

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
COUNCIL CHAMBERS
MARCH 13, 2007
6:00 P.M.**

CALL TO ORDER **Honorable Joseph McEachern,
Chairman**

INVOCATION **Honorable Kit Smith**

PLEDGE OF ALLEGIANCE
Honorable Kit Smith

ADOPTION OF AGENDA

CITIZEN'S INPUT

APPROVAL OF MINUTES

Special Called: **February 6, 2006 [Pages 7-9]**

Special Called: **February 15, 2006 [Pages 10-11]**

Regular Session: **February 20, 2006 [Pages 12-20]**

**REPORT OF THE COUNTY ATTORNEY FOR EXECUTIVE
SESSION ITEMS**

- a. Legal Briefing; Regarding Pending Litigation**
- b. Pending Litigation; Watts et. Al. vs. Richland County**
- c. Personnel Matter (Administrator's Contract)**

REPORT OF THE COUNTY ADMINISTRATOR

- a. Budget Update**
- b. Farmer's Market Update**

REPORT OF THE CLERK OF COUNCIL

- a. Neighborhood Planning Conference – March 31st
Midlands Technical College – Northeast Campus**

REPORT OF THE CHAIRMAN

- a. Revoking Township Auditorium MOU with the City of Columbia**
- b. Mercer Consulting Company Update**

OPEN/CLOSE PUBLIC HEARINGS

- 7.a.**

APPOVAL OF CONSENT ITEMS

2.c., 2.d., 3.c., 3.d., 4.b., 4.c., 4.d.

1. THIRD READING ITEMS

- a. Ordinance authorizing the issuance and sale of \$16,970,000.00 General Obligation Bonds for Broad River Regional Wastewater Treatment Plant Construction [Pages 21-51]**
- b. 06-51MA
Lowman Homes
RU to PDD (206.7 acres)
Mixed Use
01511-03-03/04/05/06/09, 01511-04-01/04/18, 01515-01-01
Dutch Fork Road and Johnson Marina Road
[Pages 52-55]**

2. SECOND READING ITEMS

- a. Ordinance authorizing the issuance and sale of the Broad River Sewer System General Obligation Refunding Bonds of Richland County, South Carolina in the principal amount not to exceed \$16,500,000.00. [Pages 56-87]**
- b. Ordinance authorizing deed to Forum Development II, LLC for Lot 14 in the Richland Northeast Industrial Park (Portion of TMS #25800-04-01) [Pages 88-89]**
- c. 06-63MA
C. Douglas Caughman
RU to GC (3.54 acres)
Family Day Care & General Commercial**

**19011-02-01 (p)
378 & Old Garners Ferry Road [CONSENT]
[Pages 90-92]**

- d. 06-64MA
James Craig/Heritage Forest Development
M-1 to RS-LD (26.23 acres)
Single Family Residential Subdivision
17600-02-04
Wooten Road [CONSENT] [Pages 93-94]**
- e. 07-01MA
Cynthia Stewart
RU to OI (2 acres)
Insurance Office
25900-04-04
Two Notch Road [Pages 95-96]**
- f. 07-09MA
Robert Fuller/(Dunlap & Sharp Condos)
M-1 to GC (3.54 acres)
Student Condominium Residential Project
1111-01-54
Bluff Industrial Blvd. Extension [Pages 97-98]**
- g. 07-10MA
Copper Beach Townhouses
H1 to RM-HD (5.46 acres)
Multi-family Townhouses
13607-02-01
Bluff Road & Southern Drive [Pages 99-100]**
- h. 07-06MA
Dunbar Funeral Home
RU to GC (2 plus acres)
General Commercial
20281-01-16 (p)
4219 Hardscrabble Road [Pages 101-103]**
- i. Ordinance authorizing Board River Sewer System
General Obligation Refunding Bonds**
- j. 07-08MA
H.H. Hunt
M-1 to GC (10.42 acres)
Proposed Apartment Project**

04914-01-01 & 04910-01-07
Piney Woods Road [Pages 104-105]

- k. **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; Section 2-326, Boards and Commissions Created and Recognized; Subsection (K), Richland County Transportation Study Commission; so as to Amend the Membership and Structure of the Commission [Pages 106-108]**

3. REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE

- a. **Budget Amendment: Request to transfer \$50,000 to the Council Services Budget [Pages 109-110]**
- b. **Undesignated Hospitality Tax Funding Request: SC Gospel Quartet 8th Annual Awards Banquet and Concert (\$30,000)**
- c. **Farmers Market: An Ordinance authorizing and approving the issuance of either tax-exempt or taxable installment purchase revenue bonds in one or more series by a non-profit corporation to provide funding to finance the costs of acquiring and constructing wholesale farmers market facilities and related infrastructure; and making provision for all other matters relating to the foregoing [CONSENT] [Page 111]**
- d. **Township Auditorium: An ordinance authorizing Richland County, South Carolina, to issue tax-exempt debt in the approximate amount of \$18,000,000 to be paid from and secured by a pledge of the County's local hospitality tax; approving the form and term of certain documents in connection with the issuance of the debt; authorizing the County Administrator to determine certain matters relating to the debt and the disposition of the proceeds thereof; and other matters related thereto [CONSENT] [Page 112]**
- e. **Animal Care Work Session – Committee or Council Level**

- f. Undesignated Hospitality Tax Funding Request:
Capital Chevrolet Classic**

4. REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE

- a. An Ordinance amending the Richland County Code of Ordinances; Chapter 17, Motor vehicles and traffic; Article II, General traffic and parking regulations; Section 17-9, through truck prohibited; so as to prohibit through truck traffic on Bakersfield Road in Richland County, South Carolina [Pages 113-114]**
- h. Request for approval for the revised Traffic Calming Standard [CONSENT]**
- c. Approval of Contract with Lyn-Rich Contracting Company for renovations at the Pine View Road EMS Station [CONSENT]**
- d. Request to enter into a partnership with Clemson University's Institute for Economic and Community Development for the purpose of developing a five (5) Year strategic plan for the County [CONSENT]**

5. REPORT OF THE RULES AND APPOINTMENTS COMMITTEE [Pages 115-116]

- I. Notification of Vacancies on Boards, Commissions, and Committees**
 - a. Board of Assessment Appeals-1**
 - b. Internal Audit Committee-1**
- II. Notification of Appointments to Boards, Commissions and Committees**
 - a. Board of Zoning Adjustments and Appeals-1 [Pages 117-118]**
 - b. Building Codes Board of Appeals-1**
 - c. Hospitality Tax Committee-3 [Pages 119-134]**
 - d. Planning Commission-2 [Pages 135-154]**
- III. Planning Commission, Larry McBride's Status**

- IV. **Clarification of Council Rules**
 - a. **Section 2.5 Participation, Regarding Perceived Conflict of Interest [Page 155]**
 - b. **Section 4.6 Reports (Committee), Regarding Bringing forth an Item that is recommended for denial in Committee before full Council [Page 156]**
- V. **Revoking the Township Auditorium MOU with the City of Columbia – [No Action Needed]**
- 6. **PUBLIC HEARING ITEM**
 - a. **Ordinance approving the Broad River Regional Wastewater Treatment Plant Rate Adjustment [Pages 157-160]**
- 7. **Contract Award for Transportation Consultant: Richland County Transportation Study Commission**
- 8. **REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE**
 - a. **PT444 Keenan Energy/Westside Ice**
 - b. **Project Ceres Inducement and Millage Rate Resolution and Agreement [Pages 161-171]**
 - c. **Ordinance amending Ordinance No. 110-06HR, which authorized a deed to L-J, Inc. for lots 18 & 19 in the Richland Northeast Industrial Park, so as to allow the lots to be conveyed to David N. Jordan [Pages 172-173]**
- 9. **Mercer Consulting Company Update**
- 10. **CITIZEN'S INPUT**
- 11. **MOTION PERIOD**
 - a. **Resolution for Richland County Employee Randy Byrd [SCOTT]**
 - b. **Schedule Work Session for Animal Care**
 - c. **Scheduling of Audit Update Work Session**
- 12. **ADJOURNMENT**

MINUTES OF



RICHLAND COUNTY COUNCIL SPECIAL CALLED MEETING TUESDAY, FEBRUARY 6, 2007 5:00 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	Joseph McEachern
Vice Chair	Valerie Hutchinson
Member	Joyce Dickerson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Mike Montgomery
Member	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Member	Kit Smith

ALSO PRESENT: Michielle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Joe Cronin, Larry Smith, Stephany Snowden, Jennifer, Donny Phipps, Anna Almeida, Tiaa Rutherford, Michael Criss, Jennie Sherry-Linder, William Simon, Audrey Shifflett, Angie McInchok, James Hayes, Teresa Smith, Chief Harrell, Lynn Keating, Debbie Book, David Chambers, Monique Walter, Michelle Onley

CALL TO ORDER

The meeting started at approximately 5:09 p.m.

DISCUSSION

Selection of Richland County Administrator – Ms. Scott moved, seconded by Ms. Dickerson, to nominate Milton Pope as the County Administrator. A discussion took place.

Mr. Pearce moved, seconded by Ms. Hutchinson, to go into Executive Session.

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Council went into Executive Session at approximately 5:10 p.m. and came out at approximately 5:40 p.m.
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Mr. Pearce moved, seconded by Ms. Hutchinson, to come out of Executive Session.

Ms. Scott withdrew her motion.

Mr. McEachern stated that the candidates would be voted on as a., b., and c. and that each council member would have one vote.

Mr. Montgomery voted for Candidate A.

Mr. Malinowski, Mr. Jackson, Ms. Hutchinson, and Mr. McEachern voted for Candidate B.

Mr. Pearce, Mr. Jeter, Mr. Livingston, Ms. Dickerson, Ms. Smith, and Ms. Scott voted for Candidate C.

ADJOURNMENT

Mr. Pearce moved, seconded by Ms. Dickerson, to adjourn. The meeting adjourned at approximately 8:45 p.m.

Submitted by,

Joseph McEachern, Chair

Valerie Hutchinson, Vice-Chair

Joyce Dickerson

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Mike Montgomery

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

MINUTES OF



**RICHLAND COUNTY COUNCIL
SPECIAL CALLED MEETING
THURSDAY, FEBRUARY 15, 2007
4:00 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	Joseph McEachern
Vice Chair	Valerie Hutchinson
Member	Joyce Dickerson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Mike Montgomery
Member	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Member	Kit Smith

ALSO PRESENT: Michielle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Joe Cronin, Larry Smith, Stephany Snowden, Andy Metts, Daniel Driggers, Rodolfo Callwood, Lynn Keating, Geo Price, Michelle Onley

CALL TO ORDER

The meeting started at approximately 4:06 p.m.

DISCUSSION

Selection of Richland County Administrator – Ms. Scott moved, seconded by Ms. Hutchinson, to go into Executive Session.



Council went into Executive Session at approximately 4:08 p.m. and came out at approximately 6:34 p.m.



Ms. Scott moved, seconded by Ms. Hutchinson, to come out of Executive Session. The vote in favor was unanimous.

Ms. Scott moved, seconded by Mr. Jeter, to instruct the Contract Attorney to proceed with the contract discussed in Executive Session. The vote in favor was unanimous.

Mr. McEachern appointed Ms. Hutchinson, Ms. Dickerson, Mr. Malinowski, Mr. Livingston, and Mr. Montgomery, to formulate the criteria for goals of the contract.

ADJOURNMENT

Mr. Pearce moved, seconded by Ms. Scott, to adjourn. The meeting adjourned at approximately 6:36 p.m.

Submitted by,

Joseph McEachern, Chair

Valerie Hutchinson, Vice-Chair

Joyce Dickerson

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Mike Montgomery

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

MINUTES OF



RICHLAND COUNTY COUNCIL REGULAR SESSION TUESDAY, FEBRUARY 20, 2007 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	Joseph McEachern
Vice Chair	Valerie Hutchinson
Member	Norman Jackson
Member	Damon Jeter
Member	Paul Livingston
Member	Bill Malinowski
Member	Mike Montgomery
Member	L. Gregory Pearce, Jr.
Member	Bernice G. Scott
Member	Kit Smith
Absent	Joyce Dickerson

OTHERS PRESENT - Michelle Cannon-Finch, Milton Pope, Tony McDonald, Roxanne Matthews, Stephany Snowden, Larry Smith, Amelia Linder, Anna Almeida, Michael Criss, Jennie Sherry-Linder, Geo Price, Daniel Driggers, Audrey Shifflett, Teresa Smith, Andy Metts, Janet Claggett, Chief Harrell, Rodolfo Callwood, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:03 p.m.

INVOCATION

The Invocation was given by the Honorable Bernice G. Scott

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Bernice G. Scott

ADOPTION OF AGENDA

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

CITIZEN'S INPUT

No one signed up to speak.

APPROVAL OF MINUTES

Regular Session: February 6, 2007 – Ms. Scott moved, seconded by Ms. Hutchinson, to approve the minutes as distributed. The vote in favor was unanimous.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Smith stated the following were potential Executive Session Items:

1. **Vista TIF Negotiations Update**
2. **Broad River Wastewater Treatment Plant**
3. **Personnel Matter**

Mr. Montgomery moved, seconded by Ms. Scott, to move Executive Session until after Citizens Input. The vote in favor was unanimous.

REPORT OF THE COUNTY ADMINISTRATOR

Death of Officer Brenda Jones – Mr. Pope stated that Officer Brenda Jones from the Alvin S. Detention Center was killed in an automobile accident and he will be forwarding further information regarding the funeral arrangements to Council.

TIF Update—County/City Issues – Mr. Pope stated that a letter was received from the City of Columbia regarding establishing a TIF in the Roosevelt Village area. This would be a City TIF, no County increment monies would be used, nor is it anticipated that any School District revenues would be used. The County is required to send an opt out letter to the City making it clear that County funds are not to be used for this.

Farmers' Market Update – Mr. Pope stated that the County had entered into a contract with Fitts & Goodwin and had a meeting with the wholesale vendors to come up with a

guaranteed maximum price before proceeding. The guaranteed maximum prices for our portion of the market should be available around April 11th.

Animal Care Update – Mr. Pope stated that the RFQ has been published and the qualifications should be available near the end of March.

Township Renovation Bond – Mr. Pope stated that the outline for the financing will be going to Committee next week. An outline that was presented at the Township Board meeting was distributed.

REPORT OF THE CLERK OF COUNCIL

Rescheduling of March 6, 2007 Council Meeting – Ms. Finch stated that several council members would be at the NaCo Conference in Washington, D.C. from March 3-7th and have requested that the date for the first Council meeting in March be rescheduled until March 13th.

REPORT OF THE CHAIRMAN

Clerk's Office Manual – Mr. McEachern stated that all the council members should have received a copy of a manual for the Office of the Clerk of Council. If you have any comments, please submit them so that the County Attorney can formulate an ordinance to be forwarded to the A&F Committee.

County/City Issues – Mr. McEachern stated that this item will be discussed during Executive Session.

City Hospitality Tax for the Township – Mr. McEachern stated that the City is considering allowing the Township to have the hospitality tax that is generated.

PUBLIC HEARING ITEMS

Mr. McEachern opened the floor to the following public hearings:

- **An Ordinance Consenting to an Assignment to HOLO (SC) QRS 16-91, Inc. of Certain Rights and Obligations of Holopack International Corp. Relative to All Interest in Real Property and Improvements, and Certain Personal Property** – No one signed up to speak.
- **Ordinance Authorizing Issuance and Sale of General Obligation Bonds Not Exceeding \$16,970,000 for the Broad River Wastewater Treatment Plant** – Ms. Kim Murphy and Ms. Frannie Heizer, Bond Counsel, spoke regarding this item.

The public hearing was closed.

APPROVAL OF CONSENT ITEMS

Ms. Hutchinson moved, seconded by Mr. Montgomery, to approve the following consent items:

- **06-62MA, Rabon Road Storage/Robert Fuller, RU to GC (1 Acre), Self Storage Facility, 17115-01-08, North Side of Rabon Road [Third Reading]**
- **06-63MA, C. Douglas Caughman, RU to GC, Family Day Care & General Commercial (12.6 Acres), 19011-02-02(p), 378 & Garners Ferry Road [Third Reading]**
- **06-65MA, Brad Wilson, RS-LD to GC (8.42 Acres), Retail Shops, 20300-02-31, Lee & Longtown Road [Third Reading]**
- **06-69MA, Parcone Development Corporation, HI to GC (31.11 Acres), Retail Shopping Center, 22910-01-03, 10261 Two Notch Road [Third Reading]**
- **An Ordinance Consenting to an Assignment to HOLO (SC) QRS 16-91, Inc. of Certain Rights and Obligations of Holopack International Corp. Relative to All Interests in Real Property and Improvements, and Certain Personal Property [Third Reading]**
- **An Ordinance Authorizing Quit-Claim Deed to Janice Juanita Newbold-Molden and Albert Wallace for a Certain Portion of a Right-of-Way Known as Bluff Oaks Road, Richland County [Second Reading]**
- **Ordinance Authorizing the Granting of a Water Line Right-of-Way Easement to the City of Columbia Across Property Identified as a Portion of TMS #R16200-03-20, to Serve the New Columbia State Farmers' Market [Second Reading]**
- **An Ordinance Amending the Fiscal Year 2006-2007 Special Revenue Fund Annual Budget to Add Six Firefighters to Fire Services. Funds are Presently Available in the Departmental Budget to Cover the Costs of these New Positions. There will be No Additional Costs for this Fiscal Year. [Second Reading]**
- **An Ordinance Authorizing the Granting of a Sewer Easement to Ginn-LA University Club Ltd., LLP, Across Property Lying to the North of McNulty Street, Blythewood, South Carolina, and Identified as a Portion of TMS #15209-01-04. [Second Reading]**
- **An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article X, Purchasing; Division 2, Competitive Purchasing Policy; Section 2-598, General Provisions; Subsection (A): So as to Exempt Certain Contracts from the County's Requirements Under this Article [Second Reading]**

The vote in favor was unanimous.

THIRD READING ITEMS

06-67MA, Martin Marietta, Inc., RU to HI (525 Acres), Mining, 06500-01-04(p), Monticello Trail – A discussion took place.

Mr. Montgomery moved, seconded Ms. Scott, to approve this item. The vote in favor was unanimous.

Amendment to Permit Tattoo Parlors as a Special Exception on Property Zoned General Commercial – A discussion took place. Mr. Montgomery moved, seconded by Mr. Livingston, to approve this item. The vote in favor was unanimous.

Ordinance Authorizing Issuance and Sale of General Obligation Bonds Not Exceeding \$16,970,000 for the Broad River Wastewater Treatment Plant – Ms. Scott moved, seconded by Mr. Jackson to defer this item until the first Council meeting in March. The vote in favor was unanimous.

Approval of Construction Contract Award – Mr. Livingston moved, seconded by Ms. Scott, to defer this item until after Executive Session.

[AFTER EXECUTIVE SESSION] Mr. Montgomery moved, seconded by Ms. Scott, to approve the Administration to enter into contracts for Phase II, Phase III and the Engineering and Testing of the Broadwater Treatment Plant. The vote in favor was unanimous.

SECOND READING ITEMS

An Ordinance Amending the FY 2006-2007 General Fund Budget to Add Four Emergency Medical Technicians and Four Paramedics to Emergency Medical Services. Funds are Presently Available in the Department Budget to Cover the Costs of These New Positions. There Will be No Additional Costs for This Fiscal Year. – Mr. Montgomery moved, seconded Ms. Scott, to approve this item. A discussion took place.

The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article VI, Elected and Special Officers; Section 2-262, Salaries of Certain Elected Officials; So as to Provide for the Salaries of Such Officials and for Subsequent Pay Increases – Ms. Scott moved, seconded by Mr. Montgomery, to approve this item. The vote was in favor.

06-51MA, Lowman Homes, RU to PDD (206.7 Acres), Mixed Use, 01511-03-03/04/05/06/09, 01511-04-01/04/18, 01515-01-01, Dutch Fork Road and Johnson Marina Road – Ms. Scott moved, seconded by Mr. Montgomery, to approve this item. The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

Ordinance Authorizing Deed to Forum Development II, LLC for Lot 14 in the Richland Northeast Industrial Park - Mr. Jeter stated the committee recommended First Reading approval of this item. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

- I. **NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS AND COMMITTEES**
 - a. **Recreation Commission—2** – Mr. Montgomery stated that the committee recommended that staff advertise for these vacancies. The vote in favor was unanimous.

- II. **NOTIFICATION OF APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**
 - a. **Board of Zoning Adjustments and Appeals—1** – Mr. Montgomery stated there were no applicants for this vacancy.
 - b. **Building Codes Board of Appeals—1** – Mr. Montgomery stated there were no applicants for this vacancy.
 - c. **Hospitality Tax Committee—1** – Mr. Montgomery stated that the committee recommended Mr. Robert Tunell be re-appointed. The vote in favor was unanimous.
 - d. **Planning Commission—1** – Mr. Montgomery stated that the committee recommended Mr. Weston A. Furgess, Jr. be re-appointed and that the other applicant, Ms. Mary J. Sturgeon, be carried forward. The vote in favor was unanimous.

APPLICATION OF LOCATING A COMMUNITY RESIDENTIAL CARE FACILITY IN AN UNINCORPORATED AREA OF RICHLAND COUNTY

Ann Bruce-Watson, 147 Hunting Avenue, Hopkins, South Carolina 29061 – Mr. Jackson moved, seconded by Ms. Scott, to defer this item. The vote in favor was unanimous.

A discussion took place.

Ms. Smith moved, seconded by Mr. Montgomery, to reconsider this item. The vote in favor was unanimous.

Ms. Smith moved, seconded by Mr. Montgomery, to defer this item until after Executive Session. The vote in favor was unanimous.

[AFTER EXECUTIVE SESSION] Mr. Jackson moved, seconded by Mr. Malinowski, to approve this item. The vote in favor was unanimous.

TIF Briefing – This item was taken up during Executive Session.

CITIZEN'S INPUT

No one signed up to speak.

EXECUTIVE SESSION ITEMS

- a. **Vista TIF Negotiations Update** – No action was taken.
- b. **Broad River Wastewater Treatment Plant** – Ordinance taken up during motion period.
- c. **Personnel Matter** – No action taken.

Mr. Montgomery moved, seconded by Ms. Scott, to go into Executive Session. The vote in favor was unanimous.

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Council went into Executive Session at approximately 6:55 p.m. and came out at approximately 7:17 p.m.
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Mr. Montgomery moved, seconded by Ms. Scott, to come out of Executive Session. The vote in favor was unanimous.

MOTION PERIOD

Rescheduling of March 6th Council Meeting – Ms. Scott moved, seconded by Ms. Hutchinson, to reschedule the meeting for March 13th. A discussion took place.

Mr. Livingston moved, seconded by Ms. Scott, to cancel the March 6th meeting and hold a Special Called meeting (that is to be treated as regular council meeting) on March 13th. A discussion took place.

<u>In favor</u>	<u>Oppose</u>
Pearce	Malinowski
Jackson	
Hutchinson	
McEachern	
Livingston	
Smith	
Scott	

Mr. Malinowski stated that he withdrew his opposing vote so that the meeting could be rescheduled.

Edith Cunningham Resolution – Mr. Jackson moved, seconded by Ms. Scott, to adopt a resolution for Ms. Edith Cunningham. The vote in favor was unanimous.

Junior Golf Association Hospitality Tax Request – Ms. Hutchinson forwarded to the D&S Committee a request for \$5,000 in Hospitality Tax for the Junior Golf Association.

Odyssey Golf Foundation – Mr. McEachern forwarded to the D&S Committee a request from the Odyssey Golf Foundation.

Developer's Clear Cutting of Trees – Mr. Malinowski directed that the Planning Commission investigate this matter and possibly make the fines severe enough that these types of matters will not continue to take place. Mr. Malinowski suggested a stop work order be imposed upon these developers.

Ms. Smith suggested that the developer's and company's name be posted on the Richland County website that they have been cited.

Ms. Hutchinson stated that a lot of time clear cutting is taking place before the lot are sold.

Mr. Montgomery suggested that one of the requirements be that some time pass between clear cutting and rezoning as being an effective way to address this issue.

Mr. McEachern suggested that this item be forwarded to Committee.

An Ordinance Authorizing the Issuance and Sale of Broad River Sewer System General Obligation Refunding Bonds of Richland County, South Carolina, in the Principal Amount of Not Exceeding \$16,500,000; Fixing the Form and Details of the Bonds, Authorizing the County Interim Administrator or His Designee 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. – Mr. Montgomery moved, seconded by Ms. Hutchinson, to approve this item by title only. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 7:39 p.m.

Joseph McEachern, Chair

Valerie Hutchinson, Vice-Chair

Joyce Dickerson

Norman Jackson

Damon Jeter

Paul Livingston

Bill Malinowski

Mike Montgomery

L. Gregory Pearce, Jr.

Bernice G. Scott

Kit Smith

The minutes were transcribed by Michelle M. Onley

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF BROAD RIVER SEWER SYSTEM GENERAL OBLIGATION BONDS OF RICHLAND COUNTY, SOUTH CAROLINA, SERIES 2007B OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$16,970,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR TO DETERMINE CERTAIN MATTERS RELATING TO THE BONDS; PROVIDING FOR AN INCREASE IN THE RATES TO BE PAID BY USERS OF THE SEWER SYSTEM; 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 (the "County Council") of Richland County, South Carolina (the "County"), 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) The County Council has previously determined to establish, operate, and maintain a wastewater collection and treatment system in the Nicholas Creek and Hollingshed Creek drainage basins and a portion of Lake Murray now known as the Broad River Regional Sewer System (the "System") pursuant to the favorable results of a referendum held in Richland County on November 7, 1978, on the question of the County's providing sewage services and the provisions of Section 44-55-1410 of the Code of Laws of South Carolina 1976, as amended and other provisions of law; and

(c) By virtue of Title 4, Chapter 15 of the Code of laws of South Carolina 1976, as amended (the "County Bond Act") and continued by Title 11, Chapter 27, Code of Laws of South Carolina 1976, as amended (the County Bond Act, as so amended and continued, being hereinafter called the "Enabling Act"), County Council is authorized to issue general obligation bonds of the County for the purpose of defraying the cost of any purpose for which the County may, under applicable constitutional provisions, issue bonds or levy taxes, and for any amount not exceeding the constitutional debt limit applicable to the County.

(d) Article X, Section 12 of the South Carolina Constitution prohibits the issuance of general obligation bonds of any county to finance wastewater collection and treatment facilities benefiting only a particular geographic section of a county unless a special assessment, tax, or service charge in an amount designated to provide debt service shall be imposed upon the areas or persons receiving the benefit therefrom.

(e) Sections 11-23-10 et seq. of the Code of Laws of South Carolina 1976, as amended, authorizes County Council to provide in the ordinance which makes provision for the issuance of sewer system general obligation bonds to finance the construction of the Project (hereinafter defined), that the bonds shall be additionally secured by all or any portion of the revenues to be derived from the operation of the System.

