by mailing an appropriate notice to the Depository, upon receipt by the County of the Initial Notes together with an assignment duly executed by the Depository, the County shall execute, authenticate and deliver to the Depository Participants' Notes in fully-registered form, in substantially the form set forth in Exhibit A of this Ordinance in the denomination of \$100,000 or any integral multiple thereof.

SECTION 7. Execution and Form of Notes. The Notes shall be executed in the name of the County with the manual or facsimile signature of the Chairman of County Council attested by the manual or facsimile signature of the Clerk to County Council with the seal of the County impressed or affixed thereon or a facsimile thereof. The Notes shall be issued in substantially the form attached hereto as Exhibit A. The Notes set forth shall not be valid or

become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. Each such Note shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth in Exhibit A.

SECTION 8. Books of Registry. The County shall cause the Books of Registry to be kept at the offices of the Registrar for the registration and transfer of the Notes. Upon presentation at its office for such purpose, the Registrar shall register or transfer, or cause to be registered or transferred, on such registry books, the Notes under such reasonable regulations as the Registrar may prescribe.

Each Note shall be transferable only upon the Books of Registry of the County, which shall be kept for such purpose at the office of the Registrar, by the registered owner thereof in person or by his duly authorized attorney upon surrender thereof together with a written instrument of transfer satisfactory to the Registrar duly executed by the registered owner or his duly authorized attorney. Upon the transfer of any such Note, the Registrar on behalf of the County shall issue in the name of the transferee a new fully registered Note of the same aggregate principal amount, interest rate and maturity as the surrendered Note. Any Note surrendered in exchange for a new registered Note pursuant to this Section 10 shall be canceled by the Registrar.

The County, the Registrar and the Paying Agent may deem or treat the person in whose name any fully registered Note shall be registered upon the registry books as the absolute owner of such Note, whether such Note shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Note and for all other purposes, and all such payments so made to any such registered owner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid, and neither the County nor the Registrar nor the Paying Agent shall be affected by any notice to the contrary.

SECTION 9. Sale of Notes; Form of Notice of Sale. The Notes shall be sold at public sale. A Notice of Sale for the Notes shall be provided to prospective purchasers of the Notes. The Notice of Sale shall be in substantially the form set forth in Exhibit B hereto.

SECTION 10. Deposit and Use of Proceeds. The proceeds derived from the sale of the Notes shall be deposited with the County in a special fund to the credit of the County, and shall be applied solely to the purposes set forth in this Ordinance.

SECTION 11. Pledge of Bond Proceeds. For the payment of the principal of and, if necessary, interest on the Notes as the same respectively mature, there are hereby pledged the proceeds of the Bonds. The County at its option may also utilize any other funds available therefor for the payment of the principal of and interest on the Notes. Upon the delivery of the Bonds in anticipation of which the Notes are issued, sufficient of the proceeds of the Bonds shall be applied by the County to meet the payment of the principal of and, if necessary, interest on the Notes.

SECTION 12. Exemption from State Taxes. Both the principal of and interest on the Notes shall in accordance with the provisions of Section 12-2-50 of the Code of Laws of South Carolina 1976, as amended, be exempt from all State, county, municipal, County, and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.

SECTION 13. Preliminary and Final Official Statements. The Council hereby authorizes the Chairman of County Council and the County Administrator to prepare, or cause to be prepared, a Preliminary Official Statement to be distributed to prospective purchasers of the Notes together with a Notice of Sale. The County Administrator is hereby authorized to deem “final” the Preliminary Official Statement for purposes of complying with the requirements set forth in Rule 15c2-12 of the Securities and Exchange Commission, promulgated under the Securities Exchange Act of 1934, as amended.

The Council hereby authorizes the Final Official Statement of the County, to be dated of even date of the sale date of the Notes, substantially in the form of the Preliminary Official Statement, with such modifications as the Chairman of County Council or the County Administrator approves; the Chairman of County Council or the County Administrator is hereby authorized and directed to execute copies of the Final Official Statement and deliver the same to the successful purchaser of the Notes, which execution and delivery shall be conclusive evidence of the approval of any such modifications; and the County hereby authorizes the use of the Preliminary Official Statement, the Final Official Statement, this Ordinance and the information contained herein and therein in connection with the public offering and sale of the Notes.

SECTION 14. Defeasance. The obligations of the County under this Ordinance and the pledges, covenants and agreements of the County herein made or provided for shall be fully discharged and satisfied as to any portion of the Notes, and such Notes shall no longer be deemed to be outstanding hereunder when:

(a) such Notes shall have been purchased by the County and surrendered to the County for cancellation or otherwise surrendered to the County or the Paying Agent and are canceled or subject to cancellation by the County or the Paying Agent; or

(b) payment of the principal of and interest on such Notes either (i) shall have been made or caused to be made in accordance with the terms thereof, or (ii) shall have been provided for by irrevocably depositing with a corporate trustee in trust and irrevocably setting aside exclusively for such payment, (1) moneys sufficient to make such payment, or (2) Government Obligations (hereinafter defined) maturing as to principal and interest in such amounts and at such times as will ensure the availability of sufficient moneys to make such payment and all necessary and proper fees, compensation and expenses of the Paying Agent. At such time as the Notes shall no longer be deemed to be outstanding hereunder, such Notes shall cease to draw interest from the due date thereof and, except for the purposes of any such payment from such moneys or Government Obligations as set forth in (ii) above, shall no longer be secured by or entitled to the benefits of this Ordinance.

