

ORDINANCE NO. 2613

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT WITH SANTEE PRINT WORKS WITH RESPECT TO REAL PROPERTY AND INFRASTRUCTURE LOCATED NEAR INDUSTRIAL ROAD

WHEREAS, the City of Sumter, South Carolina (the "City") owns a six-million-gallon aerated equalization basin and related equipment used for the operation of the equalization basin ("EQ Basin") located on real property bearing Tax Map Parcel No. 250-00-01-012 and located near Industrial Road (the "Property");

WHEREAS, the City has operated the EQ Basin to regulate the flow of wastewater from Santee Print Work ("SPW") textile finishing plant located at 19 Progress Street in Sumter, South Carolina, to the Pocoligo Wastewater Treatment Plant owned and operated by the City;

WHEREAS, SPW desires to assume control and operation of the EQ Basin; and

WHEREAS, the City Council of the City, after due investigation, has determined to approve the lease of the EQ Basin to SPW Print;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SUMTER, SOUTH CAROLINA, IN REGULAR MEETING DULY ASSEMBLED:

1. The City Manager of the City is hereby authorized and directed to negotiate, execute, and deliver a lease pursuant to which SPW will lease the EQ Basin, which includes the six-million-gallon aerated tank and all equipment and improvements on the Property, including the outlet flume. The initial term of the lease will be for fifteen years. Upon completion of the initial term, the term may be extended for one or more renewal periods of one year each, not to exceed a total of five such renewal periods.
2. No rental payments shall be required under the lease, but SPW shall be responsible for its own costs of operating and maintaining the EQ Basin.
3. The City Clerk of the City is hereby authorized and directed to authenticate the lease to the extent required by applicable law or practice.

ADOPTED IN COUNCIL ASSEMBLED THIS 7TH DAY OF AUGUST, 2018.

CITY OF SUMTER, SOUTH CAROLINA

Joseph T. McElveen, Jr., Mayor

Thomas J. Lowery, Mayor Pro Tem

Robert A. Galiano, Jr., Councilman

Ione J. Dwyer, Councilwoman

Calvin K. Hastie, Sr., Councilman

David P. Merchant, Councilman

Steven H. Corley, Councilman

ATTEST:

Linda D. Hammett, City Clerk

First Reading: July 17, 2018

Second/Final Reading: August 7, 2018