(f) Pursuant to the provisions of the Enabling Act, Article X, Section 12 of the South Carolina Constitution, and Section 11-23-10, Code of Laws of South Carolina 1976 as amended, the County has provided for the imposition and collection of service charges and user fees to be paid by customers of the System in an amount sufficient to pay, when due, debt service on bonds to be authorized hereunder.

(g) After due investigation, County Council has determined and hereby finds that the imposition and collection of service charges, user fees and tap fees as established in this Ordinance and as may be increased from time to time to be paid by customers of the System will be sufficient to provide for the payment of the principal and interest on the bonds to be issued hereunder, and the requirements of Article X, Section 12 of the South Carolina Constitution with respect to the issuance of the sewer system general obligation bonds provided for herein have been met.

(h) It is in the best interest of the County to provide for the issuance of sewer system general obligation bonds in the principal amount of not exceeding \$16,970,000 for the purposes of providing funds for (i) completion of construction of a 6,000,000 gallon per day wastewater treatment facility to be located near the Broad River in the Northwest portion of the County (the "Project"); and (ii) legal fees and costs of issuance of the Bonds (hereinafter defined).

SECTION 2. Authorization and Details of Bonds. Pursuant to the aforesaid provisions of the Constitution and laws of the State, there is hereby authorized to be issued not exceeding \$16,970,000 aggregate principal amount of general obligation bonds of the County to be designated "Not Exceeding \$16,970,000 (or such other amount as may be issued) Broad River Sewer System General Obligation Bonds of Richland County, South Carolina" (the "Bonds") for the purpose stated in Section 1(h) of this Ordinance.

The Bonds shall be issued as fully registered Bonds; shall be registered as to principal and interest in the name of the initial purchaser(s) thereof; shall be dated as of the first day of the month in which they are delivered to the initial purchaser(s) thereof or their date of delivery; shall be in denominations of \$5,000 or any integral multiple thereof not exceeding principal amount of Bonds maturing each year; shall be numbered from R-1 upward, respectively; shall bear interest from their date payable at such times as hereafter designated by the County Administrator at such rate or rates as may be determined at the time of sale thereof; and shall mature serially in successive annual installments as determined by the County Administrator.

Without further authorization, the County Council hereby delegates to the County Administrator the authority to determine (a) the maturity dates of the Bonds and the respective principal amounts maturing on such dates; (b) the interest payment dates of the Bonds; (c) redemption provisions, if any, for the Bonds; and (d) the time and date of sale of the Bonds, subject to the terms and conditions stated below. The County Council further delegates to the County Administrator the authority to receive bids on behalf of County Council and the authority to award the Bonds to the lowest bidder therefor, provided the net interest cost does not exceed 6.5%. After the sale of the Bonds, the County Administrator shall submit a written report to County Council setting forth the details of the Bonds as set forth in this paragraph.

Both the principal of and interest on the Bonds 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. The Registrar/Paying Agent shall be Wells Fargo Bank, N.A.

SECTION 3. Registration, Transfer and Exchange of Bonds. The County shall cause books (herein referred to as the "registry books") to be kept at the offices of the Registrar/Paying Agent, for the registration and transfer of the Bonds. Upon presentation at its office for such purpose the Registrar/Paying Agent shall register or transfer, or cause to be registered or transferred, on such registry books, the Bonds under such reasonable regulations as the Registrar/Paying Agent may prescribe.

Each Bond shall be transferable only upon the registry books of the County, which shall be kept for such purpose at the principal office of the Registrar/Paying Agent, 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/Paying Agent duly executed by the registered owner or his duly authorized attorney. Upon the transfer of any such Bond the Registrar/Paying Agent on behalf of the County shall issue in the name of the transferee a new fully-registered Bond or Bonds, of the same aggregate principal amount, interest rate and maturity as the surrendered Bond. Any Bond surrendered in exchange for a new registered Bond pursuant to this Section shall be canceled by the Registrar/Paying Agent.

The County and the Registrar/Paying Agent may deem or treat the person in whose name any fully-registered Bond shall be registered upon the registry books as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond 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 Bond to the extent of the sum or sums so paid, and neither the County nor the Registrar/Paying Agent shall be affected by any notice to the contrary. For every such transfer of Bonds, the County or the Registrar/Paying Agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such transfer, and, except as otherwise provided herein, may charge a sum sufficient to pay the cost of preparing each Bond issued upon such transfer, which sum or sums shall be paid by the person requesting such transfer or by the County as a condition precedent to the exercise of the privilege of making such transfer. Neither the County nor the Registrar/Paying Agent shall be obliged to make any such transfer of Bonds during the fifteen (15) days preceding an interest payment date on such Bonds.

SECTION 4. Record Date. The County hereby establishes a record date for the payment of interest or for the giving of notice of any proposed redemption of Bonds, and such record date shall be the fifteenth (15th) day of the calendar month preceding each semiannual interest payment date on such Bond or in the case of any proposed redemption of Bonds, such record date shall be the fifteenth (15th) day prior to the giving of notice of redemption of bonds.

SECTION 5. Mutilation, Loss, Theft or Destruction of Bonds. In case any Bond shall at any time become mutilated in whole or in part, or be lost, stolen or destroyed, or be so defaced as to impair the value thereof to the owner, the County shall execute and the Registrar shall authenticate and deliver at the principal office of the Registrar, or send by registered mail to the owner thereof at his request, risk and expense a new Bond of the same series, interest rate and maturity and of like tenor and effect in exchange or substitution for and upon the surrender for cancellation of such defaced, mutilated or partly destroyed Bond, or in lieu of or in substitution for such lost, stolen or destroyed Bond. In any such event the applicant for the issuance of a substitute Bond shall furnish the County and the Registrar evidence or proof satisfactory to the County and the Registrar of the loss, destruction, mutilation, defacement or theft of the original Bond, and of the ownership thereof, and also such security and indemnity in an amount as may be required by the laws of the State of South Carolina or such greater amount as may be required by the County and the Registrar. Any duplicate

Any duplicate Bond issued under the provisions of this Section in exchange and substitution for any defaced, mutilated or partly destroyed Bond or in substitution for any allegedly lost, stolen or wholly destroyed Bond shall be entitled to the identical benefits under this Ordinance as was the original Bond in lieu of which such duplicate Bond is issued, and shall be entitled to equal and proportionate benefits with all the other Bonds of the same series issued hereunder.

All expenses necessary for the providing of any duplicate Bond shall be borne by the applicant therefor.

SECTION 6. Execution of Bonds. The Bonds shall be executed in the name of the County with the facsimile signature of the Chairman of the County Council attested by the facsimile signature of the Clerk of the County Council under a facsimile of the seal of the County impressed, imprinted or reproduced thereon; provided, however, the facsimile signatures appearing on the Bonds may be those of the officers who are in office on the date of adoption of this Ordinance. The execution of the Bonds in such fashion shall be valid and effectual, notwithstanding any subsequent change in such offices. The Bonds shall not be valid or become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. Each Bond shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth herein.

SECTION 7. Form of Bonds. The Bonds shall be issued in substantially the form attached hereto as Exhibit A. The Bonds set forth shall not be valid or become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. The Bonds shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth in Exhibit A.

SECTION 8. Rate Covenant; Establishment of Tap Fees and Monthly User Fees.

(a) The County covenants and agrees to operate the System in an efficient and economical manner and establish, levy, maintain, revise and collect such fees, rates and other charges for the use of the services and facilities furnished by the System as may be necessary or proper, which fees, rates, and other charges, together with other available moneys, shall at all times be at least sufficient after making due and reasonable allowances for contingencies and for a margin of error in estimates to provide an amount equal to (a) one hundred percent (100%) of the amounts required for the usual and customary costs of operating and maintaining the System; (b) one hundred twenty percent (120%) of the amounts required to be deposited into each the sinking fund for the then current Fiscal Year to pay debt service on any outstanding bonds including the Bonds authorized herein; and (c) the amounts necessary to comply in all respects with the terms of this Ordinance or any other contract or agreement.

(b) The County Council shall by separate ordinance provide for the imposition and collection of tap fees and monthly user fees in amounts sufficient to meet the rate covenant expressed herein.

SECTION 9. Security for Bonds. For the payment of the principal and interest on the Bonds as they respectively mature, and for the creation of a sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the County are irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland 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 respectfully mature, and to create a sinking fund as may be necessary therefor; provided, however, that the County Council does hereby pledge the revenues derived from the operation of the System after defraying the costs of operation and maintenance of the System to the payment of principal of and interest on the Bonds, as authorized by Chapter 23 of Title 11 of the Code of Laws of South Carolina 1976, as amended; provided, further, that County Council does hereby covenant to establish

County Council does hereby covenant to establish and maintain rates and charges as are sufficient to provide funds to pay the principal of and interest on the Bonds when due, and sufficient revenues must be available for the payment of principal of and interest on the Bonds, and must be delivered to the Richland County Treasurer for payment of principal of and interest on the Bonds and for no other purpose, prior to the occasion when the Richland County Auditor fixes the annual tax levy, and the annual ad valorem tax to be levied for the payment of the principal of and interest on the Bonds on all taxable property in the County shall be reduced in each year in accordance with Chapter 23 of Title 11 of the Code of Laws of South Carolina 1976, as amended, by the amount of revenue derived from the operation of the System which is actually in the custody and control of the Richland County Treasurer for the payment of the principal of and interest on the Bonds at the time the tax for the year is required to be levied; provided, further, that the Bonds are primarily the obligation of the System and for the payment of principal of and interest thereof, as the same mature, there must be revenues derived from operation of the System, and resort to the County tax levy required by the preceding provisions of this Section must be made only in the event that revenues derived from the operation of the System prove insufficient to meet the payment of principal of an interest on the Bonds; this provision shall not preclude the issuance of additional bonds (whether general obligation bonds or revenue bonds) secured by a pledge of the revenues on a parity with the pledge herein made to secure the Bonds secured by a pledge superior to the pledge herein made to secure the Bonds.

The County Council, acting through its Chairman, shall give the Auditor and Treasurer of the County written notice of the delivery of and payment for the Bonds and they are hereby directed to levy and collect annually, on all taxable property in the County, a tax, without limit, 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.

SECTION 10. 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 the form attached hereto as Exhibit B. 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 11. 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 Bonds, and such Bond or Bonds shall no longer be deemed to be outstanding hereunder when:

(a) Such Bond or Bonds 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 is canceled or subject to cancellation by the County or the Paying Agent; or

(b) Payment of the principal of and interest on such Bonds 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 to be named in trust and irrevocably set 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 corporate trustee. At such time as the Bonds shall no longer be deemed to be outstanding hereunder, such Bonds shall cease to

hereunder, such Bonds 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, 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 12. Exemption from State Taxes. Both the principal of and interest on the Bonds shall be exempt, in accordance with the provisions of Section 12-2-50 of the Code, 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. Eligible Securities. The Bonds initially issued (the “Initial Bonds”) will be eligible securities for the purposes of the book-entry system of transfer maintained by The Depository Trust Company, New York, New York (“DTC”), and transfers of beneficial ownership of the Initial Bonds shall be made only through DTC and its participants in accordance with rules specified by DTC. Such beneficial ownership must be of \$5,000 principal amount of Bonds of the same maturity or any integral multiple of \$5,000.

The Initial Bonds shall be issued in fully-registered form, one Bond for each of the maturities of the Bonds, in the name of Cede & Co., as the nominee of DTC. When any principal of or interest on the Initial Bonds becomes due, the Paying Agent, on behalf of the County, shall transmit to DTC an amount equal to such installment of principal and interest. DTC shall remit such payments to the beneficial owners of the Bonds or their nominees in accordance with its rules and regulations.

Notices of redemption of the Initial Bonds or any portion thereof shall be sent to DTC in accordance with the provisions of the Ordinance.

If (a) DTC determines not to continue to act as securities depository for the Bonds, or (b) the County has advised DTC of its determination that DTC is incapable of discharging its duties, the County shall attempt to retain another qualified securities depository to replace DTC. Upon receipt by the County the Initial Bonds together with an assignment duly executed by DTC, the County shall execute and deliver to the successor securities depository Bonds of the same principal amount, interest rate and maturity registered in the name of such successor.

If the County is unable to retain a qualified successor to DTC 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 Bonds 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 Bonds by mailing an appropriate notice to DTC, upon receipt by the County the Initial Bonds together with an assignment duly executed by DTC, the County shall execute, authenticate and deliver to the DTC participants Bonds in fully-registered form, in substantially the form set forth in Section 2 of this Ordinance in the denomination of \$5,000

in the denomination of \$5,000 or any integral multiple thereof.

SECTION 14. Sale of Bonds; Form of Notice of Sale. The Bonds shall be offered for public sale on the date and at the time designated by the County Administrator. A Notice of Sale in the form attached hereto as Exhibit C shall be distributed to prospective bidders and a summary of such Notice of Sale shall be published in a newspaper of general circulation in the State of South Carolina and/or in a financial publication published in the City of New York not less than seven (7) days prior to the date set for such sale.

SECTION 15. 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 Bonds 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 County Administrator is further authorized to see to the completion of the final form of the Official Statement upon the sale of the Bonds so that it may be provided to the purchaser of the Bonds.

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. Continuing Disclosure. In compliance with the Securities and Exchange Commission Rule 15c2-12 (the "Rule") the County covenants and agrees for the benefit of the holders from time to time of the Bonds to execute and deliver prior to closing, and to thereafter comply with the terms of a Continuing Disclosure Certificate in substantially the form appearing as Exhibit D to this Ordinance. In the event of a failure of the County to comply with any of the provisions of the Continuing Disclosure Certificate, an event of default under this Ordinance shall not be deemed to have occurred. In such event, the sole remedy of any bondholder or beneficial owner shall be an action to compel performance by the Ordinance. See Appendix A to Exhibit D.

SECTION 18. Deposit and Use of Proceeds. The proceeds derived from the sale of the Bonds shall be deposited with the Treasurer of the County in a special fund to the credit of the County, separate and distinct from all other funds, and shall be expended from time to time and made use of by the County as follows:

- (a) Any premium shall be placed in the sinking fund established pursuant to Section 4-15-150 of the Code;
- (b) Accrued interest, if any, shall be applied to the payment of the first installment of interest to become due on the Bonds; and
- (c) The balance of the proceeds shall be applied upon warrant or order of the County Council for the purposes set forth in this Ordinance and to defray the costs and expenses of issuing the Bonds.

SECTION 19. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the Bonds and this Ordinance, such notice in

substantially the form attached hereto as Exhibit E, 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 20. Federal Tax Covenants. The County hereby covenants and agrees with the Holders of the Bonds that it will not take any action which will, or fail to take any action which failure will, cause interest on the Bonds 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 Bonds; and that use of the proceeds of the Bonds shall be made which, if such use had been reasonably expected on the date of issue of the Bonds would have caused the Bonds 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 Bonds 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 21. Miscellaneous. The County Council hereby authorizes any one or more of the following officials to execute such documents and instruments as necessary to effect the issuance of the Bonds: Chairman of the County Council, County Administrator, Clerk to the County Council and County Attorney. The County Council hereby retains McNair Law Firm, P.A. as bond counsel in connection with the issuance of the Bonds and authorizes McNair Law Firm, P.A. to obtain any additional professional services necessary and appropriate in connection with the issuance of the Bonds.

[Signature page to follow]

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.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Joseph McEachern, Chairman
Richland County Council

(SEAL)

ATTEST THIS ____ DAY OF

_____, 2007:

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

First Reading: May 16, 2006
Second Reading: June 6, 2006
Public Hearing: February 20, 2007
Third Reading: March 13, 2007 (Tentative)

FORM OF BOND

UNITED STATES OF AMERICA
STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
BROAD RIVER SEWER SYSTEM GENERAL OBLIGATION BONDS, SERIES _____

No. R-

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

REGISTERED HOLDER: CEDE & CO.

PRINCIPAL AMOUNT: _____ DOLLARS

KNOW ALL MEN BY THESE PRESENTS, that the County of Richland, South Carolina (the "County"), is justly indebted and, for value received, hereby promises to pay to the registered holder specified above, or registered assigns, the principal amount specified above on the maturity date specified above, upon presentation and surrender of this Bond at the principal office of _____, in the City of _____, State of _____ (the "Paying Agent"), and to pay interest on such principal amount from the date hereof at the rate per annum specified above until this Bond matures. Interest on this Bond is payable semiannually on _____ and _____ of each year, commencing _____, until this Bond matures, and shall be payable by check or draft mailed to the person in whose name this Bond is registered on the registration books of the County maintained by the registrar, presently _____, in _____, _____ (the "Registrar"), at the close of business on the fifteenth (15th) day of the calendar month preceding each semiannual interest payment date. The principal of and interest on this Bond 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; provided, however, that interest on this fully-registered Bond shall be paid by check or draft as set forth above.

This Bond shall not be entitled to any benefit under the Ordinance (hereafter defined), nor become valid or obligatory for any purpose, until the certificate of authentication hereon shall have been duly executed by the Registrar.

For the payment hereof, both principal and interest, as they respectively mature and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the County are irrevocably pledged and 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 this Bond as they respectively mature and to create such sinking fund as may be necessary therefor; provided, however, that the Bonds are primarily the obligation of the System and for the payment of principal of and interest thereof, as the same mature, there must be revenues derived from operation of the System, and resort to the County tax levy

County tax levy required by the preceding provisions of this Section must be made only in the event that revenues derived from the operation of the System prove insufficient to meet the payment of principal of an interest on the Bonds.

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to number, denomination, date of maturity, redemption provisions, and rate of interest, aggregating _____ Dollars (\$ _____), issued pursuant to and in accordance with the Constitution and laws of the State of South Carolina, including Article X of the Constitution of the State of South Carolina, 1895, as amended; Title 4, Chapter 15, Code of Laws of South Carolina 1976, as amended; Title 11, Chapter 27 of the Code of Laws of South Carolina 1976; and Ordinance No. _____ duly enacted by the County Council on _____, 2007.

[Redemption provisions]

This Bond 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 Bond 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 Bond or Bonds of the same aggregate principal amount, interest rate redemption provisions, if any, 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 Bond is registered as the absolute owner hereof 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 Bond and the interest hereon are 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.

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 Bond exist, have happened and have been performed in regular and due time, form and manner as required by law; that the amount of this Bond, 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; and that provision has been made for the levy and collection of a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on this Bond as the same shall respectively mature and to create such sinking fund as may be necessary therefor.

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

RICHLAND COUNTY, SOUTH CAROLINA

Chairman, County Council

(SEAL)
ATTEST:

Clerk, County Council

[FORM OF REGISTRAR'S CERTIFICATE OF AUTHENTICATION]

Date of Authentication:

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

_____ as Registrar

By: _____
Authorized Officer

The following abbreviations, when used in the inscription on the face of this Bond shall be construed as though they were written out in full according to applicable laws or regulations.

TEN COM - As tenants in common

UNIF GIFT MIN. ACT

TEN ENT - As tenants by the
entireties

_____ Custodian _____
(Cust.) (Minor)

JT TEN - As joint tenants
with right of
survivorship and
not as tenants in
common

under Uniform Gifts to Minors

(State)

Additional abbreviations may also be used though not in list above.

[FORM OF ASSIGNMENT]

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and address of Transferee)

the within Bond and does hereby irrevocably constitute and appoint _____ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated:

Signature Guaranteed:

(Authorizing Officer)

Signature(s) must be guaranteed by an institution which is a participant in the Securities Transfer Agents Medallion Program ("STAMP") or similar program.

NOTICE: The signature to this agreement must correspond with the name of the registered holder as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Copies of the final approving opinions to be rendered shall be printed on the back of each Bond and preceding the same a certificate shall appear, which shall be signed on behalf of the County with a facsimile signature of the Clerk to the County Council. The certificate shall be in substantially the following form:

[FORM OF CERTIFICATE]

IT IS HEREBY CERTIFIED that the following is a true and correct copy of the complete final approving opinions (except for date and letterhead) of McNair Law Firm, P.A., Columbia, South Carolina, approving the issue of bonds of which the within bond is one, the original of which opinions were manually executed, dated and issued as of the date of delivery of and payment for the bonds and a copy of which is on file with the County Council of Richland County, South Carolina.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Clerk, County Council

FORM OF NOTICE

NOTICE IS HEREBY GIVEN that the County Council (the "County Council") of Richland County, South Carolina (the "County"), on _____, enacted Ordinance No. _____ entitled "AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF BROAD RIVER SEWER SYSTEM GENERAL OBLIGATION BOND ANTICIPATION BONDS OF RICHLAND COUNTY, SOUTH CAROLINA, SERIES 2007B OR SUCH OTHER APPROPRIATE SERIES DESIGNATION, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$16,970,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY COUNTY ADMINISTRATOR TO DETERMINE CERTAIN MATTERS RELATING TO THE BONDS; PROVIDING FOR AN INCREASE IN THE RATES TO BE PAID BY USERS OF THE SEWER SYSTEM; 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 \$16,970,000 Broad River Sewer System General Obligation Bond Anticipation Bonds, Series 2007B (the "Bonds") of the County.

The proceeds of the Bonds will be used to provide funds for (i) completion of construction of a 6,000,000 gallon per day wastewater treatment facility to be located near the Broad River in the Northwest portion of the County (the "Project"); and (ii) legal fees and costs of issuance of the Bonds.

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 Richland County and with the Clerk of the County, 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 intention to seek a referendum must be filed within twenty (20) days following the publication of this notice.

County Council, Richland County, South Carolina

FORM OF NOTICE OF SALE

\$ _____
BROAD RIVER SEWER SYSTEM GENERAL OBLIGATION BONDS, SERIES _____
OF RICHLAND COUNTY, STATE OF SOUTH CAROLINA

Time and Place of Sale: NOTICE IS HEREBY GIVEN that sealed bids, facsimile bids and electronic bids will be received on behalf of Richland County, South Carolina (the "County") in the Administrative Conference Room, 4th Floor, 2020 Hampton Street, Columbia, South Carolina, until 12:00 Noon, South Carolina time, on _____, _____, 2007, at which time said proposals will be publicly opened for the purchase of \$ _____ Broad River Sewer System General Obligation Bonds, Series _____, of the County (the "Bonds").

Sealed Bids: Each hand delivered proposal shall be enclosed in a sealed envelope marked "Proposal for \$ _____ Broad River Sewer System General Obligation Bonds, Series _____, Richland County, South Carolina" and should be directed to the County Administrator at the address 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 the confidentiality of bids submitted by facsimile transmission. Any delay in receipt of a facsimile bid, and any incompleteness or illegible portions of such bid are the responsibility of the bidder. Bids by facsimile should be transmitted to the attention of J. Milton Pope, County Administrator, fax number (803) 576-2138.

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, 40 W. 23rd Street, 5th floor, New York, New York 10010, Customer Support, telephone (212) 404-8102.

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, MISDIRECTION, DELAY OR ERROR RESULTING FROM THE SELECTION BY ANY BIDDER OF ANY PARTICULAR MEANS OF DELIVERY OF BIDS.

Book-Entry-Only Bonds: The Bonds will be issued in fully-registered form. One Bond representing each maturity will be issued to and registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), as registered owner of the Bonds and each such Bond will be immobilized in the custody of DTC. DTC will act as securities depository for the Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing each year; Purchasers will not receive physical delivery of certificates representing their interest in the Bonds purchased. The winning bidder, as a condition to delivery of the Bonds, will be required to deposit the Bond certificates representing each maturity with DTC.

The Bonds will be issued in fully-registered form registered as to principal and interest; will be dated _____, 2007; will be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing in each year; and will mature serially in successive annual installments on _____ in each of the years and in the principal amounts as follows:

Year

Principal
Amount

Year

Principal
Amount

The Bonds will bear interest from the date thereof payable semiannually on _____ and _____ of each year, commencing _____, until they mature.

[Redemption Provisions]

Municipal Bond Insurance: The County has submitted applications to various bond insurers for a policy of insurance relating to the Bonds to be effective as of the date of their issuance. If a bidder for the Bonds desires to have the Bonds so insured, the bidder should specify in its bid for the Bonds whether bond insurance will be purchased. The premium on such bond insurance must be paid at or prior to the closing by the successful bidder. Any failure of the Bonds to be so insured or of any such policy of insurance to be issued shall not constitute cause for a failure or refusal by the purchaser of the bonds to accept delivery of and pay for the Bonds.

Registrar/Paying Agent: Wells Fargo Bank, N.A., shall serve as Registrar/Paying Agent for the Bonds.

Bid Requirements: Bidders shall specify the rate or rates of interest per annum which the Bonds are to bear, to be expressed in multiples of 1/20 or 1/8 of 1% and the interest rate specified for any maturity shall not be lower than the interest rate specified for any previous maturity. Bidders are not limited as to the number of rates of interest named, but the rate of interest on each separate maturity must be the same single rate for all Bonds of that maturity from their date to such maturity date. A bid for less than all the Bonds, a bid at a price less than par or a bid which includes a premium in excess of 10% of the par amount of the Bonds will not be considered. In addition to the bid price, the successful bidder must pay accrued interest from the date of the Bonds to the date of full payment of the purchase price.

Award of Bid. The Bonds will be awarded to the bidder or bidders offering to purchase the Bonds at the lowest true interest cost (TIC) to the County. The TIC will be the nominal interest rate which, when compounded semiannually and used to discount all debt service payments on the Bonds (computed at the interest rates specified in the bid and on the basis of a 360-day year of twelve 30-day months) to the dated date of the Bonds, results in an amount equal to the price bid for the Bonds. In the case of a tie bid, the winning bid will be awarded by lot. The County reserves the right to reject any and all bids or to waive irregularities in any bid. Bids will be accepted or rejected no later than 3:00 p.m., South Carolina time, on the date of the sale.

Security: The Bonds shall constitute binding general obligations of the County and for the payment of the principal and interest on the Bonds as they respectively mature, and for the creation of a sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the County are irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland 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 respectfully mature, and to create a sinking fund as may be necessary therefor; provided, however, that the County Council does hereby pledge the revenues derived from the operation of the System after defraying the costs of operation and maintenance of the System.

Good Faith Deposit: No good faith deposit is required.

Bid Form: Proposals should be enclosed in a separate sealed envelope marked "Proposal for \$ _____ Broad River Sewer System General Obligation Bonds, Series _____ of Richland County, South Carolina" and should be directed to the County Administrator at the address in the first paragraph hereof. It is requested but not required that you submit your bid on the Proposal for Purchase of Bonds supplied with the Official Statement.

Official Statement: Upon the award of the Bonds, the County will prepare an official statement (the "Official Statement") in substantially the same form as the preliminary official statement subject to minor additions, deletions and revisions as required to complete the Official Statement. Within seven (7) business days after the award of the Bonds, the County will deliver the Official Statement to the successful bidder in sufficient quantity to comply with Rule G-32 of the Municipal Securities Rulemaking Board. The successful bidder agrees to supply to the County all necessary pricing information and any Underwriter identification necessary to complete the Official Statement within 24 hours after the award of the Bonds.

