



ORDINANCE NO. 708

First Reading (By Title Only): August 13, 2018
Second Reading: October 8, 2018
Public Hearing: September 10, 2018
Third and Final Reading: October 22, 2018

An Ordinance Authorizing the Execution and Delivery of a Lease Agreement Between Fairfield County and the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital; and Other Related Matters.

WHEREAS, Fairfield County, a body politic and corporate of the State of South Carolina, passed Ordinance No. 708 on August 8, 2018, which authorized the County to purchase some or all of the Property of the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital, with TMS # 126-03-01-001 at its sole discretion; and

WHEREAS, S.C. Code Ann. § 4-9-30 authorizes Fairfield County's purchase of some or all of the Property of Fairfield Memorial Hospital and such a purchase would be for the public good; and

WHEREAS, Fairfield County is performing due diligence pursuant to that Real Estate Contract entered into by the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital and Fairfield County on August 8, 2018; and

WHEREAS, Fairfield County anticipates, after completing its due diligence, to finalize and close on the purchase of some or all of the Property of the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital, with TMS # 126-03-01-001; and

WHEREAS, the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital desires to lease some portion of the premises to be purchased by Fairfield County.

NOW, THEREFORE, BE IT ORDAINED by Fairfield County Council that

Section 1. The County intends to:

(a) Pursue all necessary due diligence and close on the purchase of some or all of the Real Property of the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital, with TMS # 126-03-01-001 in accordance with the terms of the Real Estate Contract; and

(b) Upon Completion of the purchase of the Real Property described above, within thirty (30) days enter into a Lease Agreement, which is attached as Exhibit A, with the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital as to that portion of the Real Property as negotiated between the parties and as referenced in the Lease Agreement; and

(c) Take all steps reasonably necessary and proper to develop the Property for the benefit of the citizens of Fairfield County.

Section 2. The County Administrator (or his designated appointee) is authorized and directed, in the name of and on behalf of the County, to take whatever further actions and execute whatever further documents including the Lease or other similar agreements, as the County Administrator (or his designated appointee) deems to be reasonably necessary and prudent to effect the intent of this Ordinance in order to leasing a portion of TMS # 126-03-01-001 back to the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital.

Section 3. Should the purchase of some or all of the Property of the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital, with TMS # 126-03-01-001 not be consummated then the Lease Agreement will not be entered into with the Fairfield County Hospital Board a/k/a Fairfield Memorial Hospital as contemplated by this Ordinance.

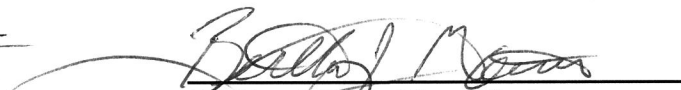
Section 4. Any ordinance, resolution, or other order of County Council, the terms of which are in conflict with this Ordinance, are, only to the extent of that conflict, repealed.

Section 5. This Ordinance is effective after third reading and a public hearing.

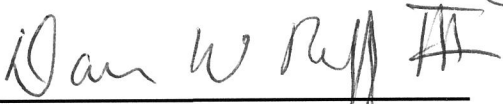
ADOPTED THIS 22nd DAY OF October, 2018, BY ORDER OF THE FAIRFIELD COUNTY COUNCIL.



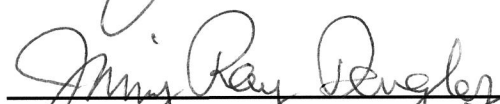
William B. Smith, Jr., Chairman



Bertha Goins, Vice-Chair



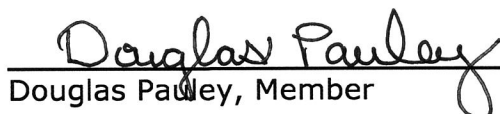
Daniel W. Ruff, III, Member



Jimmy Ray Douglas, Member



Mikel Trapp, Member



Douglas Pauley, Member



Cornelius Robinson, Member

ATTEST:


Patti L. Davis, Clerk to Council