



DUE TO THE COVID-19
CONSIDERATIONS,

Council Chambers is open with limited
accessibility. Council Meetings and

Public Meetings are open to public 20% capacity of
Council Chambers. All guests will practice physical
distancing as recommended. Citizens are
encouraged to watch the meetings from home.

Watch Live via YouTube at:

https://www.youtube.com/channel/UCBmloqX05cKAsHm_ggXCjIA

To Participate in Public Comment, please email to
comments@jaspercountysc.gov and or mail to Attn: Clerk to Council P.O.
Box 1149 Ridgeland, SC 29936. To be called for public Comment, please
email at the mentioned email address. ***Public Comments must be
submitted by Monday, April 4, 2022, at 1:00pm.***

To participate in a **Public Hearing**, you may either email to
comments@jaspercountysc.gov or request via email or phone by **1:00pm
on Monday, April 4, 2022**, to speak via telephone at the Virtual Council
Meeting.

Instructions may also be found at the Jasper County website
www.jaspercountysc.gov

FOR MORE INFORMATION, PLEASE CALL (843) 717-3696



JASPER COUNTY COUNCIL
**Workshop and
COUNCIL MEETING**

Jasper County Clementa C. Pinckney Government Bldg
358 3rd Avenue Ridgeland, SC 29936

April 4, 2022
AGENDA

3:30PM Budget Workshop

1. Lila Resh - Council on Aging
2. Roland Gardner - Beaufort Jasper Hampton Comprehensive Health Services, Inc.

4:30PM

I. Call to Order by Chairperson

Clerk's Report of Compliance with the Freedom of Information Act.

In compliance with the Freedom of Information Act, notice of meetings and agendas were posted and furnished to all news media and persons requesting notification

II. Executive Session SECTION 30-4-70.

(a) A public body may hold a meeting closed to the public for one or more of the following reasons:

(1) Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body - **Engineering Services; Clerk of Court**

(2) Discussion of negotiations incident to proposed contract arrangements and proposed purchase or sale of property, the receipt of legal advice where the legal advice related to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim - **Election Matters; Professional Services Proposal from THC-Highway 278 Corridor Widening Project; J. Bragg Consulting**

(5) Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by a public body - **Project Silverman; Jasper Ocean Terminal (JOT); Prospect Update; Chelsea South**

ANY EXECUTIVE SESSION MATTER ON WHICH DISCUSSION HAS NOT BEEN COMPLETED MAY HAVE DISCUSSION SUSPENDED FOR PURPOSES OF BEGINNING THE OPEN SESSION AT ITS SCHEDULED TIME, AND COUNCIL MAY

**RETURN TO EXECUTIVE SESSION DISCUSSION AFTER THE CONCLUSION OF THE OPEN SESSION AGENDA ITEMS.
PLEASE BE ADVISED THERE MAY BE VOTES BASED ON ITEMS FROM EXECUTIVE SESSION.**

6:00 P.M.

- III. **Return to Open Session**
- IV. **Pledge of Allegiance**
- V. **Invocation**
- VI. **Approval of Agenda**
- VII. **Approval of the minutes of 02.22.2022**
- VIII. **Presentation and Proclamations:**
 - A: **Chief Wells** – Proclamation for National Public Safety Telecommunications Week
- IX. **Open Floor to the Public per Ordinance 08-17- Any citizen of the County may sign to speak in person at the Council Meeting (before the Council Meeting’s 6PM start time on the Sign In Sheet on the Podium), to address Council on matters pertaining to County Services and Operations. Presentations will be limited to three (3) minutes per person and total public input will be limited to 30 minutes.**

*Due to Seating Limitations at the Council Meeting, you may also submit your **Public Comments** via email to comments@jaspercountysc.gov or via US Mail at Attention: Clerk to Council P.O. Box 1149 Ridgeland, SC 29936. If you would like to be contacted by phone during Open Floor public comments, please email your name, address and phone number to the email address listed above by 1PM on the date of the meeting.*
- X. **Resolutions:**
 - A: **Kimberly Burgess** – Resolution # R-2022-08 authorising the temporary borrowing of not to exceed \$1,177,380 in anticipation of the issuance of Fire Protection Service General Obligation Bonds of Jasper County, South Carolina financing for Cherry Point Fire District.
 - B: **Andrew Fulghum** – Resolution # R-2022-09 to designate April 2022 as Fair Housing Month in Jasper County, South Carolina
 - C: **Andrew Fulghum** – Resolution # R-2022-10 to renew the Equal Opportunity heretofore adopted by Resolution 05-02
 - D: **Andrew Fulghum** – Resolution # R-2022-11 to declare certain property to be surplus and authorize its sale or disposition.
 - E. **David Tedder** – Resolution # R-2022-12 committing to negotiate a Fee-In-Lieu of *Ad Valorem* Taxes Agreement between Jasper County and SL Hardeeville Industrial Park, LLC; identifying the Project; and Other Matters Related Thereto.

XI: Ordinances:

A: Kimberly Burgess - 1st Reading of a Bond Ordinance by **TITLE ONLY** providing for the Issuance and Sale of a Jasper County, South Carolina, Hospitality and Accommodations Fee Revenue Bond (Airport Capital Improvement Projects), Series 2022 in the principal amount of not to exceed \$5,000,000; To prescribe the Purposes for which the Proceeds shall be expended; To provide for the Payment thereof; and Other Matters Relating Thereto.

B: Lisa Wagner -Consideration of 1st Reading of an Ordinance to amend the Center Point Planned Development District to add two tracts of land consisting of approximately 57.75 acres, bearing Jasper County Tax Map Numbers 081-00-03-030 and 081-00-03-031, to make certain text amendments, concept plan revisions, and matters related thereto.

C: David Tedder - Consideration of 1st Reading of an Ordinance to amend the Center Point Development Agreement pursuant to the South Carolina Local Government Development Agreement Act by making provisions to include additional tracts of land, extending the term and matters related thereto Article IV, Title 20 of the Code of Ordinances of Jasper County, and authorizing the Chairman of Jasper County Council to execute said Development Agreement as amended.

D: David Tedder - Consideration of the 2nd Reading of Ordinance # 0-2022-05 Authorizing the execution and delivery of a Fee In Lieu Of Tax and Incentive Agreement By and Between Jasper County, South Carolina (The "County"), SL Hardeeville Industrial Park, LLC, acting for Itself, One Or More Affiliates, and/or Other Project Sponsors (Collectively, The "Company"), whereby The County will enter into a Fee-In-Lieu Of Ad Valorem Tax Agreement with The Company and providing for payment by The Company of Certain Fee-In-Lieu of Ad Valorem Taxes; providing for such Special Source Revenue Credits in connection with such Agreement; providing for allocation of such Fees-In-Lieu of Taxes payable under The Agreement for the establishment of a Multi-County Industrial/Business Park; providing for the establishment and/or expansion of certain facilities in The County (The "Project") in a Multi-County Industrial/Business Park; the Benefits of a Multi-County Industrial Or Business Park to be made available to The Company and The Project; and Other Matters Relating Thereto.

XII. New Business:

A: Andrew Fulghum - Contract between JC and SC Dept of Health and Environmental Control - Reimbursement for Toxicology Testing - Coroner's Office

B: Andrew Fulghum - Small Services Project Management Proposal - J. Bragg Consulting

XIII. Old Business: None

XIV. Council Members Comments

XV. Administrator's Report

XVI. Possible Return to Executive Session to Continue Discussion on Matters Regarding Agenda Item II.

XVII. Adjourn

***Council may act on any item appearing on the agenda including items discussed in executive session.**

In accordance with South Carolina Code of Laws, 1976, Section 30-4-80(d), as amended, notification of the meeting was posted on the County Council Building at a publicly accessible place and on the county website at least 24 hours prior to the meeting. A copy of the agenda was given to the local news media and posted at the meeting location twenty-four hours prior to the meeting.

***Special Accommodations Available Upon Request to Individuals with Disabilities*
*(843) 717-3696***

AGENDA ITEM:

FY 2022-2023

Budget Workshop

Council on Aging

Lila Resh

Jasper County Budget Worksheet Report

Budget Year 2023

2022 Adopted Budget	2022 Actual Amount	2023 Department Request
125,000.00	93,750.00	175,000.00

Account Account Description
Fund 010 - GENERAL FUND
Department 090 - AGENCY APPROPRIATIONS

4405 J.C. COUNCIL ON AGING

EXPLANATION:

The board would like you to consider giving Jasper County Council on Aging more than \$125,000.00. We have worked hard to keep going the seniors of Jasper County. We had to give our employees significant raises to be able to keep them. They have been below standards for many years. This will effect our budget greatly. We appreciate and continue to value your support of the seniors of Jasper County.

Request by:

Date:

Email address:

Best Contact Phone No.:

John C. Byah

2.22.22

john.c.byah@gmail.com

843 726 5601

JASPER COUNTY COUNCIL ON AGING, INC.

**AUDITED FINANCIAL STATEMENTS
AND OTHER SUPPLEMENTARY INFORMATION**

YEAR ENDED JUNE 30, 2021

WITH

INDEPENDENT AUDITORS' REPORT

JASPER COUNTY COUNCIL ON AGING, INC.

AUDITED FINANCIAL STATEMENTS
AND OTHER SUPPLEMENTARY INFORMATION

YEAR ENDED JUNE 30, 2021

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INDEPENDENT AUDITORS' REPORT

The Board of Directors
Jasper County Council on Aging, Inc.
Ridgeland, South Carolina

We have audited the accompanying financial statements of the Jasper County Council on Aging, Inc. (a nonprofit organization), which comprise the statement of financial position as of June 30, 2021, and the related statements of activities, functional expenses, and cash flows for the year then ended, and the related notes to the financial statements.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Jasper County Council on Aging, Inc. as of June 30, 2021, and the changes in its net assets and its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Report on Supplementary Information

Our audit was conducted for the purpose of forming an opinion on the financial statements as a whole. The Schedule of Unit Costs on page 15 is presented for purposes of additional analysis and is not a required part of the financial statements. Such information has not been subjected to the auditing procedures applied in the audit of the basic financial statements, and, accordingly, we express no opinion on it.

The Brittingham Group LLP

West Columbia, South Carolina
February 22, 2022

JASPER COUNTY COUNCIL ON AGING, INC.

STATEMENT OF FINANCIAL POSITION

JUNE 30, 2021

Assets

Current assets

Cash and cash equivalents	\$ 151,044
Accounts receivable	23,950
Leasehold interest	9,950
Total current assets	<u>184,944</u>

Non-current assets

Fixed assets, net of accumulated depreciation	465,803
Leasehold interest	363,114
Total non-current assets	<u>828,917</u>

Total Assets \$ 1,013,861

Liabilities and Net Assets

Current liabilities

Accounts payable and accrued liabilities	\$ 13,583
Accrued annual leave	3,049
Total current liabilities	<u>16,632</u>

Net assets

Without donor restrictions	624,165
With donor restrictions	373,064
Total net assets	<u>997,229</u>

Total liabilities and net assets \$ 1,013,861

See the accompanying notes to the financial statements.

JASPER COUNTY COUNCIL ON AGING, INC.

STATEMENT OF ACTIVITIES

FOR THE YEAR ENDED JUNE 30, 2021

	Net Assets		Total
	Without Donor Restrictions	With Donor Restrictions	
Operating Revenues			
Grant and contract revenue	\$ 629,491		\$ 629,491
Contributions	29,871	-	29,871
Miscellaneous revenue	307	-	307
Net assets released from donor restrictions	9,950	(9,950)	-
Total operating revenues	669,619	(9,950)	659,669
Operating Expenses			
Home delivery meals	222,843	-	222,843
Transportation	149,862	-	149,862
Congregate meals	122,621	-	122,621
Supporting services	141,801	-	141,801
Total operating expenses	637,127	-	637,127
Income (Loss) from operations	32,492	(9,950)	22,542
Increase (Decrease) in net assets	32,492	(9,950)	22,542
Net assets, beginning of year	591,673	383,014	974,687
Net assets, at end of year	\$ 624,165	\$ 373,064	\$ 997,229

See the accompanying notes to the financial statements.

JASPER COUNTY COUNCIL ON AGING, INC.

STATEMENT OF FUNCTIONAL EXPENSES

FOR THE YEAR ENDED JUNE 30, 2021

	Home Delivery Meals	Transportation	Congregate Meals	Supporting Services	Total
Salaries and benefits	\$ 58,662	\$ 74,767	\$ 58,662	\$ 93,716	\$ 285,807
Food costs	109,024	-	44,531	-	153,555
Contract costs	15,765	13,395	5,254	16,790	51,204
Transportation and vehicle costs	-	40,957	-	2,156	43,113
Leasehold interest	3,064	2,603	1,021	3,262	9,950
Utilities	14,978	-	6,039	3,141	24,158
Repairs and maintenance	8,445	7,175	2,814	8,994	27,428
Depreciation	3,827	3,252	1,275	4,075	12,429
Supplies	2,639	2,242	879	2,810	8,570
Activities	234	199	78	249	760
Office	2,980	2,532	993	3,173	9,678
Miscellaneous	3,225	2,740	1,075	3,435	10,475
Total expenses	\$ 222,843	\$ 149,862	\$ 122,621	\$ 141,801	\$ 637,127

See the accompanying notes to the financial statements.

JASPER COUNTY COUNCIL ON AGING, INC.

STATEMENT OF CASH FLOWS

FOR THE YEAR ENDED JUNE 30, 2021

Cash Flows from Operating Activities

Income from operations	\$ 22,542
Depreciation expense	12,429
Expiration of leasehold rights	9,950
Adjustments to reconcile increase in net assets to net cash provided (used) by operating activities:	
Changes in current assets and current liabilities:	
Prepaid expense	4,006
Accounts payable and accrued liabilities	(8,791)
Accrued annual leave	(1,119)
Net cash provided by operating activities	<u>39,017</u>

Cash Flows from Capital and Related Financing Activities

Purchase of capital assets	(11,423)
Net cash used in capital and related financing activities	<u>(11,423)</u>

Net change in cash and cash equivalents	27,594
Cash and cash equivalents, beginning of year	123,450
Cash and cash equivalents, end of year	<u>\$ 151,044</u>

See the accompanying notes to the financial statements.

JASPER COUNTY COUNCIL ON AGING, INC.

NOTES TO FINANCIAL STATEMENTS

JUNE 30, 2021

1. Accounting Policies, Business Description

The summary of significant accounting policies of Jasper County Council on Aging, Inc. (the "Council") is presented to assist in understanding the Council's financial statements. The financial statements and notes are representations of the Council's management, who is responsible for the integrity and objectivity of the financial statements. These accounting policies conform to accounting principles generally accepted in the United States of America and have been consistently applied in the preparation of the financial statements.

Nature of Organization

The Council provides community-based services to meet the needs of senior citizens primarily in Jasper County, South Carolina. The major program services are home delivery meals, congregate meals, transportation, wellness checks, and fundraising. The Council's funding is received primarily through contracts with the Lowcountry Council of Governments ("LCOG"), County government funding, state contracts and contributions from participants and local businesses in the areas the Council services. This funding is used for the aforementioned programs as well as maintaining the physical facilities and vehicles.

Method of Accounting and Basis of Presentation

The financial statements of the Council have been prepared on the accrual basis of accounting and, accordingly, reflect all significant receivables, payables and other liabilities. Under professional standards issued by the Financial Accounting Standards Board (FASB) for Not-for-Profit Organizations, the Council is required to report information regarding its financial position and activities according to two classes of net assets: net assets without donor restrictions and net assets with donor restrictions.

Net Assets without Donor Restrictions

The Council reports that part of its net assets that does not have donor-imposed stipulations as net assets without donor restrictions.