“Government Obligations” shall mean any of the following:

- (a) direct obligations of the United States of America or agencies thereof or obligations, the payment of principal or interest on which, in the opinion of the Attorney General of the United States, is fully and unconditionally guaranteed by the United States of America; and
- (b) non-callable, U. S. Treasury Securities - State and Local Government Series (“SLGS”).

SECTION 15. Federal Tax Covenants. The County hereby covenants and agrees with the Holders of the Notes that it will not take any action which will, or fail to take any action which failure will, cause interest on the Notes to become includable in the gross income of the owners thereof for federal income tax purposes pursuant to the provisions of the Code and regulations promulgated thereunder in effect on the date of original issuance of the Notes; and that use of the proceeds of the Notes shall be made which, if such use had been reasonably expected on the date of issue of the Notes would have caused the Notes to be “arbitrage bonds,” as defined in Section 148 of the Code, and to that end the County hereby shall:

- (a) comply with the applicable provisions of Section 103 and Sections 141 through 150 of the Code and any regulations promulgated thereunder so long as the Notes are outstanding;
- (b) establish such funds, make such calculations and pay such amounts, in the manner and at the times required in order to comply with the requirements of the Code relating to required rebates of certain amounts to the United States; and
- (c) make such reports of such information at the time and places required by the Code.

SECTION 16. Filings with Central Repository. In compliance with Section 11-1-85 of the Code of Laws of South Carolina 1976, as amended, the County covenants that it will file or cause to be filed with a central repository for further availability in the secondary bond market when requested: (a) a copy of the annual audit of the County within thirty (30) days of the County's receipt thereof; and (b) within thirty days of the occurrence thereof, relevant information of an event which, in the opinion of the County, adversely affects more than five percent (5%) of the County's revenue or its tax base.

SECTION 17. Notice of Initiative and Referendum. The County Council hereby delegates to its Chairman and the County Administrator the authority to determine whether the Notice prescribed under the provisions of Title 11, Chapter 27, relating to the Initiative and Referendum provisions contained in Title 4, Chapter 9 of the Code of Laws of South Carolina 1976, as amended, shall be given with respect to this Ordinance, such notice being in substantially the form attached hereto as Exhibit C. If such notice is given, the Chairman and the County Administrator are authorized to cause such notice to be published in a newspaper of general circulation in the County.

SECTION 18. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the Notes and this Ordinance, such notice in substantially the form attached hereto as Exhibit D, having been published in The State, a newspaper of general circulation in the County, not less than 15 days prior to the date of such public hearing.

SECTION 19. Miscellaneous. The Council hereby retains the McNair Law Firm, P.A., as Bond Counsel and Ross, Sinclair & Associates, LLC, as Financial Advisor, with regard to the issuance of the Notes and the Bonds.

All rules, regulations, resolutions and parts thereof, procedural or otherwise, in conflict herewith or the proceedings authorizing the issuance of the Bonds are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its adoption.

Enacted this ____ day of _____, 2008.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Joseph McEachern, Chairman
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF
_____, 2008:

Michielle R. Cannon-Finch
Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

Date of First Reading:
Date of Second Reading:
Publication of Notice of
Public Hearing:
Date of Public Hearing:
Date of Third Reading:

[FORM OF NOTES]
UNITED STATES OF AMERICA
STATE OF SOUTH CAROLINA
RICHLAND COUNTY
GENERAL OBLIGATION BOND ANTICIPATION NOTE, SERIES 2008

No. R-__

| | | | |
|--------------------------|--------------------------|--------------------------------|--------------|
| <u>INTEREST RATE</u> | <u>MATURITY DATE</u> | <u>ORIGINAL ISSUE DATE</u> | <u>CUSIP</u> |
|--------------------------|--------------------------|--------------------------------|--------------|

REGISTERED HOLDER: Cede & Co.

PRINCIPAL AMOUNT: _____ (\$ _____) Dollars

FOR VALUE RECEIVED, Richland County, South Carolina (the "County"), hereby promises to pay to the registered holder named above, or registered assigns, the principal amount shown above on the maturity date shown above, upon presentation and surrender of this Note at the principal office of Wells Fargo Bank, N.A. (the "Paying Agent"), in Atlanta, Georgia, to pay interest at the rate per annum shown above (based on 30-day month, 360-day year). Both principal of and interest on this Note are payable by check or draft mailed to the person in whose name this Note is registered on the registration books of the County maintained by the registrar, presently Wells Fargo Bank, N.A. (the "Registrar"), in Atlanta, Georgia. The principal and interest on this Note are payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts.

This Note shall not be entitled to any benefit under the Ordinance of the County authorizing the Notes, nor become valid or obligatory for any purpose, until the Certificate of Authentication hereon shall have been duly executed by the Registrar.

This Note is one of an issue of general obligation bond anticipation notes of like date, interest rate, maturity, tenor and effect, except as to number aggregating \$ _____ issued pursuant to and in accordance with the Constitution and laws of the State of South Carolina, including Article X, Section 14 of the Constitution of the State of South Carolina, 1895, as amended; Title 11, Chapter 17 of the Code of Laws of South Carolina 1976, as amended; and Ordinance No. _____ duly enacted by the County Council of the County on - _____ (the "Ordinance"), in anticipation of the issuance of general obligation bonds (the "Bonds") to be issued by the County pursuant to the Ordinance and an ordinance providing for the form and details of the Bonds to be enacted by the County Council.

