

**A RESOLUTION OF THE YORK COUNTY COUNCIL DELARING THE RESULTS OF
THE REFERENDUM HELD ON AUGUST 2, 2011 ON THE IMPOSITION OR
REIMPOSITION OF A ONE PERCENT SALES AND USE TAX PURSUANT TO THE
CAPITAL PROJECT SALES TAX ACT**

WHEREAS, the Registration and Elections Commission for York County conducted a Referendum on August 2, 2011, for the purpose of determining whether or not a one percent sales and use tax should be imposed or reimposed in York County for not more than seven (7) years to raise the sum of \$161,000.00, the proceeds of which would be expended for road improvements in York County, South Carolina; and,

WHEREAS, the following question was presented to the qualified electors in York County in a Referendum conducted on August 2, 2011:

**REFERENDUM ON IMPOSITION OR REIMPOSITION
OF THE CAPITAL PROJECTS SALES TAX IN YORK COUNTY**

Must a special one percent sales and use tax be imposed or reimposed in York County for not more than seven (7) years to raise the amounts specified for the following purposes?

1. \$8,848,727.00 for multi-lane improvements to SC Highway 160 from Gold Hill Road near Tega Cay to the state line.
2. \$25,775,000.00 for multi-lane improvements to SC Highway 274/279 Pole Branch Road near Lake Wylie community from SC Highway 49 to the state line.
3. \$2,485,752.00 for a new two-lane connector road from US 321 to Barrett Road in the Town of Clover.
4. \$22,425,371.00 for multi-lane improvements to US 21, north of the Town of Fort Mill, from Springfield Parkway to SC Highway 51 and multi-lane improvements to SC Highway 51 from US 21 to state line.
5. \$3,994,736.00 for shoulder widening with shared use bike lanes and intersection improvements to Sutton Springs Road from SC Highway 5 to SC Highway 49, between the Town of Sharon and the City of York.
6. \$5,829,426.00 for multi-lane improvements to Cel-River/Red River Road from Cherry Road to Eden Terrace Road in the City of Rock Hill.
7. \$11,649,811.00 for interchange improvements to the Interstate 77 and Gold Hill Road intersection in the Fort Mill Township.
8. \$28,880,815.00 for Intersection and Pedestrian Safety Improvements:
 - (a) US 21/Anderson Road/Cowan Farm Road Intersection - Intersection Realignment
 - (b) SC Highway 49/Lincoln Road Intersection - Intersection Realignment
 - (c) US 321/Johnson Street/Railroad Avenue Intersection - Intersection Realignment

- (d) SC Highway 49/Campbell Road Intersection - Intersection Realignment
- (e) Sullivan Middle School/Winthrop University - Pedestrian Safety
- (f) Griggs Road/SC Highway 557/Bate Harvey Intersection - Intersection Realignment
- (g) 4th Street/5th Street/Ross Cannon Street Intersection - Intersection Realignment
- (h) White Street/Constitution Boulevard - Intersection Realignment
- (i) Paraham Road - shoulder widening and safety improvements from SC Highway 55 to SC Highway 161
- (j) Fort Mill Southern Bypass/Spratt Road Intersection - Intersection Realignment
- (k) University Drive - Bike lanes and sidewalk on one side

9. \$4,324,400.00 for multi-lane improvements to SC Highway 557 from Kingsburry Road to SC Highway 49, west of the Lake Wylie Community.

10. \$4,793,052.00 for multi-lane improvements to SC Highway 160, east of the Town of Fort Mill, from Springfield Parkway to County line.

11. (A) \$4,500,000.00 to improve and surface with hot-mix asphalt pavement to the following county maintained gravel roads, Group 1:

<u>Road Name</u>	<u>Road No.</u>	<u>Description</u>
(a) Arrow Road	E4-006	SC Highway 5 to SC Highway 5 Bypass
(b) Beersheba Road	D2-035	Templeton Road to Greenleaf Road
(c) Burns Road	C3-001	SC Highway 5 to McGill Road
(d) Calabash Road	E2-024	Saint Paul Church Road to Boyd Road
(e) California Road	D4-009	Kelly Road to SC Highway 49
(f) Canaan Church Road	B2-004	SC Highway 55 to SC Highway 5
(g) Carroll Falls Road	C2-024	SC Highway 55 to Maynard Grayson Road
(h) Devinney Road	E4-008	SC Highway 5 to SC Highway 324
(i) Durree Street	H6-078	Porter Road to Rock Grove Avenue
(j) Faires Road	F6-026	Mockingbird Lane to SC Highway 322
(k) Frontier Road	D2-038	Agoney Acres Road to Thomas Road
(l) Garvin Road (part)	D6-015	Garvin Road to Simpson Road
(m) Greenglen Road	E7-004	Hawley Road to West Chappell Road
(n) James Harvey Road	D3-006	Mason Dickson Road to SC Highway 321
(o) Longleaf Road	D4-005	California Road to SC Highway 49
(p) Montview Road	B5-005	Willson Chappel Road to Sherer Road
(q) Nivens Road	F4-104	Tirzah Road to South Shiloh Road
(r) Piedmont Springs Road	B2-006	SC Highway 55 to SC Highway 5
(s) Shady Oak Lane	J6-028	Neely Store Road to Hopewell Road
(t) South Fork Road	F6-021	Percival Road to Mobley Store Road
(u) Southbend Road	D3-008	Fairhope Road to Old Limestone Road
(v) Traylor Road	C5-013	Hord Road to North Burris Road
(w) Turner Road	C3-024	Ramah Church Road to C.E. Stewart Road
(x) Wilkerson Road	A5-003	SC Highway 211 to SC Highway 9