Net Assets with Donor Restrictions

The Council reports non-refundable grant and contribution support as with donor restrictions if they are received with stipulations that limit the use of the support, or if the support is designated as support for future periods. Additionally, the Council reports gifts and other inflows of assets whose use by the Council is limited by donor-imposed stipulations that neither expire by passage of time nor can be fulfilled or otherwise be removed by actions of the Council as with donor restrictions. The Council had \$373,064 in net assets with donor restrictions for the year ended June 30, 2021.

-CONTINUED-

JASPER COUNTY COUNCIL ON AGING, INC.

NOTES TO FINANCIAL STATEMENTS

-CONTINUED-

1. Accounting Policies, Business Description (Continued)

Cash and Cash Equivalents

The Council considers all funds in demand deposit accounts and all highly liquid investments with initial maturities of three months or less to be cash equivalents for the purpose of determining and presenting cash flows.

Accounts Receivable

The Council's accounts receivable primarily relate to the Council's contracted services. The allowance method is used to determine uncollectible accounts receivable. Accounts are considered delinquent if not paid within thirty days of the invoice date, and the Council does not apply finance charges to delinquent balances. The allowance is based on previous experience and management's analysis of the state of current receivables. There was no allowance for doubtful accounts as of June 30, 2021.

Prepaid Expenses

Prepaid expenses represent payments of certain expenses, which benefit a future reporting period. These expenses are recognized and included in the appropriate functional expense accounts in the subsequent period.

Property and Equipment

The Council records newly acquired real and personal property and major improvements at cost and donated property at fair market value. The Council calculates depreciation on fixed assets using the straight-line method over the estimated useful lives, which are as follows:

	<u>Years</u>
Building and improvements	5 - 30
Office furniture and equipment	5 - 7
Vehicles	3 - 5

Maintenance and repairs are recorded as expenses as incurred. When assets are retired or otherwise disposed of, the cost is removed from the asset account, and the related depreciation reserve is adjusted with the difference charged to income. Depreciation expense for the year ended June 30, 2021 was \$12,429.

Accrued Annual Leave

The Council allows full-time employees to receive compensation for annual leave. Unused annual leave is accrued at year end. Employees may carry forward all hours of unused annual leave from one calendar year to the next. Upon termination of employment, the Council will compensate a full-time employee for all unused annual leave hours accumulated. Accrued annual leave for the year ended June 30, 2021 was \$3,049.

JASPER COUNTY COUNCIL ON AGING, INC.

NOTES TO FINANCIAL STATEMENTS

-CONTINUED-

1. Accounting Policies, Business Description (Continued)

Deferred Revenue

The Council can receive cost-reimbursement grant money. The revenue is recognized as the specified costs described in the grant agreements are incurred. Amounts collected in advance of incurring specified costs are reflected as deferred revenue. There was no deferred revenue recorded as of June 30, 2021.

Revenues and Support

The Council receives its contract revenue primarily from the Lowcountry Council of Governments. Contract revenue is recognized when earned.

Contributions received and unconditional promises to give are measured at their fair values and are reported as an increase in net assets. The Council reports gifts of cash and other assets as restricted support if they are received with donor stipulations that limit the use of the donated assets, or if they are designated as support for future periods. When a stipulated time restriction ends, or purpose restriction is accomplished, net assets with donor restrictions are reclassified to net assets without donor restrictions and reported in the statement of activity as net assets released from restrictions. Donor restricted contributions whose restrictions are met in the same reporting period are reported as without restrictions support.

The Council recognizes grants when received and considers them to be available for use without restrictions unless the grantor stipulates otherwise.

Donated Facilities and Services

The Council recognizes contribution revenue and a corresponding expense in an amount approximating the annual estimated fair value rental of the property. The Council had no in-kind donated facilities or services as of June 30, 2021.

Functional Expense Allocation

The costs of providing the various programs and other activities have been summarized on a functional basis in the Statement of Activities. Expenses which can be identified with a specific program are charged directly to the program. Certain costs have been allocated among the programs and supporting services. A cost allocation method, which provides a basis for allocating administrative costs to the programs, was in effect for year ended June 30, 2020. As a result, administrative costs and fringe benefits have been allocated to the various programs based on the rate of overall program activities and the rate of direct fringe benefits by program, respectively. Depreciation and leasehold interest were allocated based on the usage of the related equipment and buildings.

JASPER COUNTY COUNCIL ON AGING, INC.

NOTES TO FINANCIAL STATEMENTS

-CONTINUED-

1. Accounting Policies, Business Description (Continued)

Use of Estimates in the Preparation of Financial Statements

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities, disclosure of contingent assets and liabilities at the date of the financial statements, and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

Income Taxes

The Council has received a determination letter from the Internal Revenue Service stating that it is exempt from federal income taxes under Section 501(c)(3) of the Internal Revenue Code (the "IRC"). However, it would be subject to tax on income unrelated to its exempt purposes (unless that income is otherwise excluded by the IRC). The tax years ending June 30, 2021, 2020, 2019, and 2018 are still open to audit for both federal and state purposes. The Council is not classified as a private foundation.

2. Collateralization

The Council places its cash and cash equivalents and certificates of deposit on deposit with financial institutions located in the United States. The Federal Deposit Insurance Corporation (FDIC) covers \$250,000 for all depository accounts per financial institution. The Council, from time to time, may have amounts on deposit in excess of the insured limits. As of June 30, 2021, the Council's cash and cash equivalents had a carrying value of \$151,044 and bank balance of \$161,690. All the Council's balances were insured with the FDIC as of June 30, 2021.

3. Liquidity and Availability

Financial assets available for general expenditure, this is, without donor or other restrictions limiting their use, within one year of the balance sheet date, comprise the following:

Cash and cash equivalents	\$ 151,044
Accounts receivable	23,950
	<u>\$ 174,994</u>

The Council's liquidity management plan is to invest cash in excess of daily requirements demand deposit accounts with the highest interest rate.

JASPER COUNTY COUNCIL ON AGING, INC.

NOTES TO FINANCIAL STATEMENTS

-CONTINUED-

4. Fair Value

Information about the fair value of financial instruments for which it is practical to estimate that value, whether or not recognized in the Statements of Financial Position, is required to be disclosed. Fair value is determined using various methods and assumptions.

The following methods and assumptions were used to estimate the fair value for the classification within the financial statements:

- Cash and investments - fair value approximates the carrying value due to the short maturity of these financial instruments.

When quoted market prices are not available, fair values are based on estimates using present value or other valuation techniques. Those techniques are significantly affected by the assumptions used, including the discount rate and estimates of future cash flows. In that regard, the derived fair value estimates cannot be substantiated by comparison to independent markets and, in many cases could not be realized in immediate settlement of the instrument.

The following levels of input for measurement of fair value have been defined to assist the user in evaluating the fair value disclosure information:

- Level 1 Quoted prices in an active market for identical assets or liabilities.
- Level 2 Other quoted prices in active markets for similar assets or liabilities, quoted prices for identical assets or liabilities in markets that are not active for transactions or availability of information, other observable sources of information, and information derived principally from or corroborated from observable sources of information.
- Level 3 Unobservable sources of information, primarily management's assumptions about potential market participants.

The estimated fair values of the Council's financial instruments are as follows and are included in the statement of financial position under similar descriptions:

	Level	Carrying Value	Fair Value
Financial assets			
Cash	1	\$ 151,044	\$ 151,044

Certain financial instruments and all nonfinancial instruments are excluded from the fair value disclosure requirements. Accordingly, the aggregate fair value amounts presented do not necessarily represent the value of the Council.

JASPER COUNTY COUNCIL ON AGING, INC.

NOTES TO FINANCIAL STATEMENTS

-CONTINUED-

5. Property and Equipment

Property and equipment consisted of the following as of June 30, 2021:

Land	\$	130,835
Building and improvements		570,959
Office furniture and equipment		71,427
Vehicles		41,463
Less: accumulated depreciation		<u>(348,881)</u>
Net property and equipment	\$	<u>465,803</u>

6. Concentrations and Contingencies

During the year ended June 30, 2021 the Council received 58% of total support from the LCOG and 19% of total support from Jasper County. The Council must apply for annual renewal of these contracts and funding is subject to both increases and decreases at the discretion of LCOG and the County. A reduction in this level of support could have a material effect on the Council's programs and activities.

7. Lease Commitments

The Council has an operating lease on a vehicle with the State of South Carolina, which expires only upon notice of the State of South Carolina. The operating lease requires monthly payments of \$0.29 per mile driven in the prior month. There are no future minimum lease payments required due the payments being based on mileage used. Total operating expense for the year ended June 30, 2021 was \$28,574.

In December 2008, the Council entered a lease agreement for contributed facilities for a term of 50 years. The Council may cancel the lease at any time with a 30-day notice. The lease is renewable for another 49 years at the end of the 50-year term at the Council's discretion. See *Note 8* for further details.

8. Construction and Leasehold Interest of Senior Center

Jasper County Council on Aging, Inc. served as project sponsor for a grant awarded by the State of South Carolina to The Lowcountry Council of Governments to construct a Senior Center in Hardeeville, South Carolina.

The Hardeeville Senior Center is owned by the City of Hardeeville. Jasper County Council on Aging, Inc. has entered into a lease to use the site as a Senior Center. The lease provides that upon termination by either the landlord or the tenant, the City of Hardeeville agrees to purchase the building based upon appraised value. The State of South Carolina will have a reversionary interest provision in the lease to the extent of its \$350,000 investment expiring at the end of 20 years.

JASPER COUNTY COUNCIL ON AGING, INC.

NOTES TO FINANCIAL STATEMENTS

-CONTINUED-

8. Construction and Leasehold Interest of Senior Center (Continued)

In December of 2008 Jasper County Council on Aging, Inc. received a contribution of leasehold rights for 3,150 square feet of space for a 50-year term. The organization's monthly rent under a signed lease agreement is \$10 per year. The present value of the fair market rent of \$2,250 per month over the lease term, which was determined using a 5 percent discount rate, was recognized as temporarily restricted support in the prior year. The amounts are as follows:

Discounted value of future leasehold rights at the time of contribution	\$ 497,439
Less: 150 months expired at June 30, 2021	(124,375)
Balance at June 30, 2021	373,064
Less: leasehold interest - current portion	(9,950)
Leasehold interest - noncurrent	\$ 363,114

The expected time expirations on restrictions of leasehold interests are as follows:

<u>Year Ending June 30</u>	<u>Leasehold Amount</u>	<u>Discount</u>	<u>Discounted Leasehold Rights Value</u>
2022	\$ 27,000	\$ 17,050	\$ 9,950
2023	27,000	17,050	9,950
2024	27,000	17,050	9,950
2025	27,000	17,050	9,950
2026	27,000	17,050	9,950
Thereafter	877,500	554,186	323,314
	\$ 1,012,500	\$ 639,436	\$ 373,064

9. Net Assets with Donor Restrictions

All the restrictions on net assets at the end of 2021 are related to leasehold interest held by the Council that is subject to the passage of time. The amount of leasehold interest that was held by the Council at the end of 2021 was \$373,064.

JASPER COUNTY COUNCIL ON AGING, INC.

NOTES TO FINANCIAL STATEMENTS

-CONTINUED-

10. Net Assets Released from Donor Restrictions

Net assets were released from donor restrictions during 2021 by incurring expenses satisfying the restricted purposes or by the occurrence of other events specified by donors. Net assets were released from donor restrictions for the following purposes:

Passage of time:

General use	9,950
Total net assets released from restrictions	<u>\$ 9,950</u>

11. Subsequent Events

Subsequent events were evaluated through February 22, 2022 which is the date the financial statements were available for issue. Events occurring after that date have not been evaluated to determine whether a change in the financial statements would be required.

SUPPLEMENTARY INFORMATION (UNAUDITED)

JASPER COUNTY COUNCIL ON AGING, INC.

SCHEDULE OF UNIT COSTS (UNAUDITED)

FOR THE YEAR ENDED JUNE 30, 2021

	Home Delivery Meals	Transportation	Congregate Meals	Wellness Checks	Total
Program costs before supporting services allocation	\$ 222,843	\$ 149,862	\$ 122,621	\$ -	\$ 495,326
Supporting services allocated	56,721	42,540	42,540	-	141,801
Total program costs	279,564	192,402	165,161	-	637,127
Units served	41,314	1,447	1,292	1,062	45,115
Average per unit costs	\$ 6.77	\$ 132.97	\$ 127.83	\$ -	\$ 14.12

See independent auditors' report.

THE BRITTINGHAM GROUP, L.L.P.

CERTIFIED PUBLIC ACCOUNTANTS

501 STATE STREET
POST OFFICE BOX 5949
WEST COLUMBIA, SOUTH CAROLINA 29171

PHONE: (803) 739-3090
FAX: (803) 791-0834

Board of Directors
Jasper County Council on Aging, Inc.
Ridgeland, South Carolina

We have audited the financial statements of Jasper County Council on Aging, Inc. (the "Council") for the year ended June 30, 2021, and we will issue our report thereon dated February 22, 2022. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards (and, if applicable, *Government Auditing Standards* and the Uniform Guidance), as well as certain information related to the planned scope and timing of our audit. We have communicated such information in our letter to you dated May 20, 2021. Professional standards also require that we communicate to you the following information related to our audit.

Significant Audit Matters

Qualitative Aspects of Accounting Practices

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by the Council are described in Note 1 to the financial statements. No new accounting policies were adopted and the application of existing policies was not changed during 2021. We noted no transactions entered into by the Council during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. The most sensitive estimate(s) affecting the financial statements were:

- Useful lives of property and equipment

The financial statement disclosures are neutral, consistent, and clear.

Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management in performing and completing our audit.

Corrected and Uncorrected Misstatements

Professional standards require us to accumulate all misstatements identified during the audit, other than those clearly trivial, and communicate them to the appropriate level of management. There were no misstatements identified during our audit.

The following adjustments were made at the request of the client to adjust the books and records to the GAAP basis of accounting:

- To adjust net assets to actual based on prior year report.
- To adjust fixed assets, leasehold asset, depreciation expense to actual.
- To adjust accrued salaries and accrued vacation to actual.

Disagreements with Management

For purposes of this letter, a disagreement with management is a disagreement on a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

Management Representations

We have requested certain representations from management that are included in the management representation letter dated February 22, 2022.

Management Consultations with Other Independent Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the Council's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Other Audit Findings or Issues

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the Council's auditors. However, these discussions occurred in the normal course of professional relationship and our responses were not a condition of our retention.

Other Matters

With respect to the supplementary information accompanying the financial statements, we made certain inquiries of management and evaluated the form, content, and methods of preparing the information to determine that the information complies with U.S. generally accepted accounting principles, the method of preparing it has not changed from the prior period, and the information is appropriate and complete in relation to our audit of the financial statements. We compared and reconciled the supplementary information to the underlying accounting records used to prepare the financial statements or to the financial statements themselves.

This information is intended solely for the use of the Board of Directors and management of the Council and is not intended to be, and should not be, used by anyone other than these specified parties.

Very truly yours,

The Brittingham Group LLP

West Columbia, South Carolina

February 22, 2022

THE BRITTINGHAM GROUP, L.L.P.

CERTIFIED PUBLIC ACCOUNTANTS

501 STATE STREET
POST OFFICE BOX 5949
WEST COLUMBIA, SOUTH CAROLINA 29171

PHONE: (803) 739-3090
FAX: (803) 791-0834

The Board of Directors
Jasper County Council on Aging, Inc.
Ridgeland, South Carolina

In planning and performing our audit of the consolidated financial statements of Jasper County Council on Aging, Inc. (the "Council") for the year ended June 30, 2021, in accordance with auditing standards generally accepted in the United States of America, we considered its internal control over financial reporting (internal control) as a basis for designing our auditing procedures for the purpose of expressing our opinion on the consolidated financial statements but not for the purpose of expressing an opinion on the effectiveness of its internal control. Accordingly, we do not express an opinion on the effectiveness of the Council's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected, on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies, and, therefore, material weaknesses or significant deficiencies may exist that were not identified. However, as discussed below, we identified a certain deficiency in internal control that we consider to be a significant deficiency:

Audit Adjustments

During the current year audit, it was noted that significant adjustments are being made at the end of the fiscal year by the auditors to keep financial statements from being materially misstated. Material audit adjustments were made in areas such as fixed assets, and prepaid assets.

