A RESOLUTION

APPROVING THE FISCAL YEAR 2024-25 BUDGET FOR THE RECREATION DISTRICT OF RICHLAND COUNTY GENERAL AND ENTERPRISE FUNDS; AND OTHER MATTERS RELATED THERETO

WHEREAS, the Recreation District of Richland County, South Carolina (the "District") is a special purpose district created in Richland County, South Carolina (the "County"), as a body politic and corporate pursuant to the provisions of Act No. 873 of the Acts and Joint Resolutions of the General Assembly of the State of South Carolina for the year 1960, as amended (the "Act"); and

WHEREAS, Article X, Section 7(b) of the South Carolina Constitution (1895, as amended) requires each political subdivision of the State of South Carolina, including the District, to "prepare and maintain annual budgets which provide for sufficient income to meet its estimated expenses for the year;" and

WHEREAS, the Recreation Commission of Richland County, the governing body of the District (the "Commission"), has directed the Executive Director of the District (which includes any interim or acting person in such role) (the "Executive Director") to prepare proposed budgets for the Commission's General Fund and Enterprise Fund for fiscal year 2023-24 (together, the "Budget") for the consideration of the Commission; summaries of the Budget are attached hereto as Exhibit A and included herein by reference; and

WHEREAS, in the aftermath of the Supreme Court's decision in *Weaver v. Richland County Recreation District*, 492 S.E.2d 79 (S.C., 1997)[1] and under the provisions of the Act and Section 6-11-271 of the Code of Laws of South Carolina 1976, as amended, the District's operational tax millage was capped at 5 mills; and

WHEREAS, in order to increase its operational tax millage above the 5 mill cap[2], the District, acting pursuant to Section 6-11-275 of the Code of Laws of South Carolina 1976, as amended, formally requested that the County Council of Richland County (as the governing body of the county in which the District is located) ("County Council") approve a proposed operational tax millage of 14.5 mills; and

WHEREAS, County Council, at its meeting on June 4, 2024, formally approved such millage request under Section 6-11-275 and authorized the District to levy an operational tax millage of 14.5 mills; and

WHEREAS, in addition to the statutory millage cap under the Act and *Weaver*, as described in the findings hereinabove, the District is further limited by the operational tax

[1] The Court determined that practice allowing unelected board members to set tax millage was violative of the South Carolina Constitutional.

[2] This limitation is on operating millage only and does not include the debt service millage levied for the District's general obligation debt.

millage provisions in Section 6-1-320(A)(1) of the Code of Laws of South Carolina 1976, as amended (the "Millage Increase Cap"); and

WHEREAS, based on correspondence with the County Auditor of Richland County, and as previously authorized by County Council, the Millage Increase Cap permits the District to levy up to 14.5 mills of operational tax millage in fiscal year 2024-25; and

WHEREAS, in order to pay debt service on the District's outstanding general obligation bonds in fiscal year 2024-25, the Commission is further authorized to levy .5 mills of debt service millage, for a total of 15 mills; and

WHEREAS, enterprise funds are used to account for business-type activities, and LinRick Golf Course, as a business operation of the District, is accordingly booked as an enterprise fund. Revenues for LinRick are derived from green and range fees, cart rentals, food/beverage sales, as well as pro-shop rentals/merchandise sales; and

WHEREAS, Section 6-1-80 of the Code of Laws of South Carolina 1976, as amended, requires that the District provide notice and hold a public hearing prior to the adoption of their annual budget; and

WHEREAS, the Commission has reviewed the proposed Budget and in accordance with Section 6-1-80 held a public hearing, after due notice and publication, on the Budget on June 27, 2024; and

WHEREAS, the Commission, after due deliberation and consideration, has determined that in order to continue to provide the funds necessary for the operation of the District, it is necessary to adopt the Budget as presented.