This Note is issued in anticipation of the issuance of general obligation bonds to be issued by the County and is payable, both as to principal and, if necessary, interest from the proceeds thereof.

This Note is a general obligation of the County and there is hereby pledged to the payment of the principal hereof and interest hereon, the full faith, credit and taxing power of the County. The County at its option may also utilize any other funds available therefor for the payment of the principal of and interest on this Note.

This Note is not subject to redemption prior to maturity.

This Note is transferable as provided in the Ordinance, only upon the books of the County kept for that purpose at the principal office of the Registrar by the registered holder in person or by his duly authorized attorney upon surrender of this Note together with a written instrument of transfer satisfactory to the Registrar duly executed by the registered holder or his duly authorized attorney. Thereupon a new fully registered Note or Notes of the same aggregate principal amount, interest rate, and maturity shall be issued to the transferee in exchange therefor as provided in the Ordinance. The County, the Registrar and the Paying Agent may deem and treat the person in whose name this Note is registered as the absolute owner thereof for the purpose of receiving payment of or on account of the principal hereof and interest due hereon and for all other purposes.

Under the laws of the State of South Carolina, this Note and the interest hereon are exempt from all State, county, municipal, school district, and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and laws of the State of South Carolina to exist, to happen and to be performed precedent to or in the issuance of this Note exist, have happened and have been performed in regular and due time, form and manner as required by law; that the County has irrevocably obligated itself to issue and sell, prior to the stated maturity hereof, the general obligation bonds in anticipation of which this Note is issued; and that the amount of this Note, together with all other indebtedness of the County, does not exceed the applicable limitation of indebtedness under the laws of the State of South Carolina.

IN WITNESS WHEREOF, RICHLAND COUNTY, SOUTH CAROLINA, has caused this Note to be signed with the facsimile signature of the Chairman of County Council, attested by the facsimile signature of the Clerk to County Council with the seal of the County impressed or affixed hereon.

RICHLAND COUNTY, SOUTH CAROLINA

Chair, County Council

(SEAL)
ATTEST:

Clerk, County Council

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Note is one of the notes described in the within mentioned Ordinance of Richland County, South Carolina.

_____, as Registrar

Date of Authentication: _____

By: _____

Authorized Officer

CERTIFICATE

IT IS HEREBY CERTIFIED that the following is a true and correct copy of the respective complete final approving opinion of McNair Law Firm, P.A., Columbia, South Carolina, approving the issue of bond anticipation notes of which the within bond anticipation note is one, the original of which opinion was manually executed, dated and issued as of the date of delivery of and payment for the bond anticipation notes, and a copy of which is on file with Richland County, South Carolina.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Clerk, County Council

NOTICE OF SALE

\$ _____ GENERAL OBLIGATION BOND ANTICIPATION NOTES,
**SERIES 2006A/TAXABLE SERIES 2008, OF RICHLAND COUNTY, SOUTH
CAROLINA**

Bid Date: _____, 2008; 11:00 a.m.

Time and Place of Sale: NOTICE IS HEREBY GIVEN that bids for the purchase of \$ _____ General Obligation Bond Anticipation Notes, Series 2008 (the “Notes”), of Richland County, South Carolina (the “County”), will be received by the County Administrator until 11:00 a.m. (South Carolina time) on _____, 2008, in the office of the County Administrator, 2020 Hampton Street, 4th Floor, Columbia, South Carolina.

Sealed Bids: Each hand-delivered proposal shall be enclosed in a sealed envelope marked “Proposal for \$ _____ General Obligation Bond Anticipation Notes, Series 2008, of Richland County, South Carolina” and should be directed to the County Administrator in the first paragraph hereof.

Facsimile Bids: The County will accept the facsimile transmission of a manually signed Official Bid Form at the risk of the bidder. The County shall not be responsible for any failure, misdirection, delay or error resulting from the selection by any bidder of any particular means of delivery of bids. The County will take reasonable steps to ensure the confidentiality of all bids transmitted to it by facsimile transmission, but cannot guarantee the confidentiality of information transmitted by such means. Bids by facsimile should be transmitted to the attention of J. Milton Pope, (803) 576-2137.

Electronic Bids: Electronic proposals must be submitted through i-Deal’s Parity Electronic Bid Submission System (“Parity”). No electronic bids from any other providers of electronic bidding services will be accepted. Information about the electronic bidding services of Parity may be obtained from i-Deal, 1359 Broadway, 2nd Floor, New York, New York 10018, telephone (212) 849-5000.

PROPOSALS MAY BE DELIVERED BY HAND, BY MAIL, BY FACSIMILE TRANSMISSION OR BY ELECTRONIC BID, BUT NO PROPOSAL SHALL BE CONSIDERED WHICH IS NOT ACTUALLY RECEIVED BY THE COUNTY AT THE PLACE, DATE AND TIME APPOINTED, AND THE COUNTY SHALL NOT BE RESPONSIBLE FOR ANY FAILURE, MIDSIRECTION, DELAY OR ERROR RESULTING FROM THE SELECTION BY ANY BIDDER OF ANY PARTICULAR MEANS OF DELIVERY OF BIDS.

