

A RESOLUTION

CALLING FOR A PUBLIC HEARING TO BE HELD UPON THE QUESTION OF THE ISSUANCE OF NOT EXCEEDING \$1,500,000 OF GENERAL OBLIGATION BONDS OF DUNCAN CHAPEL FIRE DISTRICT AND TO PROVIDE FOR THE PUBLICATION OF THE NOTICE OF SUCH HEARING.

BE IT RESOLVED, by the County Council of Greenville County (the "*County Council*"), which is the governing body of Greenville County, South Carolina (the "*County*"):

WHEREAS, the County Council is empowered, by Act No. 1189 enacted at the 1974 Session of the South Carolina General Assembly entitled,

AN ACT TO AUTHORIZE THE GOVERNING BODIES OF ALL COUNTIES OF THE STATE WHEREIN EXIST SPECIAL PURPOSE DISTRICTS CREATED PRIOR TO MARCH 7, 1973, TO ISSUE BONDS OF SUCH DISTRICTS IN FURTHERANCE OF POWERS EXISTING IN SUCH DISTRICTS AS OF MARCH 7, 1973; TO PROVIDE THE PROCEDURES PURSUANT TO WHICH SUCH BONDS MAY BE ISSUED; TO PROSCRIBE THE TERMS AND CONDITIONS UNDER WHICH BONDS MAY BE ISSUED AND THEIR PROCEEDS EXPENDED; TO MAKE PROVISION FOR THE PAYMENT OF SUCH BONDS AND TO VALIDATE ALL BONDS OF SUCH DISTRICTS ISSUED OR SOLD PRIOR TO THE EFFECTIVE DATE OF THIS ACT,

approved July 9, 1974, as amended (the "*Enabling Act*"), to authorize the governing body of any special purpose district created prior to March 7, 1973 and located in whole or in part within the County to issue general obligation bonds of such special purpose district and to provide funds to be used in furtherance of any power or function committed to such special purpose district and in effect on March 7, 1973; and

WHEREAS, the Duncan Chapel Fire District, South Carolina (the "*District*"), a special purpose district created prior to March 7, 1973 (having been created by Act No. 1027 of the Acts

of the General Assembly of the State of South Carolina for the year 1970, as amended) and located within the County with the authority, inter alia, to buy such firefighting equipment as the Board of Fire Control of the Duncan Chapel Fire District (the “**Board**”), the governing body of the District, deems necessary for controlling fires and to buy land and to construct, if necessary, buildings to house the equipment, has determined that it is in the best interests of the residents of its service area to issue not exceeding \$1,500,000 of general obligation bonds of the District (the “**Bonds**”) in order to provide funds with which to defray (A) the costs of: (i) constructing and equipping a new fire station facility, including any costs incurred in acquiring any real property therefor, (ii) capital improvements to the District’s existing fire station facility, including, but not limited to, additions, renovations, and enlargements, and (iii) acquiring and equipping fire apparatuses, including, without limitation, one pumper truck; and (B) costs related to the issuance of the Bonds.

SECTION 1. The County Council hereby orders a public hearing to be held upon the question of the issuance of the Bonds. The County Council recognizes that the District desires a referendum held within the District to approve the issuance of the not exceeding \$1,500,000 general obligation bonds of the District.

SECTION 2. A public hearing shall be held on the question of the issuance of the Bonds in the Greenville County Council Chambers located at County Square, 301 University Ridge, Greenville, South Carolina, at _____ p.m. on July ____, 2013. The notice of such hearing attached hereto as Exhibit “A” shall be published once a week for three (3) successive weeks in The Greenville News, which is a newspaper of general circulation in the County and the District. The first such publication shall not be less than sixteen (16) days prior to the hearing date.

SECTION 3. The aforesaid hearing shall be conducted publicly at the time and place above stated, and both proponents and opponents of the Bonds shall be given a full opportunity to be heard in person or by counsel.

SECTION 4. Following the aforesaid public hearing, the County Council shall determine whether and to what extent the Bonds should be issued, subject to further approval by referendum within the District.

SECTION 5. The Chairman of the County Council is hereby authorized and empowered to take all necessary action to provide for the holding of the aforesaid public hearing in accordance with the provisions of the Enabling Act.

DONE AT GREENVILLE, SOUTH CAROLINA, this ____ day of _____, 2013.

(SEAL)

Chairman, County Council of
Greenville County, South Carolina

Attest:

Clerk, County Council of
Greenville County, South Carolina

EXHIBIT A

NOTICE OF PUBLIC HEARING ON THE PROPOSED ISSUE OF NOT EXCEEDING \$1,500,000 OF GENERAL OBLIGATION BONDS OF DUNCAN CHAPEL FIRE DISTRICT

The County Council of Greenville County, South Carolina (the “*County Council*”), the governing body of Greenville County, South Carolina (the “*County*”), has determined that it may be in the best interests of Duncan Chapel Fire District, South Carolina (the “*District*”), to raise moneys through the issuance of general obligation bonds of the District in the amount of not exceeding \$1,500,000 (the “*Bonds*”) to provide funds with which to defray the cost of constructing and equipping a new fire station facility, including any costs incurred in acquiring any real property therefor, capital improvements to the District’s existing fire station facility, including, but not limited to, additions, renovations, and enlargements, and acquiring and equipping fire apparatuses, including, without limitation, one pumper truck (collectively, the “*Improvements*”), and the costs of issuance of the Bonds, in order to provide better firefighting and other emergency services to the residents of the District. Accordingly, the County Council has ordered a public hearing to be held upon the question of the issuance of the Bonds in accordance with the provisions of Act. No. 1189 enacted at the 1974 Session of the South Carolina General Assembly, as amended (the “*Enabling Act*”). The area of the District is within the County and the Enabling Act provides that bonds issued thereunder may be authorized by the governing body of the County wherein the District is located. In the event the issuance of the Bonds is approved by the County Council, such issuance must also be approved by referendum held within the District.

Accordingly, notice is hereby given that a public hearing will be held in the County Council Chambers located at County Square, 301 University Ridge, Greenville, South Carolina, beginning at ____ p.m. on the _____ day of July, 2013, on the question of the issuance of the

Bonds, the proceeds of which will be expended to defray the cost of the Improvements and the costs of issuance of the Bonds as described above.

For the payment of the principal of and interest on the Bonds 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 District shall be irrevocably pledged, and there shall be levied on all taxable property in the District ad valorem taxes sufficient in amount to pay said principal and interest on the Bonds.

The aforesaid hearing shall be conducted publicly and both proponents and opponents of the proposed action shall be given full opportunity to be heard in person or through counsel. Following the hearing, the County Council shall, by ordinance, make a finding as to whether and to what extent the Bonds should be issued and may thereupon authorize the governing body of the District to issue the Bonds to the extent it shall be found necessary, subject to further approval by referendum held within the District.

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

I, the undersigned Clerk to the County Council of Greenville County, South Carolina (the "*County Council*"), DO HEREBY CERTIFY:

That the foregoing constitutes a true, correct and verbatim copy of a Resolution duly adopted by the County Council at a meeting duly called and held on the ____ day of _____, 2013 at which meeting a majority of the membership of the County Council were present, and upon which Resolution a majority of those present voted in favor of the adoption thereof.

That the original of said Resolution is duly entered in the permanent records of said Council, in my custody as such Clerk of County Council.

IN WITNESS WHEREOF, I have hereunto set my Hand and the Seal of this County, this ____ day of _____, 2013.

(SEAL)

Clerk to the County Council of
Greenville County, South Carolina