11. (B) \$5,000,000.00 to improve and surface with hot-mix asphalt pavement to the following county maintained gravel roads, Group 2:

<u>Road Name</u>	<u>Road No.</u>	<u>Description</u>
(a) Clinzo Feemster Road	B5-018	Sawmill Road to Howell Salem Road
(b) Creekside Drive	C6-005	Burris Road to end
(c) Fox Trail Road	F3-082	SC Highway 49 to end
(d) Heatherlock Road	D2-044	Lester Road to end
(e) Hidden Valley Road	G7-004	Strait Road to end
(f) Hillcrest Road	D4-027	Sharon Road to California Road
(g) Hughes Road	C3-002	Beersheba Road to end
(h) Mereva Road	C3-013	Burns Road to end
(i) Musket Hill Road	C5-004	Lockhart Highway to end
(j) Shadow Lakes Drive	D2-035	Jim McCarter Road to end

(k) Stonebridge Lane	F1-024	Riddle Mill Road to end
(l) Stroupe Road and entrance road	D3-044	Smith Road to end
(m) Tanners Road	A4-006	Legion Road to end
(n) Woodstream Road	E2-016	Lincoln Road to end

12. \$7,851,942.00 multi-lane improvements to Riverview Road, in the City of Rock Hill from Eden Terrace to SC Highway 161.

13. \$12,026,668.00 multi-lane improvements to Mount Gallant Road, north of the City of Rock Hill, from Celanese Road to Twin Lakes Road.

14. \$12,614,300.00 for multi-lane improvements to SC Highway 72, south of the City of Rock Hill, from SC Highway 901 to Rambo Road.

TOTAL ESTIMATED COST OF ALL CAPITAL PROJECTS: \$161,000,000.00

EXPLANATION:

The purpose of the Referendum is to reimpose an existing capital project sales and use tax for the capital projects listed above in order to permit the tax to be reinstated and continue without interruption.

CONDITIONS AND RESTRICTIONS ON THE USE OF SALES AND USE TAX REVENUE COLLECTED UNDER THE CAPITAL PROJECT SALES TAX ACT:

The capital projects sales and use tax shall be used and expended for right-of-way, design, engineering, construction or improvement of the highways, roads, streets and/or bridges listed above. Net proceeds of the capital project sales and use tax, if approved, must be expended for the purposes stated in the priority listed above; provided that multiple projects may be funded simultaneously based on the formula or system contained in the ordinance adopted by the York County Council. The expenditure of revenues from the capital projects sales and use tax, if approved, shall be subject to acquisition of right-of-way, design and engineering considerations, environmental issues, the discovery of historic sites or endangered species, the receipt of necessary permits, funding of projects from other sources, bids in excess of project estimates, qualifications of bidders, cost overruns, exhaustion or insufficiency of net sales and use tax revenues to complete all projects and other unforeseen circumstances and conditions.

INSTRUCTIONS TO VOTERS:

If a majority of the electors vote in favor of reimposing the tax, the existing tax shall be reimposed and continued to fund the highway improvements listed above.

If a majority of the electors vote in opposition to reimposing the tax, the existing one percent sales tax will not be reimposed or continued.

All qualified electors desiring to vote in favor of imposing the tax for the stated purposes shall vote "YES" and all qualified electors opposed to levying the tax shall vote "NO".

and;

WHEREAS, the Registration and Elections Commission for York County met on August 5, 2011, for the purpose of considering challenged, fail-safe and/or provisional ballots and canvassing the election returns in the said Referendum on the imposition or reimposition of a one percent sales and use tax in York County pursuant to the provisions of the Capital Project Sales Tax Act, S.C. Code Ann. Section 4-10-300, et seq., as amended, and the Registration and Elections Commission for York County, having considered all matters related to the election and having canvassed the election returns, certified the results and provided a copy of the Certification to the York County Council; and,

WHEREAS, a copy of the Certification by the Registration and Elections Commission of York County has been received by York County and is hereby incorporated herein by reference with a copy to be included along with the recordation and filing of this Resolution; and

WHEREAS, upon receipt of the Certification of the Referendum, the York County governing body must, pursuant to S.C. Code Ann. Section 4-10-330(F), declare, by Resolution, the results thereof.

NOW THEREFORE, BE IT RESOLVED, by the County Council of York County, South Carolina that:

1. On the Referendum question “Must a special one percent sales and use tax be imposed or reimposed in York County for not more than seven (7) years to raise the amounts specified for the following purposes?”, the vote in the Special Referendum was **9,591 in favor of the question and 2,082 opposed to the question.**

2. Accordingly, a majority of the qualified electors voting in the Special Referendum voted favorably on the question of the imposition or reimposition of a one percent sales and use tax in York County for not more than seven (7) years to raise the amount of \$161,000.00 for the purposes specified in the referendum question, and the imposition or reimposition of the one percent sales and use tax was approved by the favorable vote of a majority of the qualified electors casting votes in the Special Referendum.

3. Thus, **the Results are hereby declared**; and the officials, administration, and staff of York County Government are hereby authorized and directed to take any such further action as may be required to perfect the imposition or reimposition of a one percent sales and use tax pursuant to the capital project sales tax act.

Adopted this 15^h day of August, 2011

COUNTY COUNCIL OF YORK COUNTY

By: 

J. Britt Blackwell, Chairman

Attest: 

James E. Baker, County Manager