Good Faith Deposit: No good faith deposit will be required.

Notes: The Notes will be issued in book-entry form in the denomination of \$100,000 or any integral multiple thereof. The Notes will be dated as of _____, 2008, the expected date of delivery, and will mature on _____, 200___. Interest shall be computed on a 360-day year, 30-day month basis.

Redemption Provisions: The Notes are not subject to optional redemption prior to maturity.

Legal Authority and Security: The Notes are issued pursuant to the Constitution and laws of the State of South Carolina. The Notes are issued in anticipation of the receipt of proceeds of general obligation bonds to be issued by the County and are payable from the proceeds thereof. In addition, the full faith, credit and taxing power of the County will be pledged for the payment of the Notes.

Bid Requirements: Bidders must specify a single, fixed rate of interest per annum which the Notes shall bear according to the following restrictions: (a) the interest rate may not exceed five percent (5%); and (b) the interest rate specified must be a multiple of 1/100th of one percent. **NO PROPOSAL FOR THE PURCHASE OF LESS THAN ALL THE NOTES OR AT A PRICE LESS THAN ___% OF THEIR PAR VALUE WILL BE CONSIDERED.** Such premium shall be paid in cash as part of the purchase price. For purposes of bid computations, it is assumed the Notes will be dated _____, 2008. The Notes are being sold at par.

The Notes will be awarded to the bidder or bidders offering to purchase the Notes at the lowest net interest cost to the County. Such interest cost will be determined by computing the total dollar interest cost from the date of the Notes to maturity and deducting therefrom the premium offered over and above the principal amount. Any fees or costs to be paid by the County to the bidder will be treated as additional interest cost. In the event two or more bids have the same net interest cost, the Notes will be awarded jointly to such bidders submitting the same bid.

The County Administrator reserves the right to reject any and all bids or waive irregularities in any bid. A bid for less than the face amount of the Notes will not be considered. Bids will be accepted or rejected by 3:00 p.m. on the day of sale.

Bid Form: No good faith check is required. It is requested, but not required, that your bid be submitted on the attached bid form. Each proposal should be enclosed in a sealed envelope marked "Proposal for \$ _____ General Obligation Bond Anticipation Notes, Series 2008, of Richland County, South Carolina" and should be directed to the Mayor at the address in the first paragraph hereof.

Interest and Principal Payments: Payment of principal of and interest on the Notes will be made directly by the County to Cede & Co., as the registered owner of the Notes and nominee for The Depository Trust Company ("DTC"), on _____, 2008, in immediately available funds.

CUSIP Numbers:

Delivery and Payment: Delivery of the properly executed Notes is expected to be made through DTC on _____, 2008. Payment for the Notes shall be made in immediately available funds.

Official Statement: The Preliminary Official Statement has been deemed final by the County for purposes of paragraph (b)(1) of Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") but is subject to revision, amendment and completion in a final

Official Statement as provided in the Rule. Within seven (7) business days of the bid opening date, the County will deliver the final Official Statement to the successful bidder in sufficient quantity to comply with the Rule.

Legal Opinion: The final approving opinion of McNair Law Firm, P.A., Columbia, South Carolina, Columbia, South Carolina, will be furnished without charge to the purchaser of the Notes at the time of their delivery.

Miscellaneous: Bidders are also requested to indicate whether any commitment fee will be required or whether the County will be requested to reimburse the successful bidder for out-of-pocket expenses and counsel fees.

Financial Advisor: Ross, Sinclair & Associates, LLC has acted as Financial Advisor to the School District in connection with the issuance of the Bonds. In this capacity, Ross, Sinclair & Associates, LLC provided technical assistance in the preparation of the offering documents and assisted the School District in preparing for this financing.

Additional Information: The Preliminary Official Statement of the School District with respect to the Bonds is available via the internet at <http://www.rsamuni.com> and will be furnished to any person interested in bidding for the Bonds upon request to McNair Law Firm, P. A., Post Office Box 11390, Columbia, South Carolina 29211, attention: Francenia B. Heizer, Esquire, telephone (803) 799-9800, e-mail: fheizer@mcnair.net. The Preliminary Official Statement shall be reviewed by bidders prior to submitting a bid. Bidders may not rely on this Notice of Sale as to the complete information concerning the Bonds. Persons seeking information should communicate with J. Milton Pope, County Administrator, Richland County, South Carolina, 2020 Hampton Street, Columbia, South Carolina 29205, (803) 576-2054, miltonpope@richlandonline.com or Francenia B. Heizer, Esquire, Post Office Box 11390, Columbia, South Carolina 29211, (803) 799-9800, fheizer@mcnair.net.

s/J. Milton Pope _____

County Administrator, Richland County,
South Carolina

_____, 2008

NOTICE

NOTICE IS HEREBY GIVEN that the County Council (the "County Council") of Richland County, South Carolina (the "County"), on _____, 2008, enacted Ordinance No. _____ entitled "AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF NOT EXCEEDING \$5,500,000 GENERAL OBLIGATION BOND ANTICIPATION NOTES, SERIES 2008, OR SUCH OTHER APPROPRIATE SERIES DESIGNATIONS, OF RICHLAND COUNTY, SOUTH CAROLINA; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE ADMINISTRATOR OF THE COUNTY TO DETERMINE CERTAIN MATTERS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO" (the "Ordinance"). The Ordinance authorizes the issuance and approves the sale of not exceeding \$5,500,000 General Obligation Bond Anticipation Notes, Series 2008 (the "Notes") of the County.

