

RESOLUTION NO. 2020-25

TO AUTHORIZE THE CITY TO ENTER INTO AN AGREEMENT ESTABLISHING
A PROCEDURE FOR COMPENSATING THE BELVEDERE FIRE DISTRICT WHEN
ANNEXATIONS BY THE CITY REDUCES THE BELVEDERE FIRE DISTRICT
SERVICE TERRITORY

WHEREAS, the City and Belvedere Fire District entered into an Agreement related to the respective fire districts for the City and Belvedere Fire District, to include provisions related to future annexations by the City; and,

WHEREAS, the Agreement, as approved by the Aiken County Council on February 5, 2019, provides that following such annexations, that the County would change services area maps to conform with such annexations either upon agreement by the parties or by confirmation that the City has fully complied with Code Sections 5-3-310 through 5-3-315 of the South Carolina Code Laws; and,

WHEREAS, the City and District have reached an Agreement that provides for a formula in determining the payments to be made by the City to Belvedere Fire District when property within the Belvedere Fire District is annexed by the City of North Augusta and North Augusta indicates a desire to be the Fire provider for the annexed property; and,

WHEREAS, the City desires, wherever possible, to be the fire provider for all parcels within the City limits; and,

WHEREAS, the Mayor and City Council have reviewed the proposed formula which is attached hereto marked Exhibit "A" and incorporated by reference and determined that such formula is reasonable and appears to protect the interest of the City as well as Belvedere Fire District; and,

WHEREAS, the Mayor and Council believe that it is in the best interest of all parties that a specific set procedure be established to avoid future misunderstandings.

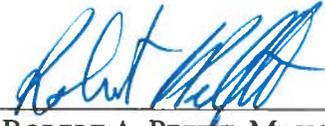
NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of North Augusta, South Carolina, in meeting duly assembled and by the authority thereof, that:

1. That the City approves the formula as set forth in Exhibit "A" attached hereto;
2. That the City Administrator is specifically authorized to execute such documents as necessary to enter into an agreement with Belvedere Fire District to establish this procedure for determining compensation to be paid to Belvedere Fire District when the City takes over, as a result of annexation, service within a territory formerly served by the Belvedere Fire District;
3. That the Director of Finance and General Services is authorized to make payments in accordance with such formula, with said funds being paid out of the General fund;

4. That the City Administrator and Finance Director are specifically authorized to make decisions relative to the manner of payment of such fees as between payment in full in one year or the payment over a period up to five (5) years.

DONE, RATIFIED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH AUGUSTA, SOUTH CAROLINA, ON THIS 22nd DAY OF JUNE, 2020.

SIGNED BY:



ROBERT A. PETTIT, MAYOR

ATTESTED BY:



SHARON LAMAR, CITY CLERK

EXHIBIT "A"

FORMULA FOR COMPUTING PAYMENTS BY CITY OF NORTH AUGUSTA TO BELVEDERE FIRE DISTRICT FOR PROPERTY WITHIN THE SERVICE BOUNDARIES OF BELVEDERE FIRE DEPARTMENT THAT IS ANNEXED INTO THE CITY OF NORTH AUGUSTA

1. Following the notification by the City to Belvedere Fire District of the annexation by the City of property formerly within the service boundaries of the District, District shall notify City of the fire fees for such parcel or parcels of property for the previous tax year.
2. As compensation to the Belvedere Fire District, the City shall pay to the District three (3) times the fee received by the Fire District for service to the property in the previous calendar year.
3. City would have the option of either paying the full fee within the first year of annexation or could choose to pay as follows:
 - a) 100% of fee in first year;
 - b) 80% of fee in second year;
 - c) 60% of fee in third year;
 - d) 40% of fee in fourth year; and
 - e) 20% of fee during fifth year.

City would have the right to, at any time pay out any remaining balance and terminate the annual payments.

4. Upon receipt of information from Belvedere Fire District related to the annual fire fee received during the previous year, the City would provide written notification to the District of the City's agreement with such information.

With the provision of the letter to Belvedere Fire District agreeing to the payment figures, such act would constitute the agreement of the parties and authorize Aiken County to make such revisions to the service boundaries, maps as appropriate.