We recommend that management review financial records to ensure that all accounts are reconciled and have proper supporting documentation before providing financial records to the auditors for audit procedures.

In addition, the following items came to our attention that we believe merits your consideration:

Segregation of Duties

One area that will always be an issue for most small and medium-sized organizations such as the Council is segregation of duties. Elimination of incompatible functions is an on-going struggle and is complicated by factors such as budget constraints and an overall small staff.

We recommend that all small and medium-sized organizations be constantly aware of the segregation of duties issue and to keep it in mind when making staffing and assignment of duties decisions.

* * * * *

This communication is intended solely for the information and use of management, the owners and others within the Council and is not intended to be and should not be used by anyone other than these specified parties.

We would be pleased to discuss the above matters or to respond to any questions, at your convenience.

The Brittingham Group LLP

West Columbia, South Carolina
February 22, 2022

AGENDA ITEM:

FY 2022-2023

Budget Workshop

Beaufort Jasper Hampton

Comprehensive Health

Services, Inc.

Roland Gardner



To: Kimberly Burgess
Jasper County
Director of Administrative Services
Office: (843) 717-3692
Fax: (843) 717-3626

From: Keisha P. Alston
Fax number: 843.987.3826

Date: March 17, 2022

Regarding: Budget Worksheet Report

Phone number for follow-up: 843.987.7448

Dr. P

Please find the included Budget Worksheet Report for Budget Year 2022.

We would like to present to the Jasper County Council on Monday, April 4, 2022.

Thank you

Keisha~

Keisha P Alston

Executive Assistant to CEO, Roland J. Gardner

Beaufort Jasper Hampton Comprehensive Health Services, Inc.

PO Box 357/721 Okatie Highway

Ridgeland, SC 29936

843.987.7448 (ofc)

843.987.3826 (fax)

kalston@bjhchs.org (email)

Jasper County Budget Worksheet Report

Budget Year 2023

Account Account Description	2022 Adopted Budget	2022 Actual Amount	2023 Department Request
Fund 010 - GENERAL FUND Department 090 - AGENCY APPROPRIATIONS			
4490 BFT.-JASPER COMP. HEALTH	55,000.00	.00	\$125,000

EXPLANATION:

We provide COVID 19 Vaccinations to the residents of Jasper County. We see it as our fiduciary responsibility to provide medical and dental services to our community. We will continue to increase testing and vaccinations events throughout the cities of Hardeeville & Ridgeland as often as it is needed.

The rising cost of medical care and the impact of COVID 19 Pandemic has had a substantial effect on our service delivery to Jasper County residents. We would also like to bring to your attention that although we continue to expand and provide additional services within our medical facility and School Based Health Centers, we have not received an increase in the budget in several years. We thank you in advance for seeing the need for additional funding so that we may continue to provide the best comprehensive health care to the residents of Jasper County.

Request by:

March 17, 2022

Date:

Email address: rgardner@bjhchs.org

Best Contact Phone No.: 843.987.7400

Roland J. Gardner



FINANCIAL STATEMENTS
BEAUFORT-JASPER-HAMPTON
COMPREHENSIVE HEALTH SERVICES, INC.
RIDGELAND, SOUTH CAROLINA

FOR THE YEAR ENDED
MAY 31, 2020

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
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INDEPENDENT AUDITORS' REPORT

**PETWAY
MILLS &
PEARSON, PA**

CERTIFIED PUBLIC ACCOUNTANTS

C. Briggs Petway, Jr.
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Memberships:

North Carolina
Association of
Certified Public
Accountants

American Institute
of Certified Public
Accountants

To the Board of Directors
Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.
Ridgeland, South Carolina

Report on the Financial Statements

We have audited the accompanying statement of financial position of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. (the Organization), as of May 31, 2020 and the related statements of operations, functional expenses and cash flows for the year then ended, and the related notes to the financial statements.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. as of May 31, 2020, and the change in its net assets and its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Other Information

Our audit was conducted for the purpose of forming an opinion on the financial statements as a whole. The accompanying Schedule of Expenditures of Federal and State awards, as required by *Title 2 U.S. Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*, is presented for purposes of additional analysis and is not a required part of the financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the information is fairly stated, in all material respects, in relation to the financial statements as a whole.

Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated May 30, 2021 on our consideration of Beaufort-Jasper-Hampton Comprehensive Health Service Inc.'s internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering Beaufort-Jasper-Hampton Comprehensive Health Service's internal control over financial reporting and compliance.

Petway Mills & Pearson, PA

PETWAY MILLS & PEARSON, PA
Certified Public Accountants
Zebulon, North Carolina

May 30, 2021

FINANCIAL STATEMENTS

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
STATEMENT OF FINANCIAL POSITION
MAY 31, 2020

ASSETS

Current Assets:

Cash and cash equivalents	\$ 949,512
Cash - restricted for Paycheck Protection Program	2,313,923
Cash - restricted for purpose restrictions	1,775,544
Patient receivables, net of allowance for bad debts of \$3,742,218	2,400,874
Grants receivables	748,740
Other receivables	161,246
Inventory	223,136
Prepaid Insurance	<u>9,376</u>
Total current assets	<u>8,582,351</u>

Property Plant and Equipment at Cost, Net:

15,113,356

Other Assets:

Deposits	4,430
Investments	<u>102,405</u>
Total other assets	<u>106,835</u>
Total assets	<u><u>\$ 23,802,542</u></u>

LIABILITIES AND NET ASSETS

Current liabilities:

Accounts payable	\$ 281,961
Accrued expenses	11,898
Accrued payroll	523,268
Accrued vacation	511,974
Current portion, long-term debt	<u>1,140,106</u>
Total current liabilities	<u>2,469,207</u>

Long-term debt, less current portion

4,727,707

Total liabilities

7,196,914

Net Assets:

Without donor restrictions	
Undesignated	452,218
Designated for Paycheck Protection Program	2,313,923
Invested in property and equipment, net of related debt	12,063,943
With donor restrictions	
Purpose restrictions	<u>1,775,544</u>
Total net assets	<u>16,605,628</u>
Total liabilities and net assets	<u><u>\$ 23,802,542</u></u>

The accompanying notes are an integral part of these financial statements.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
STATEMENT OF OPERATIONS
FOR THE YEAR ENDED MAY 31, 2020

	Without Donor Restrictions	With Donor Restrictions	Total
Support and Revenue			
Patient service revenues	\$ 16,816,513	\$ -	\$ 16,816,513
Allowances and discounts	(6,542,987)	-	(6,542,987)
Sliding fee discount	(1,076,194)	-	(1,076,194)
Bad debts	(327,096)	-	(327,096)
Net patient revenues	8,870,236	-	8,870,236
Governmental grants	-	11,868,465	11,868,465
State appropriations	104,822	-	104,822
Other grants	2,329,999	81,199	2,411,198
Miscellaneous revenue	533,062	-	533,062
	2,967,883	11,949,664	14,917,547
Total support and revenue	11,838,119	11,949,664	23,787,783
Net assets released from restrictions	10,253,703	(10,253,703)	-
Total revenue and other support	22,091,822	1,695,961	23,787,783
Expenses			
Program expenses	17,489,739	-	17,489,739
Management and general	6,540,666	-	6,540,666
	24,030,405	-	24,030,405
Unrealized loss on investments	(19,605)	-	(19,605)
Loss on asset disposal	(742)	-	(742)
	(20,347)	-	(20,347)
Change in net assets	(1,958,930)	1,695,961	(262,969)
Net assets, beginning of year	16,789,014	79,583	16,868,597
Net assets, end of year	\$ 14,830,084	\$ 1,775,544	\$ 16,605,628

The accompanying notes are an integral part of these financial statements.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
STATEMENTS OF FUNCTIONAL EXPENSES
FOR THE YEAR ENDED MAY 31, 2020

	<u>Program Expenses</u>	<u>Management & General</u>	<u>Totals</u>
Expenses:			
Salaries	\$ 9,452,615	\$ 4,246,827	\$ 13,699,442
Payroll taxes	669,770	300,911	970,681
Retirement	28,670	12,880	41,550
Fringe benefits	835,627	375,426	1,211,053
Patient care	1,622,419	-	1,622,419
Contracted services	496,743	49,128	545,871
Travel	103,264	2,107	105,371
Medical supplies and drugs	1,982,227	220,247	2,202,474
Consulting	372,518	343,861	716,379
Occupancy	83,863	186,664	270,527
Insurance	134,313	35,703	170,016
Telephone	310,656	139,570	450,226
Utilities	142,887	64,196	207,083
Depreciation	471,261	211,726	682,987
Interest	38,739	17,404	56,143
Advertising	-	135,969	135,969
Subrecipient expenses	124,178	-	124,178
Licenses, fees, dues, subscriptions	438,800	116,643	555,443
Postage and printing	30,135	13,539	43,674
Non-capital equipment	11,454	5,146	16,600
Other	139,600	62,719	202,319
	<u>\$ 17,489,739</u>	<u>\$ 6,540,666</u>	<u>\$ 24,030,405</u>
Total Expenses	\$ 17,489,739	\$ 6,540,666	\$ 24,030,405

The accompanying notes are an integral part of these financial statements.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED MAY 31, 2020

Cash flows from operating activities:	
Change in net assets	\$ (262,969)
Adjustments to reconcile change in net assets to net cash used in operating activities:	
Depreciation	682,987
Bad Debt	327,096
Unrealized loss on investments	19,605
Loss on asset disposal	742
(Increase) decrease in:	
Grants, patient, and other receivables	571,296
Inventory	58,080
Increase (decrease) in:	
Accounts payable and accrued expenses	22,864
Net cash provided by operating activities	<u>1,419,701</u>
 Cash flows from financing activities:	
Purchases of equipment	<u>(836,240)</u>
Net cash used by financing activities	<u>(836,240)</u>
 Cash flows from investing activities:	
Proceeds from long-term debt	3,381,400
Payments on long-term debt obligations	<u>(263,390)</u>
Net cash provided by investing activities	<u>3,118,010</u>
Net increase in cash	3,701,471
Cash at Beginning of Year	<u>1,337,508</u>
Cash at End of Year	<u>\$ 5,038,979</u>
 Schedule of Cash	
Cash and cash equivalents	\$ 949,512
Cash - restricted for Paycheck Protection Program	2,313,923
Cash - restricted for purpose restrictions	1,775,544
	<u>\$ 5,038,979</u>
 Supplemental disclosure of cash flow information:	
Cash paid during the year for:	
Interest	<u>\$ 56,143</u>

The accompanying notes are an integral part of these financial statements.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

Note 1 – Summary of Significant Accounting Policies

Nature of Activities:

Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. (the Organization) is a comprehensive ambulatory family health care provider. The Organization provides comprehensive health care to residents of Beaufort, South Carolina and the surrounding areas of Beaufort, Hampton and Jasper Counties.

The Organization, incorporated in 1969, has been funded annually with a grant from the Department of Health and Human Services, Health Resources, and Service Administration. The grant period in effect at June 1, 2019 runs through May 31, 2020. Revenues under this grant accounted for 37% of total revenues for the year ended May 31, 2020.

Basis of Accounting:

The accompanying financial statements have been prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States of America.

Net Assets:

Net assets, revenues, gains, and losses are classified based on the existence or absence of donor- or grantor-imposed restrictions. Accordingly, net assets and changes therein are classified and reported as follows:

Net Assets Without Donor Restrictions – Net assets available for use in general operations and not subject to donor (or certain grantor) restrictions.

Net Assets With Donor Restrictions – Net assets subject to donor- (or certain grantor-) imposed restrictions. Some donor-imposed restrictions are temporary in nature, such as those that will be met by the passage of time or other events specified by the donor. Other donor-imposed restrictions are perpetual in nature, where the donor stipulates that resources be maintained in perpetuity. Donor-imposed restrictions are released when a restriction expires, that is, when the stipulated time has elapsed, when the stipulated purpose for which the resources was restricted has been fulfilled, or both.

Use of Estimates:

The preparation of financial statements requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates. Changes in estimates are recognized in the period in which they are determined.

Cash and Cash Equivalents:

Cash and cash equivalents include all highly liquid debt instruments and time deposits, other than those limited as to use for other than operating purposes, with an acquisition maturity of less than three months.

Patient Receivables:

Patient receivables are reported at the estimated net realizable amounts from patients, third-party payers, and others for services rendered. The Organization accrues a set amount monthly for the allowance for doubtful accounts for each of its major payer sources of revenue, and reviews the

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

allowance account for appropriateness at least annually. For receivables associated with services provided to patients who have third-party coverage, the Organization analyzes contractually due amounts and provides an allowance for doubtful accounts and a provision for bad debts, if necessary. For receivables associated with self-pay patients, the Organization records a significant provision for bad debts in the period of service on the basis of its past experience, which indicated that many patients are unable or unwilling to pay the portion of their bill for which they are financially responsible. Any balances that are greater than 120 days old are considered uncollectible and are written off against the allowance account unless the patient is on a payment plan. Recoveries of patient receivables previously written off are recorded when received. Interest is not charged on patient receivables.

The Organization's allowance for doubtful accounts was 61% of accounts receivable at May 31, 2020 and 49% of accounts receivable at May 31, 2019. The Organization's bad debt expense for fiscal year 2020 is \$327,096.

Services provided to Medicare and Medicaid patients are paid based on claims filed and paid on an interim basis and settled after the filing and audit of annual cost reports, with such estimated cost report settlements receivable and/or payable being reported separately from patient receivables and referred to as "estimated third-party payer settlements".

The Medicare program pays the Organization a per visit payment under its new prospective payment system (PPS) adjusted by a geographic adjustment per encounter since July 1, 2015. The revised Medicare FQHC cost report will be used to determine the influenza, pneumococcal vaccines and their administration costs, allowable graduate medical education costs and Medicare bad debts during the 2020 fiscal year. Medicare services accounted for approximately 6% of net patient fees during the year ended May 31, 2020.

The South Carolina Medicaid program pays the Organization a per visit payment under its prospective payment system (PPS) and an adjusted cost amount for eligible non-core services. The Organization's initial (baseline) PPS rate, using 100% of the average reasonable costs incurred by the Organization during fiscal years 1999 and 2000, is adjusted for inflation and to reflect any increase or decrease in the scope of services furnished by the Organization. Medicaid services accounted for approximately 29% of net patient fees during the year ended May 31, 2020.

Medicaid cost report settlements are recognized on an estimated basis in the period the related services are rendered. Subsequent changes in such estimates or other adjustment(s) by intermediaries are recorded in the period when determined. During the year ended May 31, 2020, the Organization did not receive any revenues for settlements for the Medicaid cost reports related to fiscal years through 2019.

Discounted Fees and Charity Care:

The Organization has a policy of discounting fees or providing charity care to patients who are unable to pay. Such patients are identified based on financial information obtained from the patient and subsequent analysis.

The estimated cost of charity care totaled approximately \$9,225,344 for the year ended May 31, 2020. The cost of charity care is estimated utilizing a ratio of cost to gross charges applied to the gross uncompensated charges associated with providing charity care. Funds received from gifts and grants to subsidize charity services provided for the year ended May 31, 2020, were approximately \$8,634,531.

The total sliding fee scale write offs during the year ended May 31, 2020 were \$1,076,194.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

Inventory:

Inventory is stated at the lower of cost or market value and consists of drugs purchased under the Organization's Section 340B Drug Pricing Program. Donated inventories are stated at fair market value at date of donation.