The proceeds of the Notes will be used to provide funds for (i) acquiring vehicles for use by the Sheriff's Department for fiscal year 2008-2009; and acquiring land for and constructing and equipping of a new alcohol and drug abuse facility for use by LRADAC, the Behavioral Health Center of the Midlands; (ii) paying costs of issuance of the bonds; and (iii) such other lawful corporate and public purposes as the County Council shall determine.

Pursuant to Section 11-27-40(8) of the South Carolina Code of Laws, 1976, as amended, unless a notice, signed by not less than five (5) qualified electors of the County, of the intention to seek a referendum is filed both in the office of the Clerk of Court of the County and with the Clerk of the County Council, the initiative and referendum provisions of South Carolina law, Sections 4-9-1210 to 4-9-1230, South Carolina Code of Laws 1976, as amended, shall not be applicable to the Ordinance. The notice of intention to seek a referendum must be filed within twenty (20) days following the publication of this notice of the adoption of the aforesaid Ordinance in a newspaper of general circulation in Richland County.

/s/Chair, County Council, Richland County,
South Carolina

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the County Council of Richland County, South Carolina (the "County"), in County Council Chambers located at 2020 Hampton Street, Columbia, South Carolina, at 6:00 p.m. on _____ 2008, or at such other location as proper notice on the main entrance to the said building might specify.

The purpose of the public hearing is to consider an Ordinance providing for the issuance and sale of not to exceed \$5,500,000 general obligation bond anticipation notes of the County to be designated "(\$principal amount issued) General Obligation Bond Anticipation Notes, Series 2008 (the "Notes"), the proceeds of which will be used to provide funds for (i) acquiring vehicles for use by the Sheriff's Department for fiscal year 2008-2009; and acquiring land for and constructing and equipping of a new alcohol and drug abuse facility for use by LRADAC, the Behavioral Health Center of the Midlands; (ii) paying costs of issuance of the bonds; and (iii) such other lawful corporate and public purposes as the County Council shall determine

The proceeds of general obligation bonds to be issued by the County will be irrevocably pledged for the payment of the principal of and interest on the Notes. In addition, the full faith, credit and taxing power of the County are hereby irrevocably pledged for the Notes and the Bonds as they respectively mature, and for the creation of such sinking fund as may be necessary therefor. There shall be levied annually by the Auditor of the County, and collected by the Treasurer of the County, in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

At the public hearing all taxpayers and residents of the County and any other interested persons who appear will be given an opportunity to express their views for or against the Ordinance and the issuance of the Bonds.

COUNTY COUNCIL OF RICHLAND COUNTY,
SOUTH CAROLINA

s/ _____
Chair

Richland County Council Request of Action

Subject: Reimbursement Resolution regarding Sheriff's Vehicles and LRADAC Projects

A. Purpose

The purpose of this report is to request Council adopt a resolution declaring its official intent pursuant to Regulation § 1.150-2 to reimburse the County from the proceeds of tax-exempt debt of the County to be issued for the Sheriff's Vehicles and LRADAC projects pursuant to South Carolina law for expenditures with respect to these projects.

B. Background / Discussion

County staff is working closely with the County's bond counsel and financial advisor to determine the best strategy regarding the funding of the Sheriff's Vehicles and LRADAC (projects previously approved by Council).

There is a plan to sell the bonds on November 3, 2008. If interest rates are satisfactory, the bonds will be issued and the reimbursement of funds will not be necessary. If rates are not satisfactory, the funding needs could be met through bond anticipation notes. Because of the time necessary to authorize bond anticipation notes, expenditures of funds may be necessary and the resolution would allow the County to be reimbursed for any amounts advanced from the proceeds of the debt.

C. Financial Impact

The adoption of this Resolution will allow the County to be reimbursed for amounts advanced prior to the issuance of tax-exempt debt.

D. Alternatives

1. Adopt the resolution authorizing the reimbursement.
2. Do not adopt the resolution authorizing the reimbursement.

E. Recommendation

It is recommended that council adopt the resolution authorizing the reimbursement.

Recommended by: J. Milton Pope **Department:** Administration **Date:**
10/23/2008

F. Reviews

Finance

Reviewed by: Daniel Driggers
 Recommend Council approval

Date: 10/23/08
 Recommend Council denial

Comments regarding recommendation:

Legal

Reviewed by: Larry Smith

Date: 10-24-08

Recommend Council approval

Recommend Council denial

Comments regarding recommendation:

Administration

Reviewed by: J. Milton Pope

Date: 10-24-08

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Recommend approval...

