

**ORDINANCE NO. 01-439**

**AN ORDINANCE  
TO PROVIDE FOR A LEVY OF TAXES FOR COUNTY  
PURPOSES OF SUMTER COUNTY, S. C., FOR THE FISCAL YEAR OF  
SAID COUNTY BEGINNING JULY 1, 2001, TO DIRECT THE EXPENDITURES OF  
SAID TAXES AND OTHER FUNDS OF SAID COUNTY, AND TO PROVIDE FOR  
OTHER MATTERS RELATED THERETO**

**BE IT ORDAINED** by the County Council of Sumter County (the County), South Carolina, in council duly assembled:

**WHEREAS**, the County Council (Council) for Sumter County, South Carolina (the County) has estimated that for the County's fiscal year beginning July 1, 2001, that the aggregate amount of all anticipated funds, moneys and revenues (funds) available to the County from all sources except ad valorem taxes for the County's fiscal year beginning July 1, 2001, as set forth in detail on the annexed Exhibit A, Revenue Analysis, (which is attached hereto and made a part hereof by reference) will be approximately \$14,755,032 which includes \$400,000 allocation of prior years' reserves.

**WHEREAS**, Council finds that it is necessary that the additional funds needed to provide for the expenditures appropriated herein should and must be raised from the imposition of ad valorem taxes; and

**WHEREAS**, Council further finds, based on the estimated value of the millage imposed herein, that, in order to provide for the expenditures hereinafter appropriated, the millages hereinafter established should be and hereinafter are established and applied for the purposes hereinafter set forth; and

**WHEREAS**; Council further finds that the expenditures for the appropriations hereinafter made are all necessary, are all in the best interest of the citizens of the County, and are all for proper public and corporate purposes of the County.

**NOW, THEREFORE**, the following ordinance is hereby adopted:

**Section I.** For purposes of this ordinance and for purposes of the records of the County related to the levying of taxes and the expenditure of funds by the County for the County's fiscal year beginning July 1, 2001, and ending June 30, 2002, the following definitions shall apply:

Tax District # 1 - That portion of Sumter County School District # 17 situate outside of the corporate limits of the City of Sumter.

Tax District # 2 - That portion of Sumter County School District # 2 situate outside of the corporate limits of the City of Sumter and all of School District # 50.

Tax District # 17 - That portion of Sumter County School District # 17 situate within the corporate limits of the City of Sumter.

Tax District # 70 - That portion of Sumter County School District # 2 situate within the corporate limits of the City of Sumter.

**Section II.** The following funds are hereby appropriated for the County's fiscal year beginning July 1, 2001, and ending June 30, 2002, for the purposes indicated:

Public Works	2,447,896
Public Building - Maintenance	728,281
Register of Deeds	352,292
Waste Collection	1,186,379
Environmental/Engineering	1,926,340
Correctional Center	3,658,040
County Administration	205,035
Human Resources	191,440
Management Information Systems	378,556
Assessor's Office	708,730
Public Safety	105,734
Finance Department	269,457
Purchasing Department	221,246
Recreation Department	1,413,806
South Sumter Resource Center	95,251
Greenhouse Transfer	106,498
Capital Outlay	1,096,300
Lease Payments	475,578
Greater Township Community Center	35,000
Shiloh Community Center	38,953

Matching Grants	457,265
Community Development	57,780
Master-in-Equity	83,223
Public Defender Corporation	152,000
Clerk of Court	500,005
Coroner's Office	106,119
Magistrate's Office	810,152
Judge of Probate's Office	192,142
Family Court	539,557
Veteran Affairs Office	78,240
Fire Protection	1,435,360
Sheriff's Department	5,624,103
Solicitor's Office	329,134
County Council	502,313
Auditor's Office	337,865
Treasurer's Office	419,803
Legislative Delegation	17,521
County Health Department	69,992
Mental Health Board	35,625
Indigent Hospitalization	205,377
Children's Dental	\$5,000
EMS - Ambulance Service	1,607,825
Santee Senior Services	29,925
Alcohol and Drug Abuse Commission	12,540
Election Commission/Registration Board	206,454
City/County Planning Commission	600,197
Santee Wateree Regional Transportation Authority	17,100
Community Promotions	3,325
Development Board and Chamber of Commerce	212,892
Historical Commission	6,650
Sumter Airport Commission	50,000
Cultural Commission/Patriot Hall	261,380
Gallery of Art	17,575
County Library	763,286
Clemson Extension Service	102,018
Soil Conservation Service	33,400
National Guard Armory	3,325
General Operating Expenses	1,697,900
Santee Lynches Regional Council on Governments	53,287
Sumter County Museum	57,000
Sumter Green	7,695
Vocational Rehabilitation	3,325
Mabry Memorial Park	950
Aid-to-Industry	50,000