Continuing Disclosure: In order to assist the bidders in complying with S.E.C. Rule 15c2-12(b)(5), the County will undertake, pursuant to an ordinance and a Continuing Disclosure Agreement, to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the final Official Statement.

Legal Opinion: The County Council shall furnish upon delivery of the Bonds the final approving opinions of McNair Law Firm, P.A., Columbia, South Carolina, which opinions shall accompany each Bond, together with the usual closing documents, including a certificate of the County that no litigation is pending affecting the Bonds.

Certificate as to Issue Price: The successful bidder must provide a certificate to the County by the date of delivery of the Bonds, stating the initial reoffering price of the Bonds to the public (excluding bond houses and brokers) and the price at which a substantial amount of the Bonds were sold to the public, in form satisfactory to Bond Counsel. A sample copy of such a certificate may be obtained from Bond Counsel.

Delivery: The Bonds will be delivered on or about _____, 2007, in New York, New York, at the expense of the County. The balance of the purchase price then due, including the amount of accrued interest, must be paid in federal funds or other immediately available funds.

Additional Information: The Preliminary Official Statement of the County with respect to the Bonds will be furnished to any person interested in bidding for the Bonds upon request. 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 additional information should communicate with J. Milton Pope, County Administrator, 2020 Hampton Street, Columbia, South Carolina, 29201, telephone (803) 576-2054 or Francenia B. Heizer, Esquire, McNair Law Firm, P.A., 1301 Gervais Street, 17th Floor, Columbia, South Carolina, 29201, telephone (803) 799-9800, e-mail: fheizer@mcnair.net.

RICHLAND COUNTY, SOUTH CAROLINA

s/Chairman, County Council _____

FORM OF DISCLOSURE DISSEMINATION AGENT AGREEMENT

This Disclosure Dissemination Agent Agreement (the “Disclosure Agreement”), dated as of _____, 2007, is executed and delivered by Richland County, South Carolina (the “Issuer”) and Digital Assurance Certification, L.L.C., as exclusive Disclosure Dissemination Agent (the “Disclosure Dissemination Agent” or “DAC”) for the benefit of the Holders (hereinafter defined) of the Bonds (hereinafter defined) and in order to provide certain continuing disclosure with respect to the Bonds in accordance with Rule 15c2-12 of the United States Securities and Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time (the “Rule”).

SECTION 1. Definitions. Capitalized terms not otherwise defined in this Disclosure Agreement shall have the meaning assigned in the Rule or, to the extent not in conflict with the Rule, in the Official Statement (hereinafter defined). The capitalized terms shall have the following meanings:

“Annual Report” means an Annual Report described in and consistent with Section 3 of this Disclosure Agreement.

“Annual Filing Date” means the date, set in Sections 2(a) and 2(f), by which the Annual Report is to be filed with the Repositories.

“Annual Financial Information” means annual financial information as such term is used in paragraph (b)(5)(i) of the Rule and specified in Section 3(a) of this Disclosure Agreement.

“Audited Financial Statements” means the financial statements (if any) of the Issuer for the prior fiscal year, certified by an independent auditor as prepared in accordance with generally accepted accounting principles or otherwise, as such term is used in paragraph (b)(5)(i) of the Rule and specified in Section 3(b) of this Disclosure Agreement.

“Bonds” means the bonds as listed on the attached Exhibit A, with the 9-digit CUSIP numbers relating thereto.

“Certification” means a written certification of compliance signed by the Disclosure Representative stating that the Annual Report, Audited Financial Statements, Voluntary Report or Notice Event notice delivered to the Disclosure Dissemination Agent is the Annual Report, Audited Financial Statements, Voluntary Report or Notice Event notice required to be submitted to the Repositories under this Disclosure Agreement. A Certification shall accompany each such document submitted to the Disclosure Dissemination Agent by the Issuer and include the full name of the Bonds and the 9-digit CUSIP numbers for all Bonds to which the document applies.

“Disclosure Representative” means the Finance Director, the senior member of the Issuer or his or her designee, or such other person as the Issuer shall designate in writing to the Disclosure Dissemination Agent from time to time as the person responsible for providing Information to the Disclosure Dissemination Agent.

“Disclosure Dissemination Agent” means Digital Assurance Certification, L.L.C, acting in its capacity as Disclosure Dissemination Agent hereunder, or any successor Disclosure Dissemination Agent designated in writing by the Issuer pursuant to Section 9 hereof.

“Holder” means any person (a) having the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bonds (including persons holding Bonds through nominees, depositories or other intermediaries) or (b) treated as the owner of any Bonds for federal income tax purposes.

“Information” means the Annual Financial Information, the Audited Financial Statements (if any) the Notice Event notices, and the Voluntary Reports.

“Notice Event” means an event listed in Sections 4(a) of this Disclosure Agreement.

“MSRB” means the Municipal Securities Rulemaking Board established pursuant to Section 15B(b)(1) of the Securities Exchange Act of 1934.

“National Repository” means any Nationally Recognized Municipal Securities Information Repository for purposes of the Rule. The list of National Repositories maintained by the United States Securities and Exchange Commission shall be conclusive for purposes of determining National Repositories. Currently, the following are National Repositories:

1. DPC Data Inc.
One Executive Drive
Fort Lee, New Jersey 07024
(201) 346-0701 (phone)
(201) 947-0107 (fax)
Email: nrmsir@dpcdata.com
2. FT Interactive Data
Attn: NRMSIR
100 William Street
New York, New York 10038
(212) 771-6999 (phone)
(212) 771-7390 (fax for secondary market information)
(212) 771-7391 (fax for primary market information)
Email: NRMSIR@FTID.com
3. Bloomberg Municipal Repository
100 Business Park
Skillman, NJ 08558
(609) 279-3225 (phone)
(609) 279-5962 (fax)
Email: Munis@Bloomberg.com

4. Standard & Poor's J.J. Kenny Repository
55 Water Street
45th Floor
New York, New York 10041
(212) 438-4595 (phone)
(212) 438-3975 (fax)
Email: nrmsir_repository@sandp.com

“Official Statement” means that Official Statement prepared by the Issuer in connection with the Bonds as listed on Appendix A.

“Repository” means the MSRB, each National Repository and the State Depository (if any).

“State Depository” means any public or private depository or entity designated by the State of South Carolina as a state information depository (if any) for the purpose of the Rule. The list of state information depositories maintained by the United States Securities and Exchange Commission shall be conclusive as to the existence of a State Depository. Currently, the following depositories are listed by the Securities and Exchange Commission as available State Depositories:

1. Municipal Advisory Council of Michigan
1445 First National Building
Detroit, Michigan 48226-3517
(313) 963-0420 (phone)
(313) 963-0943 (fax)
jackie@macmi.com
2. Municipal Advisory Council of Texas
PO Box 2177
Austin, TX 78768-2177
(512) 476-6947 (phone)
(512) 476-6403 (fax)
mac@mactexas.com
3. Ohio Municipal Advisory Council
9321 Ravenna Road, Unit K
Twinsburg, OH 44087-2445
(330) 963-7444 (phone)
(800) 969-OMAC (6622) (phone)
(330) 963-7553 (fax)
sid_filing@ohiomac.com

“Trustee” means the institution identified as such in the document under which the Bonds were issued.

“Voluntary Report” means the information provided to the Disclosure Dissemination Agent by the Issuer pursuant to Section 7.

SECTION 2. Provision of Annual Reports.

(a) The Issuer shall provide, annually, an electronic copy of the Annual Report and Certification to the Disclosure Dissemination Agent, together with a copy for the Trustee, not later than 30 days prior to the Annual Filing Date. Promptly upon receipt of an electronic copy of the Annual Report and the Certification, the Disclosure Dissemination Agent shall provide an Annual Report to each National Repository and the State Depository (if any) not later than 210 days after the end of each fiscal year of the Issuer, commencing with the fiscal year ending June 30, 2005. Such date and each anniversary thereof is the Annual Filing Date. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other information as provided in Section 3 of this Disclosure Agreement.

(b) If on the fifteenth (15th) day prior to the Annual Filing Date, the Disclosure Dissemination Agent has not received a copy of the Annual Report and Certification, the Disclosure Dissemination Agent shall contact the Disclosure Representative by telephone and in writing (which may be by e-mail) to remind the Issuer of its undertaking to provide the Annual Report pursuant to Section 2(a). Upon such reminder, the Disclosure Representative shall either (i) provide the Disclosure Dissemination Agent with an electronic copy of the Annual Report and the Certification) no later than two (2) business days prior to the Annual Filing Date, or (ii) instruct the Disclosure Dissemination Agent in writing that the Issuer will not be able to file the Annual Report within the time required under this Disclosure Agreement, state the date by which the Annual Report for such year will be provided and instruct the Disclosure Dissemination Agent that a Notice Event as described in Section 4(a)(12) has occurred and to immediately send a notice to each National Repository or the MSRB and the State Depository (if any) in substantially the form attached as Exhibit B.

(c) If the Disclosure Dissemination Agent has not received an Annual Report and Certification by 12:00 noon on the first business day following the Annual Filing Date for the Annual Report, a Notice Event described in Section 4(a)(12) shall have occurred and the Issuer irrevocably directs the Disclosure Dissemination Agent to immediately send a notice to each National Repository or the MSRB and the State Depository (if any) in substantially the form attached as Exhibit B.

(d) If Audited Financial Statements of the Issuer are prepared but not available prior to the Annual Filing Date, the Issuer shall, when the Audited Financial Statements are available, provide in a timely manner an electronic copy to the Disclosure Dissemination Agent, accompanied by a Certificate, together with a copy for the Trustee, for filing with each National Repository and the State Depository (if any).

(e) The Disclosure Dissemination Agent shall:

- (i) determine the name and address of each Repository each year prior to the Annual Filing Date;
- (ii) upon receipt, promptly file each Annual Report received under Section 2(a) with each National Repository, and the State Depository, (if any);
- (iii) upon receipt, promptly file each Audited Financial Statement received under Section 2(d) with each National Repository, and the State Depository (if any);
- (iv) upon receipt, promptly file the text of each disclosure to be made with each National Repository or the MSRB and the State Depository (if any) together with a completed copy of the MSRB Material Event Notice Cover Sheet in the form attached as Exhibit C, describing the event by checking the box indicated below when filing pursuant to the Section of this Disclosure Agreement indicated:

1. “Principal and interest payment delinquencies,” pursuant to Sections 4(c) and 4(a)(1);
2. “Non-Payment related defaults,” pursuant to Sections 4(c) and 4(a)(2);
3. “Unscheduled draws on debt service reserves reflecting financial difficulties,” pursuant to Sections 4(c) and 4(a)(3);
4. “Unscheduled draws on credit enhancements reflecting financial difficulties,” pursuant to Sections 4(c) and 4(a)(4);
5. “Substitution of credit or liquidity providers, or their failure to perform,” pursuant to Sections 4(c) and 4(a)(5);
6. “Adverse tax opinions or events affecting the tax-exempt status of the security,” pursuant to Sections 4(c) and 4(a)(6);
7. “Modifications to rights of securities holders,” pursuant to Sections 4(c) and 4(a)(7);
8. “Bond calls,” pursuant to Sections 4(c) and 4(a)(8);
9. “Defeasances,” pursuant to Sections 4(c) and 4(a)(9);
10. “Release, substitution, or sale of property securing repayment of the securities,” pursuant to Sections 4(c) and 4(a)(10);
11. “Ratings changes,” pursuant to Sections 4(c) and 4(a)(11);
12. “Failure to provide annual financial information as required,” pursuant to Section 2(b)(ii) or Section 2(c), together with a completed copy of Exhibit B to this Disclosure Agreement;
13. “Other material event notice (specify),” pursuant to Section 7 of this Agreement, together with the summary description provided by the Disclosure Representative.

- (v) provide the Issuer evidence of the filings of each of the above when made, which shall be by means of the DAC system, for so long as DAC is the Disclosure Dissemination Agent under this Disclosure Agreement.

(f) The Issuer may adjust the Annual Filing Date upon change of its fiscal year by providing written notice of such change and the new Annual Filing Date to the Disclosure Dissemination Agent, Trustee (if any) and the Repositories, provided that the period between the existing Annual Filing Date and new Annual Filing Date shall not exceed one year.

SECTION 3. Content of Annual Reports.

(a) Each Annual Report shall contain Annual Financial Information with respect to the Issuer, including the information provided in the Official Statement under the headings: "Security," "Outstanding Indebtedness," "Assessed Value of Taxable Property in the County," "Estimated True Value of All Taxable Property in the County," "Tax Rates," "Tax Collections for Last Five Years," and "Ten Largest Taxpayers."

(b) Audited Financial Statements prepared in accordance with GAAP as described in the Official Statement will be included in the Annual Report.

Any or all of the items listed above may be included by specific reference from other documents, including official statements of debt issues with respect to which the Issuer is an "obligated person" (as defined by the Rule), which have been previously filed with each of the National Repositories or the Securities and Exchange Commission. If the document incorporated by reference is a final official statement, it must be available from the MSRB. The Issuer will clearly identify each such document so incorporated by reference.

SECTION 4. Reporting of Notice Events.

(a) The occurrence of any of the following events, if material, with respect to the Bonds constitutes a Notice Event:

1. Principal and interest payment delinquencies;
2. Non-payment related defaults;
3. Unscheduled draws on debt service reserves reflecting financial difficulties;
4. Unscheduled draws on credit enhancements relating to the Bonds reflecting financial difficulties;
5. Substitution of credit or liquidity providers, or their failure to perform;
6. Adverse tax opinions or events affecting the tax-exempt status of the Bonds;
7. Modifications to rights of Bond holders;
8. Bond calls;
9. Defeasances;
10. Release, substitution, or sale of property securing repayment of the Bonds;
11. Rating changes on the Bonds;
12. Failure to provide annual financial information as required; and
13. Other material event notice (specify) _____.

The Issuer shall promptly notify the Disclosure Dissemination Agent in writing upon the occurrence of a Notice Event. Such notice shall instruct the Disclosure Dissemination Agent to report the occurrence pursuant to subsection (c). Such notice shall be accompanied with the text of the disclosure that the Issuer

Issuer desires to make, the written authorization of the Issuer for the Disclosure Dissemination Agent to disseminate such information, and the date the Issuer desires for the Disclosure Dissemination Agent to disseminate the information.

(b) The Disclosure Dissemination Agent is under no obligation to notify the Issuer or the Disclosure Representative of an event that may constitute a Notice Event. In the event the Disclosure Dissemination Agent so notifies the Disclosure Representative, the Disclosure Representative will within five business days of receipt of such notice, instruct the Disclosure Dissemination Agent that (i) a Notice Event has not occurred and no filing is to be made or (ii) a Notice Event has occurred and the Disclosure Dissemination Agent is to report the occurrence pursuant to subsection (c), together with the text of the disclosure that the Issuer desires to make, the written authorization of the Issuer for the Disclosure Dissemination Agent to disseminate such information, and the date the Issuer desires for the Disclosure Dissemination Agent to disseminate the information.

(c) If the Disclosure Dissemination Agent has been instructed by the Issuer as prescribed in subsection (a) or (b)(ii) of this Section 4 to report the occurrence of a Notice Event, the Disclosure Dissemination Agent shall promptly file a notice of such occurrence with the State Depository (if any) and (i) each National Repository, or (ii) the MSRB.

SECTION 5. CUSIP Numbers. Whenever providing information to the Disclosure Dissemination Agent, including but not limited to Annual Reports, documents incorporated by reference to the Annual Reports, Audited Financial Statements, notices of Notice Events, and Voluntary Reports filed pursuant to Section 7(a), the Issuer shall indicate the full name of the Bonds and the 9-digit CUSIP numbers for the Bonds as to which the provided information relates.

SECTION 6. Additional Disclosure Obligations. The Issuer acknowledges and understands that other state and federal laws, including but not limited to the Securities Act of 1933 and Rule 10b-5 promulgated under the Securities Exchange Act of 1934, may apply to the Issuer, and that the failure of the Disclosure Dissemination Agent to so advise the Issuer shall not constitute a breach by the Disclosure Dissemination Agent of any of its duties and responsibilities under this Disclosure Agreement. The Issuer acknowledges and understands that the duties of the Disclosure Dissemination Agent relate exclusively to execution of the mechanical tasks of disseminating information as described in this Disclosure Agreement.

SECTION 7. Voluntary Reports.

(a) The Issuer may instruct the Disclosure Dissemination Agent to file information with the Repositories, from time to time pursuant to a Certification of the Disclosure Representative accompanying such information (a "Voluntary Report").

(b) Nothing in this Disclosure Agreement shall be deemed to prevent the Issuer from disseminating any other information through the Disclosure Dissemination Agent using the means of dissemination set forth in this Disclosure Agreement or including any other information in any Annual Report, Annual Financial Statement, Voluntary Report or Notice Event notice, in addition to that required by this Disclosure Agreement. If the Issuer chooses to include any information in any Annual Report, Annual Financial Statement, Voluntary Report or Notice Event notice in addition to that which is specifically required by this Disclosure Agreement, the Issuer shall have no obligation under this Disclosure Agreement to update such information or include it in any future Annual Report, Annual Financial Statement, Voluntary Report or Notice Event notice.

SECTION 8. Termination of Reporting Obligation. The obligations of the Issuer and the Disclosure Dissemination Agent under this Disclosure Agreement shall terminate with respect to the Bonds upon the legal defeasance, prior redemption or payment in full of all of the Bonds, when the Issuer is no longer an obligated person with respect to the Bonds, or upon delivery by the Disclosure Representative to the Disclosure Dissemination Agent of an opinion of nationally recognized bond counsel to the effect that continuing disclosure is no longer required.

SECTION 9. Disclosure Dissemination Agent. The Issuer has appointed Digital Assurance Certification, L.L.C. as exclusive Disclosure Dissemination Agent under this Disclosure Agreement. The Issuer may, upon thirty days written notice to the Disclosure Dissemination Agent and the Trustee, replace or appoint a successor Disclosure Dissemination Agent. Upon termination of DAC's services as Disclosure Dissemination Agent, whether by notice of the Issuer or DAC, the Issuer agrees to appoint a successor Disclosure Dissemination Agent or, alternately, agrees to assume all responsibilities of Disclosure Dissemination Agent under this Disclosure Agreement for the benefit of the Holders of the Bonds. Notwithstanding any replacement or appointment of a successor, the Issuer shall remain liable until payment in full for any and all sums owed and payable to the Disclosure Dissemination Agent. The Disclosure Dissemination Agent may resign at any time by providing thirty days' prior written notice to the Issuer.

SECTION 10. Remedies in Event of Default. In the event of a failure of the Issuer or the Disclosure Dissemination Agent to comply with any provision of this Disclosure Agreement, the Holders' rights to enforce the provisions of this Agreement shall be limited solely to a right, by action in mandamus or for specific performance, to compel performance of the parties' obligation under this Disclosure Agreement. Any failure by a party to perform in accordance with this Disclosure Agreement shall not constitute a default on the Bonds or under any other document relating to the Bonds, and all rights and remedies shall be limited to those expressly stated herein.

SECTION 11. Duties, Immunities and Liabilities of Disclosure Dissemination Agent.

(a) The Disclosure Dissemination Agent shall have only such duties as are specifically set forth in this Disclosure Agreement. The Disclosure Dissemination Agent's obligation to deliver the information at the times and with the contents described herein shall be limited to the extent the Issuer has provided such information to the Disclosure Dissemination Agent as required by this Disclosure Agreement. The Disclosure Dissemination Agent shall have no duty with respect to the content of any disclosures or notice made pursuant to the terms hereof. The Disclosure Dissemination Agent shall have no duty or obligation to review or verify any Information or any other information, disclosures or notices provided to it by the Issuer and shall not be deemed to be acting in any fiduciary capacity for the Issuer, the Holders of the Bonds or any other party. The Disclosure Dissemination Agent shall have no responsibility for the Issuer's failure to report to the Disclosure Dissemination Agent a Notice Event or a duty to determine the materiality thereof. The Disclosure Dissemination Agent shall have no duty to determine, or liability for failing to determine, whether the Issuer has complied with this Disclosure Agreement. The Disclosure Dissemination Agent may conclusively rely upon certifications of the Issuer at all times.

THE ISSUER AGREES TO INDEMNIFY AND SAVE THE DISCLOSURE DISSEMINATION AGENT AND ITS RESPECTIVE OFFICERS, DIRECTORS, EMPLOYEES AND AGENTS, HARMLESS AGAINST ANY LOSS, EXPENSE AND LIABILITIES WHICH THEY MAY INCUR ARISING OUT OF OR IN THE EXERCISE OR PERFORMANCE OF THEIR POWERS AND DUTIES HEREUNDER, INCLUDING THE COSTS AND EXPENSES (INCLUDING ATTORNEYS FEES) OF DEFENDING AGAINST ANY CLAIM OF LIABILITY, BUT EXCLUDING LIABILITIES DUE TO THE

THE DISCLOSURE DISSEMINATION AGENT'S GROSS NEGLIGENCE OR WILLFUL MISCONDUCT.

The obligations of the Issuer under this Section shall survive resignation or removal of the Disclosure Dissemination Agent and defeasance, redemption or payment of the Bonds.

(b) The Disclosure Dissemination Agent may, from time to time, consult with legal counsel (either in-house or external) of its own choosing in the event of any disagreement or controversy, or question or doubt as to the construction of any of the provisions hereof or its respective duties hereunder, and neither of them shall incur any liability and shall be fully protected in acting in good faith upon the advice of such legal counsel. The fees and expenses of such counsel shall be payable by the Issuer.

SECTION 12. Amendment; Waiver. Notwithstanding any other provision of this Disclosure Agreement, the Issuer and the Disclosure Dissemination Agent may amend this Disclosure Agreement and any provision of this Disclosure Agreement may be waived, if such amendment or waiver is supported by an opinion of counsel expert in federal securities laws acceptable to both the Issuer and the Disclosure Dissemination Agent to the effect that such amendment or waiver does not materially impair the interests of Holders of the Bonds and would not, in and of itself, cause the undertakings herein to violate the Rule if such amendment or waiver had been effective on the date hereof but taking into account any subsequent change in or official interpretation of the Rule; provided neither the Issuer or the Disclosure Dissemination Agent shall be obligated to agree to any amendment modifying their respective duties or obligations without their consent thereto.

Notwithstanding the preceding paragraph, the Disclosure Dissemination Agent shall have the right to adopt amendments to this Disclosure Agreement necessary to comply with modifications to and interpretations of the provisions of the Rule as announced by the Securities and Exchange Commission from time to time by giving not less than 20 days written notice of the intent to do so together with a copy of the proposed amendment to the Issuer. No such amendment shall become effective if the Issuer shall, within 10 days following the giving of such notice, send a notice to the Disclosure Dissemination Agent in writing that it objects to such amendment.

SECTION 13. Beneficiaries. This Disclosure Agreement shall inure solely to the benefit of the Issuer, the Trustee of the Bonds, the Disclosure Dissemination Agent, the underwriter, and the Holders from time to time of the Bonds, and shall create no rights in any other person or entity.

SECTION 14. Governing Law. This Disclosure Agreement shall be governed by the laws of the State of New York (other than with respect to conflicts of laws).

SECTION 15. Counterparts. This Disclosure Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

The Disclosure Dissemination Agent and the Issuer have caused this Continuing Disclosure Agreement to be executed, on the date first written above, by their respective officers duly authorized.

DIGITAL ASSURANCE CERTIFICATION, L.L.C.,
as Disclosure Dissemination Agent

By: _____
Name: _____
Title: _____

RICHLAND COUNTY, SOUTH CAROLINA,
as Issuer

By: _____
Name: _____
Title: _____

EXHIBIT A

NAME AND CUSIP NUMBERS OF BONDS

Name of Issuer: Richland County, South Carolina
Obligated Person(s): Daniel Driggers, Finance Director
Name of Bond Issue: Broad River Sewer System General Obligation Bonds, Series 2007B,
\$ _____
Date of Issuance: _____, 2007
Date of Official Statement: _____, 2007

CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____
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EXHIBIT C
MATERIAL EVENT NOTICE COVER SHEET

This cover sheet and material event notice should be sent to the Municipal Securities Rulemaking Board or to all Nationally Recognized Municipal Securities Information Repositories, and the State Information Depository, if applicable, pursuant to Securities and Exchange Commission Rule 15c2-12(b)(5)(i)(C) and (D).

Issuer's and/or Other Obligated Person's Name:

Issuer's Six-Digit CUSIP Number:

or Nine-Digit CUSIP Number(s) of the bonds to which this material event notice relates:

Number of pages of attached material event notice: _____

Description of Material Events Notice (Check One):

1. Principal and interest payment delinquencies
2. Non-Payment related defaults
3. Unscheduled draws on debt service reserves reflecting financial difficulties
4. Unscheduled draws on credit enhancements reflecting financial difficulties
5. Substitution of credit or liquidity providers, or their failure to perform
6. Adverse tax opinions or events affecting the tax-exempt status of the security
7. Modifications to rights of securities holders
8. Bond calls
9. Defeasances
10. Release, substitution, or sale of property securing repayment of the securities
11. Rating changes
12. Failure to provide annual financial information as required
13. Other material event notice (specify)
14. _____

I hereby represent that I am authorized by the issuer or its agent to distribute this information publicly:

Signature:

Name: _____ Title: _____

Employer: Digital Assurance Certification, L.L.C.

Address: _____

County, State, Zip Code: _____

Voice Telephone Number: _____

FORM OF 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 February 20, 2007, 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 exceeding \$16,970,000 Sewer System General Obligation Bonds or Bond Anticipation Notes, with an appropriate series designation (the "Bonds" or "Notes") of the County, the proceeds of which will be used to provide funds for (i) completion of construction of a 6,000,000 gallon per day wastewater treatment facility to be located near the Broad River in the Northwest portion of the County (the "Project"); and (ii) legal fees and costs of issuance of the Bonds or Notes.

The Ordinance references an increase in the monthly user fee service charge from \$29.80 to \$35.23 and an increase in the tap fee from \$2,200.00 to \$2,700.00; however, which would be authorized by separate ordinance.

For the payment of the principal and interest on the Bonds, if issued, as they respectively mature, and for the creation of a sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the County are irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland 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 respectfully mature, and to create a sinking fund as may be necessary therefor; provided, however, that the County Council does hereby pledge the revenues derived from the operation of the Sewer System after defraying the costs of operation and maintenance of the Sewer System.

For the payment of the principal and interest on the Notes, if issued, the proceeds of general obligation bonds to be issued by the County will be pledged. Additionally, the full faith, credit, and taxing power of the County are irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland 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 respectfully mature, and to create a sinking fund as may be necessary therefor; provided, however, that the County Council does hereby pledge the revenues derived from the operation of the Sewer System after defraying the costs of operation and maintenance of the Sewer System.

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

AMENDED

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTIES DESCRIBED AS TMS # 01511-03-03/04/05/06/09 AND 01511-04-01/04/18 AND 01515-01-01 FROM RU (RURAL DISTRICT) TO PDD (PLANNED DEVELOPMENT DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted 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 I. The Zoning Map of unincorporated Richland County is hereby amended to change the properties described as TMS # 01511-03-03/04/05/06/09 and 01511-04-01/04/18 and 01515-01-01, from RU (Rural District) zoning to PDD (Planned Development District) zoning.