A RESOLUTION

RELATING TO THE DECLARATION OF INTENT BY RICHLAND COUNTY, SOUTH CAROLINA, TO REIMBURSE CERTAIN EXPENDITURES PRIOR TO THE ISSUANCE BY THE COUNTY OF ITS TAX-EXEMPT DEBT

WHEREAS, the Internal Revenue Service and U.S. Treasury Department have promulgated Section 1.150-2 of the Treasury Regulations (the “Regulations”) that authorizes an issuer to reimburse itself for expenditures made with respect to projects prior to the issuance of tax-exempt debt for such projects; and

WHEREAS, Richland County, South Carolina (the “County”), anticipates incurring certain expenditures (the “Expenditures”) with respect to the acquisition of land for and constructing and equipping of a new alcohol and drug abuse facility for use by LRADAC, the Behavioral Health Center of the Midlands (the “Projects”), prior to the issuance by the County of tax-exempt debt in the amount of not to exceed \$5,500,000 for the purpose of funding the Projects; and

WHEREAS, the Regulations require that the governing body of the political subdivision declare an official intent to reimburse an expenditure prior to the incurrence of the expenditure.

Pursuant to the authority by the Constitution of the State of South Carolina and the General Assembly of the State of South Carolina, BE IT RESOLVED BY THE RICHLAND COUNTY COUNCIL:

Section 1. The County Council hereby declares that this Resolution shall constitute its declaration of official intent pursuant to Regulation § 1.150-2 to reimburse the County from the proceeds of tax-exempt debt of the County to be issued pursuant to South Carolina law for Expenditures with respect to the completion of the Project. The County Council anticipates incurring Expenditures with respect to the completion of the Project prior to the issuance by the County of tax-exempt debt for such purposes.

Section 2. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid, or (b) the date the Project was placed in service, but in no event more than three (3) years after the original Expenditures.

Section 3. The Expenditures shall be incurred solely to acquire, construct or rehabilitate property having a reasonably expected economic life of at least one (1) year.

Section 4. The source of funds for the Expenditures with respect to the Projects will be the County's general reserve funds or other legally-available funds.

Section 5. This Resolution shall be in full force and effect from and after its adoption as provided by law. This Resolution shall be made available for inspection during normal business hours by the general public at the office of the County.

2008. **ADOPTED** and **APPROVED** in meeting duly assembled this ____ day of _____,

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Joseph McEachern, Chairman
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF

_____, 2008:

Michielle R. Cannon-Finch
Clerk of County Council

RICHLAND COUNTY ATTORNEY'S OFFICE

Approved As To LEGAL Form Only
No Opinion Rendered As To Content

Richland County Council Request of Action

Subject: Township Auditorium Funding

A. Purpose

County Council is requested to approve a budget amendment to the Hospitality Tax Fund for the Township Auditorium in the amount of \$40,000.00 for the purpose of providing operating capital.

B. Background / Discussion

In looking ahead to the end of the fiscal year, our event schedule is very light with only one national touring show contracted at this time. While we have our usual schedule of local shows they do not make the same profit margins as our national shows do and therefore we are very concerned about the Township being able to meet our financial obligations over the next few months. In times of economic downturn, the first items that are cut from people's expenses are discretionary dollars for entertainment and that is reflected in ticket sales and the number of events that are touring. Due to high gas costs and lower margins of profit, the smaller shows that would normally play the Township Auditorium are not touring this year.

The Township Auditorium due to its age and current physical shortcomings has been passed over by certain national shows. On numerous occasions staff has been told that a performer will not return until the renovations are complete. While performers like the intimacy of the Township, the physical limitations of the backstage area and dressing rooms make show promoters and production managers hesitant to use the facility. The renovations currently under design and development will answer these needs and put the Township on a more competitive playing field with other venues.

Because the Township Auditorium receives no funding on a yearly basis of any kind, we are solely responsible for all of our operational costs from payroll (including benefits) to utilities to insurance all through rental and concession income. We are totally dependant on promoters to bring us shows and take all the risk on the success of a show. When economic times make profits slim more often than not promoters will pass the Township by. Unlike other similar venues (Riverbanks Zoo, Columbia Museum of Art, and Historic Columbia) that are a part of the County Budget, we must meet all of our financial responsibilities on our own and during tight economic times we have no reserve funding to fall back on.

C. Financial Impact

Without this funding, based on our current projections, we would not be able to meet our financial obligations and would need to lay-off employees.

D. Alternatives

1. Approve the request to fund the Township through additional Hospitality Tax funds.
2. Do not approve and the Township Auditorium, based on current projections, would be forced to lay-off employees until such time as our event schedule increases.

E. Recommendation

It is recommended that Council approve the request to fund the Township Auditorium in the amount of \$40,000.00 from Hospitality Tax Funds.

Recommended by: Sally G. Roach, Executive Director
Department: Township Auditorium
Date: October 23, 2008

F. Reviews

Finance

Reviewed by: Daniel Driggers Date: 10-24-08
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: See comments of County Administrator...

Legal

Reviewed by: Larry Smith Date: 10-24-08
 Recommend Council approval Recommend Council denial
Comments regarding recommendation:

Administration

Reviewed by: J. Milton Pope Date: 10-24-08
 Recommend Council approval Recommend Council denial
Comments regarding recommendation: Recommend approval contingent upon final fiscal analysis with Administration and Township Executive Director...

