

**ORDINANCE NO. 05-568**

**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, 2005, 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, 2005, 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, 2005, 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 \$17,550,499 which includes \$537,267 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, 2005, and ending June 30, 2006, 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, 2005, and ending June 30, 2006, for the purposes indicated:

<b>County Operations:</b>	
Public Works	2,767,825
Public Buildings	652,456
Master-in-Equity	153,896
Clerk of Court	495,175
Register of Deeds	344,006
Coroner	126,287
Magistrate	809,510
Judge of Probate	197,397
Family Court	582,147
Veteran's Affairs	91,933
Recycling Center Operations	1,477,986
Landfill Operations	2,660,596
Detention Center	4,755,862
Sheriff	6,833,687
County Council	407,729
County Administration	498,047
Auditor	291,860
Treasurer	277,084
Information Technology	477,616
Legislative Delegation	18,491
Assessor	1,034,201
General Expenditures	2,751,290
Voter's Registration	277,567
Public Safety	103,803
Finance	464,287
Human Resources	187,767
Purchasing	206,589

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Cultural Center	222,802
Recreation	1,591,069
Shiloh Community Center	22,500
South Sumter Resource Center	118,375
Greater Township Community Center	22,500
Rembert Area Coalition	22,500
EMS	2,490,699
Transfers:	
Greenhouse Transfer	106,630
Solicitor Transfer	329,134
Matching Grants Transfer	178,454
Development Board	213,305
General Health & Welfare:	
County Health Department	92,149
Indigent Hospitalization	227,830
Children's Dental	5,000
Other Institutions:	
National Guard Armory	2,124
Mabry Memorial Park	950
Mental Health Board	40,000
Santee Senior Services	25,436
Alcohol and Drug Abuse Commission	10,284
City/County Planning Commission	580,527
Gallery of Art	14,939
Santee Wateree Regional Transportation Authority	14,535
Community Promotions	2,826
Historical Commission	5,653
Chamber of Commerce	2,593
Santee Lynches Regional Council of Governments	52,002
Genealogical Society	6,800
Sumter Little Theater	8,500
Sumter County Museum	48,450
Sumter Green	6,312
Soil and Water Conservation District	38,400
Sumter County Library	864,774
Vocational Rehabilitation	2,826
Public Defender Corporation	152,000
Sumter Airport Commission	72,500
Sumter Base Defense Committee	19,000
Clemson Extension	86,438
Youth Program	18,200
Lease Payments and Capital Outlays:	
Lease Payments	819,124
Capital Outlays	0

Education:	
Central Carolina Technical College	704,705
USC - Sumter	226,549
Career Center	528,719
Fire Protection:	
Fire District 1 (includes capital outlays)	1,116,870
Fire District 2 ( includes capital outlays and lease purchases)	1,227,378
<b>SUBTOTAL</b>	<b>41,287,455</b>
Bonds:	
Toward retirement of 1997 Landfill, 2001 Detention Center, 2002 CP & L	2,716,748
Building, 2004 Library, and Proposed 2005 Landfill G. O. Bonds	
<b>TOTAL APPROPRIATIONS FOR SUMTER COUNTY IN Fiscal Year 2005-2006</b>	<b>\$44,004,203</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, 2005, shall be as follows, which amount shall be paid out of and deducted from the appropriations made for their respective offices to wit:

Sheriff	74,581
Clerk of Court	61,944
Judge of Probate	58,195
Coroner	46,445
Chairman, Sumter County Council	\$13,545
Vice Chairman, Sumter County Council	\$12,574
Member, Sumter County Council (5 x \$11,574)	\$57,870

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

Auditor	46,057
Treasurer/Tax Collector	53,203

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, 2005. 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 \$537,267 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 - 97.1 mills for general countywide purposes and 10 mills for general obligation bond purposes;
2. Within Fire District 1, 26.4 mills for fire protection;
3. Within Fire District 2, 11.8 mills for fire protection;
4. Establishment of a Capital Improvement Fund, 1 mill.

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, 2005.

**Section XIII.** The Auditor shall deliver the tax books to the County Treasurer not later than September 15, 2005. 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, 2005, 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 expenditures 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 2005.

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

\_\_\_\_\_  
Its Chairman - Louis Fleming

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Attest By Its Clerk - Mary W. Blanding

**First Reading: April 26, 2005**

**Second Reading: May 24, 2005**

**Public Hearing Held: May 24, 2005**

**Third Reading and Adoption: \_\_\_\_\_**

School District #17 and School District #2 Budgets were approved by Council on June, 2005, through individual resolutions. (See Attached Resolutions)