Section II. PDD Site Development Requirements. The following site development requirements shall apply to the subject parcels:

- a) The applicant shall comply with the Master Plan (dated August 2006 and revised through November 1, 2006) prepared for The Lowman Home by B.P. Barber & Associates Inc.; which was submitted to, and is on file in, the Richland County Planning & Development Services Department (hereinafter referred to as “PDSD”), and is incorporated herein by reference, except as otherwise amended herein; and
- b) The site development shall be limited to: 1) One retail building with a maximum of 100,000 square feet; 2) A maximum square footage of 12,000 square feet for all other commercial buildings; 3) 205 new dwelling units in four phases; and 4) Multi Family facilities may include Assisted Living units and/or Independent Living units; and
- c) The total areas of development shall be approximately 98 acres of single-family residential, 48 acres of multi-family residential, 11 acres of commercial office, 18 acres of commercial retail, and 30 acres of recreation/green space (green space to be defined as landscaped lawns and fields, walkways, passive recreation areas, wooded areas, wetlands, watercourses and other similar types of uses designed for environmental, scenic, or passive recreational purposes); and
- d) The applicant shall transmit a phasing plan to the PDSD prior to such department’s review of any construction plans; and each phase shall include sufficient green space to bring the total green space to 25% (green space to be defined as landscaped lawns and fields, walkways, passive recreation areas, wooded areas, wetlands, watercourses and other similar types of uses designed for environmental, scenic, or passive recreational purposes); and

AMENDED

- e) Unless otherwise provided herein, all development shall conform to all relevant land development regulations in effect at the time a permit application is received by the PDSB; and
- f) Proposed changes to the Master Plan shall be subject to the requirements of Section 26-59(j)(1) of the Richland County Land Development Code; and
- g) Exhibit A, which is attached hereto, constitutes the applicant's Sketch Plan for subdivision purposes, and is hereby approved for such purposes; and
- h) Access to the subject site shall be limited to two additional curb cuts on Dutch Fork Road and two additional curb cuts on Johnson Marina Road; and
- i) The applicant shall grant an easement (or convey fee simple title) of up to 20 feet of additional right-of-way along the applicant's property which is adjacent to Johnson Marina Road for a length of 1,000 feet (but no event less than the length of the Commercial/Retail Area which fronts Johnson Marina Road) and along Dutch Fork Road as needed to accommodate (i) turning lanes off of Dutch Fork Road onto Johnson Marina Road (ii) and any other road improvements related to the installation of such turning lanes or site access off of Johnson Marina Road to the Commercial Retail Area; and
- j) The applicant shall grant an easement (or convey fee simple title) of up to 20 feet of additional right-of-way along the applicant's property which is adjacent to Dutch Fork Road for a length of 1,600 feet (but no event less than the length of the Commercial/Retail Area which fronts Dutch Fork Road) to accommodate any road improvements related to the installation of a traffic signal(s) and site access off of Dutch Fork Road to the Commercial Retail Area;
- k) The applicant shall contribute \$20,000.00 for the cost of installation of a traffic signal to be located at the intersection of Dutch Fork Road and Johnson Marina Road. Applicant's obligation to provide such funds shall be initiated within one year of the issuance of a certificate of occupancy for the major anchor tenant of the Commercial/Retail area as depicted on the Master Plan ("Commercial/Retail Area"). The applicant shall contact Richland County and SCDOT in writing of its obligation; if SCDOT deems it unnecessary and/or can not fund the remaining costs for the installation of the traffic signal within one year of the receipt of applicant's written notice, then applicant's obligation to provide such funds shall terminate.
- l) All internal streets shall be privately owned and maintained, and Richland County shall not be responsible for same; and
- m) All commercial lots shall provide vehicular and pedestrian connectivity; and
- n) All development on this site shall meet the minimum standards of Chapter 26 of the Richland County Code of Ordinances for landscape/tree protection standards, parking, sidewalks and pedestrian amenities, signs, recreation/open space design, and operational standards that promotes connectivity, and there shall be pedestrian access from all areas to recreation and commercial sections, which shall include sidewalks along external roadways; and
- o) If applicable, prior to approval of the preliminary subdivision plans, the applicant shall submit to the PDSB written evidence of:
 - a. The U.S. Army Corps of Engineers' approval of the wetlands delineation and/or encroachment permit, and
 - b. FEMA's approval of the 100 year flood elevation statement; and

AMENDED

- p) Richland County shall not be responsible for the enforcement of any deed restrictions imposed by the applicant, the developer, or their successors in interest; and
- q) All site development requirements described above shall apply to the applicant, the developer, and/or their successors in interest; and

Section III. 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 IV. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section V. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

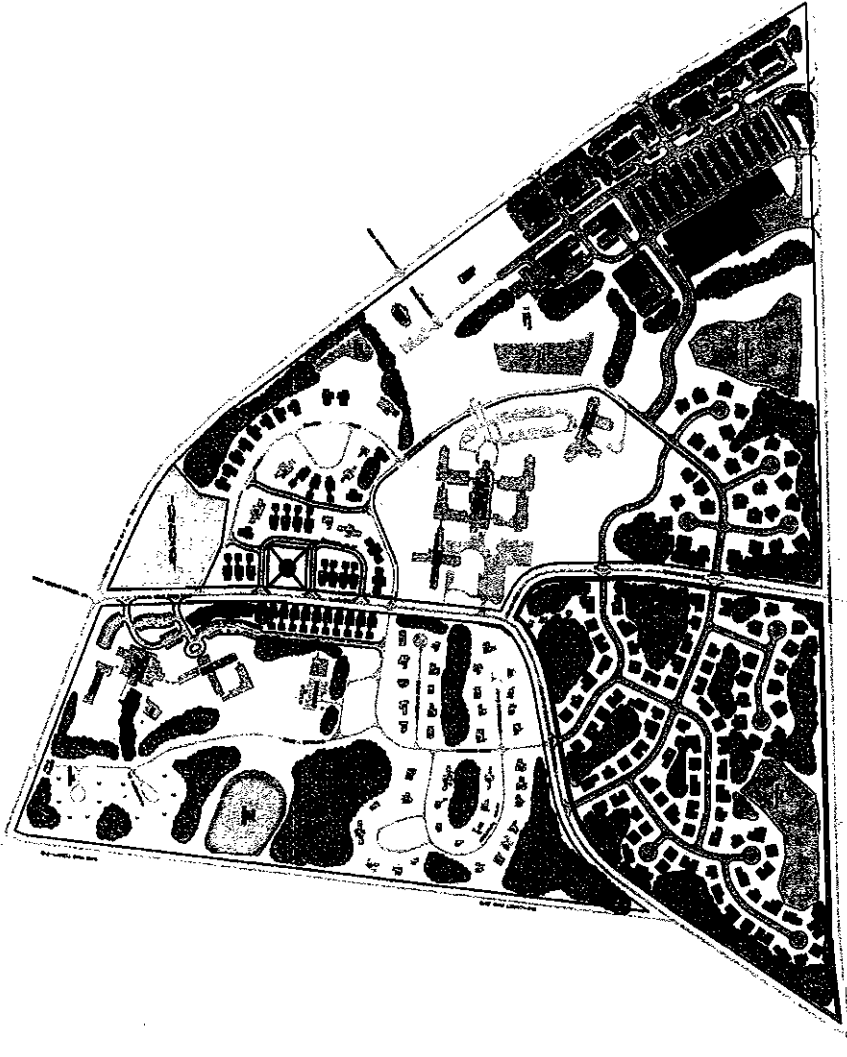
Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: January 23, 2007
First Reading: January 23, 2007
Second Reading: February 20, 2007
Third Reading: March 13, 2007 (tentative)

EXHIBIT A



100 MARKET STREET
The Lowman Home
BOSTON, MASSACHUSETTS 02107
TEL: 617.552.1000

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STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF BROAD RIVER SEWER SYSTEM GENERAL OBLIGATION REFUNDING BONDS OF RICHLAND COUNTY, SOUTH CAROLINA, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$16,500,000, SERIES 2007C OR SUCH OTHER APPROPRIATE SERIES DESIGNATION; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR OR HIS DESIGNEE 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 (the "County Council") of Richland County, South Carolina (the "County"), 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) The County Council has previously determined to establish, operate, and maintain a wastewater collection and treatment system in the Nicholas Creek and Hollingshed Creek drainage basins and a portion of Lake Murray now known as the Broad River Regional Sewer System (the "System") pursuant to the favorable results of a referendum held in Richland County on November 7, 1978, on the question of the County's providing sewage services and the provisions of Section 44-55-1410 of the Code of Laws of South Carolina 1976, as amended and other provisions of law; and

(c) By virtue of the Chapter 15, Title 4 of the Code of laws of South Carolina 1976, as amended (the "County Bond Act") and continued by Title 11, Chapter 27, Code of Laws of South Carolina 1976, as amended (the County Bond Act, as so amended and continued, being hereinafter called the "Enabling Act"), County Council is authorized to issue general obligation bonds of the County for the purpose of defraying the cost of any purpose for which the County may, under applicable constitutional provisions, issue bonds or levy taxes, and for any amount not exceeding the constitutional debt limit applicable to the County.

(d) Pursuant to the authorizations of Article X of the South Carolina Constitution and the Enabling Act, the County has heretofore issued its \$15,500,000 Broad River Sewer System General Obligation Bonds, Series 2003D to obtain funds for the purposes of defraying the costs of (i) construction of a 6,000,000 gallon per day wastewater treatment facility to be located near the Broad River in the Northwest portion of the County (the "Project"); and (ii) legal fees and costs of issuance of the bonds.

(e) Section 12 of Article X of the South Carolina Constitution prohibits the issuance of general obligation bonds of any county to finance wastewater collection and treatment facilities benefiting only a particular geographic section of a county unless a special assessment, tax, or service charge in an amount designed to provide debt service shall be imposed upon the areas or persons receiving the benefit therefrom.

(f) Sections 11-23-10 et seq. of the Code of Laws of South Carolina 1976, as amended, authorizes County Council to provide in the ordinance which makes provision of or the issuance of general obligation bonds to finance the construction of the Project, that the bonds shall be additionally secured by all or any portion of the revenues to be derived from the operation of the System.

(g) Pursuant to the provisions of the Enabling Act, Article X, Section 12 of the South Carolina Constitution, and Section 11-23-10, Code of Laws of South Carolina 1976 as amended, the County has provided for the imposition and collection of service charges and user fees to be paid by customers of the System in an amount sufficient to pay, when due, debt service on bonds to be authorized hereunder.

(h) After due investigation, County Council has determined and hereby finds that the imposition and collection of service charges, user fees and tap fees as established in this Ordinance and as may be increased from time to time to be paid by customers of the System will be sufficient to provide for the payment of the principal and interest on the bonds to be issued hereunder, and the requirements of Article X, Section 12 of the South Carolina Constitution with respect to the issuance of the sewer system general obligation bonds provided for herein have been met.

(i) Sections 11-21-10 to 11-21-80 of the Code of Laws of South Carolina 1976, as amended, empower any "public agency" to utilize the provisions of Article 5, Chapter 15, Title 11 (the "Refunding Act") of the Code of Laws of South Carolina 1976, as amended, to effect the refunding of any outstanding general obligation bonds.

(j) The 2003D Bonds are currently outstanding in the amount of \$15,355,000. Based on current market conditions and projected savings, the County Council finds that it may be in the best interest of the County to refund the 2003D Bonds because a savings in interest paid may be effected through such refunding and redemption. The County Council recognizes, however, that current market conditions may change and that, as of the date of adoption of this Resolution, a determination cannot be made as to the amount of such savings, if any, realized through the refunding of the 2003D Bonds. The County Council also recognizes that certain authority relating to such refunding is delegated to the Administrator of the County (the "Administrator") or his lawfully authorized designee through this Resolution. If at the time of the sale of the Bonds market conditions are unfavorable, and if the rates of interest on the Bonds authorized by this Ordinance do not result in satisfactory debt service savings, the County Council, through the authority delegated to the Administrator will be empowered to reject bids for the purchase of the bonds authorized herein.

(k) It is now in the best interest of the County for the County Council to provide for the issuance and sale of sewer system general obligation refunding bonds of the County pursuant to the aforesaid provisions of the Constitution and laws of the State of South Carolina in the principal amount of not exceeding \$16,500,000, the proceeds of which will be used for provided funds for (i) refunding the 2003D Bonds; and (ii) legal fees and costs of issuance of the refunding bonds.

SECTION 2. Authorization and Details of Bonds. Pursuant to the aforesaid provisions of the Constitution and laws of the State, there is hereby authorized to be issued not exceeding \$16,500,000 aggregate principal amount of sewer system general obligation refunding bonds of the County to be designated "Not Exceeding \$16,500,000 (or such other amount as may be issued) Broad River Sewer System General Obligation Refunding Bonds of Richland County, South Carolina" (the "Bonds") for the purpose stated in Section 1(l) of this Ordinance.

The refunding of the 2003D Bonds shall be effected with a portion of the proceeds of the Bonds which proceeds shall be used for the payment of the principal of such 2003D Bonds as and when such 2003D Bonds mature and are called for redemption in accordance with the provisions of the 2003D Bonds, the redemption premium thereon, and interest on such 2003D Bonds as and when the same becomes due. If necessary, notice of the aforesaid refunding for which a portion of the proceeds of the Bonds will be used shall be given in a financial paper published in the City of New York, State of New York.

Upon the delivery of the Bonds, the principal proceeds thereof, less any accrued interest and less issuance expenses, shall be deposited with an escrow agent to be named (the "Escrow Agent") and held by it under a written refunding trust agreement between the Escrow Agent and the County (the "Refunding Trust Agreement") in an irrevocable trust account. It shall be the duty of such Escrow Agent to keep such proceeds invested and reinvested to the extent that it shall be practical in obligations of the United States or any agency thereof and to apply the principal and interest of the trust so established in the manner prescribed in such Refunding Trust Agreement.

The County Administrator is hereby authorized and directed for and on behalf of the County to execute such agreements and give such directions as shall be necessary to carry out the provisions of this Ordinance, including the execution and delivery of the Refunding Trust Agreement. The Refunding Trust Agreement shall be dated the date of delivery of the Bonds to the initial purchasers thereof.

The Bonds shall be issued as fully registered Bonds; shall be registered as to principal and interest in the name of the initial purchaser(s) thereof; shall be dated as of the first day of the month in which they are delivered to the initial purchaser(s) thereof or their date of delivery; shall be in denominations of \$5,000 or any integral multiple thereof not exceeding principal amount of Bonds maturing each year; shall be numbered from R-1 upward, respectively; shall bear interest from their date payable at such times as hereafter designated by the County Administrator at such rate or rates as may be determined at the time of sale thereof; and shall mature serially in successive annual installments as determined by the County Administrator.

Both the principal of and interest on the Bonds 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. Wells Fargo Bank, P.A. will serve as registrar/paying agent (the "Registrar/Paying Agent") for the Bonds.

SECTION 3. Delegation of Authority to Determine Certain Matters Relating to the Bonds. Without further authorization, the County Council hereby delegates to the County Administrator the authority to determine (a) the maturity dates of the Bonds and the respective principal amounts maturing on such dates; (b) the interest payment dates of the Bonds; (c) redemption provisions, if any, for the Bonds; and (d) the time and date of sale of the Bonds. The Council further delegates to the County Administrator the authority to receive bids on behalf of Council and the authority to award the Bonds to the low bidder therefor, provided the true interest cost does not exceed 5.0%. After the sale of the Bonds, the County Administrator shall submit a written report to County Council setting forth the details of the Bonds as set forth in this paragraph.

SECTION 4. Registration, Transfer and Exchange of Bonds. The County shall cause books (herein referred to as the "registry books") to be kept at the offices of the Registrar/Paying Agent, for the registration and transfer of the Bonds. Upon presentation at its office for such purpose the Registrar/Paying Agent shall register or transfer, or cause to be registered or transferred, on such registry books, the Bonds under such reasonable regulations as the Registrar/Paying Agent may prescribe.

Each Bond shall be transferable only upon the registry books of the County, which shall be kept for such purpose at the principal office of the Registrar/Paying Agent, 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/Paying Agent duly executed by the registered owner or his duly authorized attorney. Upon the transfer of any such Bond the Registrar/Paying Agent on behalf of the County shall issue in the name of the transferee a new fully-registered Bond or Bonds, of the same aggregate principal amount, interest rate and maturity as the surrendered Bond. Any Bond surrendered in exchange for a new registered Bond pursuant to this Section shall be canceled by the Registrar/Paying Agent.

The County and the Registrar/Paying Agent may deem or treat the person in whose name any fully-registered Bond shall be registered upon the registry books as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond 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 Bond to the extent of the sum or sums so paid, and neither the County nor the Registrar/Paying Agent shall be affected by any notice to the contrary. For every such transfer of Bonds, the County or the Registrar/Paying Agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such transfer, and, except as otherwise provided herein, may charge a sum sufficient to pay the cost of preparing each Bond issued upon such transfer, which sum or sums shall be paid by the person requesting such transfer or by the County as a condition precedent to the exercise of the privilege of making such transfer. Neither the County nor the Registrar/Paying Agent shall be obliged to make any such transfer of Bonds during the fifteen (15) days preceding an interest payment date on such Bonds.

SECTION 5. Record Date. The County hereby establishes a record date for the payment of interest or for the giving of notice of any proposed redemption of Bonds, and such record date shall be the fifteenth (15th) day of the calendar month preceding each semiannual interest payment date on such Bond or in the case of any proposed redemption of Bonds, such record date shall be the fifteenth (15th) day prior to the giving of notice of redemption of bonds.

SECTION 6. Mutilation, Loss, Theft or Destruction of Bonds. In case any Bond shall at any time become mutilated in whole or in part, or be lost, stolen or destroyed, or be so defaced as to impair the value thereof to the owner, the County shall execute and the Registrar shall authenticate and deliver at the principal office of the Registrar, or send by registered mail to the owner thereof at his request, risk and expense a new Bond of the same series, interest rate and maturity and of like tenor and effect in exchange or substitution for and upon the surrender for cancellation of such defaced, mutilated or partly destroyed Bond, or in lieu of or in substitution for such lost, stolen or destroyed Bond. In any such event the applicant for the issuance of a substitute Bond shall furnish the County and the Registrar evidence or proof satisfactory to the County and the Registrar of the loss, destruction, mutilation, defacement or theft of the original Bond, and of the ownership thereof, and also such security and indemnity in an amount as may be required by the laws of the State of South Carolina or such greater amount as may be required by the County and the Registrar. Any duplicate Bond issued under the provisions of this Section in exchange and substitution for any defaced, mutilated or partly destroyed Bond or in substitution for any allegedly lost, stolen or wholly destroyed Bond shall be entitled to the identical benefits under this Ordinance as was the original Bond in lieu of which such duplicate Bond is issued, and shall be entitled to equal and proportionate benefits with all the other Bonds of the same series issued hereunder.

All expenses necessary for the providing of any duplicate Bond shall be borne by the applicant therefor.

SECTION 7. Execution of Bonds. The Bonds shall be executed in the name of the County with the manual or facsimile signature of the Chairman of the County Council attested by the manual or facsimile signature of the Clerk of the County Council under a facsimile of the seal of the County impressed, imprinted or reproduced thereon; provided, however, the facsimile signatures appearing on the Bonds may be those of the officers who are in office on the date of adoption of this Ordinance. The execution of the Bonds in such fashion shall be valid and effectual, notwithstanding any subsequent change in such offices. The Bonds shall not be valid or become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. Each Bond shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth herein.

SECTION 8. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit A and incorporated herein by reference.

SECTION 9. Rate Covenant; Establishment of Tap Fees and Monthly User Fees.

(a) The County covenants and agrees to operate the System in an efficient and economical manner and establish, levy, maintain, revise and collect such fees, rates and other charges for the use of the services and facilities furnished by the System as may be necessary or proper, which fees, rates, and other charges, together with other available moneys, shall at all times be at least sufficient after making due and reasonable allowances for contingencies and for a margin of error in estimates to provide an amount equal to (a) one hundred percent (100%) of the amounts required for the usual and customary costs of operating and maintaining the System; (b) one hundred twenty percent (120%) of the amounts required to be deposited into each the sinking fund for the then current Fiscal Year to pay debt service on any outstanding bonds including the Bonds authorized herein; and (c) the amounts necessary to comply in all respects with the terms of this Ordinance or any other contract or agreement.

(b) The County Council shall by separate ordinance provide for the imposition and collection of tap fees and monthly user fees in amounts sufficient to meet the rate covenant expressed herein.

SECTION 10. Security for Bonds. For the payment of the principal and interest on the Bonds as they respectively mature, and for the creation of a sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the County are irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland 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 respectfully mature, and to create a sinking fund as may be necessary therefor; provided, however, that the County Council does hereby pledge the revenues derived from the operation of the System after defraying the costs of operation and maintenance of the System to the payment of principal of and interest on the Bonds, as authorized by Chapter 23 of Title 11 of the Code of Laws of South Carolina 1976, as amended; provided, further, that County Council does hereby covenant to establish and maintain rates and charges as are sufficient to provide funds to pay the principal of and interest on the Bonds when due, and sufficient revenues must be available for the payment of principal of and interest on the Bonds, and must be delivered to the Richland County Treasurer for payment of principal of and interest on the Bonds and for no other purpose, prior to the occasion when the Richland County Auditor fixes the annual tax levy, and the annual ad valorem taxes to be levied for the payment of the principal of and interest on the Bonds on all taxable property in the County shall be reduced in each year in accordance with Chapter 23 of Title 11 of the Code of Laws of South Carolina 1976, as amended, by the amount of revenue derived from the operation of the System which is actually in the hands of the Richland County Treasurer for the payment of the principal of and interest on the Bonds at the time the tax for the year is required to be levied; provided, further, that the Bonds are primarily the obligation of the System and for the payment of principal of and interest thereof, as the

the same mature, there must be revenues derived from operation of the System, and resort to the County tax levy required by the preceding provisions of this Section must be made only in the event that revenues derived from the operation of the System prove insufficient to meet the payment of principal of an interest on the Bonds; this provision shall not preclude the issuance of additional bonds (whether general obligation bonds) secured by a pledge of the revenues on a parity with the pledge herein made to secure the Bonds secured by a pledge superior to the pledge herein made to secure the Bonds.

The County Council, acting through its Chairman, shall give the Auditor and Treasurer of the County written notice of the delivery of and payment for the Bonds and they are hereby directed to levy and collect annually, on all taxable property in the County, a tax, without limit, 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.

SECTION 11. Notice of Initiative and Referendum. The County Council hereby delegates to its Chairman and the 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 the form attached hereto as Exhibit B and incorporated herein by reference. The Administrator is authorized to cause such notice to be published in a newspaper of general circulation in the County.

SECTION 12. 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 Bonds, and such Bond or Bonds shall no longer be deemed to be outstanding hereunder when:

(a) such Bond or Bonds 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 is canceled or subject to cancellation by the County or the Paying Agent; or

(b) payment of the principal of and interest on such Bonds 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 to be named in trust and irrevocably set 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 corporate trustee. At such time as the Bonds shall no longer be deemed to be outstanding hereunder, such Bonds 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, 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 13. Exemption from State Taxes. Both the principal of and interest on the Bonds shall be exempt, in accordance with the provisions of Section 12-2-50 of the Code, 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 14. Eligible Securities. The Bonds initially issued (the "Initial Bonds") will be eligible securities for the purposes of the book-entry system of transfer maintained by The Depository Trust Company, New York, New York ("DTC"), and transfers of beneficial ownership of the Initial Bonds shall be made only through DTC and its participants in accordance with rules specified by DTC. Such beneficial ownership must be of \$5,000 principal amount of Bonds of the same maturity or any integral multiple of \$5,000.

The Initial Bonds shall be issued in fully-registered form, one Bond for each of the maturities of the Bonds, in the name of Cede & Co., as the nominee of DTC. When any principal of or interest on the Initial Bonds becomes due, the Paying Agent, on behalf of the County, shall transmit to DTC an amount equal to such installment of principal and interest. DTC shall remit such payments to the beneficial owners of the Bonds or their nominees in accordance with its rules and regulations.

Notices of redemption of the Initial Bonds or any portion thereof shall be sent to DTC in accordance with the provisions of the Ordinance.

If (a) DTC determines not to continue to act as securities depository for the Bonds, or (b) the County has advised DTC of its determination that DTC is incapable of discharging its duties, the County shall attempt to retain another qualified securities depository to replace DTC. Upon receipt by the County the Initial Bonds together with an assignment duly executed by DTC, the County shall execute and deliver to the successor securities depository Bonds of the same principal amount, interest rate and maturity registered in the name of such successor.

If the County is unable to retain a qualified successor to DTC 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 Bonds 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 Bonds by mailing an appropriate notice to DTC, upon receipt by the County the Initial Bonds together with an assignment duly executed by DTC, the County shall execute, authenticate and deliver to the DTC participants Bonds in fully-registered form, in substantially the form set forth in Section 2 of this Ordinance in the denomination of \$5,000 or any integral multiple thereof.

SECTION 15. Sale of Bonds, Form of Notice of Sale. The Bonds shall be offered for public sale on the date and at the time designated by the Administrator. A Notice of Sale in substantially the form attached hereto as Exhibit C and incorporated herein by referenced shall be distributed to prospective bidders and a summary of such Notice of Sale shall be published in a newspaper of general circulation in the State of South Carolina and/or in a financial publication published in the City of New York not less than seven (7) days prior to the date set for such sale.

SECTION 16. Preliminary and Final Official Statement. The County Council hereby authorizes and directs the Administrator to prepare, or cause to be prepared, a Preliminary Official Statement to be distributed to prospective purchasers of the Bonds together with the Notice of Sale. The County Council authorizes the Administrator to designate the Preliminary Official Statement as "near final" for purposes of Rule 15c2-12 of

Rule 15c2-12 of the Securities Exchange Commission. The Administrator is further authorized to see to the completion of the final form of the Official Statement upon the sale of the Bonds so that it may be provided to the purchaser of the Bonds.

SECTION 17. Filings with Central Repository. In compliance with Section 11-1-85, South Carolina Code of Laws 1976, as amended, the County covenants that it will file or cause to be filed with a central repository for availability in the secondary bond market when requested: (a) a copy of an annual independent audit of the County within thirty (30) days of the County's receipt thereof; and (b) within thirty (30) days of the occurrence thereof, event specific information of an event which adversely affects more than five (5%) percent of the tax revenues of the County or the County's tax base.

SECTION 18. Continuing Disclosure. The School District hereby covenants and agrees that it will comply with and carry out all of the provisions of a Disclosure Dissemination Agent Agreement, in substantially the form attached hereto as Exhibit D and incorporated herein by reference. Notwithstanding any other provisions of this Resolution, failure of the School District to comply with the Disclosure Dissemination Agent Agreement shall not be considered an event of default, and no liability for damages shall attach therefor. The sole remedy for such failure to comply shall be that any bondholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the School District to comply with their obligations under this Section.