ESTIMATED INCOME & EXPENSES FOR TOWNSHIP AUDITORIUM 2008-2009

| | | | | |
|------------------------|---|-----------|--------------------------|------------------------|
| | <i>BANK BALANCE FOR OPERATIONS</i> | \$ | 58,000.00 | |
| | <i>BANK BALANCE FOR FOUNDATION</i> | \$ | 15,000.00 | |
| | <u>TOTAL CASH ON-HAND</u> | \$ | <u>73,000.00</u> | |
| | | | | |
| <i>INCOME ESTIMATE</i> | | | | |
| | <i>OCTOBER 2008</i> | | | |
| | RENT | \$ | - | CHAMPIONSHIP BOXING |
| | RENT | \$ | - | RAGGS LIVE DANCE PARTY |
| | PARKING | \$ | - | |
| | <i>NOVEMBER 2008</i> | | | |
| | RENT | \$ | 3,000.00 | STEVE HARVEY |
| | | \$ | 4,000.00 | NUTCRACKER |
| | | \$ | 700.00 | APOLLO NIGHT |
| | | \$ | 900.00 | CHAMBER THEATER |
| | PARKING | \$ | 500.00 | |
| | <i>DECEMBER 2008</i> | | | |
| | RENT | \$ | 10,500.00 | SOULFUL NOEL |
| | RENT | \$ | 1,500.00 | BABES IN TOYLAND |
| | PARKING | \$ | 310.00 | |
| | <u>TOTAL ESTIMATED INCOME</u> | \$ | <u>21,410.00</u> | |
| | <u>ESTIMATED AVAILABLE CASH</u> | \$ | <u>94,410.00</u> | |
| | Hospitality & Accomodation Tax Funding for FY 2008-2009 | \$ | 22,500.00 | |
| | | \$ | - | |
| | <u>ESTIMATED AVAILABLE FUNDS FROM CASH AND FUNDING</u> | \$ | <u>116,910.00</u> | |

EXPENSES ESTIMATE

OCTOBER 2008

| | | | |
|-------------------|----|-----------|-----------------------|
| PAYROLL | \$ | 10,442.00 | |
| SCE&G | \$ | - | |
| AUDIT EXPENSE | \$ | - | |
| PHONE | \$ | - | |
| WATER | \$ | 113.80 | |
| TERMINIX | \$ | 99.00 | |
| ADT | \$ | - | |
| GE CAPITAL/ DANKA | \$ | - | |
| ALLIED WASTE | \$ | - | |
| ADMISSION TAX | \$ | 2,617.00 | |
| MISC | \$ | - | |
| ADVERTISING | \$ | 401.20 | REMAINING BAL BOW WOW |
| | | | \$ 13,672.80 |

NOVEMBER 2008

| | | | |
|------------------|----|-----------|---------------------|
| PAYROLL | \$ | 21,676.21 | |
| SCE&G | \$ | 6,755.70 | |
| AUDIT EXPENSE | \$ | 8,000.00 | |
| PHONE | \$ | 784.44 | |
| TERMINIX | \$ | 99.00 | |
| ADT | \$ | 67.00 | |
| GE CAPITAL | \$ | 153.97 | |
| ALLIED WASTE | \$ | 104.00 | |
| WATER | \$ | 685.61 | |
| WORKERS COMP INS | \$ | - | |
| POSTAGE | \$ | - | |
| ADVERTISING | \$ | 5,500.00 | CHAMPIONSHIP BOXING |
| | | | \$ 43,805.93 |

DECEMBER 2008

| | | | |
|------------------|----|-----------|--------------|
| PAYROLL | \$ | 21,676.21 | |
| SCE&G | \$ | 5,854.84 | |
| AUDIT EXPENSE | | | |
| PHONE | \$ | 594.71 | |
| TERMINIX | \$ | 99.00 | |
| ADT | \$ | 67.00 | |
| GE CAPITAL | \$ | 153.97 | |
| ALLIED WASTE | \$ | 104.00 | |
| WATER | \$ | 1,436.29 | |
| WORKERS COMP INS | \$ | 2,524.00 | |
| POSTAGE | \$ | 42.00 | |
| ADVERTISING | \$ | - | |
| | | | \$ 32,552.02 |

TOTAL ESTIMATED EXPENSES

\$ 90,030.75

ESTIMATED REMAINING BALANCE WITHOUT FUNDING \$ 4,379.25

ESTIMATED REMAINING BALANCE WITH FUNDING \$ 26,879.25

REMAINING HOSP. ACC.TAX FUNDING (3rd & 4th quarters) \$ 22,500.00

COUNTY FUNDING \$ 40,000.00

Total balance \$ 89,379.25

Projected revenues based on confirmed shows 1/09-6/09 \$ 99,942.00 based on same show profits for 2008

projected revenues based on two additional national shows \$ 12,000.00

\$ 201,321.25

average monthly expenses \$33,000 \$33,000 x 6 months + \$198,000.00 \$ 3,321.00 remaining balance

Projected revenues are based on the same shows which played in 2008 and their profits, 2 additional shows not confirmed at this time.
last year 8 additional shows were added to the schedule

Richland County Council Request of Action

Subject: Midlands Commission on Homelessness Request

A. Purpose

County Council is requested to approve a budget amendment of \$100,000, to redirect funds allocated to support the Midlands Commission on Homelessness to the Midlands Housing Alliance.

B. Background / Discussion

In 2006, Richland County Council approved \$100,000 in funds for the operational and administrative expenses of the newly forming Midlands Homeless Commission, a regional body created to implement the Blueprint to Address Homelessness, a ten year plan to reduce homelessness in the Midlands.

