

TOWN OF JAMES ISLAND

RESOLUTION DIRECTING THE MAYOR OF THE TOWN OF JAMES ISLAND TO NEGOTIATE AN INTERGOVERNMENTAL AGREEMENT WITH THE JAMES ISLAND PUBLIC SERVICE DISTRICT

WHEREAS, the South Carolina Constitution Article VIII Section 13 states, “(A) Any county, incorporated municipality, or other political subdivision may agree with the State or with any other political subdivision for the joint administration of any function and exercise of powers and the sharing of the costs thereof;” and

WHEREAS, it is in the best interest of the citizens of the Town of James Island to remain part of the James Island Public Service District, to be eligible to seek election as Public Service Commissioner and to vote for Public Service Commissioners, and to receive fire protection, solid waste collection, and waste water collection services from the District; and

WHEREAS, the South Carolina Code, Section 5-7-30 gives municipalities “the authority to levy and collect taxes on real and personal property,” and

WHEREAS, the South Carolina Local Option Sales Tax provides for property tax credits for those paying a municipal property tax, and the Town of James Island will be able to provide a ten percent property tax reduction to homeowners in the Town;

THEREFORE, BE IT RESOLVED BY the James Island Town Council that the Mayor is directed to negotiate an intergovernmental agreement with the James Island Public Service District such that:

- A) The Town remains in the District,
- B) The Citizens of the Town remain eligible to serve on the Public Service Commission and vote in elections for Public Service Commissioners,
- C) The District continues to provide fire protection, solid waste collection, and waste water collection services to the residents of the Town,
- D) The District continues to directly bill for wastewater services,
- E) The District ceases collecting an operating property tax millage in the Town,
- F) The District continues to collect property tax millage for James Island Public Service District Bonds,
- G) The Town directly pays the District for the provision of fire protection and solid waste collection services on an equitable basis, funding this from general Town revenues and a Town operating property tax millage, and
- H) The intergovernmental agreement will be presented to Council for review and ratification.

Enacted this the 21st day of November, 2013.

W W W
Mayor

ATTEST
Hana W. Linnis

Town Clerk