SECTION 19. Deposit and Use of Proceeds. The proceeds derived from the sale of the Bonds necessary to refund the 2003D Bonds shall be deposited with the Escrow Agent pursuant to the terms of the Refunding Trust Agreement. The bid premium, if any, shall be deposited into the sinking fund for the Bonds. The remaining proceeds, if any, shall be deposited with the Treasurer of Richland County in a special fund to the credit of the County and shall be applied solely to the purposes for which the Bonds have been issued, including payment of costs of issuance of the Bonds.

SECTION 20. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the Bonds and this Ordinance, such notice in the form attached hereto as Exhibit E, 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 21. Tax Covenants. The County covenants that no use of the proceeds of the sale of the Bonds shall be made which, if such use had been reasonably expected on the date of issue of such Bonds would have caused the Bonds to be "arbitrage bonds", as defined in Section 148 of the Internal Revenue Code of 1986 (the "IRC"), and to that end the County hereby shall:

- (a) comply with the applicable provisions of Section 103 and Sections 141 through 150 of the IRC and any regulations promulgated thereunder so long as any of the Bonds 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 IRC relating to required rebates of certain amounts to the United States;
- (c) make such reports of such information at the times and places required by the IRC; and
- (d) not take any action which will, or fail to take any action which failure will, cause interest on the Bonds to become includable in the gross income of the bondholders for federal income tax purposes pursuant to the provisions of the IRC and regulations promulgated thereunder in effect on the date of original issuance of the Bonds.

SECTION 22. Miscellaneous. The County Council hereby authorizes any one or more of the following officials to execute such documents and instruments as necessary to effect the issuance of the Bonds: Chairman of the County Council, County Administrator, Clerk to the County Council and County Attorney. The County Council hereby retains McNair Law Firm, P.A. as bond counsel and Ross, Sinclair & Associates, Inc. as financial advisor in connection with the issuance of 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 enactment.

Enacted this ____ day of April, 2007.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Joseph McEachern, Chairman
Richland County Council

(SEAL)

ATTEST THIS THE ____ DAY

OF _____, 2007

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Date of First Reading: February 20, 2007
Date of Second Reading: March 13, 2007 (tentative)
Publication of Notice of
Public Hearing:
Date of Public Hearing:
Date of Third Reading:

FORM OF BOND

UNITED STATES OF AMERICA
STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
BROAD RIVER SEWER SYSTEM GENERAL OBLIGATION
REFUNDING BONDS, SERIES _____

No. R-

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

REGISTERED HOLDER: CEDE & CO.

PRINCIPAL AMOUNT:

KNOW ALL MEN BY THESE PRESENTS, that Richland County, South Carolina (the "County"), is justly indebted and, for value received, hereby promises to pay to the registered holder specified above, or registered assigns, the principal amount specified above on the maturity date specified above, upon presentation and surrender of this Bond at the principal office of Wells Fargo Bank, N.A., Atlanta, Georgia (the "Paying Agent"), and to pay interest on such principal amount from the date hereof at the rate per annum specified above until this Bond matures. Interest on this Bond is payable semiannually on _____ and _____ of each year, commencing _____, until this Bond matures, and shall be payable by check or draft mailed to the person in whose name this Bond is registered on the registration books of the County maintained by the registrar, presently Wells Fargo Bank, N.A. in Atlanta, Georgia (the "Registrar"), at the close of business on the fifteenth (15th) day of the calendar month preceding each semiannual interest payment date. The principal of and interest on this Bond 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; provided, however, that interest on this fully-registered Bond shall be paid by check or draft as set forth above.

This Bond shall not be entitled to any benefit under the Ordinance (hereafter defined), nor become valid or obligatory for any purpose, until the certificate of authentication hereon shall have been duly executed by the Registrar.

For the payment hereof, both principal and interest, as they respectively mature and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the County are irrevocably pledged and 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 this Bond as they respectively mature and to create such sinking fund as may be necessary therefor.

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to number, denomination, date of maturity, redemption provisions, and rate of interest, aggregating _____ Dollars (\$ _____), issued pursuant to and in accordance with the Constitution and laws of the State of South Carolina, including Article X of the Constitution of the State of South Carolina, 1895, as amended; Title 4, Chapter 15, Code of Laws of South Carolina 1976, as amended; Title 11, Chapters 15, 21 and 27 of the Code of Laws of South Carolina 1976, as amended; and Ordinance No. _____ duly enacted by the County Council on _____, 2007.

[Redemption provisions]

This Bond 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 Bond 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 Bond or Bonds of the same aggregate principal amount, interest rate redemption provisions, if any, 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 Bond is registered as the absolute owner hereof 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 Bond and the interest hereon are 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.

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 Bond exist, have happened and have been performed in regular and due time, form and manner as required by law; that the amount of this Bond, 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; and that provision has been made for the levy and collection of a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on this Bond as the same shall respectively mature and to create such sinking fund as may be necessary therefor.

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

RICHLAND COUNTY, SOUTH CAROLINA

Chairman, County Council

(SEAL)

ATTEST:

Clerk, County Council

[FORM OF REGISTRAR'S CERTIFICATE OF AUTHENTICATION]

Date of Authentication:

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

Wells Fargo Bank, N.A., as Registrar

By: _____
Authorized Officer

The following abbreviations, when used in the inscription on the face of this Bond shall be construed as though they were written out in full according to applicable laws or regulations.

TEN COM - As tenants in common

UNIF GIFT MIN. ACT

TEN ENT - As tenants by the
entireties

Custodian
(Cust.) (Minor)

JT TEN - As joint tenants
with right of
survivorship and
not as tenants in
common

under Uniform Gifts to Minors

(State)

Additional abbreviations may also be used though not in list above.

[FORM OF ASSIGNMENT]

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and address of Transferee)

the within Bond and does hereby irrevocably constitute and appoint _____ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated:

Signature Guaranteed:

(Authorizing Officer)

Signature(s) must be guaranteed by an institution which is a participant in the Securities Transfer Agents Medallion Program ("STAMP") or similar program.

NOTICE: The signature to this agreement must correspond with the name of the registered holder as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Copies of the final approving opinions to be rendered shall be printed on the back of each Bond and preceding the same a certificate shall appear, which shall be signed on behalf of the County with a facsimile signature of the Clerk to the County Council. The certificate shall be in substantially the following form:

[FORM OF CERTIFICATE]

IT IS HEREBY CERTIFIED that the following is a true and correct copy of the complete final approving opinions (except for date and letterhead) of McNair Law Firm, P.A., Columbia, South Carolina, approving the issue of bonds of which the within bond is one, the original of which opinions were manually executed, dated and issued as of the date of delivery of and payment for the bonds and a copy of which is on file with the County Council of Richland County, South Carolina.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Clerk, County Council

FORM OF NOTICE

NOTICE IS HEREBY GIVEN that the County Council (the "County Council") of Richland County, South Carolina (the "County"), on _____, 2007, enacted Ordinance No. _____ entitled "AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF BROAD RIVER SEWER SYSTEM GENERAL OBLIGATION REFUNDING BONDS OF RICHLAND COUNTY, SOUTH CAROLINA, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$16,500,000; 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 to exceed \$ _____ Broad River Sewer System General Obligation Refunding Bonds, Series _____ (the "Bonds") of the County.

The proceeds of the Bonds will be used to provide funds for (i) refunding the outstanding principal amount of the County's \$15,500,000 Sewer System General Obligation Bonds, Series 2003D; and (ii) costs of issuance of the Bonds.

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 Richland County and with the Clerk of the County, 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 intention to seek a referendum must be filed within twenty (20) days following the publication of this notice.

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

FORM OF NOTICE OF SALE

\$ _____ BROAD RIVER SEWER SYSTEM
 GENERAL OBLIGATION REFUNDING BONDS,
 SERIES _____
 OF RICHLAND COUNTY, STATE OF SOUTH CAROLINA

Time and Place of Sale: NOTICE IS HEREBY GIVEN that sealed bids, facsimile bids and electronic bids will be received on behalf of Richland County, South Carolina (the "County") in the Administrative Conference Room, 4th Floor, 2020 Hampton Street, Columbia, South Carolina, until 12:00 Noon, South Carolina time, on _____, _____, 2007, at which time said proposals will be publicly opened for the purchase of \$ _____ Broad River Sewer System General Obligation Refunding Bonds, Series _____, of the County (the "Bonds").

Sealed Bids: Each hand delivered proposal shall be enclosed in a sealed envelope marked "Proposal for \$ _____ Sewer System General Obligation Refunding Bonds, Series _____, Richland County, South Carolina" and should be directed to the County Administrator at the address 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 the confidentiality of bids submitted by facsimile transmission. Any delay in receipt of a facsimile bid, and any incompleteness or illegible portions of such bid are the responsibility of the bidder. Bids by facsimile should be transmitted to the attention of J. Milton Pope, County Administrator, fax number (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, 40 W. 23rd Street, 5th floor, New York, New York 10010, Customer Support, telephone (212) 404-8102.

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, MISDIRECTION, DELAY OR ERROR RESULTING FROM THE SELECTION BY ANY BIDDER OF ANY PARTICULAR MEANS OF DELIVERY OF BIDS.

Book-Entry-Only Bonds: The Bonds will be issued in fully-registered form. One Bond representing each maturity will be issued to and registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), as registered owner of the Bonds and each such Bond will be immobilized in the custody of DTC. DTC will act as securities depository for the Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing each year; Purchasers will not receive physical delivery of certificates representing their interest in the Bonds purchased. The winning bidder, as a condition to delivery of the Bonds, will be required to deposit the Bond certificates representing each maturity with DTC.

The Bonds will be issued in fully-registered form registered as to principal and interest; will be dated _____, 2007; will be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing in each year; and will mature serially in successive annual installments on _____ in each of the years and in the principal amounts as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
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The Bonds will bear interest from the date thereof payable semiannually on _____ and _____ of each year, commencing _____, until they mature.

[Redemption Provisions]

Municipal Bond Insurance: The County has submitted applications to various bond insurers for a policy of insurance relating to the Bonds to be effective as of the date of their issuance. Notice of obtaining a commitment for such insurance will be transmitted via Munifacts. If a bidder for the Bonds desires to have the Bonds so insured, the bidder should specify in its bid for the Bonds whether bond insurance will be purchased. The premium on such bond insurance must be paid at or prior to the closing by the successful bidder. Any failure of the Bonds to be so insured or of any such policy of insurance to be issued shall not constitute cause for a failure or refusal by the purchaser of the bonds to accept delivery of and pay for the Bonds.

Registrar/Paying Agent: Wells Fargo Bank, N.A. shall serve as Registrar/Paying Agent for the Bonds.

Bid Requirements: Bidders shall specify the rate or rates of interest per annum which the Bonds are to bear, to be expressed in multiples of 1/20 or 1/8 of 1% and the interest rate specified for any maturity shall not be lower than the interest rate specified for any previous maturity. Bidders are not limited as to the number of rates of interest named, but the rate of interest on each separate maturity must be the same single rate for all Bonds of that maturity from their date to such maturity date. A bid for less than all the Bonds or a bid at a price less than par will not be considered.

Award of Bid. The Bonds will be awarded to the bidder or bidders offering to purchase the Bonds at the lowest true interest cost (TIC) to the County. The TIC will be the nominal interest rate which, when compounded semiannually and used to discount all debt service payments on the Bonds (computed at the interest rates specified in the bid and on the basis of a 360-day year of twelve 30-day months) to the dated date of the Bonds, results in an amount equal to the price bid for the Bonds. In the case of a tie bid, the winning bid will be awarded by lot. The County reserves the right to reject any and all bids or to waive irregularities in any bid. Bids will be accepted or rejected no later than 3:00 p.m., South Carolina time, on the date of the sale.

Security: The Bonds shall constitute binding general obligations of the County and for the payment of the principal and interest on the Bonds as they respectively mature, and for the creation of a sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the County are irrevocably pledged, and there shall be levied annually by the Auditor of Richland County, and collected by the Treasurer of Richland 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 respectfully mature, and to create a sinking fund as may be necessary therefor; provided, however, that the County Council does hereby pledge the revenues derived from the operation of the System after defraying the costs of operation and maintenance of the System.

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

Bid Form: Proposals should be enclosed in a separate sealed envelope marked "Proposal for \$ _____ Broad River Sewer System General Obligation Refunding Bonds, Series _____ of Richland County, South Carolina" and should be directed to the Chairman of the County Council at the address in the first paragraph hereof. It is requested but not required that you submit your bid on the Proposal for Purchase of Bonds supplied with the Official Statement.

Official Statement: Upon the award of the Bonds, the County will prepare an official statement (the "Official Statement") in substantially the same form as the preliminary official statement subject to minor additions, deletions and revisions as required to complete the Official Statement. Within seven (7) business days after the award of the Bonds, the County will deliver the Official Statement to the successful bidder in sufficient quantity to comply with Rule G-32 of the Municipal Securities Rulemaking Board. The successful bidder agrees to supply to the County all necessary pricing information and any Underwriter identification necessary to complete the Official Statement within 24 hours after the award of the Bonds.

Continuing Disclosure: In order to assist the bidders in complying with S.E.C. Rule 15c2-12(b)(5), the County will undertake, pursuant to an ordinance and a Continuing Disclosure Agreement, to provide certain annual financial information and notices of the occurrence of certain events, if material. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the final Official Statement.

Legal Opinion: The County Council shall furnish upon delivery of the Bonds the final approving opinions of McNair Law Firm, P.A., Columbia, South Carolina, which opinions shall accompany each Bond, together with the usual closing documents, including a certificate of the County that no litigation is pending affecting the Bonds.

Certificate as to Issue Price: The successful bidder must provide a certificate to the County by the date of delivery of the Bonds, stating the initial reoffering price of the Bonds to the public (excluding bond houses and brokers) and the price at which a substantial amount of the Bonds were sold to the public, in form satisfactory to Bond Counsel. A sample copy of such a certificate may be obtained from Bond Counsel.

Delivery: The Bonds will be delivered on or about _____, 2007, in New York, New York, at the expense of the County. The balance of the purchase price then due, including the amount of accrued interest, must be paid in federal funds or other immediately available funds.

Additional Information: The Preliminary Official Statement of the County with respect to the Bonds will be furnished to any person interested in bidding for the Bonds upon request. 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 additional information should communicate with J. Milton Pope, County Administrator, 2020 Hampton Street, Columbia, South Carolina, 29201, telephone (803) 576-2054 or Francenia B. Heizer, Esquire, McNair Law Firm, P.A., 1301 Gervais Street, 17th Floor, Columbia, South Carolina, 29201, telephone (803) 799-9800, e-mail: fheizer@mcnair.net. Bidders may also contact the County's Financial Advisor, Brian Nurick, Ross, Sinliare & Associates, LLC, 1219 Assembly Street, Columbia, South Carolina 29201, telephone (800) 255-0795 or bnurick@rsamuni.com.

RICHLAND COUNTY, SOUTH CAROLINA

s/ _____
Chairman, County Council

FORM OF DISCLOSURE DISSEMINATION AGENT AGREEMENT

This Disclosure Dissemination Agent Agreement (the “Disclosure Agreement”), dated as of _____, 2007, is executed and delivered by Richland County, South Carolina (the “Issuer”) and Digital Assurance Certification, L.L.C., as exclusive Disclosure Dissemination Agent (the “Disclosure Dissemination Agent” or “DAC”) for the benefit of the Holders (hereinafter defined) of the Bonds (hereinafter defined) and in order to provide certain continuing disclosure with respect to the Bonds in accordance with Rule 15c2-12 of the United States Securities and Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time (the “Rule”).

SECTION 1. Definitions. Capitalized terms not otherwise defined in this Disclosure Agreement shall have the meaning assigned in the Rule or, to the extent not in conflict with the Rule, in the Official Statement (hereinafter defined). The capitalized terms shall have the following meanings:

“Annual Report” means an Annual Report described in and consistent with Section 3 of this Disclosure Agreement.

“Annual Filing Date” means the date, set in Sections 2(a) and 2(f), by which the Annual Report is to be filed with the Repositories.

“Annual Financial Information” means annual financial information as such term is used in paragraph (b)(5)(i) of the Rule and specified in Section 3(a) of this Disclosure Agreement.

“Audited Financial Statements” means the financial statements (if any) of the Issuer for the prior fiscal year, certified by an independent auditor as prepared in accordance with generally accepted accounting principles or otherwise, as such term is used in paragraph (b)(5)(i) of the Rule and specified in Section 3(b) of this Disclosure Agreement.

“Bonds” means the bonds as listed on the attached Exhibit A, with the 9-digit CUSIP numbers relating thereto.

“Certification” means a written certification of compliance signed by the Disclosure Representative stating that the Annual Report, Audited Financial Statements, Voluntary Report or Notice Event notice delivered to the Disclosure Dissemination Agent is the Annual Report, Audited Financial Statements, Voluntary Report or Notice Event notice required to be submitted to the Repositories under this Disclosure Agreement. A Certification shall accompany each such document submitted to the Disclosure Dissemination Agent by the Issuer and include the full name of the Bonds and the 9-digit CUSIP numbers for all Bonds to which the document applies.

“Disclosure Representative” means the Finance Director, the senior member of the Issuer or his or her designee, or such other person as the Issuer shall designate in writing to the Disclosure Dissemination Agent from time to time as the person responsible for providing Information to the Disclosure Dissemination Agent.

“Disclosure Dissemination Agent” means Digital Assurance Certification, L.L.C, acting in its capacity as Disclosure Dissemination Agent hereunder, or any successor Disclosure Dissemination Agent designated in writing by the Issuer pursuant to Section 9 hereof.

“Holder” means any person (a) having the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bonds (including persons holding Bonds through nominees, depositories or other intermediaries) or (b) treated as the owner of any Bonds for federal income tax purposes.

“Information” means the Annual Financial Information, the Audited Financial Statements (if any) the Notice Event notices, and the Voluntary Reports.

“Notice Event” means an event listed in Sections 4(a) of this Disclosure Agreement.

“MSRB” means the Municipal Securities Rulemaking Board established pursuant to Section 15B(b)(1) of the Securities Exchange Act of 1934.

“National Repository” means any Nationally Recognized Municipal Securities Information Repository for purposes of the Rule. The list of National Repositories maintained by the United States Securities and Exchange Commission shall be conclusive for purposes of determining National Repositories. Currently, the following are National Repositories:

1. DPC Data Inc.
One Executive Drive
Fort Lee, New Jersey 07024
(201) 346-0701 (phone)
(201) 947-0107 (fax)
Email: nrmsir@dpcdata.com
2. FT Interactive Data
Attn: NRMSIR
100 William Street
New York, New York 10038
(212) 771-6999 (phone)
(212) 771-7390 (fax for secondary market information)
(212) 771-7391 (fax for primary market information)
Email: NRMSIR@FTID.com
3. Bloomberg Municipal Repository
100 Business Park
Skillman, NJ 08558
(609) 279-3225 (phone)
(609) 279-5962 (fax)
Email: Munis@Bloomberg.com

4. Standard & Poor's J.J. Kenny Repository
55 Water Street
45th Floor
New York, New York 10041
(212) 438-4595 (phone)
(212) 438-3975 (fax)
Email: nrmsir_repository@sandp.com

“Official Statement” means that Official Statement prepared by the Issuer in connection with the Bonds as listed on Appendix A.

“Repository” means the MSRB, each National Repository and the State Depository (if any).

“State Depository” means any public or private depository or entity designated by the State of South Carolina as a state information depository (if any) for the purpose of the Rule. The list of state information depositories maintained by the United States Securities and Exchange Commission shall be conclusive as to the existence of a State Depository. Currently, the following depositories are listed by the Securities and Exchange Commission as available State Depositories:

1. Municipal Advisory Council of Michigan
1445 First National Building
Detroit, Michigan 48226-3517
(313) 963-0420 (phone)
(313) 963-0943 (fax)
jackie@macmi.com
2. Municipal Advisory Council of Texas
PO Box 2177
Austin, TX 78768-2177
(512) 476-6947 (phone)
(512) 476-6403 (fax)
mac@mactexas.com
3. Ohio Municipal Advisory Council
9321 Ravenna Road, Unit K
Twinsburg, OH 44087-2445
(330) 963-7444 (phone)
(800) 969-OMAC (6622) (phone)
(330) 963-7553 (fax)
sid_filing@ohiomac.com

“Trustee” means the institution identified as such in the document under which the Bonds were issued.

“Voluntary Report” means the information provided to the Disclosure Dissemination Agent by the Issuer pursuant to Section 7.

SECTION 2. Provision of Annual Reports.

(a) The Issuer shall provide, annually, an electronic copy of the Annual Report and Certification to the Disclosure Dissemination Agent, together with a copy for the Trustee, not later than 30 days prior to the Annual Filing Date. Promptly upon receipt of an electronic copy of the Annual Report and the Certification, the Disclosure Dissemination Agent shall provide an Annual Report to each National Repository and the State Depository (if any) not later than 210 days after the end of each fiscal year of the Issuer, commencing with the fiscal year ending June 30, 2007. Such date and each anniversary thereof is the Annual Filing Date. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other information as provided in Section 3 of this Disclosure Agreement.

(b) If on the fifteenth (15th) day prior to the Annual Filing Date, the Disclosure Dissemination Agent has not received a copy of the Annual Report and Certification, the Disclosure Dissemination Agent shall contact the Disclosure Representative by telephone and in writing (which may be by e-mail) to remind the Issuer of its undertaking to provide the Annual Report pursuant to Section 2(a). Upon such reminder, the Disclosure Representative shall either (i) provide the Disclosure Dissemination Agent with an electronic copy of the Annual Report and the Certification) no later than two (2) business days prior to the Annual Filing Date, or (ii) instruct the Disclosure Dissemination Agent in writing that the Issuer will not be able to file the Annual Report within the time required under this Disclosure Agreement, state the date by which the Annual Report for such year will be provided and instruct the Disclosure Dissemination Agent that a Notice Event as described in Section 4(a)(12) has occurred and to immediately send a notice to each National Repository or the MSRB and the State Depository (if any) in substantially the form attached as Exhibit B.

(c) If the Disclosure Dissemination Agent has not received an Annual Report and Certification by 12:00 noon on the first business day following the Annual Filing Date for the Annual Report, a Notice Event described in Section 4(a)(12) shall have occurred and the Issuer irrevocably directs the Disclosure Dissemination Agent to immediately send a notice to each National Repository or the MSRB and the State Depository (if any) in substantially the form attached as Exhibit B.

(d) If Audited Financial Statements of the Issuer are prepared but not available prior to the Annual Filing Date, the Issuer shall, when the Audited Financial Statements are available, provide in a timely manner an electronic copy to the Disclosure Dissemination Agent, accompanied by a Certificate, together with a copy for the Trustee, for filing with each National Repository and the State Depository (if any).

(e) The Disclosure Dissemination Agent shall:

- (i) determine the name and address of each Repository each year prior to the Annual Filing Date;
- (ii) upon receipt, promptly file each Annual Report received under Section 2(a) with each National Repository, and the State Depository, (if any);
- (iii) upon receipt, promptly file each Audited Financial Statement received under Section 2(d) with each National Repository, and the State Depository (if any);
- (iv) upon receipt, promptly file the text of each disclosure to be made with each National Repository or the MSRB and the State Depository (if any) together with a completed copy of the MSRB Material Event Notice Cover Sheet in the form attached as Exhibit C, describing the event by checking the box indicated below when filing pursuant to the Section of this Disclosure Agreement indicated:

1. “Principal and interest payment delinquencies,” pursuant to Sections 4(c) and 4(a)(1);
2. “Non-Payment related defaults,” pursuant to Sections 4(c) and 4(a)(2);
3. “Unscheduled draws on debt service reserves reflecting financial difficulties,” pursuant to Sections 4(c) and 4(a)(3);
4. “Unscheduled draws on credit enhancements reflecting financial difficulties,” pursuant to Sections 4(c) and 4(a)(4);
5. “Substitution of credit or liquidity providers, or their failure to perform,” pursuant to Sections 4(c) and 4(a)(5);
6. “Adverse tax opinions or events affecting the tax-exempt status of the security,” pursuant to Sections 4(c) and 4(a)(6);
7. “Modifications to rights of securities holders,” pursuant to Sections 4(c) and 4(a)(7);
8. “Bond calls,” pursuant to Sections 4(c) and 4(a)(8);
9. “Defeasances,” pursuant to Sections 4(c) and 4(a)(9);
10. “Release, substitution, or sale of property securing repayment of the securities,” pursuant to Sections 4(c) and 4(a)(10);
11. “Ratings changes,” pursuant to Sections 4(c) and 4(a)(11);
12. “Failure to provide annual financial information as required,” pursuant to Section 2(b)(ii) or Section 2(c), together with a completed copy of Exhibit B to this Disclosure Agreement;
13. “Other material event notice (specify),” pursuant to Section 7 of this Agreement, together with the summary description provided by the Disclosure Representative.

- (v) provide the Issuer evidence of the filings of each of the above when made, which shall be by means of the DAC system, for so long as DAC is the Disclosure Dissemination Agent under this Disclosure Agreement.

(f) The Issuer may adjust the Annual Filing Date upon change of its fiscal year by providing written notice of such change and the new Annual Filing Date to the Disclosure Dissemination Agent, Trustee (if any) and the Repositories, provided that the period between the existing Annual Filing Date and new Annual Filing Date shall not exceed one year.

SECTION 3. Content of Annual Reports.

(a) Each Annual Report shall contain Annual Financial Information with respect to the Issuer, including the information provided in the Official Statement under the headings: "Security," "Outstanding Indebtedness," "Assessed Value of Taxable Property in the County," "Estimated True Value of All Taxable Property in the County," "Tax Rates," "Tax Collections for Last Five Years," and "Ten Largest Taxpayers."

(b) Audited Financial Statements prepared in accordance with GAAP as described in the Official Statement will be included in the Annual Report.

Any or all of the items listed above may be included by specific reference from other documents, including official statements of debt issues with respect to which the Issuer is an "obligated person" (as defined by the Rule), which have been previously filed with each of the National Repositories or the Securities and Exchange Commission. If the document incorporated by reference is a final official statement, it must be available from the MSRB. The Issuer will clearly identify each such document so incorporated by reference.

SECTION 4. Reporting of Notice Events.

(a) The occurrence of any of the following events, if material, with respect to the Bonds constitutes a Notice Event:

1. Principal and interest payment delinquencies;
2. Non-payment related defaults;
3. Unscheduled draws on debt service reserves reflecting financial difficulties;
4. Unscheduled draws on credit enhancements relating to the Bonds reflecting financial difficulties;
5. Substitution of credit or liquidity providers, or their failure to perform;
6. Adverse tax opinions or events affecting the tax-exempt status of the Bonds;
7. Modifications to rights of Bond holders;
8. Bond calls;
9. Defeasances;
10. Release, substitution, or sale of property securing repayment of the Bonds;
11. Rating changes on the Bonds;
12. Failure to provide annual financial information as required; and
13. Other material event notice (specify) _____.