NOW, THEREFORE, BE IT RESOLVED as follows:

(a) The Commission, after due deliberation and consideration of the information provided by the Executive Director, the comments of the public and the approval of County Council, does hereby adopt the Budget, summaries of which are attached hereto as Exhibit A. As a result, funds of the District shall be appropriated in accordance with the Budget. In order to fund the general fund portion of the Budget, there shall be levied 15 mills (14.5 for operational tax millage and .5 mills for debt service millage) on all taxable property within the District for the 2024 tax year. There is no current funding for the Enterprise Fund that is derived from millage, and no taxes have been appropriated to the Enterprise Fund in the proposed Fiscal Year 2024-2025 budget.

(b) The millage rates are based on estimated assessments received from the County Auditor and are subject to change based on final assessment figures. Any change in the Budget or the tax levy shall be by subsequent Resolution adopted in accordance with the Code of Laws of South Carolina 1976, as amended.

(c) A copy of this Resolution and the Budget, in both the summary form attached hereto and the full version (as may be requested from time to time) shall be made available to the County in order to properly order the levy and collection of *ad valorem* property taxes. Additionally, copies of the full Budget are available to the public upon request.

(d) As necessary, the Executive Director or her designee shall administer the Budget and may authorize the transfer of appropriated funds within and between departments as necessary to achieve the goals of the Budget; however, no funds may be transferred between general fund and the enterprise fund without action being taken by the Commission, acting by Resolution.

(e) Contracts necessary to expend monies appropriated in the Budget when not specifically permitted by the Budget are hereby authorized upon the approval of such contract by a resolution of the Commission. Awards of bids on capital items, when less than the amount specified in the Budget, are hereby authorized and shall be purchased in accordance with the provisions of the Budget.

(f) All actions of the Executive Director and other District staff regarding the requests to County Council, the public hearing and drafting, execution and delivery of the Budget are ratified, approved, and confirmed. Further, the Executive Director and other District staff shall be authorized to do all things necessary to implement the provisions of the Budget, so long as such expenditures are consistent with the Budget, any expenditures occurring in fiscal year 2024-25 that occurred prior to the date of adoption of this Resolution and the Budget approved hereunder are ratified and confirmed in their entirety.

(g) If for any reason any provision of this Resolution, or its applications to any circumstance, is invalidated by a court of competent jurisdiction, the remaining portions of this Resolution shall remain in full force and effect.

(h) All resolutions or parts of resolutions inconsistent or in conflict with the provisions of this Resolution are hereby repealed to the extent of the conflict or inconsistency.

DONE AND ADOPTED, this ____ day of June 2024.

RECREATION DISTRICT OF RICHLAND COUNTY, SOUTH CAROLINA

____
Chair

(SEAL)

Attest:

____
Secretary

EXHIBIT A

COPIES OF THE GENERAL FUND AND ENTERPRISE FUND BUDGETS

Richland County Recreation Commission
Proposed Budget- FY 2024-2025
General Fund

	FY 2024-2025 Proposed Budget
Revenue	
Administrative Revenue	
Property tax revenue	**$ 19,743,400**
Other Administrative	471,500
Total administrative revenue	**20,214,900**
Program Revenue	
Rental	450,000
Recreation	746,660
Athletic	397,651
Special Event	54,000
Other	36,500
Total program revenue	**1,684,811**
Total Revenues	**21,899,711**
Expenditures	
Payroll and Benefits	
Full-time salaries	**$ 7,499,169**
Part-time salaries	1,175,959
Pension, benefits and taxes	5,094,141
Total Payroll and Benefits	13,769,269
Operation and Maintenance	
Operating expenses	1,934,073
Repairs and maintenance expenses	116,500
Supplies expenses	657,000
Fleet expenses	578,000
Professional expenses	250,000
Information technology expenses	577,500
Other Administrative	376,824
Total Operation and Maintenance	4,489,897
Program and Marketing	
Program expenses	719,083
Marketing expenses	62,500
Total Program and Marketing	781,583
Capital	
Capital improvement	2,499,162
Capital outlay	359,800
Total Capital	2,858,962
Total Expenses	**$ 21,899,711**
Change in Fund Balance	$ -