Base Closure Defense	19,000
Interest Expenses to Schools	45,000
Transfer to Capital Projects (Jail Building)	400,000
Summer Employment Program	30,000
<b>TOTAL FOR COUNTY OPERATIONS</b>	<b>33,891,437</b>

Toward reimbursement of 1995, 2001A, and 2001B Proposed Bond County General Obligation Bonds	1,785,558
<b>SUBTOTAL - COUNTY EXPENDITURES</b>	
Career Center	602,200
Central Carolina Technical College	829,065
USC-Sumter	213,750
<b>Total Appropriations for Expenditures to be made by Sumter County in 2001-2002 Fiscal Year</b>	<b>\$37,322,010</b>

**Section III.** Provided, however, notwithstanding anything set forth in Section II or any other provisions of this ordinance to the contrary, the County Administrator of Sumter County should have the authority to add to or reduce from any appropriations made in this ordinance for County Operations amounts not in excess of \$10,000 or 10% of any appropriations made in this ordinance, whichever is the lesser, provided any such additions to any appropriations shall be taken out of one or more appropriations that have been reduced by the County Administrator within the guidelines of this proviso prior to expenditure thereof.

**Section IV.** The above appropriations shall be kept separate and expended for the purposes for which each was appropriated. Except as otherwise specifically provided herein, there shall not be expended or contracted to expend any sum greater than the amount appropriated except with the approval of a majority of the County Council for the County (County Council) and no account against the County shall be approved or paid except an expenditure authorized by this ordinance or further action of County Council.

**Section V.** The exact amounts the County is required to expend for the following items are set by state law, to-wit: jury pay and court expenses - Clerk of Court; Coroner's juries, inquests, etc.; S. C. police officer's retirement - County's Share; per diem - Tax Assessor's and appeals board; advertising tax sales, bids, notices, etc.; officials and employees' bond premiums; workers' compensation benefits and/or premiums; state retirement - county's share; social security - county's share; unemployment compensation; legal expenses for the defense of indigent; and other legal expenses. The amounts herein appropriated for the items enumerated in this section are based on estimated requirements, but may, in fact, vary in accordance with the requirements of state law. Accordingly, notwithstanding anything contained in this ordinance to the contrary, payment of the items enumerated in this section as from time to time required by state law is authorized even if the amount thereof should exceed the estimated amount hereof appropriated in this ordinance for any such item.

**Section VI.** The amounts of the salaries of the following officials by this ordinance for the fiscal year for said County beginning July 1, 2001, shall be as follows, which amount shall be paid out of and deducted from the appropriations made for their respective offices to wit:

Sheriff	\$72,074
Clerk of Court	65,655
Judge of Probate	54,382
Coroner	41,875

That, in addition to state salaries, the salaries of the following County officials are supplemented by the County as follows:

Auditor	\$40,350
Treasurer/Tax Collector	47,967

The amounts herein provided for the salaries or supplements to the salaries of the officials mentioned in this section shall be in lieu of all fees collected by these officials and the amounts herein provided shall be the salaries or supplements to the salaries

of such officials for all their services for the fiscal year of the County commencing July 1, 2001. However, said salaries as set out in this section are exclusive of any supplements thereto paid to any of said officials by the State of South Carolina and said officials are hereby authorized to accept any such supplements to their salaries. Any such supplements received by the County on behalf of a respective official shall be paid over by the County to the applicable official.

**Section VII.** Salaries provided herein for the Sheriff, the Clerk of Court, the Judge of Probate, the Coroner, the Auditor, and the Treasurer/Tax Collector are appropriated for the present holders of the aforesaid offices and in the event vacancies occur in any of these offices the beginning salaries and appropriations therefore shall be determined by the County Council.