Fixed Assets:

Property and equipment are stated at cost less accumulated depreciation. Interest expense associated with financing for construction is capitalized as a component of the asset constructed. Donated assets are capitalized at their fair value on the date received. It is the policy of the Organization to capitalize all capital assets costing more than \$5,000. Improvements are capitalized and depreciated over the remaining useful lives of the related asset. The cost of normal maintenance and repairs that do not add to the value of the asset or materially extend asset lives are not capitalized. Depreciation is provided on a straight-line method over the estimated useful lives of the depreciable asset generally as follows:

Buildings and improvements	16 years to 40 years
Equipment and furnishings	3 years to 7 years

Amortization expense on leased assets under capital leases is included as a component of depreciation expense and is provided on a straight-line method over the shorter of the estimated useful lives of the assets or the lease term. Depreciation expense for year ended May 31, 2020 was \$682,987.

Property and equipment is reviewed for impairment whenever events or changes in circumstances indicate that the carrying amount of an asset may not be recoverable. An impairment loss is recognized to the extent that the carrying amount exceeds the asset's fair value.

Certain assets were purchased using grant funding from the federal government. According to the terms of grant agreements, the federal government has a residual interest in these assets.

Revenue Recognition:

The Organization generally considers government grants to be exchange transactions. The main government grant provides general operating assistance to the Organization over a grant period currently spanning June 1 to May 31 each year. The Organization's policy has been to recognize this operating assistance revenue on a level-term basis based upon an approved grant budget over the grant period, with deferred draw-downs from the grantor based on program needs being recognized as revenue or accounts receivable, respectively. Government grants for specific operating or capital purposes are recognized as revenue as the related specific costs are incurred.

Revenue from the provision of health care services to patients is recognized, net of allowances, as the services are provided. Allowances are made for differences between the Organization's established rates and the amounts expected to be paid by government payers (contractual adjustments) and patients under sliding fee schedules based on the patient's ability to pay and federal poverty guidelines (services provided to these patients were discounted approximately \$6,542,987 compared to the Organization's established rates during the year ended May 31, 2020). Amounts expected to be collected and not able to be collected are recognized as bad debt expenses based on historical experience, current trends and current analyses of accounts. Patient service revenue, net of contractual allowances and discounts but before the provision for bad debts recognized for the year ended May 31, 2020 were \$9,197,332.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

Contributions:

Unconditional contributions are recognized in the period received. Gifts of cash and other assets are presented as with donor restrictions support if they are received with specific donor stipulations that limit the use of the donated asset. When the donor restriction expires, that is, when a stipulated time restriction ends or purpose restriction is accomplished, with donor restrictions net assets are reclassified to without donor restrictions net assets and reported in the statements of operations and change in net assets as net assets released from restrictions. If the donor restriction is satisfied during the fiscal year in which it is received, then it is recorded as without donor restrictions. Conditional contributions are not recognized until such conditions are considered probable of being met.

Gifts of tangible assets are presented as without donor restrictions support unless explicit donor stipulations specify how the donated asset must be used. Gifts of long-lived assets with explicit restrictions that specify how the assets are to be used and gifts of cash or other assets that must be used to acquire long-lived assets are reported as with donor restrictions support.

No amounts have been reflected in the financial statements for contributed services inasmuch as no services that created or enhanced non-financial assets were received or specialized skills provided that typically would need to be purchased if not provided by donation.

The Organization dispenses consigned medicine on behalf of pharmaceutical manufacturers for the benefit of specific patients determined to be qualified based on criteria set by the manufacturers, at no charge to patients. The medicine is owned by the manufacturers and excluded from the Organization's inventory.

Operating Revenue, Gains and Other Support in Excess of Expenses:

The statements of operation include, when applicable, a subtotal to indicate operating performance. Changes in without donor restrictions net assets which are excluded from the operations subtotal, consistent with industry practices, include contributions of long-lived assets (including contributions with donor restrictions by the donor for this purpose), if any.

Other Revenue:

Other revenue consists primarily of funds received from participating in various health center program services and activities.

Advertising:

Advertising costs, consisting primarily of advertisement of employment opportunities and services offered by the Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. are expensed as incurred. Advertising expense for the year ended May 31, 2020 was \$135,969.

Income Taxes:

Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. is exempt from federal income taxes under Section 501 (c)(3) of the Internal Revenue Code and therefore has made no provision for federal income taxes in the accompanying financial statements. In addition, the Organization has been determined by the Internal Revenue Service not to be a "private foundation" within the meaning of Section 509(a) of the Internal Revenue Code. There was no unrelated business income for 2019. The Organization recognizes an uncertainty tax position of "more than likely not" level of fifty percent that the position will be sustained by the Internal Revenue Service (IRS). Income taxes did not have a material impact on the financial position or results of operations of the Organization as of and for the year ended May 31, 2020.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

Change in Accounting Principle:

On August 18, 2019, FASB issued Accounting Standards Update (ASU) 2016-14, Not-for-Profit Entities (Topic 958) – *Presentation of Financial Statements for Not-for-Profit Entities*. The update addresses the complexity and understandability of net asset classification, deficiencies in information about liquidity and availability of resources, and the lack of consistency in the type of information provided about expenses and investment return. The Organization has implemented ASU 2016-14.

Subsequent events:

The Organization has evaluated subsequent events from the date of the statements of financial position through the date the report is available to be issued, which is the date of the independent auditors' report. The Organization has not evaluated subsequent events after that date. There were no subsequent events during this period that require disclosure.

Note 2 – Liquidity and Availability:

Financial assets available for general expenditure, that is, without donor or other restrictions limiting their use, within one year of the balance sheet date, comprising of the following:

Unrestricted cash and cash equivalents	\$	949,512
Patient receivables		2,400,874
Grant receivables		748,740
Other receivables		161,246
Investments		102,405
		\$ 4,362,777

Note 3 – Pension Plans:

In June 2008, the Organization established a profit sharing plan, a noncontributory defined contribution plan covering substantially all employees of the Organization who are at least 18 years of age and have completed one year of service. The Organization's contributions to the plan are discretionary. From inception of the plan, no contributions have been made.

Note 4 – Accounts Receivable:

At May 31, 2020, the net amount of accounts receivable is computed as follows:

	Amount	Payor Mix
Medicaid	\$ 1,528,524	25%
Medicare	1,826,080	30%
Private insurance and other governmental	655,920	10%
Self-Pay	1,841,946	30%
Other	290,622	5%
Accounts receivable, gross	6,143,092	
Less allowance for bad debts and contractual adjustments	(3,742,218)	
Accounts receivable, net	\$ 2,400,874	

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

Gross Accounts Receivable were aged as follows:

Total	Current	Over 30	Over 60	Over 90	Over 120
\$ 6,143,092	\$ 362,332	\$ 199,003	\$ 238,773	\$ 227,010	\$ 5,115,974

Note 5 – Investments:

Investments are reported at fair value in the accompanying Statement of Financial Position. The following discussion describes the valuation methodologies used for assets measured at fair value on a recurring basis. The techniques utilized in estimating the fair values of financial instruments are reliant on the assumptions used. Care should be exercised in deriving conclusions based on the fair value of financial instruments presented below.

Fair value estimates are made at a specific point in time, based on available market information and judgments about the financial instrument. Such estimates do not consider the tax impact of the realization of unrealized gains or losses. In addition, the disclosed fair value may not be realized in the immediate settlement of the financial instrument.

FASB ASC 820-10, *Fair Value Measurements*, establishes a framework for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (level 1 measurements) and the lowest priority to unobservable inputs (level 3 measurements). The three levels of the fair value hierarchy are described below:

Level 1 Fair Value Measurements

Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Organization has the ability to access.

Level 2 Fair Value Measurements

Inputs to the valuation methodology include: quoted prices for similar assets or liabilities in active markets; quoted prices for identical or similar assets or liabilities in inactive markets; inputs other than quoted prices that are observable for the asset or liability; inputs that are derived principally from or corroborated by observable market data by correlation or other means. If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Level 3 Fair Value Measurements

Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

The table below segregates all financial assets and liabilities as of May 31, 2020 that are measured at fair value on a recurring basis (at least annually) into the most appropriate level within the fair value hierarchy based on the inputs used to determine the fair value at the measurement date.

Description	Assets at Fair Value as of May 31, 2020			
	Level 1	Level 2	Level 3	Total
Mutual Fund:				
Balance	\$ 77,405	\$ -	\$ 25,000	\$ 102,405

Note 6 – Property and Equipment:

As of May 31, 2020, fixed assets consist of:

	5/31/2019			5/31/2020
	Balances	Increases	Decreases	
Property and equipment not being depreciated:				
Land	\$ 581,506	\$ -	\$ -	\$ 581,506
Project in progress	778,992	-	778,992	-
Total property and equipment not being depreciated	1,360,498	-	778,992	581,506
Property and equipment being depreciated:				
Building/Equipment	14,962,815	365,000	8,837	15,318,978
Office Furniture	4,024,634	179,380	2,505,488	1,698,526
Vehicles	983,301	5,183	-	988,484
Medical Equipment	2,938,672	212,104	1,012,417	2,138,359
Other Equipment	59,853	-	41,028	18,825
Equipment: Capital Leases	204,168	-	126,405	77,763
Building Improvement	4,625,481	42,724	-	4,668,205
Leasehold Improvement	120,670	-	-	120,670
Client List	30,000	-	-	30,000
Total property and equipment being depreciated	27,949,594	804,391	3,694,175	25,059,810
Less accumulated depreciation for:				
Building/Equipment	5,293,686	379,268	797,524	4,875,430
Office Furniture	3,335,233	26,635	2,508,626	853,242
Vehicles	481,420	100,356	8,362	573,414
Medical Equipment	2,170,632	32,651	1,009,631	1,193,652
Other Equipment	59,754	865	41,794	18,825
Equipment: Capital Leases	204,168	-	89,343	114,825
Building Improvement	2,677,113	127,247	10,604	2,793,756
Leasehold Improvement	97,242	15,965	38,391	74,816
Client List	30,000	-	-	30,000
Total accumulated depreciation	14,349,248	\$ 682,987	\$ 4,504,275	10,527,960
Total property and equipment being depreciated, net	13,600,346			14,531,850
Property and equipment, net	\$ 14,960,844			\$ 15,113,358

Depreciation expense for the year ended May 31, 2020 was \$682,987.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

Note 7 – Long-term Debt:

Long term debt consists of the following at May 31, 2020:

\$1,515,200 note payable to BB&T; interest rate of 5.25%; monthly payments of \$9,165 maturing on May 5, 2023; secured by Ridgeland facility	\$ 1,144,948
\$1,000,000 note payable to BB&T; interest rate of 4.99%; monthly payments of \$6,646 maturing May 5, 2019; secured by Ridgeland facility	779,727
\$666,650 note payable to BB&T; interest rate of 4.75%; monthly payments of \$7,013 maturing May 6, 2026; secured by Ridgeland facility	556,265
\$132,055 note payable to Toyota Financial; interest rate of .9%; monthly payments of \$2,252 maturing on March 24, 2021; secured by seven 2016 Toyota Corollas	22,431
\$105,022 note payable to Ford Credit; interest rate of 4.39%; monthly payments of \$2,577 maturing on March 21, 2019; secured by various Ford vehicles	11,790
\$365,000 note payable to South Atlantic Bank; interest rate of 4.490%; monthly payments of \$2,320 maturing on August 23, 2024; secured by Port Royal facility	357,451
\$198,000 note payable to BB&T; interest rate of 4.00%; monthly payments of \$2,712 maturing on December 12, 2026; secured by two ultrasound machines	176,801
\$2,818,400 Paycheck Protection Program loan to BB&T; interest rate of 1.00%; monthly payments of \$158.611 maturing on May 11, 2022. The Organization may apply for forgiveness of the amount due on the note in an amount equal to the sum of the costs incurred by the Organization during the 24-week period beginning May 11, 2020. Forgivable costs include payroll costs.	<u>2,818,400</u> 5,867,813
Less: current portion	<u>1,140,106</u>
Long term debt, less current portion	<u><u>\$ 4,727,707</u></u>

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

Future maturities on long-term debt are as follows:

Years Ended:		
May 31, 2021	\$	1,140,106
May 31, 2022		2,087,274
May 31, 2023		1,183,071
May 31, 2024		154,299
May 31, 2025		403,576
Thereafter		899,487
	<u>\$</u>	<u>5,867,813</u>

Interest expense was \$56,143 for the year ended May 31, 2020.

Note 8 – Inventory:

As of May 31, 2020 pharmacy inventory totaled \$223,136.

Note 9 – Vacation Payable:

An accrual for vacation payable in the amount of \$511,974 has been made for the year ended May 31, 2020.

Note 10 – Payroll Payable:

An accrual for payroll payable in the amount of \$523,268 has been made for the year ended May 31, 2020.

Note 11 – Functional Allocation of Expenses:

The costs of providing the various programs and activities have been summarized on a functional basis in the statements of operations. Accordingly, certain costs have been allocated among the programs and supporting services benefited.

Note 12 – Summary Disclosure of Significant Contingencies/Commitments:

The Organization has received proceeds from various grants. Periodic audits of these grants are required and certain costs may be questioned as not being allowable expenditures under the grant agreements. Such audits could result in the refund of grant monies to the grantor agencies. Management believes that any required refunds will be immaterial. No provision has been made in the accompanying financial statements for the potential refund of grant monies.

The Organization also receives revenue from Medicare and Medicaid programs. Laws and regulations governing these programs are complex and subject to interpretation. The Organization's management believes they are in compliance with all applicable laws and regulations and they are not aware of any pending or threatened investigations involving allegations of potential wrongdoing. While no such regulatory inquiries have been made, compliance with such laws and regulations can be subject to future government review and interpretation as well as significant regulatory actions, including fines, penalties and exclusion from the Medicare and Medicaid programs.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

During the year ended May 31, 2020, the COVID-19 outbreak in the United States caused business disruption through mandated and voluntary closings. The extent of the impact of COVID-19 on operational and financial performance will depend on certain developments and cannot be reasonably predicted and estimated at this time. The COVID-19 outbreak is ongoing as of May 31, 2020, and additional impact on operational and financial performance may occur.

Note 13 – Malpractice Liability Coverage:

The Bureau of Primary Health Care has deemed the Organization to be an employee of the Federal Government, effective September 1, 2002, for the purposes of professional liability protection under the Federal Tort Claims Act (FTCA). FTCA coverage is comparable to an "occurrence" policy without a monetary cap. The Organization purchased insurance protection from commercial entities for periods prior to September 1, 2002.

Note 14 – Concentration of Credit Risk

Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. maintains its cash balances in five financial institutions located in South Carolina. From time to time, the balances may exceed amounts insured by the Federal Deposit Insurance Corporation (FDIC). At May 31, 2020, the Organization's cash balance for BB&T exceed the FDIC limit by \$4,467,881.

Note 15 – Contractual Agreements:

Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. has entered into various agreements to obtain varying medical and consulting services with medical and other providers. These agreements expire on various dates.

Note 16 – Risk Management:

The Organization is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; and natural disasters. During the year ended May 31, 2020, the Organization carried insurance through various commercial carriers to cover all risks of losses. The Organization has had no settled claims resulting from these risks that exceeded its commercial coverage in any of the past three fiscal years.