The Commission was not realized but the need for a leadership body to implement strategies in the County endorsed Blueprint persists. The Midlands Housing Alliance, a nonprofit organization located in Richland County, is implementing the key strategy of the Blueprint, the development of a comprehensive housing and service center for 250 homeless men and women.

The Midlands Housing Alliance requires funding to support the development of the proposed center. Council is asked to redirect the \$100,000 originally allocated for the Commission to the Midlands Housing Alliance.

The funding will also serve to leverage state and private resources for the development of the comprehensive center. To qualify as leveraging funds for state resources, funds must be committed by October 28th and must be at least \$100,000.

C. Financial Impact

The requested \$100,000 has no new, net financial impact. The request is to redirect funds already approved for the purpose of serving the homeless.

D. Alternatives

1. Approve full request for funding.
2. Do not approve request for funding.
3. Approve part of the request for funding.

Only Option One, approve full request for funding, will qualify the Midlands Housing Alliance to secure state funds for the development of the new center.

E. Recommendation

It is recommended that the council approve the request to redirect the funds.

Recommended by: Midlands Commission on Homelessness **Department:** Administration

Date: October 28th, 2008

F. Reviews

Legal

Reviewed by: Larry Smith

Date: 10-24-08

Recommend Council approval

Recommend Council denial

Comments regarding recommendation: Council discretion

Administration

Reviewed by: J. Milton Pope

Date: 10-24-08

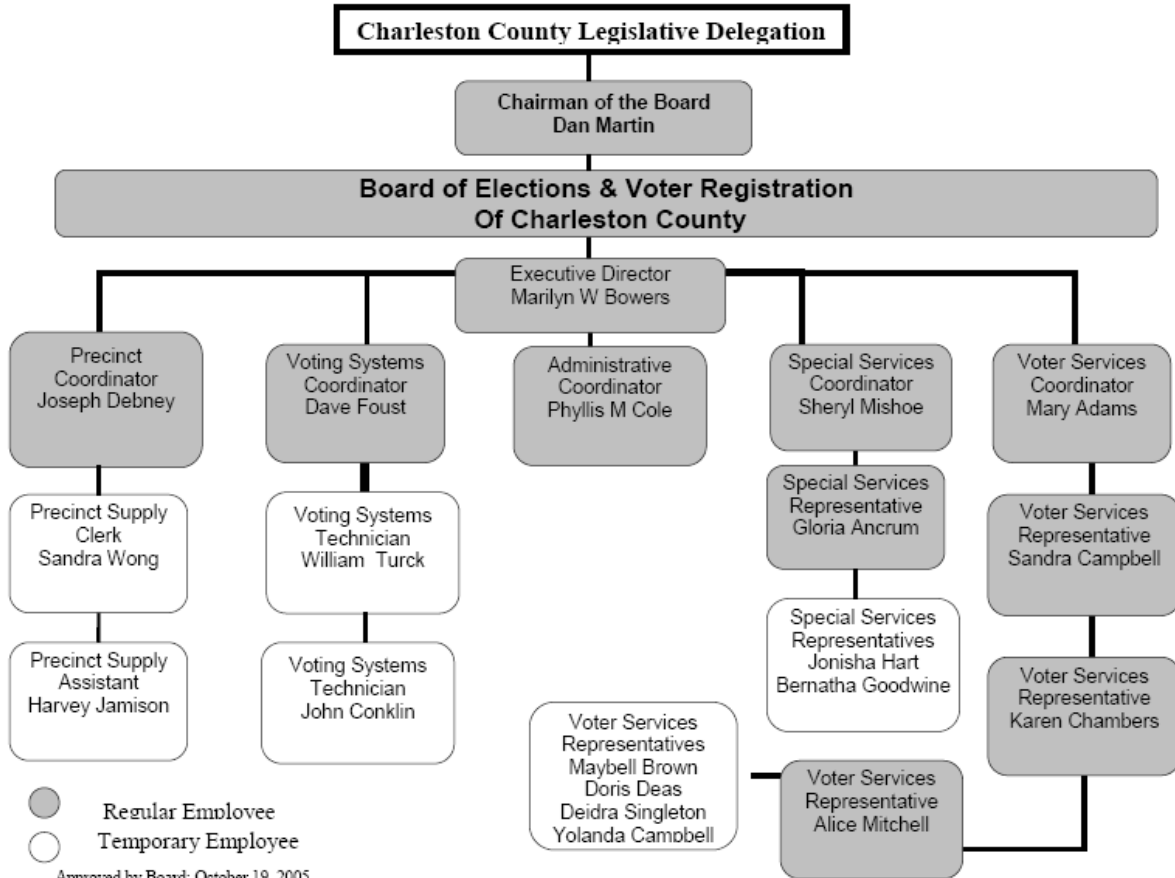
Recommend Council approval

Recommend Council denial

Comments regarding recommendation: **This is a policy decision of County Council however I do recommend the approval of this request.** The original appropriation for this project was in fiscal year 2007 and funds were never spent therefore the \$100k is included in the general fund balance. This organization has a commitment of \$5,000,000 from the Knight Foundation and \$5,000,000 in contributions/commitments from the private sector and our funds would be used for grant match and operational needs.

Richland County Council Item for Information

Board of Voter Registration Structure and Salaries



Regular Employee
 Temporary Employee

Approved by Board: October 19, 2005
 Revised: June 17, 2007
 Last Update: June 17, 2008

SC State Election Commission