The Issuer shall promptly notify the Disclosure Dissemination Agent in writing upon the occurrence of a Notice Event. Such notice shall instruct the Disclosure Dissemination Agent to report the occurrence pursuant to subsection (c). Such notice shall be accompanied with the text of the disclosure that the Issuer desires to

desires to make, the written authorization of the Issuer for the Disclosure Dissemination Agent to disseminate such information, and the date the Issuer desires for the Disclosure Dissemination Agent to disseminate the information.

(b) The Disclosure Dissemination Agent is under no obligation to notify the Issuer or the Disclosure Representative of an event that may constitute a Notice Event. In the event the Disclosure Dissemination Agent so notifies the Disclosure Representative, the Disclosure Representative will within five business days of receipt of such notice, instruct the Disclosure Dissemination Agent that (i) a Notice Event has not occurred and no filing is to be made or (ii) a Notice Event has occurred and the Disclosure Dissemination Agent is to report the occurrence pursuant to subsection (c), together with the text of the disclosure that the Issuer desires to make, the written authorization of the Issuer for the Disclosure Dissemination Agent to disseminate such information, and the date the Issuer desires for the Disclosure Dissemination Agent to disseminate the information.

(c) If the Disclosure Dissemination Agent has been instructed by the Issuer as prescribed in subsection (a) or (b)(ii) of this Section 4 to report the occurrence of a Notice Event, the Disclosure Dissemination Agent shall promptly file a notice of such occurrence with the State Depository (if any) and (i) each National Repository, or (ii) the MSRB.

SECTION 5. CUSIP Numbers. Whenever providing information to the Disclosure Dissemination Agent, including but not limited to Annual Reports, documents incorporated by reference to the Annual Reports, Audited Financial Statements, notices of Notice Events, and Voluntary Reports filed pursuant to Section 7(a), the Issuer shall indicate the full name of the Bonds and the 9-digit CUSIP numbers for the Bonds as to which the provided information relates.

SECTION 6. Additional Disclosure Obligations. The Issuer acknowledges and understands that other state and federal laws, including but not limited to the Securities Act of 1933 and Rule 10b-5 promulgated under the Securities Exchange Act of 1934, may apply to the Issuer, and that the failure of the Disclosure Dissemination Agent to so advise the Issuer shall not constitute a breach by the Disclosure Dissemination Agent of any of its duties and responsibilities under this Disclosure Agreement. The Issuer acknowledges and understands that the duties of the Disclosure Dissemination Agent relate exclusively to execution of the mechanical tasks of disseminating information as described in this Disclosure Agreement.

SECTION 7. Voluntary Reports.

(a) The Issuer may instruct the Disclosure Dissemination Agent to file information with the Repositories, from time to time pursuant to a Certification of the Disclosure Representative accompanying such information (a "Voluntary Report").

(b) Nothing in this Disclosure Agreement shall be deemed to prevent the Issuer from disseminating any other information through the Disclosure Dissemination Agent using the means of dissemination set forth in this Disclosure Agreement or including any other information in any Annual Report, Annual Financial Statement, Voluntary Report or Notice Event notice, in addition to that required by this Disclosure Agreement. If the Issuer chooses to include any information in any Annual Report, Annual Financial Statement, Voluntary Report or Notice Event notice in addition to that which is specifically required by this Disclosure Agreement, the Issuer shall have no obligation under this Disclosure Agreement to update such information or include it in any future Annual Report, Annual Financial Statement, Voluntary Report or Notice Event notice.

SECTION 8. Termination of Reporting Obligation. The obligations of the Issuer and the Disclosure Dissemination Agent under this Disclosure Agreement shall terminate with respect to the Bonds upon the legal defeasance, prior redemption or payment in full of all of the Bonds, when the Issuer is no longer an obligated person with respect to the Bonds, or upon delivery by the Disclosure Representative to the Disclosure Dissemination Agent of an opinion of nationally recognized bond counsel to the effect that continuing disclosure is no longer required.

SECTION 9. Disclosure Dissemination Agent. The Issuer has appointed Digital Assurance Certification, L.L.C. as exclusive Disclosure Dissemination Agent under this Disclosure Agreement. The Issuer may, upon thirty days written notice to the Disclosure Dissemination Agent and the Trustee, replace or appoint a successor Disclosure Dissemination Agent. Upon termination of DAC's services as Disclosure Dissemination Agent, whether by notice of the Issuer or DAC, the Issuer agrees to appoint a successor Disclosure Dissemination Agent or, alternately, agrees to assume all responsibilities of Disclosure Dissemination Agent under this Disclosure Agreement for the benefit of the Holders of the Bonds. Notwithstanding any replacement or appointment of a successor, the Issuer shall remain liable until payment in full for any and all sums owed and payable to the Disclosure Dissemination Agent. The Disclosure Dissemination Agent may resign at any time by providing thirty days' prior written notice to the Issuer.

SECTION 10. Remedies in Event of Default. In the event of a failure of the Issuer or the Disclosure Dissemination Agent to comply with any provision of this Disclosure Agreement, the Holders' rights to enforce the provisions of this Agreement shall be limited solely to a right, by action in mandamus or for specific performance, to compel performance of the parties' obligation under this Disclosure Agreement. Any failure by a party to perform in accordance with this Disclosure Agreement shall not constitute a default on the Bonds or under any other document relating to the Bonds, and all rights and remedies shall be limited to those expressly stated herein.

SECTION 11. Duties, Immunities and Liabilities of Disclosure Dissemination Agent.

(a) The Disclosure Dissemination Agent shall have only such duties as are specifically set forth in this Disclosure Agreement. The Disclosure Dissemination Agent's obligation to deliver the information at the times and with the contents described herein shall be limited to the extent the Issuer has provided such information to the Disclosure Dissemination Agent as required by this Disclosure Agreement. The Disclosure Dissemination Agent shall have no duty with respect to the content of any disclosures or notice made pursuant to the terms hereof. The Disclosure Dissemination Agent shall have no duty or obligation to review or verify any information or any other information, disclosures or notices provided to it by the Issuer and shall not be deemed to be acting in any fiduciary capacity for the Issuer, the Holders of the Bonds or any other party. The Disclosure Dissemination Agent shall have no responsibility for the Issuer's failure to report to the Disclosure Dissemination Agent a Notice Event or a duty to determine the materiality thereof. The Disclosure Dissemination Agent shall have no duty to determine, or liability for failing to determine, whether the Issuer has complied with this Disclosure Agreement. The Disclosure Dissemination Agent may conclusively rely upon certifications of the Issuer at all times.

THE ISSUER AGREES TO INDEMNIFY AND SAVE THE DISCLOSURE DISSEMINATION AGENT AND ITS RESPECTIVE OFFICERS, DIRECTORS, EMPLOYEES AND AGENTS, HARMLESS AGAINST ANY LOSS, EXPENSE AND LIABILITIES WHICH THEY MAY INCUR ARISING OUT OF OR IN THE EXERCISE OR PERFORMANCE OF THEIR POWERS AND DUTIES HEREUNDER, INCLUDING THE COSTS AND EXPENSES (INCLUDING ATTORNEYS FEES) OF DEFENDING AGAINST ANY CLAIM OF LIABILITY, BUT EXCLUDING LIABILITIES DUE TO THE DISCLOSURE DISSEMINATION AGENT'S GROSS NEGLIGENCE OR WILLFUL MISCONDUCT.

The obligations of the Issuer under this Section shall survive resignation or removal of the Disclosure Dissemination Agent and defeasance, redemption or payment of the Bonds.

(b) The Disclosure Dissemination Agent may, from time to time, consult with legal counsel (either in-house or external) of its own choosing in the event of any disagreement or controversy, or question or doubt as to the construction of any of the provisions hereof or its respective duties hereunder, and neither of them shall incur any liability and shall be fully protected in acting in good faith upon the advice of such legal counsel. The fees and expenses of such counsel shall be payable by the Issuer.

SECTION 12. Amendment; Waiver. Notwithstanding any other provision of this Disclosure Agreement, the Issuer and the Disclosure Dissemination Agent may amend this Disclosure Agreement and any provision of this Disclosure Agreement may be waived, if such amendment or waiver is supported by an opinion of counsel expert in federal securities laws acceptable to both the Issuer and the Disclosure Dissemination Agent to the effect that such amendment or waiver does not materially impair the interests of Holders of the Bonds and would not, in and of itself, cause the undertakings herein to violate the Rule if such amendment or waiver had been effective on the date hereof but taking into account any subsequent change in or official interpretation of the Rule; provided neither the Issuer or the Disclosure Dissemination Agent shall be obligated to agree to any amendment modifying their respective duties or obligations without their consent thereto.

Notwithstanding the preceding paragraph, the Disclosure Dissemination Agent shall have the right to adopt amendments to this Disclosure Agreement necessary to comply with modifications to and interpretations of the provisions of the Rule as announced by the Securities and Exchange Commission from time to time by giving not less than 20 days written notice of the intent to do so together with a copy of the proposed amendment to the Issuer. No such amendment shall become effective if the Issuer shall, within 10 days following the giving of such notice, send a notice to the Disclosure Dissemination Agent in writing that it objects to such amendment.

SECTION 13. Beneficiaries. This Disclosure Agreement shall inure solely to the benefit of the Issuer, the Trustee of the Bonds, the Disclosure Dissemination Agent, the underwriter, and the Holders from time to time of the Bonds, and shall create no rights in any other person or entity.

SECTION 14. Governing Law. This Disclosure Agreement shall be governed by the laws of the State of New York (other than with respect to conflicts of laws).

SECTION 15. Counterparts. This Disclosure Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

The Disclosure Dissemination Agent and the Issuer have caused this Continuing Disclosure Agreement to be executed, on the date first written above, by their respective officers duly authorized.

DIGITAL ASSURANCE CERTIFICATION, L.L.C.,
as Disclosure Dissemination Agent

By: _____
Name: _____
Title: _____

RICHLAND COUNTY, SOUTH CAROLINA,
as Issuer

By: _____
Name: _____
Title: _____

EXHIBIT A

NAME AND CUSIP NUMBERS OF BONDS

Name of Issuer: Richland County, South Carolina
Obligated Person(s): Daniel Driggers, Finance Director
Name of Bond Issue: Broad River Sewer System General Obligation Refunding Bonds,
Series 2007C, \$ _____
Date of Issuance: _____, 2007
Date of Official Statement: _____, 2007

CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____
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CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____
CUSIP Number:	_____	CUSIP Number:	_____

EXHIBIT C
MATERIAL EVENT NOTICE COVER SHEET

This cover sheet and material event notice should be sent to the Municipal Securities Rulemaking Board or to all Nationally Recognized Municipal Securities Information Repositories, and the State Information Depository, if applicable, pursuant to Securities and Exchange Commission Rule 15c2-12(b)(5)(i)(C) and (D).

Issuer's and/or Other Obligated Person's Name:

Issuer's Six-Digit CUSIP Number:

or Nine-Digit CUSIP Number(s) of the bonds to which this material event notice relates:

Number of pages of attached material event notice: ____

Description of Material Events Notice (Check One):

1. Principal and interest payment delinquencies
2. Non-Payment related defaults
3. Unscheduled draws on debt service reserves reflecting financial difficulties
4. Unscheduled draws on credit enhancements reflecting financial difficulties
5. Substitution of credit or liquidity providers, or their failure to perform
6. Adverse tax opinions or events affecting the tax-exempt status of the security
7. Modifications to rights of securities holders
8. Bond calls
9. Defeasances
10. Release, substitution, or sale of property securing repayment of the securities
11. Rating changes
12. Failure to provide annual financial information as required
13. Other material event notice (specify)
14. _____

I hereby represent that I am authorized by the issuer or its agent to distribute this information publicly:

Signature:

Name: _____ Title: _____

Employer: Digital Assurance Certification, L.L.C.

Address: _____

County, State, Zip Code: _____

Voice Telephone Number: _____

FORM OF NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the County Council of Richland, South Carolina (the "County"), in County Council Chambers located at 2020 Hampton Street, Columbia, South Carolina, at 6:00 p.m. on March 20, 2007, 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 Broad River Sewer System General Obligation Refunding Bonds of Richland County, South Carolina in the aggregate principal amount of not exceeding \$16,500,000 (the "Bonds"), the proceeds of which will be used to provide funds for (i) refunding the outstanding principal amount of the County's \$15,500,000 Broad River Sewer System General Obligation Bonds, Series 2003D; and (ii) costs of issuance of the Bonds.

For the payment of the principal and interest on the Bonds as they respectively mature, and for the creation of a sinking fund as may be necessary therefor, the full faith, credit, and taxing power of the County are irrevocably pledged, and 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, tax, without limit, on all taxable property in the County, sufficient to pay the principal of and interest on the Bonds as they respectfully mature, and to create a sinking fund as may be necessary therefor; provided, however, that the County Council does hereby pledge the revenues derived from the operation of the Broad River Regional Sewer System after defraying the costs of operation and maintenance of the Broad River Regional Sewer System.

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/ _____
Chairman

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE AUTHORIZING DEED TO FORUM DEVELOPMENT II, LLC FOR A CERTAIN PARCEL OF LAND KNOWN AS LOT 14 ON A PLAT PREPARED BY BP BARBER, DATED 1-18-07, AND RECORDED IN THE RICHLAND COUNTY REGISTER OF DEEDS OFFICE IN BOOK 1277 AT PAGE 3867 (APPROXIMATELY 11.39 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01.

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 I. The County of Richland and its employees and agents are hereby authorized to grant a deed to FORUM DEVELOPMENT II, LLC for certain real property, as specifically described in the attached Deed, Lot 14 as shown on a plat prepared by BP Barber, dated 1-18-07, and recorded in the Richland County Register of Deeds Office in Book 1277 at Page 3867 (approximately 11.39 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, which are attached hereto and incorporated herein.

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

SECTION III. Conflicting Ordinances. 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 _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

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: February 20, 2007
Second Reading: March 13, 2007 (tentative)
Public Hearing:
Third reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS A PORTION OF TMS # 19011-02-01, FROM RU (RURAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted 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 I. The Zoning Map of unincorporated Richland County is hereby amended to change the property (a portion of TMS # 19011-02-01) described in Exhibit A, which is attached hereto, from RU (Rural District) zoning to GC (General Commercial District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 27, 2007
First Reading: February 27, 2007
Second Reading: March 13, 2007 (tentative)
Third Reading:

Exhibit A

All that certain piece, parcel or tract of land, with any improvements thereon, situate East of the City of Columbia in unincorporated Richland County, South Carolina, fronting on the southern side of U.S. Highway 378/76 and fronting on the northern side of Old Garners Ferry Road, designated as Parcel B and containing 3.54 acres, more particularly shown on that certain plat prepared for C. Douglas Caughman by Whitworth & Associates, Inc., dated October 31, 2005, and recorded in the Office of the Register of Deeds for Richland County in Record Book 1199 at page 436, to wit:

Parcel B, beginning at an iron pipe set on the northern boundary of the Right-of-Way of Old Garners Ferry Road Southeast of its intersection with U.S. Highway 378/76, marking the Northwest corner of said Parcel B, thence turning and running $N68^{\circ}34'03''E$, 272.94 feet to an iron rebar marking the Northeast corner of said Parcel B; thence turning and running $S58^{\circ}39'11''E$, 189.67 feet to an iron pipe marking the Southeast corner of said Parcel B; thence turning and running $S03^{\circ}53'26''E$, 101.57 feet to an iron pipe; thence turning and running $S05^{\circ}40'19''W$, 437.33 feet to an iron pipe set on the northern boundary of the right-of-way of Old Garners Ferry Road marking the Southwest corner of said Parcel B; thence turning and running in a northwesterly direction along said right-of-way on a chord bearing $N35^{\circ}20'32''W$, 656.43 feet to the point of beginning; said parcel bounded on the West by property N/F Goff, on the North by Parcel A, on the East by Caughman's Pond and properties N/F C. Douglas Caughman, and on the South by Old Garners Ferry Road.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (TMS # 17600-02-04) FROM M-1 (LIGHT INDUSTRIAL DISTRICT) TO RS-LD (RESIDENTIAL, SINGLE-FAMILY, LIGHT DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 17600-02-04 from M-1 (Light Industrial District) zoning to RS-LD (Residential, Single-Family, Light Density District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 27, 2007
First Reading: February 27, 2007
Second Reading: March 13, 2007 (tentative)
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 25900-04-04 FROM RU (RURAL DISTRICT) TO OI (OFFICE AND INSTITUTIONAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted 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 I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 25900-04-04 from RU (Rural District) zoning to OI (Office and Institutional District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 27, 2007
First Reading: February 27, 2007
Second Reading: March 13, 2007 (tentative)
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 11111-01-54 FROM M-1 (LIGHT INDUSTRIAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted 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 I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 11111-01-54 from M-1 (Light Industrial District) zoning to GC (General Commercial District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 27, 2007
First Reading: February 27, 2007
Second Reading: March 13, 2007 (tentative)
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED HEREIN (TMS # 13607-02-01) FROM HI (HEAVY INDUSTRIAL DISTRICT) TO RM-HD (RESIDENTIAL, MULTI-FAMILY, HIGH DENSITY DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Section I. The Zoning Map of unincorporated Richland County is hereby amended to change the real property described as TMS # 13607-02-01 from HI (Heavy Industrial District) zoning to RM-HD (Residential, Multi-Family, High Density District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 27, 2007
First Reading: February 27, 2007
Second Reading: March 13, 2007 (tentative)
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS A PORTION OF TMS # 20281-01-16 FROM RU (RURAL DISTRICT) TO GC (GENERAL COMMERCIAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted 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 I. The Zoning Map of unincorporated Richland County is hereby amended to change a portion of the property (TMS # 20281-01-16) described in Exhibit A, which is attached hereto, from RU (Rural District) zoning to GC (General Commercial District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 27, 2007
First Reading: February 27, 2007
Second Reading: March 13, 2007 (tentative)
Third Reading:

EXHIBIT A

STATE OF SOUTH CAROLINA
COUNTY COUNCIL OF RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE OF THE COUNTY COUNCIL OF RICHLAND COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED RICHLAND COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTIES DESCRIBED AS TMS # 04914-01-01 AND TMS # 04910-01-07, FROM M-1 (LIGHT INDUSTRIAL DISTRICTS) TO GC (GENERAL COMMERCIAL DISTRICTS); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Pursuant to the authority granted 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 I. The Zoning Map of unincorporated Richland County is hereby amended to change the real properties described as TMS # 04914-01-01 and TMS # 04910-01-07, from M-1 (Light Industrial District) zoning to GC (General Commercial District) zoning.

Section II. 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. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section IV. This ordinance shall be effective from and after _____, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

Michielle R. Cannon-Finch
Clerk of Council

RICHLAND COUNTY ATTORNEY'S OFFICE

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

Public Hearing: February 27, 2007
First Reading: February 27, 2007
Second Reading: March 13, 2007 (tentative)
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; ARTICLE VII, BOARDS, COMMISSIONS AND COMMITTEES; SECTION 2-326, BOARDS AND COMMISSIONS CREATED AND RECOGNIZED; SUBSECTION (K), RICHLAND COUNTY TRANSPORTATION STUDY COMMISSION; SO AS TO AMEND THE MEMBERSHIP AND STRUCTURE OF THE COMMISSION.

SECTION I. The Richland County Code of Ordinances, Chapter 2, Administration; Article VII, Boards, Commissions and Committees; Section 2-326, Boards and commissions created and recognized; Subsection (k), Richland County Transportation Study Commission; to read as follows:

(k) Richland County Transportation Study Commission.

- (1) *Creation.* There is hereby created a Richland County Transportation Study Commission.
- (2) *Membership.* The Richland County Transportation Study Commission shall consist of ~~thirty-three (33)~~ thirty-nine (39) members who shall be appointed as follows: 11 members, 1 from each member of County Council; 7 members, 1 from each member of Columbia City Council; 4 members, of which 1 shall be appointed by Lexington County Council, 1 shall be appointed by West Columbia City Council, 1 shall be appointed by Cayce City Council, and 1 shall be appointed by the Springdale Town Council; and ~~11~~ 17 members, as recommended by the Richland County Rules and Appointments and approved by a majority vote of Richland County Council. No elected officials shall be appointed to this Commission.
- (3) *Terms of Members; Sub-Committees; Election of Chairperson; Meetings.*
 - (a) The A Commission members shall serve a term of two (2) years or until his or her successor is appointed.
 - (b) The Commission shall consist of four (4) sub-committees, and an "at large" membership, as follows:
 1. An Executive sub-committee, which shall be composed of seven (7) members; and
 2. A Greenways and Bike Paths sub-committee, which shall be composed of seven (7) members; and

3. A Roads sub-committee, which shall be composed of ten (10) members; and

4. A Transit sub-committee, which shall be composed of fourteen (14) members.

5. In addition, sixteen (16) members shall be appointed as “at-large” members; provided that fifteen (15) of the “at-large” members shall also be appointed to one of the sub-committees referenced above.

~~(b)~~(c) The Commission’s chairperson, co-chairperson, and those members to serve on ~~an~~ the Executive ~~sub-c~~Committee of the Commission, shall be appointed by a majority vote of Richland County Council.

(d) Each sub-committee shall elect a chairperson by a majority vote of its respective membership.

~~(e)~~(e) The Commission shall meet at such times and places as determined by the Chairperson, but shall hold at least one meeting each calendar month. All meetings of the Commission shall be conducted in compliance with the South Carolina Freedom of Information Act.

- (4) *Responsibilities.* The Richland County Transportation Study Commission shall study the long-range transportation needs of Richland County, including the current bus system and other modes of public transit. The Commission shall also assess the highway and road improvements that are needed to alleviate congestion that will allow people and goods to move through the County efficiently. This study shall include incentives for development throughout the County that is conducive to public transit, and shall include projects to alleviate congestion, including, but not limited to, Lower Richland Connector and Clemson Road. In addition, the Commission shall develop a plan to make Richland County more pedestrian and bicycle friendly. The Transportation Study Commission shall submit an interim report to Richland County Council in May 2007 and in November 2007. A final report shall be submitted to Richland County Council in May 2008. Copies of these reports shall be transmitted to all local governments within the service area. Any consulting services that may be needed to assist the Commission with their responsibilities shall be managed by the Richland County Procurement Department (for example, RFPs). The Executive Committee of the Commission shall review the applicants and make a recommendation to Richland County Council before a contract is awarded.

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

SECTION VII. Effective Date. This ordinance shall be enforced from and after _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE _____ DAY

OF _____, 2007

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: February 6, 2007
Second Reading: March 13, 2007 (tentative)
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 GENERAL FUND ANNUAL BUDGET TO ADD FIFTY THOUSAND DOLLARS (\$50,000.00) TO COUNCIL SERVICES BUDGET.

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 (\$50,000.00) be appropriated to the FY 2006-2007 Council Services budget. Therefore, the Fiscal Year 2006-2007 General Fund Annual Budget is hereby amended as follows:

REVENUE

Revenue appropriated July 1, 2006 as amended:	\$119,118,265
Appropriation of Unrestricted General Fund Balance:	<u>50,000</u>
Total General Fund Revenue As Amended:	\$119,168,265

EXPENDITURES

Expenditures appropriated July 1, 2006 as amended:	\$119,118,265
Increase in Council Services Budget:	<u>50,000</u>
Total General Fund Expenditures As Amended:	\$119,168,265

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 _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST THIS THE ____ DAY

OF _____, 2007

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: March 13, 2007 (tentative)
Second Reading:
Public Hearing:
Third Reading:

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AUTHORIZING AND APPROVING THE ISSUANCE OF EITHER TAX-EXEMPT OR TAXABLE INSTALLMENT PURCHASE REVENUE BONDS IN ONE OR MORE SERIES BY A NON-PROFIT CORPORATION TO PROVIDE FUNDING TO FINANCE THE COSTS OF ACQUIRING AND CONSTRUCTING WHOLESALE FARMERS MARKET FACILITIES AND RELATED INFRASTRUCTURE; AND MAKING PROVISION FOR ALL OTHER MATTERS RELATING TO THE FOREGOING.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AUTHORIZING RICHLAND COUNTY, SOUTH CAROLINA, TO ENTER INTO A LOAN AGREEMENT WITH THE BANK IN THE APPROXIMATE AMOUNT OF \$18,000,000 TO BE PAID FROM AND SECURED BY A PLEDGE OF THE COUNTY'S LOCAL HOSPITALITY TAX; APPROVING THE FORM AND TERMS OF CERTAIN DOCUMENTS IN CONNECTION WITH LOAN; AUTHORIZING THE COUNTY ADMINISTRATOR TO DETERMINE CERTAIN MATTERS RELATING TO THE LOAN; PROVIDING FOR THE PAYMENT OF THE LOAN AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATED THERETO.

AMENDED DRAFT 2-28-07

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE AMENDING THE RICHLAND COUNTY CODE OF ORDINANCES; CHAPTER 17, MOTOR VEHICLES AND TRAFFIC; ARTICLE II, GENERAL TRAFFIC AND PARKING REGULATIONS; SECTION 17-9, THROUGH TRUCK TRAFFIC PROHIBITED; SO AS TO PROHIBIT THROUGH TRUCK TRAFFIC ON BAKERSFIELD ROAD BETWEEN DUTCH SQUARE BOULEVARD AND MORNINGHILL DRIVE IN RICHLAND COUNTY, SOUTH CAROLINA IN RICHLAND COUNTY, SOUTH CAROLINA; AND TO DEFINE "TRUCK".

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

SECTION I. The Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II. General Traffic and Parking Regulations; Section 17-9, Through Truck Traffic Prohibited; is hereby amended by the deletion of the language contained therein and the substitution of the following language:

Section 17-9. Through truck traffic prohibited.

(a) All through truck traffic is prohibited on the following roads in Richland County, South Carolina:

- (1) Sparkleberry Lane;
- (2) Congress Road between Leesburg Road and Garners Ferry Road;
- (3) Bynum Road;
- (4) Summit Parkway;
- (5) Valhalla Drive;
- (6) Olympia Avenue between Heyward Street and Bluff Road; and
- (7) Bakersfield Road between Dutch Square Boulevard and Morninghill Drive.

(b) For the purpose of this Section, the following definitions shall apply:

- (1) Truck means: a) every motor vehicle designed and used primarily for drawing other vehicles, and not so constructed as to carry a load other than a part of the weight of the vehicle and the load so drawn; b) every vehicle having more than two (2) axles, with or without motive power, other than a pole trailer,

designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle; and/or c) every vehicle having more than two (2) axles, with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle, and so constructed that no part of its weight rests upon the towing vehicle.

(2) Through truck traffic means truck traffic moving from the beginning point of the road to the ending point of the road without stopping.

SECTION II. Severability. If any section, subsection, or clause of this Ordinance shall be held by a court of competent jurisdiction to be unconstitutional or otherwise invalid, such finding shall not affect the validity of the remaining sections, subsections, and clauses of this Ordinance.