**Section VIII.** That the positions of the various County employees set forth on the annexed Exhibit B, Personnel Analysis, (which is attached hereto and made a part hereof by reference) are hereby ratified, approved, and authorized in order to carry out the functions of the County. The County Administrator is authorized to fill these positions with such employees as the County Administrator deems in the best interest of the County consistent with applicable laws, ordinances, regulations and policies. The County Administrator is not required to fill any position that is or becomes vacant where the County Administrator deems it in the best interest of the County that said position be vacant. Except as otherwise provided in this section and except also as County Council might from time to time by resolution otherwise direct, the County Administrator is authorized, from time to time, to assign, amend, and vary the duties and responsibilities of County employees, to increase or decrease salaries within existing salary ranges applicable to a respective position, move County employees from one position with the County to another position with the County (either within a department or to another department), and to combine one or more positions or portions thereof into a single position. The County Administrator shall not change the

title of the position of a County employee unless the County Council by resolution so authorizes. Provided, nothing in this section shall authorize the expenditure of any county funds except for the purposes authorized in this ordinance. Provided further, the County Administrator shall not, without authorization granted by resolution of County Council, create any new position nor increase the total number of County employees from the total number of regular, full time positions herein approved. Notwithstanding anything in this section to the contrary, the County Administrator is authorized to employ additional persons for temporary contract labor for a period not to exceed six (6) months per person in any one fiscal year provided that the total expenditure for all such temporary employees does not exceed ten thousand (\$10,000.00) dollars in any one fiscal year unless County Council by resolution should authorize a greater expenditure from funds available and budgeted. No new County employee shall be employed to fill any position with the County at a salary or compensation in excess of the salary or compensation range for that position set forth in the County's present salary schedule without approval by resolution of the County Council.

**Section IX.** No magistrate in the County shall receive a salary unless and until such magistrate shall have first filed a monthly statement with the County Treasurer to be submitted to the County Council showing all cases handled during the past month and the disposition thereof and certifying that all fines due to the County shall have been paid to the County Treasurer.

**Section X.** That the sum of \$400,000 shall be allocated from the reserves of the County toward the funding of the appropriations authorized in Section II herein above. The Auditor is authorized and directed to levy such millage upon all taxable property within the County as necessary to provide funds required to meet the appropriation made in this ordinance for County purposes and to retire, according to the respective schedules for repayment, the general obligation bonds of the County.

**Section XI.** In addition to funds normally received and to ad valorem taxes imposed for other purposes, the Auditor of Sumter County (the Auditor) is hereby authorized and directed to make the following levies on all taxable property within the areas specified:

1. Within the entire County – 98 mills (89.4) mills for general countywide purposes and 8.6 mills for general obligation bond purposes);
2. Within Tax District #1, 18.8 mills for fire protection;
3. Within Tax District #2, 11.8 mills for fire protection.

Expenditures by the County for the purposes specified above out of the funds so raised and those other funds remitted to the County by State agencies, raised by other ordinances of the County, and obtained by the County from all other sources are hereby authorized.

**Section XII.** The County Tax Assessor shall furnish to the County Auditor the assessed values on all property within the County on or before June 30, 2002.

**Section XIII.** The Auditor shall deliver the tax books to the County Treasurer not later than September 15, 2001. The Auditor is authorized to use the same millage as was used for the County's prior fiscal year unless notified in writing on or before July 15, 2001, of a change in estimated millage values.

**Section XIV.** No additional levy for school purposes shall be made in any district unless approved by a majority of the County Council.

**Section XV.** All boards and commissions receiving funds from the County shall send to County Council a copy of the minutes of each meeting within thirty (30) days thereof and shall annually submit financial reports to the County Council.

**Section XVI.** No funds appropriated herein shall be used for payment of expenses or obligations of the County or any agency or office thereof incurred prior to the effective date of this ordinance except for retirement of general obligation bonds and payment on lease purchase agreements that come due after the effective date of this ordinance.

**Section XVII.** This ordinance shall take effect on the 1st day of July 2001.

**COUNTY COUNCIL FOR SUMTER COUNTY, S. C. (SEAL)**

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Frank E. Williams, Jr.  
Its: Chairman

ATTEST:

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Mary W. Blanding      ITS: Clerk

**First Reading: May 8, 2001**

**Second Reading: May 22, 2001**

**Public Hearing Held: June 11, 2001**

**Third Reading and Adoption: June 26, 2001**

School District #17 and School District #2 Budgets were approved by Council on June 28, 2001, through individual resolutions. (See Attached Resolutions)