

**CITY OF TRAVELERS REST
COUNCIL MEETING AGENDA
APRIL 16, 2020 6:00 PM**

The City has implemented changes to our Public Meetings due to COVID-19. We invite the public to join us by one of the means listed below:

Join the Zoom Meeting by smart phone, tablet or computer by following this weblink:

<https://us02web.zoom.us/j/6906093523> Meeting ID: 690 609 3523

A. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

1. Brandy Amidon, Mayor

B. INVOCATION

1. Councilmember Mr. Rick Floyd

C. APPROVAL OF THE MINUTES FOR THE PREVIOUS MEETING

1. Regular Council Meeting-March 19, 2020

D. PUBLIC HEARING

None

E. CITIZEN PARTICIPATION

(speakers limited to 5 minutes)

F. ORDINANCES FOR SECOND READING

1. Consider second reading of Ordinance O-03-20 to adopt the Existing Building Code amending City Code 5.04.060.

(Mr. Floyd)

2. Consider second reading of Ordinance O-04-20 to adopt the Small Cell Ordinance

(Ms. Byers)

G. COMMITTEE REPORTS

1. **Public Works Committee-Chairwoman Kelly Byers**

- a. Public Works Committee monthly report

2. Public Safety Committee-Chairman Rick Floyd

- a. Public Safety Committee monthly report

3. Ways & Means Committee- Chairman Grant Bumgarner

- a. Approval of monthly financial report for February and March

H. ORDINANCES FOR FIRST READING

- 1. Consider Ordinance O-06-20 to Renew the Duke Energy Franchise Agreement

(Ms. Byers)

I. OLD BUSINESS

None

J. NEW BUSINESS

K. MISCELLANEOUS MATTERS

L. ADJOURNMENT

**CITY OF TRAVELERS REST
REGULAR COUNCIL MEETING
March 19, 2020 6:00 P.M.
MINUTES**

Travelers Rest City Council conducted its Regular Council Meeting on March 19, 2020 at 6:00 p.m. The following members were present: Brandy Amidon, Mayor, Harvey Choplin, Mayor Pro Tempore, Grant Bumgarner, Shaniece Criss, Kelly Byers, Jeff George, Rick Floyd, Brantly Vest and Sara Gilstrap. Also present were: Eric Vinson, City Administrator, Charlene Carter, City Clerk, Ben Ford Police Chief, Greg Robertson Fire Chief and Mac McMakin Assistant Fire Chief. The media were notified and did not attend the meeting. Due to the COVID-19, safety precautions for the meeting were taken and the meeting was streamed live on face book.

A. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

1. Brandy Amidon, Mayor called the meeting to order and commented regarding safety precautions taken at City Hall and the Covid-19 outbreak.
2. Council then recited the Pledge of Allegiance.

B. OTHER BUSINESS

1. The invocation was given by Council Member Ms. Kelly Byers with a special Reading also.

C. APPROVAL OF THE MINUTES OF PREVIOUS MEETING(S)

1. Ms. Byers made a motion to approve the minutes for the Regular Council Meeting held on February 27, 2020. The motion was seconded by Dr. Criss. An omission of Chairman Vest name was mentioned and will be corrected for the record. The motion carried unanimously.

D. PUBLIC HEARING

None.

E. CITIZEN PARTICIPATION

None.

F. ORDINANCE FOR SECOND READING

Mr. Vest made a motion to approve Ordinance O-02-20 of the Major Modification to FRD Zoning for Trailview Townhomes Map #04960002033004. Mr. Bumgarner second the motion and carried unanimously.

G. COMMITTEE REPORTS

1. Chairwoman Byers provided a summary of the monthly Public Works Reports

2. Chairman Floyd provided a summary of the monthly Public Safety Reports
3. Mr. Bumgarner moved to hold the February Financial Reports for receipt and review until April. The motion was seconded by Mr. George carried unanimously.

H. RESOLUTIONS AND ORDINANCES FOR FIRST READING

1. Mr. Floyd made the motion to adopt before Council Ordinance O-03-20 Existing Building Code amending City Code 05.04.060. Mr. Bumgarner seconded the motion and carried unanimously
2. Ms. Byers made the motion to adopt before Council Ordinance O-04-20 Small Cell Ordinance. Mr. Floyd seconded the motion and carried unanimously.

I. OLD BUSINESS

None.

J. NEW BUSINESS

1. Mr. Choplin made a motion to adopt Emergency Ordinance O-05-20 COVID-19 and Mr. Floyd seconded the motion. Due to the nature of the Ordinance it only requires one reading and carried unanimously. All Council members commented on the current situation and impact on the community and small business.

K. MISCELLANEOUS MATTERS

City Administrator Vinson provided City update on calendar of events, and continued services for the community.

L. Adjournment

1. There being no other business to come before the Council, Mr. Bumgarner made a motion to adjourn. The motion was seconded by Mr. George and carried unanimously.

Brandy Amidon, Mayor

Completed by

Charlene Carter, City Clerk & Treasurer

Reviewed by

Eric Vinson, City Administrator



MEMORADUM

TO: City Council

FROM: Eric Vinson, City Administrator

DATE: March 6, 2020

SUBJECT: International Existing Building Code

It has come to our attention that City has not adopted the International Existing Building Code Administration. This is a model code intended to provide alternative approaches for alterations and additions to existing buildings. The International Existing Building Code will provide the necessary flexibility that makes the alteration process easier and more cost effective while still meeting a level of basic safety. By adopting this code, the City will have an effective tool to encourage the reuse, addition and alteration of existing buildings by providing more options for meeting building safety goals.

To this end, staff recommends that the Council adopt the International Existing Building Code amending City Code Section 5.04.060.

STATE OF SOUTH CAROLINA)

COUNTY OF GREENVILLE)

ORDINANCE NO. O-03-20

CITY OF TRAVELERS REST)

AN ORDINANCE TO ADOPT VARIOUS INTERNATIONAL CODES RELATING TO INSPECTION ACTIVITIES OF THE CITY OF TRAVELERS REST, GREENVILLE COUNTY, SOUTH CAROLINA AND ENFORCEMENT OF BUILDING PROVISIONS AS PROVIDED IN SAID CODES.

WHEREAS, the City of Travelers Rest desires to adopt the various International Codes relating to Commercial Building, Residential Building Mechanical, Plumbing, Fuel Gas, Fire, Property Maintenance and NEPA 70-National Electrical Codes.

WHEREAS, the adoption of these codes are done to facilitate proper inspection activities by Travelers Rest, Greenville County, South Carolina relating to construction and to maintenance of buildings within the corporate limits of said City and relating to public safety, health and general welfare;

NOW, THEREFORE, the Mayor and City Council ordain that the following codes are hereby adopted by reference as though they were copied herein revisions:

International Existing building Code – The edition which shall be the most recently adopted by the South Carolina Building Code Council with the following revisions:

Add: Chapter 1 Administration

Section 1: BE IT FURTHER ORDAINED by the city of Travelers Rest that any matters in said codes, which are contrary to existing Ordinances of the City, shall prevail.

Section 2: BE IT FURTHER ORDAINED that all Codes aforementioned shall be adopted on April 16, 2020 in addition to the adopted code on December 1, 2013. Any existing Ordinances to the contrary are hereby repealed in that respect.

Section 3: BE IT FURTHER ORDAINED that within said Codes when reference is made to the duties of certain officials named therein that designated officials of Travelers Rest shall be the Building Official.

Section 4: BE IT FURTHER ORDAINED that the Ordinance shall take affect April 16, 2020 and be in force from and after its passage, the public welfare requiring it.

DONE, RATIFIED AND PASSED this 16 day of April, 2020.

Brandy Amidon, Mayor

ATTEST:

Charlene Carter
City Clerk, Treasurer

REVIEWED:

Eric Vinson
City Administrator

Introduced: Rick Floyd

First Reading: 03/19/2020

Second Reading: 04/16/2020



MEMORADUM

TO: City Council
FROM: Eric Vinson, City Administrator
DATE: February 26, 2020
SUBJECT: Small Cell Ordinance

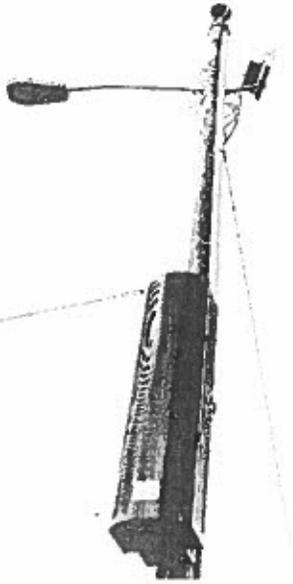
"Standards for Placement of Small Wireless Facilities in Covered Areas" Ordinance

The current trend in the telecom industry is 5G which is different from past service offerings, the 5G network relies on a denser network of antennas, deployed at heights closer to street level, to supplement and communicate with traditional cell towers. These small cell antennas vary in design but are commonly placed on telephone poles or light poles in the public right-of-way.

The importance of this technology in the economy, quality of life, and convenience is significant. However, the impact this technology can have on the control of right-of-ways and the visual aesthetics is also important to note.

The MASC worked with the leaders in the telecom industry to draft a model ordinance which, "balances municipal and telecommunications interests by streamlining the review and permitting process. At the same time, it preserves municipal authority to control rights of way and the design and aesthetics of SWF facilities to the extent permissible in state and federal law.

Under the model ordinance, small wireless facilities are classified as a permissible use, subject to administrative review, in municipal rights of way and abutting utility easements unless the proposed SWF location is within a historical, design or underground utility district. In these supplemental review districts, SWFs are a conditional use that affords the municipality additional review authority and protection for the character of the districts."



STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)
CITY OF TRAVELERS REST)

ORDINANCE NO. O-04-20

AN ORDINANCE TO ESTABLISH THE STANDARDS FOR THE PLACEMENT OF SMALL WIRELESS FACILITIES IN COVERED AREAS IN THE CITY OF TRAVELERS REST, SOUTH CAROLINA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Travelers Rest (“City”) encourages wireless infrastructure investment and wishes to provide a fair and predictable process for the deployment of Small Wireless Facilities while managing Public Rights-of-Way in a manner that promotes the interests of the public health, safety and welfare; and,

WHEREAS, the City recognizes that Small Wireless Facilities including facilities commonly referred to as small cell and distributed antenna systems are critical to delivering wireless access to advanced technology, broadband, and 9-1-1 services to residences, businesses, and schools within the City; and,

WHEREAS, the City recognizes that Small Wireless Facilities together with high capacity transport medium such as fiber optic cabling may be effectively deployed in Public Rights-of-Way; and,

WHEREAS, this Ordinance is intended to grant municipal consent to use of Rights-of-Way and establish a standard application process to streamline the issuance of necessary permits in a manner that is not a barrier to competition, and does not unnecessarily delay the implementation and installation of Small Wireless Facilities,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TRAVELERS REST, SOUTH CAROLINA, that Title 4 of the City Code is hereby amended to add a new Chapter 4.12 entitled “Standards for Placement of Small Wireless Facilities in Covered Areas,” to read as follows:

Section 1. Definitions.

“Antenna” means communication equipment that transmits or receives electromagnetic radio frequency signals used in the provision of Wireless Services.

“Applicable Codes” means uniform building, energy, electrical, plumbing, mechanical, gas, and fire codes in Title 6, Chapter 9 of the South Carolina Code of Laws, local amendments to those codes authorized by state law, and local codes or ordinances which impose requirements defined in Section 5 of this Ordinance including objective design and concealment standards to regulate location, context, material, color, stealth and concealment standards on a uniform and nondiscriminatory basis.

“Applicant” means any person who submits an Application to a City and is a Wireless Services Provider or a Wireless Infrastructure Provider.

“Application” means a request submitted by an Applicant for a permit to (i) Collocate Small Wireless Facilities; or, (ii) construct, install, maintain, operate, replace or modify a Utility Pole or Wireless Support Structure.

“Cable, Communications, Fiber or Electric Easement” means an easement, granted to a cable or video service provider, a communications service provider (including without limitation a telephone utility), a fiber optics cable services provider, or an electric services provider created or authorized by state law to provide such services, that runs parallel to and abuts or within a Rights-of-Way and is occupied by existing Utility Poles or Wireless Support Structures carrying electric distribution lines, wires, cable, conduit, fiber optic cable for telecommunications, cable or electric service or supporting municipal street lights, or security lights. The term Cable, Communications, Fiber or Electric Easement excludes easements for service drops or lines connecting the customer’s premises to the cable, communications, fiber or electrical provider.

“City-Owned Pole” means (i) a Utility Pole owned or operated by the City in Covered Areas, including a Utility Pole that provides lighting or traffic control functions, or other law enforcement functions, including light poles, traffic signals, and structures for signage, and (ii) a pole or similar structure owned or operated by the City in a Covered Area that supports only Wireless Facilities. The term does not include a Utility Pole owned or operated by and accounted for as an asset of a municipal electric utility.

“Collocate” means to install, mount, maintain, modify, operate, or replace one or more Wireless Facilities on, under, within, or adjacent to an existing Wireless Support Structure or Utility Pole located in Covered Areas within the jurisdiction of the City. **“Collocation”** has a corresponding meaning.

“Covered Areas” means the surface of, and the space above and below, any public “Rights-of-Way,” “ROW,” “City Rights-of-Way,” “Public Rights-of-Way,” and/or “Cable, Communications, Fiber or Electric Easement” as those terms are defined herein.

“Day” means calendar day unless the last day for the City or an Applicant to take action under this Ordinance ends on a weekend, holiday, or time when all but City emergency services are closed due to weather or some unforeseen situation.

“Decorative Pole” means a Utility Pole specially designed and placed for aesthetic purposes and on which no appurtenances or attachments, other than specially designed informational or directional signage or a temporary holiday or special event attachments, have been placed or are permitted to be placed according to nondiscriminatory municipal practices.

“Design District” means an area that is zoned, or otherwise designated by municipal ordinance, and for which the City maintains and enforces unique design and aesthetic standards on a uniform and nondiscriminatory basis.

“Fee” means a one-time charge.

“Historic District” means an area that is zoned or otherwise designated as a Historic District under municipal, state or federal law and for which the City maintains and enforces unique design and aesthetic standards on a uniform and nondiscriminatory basis.

“Micro Wireless Facility” means a Small Wireless Facility that meets the following qualifications: (i) is not larger in dimension than 24 inches in length, 15 inches in width, and 12 inches in height; and, (ii) any exterior antenna is no longer than 11 inches.

“Person” means an individual, corporation, limited liability company, partnership, association, trust, or other entity or organization, including the City.

“Rate” means a recurring charge.

“Rights-of-Way” or “ROW” or “City Rights-of-Way” or “Public Rights-of-Way” means that area on, below, or above a public roadway, highway, street, sidewalk, alley dedicated to,

managed or controlled by the City, County or the State of South Carolina, but not including a federal interstate highway, in the City.

“Small Wireless Facility” means a Wireless Facility that meets both of the following qualifications: (i) each antenna is located inside an enclosure of no more than six (6) cubic feet in volume, or, in the case of an antenna that has exposed elements, the antenna and all of its exposed elements could fit within an imaginary enclosure of not more than six (6) cubic feet; and (ii) all other wireless equipment associated with the facility is cumulatively no more than twenty-eight (28) cubic feet in volume. The following types of associated ancillary equipment are not included in the calculation of equipment volume: electric meter, concealment elements, telecommunications demarcation box, ground-based enclosures, grounding equipment, power transfer switch, cut-off switch, and vertical cable runs for the connection of power and other services.

“Transmission Pole” means a pole or similar structure that is used in whole or in part to carry electric transmission (as opposed to distribution) lines.

“Underground District” means an area that is designated by ordinances, zoning regulations, state law, private deed restrictions, and other public or private restrictions, that prohibit installing above ground structures in a Covered Area and for which the City maintains and enforces standards on a uniform and nondiscriminatory basis.

“Utility Pole” means a pole or similar structure that is used in whole or in part for the purpose of carrying electric distribution lines or cables or wires for telecommunications, cable or electric service, or for lighting, traffic control devices, traffic control or directional signage, or a similar function regardless of ownership, including City-Owned Poles. Such term shall not include structures supporting only Wireless Facilities, nor shall it include Wireless Support Structures.

“Wireless Facility” means equipment at a fixed location that enables Wireless Services between user equipment and a communications network, including: (i) equipment associated with wireless communications; (ii) radio transceivers, Antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration. The term includes Small Wireless Facilities. The term does not include the structure or improvements on, under, or within which the equipment is Collocated, wireline

backhaul facilities, coaxial or fiber optic cable that is between Wireless Support Structures or Utility Poles or coaxial or fiber optic cable that is otherwise not immediately adjacent to, or directly associated with, an Antenna.

“Wireless Infrastructure Provider” means any Person including a Person authorized to provide telecommunications service in the State, that builds, installs or maintains Utility Poles, wireless communication transmission equipment, Wireless Facilities or Wireless Support Structures.

“Wireless Services” means any services provided using licensed or unlicensed spectrum, including the use of Wi-Fi, whether at a fixed location or mobile, delivered to the public using Wireless Facilities.

“Wireless Services Provider” means a Person who provides Wireless Services.

“Wireless Support Structure” means a freestanding structure, such as a monopole or, other existing or proposed structure designed to support or capable of supporting Wireless Facilities. Such term shall not include a Utility Pole.

Section 2. Purpose and Scope.

(a) The purpose of this Ordinance is to provide policies and procedures for the placement of Small Wireless Facilities in Covered Areas within the jurisdiction of the City.

(b) It is the intent of this Ordinance to establish uniform standards including, but not limited to:

- (i) Prevention of interference with the use of streets, sidewalks, alleys, parkways, traffic light poles or other light poles, and other public ways and places;
- (ii) Prevention of visual and physical obstructions and other conditions that are hazardous to vehicular and pedestrian traffic;
- (iii) Prevention of interference with other facilities and operations of facilities lawfully located in Covered Areas or public property;
- (iv) Preservation of the character of neighborhoods where facilities are installed;
- (v) Preservation of the character of historic structures, or historic neighborhoods, including but not limited to such structures or neighborhoods listed on the National Register of Historic Places or locally designated Historic Districts; and,

(vi) Facilitation of the rapid deployment of Small Wireless Facilities to provide the citizens with the benefits of advanced Wireless Services.

Section 3. *Permitted Use; Application Process and Fees.*

- (a) **Permitted Use and Consent.** Collocation of a Small Wireless Facility on an existing Utility Pole or Wireless Support Structure, or a new or modified Utility Pole or Wireless Support Structure installed in a Covered Area shall be a permitted use, except in supplemental review districts where such facilities are a conditional use, subject to administrative review, conditions and other requirements in Section 5. In accord with Article VIII, Section 15 of the State Constitution and related municipal code and ordinance provisions, the City consents to the use of Public Rights-of-Way by permit holders acting in compliance with this Ordinance.
- (b) **Permit Required.** No person shall place a Small Wireless Facility in a Covered Area without first filing a Small Wireless Facility Application and obtaining a permit, except as otherwise provided in this Ordinance.
- (c) **Permit Applications.** All Small Wireless Facility Applications filed pursuant to this Ordinance shall be on a form, paper or electronic, as required by the City. The Applicant may designate portions of its Application materials that it reasonably believes contain proprietary or confidential information as “proprietary” or “confidential” by clearly marking each page of such materials accordingly, and the City shall endeavor to protect materials so designated from public disclosure to the fullest extent permitted by state law.
- (d) **Application Requirements.** The Small Wireless Facility permit Application shall be made by the Applicant , or its duly authorized representative as noted in a notarized statement from a Person with the Applicant with authority to make such an authorization, and shall contain the following:
- (i) The Applicant’s name, address, telephone number and e-mail address;
 - (ii) Facility owner’s name, address, telephone number and email address, if different from Applicant;
 - (iii) Intended facility use: owner operated or owner leased capacity;

- (iv) The names, addresses, telephone numbers, and e-mail addresses of all consultants, if any, acting on behalf of the Applicant with respect to the filing of the Application;
- (v) A general description of the proposed scope of work for the Collocation of the Small Wireless Facility. The scope and detail of such description shall be appropriate to the nature and character of the work to be performed, with special emphasis on those matters, including but not limited to sub-surface utilities, likely to be affected or impacted by the work proposed;
- (vi) Identification of any consultant that is acting on behalf of the Applicant and that is authorized to speak with the City, or a designee of the City, on the area of consultation for the Applicant even if the Applicant cannot be available;
- (vii) Verification from an appropriate representative of the Applicant that the Small Wireless Facility shall comply with all Applicable Codes;
- (viii) Verification of payment of the annual municipal consent or administrative fee for telecommunications companies to use Public Rights-of-Ways pursuant to Section 58-9-2230;
- (ix) Verification of local business license, if applicable;
- (x) Evidence the Applicant is duly authorized to do business in South Carolina;
- (xi) Evidence the Applicant has received any necessary certificate of public convenience and necessity or other required authority from the South Carolina Public Service Commission or the Federal Communications Commission or evidence that it is not required;
- (xii) A copy of an approved South Carolina Department of Transportation encroachment permit and all documents required by SCDOT as part of the encroachment permit application, if the proposed location is within a SCDOT Right-of-Way; and,
- (xiii) If the proposed location is outside of a SCDOT Right-of-Way, a statement that the Applicant has a lease, attachment agreement or other authorization from the owner of the Utility Pole or structure proposed for Collocation.

- (e) **Routine Maintenance and Replacement.** An Application shall not be required for:
- (i) Routine maintenance;
 - (ii) The replacement of a Small Wireless Facility with another Small Wireless Facility that is substantially similar or smaller in size, weight, and height; or
 - (iii) The installation, placement, maintenance, operation, or replacement of Micro Wireless Facilities that are strung on cables between existing Utility Poles and/or Wireless Support Structures in compliance with the National Electrical Safety Code by a Wireless Services Provider or a Wireless Infrastructure Provider that is authorized to occupy the Public Rights-of-Way and that is remitting a consent, franchise, or administrative Fee pursuant to S.C. Code Ann. § 58-9-2230.
- (f) **Information Updates.** Any amendment to information contained in a permit Application shall be submitted in writing to the City within ten (10) business days after the change necessitating the amendment.
- (g) **Consolidated Application.** An Applicant seeking to Collocate multiple Small Wireless Facilities may, at the Applicant's discretion, file a consolidated Application and receive a single permit for up to twenty (20) Small Wireless Facilities. Provided, however, the City's denial of any site or sites within a single Application shall not affect other sites submitted in the same Application. The City shall grant a permit for any and all sites in a single Application that it does not deny subject to the requirements of this Section.
- (h) **Application Fees.** Unless otherwise provided by law, and except as to telecommunication companies exempted pursuant to S.C. Code § 58-9-2230, all Applications for permits pursuant to this Ordinance shall be accompanied by a Fee of \$100.00 for each Small Wireless Facility, except that the Fee for Small Wireless Facilities addressed in a consolidated Application shall be \$100.00 each for the first five Small Wireless Facilities and \$50.00 for each additional Small Wireless Facility up to a maximum of twenty (20) Small Wireless Facilities. For clarity, any Applicant that pays either a franchise, consent Fee, or administrative Fee pursuant to the requirements of S.C. Code § 58-9-2230 shall not be required to pay any building permit Fee, zoning permit Fee, encroachment Fee, degradation Fee, or any other Fee assessed on a telecommunications provider for its occupation of or work within the ROW.

(i) **Interference with Public Safety Equipment.** A Small Wireless Facility shall be operated and maintained in a manner that does not interfere with public safety (police, traffic control, fire and emergency services) equipment.

Section 4. Action on Permit Application.

(a) **Review of Small Wireless Facility Applications.** The City shall review the Application for a Small Wireless Facility permit for conformity with applicable requirements of this Ordinance, and shall issue a permit on nondiscriminatory terms and conditions subject to the following requirements:

(i) Within ten (10) days of receiving an Application, the City must determine and notify the Applicant whether the Application is complete; or if an Application is incomplete, the City must specifically identify the missing information.

(ii) Make its final decision to approve or deny the Application within sixty (60) days of submission of a completed Application .

(iii) Notify the Applicant in writing of its final decision, and if the Application is denied, specify the basis for a denial, including citations to federal, state or local code provisions and/or statutes on which the denial was based.

(iv) Notwithstanding an initial denial, the Applicant may cure the deficiencies identified by the City and resubmit the Application within thirty (30) days of the denial, and the City shall approve or deny the revised Application within thirty (30) days of receipt of it. The subsequent review by the City shall be limited to the deficiencies cited in the original denial.

(b) **Review Deadline.** If the City fails to act on an Application within the sixty (60) day review period (or within the thirty (30) day review period for an amended Application), the Applicant may provide notice that the time period for acting has lapsed and the Application is then deemed approved.

(c) **Review of Eligible Facilities Requests.** Notwithstanding any other provisions of this Ordinance, the City shall approve and may not deny Applications that constitute eligible facilities requests for modification of an eligible support structure that does not substantially

change the physical dimensions of such structure as provided in 47 CFR 1.40001, within sixty (60) days according to the procedures established under 47 CFR 1.40001(c).

(d) **Compensation.** Subject to the limitations set forth in Section 3(h) herein, every permit shall include as a condition the Applicant's agreement to pay such lawful franchise Fees, business license taxes, administrative Fees and consent Fees as are permitted under applicable South Carolina and federal law. The Applicant shall also pay all applicable ad valorem taxes, service Fees, sales taxes, or other taxes and Fees as may now or hereafter be lawfully imposed on other businesses within the City.

Section 5. *Requirements for Small Wireless Facilities in Covered Areas.*

(a) **Administrative Review.** The City shall perform an administrative review of permit Applications including the location or installation of new, modified, or replacement Utility Poles and/or Wireless Support Structures and the attachment of Wireless Facilities and equipment on Utility Poles or Wireless Support Structures. Review factors, in addition to location, shall include the size, shape, color, texture, and materials of the structures and attachments.

(i) The City may require a proposed Wireless Facility be designed to not be significantly more readily apparent or plainly visible (to a reasonable person of ordinary sensibilities) from Covered Areas than existing utility structures, poles and equipment located within five hundred (500) linear feet on the same Covered Area as the subject Utility Pole or Wireless Support Structure.

(ii) Where Small Wireless Facilities are determined to be appropriate, the use of reasonable stealth and concealment treatments, low profile equipment and control boxes, and screening may be required to avoid significant negative impacts on the character and visual aesthetics of the area. However, such requirements may be waived by the City upon a showing that the particular location of a Small Wireless Facility does not warrant stealth or concealment treatments or imposes an excessive expense. The waiver shall be granted or denied within forty-five (45) days after the date of the request.

(iii) Supplemental review districts identified in Section 5(c) and listed in Appendix A may be subject to a higher level of review.

(b) **Maximum Size of Permitted Use.**

(i) The height of an Antenna of a Collocated Small Wireless Facility shall be limited to the greater of ten (10) feet above (a) the height of an existing or modified Utility Pole or Wireless Support Structure; or (b) the height of a new Utility Pole or Wireless Support Structure as provided in (ii) below.

(ii) The height of a new or modified Utility Pole, or Wireless Support Structure is limited to the greater of (a) the tallest Utility Pole, excluding Transmission Poles, or Wireless Support Structure located in the same Covered Area, measured from grade, in place within five hundred (500) linear feet on the same Covered Area as the subject Utility Pole or Wireless Support Structure as of the effective date of this Ordinance; or (b) in the absence of any such Utility Pole or Wireless Support Structure, either (i) forty (40) feet in any area zoned exclusively for single family residential use, unless a waiver is granted for good cause shown, or (ii) fifty (50) feet in any other area.

(iii) Collocation is not allowed on a Decorative Pole less than twenty (20) feet in height.

(c) **Supplemental Review Districts.** Collocated Small Wireless Facilities and new or modified Utility Poles or Wireless Support Structures located in supplemental review districts shall be a conditional use and subject to the design and aesthetic requirements and review processes for structures specified in this Ordinance establishing the supplemental review district(s) in addition to the requirement of this Ordinance, provided that the City will work in good faith with the Applicant to accommodate the installation of Collocated Small Wireless Facilities and new or modified Utility Poles or Wireless Support Structures in supplemental review districts to the fullest extent practicable. The City reserves its right to maintain and implement the following types of supplemental review districts.

(i) **Underground Districts.** A Wireless Services Provider or a Wireless Infrastructure Provider shall comply with nondiscriminatory requirements that prohibit electric

utilities, telecommunications or cable providers from installing above-ground structures in the Covered Area in these districts. Nothing in this section shall prohibit the use or replacement of existing Utility Poles or Wireless Support Structures in Underground Districts for the Collocation of Small Wireless Facilities subject to administrative review by the zoning administrator, appropriate design and concealment and a finding that such use does not increase the height by more than three (3) feet.

(ii) **Historic and Design Districts.** As a condition for approval of new Small Wireless Facilities or new Wireless Support Structure in a Historic District or a Design District, the City may require that a Wireless Services Provider or a Wireless Infrastructure Provider comply with the design and aesthetic standards of the Historic District or Design District to minimize the impact to the aesthetics in a Historic District or on a Design District's Decorative Poles. If design and concealment treatments are determined on review by the City to be insufficient to mitigate harm to the Historic District or Design District, the Application may be denied.

This section may not be construed to limit a municipality's authority to enforce historic preservation zoning regulations consistent with the preservation of local zoning authority under 47 U.S.C. Section 332(c)(7), the requirements for facility modifications under 47 U.S.C. Section 1455(a), or the National Historic Preservation Act of 1966 (54 U.S.C. Section 300101 et seq.), and the regulations adopted to implement those laws.

(d) **Appeals, Special Exceptions and Variance Requirements.** Appeals of administrative decisions and requests for special exceptions and variances from the provisions of this Ordinance, when strict application would result in an unnecessary hardship or in the inability to deploy needed Small Wireless Facilities, shall be heard and decided by the Board of Zoning Appeals or equivalent board for architectural, design or historical district reviews. An applicant seeking a Special Exception to construct a new Decorative Pole, Utility Pole or other Wireless Support Structure to Collocate a Small Wireless Facility in an Underground District shall demonstrate, including certification through an engineer, that it has diligently attempted to

locate the proposed Decorative Pole, Utility Pole, Wireless Support Structure, or Small Wireless Facility outside of the Underground District and that placement of the Decorative Pole, Utility Pole, Wireless Support Structure, or Small Wireless Facility within the Underground District is necessary to provide the needed wireless coverage or capacity, and one or more of the following conditions exist supporting a Special Exception:

- (i) No existing Utility Pole or Wireless Support Structure is located within the location search radius or to the extent a Utility Pole or Wireless Support Structure is located within the search radius, such Utility Pole or Wireless Support Structure:
 - a. Is not available for Collocation under commercially reasonable rates, terms, and conditions;
 - b. Cannot accommodate the Collocation of the Small Wireless Facility and meet the technical requirements necessary to deliver adequate wireless service coverage or capacity; or
 - c. Would require modifications exceeding the three (3) feet height limitation imposed in section 5(c)(i).
- (ii) The only available option to deliver adequate wireless service coverage or capacity in the search radius requires modifications to an existing Utility Pole or Wireless Support Structure exceeding the three (3) feet height limitation imposed in section 5(c)(i) or the installation of a new Utility Pole or Wireless Support Structure for Collocation of a Small Wireless Facility, or
- (iii) The applicant has demonstrated other circumstances that, in the reasonable discretion of the [board, etc.], warrant a special exception or variance.

The Applicant shall abide by the design, stealth and concealment treatments imposed as conditions of the special exception.

(e) **Existing Supplemental Review Districts.** Supplemental review districts approved by the City as of the effective date of this Ordinance are listed in Appendix A. The Code provisions authorizing the district, applicable design guidelines or manual, review authority and appeal jurisdiction are specified in Appendix A. Nothing in this Ordinance shall prohibit or otherwise limit the City from establishing additional supplemental review districts, provided however, that

facilities and structures for which a permit was approved or deemed approved pursuant to this Ordinance prior to the establishment of the additional supplemental review district remain subject to the provisions of this Ordinance, including routine maintenance and replacement of those facilities and structures as set out in Section 3(e)(i) and (ii) of this Ordinance, and not to any provisions otherwise applicable to the additional supplemental review district. If a Wireless Services Provider or a Wireless Infrastructure Provider voluntarily replaces such facilities in a manner that does not comply with Section 3(e)(ii) of this Ordinance, or if a Wireless Services Provider or a Wireless Infrastructure Provider voluntarily relocates such facilities, such replacement or relocation is subject to the then-existing provisions and requirements of the additional supplemental review district.

(f) **Repair of Damage.** A Wireless Services Provider or a Wireless Infrastructure Provider shall repair all damage to a City Right-of-Way directly caused by the activities of the Wireless Services Provider or the Wireless Infrastructure Provider, while occupying, installing, repairing, or maintaining Wireless Facilities, Wireless Support Structures, City Utility Poles, or Utility Poles and to return the Right-of-Way to its functional equivalence before the damage. If the Wireless Services Provider or the Wireless Infrastructure Provider fails to make the repairs required by the City within forty-five (45) days after written notice, unless the City and the Wireless Services Provider or the Wireless Infrastructure Provider agree in writing to a longer time period, the City may undertake those repairs and charge the applicable party the reasonable and documented cost of the repairs. The City may maintain an action to recover the costs of the repairs.

Section 6. *Effect of Permit.*

(a) **Authority Granted: No Property Right or Other Interest Created.** A permit from the City authorizes an Applicant to undertake only certain activities in accordance with the Ordinance, and does not create a property right or grant any authority whatsoever to the Applicant to impinge upon the rights of others who may already have an interest in the Covered Area.

(b) **Duration.** Unless construction has actually begun and is diligently pursued to completion at that point, no permit for construction issued under this Ordinance shall be valid for a period longer than twelve (12) months unless both City and Applicant agree to a reasonable extension and all required Fees are paid for the term regardless of construction. The inability of the Applicant to obtain electrical power or backhaul transport services to serve the Wireless Facility such that it is operational within the twelve (12) months due to the action or inaction of third-party utility providers shall not result in the invalidity of the permit.

Section 7. *Removal, Relocation or Modification of a Small Wireless Facility in the ROW.*

(a) **Notice.** Within ninety (90) days following written notice from the City, a Wireless Services Provider or a Wireless Infrastructure Provider shall, at its own expense, protect, support, temporarily or permanently disconnect, remove, relocate, change or alter the position of any Wireless Facilities or Wireless Support Structures within the Rights-of-Way whenever the City, in its reasonable discretion, has determined that such removal, relocation, change or alteration, is reasonably necessary for the construction, repair, maintenance, or installation of any City improvement in or upon, or the operations of the City in or upon, the Rights-of-Way.

(b) **Emergency Removal or Relocation of Facilities.** The City retains the right to cut or move any Wireless Facility or Wireless Support Structure located within its Rights-of-Way as the City, in its reasonable discretion, may determine to be necessary, appropriate, or useful in response to any public health or safety emergency. If circumstances permit, the City shall notify the Wireless Services Provider or the Wireless Infrastructure Provider and provide opportunity to move its own Wireless Facilities or Wireless Support Structure prior to the City cutting or removing a Wireless Facility or Wireless Support Structure and the City shall notify the Wireless Services Provider or the Wireless Infrastructure Provider after cutting or removing a Wireless Facility.

(c) **Abandonment of Facilities.** Upon abandonment of a Wireless Facility or Wireless Support Structure within the City Rights-of-Way, the Wireless Services Provider or the Wireless Infrastructure Provider shall notify the City within ninety (90) days of such abandonment. Following receipt of such notice the City may direct the Wireless Services Provider or the Wireless Infrastructure Provider to remove all or any portion of the Wireless Facility or Wireless Support

Structure if the City, in its sole discretion, determines that such removal will be in the best interests of the public health, safety, and welfare.

(d) **Abandonment by Inaction.** At any point when a Wireless Services Provider or a Wireless Infrastructure Provider fails to pay any required Fee, or annual payment to the City, and fails to respond within sixty (60) days to a written inquiry from the City as to whether the Wireless Services Provider or the Wireless Infrastructure Provider intends to continue to operate a Wireless Facility or Wireless Support Structure, for whatever reason, the Wireless Facility shall be deemed abandoned and the City may, at its sole option, remove all or any portion of the Wireless Facility or Wireless Support Structure, or take other action as authorized by law, including recovery of actual costs incurred in removing the Wireless Facility or Wireless Support Structure.

Section 8. Attachment to City-Owned Utility Poles in the Covered Areas.

(a) **Annual Rate.** The rate to place a Small Wireless Facility on a City-Owned Pole in Covered Areas shall be fifty (\$50.00) dollars per year per wooden pole or two hundred (\$200.00) dollars per year for all other City-Owned Poles. This rate is in addition to reimbursement to the City for any expenses for make-ready work. The City reserves the right to require a pole attachment agreement to further define the terms and conditions of attachments to City-Owned Poles. The rates specified in this section shall not apply to poles owned, or operated and accounted for as an asset of, a municipal electric utility.

(b) **Cease Payment.** A Wireless Services Provider or a Wireless Infrastructure Provider is authorized to remove its facilities at any time from a City-Owned Pole in Covered Areas and cease paying the annual rate to the City as of the next due date for payment following the removal.

(c) **Make-Ready.** For City-owned Utility Poles in Covered Areas, the Applicant shall reimburse the City for expenses for any reasonable make-ready work. The City shall provide a good faith estimate for any make-ready work necessary to enable the pole to support the requested Small Wireless Facility, including pole replacement if necessary, within sixty (60) days after receipt of a completed request. Make-ready work including any pole replacement shall be

completed within sixty (60) days of written acceptance of the good faith estimate by the Wireless Services Provider or the Wireless Infrastructure Provider.

(d) **Municipal Utilities Excluded.** Nothing in this section shall be construed to affect the authority of a municipal electric utility to deny, limit, restrict, or determine the rates, Fees, terms, and conditions for the use of or attachment to a Utility Pole owned, or operated and accounted for as an asset of, a municipal electric utility.

Section 9. Severability.

In the event any title, subtitle, section, subsection, subdivision, paragraph, subparagraph, item, sentence, clause, phrase, or work of this Ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the Ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of this Ordinance.

Section 10. Effective Date.

This Ordinance shall take effect (30) days after adoption.

Introduced: Kelly Byers

1st Reading March 19, 2020

2nd Reading: April 16, 2020

Attest:

APPROVED:

_____, Mayor

_____, City Administrator & City Clerk

APPROVED AS TO LEGAL FORM:

_____, City Attorney

Public Works Summary for March 2020

- **Sanitation:** Still Tracking complaints on ACE. The complaints seem to be reducing after we met with ACE in January. Recycle bins were delivered to residents. A total of 14 bags of litter was picked up in the month of March with a total of 8 volunteers.
- **Road and Bridge:** 2 Encroachment Permit were issued. The City way finding sign struck by a vehicle has been replaced. Two complaints were received: One Pot Hole on Main St. was reported to SCDOT and the sidewalk on McElhaney Rd. We are getting quotes to make the repair to the sidewalk on McElhaney Rd.
- **Animal Control:** 4 complaint was reported with 3 impoundments and 1 transported to Greenville Animal Care.
- **Sewer:** 2 inspections were performed. 3 sewer evaluations were conducted on lots in the city. We had one complaint about sewer related problems in March. The contractor that hit the force main on McElhaney Rd has been located and taken responsibility for the damage. Sewer rehab work has been performed between Poinsett Hwy and Center Street.
- **Building / Grounds Maintenance:** Safe Transaction signs at City Hall have been installed. All areas have been repaired at City Hall from the water leak. A roof leak was reported and repaired. General Heating and Air performed our quarterly maintenance inspection.

Miscellaneous Items

- **Christmas Lights** on Main Street have been removed.

- **Trash cans Two have been installed on Main St. We are also working on a grant to purchase new cans for trash and recycles cans to be located throughout the park and downtown areas. The deadline for this grant has been extended until July 1 2020.**
- **Safety Program: Will resume this training as soon as Covid 19 restrictions are lifted.**



NOTICE:

COVID-19 precautions to be implemented for trash collection and recycling

For the safety of workers and overall sanitation, COVID-19 precautions are being extended to the recycling and curbside trash collection in the City of Travelers Rest.

ACE Environmental of South Carolina, LLC., the City's contractor for curbside trash collection, is practicing social distancing by reducing its crew sizes in an effort to continue their operations throughout the crisis.

As an additional measure for curbside collection beginning immediately:

- 1. Garbage** - All household garbage must be bagged and placed inside the roll cart. Do not place additional garbage bags outside of the roll cart.
- 2. Recycling** – All recycling collected curbside must in in the bin/container. No loose items on ground.
- 3. Bulk Items** – No bulk goods will be collected.
- 4. Yard Waste/Brush** – Halt or restrict Yard Waste/Brush to small loads. Residents should only place at curb what can be collected by one person. All yard waste must be bagged and placed at curb. Collection will be made on a reduced pace. Delays should be expected and may not occur on the regular pickup day.

Residents should be aware that crews' first priority will be clearing garbage and limiting workers' exposure to loose materials. Properly bagging and limiting the amount of garbage workers must touch will help protect their health and preserve ongoing collection.

These measures will be in effect until further notice. Thank you for your assistance and patience as we work to maintain regular services during this time.

Public Works Report

Month of March 2020

1. Sanitation

Calls for Brush Pick-Up	<u>0</u>
Complaints	<u>0</u>
Residential	<u>0</u>
Commercial	<u>0</u>

2. Roads & Bridges

Complaints	<u>2</u>
Resolved by City	<u>0</u>
DOT Notification	<u>1</u>

3. Animal Control

Complaints	<u>4</u>
Impoundments	<u>4</u>
Dispositions	<u>0</u>
Humane Society	<u>1</u>
Return to Owner	<u>3</u>

4. Sewer

Complaints	<u>1</u>
Resolved by City	<u>1</u>
Inspections	<u>2</u>

5. Environmental

Complaints	<u>0</u>
Resolved by City	<u>0</u>
Summons Issued	<u>0</u>

6. Fuel

Fuel Usage	<u>108.3</u>
M1	<u>28.7</u>
M2	<u>79.6</u>

	Litter Pickup 2020		
Month	Number of Bags	Vol.	Pounds
January	50	12	1200
February	29	14	653
March	14	8	315
April			
May			
June			
July			
August			
September			
October			
November			
December			
Yearly Total	93	34	2168

Travelers Rest Fire Dept.

Travelers Rest, SC

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Incidents for Zone for Date Range

Zone: All Zones | Start Date: 03/01/2020 | End Date: 03/31/2020

INCIDENT NUMBER	INCIDENT TYPE	DATE	LOCATION	APPARATUS
2020-159	445 - Arcing, shorted electrical equipment	03/01/2020	49 BROOKSIDE DR	B-85,E-85A,PL-85
2020-160	311 - Medical assist, assist EMS crew	03/01/2020	105 POINSETT COMMON DR	B-85,PL-85
2020-161	311 - Medical assist, assist EMS crew	03/02/2020	1 HAVENWOOD LN	PL-85
2020-162	311 - Medical assist, assist EMS crew	03/03/2020	205 FOREST DR	E-85A
2020-163	311 - Medical assist, assist EMS crew	03/03/2020	205 FOREST DR	E-85A
2020-164	611 - Dispatched & cancelled en route	03/03/2020	896 MCELHANEY RD	E-85A
2020-165	743 - Smoke detector activation, no fire - unintentional	03/04/2020	1500 TRAILHEAD CT	B-85,E-85,E-85A
2020-166	744 - Detector activation, no fire - unintentional	03/05/2020	1500 TRAILHEAD CT	E-85 E-85A
2020-167	500 - Service Call, other	03/05/2020	3 EDWARDS ST	E-85
2020-168	311 - Medical assist, assist EMS crew	03/06/2020	311 BROOKS POINTE CIR	E-85
2020-169	118 - Trash or rubbish fire, contained	03/06/2020	6417 STATE PARK RD / N HWY 25	B-85,E-85,E-85A
2020-170	311 - Medical assist, assist EMS crew	03/06/2020	EDWARDS ST / N HWY 25	B-85,E-85
2020-171	311 - Medical assist, assist EMS crew	03/06/2020	405 OLD BUNCOMBE RD	B-85,E-85,E-85A
2020-172	311 - Medical assist, assist EMS crew	03/06/2020	9 BENTON RD	AC-85,B-85,E-85 E-85A
2020-173	611 - Dispatched & cancelled en route	03/07/2020	308 W WADE HAMPTON BLVD	B-85
2020-174	311 - Medical assist, assist EMS crew	03/07/2020	18 BENTON RD	B-85,E-85
2020-175	311 - Medical assist, assist EMS crew	03/08/2020	214 BROOKS POINTE CIR	B-85,E-85
2020-176	311 - Medical assist, assist EMS crew	03/09/2020	412 MCELHANEY RD	B-85,E-85
2020-177	700 - False alarm or false call, other	03/09/2020	1 HAVENWOOD LN	AC-85,B-85,C-35,E-85,E-85A

Only REVIEWED incidents included.

INCIDENT NUMBER	INCIDENT TYPE	DATE	LOCATION	APPARATUS
2020-178	733 - Smoke detector activation due to malfunction	03/10/2020	306 ROOSEVELT AVE	E-85A,PL-85
2020-179	311 - Medical assist, assist EMS crew	03/10/2020	49 BROOKSIDE DR	B-85,E-85
2020-180	311 - Medical assist, assist EMS crew	03/10/2020	110 FARMVIEW DR	B-85,E-85
2020-181	311 - Medical assist, assist EMS crew	03/11/2020	1 HAVENWOOD LN	B-85,E-85
2020-182	311 - Medical assist, assist EMS crew	03/11/2020	49 BROOKSIDE DR	B-85,E-85
2020-183	311 - Medical assist, assist EMS crew	03/11/2020	9 BENTON RD	B-85,E-85
2020-184	311 - Medical assist, assist EMS crew	03/12/2020	20 WEST RD	AC-85,B-85,E-85
2020-185	611 - Dispatched & cancelled en route	03/13/2020	DUNCAN CHAPEL RD / N HWY 25 BY	E-85
2020-186	311 - Medical assist, assist EMS crew	03/14/2020	311 POINSETT COMMON DR	B-85,E-85
2020-187	311 - Medical assist, assist EMS crew	03/14/2020	432 N POINSETT HWY	B-85,E-85,S-85
2020-188	311 - Medical assist, assist EMS crew	03/14/2020	49 BROOKSIDE DR	B-85,E-85
2020-189	311 - Medical assist, assist EMS crew	03/15/2020	1 HAVENWOOD LN	AC-85,B-85,E-85,E-85A
2020-190	311 - Medical assist, assist EMS crew	03/15/2020	3 BENTON RD	B-85,E-85
2020-191	311 - Medical assist, assist EMS crew	03/16/2020	9 BENTON RD	B-85,E-85
2020-192	311 - Medical assist, assist EMS crew	03/16/2020	405 OLD BUNCOMBE RD	B-85,E-85
2020-193	311 - Medical assist, assist EMS crew	03/17/2020	6 S POINSETT HWY	B-85,E-85
2020-194	600 - Good intent call, other	03/18/2020	305 POINSETT COMMON DR	AC-85,E-85A
2020-195	311 - Medical assist, assist EMS crew	03/18/2020	148 WALNUT LN	E-85
2020-196	311 - Medical assist, assist EMS crew	03/19/2020	242 LORRAINE DR	AC-85,B-85,E-85
2020-197	311 - Medical assist, assist EMS crew	03/19/2020	1 HAVENWOOD LN	B-85,E-85
2020-198	311 - Medical assist, assist EMS crew	03/20/2020	405 OLD BUNCOMBE RD	B-85
2020-199	311 - Medical assist, assist EMS crew	03/20/2020	215 POINSETT COMMON DR	B-85,E-85A
2020-200	311 - Medical assist, assist EMS crew	03/20/2020	1 COLONY RD	B-85,E-85

Only REVIEWED incidents included.

INCIDENT NUMBER	INCIDENT TYPE	DATE	LOCATION	APPARATUS
2020-201	744 - Detector activation, no fire - unintentional	03/21/2020	3300 POINSETT HWY	B-85,E-85,E-85A
2020-202	600 - Good intent call, other	03/21/2020	110 FARMVIEW DR	E-85
2020-203	311 - Medical assist, assist EMS crew	03/21/2020	155 TRAILBLAZER DR	B-85
2020-204	311 - Medical assist, assist EMS crew	03/21/2020	300 TRAILBLAZER DR	B-85,E-85
2020-205	321 - EMS call, excluding vehicle accident with injury	03/22/2020	308 ROOSEVELT AVE	E-85
2020-206	554 - Assist invalid	03/22/2020	109 FOREST DR	B-85,E-85
2020-207	550 - Public service assistance, other	03/23/2020	110 FARMVIEW DR	E-85
2020-208	311 - Medical assist, assist EMS crew	03/23/2020	110 FARMVIEW DR	B-85,E-85
2020-209	744 - Detector activation, no fire - unintentional	03/24/2020	925 N MAIN ST	AC-85,C-85,E-85 E-85A
2020-210	311 - Medical assist, assist EMS crew	03/24/2020	1500 TRAILHEAD CT	E-85
2020-211	311 - Medical assist, assist EMS crew	03/24/2020	615 BROOKS POINTE CIR	E-85
2020-212	311 - Medical assist, assist EMS crew	03/25/2020	7 MONTFORD CT	B-85 E-85
2020-213	743 - Smoke detector activation, no fire - unintentional	03/25/2020	1500 TRAILHEAD CT	B-85,C-85,E-85,E-85A,PL-85
2020-214	311 - Medical assist, assist EMS crew	03/25/2020	6 THUNDERBIRD DR	B-85 E-85
2020-215	743 - Smoke detector activation, no fire - unintentional	03/26/2020	461 LINDSEY LAKE RD	B-85,E-85A
2020-216	311 - Medical assist, assist EMS crew	03/26/2020	475 N POINSETT HWY	AC-85,B-85,E-85
2020-217	311 - Medical assist, assist EMS crew	03/26/2020	49 BROOKSIDE DR	B-85 E-85
2020-218	510 - Person in distress, other	03/27/2020	21 SPRINGDALE DR	E-85
2020-219	554 - Assist invalid	03/28/2020	1 SANDRA ST	E-85
2020-220	321 - EMS call, excluding vehicle accident with injury	03/28/2020	421 DUNCAN CHAPEL RD	E-85
2020-221	321 - EMS call, excluding vehicle accident with injury	03/28/2020	9 BENTON RD	E-85
2020-222	321 - EMS call, excluding vehicle accident with injury	03/29/2020	38 COX ST	E-85
2020-223	324 - Motor vehicle accident with no injuries.	03/29/2020	0 HAWKINS RD	B-85,E-85
2020-224	311 - Medical assist, assist EMS crew	03/29/2020	1 HAVENWOOD LN	B-85 E-85

Only REVIEWED incidents included.

INCIDENT NUMBER	INCIDENT TYPE	DATE	LOCATION	APPARATUS
2020-225	142 - Brush or brush-and-grass mixture fire	03/29/2020	2 MCALLISTER ST	B-85 E-85,E-85A
2020-226	311 - Medical assist, assist EMS crew	03/31/2020	300 TRAILBLAZER DR	B-85

Total # Incidents: 68

Only REVIEWED incidents included.

Travelers Rest Fire Dept.

Travelers Rest, SC

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Occupancies Inspected for Date Range

Start Date: 03/01/2020 | End Date: 03/31/2020

OCCUPANCY	ID	ADDRESS	ZONE	LAST INSPECTION
Baker Tire Service	290	521 N Highway 27		03/11/2020
Brown'S Feed & Seed	294	102 N Main ST		03/11/2020
Coles Car Wash	291	13 N Main ST		03/11/2020
DEECO metals	308	655 N Main ST		03/11/2020
Duke Energy	298	201 N Main ST		03/11/2020
Edwards And Thomas Group	373	320 Poplar Street EXT #A		03/09/2020
Esquire Barber Shop	595	21 Plaza DR #365		03/09/2020
Forest Acres Payroll,LLC	547	320 Popular Street EXT #B	Downtown	03/09/2020
Grace Church Offices	536	310 N Main ST		03/11/2020
Indigo Ridge Cafe	370	308 Poplar Street EXT		03/09/2020
Kramer'S Korner Shops	300	302 N Main ST		03/11/2020
Mclesky Todd True Value	411	21 Plaza DR #F		03/09/2020
North Greenville Accounting	302	401 N Main ST		03/11/2020
North Greenville Fitness	311	907 N Main ST #B		03/11/2020
North Greenville Hospital& Clinic	309	807 N Main ST		03/11/2020
Paris Mountain Dental	301	309 N Main ST	North End	03/11/2020
Petee's Good Food	293	101 N Main ST		03/11/2020
Phillips Law Firm	304	404 N Main ST		03/11/2020
Pizza House	371	310 Poplar Street EXT		03/09/2020
Poinsett Car Wash And Self Storage	323	208 N Poinsett HWY		03/09/2020
Rest Stop	297	109 N Main ST		03/11/2020
Samaritan Bbs Inc	303	403 N Main ST		03/11/2020
Shortfields	390	24 S Main ST	Downtown	03/09/2020
Spring Park Senior Living	552	925 N Main ST	North End	03/11/2020
T.R. Sewing & Alteration	324	209 N Poinsett HWY		03/09/2020
Tandem Creperie and Coffee House	545	2 S Main ST	Downtown	03/09/2020
Tankersley Bros. Grading	305	503 N Main ST		03/11/2020
Tender Care Preschool	307	620 N Main ST #B		03/11/2020
The Flop Shop	435	309 S Main RD		03/09/2020
The Whistle Stop at American Cafe	416	109 S Main ST		03/09/2020
Trailside CPA LLC	322	207 N Poinsett HWY		03/09/2020
Travelers Rest Auto Repair	292	25 N Main ST	Downtown	03/11/2020
Travelers Rest Church Of God	306	620 N Main ST #A		03/11/2020
Travelers Rest Family Practice	284	9 McElhaney RD		03/11/2020
Travelers Rest Feed & Seed	285	10 Mcelhaney RD		03/11/2020

Included occupancies are those that have a LOCKED inspection on record for the date range provided.

OCCUPANCY	ID	ADDRESS	ZONE	LAST INSPECTION
Travelers Rest High School	299	301 N Main ST		03/11/2020

of Occupancies Inspected: 36

% Occupancies Inspected: 7.17

Included occupancies are those that have a LOCKED inspection on record for the date range provided.

Travelers Rest Fire Dept.

Travelers Rest, SC

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Fuel Usage for Vehicle Number for Apparatus for Date Range

Apparatus: All Apparatus | Vehicle(s): All Vehicles | Start Date: 03/01/2020 | End Date: 03/31/2020

COMPLETED DATE	DONE BY	HOURS	MILES	FUEL VOLUME	DEF VOLUME	COST	COMPLETED NOTES
Apparatus: AC-85 Vehicle: 2005 F-150							
03/03/2020	Matt Gilstrap		84214.0	23.00			
03/16/2020	Patricia Owen		84622.0	16.00			
Apparatus Totals:		0.00	408.00	39.00			
Apparatus: B-85 Vehicle:							
03/09/2020	Lee Carter		39620.0	15.30			
03/11/2020	Adam Little		39687.0	10.20			
03/21/2020	Christian Kelly		39858.0	17.90			Fueled gas cans as well
03/30/2020	Larry Herman		39924.0	11.50			
Apparatus Totals:		0.00	304.00	54.90			
Apparatus: C-85 Vehicle: 2011 F150							
03/09/2020	Matt Gilstrap		64839.0	23.40			
03/16/2020	Patricia Owen		64963.0	12.00			
03/21/2020	Gregory Robertson		65105.0	12.00			
Apparatus Totals:		0.00	266.00	47.40			
Apparatus: E-85 Vehicle: 2003 KME Pumper							
03/05/2020	Adam Little	6295.0	63456.0	16.00			
03/09/2020	Josh Almeida	6302.0	63487.0	19.00	0.00		
03/12/2020	Matt Gilstrap	6307.0	63509.0	14.40			
03/18/2020	Lee Carter	6313.0	63536.0	18.00			
03/21/2020	Matt Gilstrap	6318.0	63570.0	19.40			
03/26/2020	Larry Herman	6326.0	63601.0	20.10			
03/30/2020	Matt Gilstrap	6332.0	63639.0	21.00			
Apparatus Totals:		37293.0	63509.0	135.80	0.00		

Records included must have Maintenance Type as 'Fuel' and be Completed, 'Hours' and 'Miles' represent the amounts at the time of the Maintenance Request in the 'Request Maintenance' screen. 'Fuel Volume' and 'DEF Volume' represent the amount of fuel added shown in the 'Complete Maintenance' screen and the unit of measurement (gallon, liter, etc...) is assumed as known to the Department running the report. 'Cost' is the amount shown in the 'Total' field in the 'Complete Maintenance' screen. Archived work orders are not included.

Apparatus: E-85A Vehicle: 1997 Sutphen Pumper

03/21/2020	Christian Kelly	7361.0	56873.0	22.30
Apparatus Totals:		0.00	0.00	22.30

Apparatus: E-85B Vehicle: 1988 American Fire Pumper

03/03/2020	Christian Kelly	2972.0	11093.0	2.10
Apparatus Totals:		0.00	0.00	2.10

Apparatus: PL-85 Vehicle: 1999 Sutphen Ladder

03/06/2020	Christian Kelly	105.2	66.0	10.00
Apparatus Totals:		0.00	0.00	10.00

Total For All: 37.00 1161.00 303.60

Records included must have Maintenance Type as 'Fuel' and be Completed. 'Hours' and 'Miles' represent the amounts at the time of the Maintenance Request in the 'Request Maintenance' screen. 'Fuel Volume' and 'DEF Volume' represent the amount of fuel added shown in the 'Complete Maintenance' screen and the unit of measurement (gallon, liter, etc...) is assumed as known to the Department running the report. 'Cost' is the amount shown in the 'Total' field in the 'Complete Maintenance' screen. Archived work orders are not included.

Travelers Rest Fire Dept.

Travelers Rest, SC

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Total Training Hours per Personnel by Date Range

Personnel: All Personnel | Start Date: 03/01/2020 | End Date: 03/31/2020

Personnel Name	Total hours
Almeida, Josh C	15:00
Carter, Lee	15:00
Gilstrap, Matt W	15:00
Herman, Larry Dean	53:00
Kelly, Christian B	11:00
Little, Adam C	53:00
McCarson, Brad C	13:00
McMakin, James E	12:00
Owen, Patricia A	14:00
Perkins, Lee A	14:00
Robertson, Gregory W	12:00
Shupe, Jacob C	14:00
Smith, Christopher L	14:00
Zylstra, Alex	13:00

Count of Personnel : 14

Total Agency Training Hours: 268:00

Case Report For March 2020

1. Walmart Shoplifting: Retail theft continues to affect our city. 13 calls for shoplifting during the month of March. 11 were arrested and in possession of narcotics. Most property was turned back over to the Walmart.
2. Responded to 28 traffic collisions during the month of March. 16 accidents occurred on the roadway, 12 were private property or assisting other agency.
3. 1 people were arrested for DUI during the month of March.
4. Patrol Officers had 10 animal calls during the month of March. 4 on week days, 4 on weekends, 2 on week nights.
5. 3- Calls for public intoxication during the month of March. 1- Arrest.
6. March events in the city: All were cancelled.
7. Grand Jury cancelled for March.
8. Walmart had 38 calls for service (not including traffic stops and extra patrols).
9. 4- vehicles towed from Walmart for shoplifting during March.

TRAVELERS REST POLICE DEPARTMENT-MARCH 2020 VEHICLE REPORT

VEHICLE	ASSIGNMENT	BEGINNING MILEAGE	ENDING MILEAGE	TOTAL MILEAGE	MAINTENANCE THIS MONTH	MAINTENANCE OVER LIFE OF VEHICLE
10	Chief	110626	111048	422	\$39.30	\$9,086.31
77	Patrol	53794	53991	197	\$105.00	\$2,944.18
78	Patrol	45818	46766	948		\$1,884.70
79	Patrol	45713	46241	528	\$1,502.55	\$11,058.23
80	Patrol	56821	57308	487		\$2,517.35
81	Patrol	48166	48469	303		\$9,021.32
307	SRO-Humvee	39594	39594	0		\$2,658.96
284	Patrol	67246	68672	1426		\$3,506.53
285	Patrol	50547	52432	1885	\$245.95	\$3,066.50
938	Patrol	13018	13837	819		\$290.91
351	Investigator	130749	132077	1328		\$20,378.00
370	Spare	81349	81353	4		\$4,003.88
371	Spare	75051	75282	231		\$3,420.38
675	Captain	146310	147973	1663		\$6,077.64
939	Patrol	17732	18808	1076		\$392.87
146	Patrol	43023	43932	909		\$1,266.18
982	Investigator	130555	132207	1652		\$607.82
122	Patrol	30003	31204	1201		\$1,703.76
123	Patrol	30209	31589	1380		\$526.82
977	SRO	64066	64920	854		\$2,156.72
				TOTAL this month	15079	\$1,892.80

Travelers Rest Police

Call Totals By Incident Type

3/1/20 thru 3/31/20

Incident Type: ALL

<u>Beat</u>	<u>Incident Type ID</u>	<u>Incident Description</u>	<u>Count of Incidents</u>	<u>Percentage of Total Calls</u>
-------------	-------------------------	-----------------------------	---------------------------	----------------------------------

TP01

80B		Abuse_Abuse Neglect	1	0.05%
85C		Burglary_Residential	1	0.05%
74		Damage_Malicious	1	0.05%
14A		Escort_Adult	1	0.05%
EMS		Help_EMS Created Call	1	0.05%
36		Officer_Extra Patrol Bus/Resd	6	0.33%
29		Officer_Follow up	2	0.11%
76C		Phone_Incident	1	0.05%
92B		Property_Recovered Property	1	0.05%
56		Traffic_Traffic Stop	1	0.05%
53B		Vehicle_Abandoned	1	0.05%
ZTP50C		ZTP_Accident_Hit and Run	6	0.33%
ZTP50B		ZTP_Accident_Injuries	1	0.05%
ZTP50		ZTP_Accident_No Injuries	18	0.98%
ZTP50PP		ZTP_Accident_Private Property	1	0.05%
ZTP44A		ZTP_Alarm_Audible	16	0.87%
ZTP44CS		ZTP_Alarm_Commercial Silent	7	0.38%

Travelers Rest Police

Call Totals By Incident Type

3/1/20 thru 3/31/20

Incident Type: ALL

<u>Beat</u>	<u>Incident Type ID</u>	<u>Incident Description</u>	<u>Count of Incidents</u>	<u>Percentage of Total Calls</u>
	ZTP71B	ZTP_Animal_Animal Bite	2	0.11%
	ZTP71BC	ZTP_Animal_Barking/Nuisance	1	0.05%
	ZTP71A	ZTP_Animal_Loose	7	0.38%
	ZTP86	ZTP_Assault	10	0.55%
	ZTP85B	ZTP_Burglary_Business	2	0.11%
	ZTP85E	ZTP_Burglary_Open Door	2	0.11%
	ZTP34B	ZTP_Check_Welfare Check	19	1.04%
	ZTP74	ZTP_Damage_Malicious	7	0.38%
	ZTP89B	ZTP_Death_Suicide	1	0.05%
	ZTP81	ZTP_Disturbance	19	1.04%
	ZTP80B	ZTP_Domestic_Assault	3	0.16%
	ZTP80A	ZTP_Domestic_Verbal	6	0.33%
	ZTP33	ZTP_EMS Req Assistance	18	0.98%
	ZTP14A	ZTP_Escort_Adult	18	0.98%
	ZTP14J	ZTP_Escort_Juvenile	1	0.05%
	ZTP40	ZTP_Fire_Call	22	1.20%
	ZTP72	ZTP_Fraud_Forgery/Deceit	4	0.22%
	ZTP76C	ZTP_Harassing_Calls	1	0.05%
	ZTP41C	ZTP_Help_Routine Assist	4	0.22%

Travelers Rest Police

Call Totals By Incident Type

3/1/20 thru 3/31/20

Incident Type: ALL

<u>Beat</u>	<u>Incident Type ID</u>	<u>Incident Description</u>	<u>Count of Incidents</u>	<u>Percentage of Total Calls</u>
	ZTP73	ZTP_Intoxicated_Person	3	0.16%
	ZTP84C	ZTP_Larceny_Petit Larceny	8	0.44%
	ZTP88B	ZTP_Loitering	1	0.05%
	ZTP83F	ZTP_Minor in Poss Tobacco	2	0.11%
	ZTP75	ZTP_Missing_Person	5	0.27%
	ZTP71C	ZTP_Noise_Loud Music	2	0.11%
	ZTP15	ZTP_Non Criminal Service	22	1.20%
	ZTP36	ZTP_Officer_Extra Ptrl Bus/Res	1,167	63.74%
	ZTP29	ZTP_Officer_Follow Up	93	5.08%
	ZTP18	ZTP_Officer_Message Delivery	1	0.05%
	ZTP19	ZTP_Officer_Report To	13	0.71%
	ZTP79	ZTP_Officer_Special Operation	2	0.11%
	ZTP66	ZTP_Parking_Handicap Violation	3	0.16%
	ZTP81B	ZTP_Phone_911 Hangup Call	1	0.05%
	ZTP92C	ZTP_Property_Found Property	5	0.27%
	ZTP92D	ZTP_Property_Lost Property	1	0.05%
	ZTP52B	ZTP_Roadway_Obstruction	9	0.49%
	ZTP52TL	ZTP_Roadway_Traffic Light	1	0.05%
	ZTP24	ZTP_See Complainant	22	1.20%

Travelers Rest Police

Call Totals By Incident Type

3/1/20 thru 3/31/20

Incident Type: ALL

<u>Beat</u>	<u>Incident Type ID</u>	<u>Incident Description</u>	<u>Count of Incidents</u>	<u>Percentage of Total Calls</u>
ZTP84D	ZTP84D	ZTP_Shoplifting	9	0.49%
ZTP88	ZTP88	ZTP_Suspicious_Person	48	2.62%
ZTP76	ZTP76	ZTP_Telephone Incidents	1	0.05%
ZTP76B	ZTP76B	ZTP_Threatening Calls	1	0.05%
ZTP57B	ZTP57B	ZTP_Traffic_Reckless Driver	7	0.38%
ZTP57C	ZTP57C	ZTP_Traffic_Speeding Vehicle	1	0.05%
ZTP56	ZTP56	ZTP_Traffic_Traffic Stop	93	5.08%
ZTP61	ZTP61	ZTP_Traffic_Working Radar at L	25	1.37%
ZTP77	ZTP77	ZTP_Trespassing	3	0.16%
ZTP83D	ZTP83D	ZTP_Underage Alcohol Sales	1	0.05%
ZTP53B	ZTP53B	ZTP_Vehicle_Abandoned	21	1.15%
ZTP72B	ZTP72B	ZTP_Vehicle_Breach of Trust	1	0.05%
ZTP53E	ZTP53E	ZTP_Vehicle_Stranded Motorist	2	0.11%
ZTP53C	ZTP53C	ZTP_Vehicle_Suspicious	29	1.58%
ZTP87B	ZTP87B	ZTP_Vehicle_Vehicle Theft	1	0.05%
ZTP83	ZTP83	ZTP_Vice_Narcotics	3	0.16%
ZTP78B	ZTP78B	ZTP_Warrant_Warrant Service	9	0.49%
ZTP49B	ZTP49B	ZTP_Weapon_Discharge	2	0.11%
			1,831	

Travelers Rest Police

Call Totals By Incident Type

3/1/20 thru 3/31/20

Incident Type: ALL

<u>Beat</u>	<u>Incident Type ID</u>	<u>Incident Description</u>	<u>Count of Incidents</u>	<u>Percentage of Total Calls</u>	
TP02	ZTP50	ZTP_Accident_No Injuries	2	4.88%	
	ZTP85D	ZTP_Burglary_Auto/Vehicles	1	2.44%	
	ZTP34B	ZTP_Check_Welfare Check	1	2.44%	
	ZTP40	ZTP_Fire_Call	2	4.88%	
	ZTP84C	ZTP_Larceny_Petit Larceny	1	2.44%	
	ZTP15	ZTP_Non Criminal Service	1	2.44%	
	ZTP36	ZTP_Officer_Extra Ptrl Bus/Res	13	31.71%	
	ZTP52B	ZTP_Roadway_Obstruction	1	2.44%	
	ZTP56	ZTP_Traffic_Traffic Stop	18	43.90%	
	ZTP53B	ZTP_Vehicle_Abandoned	1	2.44%	
	XX1	ZTP29	ZTP_Officer_Follow Up	2	33.33%
		ZTP52CN	ZTP_Roadway_Congestion	1	16.67%
		ZTP56	ZTP_Traffic_Traffic Stop	3	50.00%
			6	1,878	

MUNICIPAL COURT REMITTANCE FORM FOR STATE'S PORTION OF REVENUE

To City Treasurer of Travelers Rest

For The Month Of MARCH 2020

Municipal Court Cases

Total Fines		\$ 600.00
Conviction Surcharges		\$ 100.00
DUI Assessment		\$ 0.00
DUS Assessment	\$ _____	\$ 0.00
Insurance Fraud (See Form A)	\$ _____	
Cruelty to Animals (See Form B)	\$ _____	
Wildlife	\$ _____	
Size & Weight	\$ _____	
Carrier of Household Goods and Hazardous Waste	\$ _____	
Other Assessments		\$ 745.00

Transfer Cases from General Sessions Court

Fines	\$ _____
Conviction Surcharge	\$ _____
DUI Assessment	\$ _____
Other Assessments	\$ _____
Bond Estreatments	\$ _____
TOTAL	\$ 1,445.00

Signed J. Twitty
Municipal Judge

Date April 6, 2020

ATTACHMENT F

Total Amount Allocated to State	\$ 673.00
Total Amount Allocated to Victim Assistance Fund	\$ 172.00

City of Travelers Rest

Municipal Court Monthly Report for March 2020

	Prior Month	Current Month	Year to Dat (7/1/2019)
Total Fines Processed	\$9,328.38	\$1,445.00	\$73,126.73
State Disbursement	\$4,965.35	\$673.00	\$39,966.45
City Disbursement (General Fund)	\$3,619.79	\$600.00	\$29,696.28
City Disbursement (Restricted)	\$743.33	\$172.00	\$5,190.96
Warrants Issued	22	16	207
Citations Issued	83	58	713
Criminal Cases Adjudicated	30	22	374
Traffic Cases Adjudicated	37	3	427
Total Cases Adjudicated	67	25	885
Jury Trials Requested	1	1	26
Jury Trials Held	1	0	5
Jury Trial (Pleas/Forfeited)	11	0	45
Cases Carried Over for Trial	42	42	N/A

City of Travelers Rest
Balance Sheets - Governmental Funds
 As of February 29, 2020

	General Fund (Governmental)	Capital Projects (Governmental)	Hospitality Tax (Governmental)	Accommodations Tax (Governmental)	Fireman's Relief (Governmental)	Total Governmental	TOTAL
ASSETS							
Current Assets							
Checking/Savings	100.00					100.00	100.00
101.005 - Petty Cash - (Court)			0.00	0.00	0.00	0.00	0.00
101.010 - General Fund	3,140,491.05					3,140,491.05	3,140,491.05
101.030 - Restricted Cash							
101.031 - Street Imp Fund - Restricted	131,349.22	0.00	0.00	0.00	0.00	131,349.22	131,349.22
101.034 - Accom Tax Fund-Tourism	50,259.34	0.00	0.00	0.00	0.00	50,259.34	50,259.34
101.035 - Accom Tax Fund-Adv/Prom	15,405.07	0.00	0.00	0.00	0.00	15,405.07	15,405.07
101.036 - Victim Witness Relief - Rest	18,263.74	0.00	0.00	0.00	0.00	18,263.74	18,263.74
101.037 - Flower Fund - Restricted	4,788.00	0.00	0.00	0.00	0.00	4,788.00	4,788.00
101.038 - State Confiscated Seized-Hold	5,020.61	0.00	0.00	0.00	0.00	5,020.61	5,020.61
101.040 - State Conf. Seized Fund- Spend	2,479.58	0.00	0.00	0.00	0.00	2,479.58	2,479.58
101.041 - CD-45637457-REST POLICE	2,000.25	0.00	0.00	0.00	0.00	2,000.25	2,000.25
101.043 - Grant Funding Account	25,000.30	0.00	0.00	0.00	0.00	25,000.30	25,000.30
101.047 - Christmas Toy Program	341.74	0.00	0.00	0.00	0.00	341.74	341.74
101.048 - FED Conf. Seized Fund	302.80	0.00	0.00	0.00	0.00	302.80	302.80
101.049 - Discretionary POLICE	5,691.88	0.00	0.00	0.00	0.00	5,691.88	5,691.88
101.052 - City Hall Building Fund	142,686.00	0.00	0.00	0.00	0.00	142,686.00	142,686.00
101.054 - Special Projects Fund	15,053.00	0.00	0.00	0.00	0.00	15,053.00	15,053.00
Total 101.030 - Restricted Cash	418,641.53	0.00	0.00	0.00	0.00	418,641.53	418,641.53
101.050 - Cash Reserve Account	82,306.01	0.00	0.00	0.00	0.00	82,306.01	82,306.01
102.000 - Petty Cash (Admin)	169.44	0.00	0.00	0.00	0.00	169.44	169.44
1001.00 - Capital Projects 5367	0.00	85,003.83	0.00	0.00	0.00	85,003.83	85,003.83
2101.31 - Firemans Relief	0.00	0.00	0.00	0.00	24,931.28	24,931.28	24,931.28
3101.31 - Hosp Tax	0.00	0.00	1,197,687.72	0.00	0.00	1,197,687.72	1,197,687.72
4101.31 - Local Account.	0.00	0.00	0.00	297,353.73	0.00	297,353.73	297,353.73
Total Checking/Savings	3,641,708.03	85,003.83	1,197,687.72	297,353.73	24,931.28	5,246,684.59	5,246,684.59
Other Current Assets							
116.001 - Due from (to) Fire Dept	1,200.00	0.00	0.00	0.00	0.00	1,200.00	1,200.00
120.000 - Due From (To) Hospitality	31,200.03	0.00	0.00	0.00	0.00	31,200.03	31,200.03
2201.00 - Due (to) from Operating	0.00	0.00	0.00	0.00	-1,200.00	-1,200.00	-1,200.00
3120.00 - Due From (To) General Fund	0.00	0.00	-31,200.03	0.00	0.00	-31,200.03	-31,200.03
3205.00 - Due to Account. Tax Fund	0.00	0.00	-3,310.00	0.00	0.00	-3,310.00	-3,310.00
4120.00 - Due (To) from Hospitality Tax	0.00	0.00	0.00	3,310.00	0.00	3,310.00	3,310.00
Total Other Current Assets	32,400.03	0.00	-34,510.03	3,310.00	-1,200.00	0.00	0.00
Total Current Assets	3,674,108.06	85,003.83	1,163,177.69	300,663.73	23,731.28	5,246,684.59	5,246,684.59
TOTAL ASSETS	3,674,108.06	85,003.83	1,163,177.69	300,663.73	23,731.28	5,246,684.59	5,246,684.59

**City of Travelers Rest
Balance Sheets - Governmental Funds
As of February 29, 2020**

	General Fund (Governmental)	Capital Projects (Governmental)	Hospitality Tax (Governmental)	Accommodations Tax (Governmental)	Fireman's Relief (Governmental)	Total Governmental	TOTAL
LIABILITIES & EQUITY							
Liabilities							
Current Liabilities							
Credit Cards							
200.006 · Visa Bank of TR 404577330	246.24	0.00	0.00	0.00	0.00	246.24	246.24
200.007 · Visa Bank of TR 5979	179.65	0.00	0.00	0.00	0.00	179.65	179.65
200.008 · Visa Bank of TR 59874243	258.04	0.00	0.00	0.00	0.00	258.04	258.04
200.009 · Visa Bank of TR 59614623	846.20	0.00	0.00	0.00	0.00	846.20	846.20
200.010 · Due to/from	-4,316.44	0.00	0.00	0.00	0.00	-4,316.44	-4,316.44
3200.00 · Due to/from GF Hosp	0.00	0.00	3,992.45	0.00	0.00	3,992.45	3,992.45
4200.00 · Due to/from GF & Accom	0.00	0.00	0.00	312.34	0.00	312.34	312.34
Total Credit Cards	-2,786.31	0.00	3,992.45	312.34	0.00	1,518.48	1,518.48
Other Current Liabilities							
117.000 · Due from (to) Sewer	169,815.46	0.00	0.00	0.00	0.00	169,815.46	169,815.46
205.000 · Retirement With	43,004.29	0.00	0.00	0.00	0.00	43,004.29	43,004.29
207.000 · Credit Union	400.00	0.00	0.00	0.00	0.00	400.00	400.00
210.000 · YMCA Membership	-671.06	0.00	0.00	0.00	0.00	-671.06	-671.06
210.002 · Employee Insurance Withholding	-1,300.52	0.00	0.00	0.00	0.00	-1,300.52	-1,300.52
216.000 · Restricted Funds							
212.000 · Employee Flower Fund	4,788.00	0.00	0.00	0.00	0.00	4,788.00	4,788.00
214.000 · Discretionary Fund	5,691.88	0.00	0.00	0.00	0.00	5,691.88	5,691.88
217.000 · Confiscated Seized Fund-Rstrd	5,323.41	0.00	0.00	0.00	0.00	5,323.41	5,323.41
219.000 · Victim Witness Relief Fund	18,263.74	0.00	0.00	0.00	0.00	18,263.74	18,263.74
223.000 · State Confiscated Seized Fund	2,479.58	0.00	0.00	0.00	0.00	2,479.58	2,479.58
224.000 · Travelers Rest Police Fund	2,000.25	0.00	0.00	0.00	0.00	2,000.25	2,000.25
225.000 · Street Improvements Fund	131,349.22	0.00	0.00	0.00	0.00	131,349.22	131,349.22
226.000 · Accommodations Tax Fund	50,259.34	0.00	0.00	0.00	0.00	50,259.34	50,259.34
227.000 · Accommod. Promotion & Tourism	15,405.07	0.00	0.00	0.00	0.00	15,405.07	15,405.07
228.000 · Grant Funding	25,000.30	0.00	0.00	0.00	0.00	25,000.30	25,000.30
229.000 · Christmas Toy Fund	341.74	0.00	0.00	0.00	0.00	341.74	341.74
235.000 · City Hall Building Fund	142,686.00	0.00	0.00	0.00	0.00	142,686.00	142,686.00
254.000 · Special Projects Fund	15,053.00	0.00	0.00	0.00	0.00	15,053.00	15,053.00
Total 216.000 · Restricted Funds	418,641.53	0.00	0.00	0.00	0.00	418,641.53	418,641.53
Total Other Current Liabilities	629,889.70	0.00	0.00	0.00	0.00	629,889.70	629,889.70
Total Current Liabilities	627,103.39	0.00	3,992.45	312.34	0.00	631,408.18	631,408.18
Total Liabilities	627,103.39	0.00	3,992.45	312.34	0.00	631,408.18	631,408.18
Equity							
32000 · Fund Balances	2,717,785.45	0.00	909,778.78	334,382.00	28,072.44	3,990,018.67	3,990,018.67
Net Income	329,219.22	85,003.83	249,406.46	-34,030.61	-4,341.16	625,257.74	625,257.74
Total Equity	3,047,004.67	85,003.83	1,159,185.24	300,351.39	23,731.28	4,615,276.41	4,615,276.41
TOTAL LIABILITIES & EQUITY	3,674,108.06	85,003.83	1,163,177.69	300,663.73	23,731.28	5,246,664.59	5,246,664.59

City of Travelers Rest
Balance Sheet - Proprietary Fund
As of February 29, 2020

	Sewer System	TOTAL
ASSETS		
Current Assets		
Checking/Savings		
7101.04 · Cost - Bond Sinking Fund	19,678.89	19,678.89
7101.32 · Sewer System Operations	995,368.54	995,368.54
7101.41 · CASH - DSRF Tubbs	32,400.47	32,400.47
7101.47 · Sewer Money Market	80,970.70	80,970.70
Total Checking/Savings	1,128,418.60	1,128,418.60
Other Current Assets		
7115.00 · Prepaid Expense	17,243.23	17,243.23
7125.00 · Due (To) From General Fund	169,815.46	169,815.46
Total Other Current Assets	187,058.69	187,058.69
Total Current Assets	1,315,477.29	1,315,477.29
Fixed Assets		
7130.00 · Loan Costs	9,400.00	9,400.00
7140.00 · Equipment - Sewer Trunk Line	3,849,890.07	3,849,890.07
7150.00 · Accumulated Depreciation-Equip	-1,993,928.19	-1,993,928.19
Total Fixed Assets	1,865,361.88	1,865,361.88
Other Assets		
Def Outflows - Pensions	7,125.00	7,125.00
Total Other Assets	7,125.00	7,125.00
TOTAL ASSETS	3,187,964.17	3,187,964.17
LIABILITIES & EQUITY		
Liabilities		
Current Liabilities		
Credit Cards		
8200 · Due to/from GF/Sewer	11.65	11.65
Total Credit Cards	11.65	11.65
Total Current Liabilities	11.65	11.65
Long Term Liabilities		
Def Inflows - Pensions	12,788.00	12,788.00
Net Pension Liability	14,421.00	14,421.00
7240.00 · SRF Loan - Tubbs Mtn Pump St	163,356.55	163,356.55
7275.00 · Bonds Payable	77,405.05	77,405.05
Total Long Term Liabilities	267,970.60	267,970.60
Total Liabilities	267,982.25	267,982.25
Equity		
32000 · Fund Balances	2,783,375.81	2,783,375.81
Net Income	136,606.11	136,606.11
Total Equity	2,919,981.92	2,919,981.92
TOTAL LIABILITIES & EQUITY	3,187,964.17	3,187,964.17

**City of Travelers Rest
Balance Sheets - Governmental Funds
As of March 31, 2020**

	General Fund (Governmental)	Capital Projects (Governmental)	Hospitality Tax (Governmental)	Accommodations Tax (Governmental)	Fireman's Relief (Governmental)	Total Governmental	TOTAL
ASSETS							
Current Assets							
Checking/Savings							
101.005 - Petty Cash - (Court)	100.00		0.00	0.00	0.00	100.00	100.00
101.010 - General Fund	2,777,877.66		0.00	0.00	0.00	2,777,877.66	2,777,877.66
101.030 - Restricted Cash							
101.031 - Street Imp Fund - Restricted	131,349.22	0.00	0.00	0.00	0.00	131,349.22	131,349.22
101.034 - Accom Tax Fund-Tourism	50,266.76	0.00	0.00	0.00	0.00	50,266.76	50,266.76
101.035 - Accom Tax Fund-AdvProm	13,491.26	0.00	0.00	0.00	0.00	13,491.26	13,491.26
101.036 - Victim Witness Relief - Rest	19,011.21	0.00	0.00	0.00	0.00	19,011.21	19,011.21
101.037 - Flower Fund - Restricted	4,822.00	0.00	0.00	0.00	0.00	4,822.00	4,822.00
101.038 - State Confiscated Seized-Hold	6,229.61	0.00	0.00	0.00	0.00	6,229.61	6,229.61
101.040 - State Conf. Seized Fund-Spend	4,518.78	0.00	0.00	0.00	0.00	4,518.78	4,518.78
101.041 - CD-95637457-REST POLICE	2,000.25	0.00	0.00	0.00	0.00	2,000.25	2,000.25
101.043 - Grant Funding Account	25,000.30	0.00	0.00	0.00	0.00	25,000.30	25,000.30
101.047 - Christmas Toy Program	326.54	0.00	0.00	0.00	0.00	326.54	326.54
101.048 - FED Conf. Seized Fund	302.80	0.00	0.00	0.00	0.00	302.80	302.80
101.049 - Discretionary POLICE	5,532.06	0.00	0.00	0.00	0.00	5,532.06	5,532.06
101.052 - City Hall Building Fund	16,321.59	0.00	0.00	0.00	0.00	16,321.59	16,321.59
101.054 - Special Projects Fund	15,056.33	0.00	0.00	0.00	0.00	15,056.33	15,056.33
Total 101.030 - Restricted Cash	294,228.71	0.00	0.00	0.00	0.00	294,228.71	294,228.71
101.050 - Cash Reserve Account	82,333.90	0.00	0.00	0.00	0.00	82,333.90	82,333.90
102.000 - Petty Cash (Admin)	146.47	0.00	0.00	0.00	0.00	146.47	146.47
1001.00 - Capital Projects 5367	0.00	85,031.70	0.00	0.00	0.00	85,031.70	85,031.70
3101.31 - Firemans Relief	0.00	0.00	0.00	0.00	24,638.71	24,638.71	24,638.71
3101.31 - Hosp Tax	0.00	0.00	999,852.76	0.00	0.00	999,852.76	999,852.76
4101.31 - Local Accomn.	0.00	0.00	0.00	302,378.24	0.00	302,378.24	302,378.24
Total Checking/Savings	3,154,686.74	85,031.70	999,852.76	302,378.24	24,638.71	4,566,588.15	4,566,588.15
Other Current Assets							
116.001 - Due from (to) Fire Dept	1,200.00	0.00	0.00	0.00	0.00	1,200.00	1,200.00
120.000 - Due From (To) Hospitality	31,200.03	0.00	0.00	0.00	0.00	31,200.03	31,200.03
2201.00 - Due (to) from Operating	0.00	0.00	0.00	0.00	-1,200.00	-1,200.00	-1,200.00
3120.00 - Due From (To) General Fund	0.00	0.00	-31,200.03	0.00	0.00	-31,200.03	-31,200.03
3205.00 - Due to Accom. Tax Fund	0.00	0.00	-3,310.00	0.00	0.00	-3,310.00	-3,310.00
4120.00 - Due (To) from Hospitality Tax	0.00	0.00	0.00	3,310.00	0.00	3,310.00	3,310.00
Total Other Current Assets	32,400.03	0.00	-34,510.03	3,310.00	-1,200.00	0.00	0.00
Total Current Assets	3,187,086.77	85,031.70	965,342.73	305,688.24	23,438.71	4,566,588.15	4,566,588.15
TOTAL ASSETS	3,187,086.77	85,031.70	965,342.73	305,688.24	23,438.71	4,566,588.15	4,566,588.15

**City of Travelers Rest
Balance Sheets - Governmental Funds
As of March 31, 2020**

	General Fund (Governmental)	Capital Projects (Governmental)	Hospitality Tax (Governmental)	Accommodations Tax (Governmental)	Fireman's Relief (Governmental)	Total Governmental	TOTAL
LIABILITIES & EQUITY							
Liabilities							
Current Liabilities							
Credit Cards							
200.006 - Visa Bank of TR 40457330	234.04	0.00	0.00	0.00	0.00	234.04	234.04
200.007 - Visa Bank of TR 5979	4,756.35	0.00	0.00	0.00	0.00	4,756.35	4,756.35
200.008 - Visa Bank of TR 5987/4243	120.59	0.00	0.00	0.00	0.00	120.59	120.59
200.009 - Visa Bank of TR 5961/4623	647.72	0.00	0.00	0.00	0.00	647.72	647.72
200.010 - Due to/from GF Hosp	-3,768.39	0.00	0.00	0.00	0.00	-3,768.39	-3,768.39
3200.00 - Due to/from GF Hosp	0.00	0.00	3,444.40	0.00	0.00	3,444.40	3,444.40
4200.00 - Due to/from GF & Accom	0.00	0.00	0.00	312.34	0.00	312.34	312.34
Total Credit Cards	1,990.31	0.00	3,444.40	312.34	0.00	5,747.05	5,747.05
Other Current Liabilities							
117.000 - Due from (to) Sewer	149,315.46	0.00	0.00	0.00	0.00	149,315.46	149,315.46
205.000 - Retirement W/H	45,253.57	0.00	0.00	0.00	0.00	45,253.57	45,253.57
207.000 - Credit Union	200.00	0.00	0.00	0.00	0.00	200.00	200.00
210.000 - YMCA Membership	-838.42	0.00	0.00	0.00	0.00	-838.42	-838.42
210.002 - Employee Insurance Withholding	-1,650.45	0.00	0.00	0.00	0.00	-1,650.45	-1,650.45
216.000 - Restricted Funds							
212.000 - Employee Flower Fund	4,822.00	0.00	0.00	0.00	0.00	4,822.00	4,822.00
214.000 - Discretionary Fund	5,532.06	0.00	0.00	0.00	0.00	5,532.06	5,532.06
217.000 - Confiscated Seized Fund-Rstrd	6,532.41	0.00	0.00	0.00	0.00	6,532.41	6,532.41
219.000 - Victim Witness Relief Fund	19,011.21	0.00	0.00	0.00	0.00	19,011.21	19,011.21
223.000 - State Confiscated Seized Fund	4,518.78	0.00	0.00	0.00	0.00	4,518.78	4,518.78
224.000 - Travelers Rest Police Fund	2,000.25	0.00	0.00	0.00	0.00	2,000.25	2,000.25
225.000 - Street Improvement Fund	131,349.22	0.00	0.00	0.00	0.00	131,349.22	131,349.22
226.000 - Accommodations Tax Fund	50,266.76	0.00	0.00	0.00	0.00	50,266.76	50,266.76
227.000 - Comm. Promotion & Tourism	13,491.26	0.00	0.00	0.00	0.00	13,491.26	13,491.26
228.000 - Grant Funding	25,000.30	0.00	0.00	0.00	0.00	25,000.30	25,000.30
229.000 - Christmas Toy Fund	326.54	0.00	0.00	0.00	0.00	326.54	326.54
235.000 - City Hall Building Fund	16,322.59	0.00	0.00	0.00	0.00	16,322.59	16,322.59
254.000 - Special Projects Fund	15,056.33	0.00	0.00	0.00	0.00	15,056.33	15,056.33
Total 216.000 - Restricted Funds	294,229.71	0.00	0.00	0.00	0.00	294,229.71	294,229.71
Total Other Current Liabilities	486,509.87	0.00	0.00	0.00	0.00	486,509.87	486,509.87
Total Current Liabilities	488,500.18	0.00	3,444.40	312.34	0.00	492,256.92	492,256.92
Total Liabilities	488,500.18	0.00	3,444.40	312.34	0.00	492,256.92	492,256.92
Equity							
32000 - Fund Balances	2,717,785.45	0.00	909,778.78	334,382.00	28,072.44	3,960,018.67	3,960,018.67
Net Income	-19,198.86	85,031.70	52,119.55	-29,006.10	-4,633.73	84,312.56	84,312.56
Total Equity	2,698,586.59	85,031.70	961,898.33	305,375.90	23,438.71	4,074,331.23	4,074,331.23
TOTAL LIABILITIES & EQUITY	3,187,086.77	85,031.70	965,342.73	305,688.24	23,438.71	4,566,588.15	4,566,588.15

No assurance provided. Substantially all disclosures omitted.

City of Travelers Rest
Balance Sheet - Proprietary Fund
As of March 31, 2020

	Sewer System	TOTAL
ASSETS		
Current Assets		
Checking/Savings		
7101.04 · Cost - Bond Sinking Fund	19,705.33	19,705.33
7101.32 · Sewer System Operations	1,013,854.80	1,013,854.80
7101.41 · CASH - DSRF Tubbs	32,444.00	32,444.00
7101.47 · Sewer Money Market	80,998.13	80,998.13
Total Checking/Savings	1,147,002.26	1,147,002.26
Other Current Assets		
7115.00 · Prepaid Expense	17,243.23	17,243.23
7125.00 · Due (To) From General Fund	149,315.46	149,315.46
Total Other Current Assets	166,558.69	166,558.69
Total Current Assets	1,313,560.95	1,313,560.95
Fixed Assets		
7130.00 · Loan Costs	9,400.00	9,400.00
7140.00 · Equipment - Sewer Trunk Line	3,849,890.07	3,849,890.07
7150.00 · Accumulated Depreciation-Equip	-1,993,928.19	-1,993,928.19
Total Fixed Assets	1,865,361.88	1,865,361.88
Other Assets		
Def Outflows - Pensions	7,125.00	7,125.00
Total Other Assets	7,125.00	7,125.00
TOTAL ASSETS	3,186,047.83	3,186,047.83
LIABILITIES & EQUITY		
Liabilities		
Current Liabilities		
Credit Cards		
8200 · Due to/from GF/Sewer	11.65	11.65
Total Credit Cards	11.65	11.65
Total Current Liabilities	11.65	11.65
Long Term Liabilities		
Def Inflows - Pensions	12,788.00	12,788.00
Net Pension Liability	14,421.00	14,421.00
7240.00 · SRF Loan - Tubbs Mtn Pump St	163,356.55	163,356.55
7275.00 · Bonds Payable	72,731.51	72,731.51
Total Long Term Liabilities	263,297.06	263,297.06
Total Liabilities	263,308.71	263,308.71
Equity		
32000 · Fund Balances	2,783,375.81	2,783,375.81
Net Income	139,363.31	139,363.31
Total Equity	2,922,739.12	2,922,739.12
TOTAL LIABILITIES & EQUITY	3,186,047.83	3,186,047.83



MEMORADUM

TO: Public Works Committee

FROM: Eric Vinson, City Administrator

DATE: April 2, 2020

SUBJECT: Duke Energy Franchise Agreement Renewal

Our current franchise agreement with Duke Energy is up for renewal in June 2020. There are no proposed changes to the terms and conditions of the current franchise agreement. As part of this agreement Duke Energy will pay to the City a sum of money equal to five percent (5%) of gross electric receipts. The initial term of the Agreement shall be ten (10) years, with an effective date of May 22nd, 2020, and a termination date of May 22nd, 2030.

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)
)
CITY OF TRAVELERS REST) ORDINANCE NO. O-06-20

AN ORDINANCE TO APPROVE A MUNICIPAL SERVICE AGREEMENT FOR THE PROVISION OF ELECTRIC SERVICE WITH DUKE ENERGY CAROLINAS, LLC

WHEREAS, Duke Energy Carolinas, LLC provides electrical services within the City of Travelers Rest and is subject to business license fees.

WHEREAS, due to the nature of the essential services provided by Duke Energy Carolinas, LLC the Travelers Rest City Council finds it appropriate to approve a separate Municipal Service Agreement that provides for regular payments by Duke Energy Carolinas, LLC based upon the electrical services being provided to City residents.

WHEREAS, due to the nature of delivery of these essential services the Travelers Rest City Council finds it appropriate that Duke Energy Carolinas, LLC have appropriate access to public rights of way necessary for the delivery of electrical services to City residents.

WHEREAS, the Travelers Rest City Council approves the attached Municipal Service Agreement.

THEREFORE, BE IT ENACTED by the Travelers Rest City Council that the attached Municipal Service Agreement is hereby approved by the Travelers Rest City Council.

This Ordinance shall take effect on the date specified in the attached Municipal Service Agreement.

DONE, RATIFIED, AND PASSED this 21 day of May, 2020.

Brandy Amidon, Mayor

ATTEST:

Charlene Carter
City Clerk, Treasurer

REVIEWED:

Eric E. Vinson
City Administrator

Introduced Kelly Byers
1st Reading 4/16/2020
2nd Reading 5/21/2020

Approved as to Form:

s/Robert C. Childs, III
Robert C. Childs, III
City Attorney

Agreement and any applicable municipal ordinances. PROVIDED, however, that no consent is granted hereby for the use of any public streets, avenues, roads, alleys, or other public rights of way in the City for the construction of any transmission line unless that transmission line is specifically necessary for and will be used primarily as an integral part of the electric distribution system serving electricity within the corporate limits of the City, PROVIDED FURTHER, however, that in the case of any transmission line annexed into the City after the Effective Date of this Agreement, Company shall have the consent of the City to use the public streets, avenues, roads, alleys, or other public rights of way in the city for the continued maintenance and operation of such line. AND FURTHERMORE, that in the event of annexation of any territory into the City within which Company has filed with the Federal Energy Regulatory Commission or the Public Service Commission of South Carolina (the "Commission") for approval of the design, routing, siting, and construction of a transmission line not necessary for or intended to be used as an integral part of the electric system for provision of the electricity within the City limits and so long as Company agrees to minimize to the maximum extent possible any possible adverse impact within the City, and to perform the work in accordance with ordinances applicable to all other such construction and utility work within the City Limits, then no further consent of the City shall be necessary for the use of public streets, avenues, roads, alleys, or other public rights of way in that annexed territory for the construction, maintenance, and operation of that transmission line. The parties hereto may make additional contracts not in conflict with this Agreement for the furnishing of said electric energy in accordance with the state law, and under the rates and regulation of, or approval by, the Commission.

5. The Company's right to use public rights-of-way shall be non-exclusive. Should the City itself ever at any time construct, purchase, lease, acquire, own, hold, use, or operate a transmission or distribution system to supply electricity to itself or to others, or should the City grant to another provider of electric service the right to use public rights-of-way for the transmission or distribution of electricity, then all such occupants and users of the rights-of-way shall also be required to receive permission from the City for such occupancy and use and shall pay the same percentage fee on gross receipts as Company, so that Company will not be at a competitive disadvantage as a consequence of the fee required by this Agreement.
6. All work upon the streets and public rights-of-way of the City shall be done under the general supervision and in compliance with applicable ordinances of the City. All street pavement, sidewalks, curb, gutter, sewer, and storm drain facilities, and all appurtenances of any type which may be displaced by reason of such work shall be properly replaced and re-laid by Company to the reasonable satisfaction of the City. If the City or the State of South Carolina determines that it is necessary to reconstruct, widen, or relocate a road or other public right-of-way, the City may require Company at Company's sole expense to relocate its facilities then located in the public right-of-way to an acceptable alternate location within the public right-of-way, as reconstructed, widened, or relocated. If Company's equipment is located on a private property at the time relocation is required by the City's reconstruction, widening, or relocation of the public right-of-way, then the City shall pay for the cost of the relocation of any Company equipment located on private property. This provision on expense allocation shall not require the City to pay for the

expense of relocation of facilities located on private property when the right-of-way change is one requires by the State of South Carolina. Nor shall Company be obligated to incur expenses for the relocation of it facilities when the sole basis for relocation is the aesthetic preference of the City, unrelated to infrastructure improvement for public health and safety, or for project specific economic development.

7. In the event that Company's electric service shall be wholly or partially interrupted or suspended, or shall fail due to any cause reasonably beyond the control of Company and not due to its neglect, or in the event that Company shall deem it necessary to suspend said service for the purpose of inspecting its lines, substations, or other equipment, or making repairs or alterations thereto, Company shall not be obligated to provide said service during and such period of interruption, suspension, or failure, and shall not be liable for any damage or loss resulting therefrom.
8. It is expressly agreed that Company does not hereby contract to furnish power for pumping water for extinguishing fires. It is expressly agreed that Company shall not, in any event, be liable to the City for any loss or damage occasioned by fire which may result from the failure of Company to supply electric power to operate any pumping apparatus.
9. It is understood and agreed that this Agreement and all service rendered hereunder are subject to the Rules and Regulations of the Commission and the Service Requirements filed by Company with the Commission, as the same now exist, or any of them may be hereafter amended, modified, changed, or annulled in accordance with the laws and regulations thereto pertaining but only to the extent such rules and regulations may be applicable within municipal limits. All service rendered to the City by Company shall be in accordance with the Rate Schedules, Service Regulations, Underground Distribution Installation Plan, Municipal Overhead to Underground Conversion Plan, and underground plans and forms on file with the Commission.
10. Whenever Company owns real property which is outside the corporate limits of the City but which becomes eligible for annexation under any procedure authorized by the general law of the state, then this Agreement shall constitute written consent by Company for the annexation of its eligible property.
11. The initial term of the Agreement shall be ten (10) years, with an effective date of May 22nd, 2020, and a termination date of May 22nd, 2030 (the "Initial Term"). Thereafter, this Agreement will automatically renew in for successive five-year (5-year) increments, unless either party provides the other with written notice of non-renewal at least one hundred eighty (180) days prior to the date of the next automatic renewal (each a "Renewal Term," and the Initial Term and any Renewal Term or Renewal Terms shall be referred to collectively as the "Term"). Should such notice be given by either party, the parties agree to negotiate, in good faith, modifications to this Agreement. In any case this Agreement shall not be extended past May 22nd, 2040.
12. If the South Carolina General Assembly enacts legislation which deregulates or otherwise restructures the generation and distribution of retail electrical service in this state, then

Company and the City agree to discuss modification to this Agreement. Failure to agree on modifications between one hundred eighty (180) and ninety (90) days of the effective date of the legislation, will entitle either Company or the City to terminate this Agreement with ninety (90) days written notice to the other party. Upon the termination or expiration of this Agreement, all sums due to the City which have accrued but which have not been paid, shall become due and payable within sixty (60) days of the last day of the month in which termination or expiration occurs.

13. Implementation of this Agreement and the application of its terms shall be made in good faith by the parties and in accord with such additional terms they may mutually agree to in writing for that purpose.
14. As of the Effective Date, all prior Agreements of any other type, however designated, which relate to the provision of electric service by Company to the City or which pertain to the use of public right-of-way within the City shall become null and void, except to the extent the provisions contained therein are separately renewed in this Agreement or in any collateral Agreement permitted by this Agreement.
15. Whenever this Agreement requires or permits that notice be given by one party to another, such notice shall be in writing and deemed given (a) when delivered in person to the other party; or (b) when deposited with either a nationally recognized courier or the U.S. Postal Service, addressed as follows:

City: City of Travelers Rest
Attn: City Administrator
125 Trailblazer Drive
Travelers Rest, SC 29690

With Copy to:

Robert C. Childs, III
Childs Law Firm
2100 Poinsett Hwy. Suite D.
Greenville SC 29609

Company: Duke Energy Carolinas, LLC
—
—
Charlotte, NC 28202

With Copy to:

Office of the General Counsel
Attn: Christopher King
550 S. Tryon Street, DEC45A
Charlotte, NC 28202

16. This Agreement shall be governed by the laws of the state of South Carolina without regard to the conflicts of law provisions therein.
17. This Agreement contains the complete understanding of the parties and shall supersede any prior and contemporaneous communications, agreements, and assurances related to the subject matter of this Agreement. Any modification of this Agreement must be agreed to in writing and signed by the parties.
18. The failure of Company in any one or more instances to insist upon compliance with any provision or covenant herein or to exercise any right or privilege herein shall not constitute or be construed as a waiver of such or any similar provision or covenant.
19. City's indemnification obligations set forth in this Agreement shall survive the expiration of this Agreement.

IN WITNESS WHEREOF, this Agreement has been duly executed by City and Company under seal as of the day and year first above written.

City of Travelers Rest

By: _____ (SEAL)
Brandy Amidon, Mayor

And;

By: _____ (SEAL)
Eric Vinson, City Administrator

Company:

DUKE ENERGY CAROLINAS, LLC (SEAL)
a North Carolina limited liability company

By: _____ (SEAL)

Name: _____

Title: _____