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 _____, 2007.

RICHLAND COUNTY COUNCIL

BY: _____
Joseph McEachern, Chair

ATTEST this the ____ day of
_____, 2007

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: March 13, 2007 (tentative)
Second Reading:
Public Hearing:
Third Reading:

Richland County Council

Rules and Appointments Committee



Mike Montgomery
Chair
District Eight

Paul Livingston
District Four

Bill Malinowski
District One

Staffed by:

Monique Walters
Assistant to the Clerk of
Council

RICHLAND COUNTY COUNCIL
REGULAR SESSION MEETING
MARCH 13, 2007

REPORT OF THE RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF VACANCIES ON BOARDS, COMMISSIONS, AND COMMITTEES

A. Board of Assessment Appeals-1

There is one term that expired on this board in January.

Joseph B. Rosen January 20, 2007*

B. Internal Audit Committee-1

There is one term that has expired on this committee.

Ulice Lance October 18, 2006*

II. NOTIFICATION OF APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

A. Board of Zoning Adjustments and Appeals-1

There is one appointment to be made to this board.

One application was received from the following person:

Joshua McDuffie, Geographic Information Office, SC Military Dept.

B. Building Codes Board of Appeals-1

There is one appointment to be made to this board for a contractor.

No applications were received at this time.

C. Hospitality Tax Committee-3

There are three appointments to be made to this committee for one at-large and two restaurateur; applications were received from the following:

Colleen Campbell Bozard, Consultant for Non-Profit Fed.

Ann C. Elliot, Business Consultant and Trainer for organizations

Norris Ellis, Caribbean Island Restaurant
Mary Skinner-Jones, Executive Director, Renaissance
Steven (Steve) P. Leiding, Home Pest Control since 1995
Prentiss McLaurin, Retired Military
Herbert W. Sims,
Michelle Thompson, Corp Sales, Marketing, Real Estate,
Restaurateur

D. Planning Commission-2

There are two appointments to be made to this commission;
applications were received from the following:

Heather Cairns, Landscape Architect, Attorney
Angela L. Geiger, Retired Vet, USAR, Bus Analyst for Computer
Science Corporation
Patrick Palmer, Real Estate, CCIM Designation*
Walter Powell, Jr., Commercial Real Estate
Mark Richardson, Realtor/Project Management
Mary J. Sturgeon, Retired Richland School Dist. 1 Transportation
Supervisor
Elizabeth Mattos-Ward, Medical Secretary School, Greenville, SC
and Fortune School of Realtors, Myrtle Beach, SC
Enga Ward, Design Engineer, Cox & Dinkins, Inc.
Barbara Wyatt, Realtor

III. PLANNING COMMISSION, LARRY MCBRIDE'S STATUS

IV. CLARIFICATION OF COUNCIL RULES

A. Section 2.5 Participation, Regarding Perceived Conflicts of Interest

B. Section 4.6 Reports (Committee), Regarding Bringing Forth an Item that is Recommended for Denial in Committee Before Full Council

V. REVOKING THE TOWNSHIP AUDITORIUM MOU WITH THE CITY OF COLUMBIA

* Eligible for Re-appointment

Report prepared and submitted by
Monique Walters, Assistant to the Clerk of Council



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Joshua McDuffie

Home Address: 2417 Marion Street, Columbia, SC 29201

Telephone: (home) (803) 606-2015 (work) (803) 806-2434

Office Address: 1 National Guard Road, ATTN: TAG-DSO-FM-EV Columbia, SC 29201

Educational Background: BA Geography, Tennessee '96, MBA, Tennessee 2000

Professional Background: Geographic Information Officer, South Carolina Military Department

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Board of Zoning Appeals

Reason for interest: I am very interested in urban planning, zoning and development, my doctoral dissertation research involves urban growth and I am very interested in maintaining a high quality of life in Richland County.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: I currently perform master planning for the National Guard and have a great interest in planning and in the effects of zoning on development.

Presently serve on any County Board/Commission/Committee? No

Any other information you wish to give? _____

Recommended by Council Member(s): Councilman Norman Jackson

Hours willing to commit each month: Any Necessary

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the board for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all boards shall be required to abstain from voting or influencing through discussion or debate or any other way, decisions of the board affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge it is true and complete.

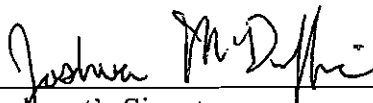
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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X _____

If so, describe: _____


Applicant's Signature

2-21-2007 _____
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Colleen Campbell Bozard
Home Address: 4016 Kilbourne Rd Columbia 29205
Telephone: (home) 782-6708 (work) 782-7087
Office Address: ccbozard consulting, 4016 Kilbourne Rd 29205
Educational Background: Masters in Counseling/Education
Professional Background: consultation for non-profit field
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: Hospitality Tax
Reason for interest: Interest in insuring most effective utilization of funds to better community
Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:
Knowledge + understanding of non-profit organizations + knowledge of org
Presently serve on any County Board/Commission/Committee? None
Any other information you wish to give? LCAA Past President
Recommended by Council Member(s): _____
Hours willing to commit each month: as needed

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes ~~_____~~ ? No _____

If so, describe: On the board of Prevent
Child Abuse SC - I don't think they
have applied for funds though

Colleen [Signature]
Applicant's Signature

2-9-07
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

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Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: ANN C. ELLIOTT

Home Address: 3414 Wilmot Ave

Telephone: (home) 803-254-1689 (work) 803-254-0193

Office Address: PO Box 50461

Educational Background: USC BA.

Professional Background: business consultant and trainer in organizations, 28 yrs⁺ experience

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Hospitality Tax

Reason for interest: for our community to thrive and prosper we must make wise use of resources. I would like to contribute to my knowledge & experience to making our community attractive, sustainable and progressive.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

I WORK WITH BUSINESSES & ORGANIZATIONS TO FIND GOOD OPTIONS TO INCREASE THEIR PRODUCTIVITY & PROFITABILITY. I UNDERSTAND THE VALUE OF DIVERSE OPINIONS.

Presently serve on any County Board/Commission/Committee? NO

Any other information you wish to give? I think logically.

Recommended by Council Member(s): Kit Smith I have business

Hours willing to commit each month: 4 experience.

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____

No X _____

If so, describe: _____

Ann C. Elliott
Applicant's Signature

2-9-07
Date

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Clerk of Council, Post Office Box 192, Columbia, SC 29202.
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Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: NORRIS ELLIS

Home Address: 6617 VALLEY BROOK ST. Cole. S.C. 29206

Telephone: (home) (803) 787-6515 (work) (803) 333-9930

Office Address: 3024 TWO NOTCH RD C

Educational Background: CITY COLLEGE OF NEW YORK

Professional Background: BUSINESSMAN Caribbean Restaurant

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: ~~Transportation Advisory Commission~~ Hospitality Tax

Reason for interest: Wanted to be involved in community service

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

Experience in restaurant affairs and diversity (culturally)

Presently serve on any County Board/Commission/Committee? NO

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: _____

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No _____

If so, describe: _____

Norris Ellis
Applicant's Signature

3/5/07
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

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Staff Use Only			
Date Received: _____	Received by: _____		
Date Sent to Council: _____			
Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied	<input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Mary Skinner Jones
Home Address: 39 Dove Creek, Cayle, SC 29229
Telephone: (home) 803-865-7940 (work) 803-733-8634
Office Address: P.O. Box 5037
Educational Background: College
Professional Background: Exec. Dir.

Male [] Female [x] Age: 18-25 [] 26-50 [] Over 50 [x]

Name of Committee in which interested: AHA Hospitality Tax Committee

Reason for interest: To identify organizations that will increase tourism for Richland County thereby having a positive impact on the local economy.

Your characteristics/qualifications, which would be an asset to Committee/Board/Commission:

Presently serve on any County Board/Commission/Committee?

Any other information you wish to give? I will evaluate each organization applicant individually.

Recommended by Council Member(s): Councilman Livingston

Hours willing to commit each month: TBD by Needs Required by the Committee

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No NO

If so, describe: The Renaissance has received multiple years of funding from Richland County, therefore we can not apply until 2011 for HST tax.

Mary Francis Jones Feb 6, 2007
Applicant's Signature Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

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Applications are current for one year.

Staff Use Only	
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Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

APPLICANT MUST RESIDE IN RICHLAND COUNTY

Name: Steven P. (Steve) Leidinger

Home Address: 4801 Carter Hill Drive, Columbia, SC 29206

Office Address: 131 State Street, West Columbia, SC 29169

Job Title and Employer: Shareholder / Executive VP Home Pest Control Company, Inc.

Telephone: (home) 803-787-9543 (work) 803-794-8078

Educational Background: B.A. Political Science, University of South Carolina

Professional Background: State Farm Insurance 1991-1995; Home Pest Control since 1995

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Hospitality Tax Advisory Committee

Reason for interest: As an interested citizen with a young family, I am interested in the development of our County and provide activities that attract tourism and enhance our quality of life.

Characteristics/Qualifications which would be an asset to Committee/Board/ Commission: _____

I am a dedicated, responsible, compassionate and concerned citizen who wants to make sure that the H tax is used to help our community. I am fair and work well with others in a collaborative way.

Presently serve on any County Board/Commission/Committee? No

Any other information you wish to give? I feel that I have the time and inclination to provide responsible and effective service. I am looking for an opportunity to become more involved and feel that this is a good way for me to do so.

Recommended by Council Member(s): Mike Montgomery

Received by/Date _____ Applicant's Signature/Date _____

Return to: Clerk of Council, Post Office Box 192, Columbia, S.C. 29202. For information, call 748-4616.

One form must be submitted for each committee on which you wish to serve. ^{127 of 173}

It is the policy of **Richland** County to require **disclosure** of any **personal** or **financial interest** that may be influenced by decisions of **the** board for which any citizen applies for **membership**.

Such conflict of interest does not preclude **service** but **shall** be disclosed before appointment. The Clerk of Council **shall** be **notified** of any change on an **annual** basis and members of all **boards** **shall** be required to **abstain from** voting or influencing through discussion or debate or **any** other way, decisions of the board **affecting** those **personal** and **financial interests**.

All statements so **filed shall** be signed and verified by the **filer**. The **verification** shall **state** that the **filer** has used all reasonable diligence **in** its preparation, and that to the best of his **knowledge** **it is** true and **complete**.

Any person who **wilfully files a false** or **incomplete** statement of disclosure or **no** change of condition, or who **wilfully fails** to make any filing required by this article, shall be subject to such discipline, **including** censure and **disqualification from** the Board or Commission, **as** the **County Council**, by majority vote of the **council**, shall elect.

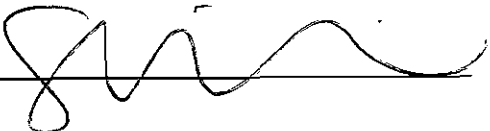
STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any **financial** or personal interest in any business or corporation (profit or **not-for-profit**) that could be **potentially affected** by actions of the board?

YES NO

If so, list below:

Signature: _____





**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: PRENTISS McLAURIN

Home Address: 100 TRADITION CIRCLE

Telephone: (home) 803-786-5683 (work) 803-751-7684/7685

Office Address: 2601 WASHINGTON STREET

Educational Background: CLAYTON UNIVERSITY / MIDLAND TECH

Professional Background: MILITARY (26 YEARS RETIRED MAY 2005)

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: HOSPITALITY

Reason for interest: I AM VERY INTERESTED IN THE FUNDING TO ORGANIZATIONS THROUGHOUT THE RICHLAND COUNTY AREA.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: IN THE MILITARY I DID BUDGETS FOR THE UNIT, SO I HAVE A GREAT IDEA HOW TO DISTRIBUTE FUNDS.

Presently serve on any County Board/Commission/Committee? NO

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: 10

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X

If so, describe: _____

Prudence McLaughlin
Applicant's Signature

12 FEB 07
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Herbert W Sims

Home Address: 1030 Sims Rd, Hopkins SC 29061

Telephone: (home) (803) 767-8414 (work) (803) 767-0955

Office Address: 1038 Sims Rd Hopkins, SC 29061

Educational Background: Business Administration, Accounting

Professional Background:

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: ~~Transportation Advisory Commission~~ Hospitality Comm.

Reason for interest: It's an opportunity to have a impact in our community and state

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: I think my Business Background would be an asset

Presently serve on any County Board/Commission/Committee? NO

Any other information you wish to give?

Recommended by Council Member(s): NORMAN JACKSON

Hours willing to commit each month: 5 hours

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____

No _____

If so, describe: _____


Applicant's Signature

3-5-07
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

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Staff Use Only	
Date Received: _____	Received by: _____
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Status of Application: <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file	



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Michelle Thompson

Home Address: 306 S. SALUDA AVE, COLUMBIA SC 29205

Telephone: (home) 803 422 7927 (work) 803 422 7927

Office Address: 1711 GERVAIS ST, COLA, SC 29201

Educational Background: Assoc. + Some College

Professional Background: Coop Sales, Marketing, Real Estate, Rest

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: HOSPITALITY TAX ADVISORY

Reason for interest: I don't think the names are being Dislected wisely

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: Currently work as Bartender @ Hampton Street only ADA Know the Business very well, I have Marketing Background

Presently serve on any County Board/Commission/Committee? NO

Any other information you wish to give? _____

Recommended by Council Member(s): N/A Colleen BOZARD

Hours willing to commit each month: 20

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No ✓ _____

If so, describe: _____

Michael Cheng
Applicant's Signature

2/20/07
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only			
Date Received: _____	Received by: _____		
Date Sent to Council: _____			
Status of Application:	Approved	Denied	On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Heather Cairns

Home Address: 840 Old Woodlands Road, Columbia, SC 29209

Telephone: (home) 803.446.2873 (work) 803.771.6979

Office Address: 823 Calhoun Street, Columbia, SC 29201

Educational Background: BS, Kent State, 1986 - MLA Ohio State, 1993 - JD, Univ. of SC, 2004

Professional Background: Landscape Architect - 8 years, Attorney, 2 years

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Planning Commission

Reason for interest: Background in land planning and development and a strong interest in assisting the county in its role protecting the citizens through its land planning process.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: Understanding the role of the Planning Commission within the context of government and the legal basis by which land planning is controlled.

Presently serve on any County Board/Commission/Committee? Board of Zoning Appeals

Any other information you wish to give? My client base and property ownership is not expected to create any conflicts of interest requiring my recusal.

Recommended by Council Member(s): _____

Hours willing to commit each month: 20

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X _____

If so, describe: _____


Applicant's Signature

9.15.6
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

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Applications are current for one year.

Staff Use Only	
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Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Angela L. Geiger

Home Address: 405 N. Maney Ct. Hopkins, SC 29061

Telephone: (home) (803) 776-6434 (work) (803) 333-6104

Office Address: 10301 Wilson Blvd Blythewood, SC 29016

Educational Background: Bachelors of Art (BA) from University of South Carolina/ Presently enrolled in the graduate program at Webster University for Masters in Business Administration

Professional Background: 20 year retired veteran with the United States Army Reserves; Senior Business Analyst for Computer Sciences Corporation (Blythewood, SC)

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Planning Commission

Reason for interest: I am interested in ensuring Richland County maintains its prosperous growth potential. Assessment of planning must ensure we are not only meeting those growth needs but improving the infrastructure for our residents as well.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: I currently serve as the President of the Myers Creek Homeowners Association. I organize meetings, and ensure the homeowners are knowledgeable homeowners.

Presently serve on any County Board/Commission/Committee? Not at this time

Any other information you wish to give? I have a strong community interest.

Recommended by Council Member(s): Norman Jackson District 11 (803) 429-7719

Hours willing to commit each month: approximately 20-25 hrs per month

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No x _____

If so, describe: Not applicable _____


Applicant's Signature

20 Sept 2006
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

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Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Patrick Palmer

Home Address: 220 Windsor Point Rd

Telephone: (home) 865-1104 (work) 788-8300 ext 3

Office Address: 7368 Two Watch Rd Columbia, SC 29223

Educational Background: BS Marketing Management From USC

Professional Background: 7yrs Real Estate CCIIM Designation

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Planning Commission

Reason for interest: I would like to opportunity to continue
serving the County in this area.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

Working knowledge of Real Estate as well as a
CCIIM Designation which adds to my ability to help plan growth

Presently serve on any County Board/Commission/Committee? Planning Commission

Any other information you wish to give? _____

Recommended by Council Member(s): Mike Montgomery

Hours willing to commit each month: As many as needed

CONFLICT OF INTEREST POLICY

It is the policy of Richland County to require disclosure of any personal or financial interest that may be influenced by decisions of the board for which any citizen applies for membership.

Such conflict of interest does not preclude service but shall be disclosed before appointment. The Clerk of Council shall be notified of any change on an annual basis and members of all boards shall be required to abstain from voting or influencing through discussion or debate or any other way, decisions of the board affecting those personal and financial interests.

All statements so filed shall be signed and verified by the filer. The verification shall state that the filer has used all reasonable diligence in its preparation, and that to the best of his or her knowledge it is true and complete.

Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Board or Commission, as the County Council, by majority vote of the council, shall elect.

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X _____

If so, describe: _____

Pat Pal
Applicant's Signature

12-7-06
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-5060.

One form must be submitted for each committee on which you wish to serve.
Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: WALTER POWELL JR

Home Address: 185 KING CHARLES RD

Telephone: (home) 783-3424 (work) 513-5040

Office Address: 3030 DEVINE ST.

Educational Background: 4YR DEGREE

Professional Background: COMMERCIAL REAL ESTATE

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: RICHLAND CO. PLANNING COMMISSION

Reason for interest: TO BRING A BALANCED REAL ESTATE BACKGROUND
IN ORDER TO SEE SMART GROWTH AND A GOOD VISION FOR RC.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:
A GOOD UNDERSTANDING OF REAL ESTATE AND THE
NEED FOR BALANCED GROWTH AND BRINGING IN NEW ECONOMIC FACTORS

Presently serve on any County Board/Commission/Committee? NO / FORMER CRC MEMBER

Any other information you wish to give? _____

Recommended by Council Member(s): TONY MIZZELL

Hours willing to commit each month: REQUIRED HOURS

CONFLICT OF INTEREST POLICY

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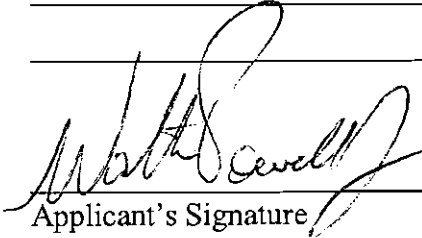
Any person who willfully files a false or incomplete statement of disclosure or no change of condition, or who willfully fails to make any filing required by this article, shall be subject to such discipline, including censure and disqualification from the Board or Commission, as the County Council, by majority vote of the council, shall elect.

STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No _____

If so, describe: _____


Applicant's Signature

10/6/06
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Mark Richardson

Home Address: 300 Dean Hall Lane, Columbia, SC 29209 -- SEE AREA

Telephone: (home) 803-783-7983 (work) 803-361-0211

Office Address: 721 King Street, Columbia, SC 29201

Educational Background: BS in Marketing/Management from USC 1995

Professional Background: Realtor/Project Management

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Planning Board/Commission

Reason for interest: If Richland County is going to grow, I want to see it grow correctly and efficiently.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: I am in real estate so I understand zoning rules and regulations.

Presently serve on any County Board/Commission/Committee? no

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: as many as it takes.

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No ✓

If so, describe: _____

Mark Richardson
Applicant's Signature

10/24/2006
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only			
Date Received: _____	Received by: _____		
Date Sent to Council: _____			
Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied	<input type="checkbox"/> On file



APPLICATION FOR SERVICE ON RICHLAND COUNTY COMMITTEE, BOARD OR COMMISSION

Applicant must reside in Richland County.

Name: Mary J. Sturgeon

Home Address: 818 Hazelwood Rd Columbia, SC 29209

Telephone: (home) 803-776-8956 (work) 803-776-8956

Office Address: 818 Hazelwood Rd. Columbia, SC 29209

Educational Background: High school - some Tec. (milk lands)

Professional Background: Retired Richland School Dist Transportation Supervisor
Self-employed Travel Co (group)
Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: planning committee

Reason for interest: I am very civic minded - I believe I can be of some use to our county in developing land use - Knowledge of the area of Richland County - good people skills

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission: I am an original Columbian + know most areas well - I have dealt with people in some real estate + Traffic flow

Presently serve on any County Board/Commission/Committee? No

Any other information you wish to give? No Typewriter/computer down - Please open Remembrance

Recommended by Council Member(s): unable to reach Mr. Jackson

Hours willing to commit each month: Any needed - 8-12 hrs -

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No NO

If so, describe: _____

Mary J. Sturgeon
Applicant's Signature

1/29/2007
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE
COMMITTEE, BOARD OR**

**ON RICHLAND COUNTY
COMMISSION**

Applicant must reside in Richland County.

Name:

Elizabeth Mattos-Ward

Home Address:

203 Savannah Branch Trail, Irmo, SC 29063

Telephone: (home)

803-781-5150

work) 803-781-0088

Office Address:

1061 Lake Murray Blvd. Irmo, SC 29063

Educational Background:

Greenville Sr. High School - Greenville, SC

Professional Background: Medical Secretary School - Greenville, SC. Also,

Fortune School of Realtors, Myrtle Beach, SC

Male

Female

Age: 18-25

26-50

Over 50

Name of Committee in which interested:

Planning Commission for Richland County

Reason for interest: I like to give back to the community in which I live and work. I feel it is my responsibility to try to make our community a better for the citizens of Richland County. I have great concern on the rapid uncontrolled growth taking place throughout the county. As a citizen, it is my responsibility to offer my expertise.

Your characteristics/qualifications, which would be an asset to Committee/Board/Commission: I served as Planning Commissioner of Horry County for 4yrs prior to relocating to my present home. As a Planning Commissioner we had the responsibility to assist in rewriting the zoning laws to bring them up to today's standards. We started reworking the Comprehensive Plan for Horry County to meet the future and growth needs. I was a member of the G.R.I.P.P Commission and also, 20/10 Committee working for the future growth of Horry County. While on those committees, issues of roads, schools, infrastructure were planned for. I also severed as a member of the Advisory Board of Department of Social Services of Horry County.

Presently serve on any County Board/Commission/Committee?

None

Any other information you wish to give?

Recommended by Council Member(s): Doris Corley and recommendation letter from Representative Nathan Ballentine

Hours willing to commit each month:

What ever it takes.

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____

No XXXX

If so, describe:

E. Elizabeth Mottet-Ward
Applicant's Signature

October 24, 2006
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only		
Date Received: _____	Received by: _____	
Date Sent to Council: _____		
Status of Application:	<input type="checkbox"/> Approved	<input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Enca Ward

Home Address: 1052 Lawhorn Road, Blythewood, SC

Telephone: (home) (803) 754-3639 (work) (803) 254-0518

Office Address: 724 Beltline Boulevard, Columbia, SC

Educational Background: B.S. Civil Engineering, USC, May 1996

Professional Background: Design Engineer, Cox & Dinkins, Inc. for 11 years

Male Female Age: 18-25 26-50 Over 50

Name of Committee in which interested: Planning Commission

Reason for interest: I am interested in promoting orderly growth in the county & promoting sound engineering practices. I would like to promote low-impact development concepts for future responsible growth in Richland County.

Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:

My education background as well as my professional experience as a design engineer allows me to offer expertise and insight into decisions, on growth, environmental/ stormwater, and traffic issues.

Presently serve on any County Board/Commission/Committee? _____

Any other information you wish to give? _____

Recommended by Council Member(s): _____

Hours willing to commit each month: 15-20 hours or whatever is necessary to perform the job well

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____ No X

If so, describe: Although I am a consulting engineer, my practice over the last 6 years has been primarily on Village at Sandhill. If I do work on other projects in the future, I will recuse myself from all activities. Serving on this board will not be a conflict for me.

Erna Ward
Applicant's Signature

02/13/07
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-5060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application: <input type="checkbox"/> Approved	<input type="checkbox"/> Denied <input type="checkbox"/> On file



**APPLICATION FOR SERVICE ON RICHLAND COUNTY
COMMITTEE, BOARD OR COMMISSION**

Applicant must reside in Richland County.

Name: Barbara Wyatt
Home Address: 305 Cold Branch Drive Cola SC 29223
Telephone: (home) 803-788-4956 (work) 803-269-1132
Office Address: 1129 Sparkberry Lane Ext Cola SC 29223
Educational Background: 14 years
Professional Background: Realtor
Male Female Age: 18-25 26-50 Over 50
Name of Committee in which interested: Planning Commission
Reason for interest: would like to help move Comprehensive Plan Forward
Your characteristics/qualifications, which would be an asset to Committee/Board/ Commission:
Former member of the PC, helped write new land use for Richland Cty. I've 8 years on PC I only missed 2 meetings including special called meetings
Presently serve on any County Board/Commission/Committee? NO
Any other information you wish to give? _____
Recommended by Council Member(s): Norm Jackson, Val Hutchinson, Joe McEachron
Hours willing to commit each month: As Needed

CONFLICT OF INTEREST POLICY

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STATEMENT OF FINANCIAL OR PERSONAL INTERESTS

Do you have any financial or personal interest in any business or corporation (profit or not-for-profit) that could be potentially affected by the actions of the board?

Yes _____

No X _____

If so, describe: _____

Barbara A Wyatt
Applicant's Signature

Feb 20 2007
Date

Return to:
Clerk of Council, Post Office Box 192, Columbia, SC 29202.
For information, call 576-2060.

One form must be submitted for each committee on which you wish to serve.

Applications are current for one year.

Staff Use Only	
Date Received: _____	Received by: _____
Date Sent to Council: _____	
Status of Application:	<input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> On file

of the question. Upon appeal, no member shall speak more than once and for no longer than ten minutes each, except by permission of the Council.

2.5 Participation

The Chair shall vote in all cases (except when she/he may be personally or pecuniarily interested). If a member does not cast a negative vote or declare his abstaining vote, he shall be recorded as voting in the affirmative. A member may not vote by proxy. If with the vote of the Chair, the Council were equally divided, the question shall be decided in the negative. The presiding officer may give information or explain any matter before the Council, and may speak on points of order in preference to any other member, as often as she/he may deem necessary. The Chair may enter into the debate of the Council, but should not use the office of the Chair to wield influence over the other members.

2.6 Election

The Chair shall be elected at the first regular meeting of the Council in January, or as soon thereafter as may be practical, by the membership of the Council. The Chair shall serve continuously until the following January unless removed by a two-thirds majority vote of the full Council.

2.7 Vice Chair

The Vice Chair shall be elected either at the first regular Council meeting in January or as soon thereafter as may be practical. The Vice Chair shall preside in the absence of the Chair.

2.8 Signatures

The Chair shall sign all ordinances, resolutions and other documents authorized by the Council. In the absence of the Chair, the Vice Chair is authorized to sign official documents.

The Assistant to the Clerk of Council shall serve as Acting Clerk in the absence of the Clerk for the purpose of signing official documents.