Note 17 – Net Assets Released from Restrictions

Net assets were released from restrictions by incurring expenses satisfying the restricted purposes of the donor as follows:

	2020
Provision of Health Services	\$ 10,253,703
	\$ 10,253,703

Note 18 – Net Assets with Donor Restrictions

Net assets with donor restrictions are restricted for the following purposes or periods

	2020
Health Services	\$ 1,775,544
	\$ 1,775,544

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
NOTES TO FINANCIAL STATEMENTS
MAY 31, 2020

Note 19 – Restricted Cash

As of May 31, 2020, the Organization's restricted cash consists of:

	2020
Cash restricted for donor imposed purposes	\$ 1,775,544
Cash restricted for Paycheck Protection Program	<u>2,313,923</u>
	<u>\$ 4,089,467</u>

COMPLIANCE SECTION



INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

**PETWAY
MILLS &
PEARSON, PA**
CERTIFIED PUBLIC ACCOUNTANTS

Board of Directors
Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.
Ridgeland, South Carolina

C. Briggs Petway, Jr.
Phyllis M. Pearson

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. (the Organization), which comprise the statement of financial position as of May 31, 2020, and the related statements of operations, functional expenses, and cash flows for the year then ended, and the related notes to the financial statements, and have issued our report thereon dated May 30, 2021.

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P.O. Box 1036
806 N. Arendell Ave.
Zebulon, NC 27597
919.269.7405
919.269.8728 Fax

Internal Control over Financial Reporting

Raleigh Office
9121 Anson Way
Suite 200
Raleigh, NC 27615
919.781.1047

In planning and performing our audit of the financial statements, we considered Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s internal control. Accordingly, we do not express an opinion on the effectiveness of the Organization's internal control.

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A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. *A material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. *A significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Memberships:

North Carolina
Association of
Certified Public
Accountants

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider material weaknesses. However, material weaknesses may exist that have not been identified.

Compliance and Other Matters

American Institute
of Certified Public
Accountants

As part of obtaining reasonable assurance about whether Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Organization's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Petway Mills & Pearson, PA

PETWAY MILLS & PEARSON, PA
Certified Public Accountants
Zebulon, North Carolina

May 30, 2021

PM&P

Independent Auditors' Report on Compliance for Each Major Program and on Internal Control Over Compliance Required by the Uniform Guidance

PETWAY
MILLS &
PEARSON, PA

CERTIFIED PUBLIC ACCOUNTANTS

C. Briggs Petway, Jr.
Phyllis M. Pearson

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American Institute
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To the Board of Directors
Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.
Ridgeland, South Carolina

Report on Compliance for Each Major Federal Program

We have audited Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s (the Organization) compliance with the types of compliance requirements described in the *OMB Compliance Supplement* that could have a direct and material effect on each of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s major federal programs for the year ended May 31, 2020. Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s major federal programs are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs.

Management's Responsibility

Management is responsible for compliance with the requirements of laws, regulations, contracts, and grants applicable to its federal programs.

Auditors' Responsibility

Our responsibility is to express an opinion on compliance for each of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s major federal programs based on our audit of the types of compliance requirements referred to above. We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and the audit requirements of Title 2 U.S. *Code of Federal Regulations* Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance). Those standards and the Uniform Guidance require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major federal program occurred. An audit includes examining, on a test basis, evidence about Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s compliance with those requirements and performing such other procedures, as we considered necessary in the circumstances.

We believe that our audit provides a reasonable basis for our opinion on compliance for each major federal program. However, our audit does not provide a legal determination of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s compliance.

Opinion on Each Major Federal Program

In our opinion, Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended May 31, 2020.

Report on Internal Control Over Compliance

Management of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. is responsible for establishing and maintaining effective internal control over compliance with the types of compliance requirements referred to above. In planning and performing our audit of compliance, we considered Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.'s internal control over compliance with the types of requirements that could have a direct and material effect on a major federal program to determine the auditing procedures that are appropriate in the circumstances for the purpose of expressing our opinion on compliance for each major federal program and to test and report on internal control over compliance in accordance with Uniform Guidance, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of the Organization's internal control over compliance.

A deficiency in internal control over compliance exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. A material weakness in internal control over compliance is a deficiency, or a combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. A significant deficiency in internal control over compliance is a deficiency, or combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over compliance that might be significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of Uniform Guidance. Accordingly, this report is not suitable for any other purpose.

Petway Mills & Pearson, PA

PETWAY MILLS & PEARSON, PA
Certified Public Accountants
Zebulon, North Carolina

May 30, 2021

**BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
 SCHEDULE OF FINDINGS AND QUESTIONED COSTS
 FOR THE YEAR ENDED MAY 31, 2020**

SECTION I -- SUMMARY OF AUDITORS' RESULTS

Financial Statements

Type of auditors' report issued: Unmodified.
 Internal control over financial reporting:

Material weakness(es) identified?	_____ yes	<u> x </u> no
Significant deficiencies identified that are not considered to be material weaknesses?	_____ yes	<u> x </u> none reported
Noncompliance material to financial statements noted?	_____ yes	<u> x </u> no

SECTION II – FEDERAL AWARDS

Financial Statements

Type of auditors' report issued on compliance for major federal program: Unmodified.

Internal control over major federal programs:

Material weakness(es) identified?	_____ yes	<u> x </u> no
Significant deficiencies identified that are not considered to be material weaknesses?	_____ yes	<u> x </u> no
Noncompliance material to financial statements noted?	_____ yes	<u> x </u> no
Any findings disclosed that are required to be reported in accordance with Uniform Guidance	_____ yes	<u> x </u> no

Identification of major federal programs

CFDA Numbers
 93.224
 93.918

Names of Federal Program or Cluster
 Consolidated Health Centers
 Outpatient Early Intervention Services with Respect to HIV Disease

Dollar threshold used to distinguish between Type A and Type B Programs

\$ 750,000

Auditee qualified as low-risk?

 x yes _____ no

**BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
SCHEDULE OF FINDINGS AND QUESTIONED COSTS
FOR THE YEAR ENDED MAY 31, 2020**

SECTION I. -- FINANCIAL STATEMENT FINDINGS

None reported.

SECTION II. -- FEDERAL AWARD FINDINGS

None reported.

**BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
CORRECTIVE ACTION PLAN
FOR THE YEAR ENDED MAY 31, 2020**

SECTION I. -- FINANCIAL STATEMENT FINDINGS

None reported.

SECTION II. -- FEDERAL AWARD FINDINGS

None reported.

**BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
SUMMARY SCHEDULE OF PRIOR YEAR AUDIT FINDINGS
FOR THE YEAR ENDED MAY 31, 2020**

There were no reported findings or questioned costs as a result of the audit for the fiscal year ended May 31, 2019.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS
FOR THE YEAR ENDED MAY 31, 2020

FEDERAL GRANTOR/ PASS-THROUGH GRANTOR/ PROGRAM TITLE	FEDERAL CFDA NUMBER	AGENCY OR PASS- THROUGH NUMBER	EXPENDITURES
Direct Programs:			
U.S. Department of Health and Human Services:			
Health Center Cluster:			
Consolidated Health Centers	93.224	H80CS00699	\$ 8,634,531
Total Health Center Cluster:			<u>8,634,531</u>
Outpatient Early Intervention Services with Respect to HIV Disease (Ryan White HIV/AIDS Program Part C)	93.918	H76HA00206	564,782
Total U.S. Department of Health and Human Services:			<u>9,199,313</u>
Federal Passed Through State Agencies:			
U.S. Department of Health and Human Services:			
Passed through S.C. Department of Health and Environmental Control Ryan White CARE Act Title II (Ryan White HIV/AIDS Program Part B)	93.917	X07HA00038	476,047
Passed through Eau Clair Cooperative Health Center Coordinated Services and Access to Research for Women, Infants, Children, and Youth (Ryan White Program Part D)	93.153		53,630
Total U.S. Department of Health and Human Services:			<u>529,677</u>
U.S. Department of Agriculture			
Passed through S.C. Department of Health and Environmental Control Special Supplemental Nutrition Program for Women, Infants and Children	10.557	WC-1121	423,837
Total U.S. Department of Agriculture			<u>423,837</u>
U.S. Department of Housing and Urban Development			
Passed through S.C. Department of Health and Environmental Control Housing Opportunities for Persons with AIDS	14.241		21,294
Total U.S. Department of Housing and Urban Development			<u>21,294</u>
Total Federal Awards			<u>\$ 10,174,121</u>

The accompanying notes are an integral part of this schedule.

BEAUFORT-JASPER-HAMPTON COMPREHENSIVE HEALTH SERVICES, INC.
SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS
FOR THE YEAR ENDED MAY 31, 2020

Note to the Schedule of Expenditures of Federal Awards:

The accompanying Schedule of Expenditures of Federal Awards includes the federal grant activity of the Beaufort-Jasper-Hampton Comprehensive Health Services, Inc. under programs of the federal government for the year ended May 31, 2020. The information in this schedule is presented in accordance with the requirements of *Title 2 U.S. Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards*. Because the Schedule presents only a selected portion of the operations of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc., it is not intended to and does not present the financial position, changes in net assets or cash flows of Beaufort-Jasper-Hampton Comprehensive Health Services, Inc.

Indirect Costs:

The Organization has not elected to charge a 10% de minimis indirect cost rate to its grants and has not elected to obtain a federal indirect cost rate.

Summary of Significant Accounting Policies

Expenditures reported in the Schedule of Expenditures of Federal Awards are reported on the accrual basis of accounting.

Subrecipients

The Organization provides Federal awards to sub-recipients as follows:

Program Title: Migrant Health Centers
Federal CFDA number: 93.224
Amount: \$124,178

The accompanying notes are an integral part of this schedule.

AGENDA ITEM:

VII

Approval of the Minutes



JASPER COUNTY COUNCIL
COUNCIL MEETING

Jasper County Clementa C. Pinckney Government Bldg
358 3rd Avenue Ridgeland, SC 29936
Tuesday, February 22, 2022
MINUTES

Officials Present: Chairwoman Barbara B. Clark, Vice Chairman Dr. Curtis Brantley
Councilman L. Martin Sauls, Councilman Pastor Alvin Adkins and Councilman John Kemp.

Staff Present: County Administrator Andrew Fulghum, Clerk to Council Wanda H. Simmons,
County Attorney David Tedder, Kimberly Burgess, Russell Wells, Lisa Wagner and Videographer
Jonathan Dunham.

Also Present: Michael Burchstead, Columbia – Greenville (Burnet Maybank & Associates),
Sandy Steele, Coroner Willie Aiken, Craig Dannegger, Jessica Dailey, Mayor Harry Williams of the
City of Hardeeville, Taylor Harris, Whit McGreevy, Jennifer Bihl, Holden Sabato, Andrew Saleeby,
Nicole Scott, Randolph Stewart, and Carolyn Kassel.

Chairwoman Clark called the meeting to order at 5:02PM. Chairwoman Clark asked the Clerk to
Council to read the Report of Compliance to the Freedom of Information Act. Ms. Simmons, Clerk
to Council read the Clerk's Report of Compliance with the Freedom of Information Act as
follows: *In compliance with the Freedom of Information Act, notice of meetings and agendas were
posted and furnished to all news media and persons requesting notification.*

Motion to go into Executive Session: Councilman Sauls

Second: Councilman Adkins

Vote: Unanimous

The motion passed.

Executive Session SECTION 30-4-70.

(a) A public body may hold a meeting closed to the public for one or more of the following reasons:

**(1) Discussion of employment, appointment, compensation, promotion, demotion,
discipline, or release of an employee, a student, or a person regulated by a public body or
the appointment of a person to a public body – [Emergency Services; Aeronautics Commission](#)**

**(2) Discussion of negotiations incident to proposed contract arrangements and proposed
purchase or sale of property, the receipt of legal advice where the legal advice related to a
pending, threatened, or potential claim or other matters covered by the attorney-client
privilege, settlement of legal claims, or the position of the public agency in other adversary
situations involving the assertion against the agency of a claim – [Levy Volunteer Fire Dept.;](#)
[Register of Deeds Software; Election Matters](#)**

(4) Discussion regarding the development of security personnel or devices: [Security Measures](#)

(5) Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by a public body –[Jasper Ocean Terminal \(JOT\)](#); [Project Thunderbolt](#); [Prospect Update](#)

ANY EXECUTIVE SESSION MATTER ON WHICH DISCUSSION HAS NOT BEEN COMPLETED MAY HAVE DISCUSSION SUSPENDED FOR PURPOSES OF BEGINNING THE OPEN SESSION AT ITS SCHEDULED TIME, AND COUNCIL MAY RETURN TO EXECUTIVE SESSION DISCUSSION AFTER THE CONCLUSION OF THE OPEN SESSION AGENDA ITEMS. PLEASE BE ADVISED THERE MAY BE VOTES BASED ON ITEMS FROM EXECUTIVE SESSION.

Return to Open Session:

Due to connectivity issues, Councilman Adkins did not arrive in the ZOOM meeting at this time to return to open session.

Motion to return to open session: Vice Chairman Dr. Brantley

Second: Councilman Sauls

Vote: Unanimous

The motion passed.

Clerk to Council, Ms. Simmons asked Chairwoman Clark if she would like her to again read the Report of Compliance to the Freedom of Information Act. Ms. Simmons, Clerk to Council read the Clerk's Report of Compliance with the Freedom of Information Act as follows: *In compliance with the Freedom of Information Act, notice of meetings and agendas were posted and furnished to all news media and persons requesting notification.*

Business from Executive Session:

Chairwoman Clark asked if there were any motions coming out of executive session.

Motion for approval of Training Officer for Jasper County Emergency Services: Councilman Sauls

Second: Vice Chairman Dr. Brantley

Vote: Unanimous

The motion passed.

Motion for Jasper County Council to assume financial responsibility for the Election Board to hire an attorney related to the situation with Pastor Councilman Adkins: Councilman Sauls

Second: Vice Chairman Dr. Brantley

Vote: Unanimous

The Pledge of Allegiance was led by Councilman Kemp and Vice Chairman Dr. Brantley.

Approval of Agenda:

Motion to approve: Councilman Sauls

Second: Vice Chairman Dr. Brantley

Vote: Unanimous

The motion passed.

Approval of the Minutes of 01.31.2022:

Motion to approve: Vice Chairman Dr. Brantley

Second: Councilman Sauls

Vote: Unanimous

The motion passed.

Presentation / Public Hearing:

A: [Jessica Dailey](#) – Public Hearing and Presentation on the Annual Needs Assessment for Jasper County

Ms. Dailey was present to hold the public hearing and make her presentation on the Annual Needs Assessment for Jasper County. Ms. Dailey went through her Power Point Presentation for Council discussing the 2022 Community Development Block Grant (CDBG) for program year 04.01.2022-03.31.2023. She discussed the Fair Housing Law and noted also, as a part of the requirements of the program, the locality is expected to undertake activities that promote Fair Housing. Title VIII of the Civil Rights of 1968 stipulates that we all have the right to be treated fairly regardless of our race, color, religion, sex, disability, familial status, or national origin. This is to be done in the sale and rental of housing, in residential real estate transactions and in the provision of brokerage services.

Ms. Dailey noted that if anyone felt they had been discriminated against for them to call LCOG at 843-473-3990. She discussed what the SC CDBG Program is designed to assist local government to improve economic opportunity, meet community revitalization needs, particularly for person with low and moderate income and discussed the LMI Qualifications. She noted that the CDBG program has been funded through the State since 1982 by the US Department of Housing and Urban Development (HUD) under Title I of the Housing Community Development Act of 1974 as amended (Title I). She noted that the Annual allocation from HUD for the program is administered by the SC Department of Commerce – Division of Grant Administration.

Ms. Dailey noted that SC had been allotted approximately \$20,158,757 in CDBG funds for 2022. She also noted the Grant Program Categories, stating that there are three broad grant program categories: Community Development; Business Development and Regional Planning. She noted that the Community Development Program is further broken down into several subcategories to address infrastructure, community facilities, and neighborhood priorities as follows:

Community Infrastructure \$11,353,995 - Application Request March 14, 2022, with an Application Deadline of April 15, 2022

Special Projects \$1,000,000 - Application Request August 15, 2022, with an Application Deadline of September 16, 2022

Community Enrichment \$3,000,000 - Application Request August 15, 2022, with an Application Deadline of September 16, 2022.

Ms. Dailey also discussed the Grant Program Categories for Business Development and Regional Planning.

Business Development Program: \$2,000,000

This program provides financial resources for local governments to pursue opportunities that create new jobs, retain existing employment, stimulate private investment, and revitalize or facilitate the competitiveness of the local economy. Funding will be prioritized based on the following order:
New or expanding businesses tied to job creation
Area economic development activities not associated with job creation
New or expanding local businesses that provide essential goods and services in predominately LMI communities

Regional Planning Program: \$500,000

This program is designed to provide CDBG funds to Councils of Governments to assist local governments in developing plans and building local community development capacity.

State TA & Admin: \$ 704,762

She discussed Opportunity Zones, and the Performance Threshold. She also reviewed the Beaufort County / Lowcountry Regional Home Consortium and the top three objectives of that. Ms. Dailey asked if any public comments for the public hearing had been received. Clerk to Council Wanda Simmons said they had not received any comments.

Open Floor to the Public per Ordinance 08-17 any citizen of the County may sign to speak before the Council on matters pertaining to County Services and Operations. Presentations will be limited to three (3) minutes and total public input will be limited to 30 minutes. Ms. Simmons noted that she had received 5 public comments from the following persons: Timothy Wyld, John C., Mary Carothers, Ruth & Bob McBrayer, Michael Skinner and these were read for the record. Ms. Simmons also noted that she had received a public hearing comment for an upcoming agenda item and a phone call request from Carolyn Kassel for the public hearing.

Resolutions:

A: David Tedder – Resolution # R2022-04 Authorizing, Under Certain Conditions, The Execution and Delivery by Jasper County, South Carolina of a Fee In Lieu Of Tax Agreement with CP Hardeeville, LLC with respect to an Industrial Project in the County whereby the Project would be subject to payment of Certain Fees In Lieu Of Taxes, and whereby CP Hardeeville, LLC will be provided Certain Credits against Fee Payments in Reimbursement Of Investment in Related Qualified Infrastructure; and Providing For Related Matters.

Mr. Tedder presented and reviewed this resolution for Council. He noted that this was an inducement resolution for development.

Motion to approve: Councilman Sauls

Second: Vice Chairman Dr. Brantley

Vote: Unanimous

The motion passed.

B: David Tedder – Resolution # R2022-05 Authorizing, Under Certain Conditions, The Execution and Delivery by Jasper County, South Carolina of A Fee In Lieu Of Tax Agreement with SDKM Commerce, LLC with respect to an Industrial Project in the County whereby the Project would be subject to payment of Certain Fees In Lieu Of

Taxes, and whereby SDKM Commerce, LLC will be provided Certain Credits against Fee Payments in Reimbursement Of Investment in Related Qualified Infrastructure; and Providing for Related Matters.

Mr. Tedder presented and reviewed this resolution for Council. There was some discussion and Mr. Tedder provided the information that he had as it related to this item.

Motion to approve: Councilman Sauls

Second: Vice Chairman Dr. Brantley

Vote: All votes yes except Councilman Kemp who voted no.

The motion passed.

Councilman Adkins was able to get back on the ZOOM Meeting at this point.

Ordinances:

A: David Tedder – Public Hearing and 3rd Reading of Ordinance # [O2022-01](#) an Ordinance to Reapportion and Redistrict the Four (4) Election Districts for the election of Jasper County Council Members based upon the 2020 Decennial Census in order that the population of such Districts shall comply with the Voting Rights Act of 1965 and South Carolina Law.

Mr. Tedder was present to address and review this item with Council. Mr. Tedder noted that this item had a public hearing and was up for 3rd reading. He noted at the 2nd reading of the ordinance the Council adopted Map # 2 and noted that he was available for any questions. It was asked what the difference was in this map and the current map and that was discussed. There was some discussion amongst Council and Mr. Tedder addressed those areas of discussion. The public hearing on this item was opened by Chairwoman Clark for comment. There were no comments, so the public hearing was closed.

There was a first motion was made to approve: Vice Chairman Dr. Brantley

Second: Councilman Adkins

Then a 2nd motion was made by Councilman Kemp to go back to the first map at the 1st reading. There was no second to this motion. Chairwoman Clark noted that the 2nd motion died for the lack of a second to the motion. Since there was no passage of the 2nd motion a vote was then taken on the 1st motion.

Motion to approve on the 3rd reading as presented with Map # 2: Vice Chairman Dr. Brantley

Second: Councilman Adkins

Vote: Voting Yes – Vice Chairman Dr. Brantley, Councilman Adkins and Chairwoman Clark

Voting No – Councilman Kemp and Councilman Sauls

The motion passed.

B: David Tedder –Public Hearing and 3rd Reading of Ordinance # [2021-29](#) authorizing the execution and delivery of a Fee-In-Lieu of Tax Agreement by and between CP Hardeeville, LLC (formerly known to the County as “Project Mandolin”) (the “Company”) and Jasper County, whereby Jasper County will enter into a Fee-In-Lieu of Tax Agreement with the Company and providing for payment by the Company of certain Fees-In-Lieu of *Ad Valorem* Taxes; providing for Special Source Revenue Credits in connection with such Agreement; providing for the allocation of Fees-In-Lieu of Taxes payable under the Agreement for the establishment of a Multi-County Industrial/Business Park; and other matters relating thereto.

Mr. Tedder was present to address and review this item with Council. The public hearing on this item was opened by Chairwoman Clark for comment. There were no comments, so the public hearing was closed.

Motion to approve: Vice Chairman Dr. Brantley

Second: Councilman Sauls

Vote: Unanimous

The motion passed.

C: David Tedder -Public Hearing and 3rd Reading of Ordinance # [2021-30](#) authorizing the execution and delivery of a Fee-In-Lieu of Tax Agreement by and between SDKM Commerce, LLC (formerly known to the County as "Project Dolphin") (the "Company") and Jasper County, whereby Jasper County will enter into a Fee-In-Lieu of Tax Agreement with the Company and providing for payment by the Company of certain Fees-In-Lieu of *Ad Valorem* Taxes; providing for Special Source Revenue Credits in connection with such Agreement; providing for the allocation of Fees-In-Lieu of Taxes payable under the agreement for the establishment of a Multi-County Industrial/Business Park; and other matters relating thereto.

Mr. Tedder was present to address this request. He noted there were no major changes to this document. The public hearing on this item was opened by Chairwoman Clark for comment. There were no comments, so the public hearing was closed.

Motion to approve: Vice Chairman Dr. Brantley

Second: Councilman Adkins

Vote: Unanimous

The motion passed.

D: Lisa Wagner -Public Hearing of an Ordinance to adopt Planned Development District Zoning for two tracts of land consisting of approximately 226.94 acres, bearing Jasper County Tax Map Numbers 041-00-02-010 and 041-00-02-012 and known as 95 Logistics Center.

Ms. Lisa Wagner was present to address this request. The Applicant has submitted a request for a Planned Development District (PDD) zoning designation for a business park and distribution center, which will be known as 95 Logistics Center. Included with the Zoning Map Amendment application is a PDD document, Concept Plan, and associated Development Agreement. The project site consists of two parcels, totaling 226.94 acres and is located along Highway 17 and I-95 just south of Highway 278. The property is currently zoned Rural Preservation and is undeveloped.

The PDD, regulations are intended to accomplish the purpose of zoning and other applicable regulations to an equivalent or higher degree and are designed to control unscheduled development on individual lots or tracts, promote economical and efficient land use, provide an improved level of amenities, foster a harmonious variety of uses, encourage creative design, and produce a better environment. In view of the substantial public advantage of "planned development," it is the intent of the PDD regulations to promote and encourage or require development in this form where appropriate in character, timing, and location, particularly in large undeveloped tracts. All PDD's shall conform to the Jasper County Comprehensive Land Use Plan and Land Use Map (latest edition).

The Future Land Use Map identifies this area as "Urban Transition," which are pockets of unincorporated Jasper County that are partially or entirely surrounded by the municipality. For these areas that experience new development or redevelopment, consideration should be given to working with the adjacent municipality for annexation. The Land Use Chapter of the Comprehensive Plan recommends guiding growth and new development in or around the municipalities where infrastructure and services are available to serve new growth. The Land Use Chapter also states, "attracting new business and industry is an important component of economic development in Jasper County." She noted that one of the goals identified in the Economic Chapter of the Comprehensive Plan is to develop competitive industrial sites and buildings, particularly those focusing on communications, technology, distribution, energy and telecommunications. Efforts should include development of a megasite within the region to attract large industries.

The adjacent land uses, and zoning designation was discussed. It was noted that the subject property is accessed by Whyte Hardee Boulevard (Highway 17), which is a two-lane state-maintained highway, classified as a major thoroughfare. She noted that the 95 Logistics Center Concept Plan illustrates the proposed use, the general layout, and access points. A Master Plan will be submitted separately and will provide additional information regarding the proposed layout of the development. Ms. Wagner said that the proposed PDD will establish the following:

- Access Points – two full access points on Whyte Hardee Boulevard (Highway 17).
- Allowed Land Uses – distribution, light industrial, and utility substation.
- Density – a maximum density of 2.6 million s.f. of distribution warehouse.
- Open Space – a minimum of 15% open space based on total acreage with only 50% of freshwater wetlands, lagoons, ponds, and lakes counting towards open space.
- Setbacks and Buffers – building setbacks and natural buffer from Highway 17 and I -95 will be 50' and 25' from adjacent property lines to the north and south. Where light industrial uses and permitted uses may be allowed, a minimum 50' buffer will be provided from adjacent residential uses that are not separated by a road right-of-way or wetland of equal width.
- Tree Preservation Standards – 15 trees per acre within the Master Plan areas.
- Landscaping Standards – that will meet or exceed the County's requirements.

The 95 Logistics PDD and Concept Plan meets all of the requirements for a PDD *Application and Concept Plan* as outlined in Article 8:1.7 of the Jasper County Zoning Ordinance. The public hearing has been properly noticed by placing a notice in the newspaper, sending letters to all property owners located within 500' of the property, and three (3) Public Hearing Signs have been placed on the property. Ms. Wagner stated that this project could greatly benefit the citizens of Jasper County by strengthening Jasper County's economy and providing permanent employment opportunities in the County. The PDD application is supported by the Comprehensive Plan; as such, Planning Commission, by majority, recommends approval of the PDD designation, the PDD document, and the Concept Plan with the following conditions that letter of intent to serve from the telecommunication provider must be provided prior to or at time of Master Plan application submittal.

The public hearing on this item was opened by Chairwoman Clark for comment. Mayor Williams discussed his views on this item, as he was not in favor of the project due moving forward due to his concerns relating to the project. Ms. Carolyn Kassel spoke via telephone and read her comments that were provided to Council as well via email. These written comments are attached as a part of these minutes. Mr. Maybank spoke in favor of the project and discussed the project. The public hearing was closed. Councilman Sauls noted is concerns on the project in regard to traffic. Mr. Tedder noted that they had asked to send a traffic study out for peer review from

Ms. Bihl. Mr. Tedder also noted that another public hearing was set for 03.07.2022 at 6PM on the Development Agreement and the PDD before the 2nd reading. As this item was for public hearing only, there was no motion necessary on this item.

E: David Tedder – Public Hearing of an Ordinance approving a Development Agreement for 95 Logistics Center pursuant to the South Carolina Local Government Development Agreement Act and Article IV, Title 20 of the Code of Ordinances of Jasper County and authorizing the Chairman of Jasper County Council to execute said Development Agreement.

Vice Chairman Dr. Brantley suggested moving on to Item F and returned to Item E, as we had someone who wished to speak.

F: Lisa Wagner – Public Hearing and 2nd Reading of Ordinance # [O2022-02](#) to amend the Official Zoning Map of Jasper County so as to transfer a 26.22-acre portion of property, as depicted on the attached plat, and bearing Jasper County Tax Map Number 071-00-00-009, from the Rural Preservation Zone to the Resource Extraction on the Jasper County Official Zoning Map.

Ms. Wagner was present to address this request. She said the subject property consisted of 26.22 acres and is located at 859 Bellinger Hill Run. The applicant has requested a Zoning Map Amendment to change the zoning designation from Rural Preservation to Resource Extraction. The land is currently undeveloped. The applicant intends to apply for a SCDHEC mining permit in order to create a 5-acre fish pond and remove the dirt from the site. In accordance with the Jasper County Zoning Ordinance, any mining or excavation activity is only allowed within the Resource Extraction Zone.

She noted that the subject property is designated as “Rural Transition” on the Comprehensive Plan Future Land Use Map. The Rural Transition areas are areas that are located in southern Jasper County that will likely be under pressure to develop within the foreseeable future. The subject property is located in an area which is low-density residential and rural in nature. Majority of the parcels located in the vicinity are over 25 acres with the exception of a few smaller parcels. The properties immediately adjacent to the site are zoned Rural Preservation. Within a half (1/2) mile radius, there are 4 parcels zoned Residential, with 3 of the 4 parcels being undeveloped and 1 parcel that is split-zoned Residential and Rural Preservation. The properties adjacent to the site are vacant and undeveloped. Within a half (1/2) mile radius, there are a total of 5 houses with the closest one being approximately 1,500 feet, measuring from the property lines. The subject parcel is accessed by Bellinger Hill Run; however, the applicant has worked with an adjacent landowner, Daly Farm, to allow the dump trucks access through their property. Daly Farm has direct access to Bellinger Hill Road, which is a state-maintained road; thus, eliminating truck traffic from Bellinger Hill Run. Ms. Wagner noted that the intent of the Resource Extraction (RE) Zone is to protect, preserve, and sustain, activities which specifically extract or harvest natural resources for commercial or industrial purposes, such as mining, excavations, excavation operations and activities, while concurrently ensuring protection of the health, safety, welfare of nearby residents and the value of nearby property. In accordance with the Jasper County Zoning Ordinance, the Resource Extraction Zone allows mining and excavation as a conditional use only in the Resource Extraction Zone. All excavation activities will be adequately buffered from nearby properties, because the subject property is surrounded on all sides by a larger parcel of land, which is zoned Rural Preservation, and is owned by the applicant. This Zoning Map Amendment is consistent with the intent of the Resource Extraction Zoning District. Both conditional use requirements and Excavation Ordinance (Article 14) provisions will ensure impacts to the community will be minimal.

Ms. Wagner noted that this application is for re-zoning only. Before any excavation activities can take place, a SCDHEC mining permit will be required, as well as a Jasper County Excavation Permit through a site plan approval process. The Planning Commission has concluded that this is an appropriate area for excavation activities and mine operations because it is in a rural area of the County and is surrounded by large parcels of land. This is a small excavation, so the truck traffic will be very limited, and the project will be short term. In addition, the truck traffic will be utilizing a state-maintained road (Bellinger Hill Road) and there will be a minimal impact on adjacent landowners. As such, Planning Commission recommends approval of the Zoning Map Amendment request to designate the subject parcel as Resource Extraction on the Jasper County Official Zoning Map.

The public hearing on this item was opened by Chairwoman Clark for comment. Mrs. Carolyn Kassel was called by telephone for the meeting. There were some difficulties in hearing the conversation from Ms. Kassel as she started her discussion, but the call was lost.

Mayor Williams was present to speak regarding this matter. He noted he had received a couple of calls from people who had wished to express their concerns but could not make the meeting. Mayor Williams spoke of his concerns for the City of Hardeeville, and Whyte Hardee Blvd. that could potentially bring major traffic issues from the 95 Logistics Center project that was being discussed on this agenda item. He stated that the plans that had been presented to the City of Hardeeville that was voted down has changed since they have presented it to the County. He discussed the backup of traffic on I95 and what this project could mean in regard to traffic if this project is approved as proposed. He discussed in detail his concerns traffic and congestion for Whyte Hardee Blvd and what this project could entail for the City of Hardeeville. He said that Silverman chose this project location solely for financial gain.

Ms. Kassel was able to reach back out for her comments to the Council. She first noted that she was speaking not as a Councilmember of the City of Hardeeville, but rather as an individual on this matter. Ms. Kassel read the comments that she had sent over to Jasper County for the record (these comments are attached to the minutes as Attachment "A").

Mr. Bernie Maybank spoke for the developer The Silverman Group. He discussed the fact that no member of the City of Hardeeville had ever voted against this project when it had been proposed to them. He discussed the traffic regarding the area and noted the traffic study. He said a traffic impact analysis was performed by Bihl Engineering LLC., and that the County's expert had reviewed it.

Councilman Sauls that one point he wanted clearly noted was the plan with traffic for right turn only on Hwy 17, as it had been a point of interest for him since the beginning. He said that he wanted to make sure that issue is resolved by the time Council gets to the 3rd reading. Mr. Fulghum asked Mr. Tedder to discuss with Council what staff was going to be requiring of the Developer in anticipation of Council's need for further information on this project.

Mr. Tedder noted what will be asked of the Developer

The public hearing was then closed.

Motion to approve: Councilman Sauls

Second: Councilman Adkins

Vote: Unanimous

The motion passed.

E: David Tedder - Public Hearing of an Ordinance approving a Development Agreement for 95 Logistics Center pursuant to the South Carolina Local Government Development Agreement Act and Article IV, Title 20 of the Code of Ordinances of Jasper County and authorizing the Chairman of Jasper County Council to execute said Development Agreement.

Council returned to Item #E as listed above for public hearing only. Mr. Tedder was present to address this request. He reviewed the changes to the Development and noted that there had been slight changes to this draft from the previous version. Mr. Tedder also noted that another public hearing would be held on 03.07.02022 and the 2nd reading of the ordinance would also be on the agenda at the 03.07.2022 meeting. The public hearing on this item was opened by Chairwoman Clark for comment. The public hearing was closed. The redline version containing changes to this document was discussed and reviewed by Council and Mr. Tedder. As this item was for public hearing only, there was no motion necessary on this item.

Reopening of Public Hearing for Ordinance Item A:

Mr. Tedder asked Chairwoman Clark to please open and re-close the public hearing on Ordinance Item A. Chairwoman Clark noted the public hearing was opened and read for Ordinance Item A and asked if there were any public hearing comments. As there were no comments, Chairwoman Clark closed the public hearing at this time.

New Business:

A: Danny Lucas - Appointments to the Jasper County Aeronautics Commission as per Sections 2-212 and 2-78 of the Jasper County Code of Ordinances.

Mr. Lucas reviewed this item noted that two terms had expired and one had moved out of state and another that he had not been able to engage with or reach, noting he had 4 seats open. At this time he recommended the appointment of Tamara Herring for a two year term and Kendall Malphrus for a three year term.

Motion to approve as presented: Councilman Sauls

Second: Vice Chairman Dr. Brantley

Vote: Unanimous

The motion passed.

B: Danny Lucas -Ridgeland - Claude Dean Airport Terminal / Fixed Based Operations (FBO) Furnishings.

Mr. Lucas reviewed this item and the proposals for Council. He asked for approval to purchase the Necessary furnishing from Havertys Furniture and Lorick Office Products as presented on the quotes to Council.

Motion to approve as presented: Vice Chairman Dr. Brantley

Second: Councilman Adkins

Vote: All votes were yes, except Councilman Kemp who abstained.

The motion passed.

C: Danny Lucas – Ridgeland – Claude Dean Airport Fiber Optic Infrastructure Phase I and Phase II.

Mr. Lucas reviewed this item and the quotes provided from Lab Installers and Data Center Warehouse for Council. After noting the need for this request he noted the State of SC will pay for 60% of the fiber optic project, so Jasper County would only have to pay 40% of the costs. Mr. Lucas then recommended approval of the quotes as presented.

Motion to approve as presented: Vice Chairman Dr. Brantley

Second: Councilman Adkins

Vote: All votes were yes, except Councilman Kemp who did not vote.
The motion passed.

D: Coroner Willie Aiken – Discussion of the Coroner’s Office

Coroner Aiken was present to discuss issues of the Coroner’s Office with Council. He expressed his concerns and also discussed a request for a Salary increase for his position. He discussed the salary of his Deputy Coroner. Coroner Aiken discussed his work environment, some of his requests and what he believed would be best for this department.

Old Business:

A: Chief Russell Wells – COVID update

Chief Wells provided the latest COVID update for Council.

Council Members Comments:

Vice Chairman Dr. Brantley: No comments at this time.

Councilman Adkins: He noted that he gives thanks to God and leaves it all in His hands.

Councilman Kemp: Asked for prayers for the soldiers going overseas and hope they do not get into harms way.

Councilman Sauls: Not present to make comments.

Chairwoman Clark: She noted that she passed on any comments at this time.

Administrator’s Report:

Mr. Fulghum noted that his Administrator’s Report and 2 week report were in the packet. He passed on any additional comments.

Possible Return to Executive Session to Continue Discussion on Matters Regarding Agenda Item II.

There was no reason to return to executive session.

Adjourn:

Motion to adjourn: Vice Chairman Dr. Brantley

Second: Chairwoman Clark

Vote: All votes yes except for Councilman Kemp who did not vote.
The motion passed.

The meeting adjourned at 8:20pm.

Respectfully submitted:

Wanda H. Simmons
Clerk to Council

Barbara B. Clark
Chairwoman

Good evening Madam Chairwoman, County Councilmen, County Administrator, County Attorney, and County Staff.

Thank you for the opportunity to speak. My name is Carolyn Kassel. I live at 57 Firethorn Place, Hardeeville, SC. I am speaking to you as a resident of Jasper County and not as a member of the Hardeeville City Council.

In July of 2021 the Hardeeville City Council spent many hours in discussions with this applicant about this project and received a very thorough vetting of the pros and cons when the project was first brought to the city for annexation into the city limits. After many months, the result was that there was no action taken by the Hardeeville City Council and annexation was denied.

Today, the applicant has pursued their interests in developing this property in Jasper County by bringing this project before you, and I am here today to express my continued support for this project. The Jasper County Planning Commission thoroughly vetted the project and I commend your Planning Director in her preparation of the Commission and her explanation of the events that occurred with the City of Hardeeville application.

The region of Jasper County continues to provide the entire State of South Carolina an opportunity to be a desired area for growing economic development in this region of the state. Jasper County is positioned to continue growing the logistic industry due to its proximity to the Savannah port and its continued commitment to the Jasper Ocean Terminal. The logistic industry includes other types of services such as customs clearance, brokerage, cross-dock, distribution and import/export. Areas designated as Opportunity Zones are attractive to large businesses and OEMs (Original Equipment Manufacturers). The continued support from the State's Department of Commerce and the Southern Carolina Alliance has provided the county with countless opportunities and support for projects similar the one being presented tonight.

Even though this project is an extraordinary opportunity for the county and the region, there have been several areas that require additional consideration including: traffic, site development and economic development.

1. TRAFFIC

Whyte Hardee Boulevard (Rt. 17) is a federally designated truck route. Jasper County, Ridgeland or Hardeeville cannot change that federal designation. The County's responsibility will be to work with SCDOT, project engineers and county staff to mitigate the impact of the traffic on Whyte Hardee Boulevard. GPS technology is rerouting I-95 traffic onto Whyte Hardee Boulevard which also impacts all surrounding secondary roads. I personally traveled the 95 corridor during the holiday and I can attest that every small town has the same issue when 95 is backed up. Currently truck traffic utilize these routes everyday. Road and infrastructure improvements presented by Ms. Bihl of Bihl Engineering will enhance all vehicular traffic in this area.

The first reading of the project was presented during County Council meeting held on February 7. Representatives for the project indicated that they may not be opposed to contractual agreements with their anticipated tenant to require trucks traveling North on Rt. 17 to Exit on Exit 5 and re-enter at Exit 8 to gain access to their project. They also indicated that they would consider a reconfiguration of the egress from the project from the two entrances on 17 to be RIGHT TURN OUT ONLY to help reduce truck traffic through downtown Hardeeville at the Whyte Hardee Boulevard and 46 intersection.

The City of Hardeeville created a master plan for Whyte Hardee Boulevard back in 2020 and is working on funding to phase-implement this masterplan. The traffic calming measures such as curbing, tree-scaping, sidewalks and angled parking will impact the through traffic at the

intersection of Whyte Hardee Boulevard and 46 and make it less tolerable for trucks coming through downtown.

2. Development of the site:

There are wetlands on the site and mitigation of the effects of the land disturbance and the water distribution into downtown Hardeeville will certainly be a concern for the county and project engineers to protect or enhance the drainage to the benefit of the citizens that live, work and play in Hardeeville.

3. Economic Development:

Jasper County will benefit from the revenue generated by the project and will be in a position to provide needed infrastructure services to support the project in the southern part of the county and the City of Hardeeville.

According to the Economic Development section of the Jasper County Comprehensive Plan one of the targeted strategies was to attract new businesses and employers to the county. The Workforce Development's section initiative was to provide sustainable employment with competitive wages by educating area citizens to meet industry needs.

Before more specific information is received about the potential tenant in this 3 million square foot facility, it will be impossible to determine how many trips will be generated. It will be equally important to know the hours of operation and whether there is adequate parking at the facility for waiting truck delivery.

This project reportedly will bring a significant number of construction jobs and 250 permanent jobs to this region. That workforce is going to facilitate the development of restaurants, grocery stores and supporting business for a workforce of this magnitude. This commercial

development, not only on Whyte Hardee Boulevard, but the entire 278 corridor is prime for commercial development. This project brings that potential to the County. This is an opportunity for a business this size to bring that additional commercial development to the Exit 8 Gateway.

The unemployment rate in Jasper County as of February 2021 reported by the SC Department of Employment and Workforce was 4.7%. Salaries for transportation and warehouse workers in Q2 of 2020 was reported at \$44,356. This type of industry allows the 4.7% unemployed to earn a decent wage with benefits right here in Jasper County. Only 21% of those employed in Jasper County work and live in Jasper County. 35% commute INTO Jasper County to work and, 43.6% commute OUT, mostly to Beaufort County and Chatham County. We have the workforce, we need to provide them opportunities to work where they live.

Decreasing commuting time for these employees will affect all aspects of their life. Parents are able to work closer to where they live, they will be able to spend more time helping their children with school work, getting them involved in extracurricular activities, making sure they have a more stable environment. Jasper County can take the steps needed to ensure a better future and life-work balance for our families in Jasper County.

The workforce that will be generated to our region will be looking for housing, schools, doctors, hospitals, and services. Jasper County has an opportunity to support their needs and every citizen in Jasper County will see the benefits of this project by the county being able to continue investing in needed infrastructure, schools, and services.

Jasper County School District, Royal Live Oaks Academy and any of our other private and charter institutions may benefit from internships and expanded curriculums to prepare for these jobs. This project will provide these students an opportunity to make a decent wage and remain close to their families. Historically, so many of our youth have left the area to pursue careers and that has caused aging family members to shelter alone. We have an opportunity to nourish these young people into career-

minded citizens that may someday be making the same decisions that will mold the future of Jasper County.

Jasper County Council has the proper staff in place to mitigate on your behalf knowing all the wishes of this council. The county has an opportunity to embrace this project and make Jasper County a destination.

I commend this council for its vision of the future. Continued warehousing logistics along the Whyte Hardee Boulevard, Speedway Boulevard, and Rt. 17 will be the challenge of this council to manage and develop along with the City of Hardeeville to create a "Corridor of Fame".

Thank you for allowing me to speak tonight.

AGENDA ITEM:

VIII

Proclamation A



*Proclamation
of
Jasper County Council*

Whereas, Public Safety telecommunicators throughout the Nation and our County play a vital role in the well-being of our citizens and communities; and

Whereas, serving Jasper County's residents and visitors by answering 33,234 emergency calls for law enforcement, fire service, and emergency medical services, our dedicated professionals stand ready to receive, process and dispatch the appropriate assistance immediately; and

Whereas, in addition to being the first, most critical contact for Jasper County residents and visitors in emergency situations, public safety telecommunicators help ensure the safety of first responders by monitoring their activities and providing critical information updates; and

Whereas, the observance of National Public Safety Telecommunicators Week provides an opportunity to raise awareness of our dedicated professionals and their contributions during emergency response events.

Now, Therefore, We, Jasper County Council, do hereby proclaim April 10 – 16, 2022 as

Public Safety Telecommunicators Week

Throughout our County and encourage all of our residents to recognize the vital role of our public safety telecommunicators for their significant contributions in efforts to provide for efficient and safe management of emergency events.

Done this the 4th day of April 2022, at Ridgeland, Jasper County, South Carolina

Barbara B. Clark, Chairwoman

(seal)

AGENDA ITEM:

IX

Public Comments

AGENDA ITEM:

X

Resolution: Item A

RESOLUTION # R-2022-08

AUTHORISING THE TEMPORARY BORROWING OF NOT TO EXCEED \$1,177,380 IN ANTICIPATION OF THE ISSUANCE OF FIRE PROTECTION SERVICE GENERAL OBLIGATION BONDS OF JASPER COUNTY, SOUTH CAROLINA

WHEREAS, the County Council of Jasper County, South Carolina (the “County Council”), the governing body of Jasper County, South Carolina (the “County”), intends to construct a fire substation in the Marsh Cove area of Jasper County, South Carolina, which is located within the Cherry Point Fire Protection District (the “Project”); and

WHEREAS, the County intends to provide permanent financing for the construction of the Project in the form of a loan (the “Loan”) from the United States Department of Agriculture Rural Development, an agency of the federal government (“USDA RD”), through the Rural Housing Services loan program, pursuant to the terms of a Letter of Conditions dated August 19, 2019; and

WHEREAS, the Loan will be evidenced by the County’s general obligation bond (the “Bond”) issued pursuant to the terms of Ordinance No. 2020-03 (the “Ordinance”) enacted by the County Council on March 2, 2020; and

WHEREAS, the County Council has previously determined that it was in the best interest of the County to provide interim financing to defray the costs of the Project pending the issuance of the Bond; and

WHEREAS, the Ordinance also authorised the issuance of not to exceed at any one time outstanding \$1,177,380 general obligation bond anticipation notes to defray the costs of the Project pending issuance of the Bond; and

WHEREAS, pending issuance of the Bond, the County has previously issued its \$1,177,380 Fire Protection Service General Obligation Bond Anticipation Note (Cherry Point Fire Protection District) Series 2021 (the “2021 BAN”) pursuant to the terms of the Ordinance, which matures on April 22, 2022; and

WHEREAS, the County has determined that it is in its best interest to refund the 2021 BAN pursuant to the Ordinance by issuing a new series of general obligation bond anticipation notes (the “Series 2022 BAN”) pending the issuance of the Bond; and

WHEREAS, the County has negotiated with South State Bank for the purchase of its Series 2022 BAN in the aggregate principal amount of not to exceed \$1,177,380 authorised herein and in the Ordinance;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF JASPER COUNTY, SOUTH CAROLINA IN MEETING DULY ASSEMBLED:

ARTICLE I DEFINITIONS

Section 1.01 Defined Terms.

The terms defined in Article I of the Ordinance (except as herein otherwise expressly provided or unless the context otherwise requires) for all purposes of this Resolution shall have the respective meanings specified in the Ordinance.

“Note” shall mean the not to exceed \$1,177,380 Jasper County, South Carolina, Fire Protection Service General Obligation Bond Anticipation Note (Cherry Point Fire Protection District), Series 2022.

“Original Purchaser” shall mean South State Bank.

“Resolution” means this Resolution, as from time to time amended or supplemented.

“2021 BAN” shall mean the outstanding \$1,177,380 Jasper County, South Carolina, Fire Protection Service General Obligation Bond Anticipation Note (Cherry Point Fire Protection District), Series 2021, dated April 23, 2021.

Section 1.02 General Rules of Interpretation.

(a) Articles, Sections, and Paragraphs mentioned by number are the respective Articles, Sections, and Paragraphs of this Resolution so numbered.

(b) Except as otherwise expressly provided or unless the context otherwise requires, words importing persons include, firms, associations, and corporations and the masculine includes the feminine and the neuter.

(c) Words importing the redemption or redeeming or calling for redemption of the Note does not include or connote the payment of such Note at their stated maturity or the purchase of such Note.

(d) Word importing the singular number includes the plural number and vice versa.

ARTICLE II AUTHORISATION AND ISSUANCE OF NOTE

Section 2.01 Issuance of Note.

Pursuant to the Ordinance and this Resolution, in order to obtain funds to pay all or a portion of the principal and interest due on the 2021 BAN on April 22, 2022, to defray the costs of issuance of the Note, and thereby provide interim financing of the Project pending the issuance of the Bond, the County shall borrow not to exceed \$1,177,380 to be evidenced by its Fire Protection Service General Obligation Bond Anticipation Note (Cherry Point Fire Protection District), Series 2022 in the initial principal amount of not to exceed \$1,177,380, in one or more series, dated the date of its

delivery, and maturing no later than one year from the date of its issuance as determined by the Chairman, on the advice of Bond Counsel. The actual principal amount of the Note shall be designated by the Chairman; provided the actual aggregate principal amount shall not exceed \$1,177,380.

Section 2.02 Form of Note; Other Matters Regarding Issuance of Note.

(a) Form of Note. The Note shall be issued in substantially the form attached to the Ordinance as Exhibit C, with any necessary changes or appropriate variations, omissions, and insertions as are incidental to the series, numbers, denominations, and registration and transfer provisions as are otherwise permitted or required by law or by the Bond Ordinance or this Resolution.

(b) All other terms and conditions relating to the Note shall be as determined and permitted under Articles VI, VII, and VIII of the Ordinance which are incorporated herein by reference.

**ARTICLE III
COVENANTS**

Section 3.01 Performance of Covenants; Authority of the County.

The County Council covenant that they will faithfully perform at all times any and all covenants, undertakings, stipulations, and provisions contained in the Note Enabling Act, in the Ordinance, in this Resolution, in the Note executed and delivered hereunder, and in all proceedings pertaining thereto. The County Council covenant that they are duly authorized under the Constitution and laws of the State of South Carolina to issue the Note authorized hereby, to adopt this Resolution, and to pledge the proceeds of the Bond hereby pledged in the manner and to the extent herein set forth; that all action on their part for the issuance of the Note, enactment of the Ordinance, and the adoption of this Resolution has been duly and effectively taken; and that the Note in the hands of the holders thereof is and will be a valid and enforceable general obligation of the County according to the import thereof.

**ARTICLE IV
APPLICATION OF NOTE PROCEEDS**

Section 4.01 Application of Note Proceeds.

All proceeds of the Note shall be applied to the payment of all or a portion of the principal and interest due on the 2020 BAN on April 22, 2022, and issuance costs of the Note, as set forth in a certificate signed by the County Administrator.

Section 4.02 Purchaser Not Liable for Proper Application of Proceeds.

No purchaser or holder of the Note shall be liable for the proper application of the proceeds thereof.

ARTICLE V MISCELLANEOUS

Section 5.01 Execution of Closing Documents and Certificates.

The Chairman, the Clerk, the County Administrator, and all other officers and employees of the County are fully authorized and empowered to take any further action and to execute and deliver such closing documents as may be necessary and proper in order to complete the borrowing herein authorized and the action of the officers or any one or more of them in executing and delivering any documents, in the form as he or they shall approve, is hereby fully authorized.

Section 5.02 Vice Chairman May Act in Chairman's Absence; Acting Clerk may Act in Clerk's Absence.

In the absence of the Chairman, the Vice Chairman of the County Council is fully authorized to exercise all powers vested in the Chairman under this Resolution and the Ordinance. In the absence of the Clerk, the acting or assistant Clerk is fully authorized to exercise all powers and take all actions vested in the Clerk under this Resolution and the Ordinance.

Section 5.03 Benefits of Resolution Limited to the County and Holders of the Note.

With the exception of rights or benefits herein expressly conferred, nothing expressed or mentioned in or to be implied from this Resolution, the Ordinance, or the Note is intended or should be construed to confer upon or give to any person other than the County and the holders of the Note, any legal or equitable right, remedy, or claim under or by reason of or in respect to this Resolution or any covenant, condition, stipulation, promise, agreement, or provision herein contained. This Resolution and the Ordinance and all of the covenants, conditions, stipulations, promises, agreements, and provisions hereof are intended to be and shall be for and inure to the sole and exclusive benefit of the County and the holders from time to time of the Note as herein and therein provided.

Section 5.04 Resolution and Ordinance Binding Upon Successors or Assigns of the County.

All the terms, provisions, conditions, covenants, warranties, and agreements contained in this Resolution and the Ordinance shall be binding upon the successors and assigns of the County and shall inure to the benefit of the holders of the Note.

Section 5.05 No Personal Liability.

No recourse shall be had for the enforcement of any obligation, covenant, promise, or agreement of the County contained in this Resolution, the Ordinance, or the Note, against any member of the County Council, any officer or employee of the County, as such, in his or her individual capacity, past, present, or future.

Section 5.06 Effect of Saturdays, Sundays, and Legal Holidays.

Whenever this resolution requires any action to be taken on a Saturday, Sunday, or legal or public holiday or bank holiday in the State of South Carolina, the action shall be taken on the first

secular day occurring thereafter. Whenever in this Resolution the time within which any action is required to be taken or within which any right will be lapse or expire shall terminate on a Saturday, Sunday, or legal or public holiday or bank holiday in the State of South Carolina, the time shall continue to run until midnight on the next succeeding secular day.

Section 5.07 Law and Place of Enforcement of the Resolution.

This Resolution shall be construed and interpreted in accordance with the laws of the State of South Carolina and all suites and actions arising out of this Resolution shall be instituted in a court of competent jurisdiction in said State.

Section 5.08 Effect of Article and Section Headings and Table of Contents.

The headings or title of the several Articles and Sections hereof, and any Table of Contents appended hereto or to copies hereof, shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation, or effect of this Resolution.

Section 5.09 Savings Provision.

If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

Section 5.10 Repealing Clause.

All resolutions or parts thereof inconsistent herewith shall be, and the same are hereby, repealed to the extents of the inconsistencies.

Section 5.11 Effective Date.

This Resolution shall be effective immediately upon its adoption.

DONE IN MEETING DULY ASSEMBLED this __ day of April, 2022.

(SEAL)

JASPER COUNTY, SOUTH CAROLINA

Chairman

ATTEST:

Clerk

Reviewed for form and draftsmanship by the Jasper County Attorney.

David Tedder

AGENDA ITEM:

X

Resolution: Item B

**STATE OF SOUTH CAROLINA
JASPER COUNTY**

RESOLUTION # R-2022-09

RESOLUTION OF JASPER COUNTY COUNCIL

To designate April 2022 as Fair Housing
Month in Jasper County, South Carolina.

WHEREAS, April 1, 2022 marks the 54th Anniversary of the passage of the United States Fair Housing Law, Title VIII of the Civil Rights Act of 1968, as amended, and

WHEREAS, the State of South Carolina enacted the South Carolina Fair Housing Law in 18988; and

WHEREAS, both of these laws support the policy of Fair Housing without regard to race, color, creed, national origin, sex, familial status, and handicap, and encourages fair housing opportunities for all citizens; and

WHEREAS, Jasper County Council is committed, to addressing discrimination in our community, to support programs that will educate the public about the right to equal housing opportunities, and to plan partnership efforts with other organizations to self assure every citizen of their right to fair housing; and

WHEREAS, Jasper County Council rejects discrimination on the basis of race, religion, color, sex, national origin, disability and/or familial status in the sale, rental, or provision of other housing services; and

WHEREAS, Jasper County Council desires that all its citizens be afforded the opportunity to attain decent, safe and sound living environment;

NOW THEREFORE, BE IT RESOLVED that Jasper County Council, duly assembled, does hereby designate April 2022 as being Fair Housing Month, and Jasper County Council recognizes the policy supporting Fair Housing in encouraging all citizens to endorse Fair Housing opportunities for all, not only during Fair Housing Month, but throughout the year; and it is further

RESOLVED that the Clerk to Council should publish a notice of non-discrimination in a newspaper of general circulation in Jasper County, South Carolina.

This Resolution made this 4th day of April, 2022.

Barbara B. Clark
Chairman

ATTEST:

Wanda Simmons
Clerk to Council

Reviewed for form and draftsmanship by the Jasper County Attorney.

David Tedder

AGENDA ITEM:

X

Resolution: Item C

**RESOLUTION # R-2022-10
RESOLUTION OF JASPER COUNTY COUNCIL**

**To renew the Equal Opportunity Plan
heretofore adopted by Resolution 05-02.**

WHEREAS, Jasper County, South Carolina has previously adopted Resolution 05-02;
and

WHEREAS, Jasper County, South Carolina has a policy to promote the specific goals and objectives for insuring equal employment opportunities within the County; and

WHEREAS, such a policy has been created in conformance with the guidelines established by the federal government utilizing the most recent data available from the year 2020 Census; and

WHEREAS, it is the continuing policy of the Jasper County Council to afford equal employment opportunities to qualified individuals regardless of their sex, race, creed, disability, or national origin, and to conform to the applicable law and regulations; and

WHEREAS, equal opportunity encompasses all aspects of employment practices to include, but not limited to, recruiting, hiring, training, compensation, benefits, promotions, transfers, recalls from layoffs, discipline, and department sponsored educational and social and recreational programs; and

WHEREAS, it is the policy of Jasper County to provide its employees a viable means for communicating and resolving grievances and complaints regarding unlawful discriminatory employment practices. Any employee of Jasper County who fails to comply with this policy is subject to disciplinary action;

NOW, THEREFORE BE IT RESOLVED by Jasper County Council, South Carolina, in Council duly assembled and by the authority of same, that the previous Equal Opportunity Plan adopted by Resolution 05-02 is hereby renewed, subject to amendments as a result of the receipt of updated figures from the 2020 Census and review of the organization's workforce.

DONE this 4th day of April, 2022.

Barbara B. Clark
Chairwoman

ATTEST:

Wanda Simmons, Clerk to Council

Reviewed for form and draftsmanship by the Jasper County Attorney.

David Tedder

AGENDA ITEM:

X

Resolution: Item D

**STATE OF SOUTH CAROLINA
JASPER COUNTY**

RESOLUTION # R-2022-11

RESOLUTION OF JASPER COUNTY COUNCIL

To declare certain property to be surplus and authorize its sale or disposition – Public Works – miscellaneous vehicles, tractors, containers, compactors and related equipment

WHEREAS, the County Administrator, in consultation with the Jasper County Public Works Department, has identified the property described in the attached list as no longer necessary or useful to the County for the accomplishment of its mission, and recommends that it be declared surplus and sold or otherwise disposed of; and

NOW THEREFORE, BE IT RESOLVED that the 3property described in the attached list is declared surplus pursuant to the Jasper County Purchasing and Procurement Ordinance, Ordinance #05-04 (as codified in Chapter 2, Article V of the Jasper County Code of Ordinances, Sections 2-401 et seq.), and the chief procurement officer of the County is authorized and directed to sell or otherwise dispose of the property in accordance with that Ordinance, and the Director of Administrative Services authorized to place the proceeds in the “Miscellaneous Revenue” account of the County.

RESOLUTION CONTINUES ON FOLLOWING PAGES

This Resolution R-2022-11 made this _____ day of April, 2022.

Barbara B. Clark, Chairperson

ATTEST:

Wanda Simmons, Clerk to Council

Reviewed for form and draftsmanship by the Jasper County Attorney.

David L. Tedder

Date

**It is required that the following Exhibit be attached to Resolution
2022- _____ before reading:**

“LIST”

- 1 – Self contained compactor # P-5**
- 2 – Breakaway compactor # 3 [Was sold before and never picked up]**
- 3 – Breakaway compactor # 01**
- 4 – Breakaway compactor #02**
- 5 – Closed 40 yd container #03**
- 6 – Closed 40 yd container #04**
- 7 – Lowboy Trailer model # ELB-35-48MUV #05**
- 8 – 2005 Crown Victoria Vin#2FAFP71W85X162815 #06**
- 9 – Coats Direct Drive Tire Balancer # 07**
- 10 – Coats Rim Clamp E050AX Tire Changer #08**
- 11 – 6610 Ford Tractor w/loader #09**
- 12 – 2008 Ford F-150 p/up 1FTPW14V48KD52748 #010**
- 13 – Massey Ferguson 135 Tractor ser#9A 24808 #011**
- 14 – 4000 Ford Tractor w/loader [gas] #69830 #012**
- 15 – 6’ Woods Finishing Mower #013**
- 16 – 5’ Hardee Bush Hog #014**
- 17 – Kayaks [All have holes in them and some are missing parts]**

* * * * *

AGENDA ITEM:

X

Resolution: Item E

SOUTH CAROLINA

)

RESOLUTION # R-2022-12

)

JASPER COUNTY

)

COMMITTING TO NEGOTIATE A FEE-IN-LIEU OF *AD VALOREM* TAXES AGREEMENT BETWEEN JASPER COUNTY AND SL HARDEEVILLE INDUSTRIAL PARK, LLC; IDENTIFYING THE PROJECT; AND OTHER MATTERS RELATED THERETO

WHEREAS, Jasper County, South Carolina (“County”), acting by and through its County Council (“County Council”) is authorized pursuant to the provisions of Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended (“Act”) to encourage manufacturing and commercial enterprises to locate in the State of South Carolina (“South Carolina” or “State”) or to encourage manufacturing and commercial enterprises now located in the State to expand their investments and thus make use of and employ the manpower, products, and other resources of the State by entering into an agreement with a sponsor, as defined in the Act, that provides for the payment of a fee-in-lieu of *ad valorem* tax (“FILOT Payments”) with respect to economic development property, as defined in the Act;

WHEREAS, SL Hardeeville Industrial Park, LLC, a limited liability company organized under the laws of the State of Delaware (“Sponsor”), desires to invest capital in the County in order to develop a logistics, warehousing and distribution facility in the County (“Project”);

WHEREAS, the Project is anticipated to result in an investment of approximately \$80,000,000 in taxable real and personal property; and

WHEREAS, as an inducement to the Sponsor to locate the Project in the County, the Sponsor has requested that the County negotiate an agreement (“Agreement”), which provides for FILOT Payments with respect to the portion of the Project which constitutes economic development property, as defined in the Act.

NOW, THEREFORE, BE IT RESOLVED by the County Council as follows:

Section 1. This Resolution is an inducement resolution for this Project for purposes of the Act.

Section 2. County Council commits to negotiate the Agreement, which provides for FILOT Payments with respect to the portion of the Project which constitutes economic development property. The further details of the FILOT Payments and the agreement will be prescribed by subsequent ordinance of the County to be adopted in accordance with South Carolina law and the rules and procedures of the County.

Section 3. County Council identifies and reflects the Project by this Resolution, therefore permitting expenditures made in connection with the Project before the date of this Resolution to qualify as economic development property, subject to the terms and conditions of the Agreement and the Act.

Section 4. This Resolution is effective after its approval by the County Council.

RESOLVED: APRIL 4, 2022

JASPER COUNTY, SOUTH CAROLINA

Chair, Jasper County Council

(SEAL)

ATTEST:

Clerk to County Council

Reviewed for form and draftsmanship by the Jasper County Attorney.

David Tedder