RULE III: MEMBERS AND MEMBERSHIP

3.1 Seating

At the first meeting in January after the election and seating of the Chair and Vice Chair, Council members shall select their seats based first on seniority in years of continuous service and then in alphabetical order.

3.2 Attendance

Each member shall be within the Council Chambers during its meetings unless excused or necessarily prevented. The Chair, if notified prior to the meeting, may excuse any member from attendance at meetings of the Council and its committees for any stated period upon reason shown, and such excused absence shall be noted in the minutes.

3.3 Call to Order

When the Council is called to order, every member shall take his/her respective seat and shall act with decorum.

4.5 Meetings

Committees shall meet regularly in a room designated by the Committee Chair. No committee shall meet while the Council is meeting without special leave. No committee shall sit unless a quorum is present. No Council member shall be allowed under any circumstances to vote by proxy. Members of Council, whenever possible, shall make inquires and requests for information at the Committee meetings. Members of the public may address a Committee with the permission of the Committee Chair and with the consent of the Committee; however, any material that a citizen intends to present, including audio and visual presentations, must be approved by the Clerk of Council prior to the Committee meeting.

4.6 Reports

All committee recommendations requiring formal action by Council shall be included in the agenda and distributed to all members of Council prior to consideration and adoption by Council, provided that if any matter is considered by the majority of any committee to be an emergency, copies of such reports may be furnished each member of Council at the time of said Council meeting.

All items presented to Council by a committee must carry the recommendations of the committee and it is understood that such items have approval of a majority of the membership of the committee.

A minority report may be made if requested. Presentation of the committee's motion at the regular Council meeting does not require a second.

4.7 Recommitting

Any item, which may come before the Council, may be committed or recommitted before a final decision thereon.

4.8 Budget Work Sessions

The Council shall meet as a Committee of the Whole for budget work sessions prior to first reading of the budget.

RULE V: LEGISLATIVE ACTION

5.1 Emergency Ordinances

To meet public emergencies affecting life, health, safety or the property of the people, emergency ordinances may be adopted upon a two-thirds affirmative vote of the Council members present. Such an ordinance is effective immediately upon its enactment without regard to any public hearing, reading, publication, or notice requirements. It automatically expires after 60 days. Every emergency ordinance shall be designated as such and shall contain a declaration that an emergency exists and describe the emergency.

Emergency ordinances shall not levy taxes, grant, renew, or extend a franchise, or impose or change a service rate.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ___-07HR

AN ORDINANCE PROVIDING FOR AN INCREASE IN THE RATES TO BE PAID BY USERS OF THE BROAD RIVER REGIONAL SEWER SYSTEM AND INCREASING THE TAP FEES TO BE PAID BY USERS OF THE BROAD RIVER REGIONAL SEWER SYSTEM IN CONNECTION WITH THE ISSUANCE AND SALE OF BROAD RIVER SEWER SYSTEM GENERAL OBLIGATION BONDS OF RICHLAND COUNTY, SOUTH CAROLINA, SERIES 2007B, OR SUCH OTHER APPROPRIATE SERIES DESIGNATION IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$16,970,000; 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) The County Council has previously determined to establish, operate, and maintain a wastewater collection and treatment system in the Nicholas Creek and Hollingshed Creek drainage basins and a portion of Lake Murray now known as the Broad River Regional Sewer System (the "System") pursuant to the favorable results of a referendum held in Richland County on November 7, 1978, on the question of the County's providing sewage services and the provisions of Section 44-55-1410 of the Code of Laws of South Carolina 1976, as amended and other provisions of law.

(c) The County Council has previously determined that it is necessary to upgrade the Broad River Regional Wastewater Treatment Plant from a 2.5 million gallon per day facility to a 6.0 million gallon per day facility (the "Project").

(d) The County Council has been advised that the current estimated costs of construction of the Project will be approximately \$32,000,000. The County Council has previously determined that it will be in the interest of the County to pay the costs of the Project from the proceeds of sewer system general obligation bonds (the "Bonds").

(e) By virtue of the Chapter 15, Title 4 of the Code of laws of South Carolina 1976, as amended (the "County Bond Act") and continued by Title 11, Chapter 27, Code of Laws of South Carolina 1976, as amended (the County Bond Act, as so amended and continued, being hereinafter called the "Enabling Act"), County Council is authorized to issue general obligation bonds of the County for the purpose of defraying the cost of any purpose for which the County may, under applicable constitutional provisions, issue bonds or levy taxes, and for any amount not exceeding the constitutional debt limit applicable to the County.

(f) Section 12 of Article X of the South Carolina Constitution prohibits the issuance of general obligation bonds of any county to finance wastewater collection and treatment facilities benefiting only a particular geographic section of a county unless a special assessment, tax, or service charge in an amount designed to provide debt service shall be imposed upon the areas or persons receiving the benefit therefrom.

(g) Sections 11-23-10 et seq. of the Code of Laws of South Carolina 1976, as amended, authorizes County Council to provide in the ordinance which makes provision for the issuance of the Bonds that the Bonds shall be additionally secured by all or any portion of the revenues to be derived from the operation of the System.

(h) Pursuant to the provisions of the Enabling Act, Article X, Section 12 of the South Carolina Constitution, and Section 11-23-10, Code of Laws of South Carolina 1976 as amended, the County has provided for the imposition and collection of service charges and user fees to be paid by customers of the System in an amount sufficient to pay, when due, debt service on the Bonds to be issued.

(i) After due investigation, County Council has determined and hereby finds that the imposition and collection of service charges, user fees and tap fees as established in this Ordinance and as may be increased from time to time to be paid by customers of the System will be necessary and sufficient to provide for the payment of the principal and interest on the Bonds to be issued, and the requirements of Article X, Section 12 of the South Carolina Constitution with respect to the issuance of the Bonds will be met.

SECTION 2. Establishment of User Fee Rates and Tap Fees.

(a) Until changed by subsequent action of the County Council or a change required to comply with any covenant made by the County, the monthly user fee rate for each customer of the System shall be \$38.56, beginning July 1, 2007.

(b) Until changed by subsequent action of the County Council or a change required to comply with any covenant made by the County, the tap fee for each customer connecting to the System shall be \$3,000.00, beginning May 1, 2007.

SECTION 3. Notice of Public Hearing. The County Council hereby ratifies and approves the publication of a notice of public hearing regarding the user rate fees and tap fees, such notice in substantially the form attached hereto as Exhibit A, 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 4. Miscellaneous. 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 enactment.

SECTION 4. Effective Date. This Ordinance shall be effective from and after _____,
2007.

RICHLAND COUNTY, SOUTH CAROLINA

By: _____
Joseph McEachern, Chair
Richland County Council

(SEAL)

ATTEST THIS _____ DAY OF

_____, 2007:

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

First Reading:	October 3, 2006
Second Reading:	October 17, 2006
Public Hearing:	February 13, 2007 (tentative)
Third Reading:	February 20, 2007 (tentative)

FORM OF NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the County Council of Richland, South Carolina (the "County"), in County Council Chambers located at 2020 Hampton Street, Columbia, South Carolina, at 6:00 p.m. on February 13, 2006, 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 an increase in the rates to be paid by users of the Broad River Regional Sewer System and increasing the tap fees to be paid by users of the Broad River Regional Sewer System

The Ordinance provides for an increase in the monthly user fee service charge from \$29.80 to \$35.23 and increases the tap fee from \$2,200.00 to \$2,700.00.

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.

COUNTY COUNCIL OF RICHLAND COUNTY,
SOUTH CAROLINA

s/ _____
Chair

RESOLUTION

AN INDUCEMENT AND MILLAGE RATE RESOLUTION IDENTIFYING A PROJECT TO SATISFY THE REQUIREMENTS OF TITLE 4, CHAPTER 12 OF THE CODE OF LAWS OF SOUTH CAROLINA, AS AMENDED OR THE REQUIREMENTS OF TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA, AS AMENDED, SO AS TO ALLOW INVESTMENT EXPENDITURES INCURRED BY STAPLES CONTRACT AND COMMERCIAL, INC. TO QUALIFY AS EXPENDITURE ELIGIBLE FOR A FEE IN LIEU OF TAX ARRANGEMENT WITH RICHLAND COUNTY, SOUTH CAROLINA; AND COMMITTING TO ENTER INTO SUCH NECESSARY AGREEMENTS WITH STAPLES CONTRACT AND COMMERCIAL, INC. TO EFFECTUATE THE INTENT OF THIS RESOLUTION; AND OTHER MATTERS RELATED THERETO.

WHEREAS, Richland County, South Carolina, a political subdivision of the State of South Carolina (the "County"), acting by and through its County Council (the "County Council"), is authorized and empowered under and pursuant to the provisions of Title 4, Chapter 12, Code of Laws of South Carolina 1976, as amended (the "Act") (i) to enter into agreements with qualifying industry to encourage investment and projects constituting economic development property by which the industrial development of the State of South Carolina (the "State") will be promoted by inducing new and existing manufacturing and commercial enterprises to locate and remain in the State and thus utilize and employ manpower and other resources of the State; and (ii) to covenant with such industry to accept certain payments in lieu of *ad valorem* taxes ("FILOT Payments") with respect to such investment; and

WHEREAS, the recently revised minimum investment required of the Company to qualify for benefits under the Act is \$2,500,000.00; and

WHEREAS, the County, acting by and through the County Council, is authorized and empowered under and pursuant to the provisions of Title 12, Chapter 44, Code of Laws of South Carolina 1976, as amended (the "Simplified Act") (i) to enter into agreements with qualifying industry to encourage investment and projects constituting economic development property by which the industrial development of the State will be promoted by inducing new and existing manufacturing and commercial enterprises to locate and remain in the State and thus utilize and employ manpower and other resources of the State; and (ii) to covenant with such industry to accept FILOT Payments with respect to such investment; and

WHEREAS, the current minimum investment required of the Company to qualify for benefits under the Simplified Act is \$5,000,000.00; and

WHEREAS, the County and the Company anticipate that the State legislature will reduce the minimum required investment under the Simplified Act during the 2007 session from \$5,000,000.00 to \$2,500,000.00; and

WHEREAS, a company, Staples Contract and Commercial, Inc., a corporation organized under the laws of Delaware and qualified to conduct business in the State of South Carolina (the "Company"), is considering the expansion and relocation of a new corporate facility in Richland County, South Carolina

(the "Project"), provided that it enters into a fee-in-lieu of tax agreement with the County with respect to the Project; and

WHEREAS, in connection with the Project, the Company has requested that the County enter into a fee-in-lieu of tax agreement to establish the binding commitments of (i) the Company to make the minimum investment required under the Act or the Simplified Act, as the case may be, and (ii) the County to provide fee-in-lieu of tax incentives, as set forth more fully in such fee-in-lieu of tax agreement.

WHEREAS, the Company has informed the County that it intends to make taxable investments in Richland County toward the Project of at least \$2,500,000.00 million on or before December 31, 2008, and create at least 325 jobs in Richland County; and

WHEREAS, the County intends by this Resolution to commit itself to entering into a fee-in-lieu of tax agreement with the Company under the Act so that the Company may proceed to qualify the Project for benefits under the Act, or, in the event that the minimum required investment under the Simplified Act is reduced to \$2,500,000.00, the County intends by this Resolution to commit itself to entering into a fee agreement with the Company under the Simplified Act so that the Company may proceed to qualify the Project for benefits under the Simplified Act; and

WHEREAS, in accordance with the Act and the Simplified Act, the County has determined that (i) the Project will benefit the public welfare of the County by providing services, employment, recreation or other public benefits not otherwise adequately provided locally; (ii) the Project gives rise to no pecuniary liability on the part of the County or incorporated municipality and to no charge against the general credit or taxing power of either the County or any incorporated municipality; (iii) the purposes to be accomplished by the Project are proper governmental and public purposes; and (iv) the benefits of the Project to the public are greater than the costs to the public.

NOW, THEREFORE, BE IT RESOLVED, by the County Council as follows:

Section 1. It is the intention of the County Council that this Resolution shall constitute an official action on the part of the County Council relating to identifying and inducing the Project under the Act or Simplified Act, as the case may be. It is furthermore the intention of the County Council that this Resolution shall constitute an "inducement resolution" under the Act and the Simplified Act.

Section 2. The County shall, pursuant to the Act or the Simplified Act, (i) negotiate a fee-in-lieu of tax arrangement with the Company, the terms of which shall be set forth in a fee-in-lieu of tax agreement (a "Fee Agreement") containing substantially the same terms as are summarized in the proposed Inducement and Millage Rate Agreement (the "Inducement Agreement") between the Company and the County attached hereto as Exhibit "A", and (ii) enter into a Fee Agreement with the Company, both of which shall be subject to the future approval by one or more Ordinances of the County Council.

Section 3. The Chairman and Vice-Chairman of the County Council are hereby, individually, authorized and directed to execute the Inducement Agreement in the name of and on behalf of the County, subject to the approval of such revisions thereto as shall not be materially adverse to the County by the County Administrator and the County Attorney, and the Clerk of the County Council is hereby authorized and directed to attest the Inducement Agreement, and the Chairman and Vice-Chairman are hereby further, individually, authorized and directed to deliver the Inducement Agreement to the Company.

Section 4. The County Council and its duly elected officers shall take any and all further action as may become necessary to effectuate the action herewith taken and the Inducement Agreement and Fee Agreement herein authorized.

Section 5. All undertakings of the County hereunder and in the Inducement Agreement authorized hereby are limited by Section 4-12-30 of the Act and Section 12-44-40(I)(2) of the Simplified Act, to the effect that the County shall incur no pecuniary liability and no charge against its general credit or taxing powers as a result of such undertakings.

Section 6. All orders, resolutions and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed. This Resolution shall take effect immediately.

Done in meeting duly assembled this 13th day of March, 2007.

RICHLAND COUNTY, SOUTH CAROLINA

Joseph McEachern., Chairman of County Council
Richland County, South Carolina

(SEAL)
ATTEST:

Michielle Cannon-Finch, Clerk to County Council
Richland County, South Carolina

RICHLAND COUNTY ATTORNEY'S OFFICE

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

EXHIBIT "A"

**FORM OF
INDUCEMENT AND MILLAGE RATE AGREEMENT**

[ATTACHED]

INDUCEMENT AND MILLAGE RATE AGREEMENT

THIS INDUCEMENT AND MILLAGE RATE AGREEMENT (this "Agreement") is made and entered into as of this 13th day of March, 2007, by and between **RICHLAND COUNTY, SOUTH CAROLINA**, a body politic and corporate and a political subdivision of the State of South Carolina (the "County"), and **STAPLES CONTRACT AND COMMERCIAL, INC.**, a corporation organized and existing under the laws of the State of Delaware (the "Company").

ARTICLE 1 RECITATION OF FACTS

Section 1.1. As a means of setting forth the matters of mutual inducement that have resulted in the making and entering into of this Agreement, the following statements of fact are herewith recited:

(a) The County is authorized and empowered by the provisions of Title 4, Chapter 12, Code of Laws of South Carolina, 1976, as amended (the "Act"), to acquire, own, lease and dispose of properties through which the industrial and economic development of the State of South Carolina will be promoted and trade developed by inducing new industries to locate in the State and by encouraging industries now located in the State to expand their investments and thus utilize and employ manpower and other resources of the State and benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally;

(b) The County is authorized and empowered by the provisions of Title 12, Chapter 44, Code of Laws of South Carolina 1976, as amended (the "Simplified Act") to enter into agreements with qualifying taxpayers through which the industrial and economic development of the State of South Carolina will be promoted and trade developed by inducing new industries to locate in the State and by encouraging industries now located in the State to expand their investments and thus utilize and employ manpower and other resources of the State and benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally. Collectively, the Act and the Simplified Act are referred to herein as the "Acts;"

(c) The Company is considering the expansion and improvement of its existing corporate facilities and capabilities in the County by the expansion of its corporate office facilities and the acquisition, installation or construction of improvements to its corporate office facilities (the "Project") located within the County. The Project would involve an investment of at least Two Million Five Hundred Thousand and No/100 (\$2,500,000.00) Dollars within the meaning of Acts, within a five-year "Investment Period," as that term will be defined subsequently by the Fee Agreement (hereinafter defined). The Company predicts that the Project will likely result in the creation and retention of jobs in Richland County;

(d) In the event that the minimum investment required to qualify for benefits under the Simplified Act is reduced from \$5,000,000 to \$2,500,000, the Company has requested that the County assist it through the incentive of payment in lieu of ad valorem taxes as authorized by Section 12-44-40 of the Simplified Act;

(e) In the event that the minimum investment required to qualify for benefits under the Simplified Act is not reduced from \$5,000,000.00 to \$2,500,000.00, the Company has requested that the County assist it (i) through the acquisition by the County of the Project and the leasing of the Project to the Company and (ii) through the incentive of a payment in lieu of ad valorem taxes as authorized by Section 4-12-30 of the Act; and

(f) The County has given due consideration to the economic development impact of the Project, and hereby finds and determines that (i) the payments in lieu of ad valorem taxes set forth herein are beneficial to the Project, (ii) the Project is anticipated to benefit the general public welfare of Richland County by providing services, employment, recreation or other public benefits not otherwise provided locally, (iii) the Project and the leasing thereof will give rise to no pecuniary liability of the County, the State or of any incorporated municipality within the State or a charge against the general credit or taxing power of the County, the State or of any incorporated municipality within the State, (iv) the purposes to be accomplished by the Project (i.e., economic development, retention and creation of jobs, and addition to the tax base of the County) are proper governmental and public purposes, (v) the inducement of the location or expansion of the Project within the County and State is of paramount importance and (vi) the benefits of the Project will be greater than its costs.

ARTICLE II UNDERTAKINGS ON THE PART OF THE COUNTY

Section 2.1. The terms of the fee-in-lieu of tax arrangement shall be set forth in a definitive fee-in-lieu of tax agreement between the County and the Company in compliance with the Acts (the "Fee Agreement"). The Company shall be solely responsible for the planning, design, acquisition, construction and carrying out of the proposed Project. The Project will be constructed or installed by the Company on one or more sites in the County now owned or hereafter acquired by the Company.

Section 2.2. The terms and provisions of the Fee Agreement shall be substantially in the form generally utilized in connection with the Act or the Simplified Act, as applicable, and as agreed upon by the County and the Company. The Fee Agreement shall contain, in substance, the following provisions:

(a) The term shall begin not later than December 31 of the year in which the initial portion of the Project assets are placed in service, and shall expire on December 31 of the twentieth year following the last year during which the Project assets are placed in service;

(b) The performance of the obligations therein (i) shall not create a pecuniary liability of the County, the State or of any incorporated municipality within the State, and (ii) shall not create a general obligation on the part of the County, the State or any incorporated municipality within the State;

(c) The Company shall make payments or shall pay fees in lieu of taxes, as applicable under the Acts. Such payments or fees shall be made in relation to the Project for a term of twenty (20) years in amounts not less than the ad valorem taxes that otherwise would be due on the Project, but using an assessment ratio of six percent (6%), a fixed millage rate of 372.5 mils and a fair market value estimate using original cost for any real property involved and original cost less allowable depreciation for any personal property, including any replacement property (as adjusted for all ad valorem tax exemptions permitted under the Acts). The assessment ratio and millage rate shall be fixed during the entire term of the Fee Agreement;

(d) The Company may dispose of property subject to fee payments, as set forth in Section 4-12-30 of the Act and Section 12-44-50 of the Simplified Act; and the Company may replace property subject to fee payments and such replacement property may be subject to the fee arrangements, as set forth in Section 4-12-30 of the Act and Section 12-44-50 of the Simplified Act;

(e) The Fee Agreement shall be executed at such time, and upon such additional acceptable terms as the Company and County shall negotiate, subject to the provisions of Article 4 herein; and

(f) In the event the Fee Agreement is entered into pursuant to the Act and title to the Project is conveyed to the County and leased by Company, the Fee Agreement shall provide that the Company shall have the option, upon the expiration or earlier termination of the Fee Agreement, to purchase the Project for One (\$1.00) Dollar.

Section 2.3. In so far as it is legally and practically possible, the County Council shall perform such other acts and adopt such further proceedings as may be required to faithfully implement its respective undertakings and to consummate the proposed transaction.

ARTICLE III UNDERTAKINGS ON THE PART OF THE COMPANY

Section 3.1. The Company shall guarantee payment of any obligations hereunder incurred by the County at the written request of the County. The Company shall pay all costs of planning, design, acquisition, construction, installation, expansion, improvement, and carrying out of the proposed Project.

Section 3.2. If the Project proceeds as contemplated, the Company shall:

(a) enter into the Fee Agreement with the County under the terms of which it will obligate itself to pay to the County payments or fees in lieu of taxes in connection with the Project as and when the same become due and payable pursuant to provisions consistent with the Acts and those provisions set forth in Section 2.2 hereof and the Acts, as shall be elaborated in a manner satisfactory to the County and to the Company;

(b) perform such further acts and adopt such further proceedings as may be required to faithfully implement its undertakings in connection with the Project;

(c) apply for, and use its best efforts to obtain, all permits, licenses, authorizations and approvals required by all governmental authorities in connection with the acquisition, construction, operation and use of the proposed Project; and

(d) to invest at least Two Million Five Hundred Thousand and No/100 (\$2,500,000.00) Dollars in the Project by the end of the fifth year after the end of the property tax year in which the Fee Agreement is executed, subject to any extension which may be approved subsequently by the County pursuant to the Acts.

Section 3.3. The Company shall be solely responsible for the planning, design, acquisition, construction and carrying out of the proposed Project. The Company shall enter into such contracts for acquisition, design and construction and for purchase of machinery, equipment and related real and personal property deemed necessary or desirable by the Company.

Section 3.4. The Company shall pay the County's special counsel's reasonable costs and fees associated with the transactions contemplated herein, which shall not exceed Six Thousand and No/100 (\$6,000.00) Dollars. The County's special counsel with respect to this transaction shall be Parker Poe Adams & Bernstein, LLP.

ARTICLE IV GENERAL PROVISIONS

Section 4.1. All commitments of the County under Article II hereof are subject to all of the provisions of the Acts, including, without limitation, the condition that nothing contained in this Agreement shall constitute or give rise to a pecuniary liability of the County, the State or any incorporated municipality within the State or a charge against the general credit or taxing powers of any of the foregoing entities.

Section 4.2. All commitments of the County and the Company hereunder are subject to all of the provisions of each Act, as applicable, and the general laws of the State and County, and subject further to the condition that the County and the Company agree on mutually acceptable terms and conditions of all documents, the execution and delivery of which are contemplated by the provisions hereof, and the adoption by the County Council of an ordinance authorizing the execution and delivery of such documents and approving the terms thereof.

Section 4.3. If for any reason this Agreement is not executed and delivered by the Company on or before December 31, 2007, the County shall be under no further obligation with respect to the Project, unless the County adopts a subsequent resolution of inducement; thereafter neither party shall have any further rights against the other and no third party shall have any rights against either party except:

(a) The County will convey to the Company any title it may have acquired to any property constituting a part of the Project, to the extent of its ownership therein, if any;

(b) The Company will assume and be responsible for all contracts for construction or purchase of the Project entered into by the County at the request or direction of the Company in connection with the Project; and

(c) The Company will pay the County's special counsel's reasonable costs and fees associated with the transactions contemplated herein, which shall not exceed Six Thousand and No/100 (\$6,000.00) Dollars.

Section 4.4. The Company may choose not to proceed with the Project, in which event this Agreement shall be cancelled and, subject to parties' obligations described in Section 4.3 hereof, neither party shall have any further rights against the other, and no third party shall have any rights against either party.

Section 4.5. Subject to the provisions of each Act, as applicable, the Company may assign all or a part of its rights and obligations under this Inducement Agreement, the Fee Agreement, or any other agreement or agreements hereto or thereto related, or transfer any and all assets of the Company:

(a) to any of its corporate Affiliates, partners or shareholders in the Company, any closely related company (having the same or substantially the same ownership or management group), or any person or company which subleases the Project to the Company or any Affiliate without further consent of the County being required (any of the foregoing contained in this sub-section (a) being hereby approved by the County); or

(b) to any other person or entity, not covered by sub-section (a) above, only with the consent of the County, which consent shall not be withheld unreasonably, except that no such consent is required for financing related transfers or when the Act otherwise specifically states no consent is

required.

Section 4.6. The Company shall provide the County and the South Carolina Department of Revenue and Taxation with notice of any assignment, transfer, or investment in accordance with the Act, and the County agrees, subject to reimbursement by the Company, to take all further action necessary to implement the assignment, transfer, or investment in accordance with the provisions of the Act and the County agrees that it may take any action by a resolution duly approved by the County Council.

[TWO SIGNATURE PAGES FOLLOW]

IN WITNESS WHEREOF, the parties hereto, each after due authorization, have executed this Inducement and Millage Rate Agreement on the respective dates indicated below, as of the date first above written.

RICHLAND COUNTY, SOUTH CAROLINA

Joseph McEachern., Chairman of County Council
Richland County, South Carolina

(SEAL)
ATTEST:

Michielle Cannon-Finch, Clerk to County Council
Richland County, South Carolina

Date: As of March ___, 2007.

IN WITNESS WHEREOF, the parties hereto, each after due authorization, have executed this Inducement and Millage Rate Agreement on the respective dates indicated below, as of the date first above written.

**STAPLES CONTRACT AND COMMERCIAL,
INC.**

By: _____
Name: _____
Title: _____

Date: As of _____, 2007.

STATE OF SOUTH CAROLINA
COUNTY COUNCIL FOR RICHLAND COUNTY
ORDINANCE NO. ____-07HR

AN ORDINANCE AMENDING ORDINANCE NO. 110-06HR, WHICH AUTHORIZED A DEED TO L-J, INC., FOR CERTAIN PARCELS OF LAND KNOWN AS LOTS 18 AND 19 (APPROXIMATELY 14.14 ACRES TOTAL) IN THE RICHLAND NORTHEAST INDUSTRIAL PARK, A PORTION OF RICHLAND COUNTY TMS # 25800-04-01; SO AS TO ALLOW DAVID N. JORDAN TO BE THE GRANTEE.

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 I. SECTION I. of Ordinance No. 110-06, which was enacted on November 21, 2006, and granted a deed to L-J, Inc. for certain real property, described as Lots 18 and 19 (approximately 14.14 acres) in the Richland Northeast Industrial Park, is hereby amended to read as follows:

SECTION I. The County of Richland and its employees and agents are hereby authorized to grant a deed to DAVID N. JORDAN for certain real property known as Lots 18 and 19 (approximately 14.14 acres) in the Richland Northeast Industrial Park, a portion of Richland County TMS # 25800-04-01, and more specifically described in the Deed, a copy of which is attached hereto and incorporated herein.

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

SECTION III. Conflicting Ordinances. 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 April __, 2007.

RICHLAND COUNTY COUNCIL

By: _____
Joseph McEachern, Chair

Attest this _____ day of
_____, 2007.

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: March 13, 2007 (tentative)
Second Reading:
Public Hearing:
Third reading: