

**BOARD OF COMMISSIONERS'
RESOLUTION**



Financial Audit Firm

WHEREAS, an annual financial audit must be completed within 120 days of Renewable Water Resources' fiscal year end as long as any bonds are outstanding per section 9.02 of ReWa's master bond resolution providing for the issuance and sale of sewer system revenue bonds and other matters relating thereto adopted on June 14, 2010,

WHEREAS, Renewable Water Resources' prior audit firm resigned,

WHEREAS, Renewable Water Resources' issued a Request for Proposal and interviewed two respondents noting Mauldin & Jenkins LLC's staff and firm experience, availability of qualified staff and use of technology,

NOW, THEREFORE, BE IT RESOLVED that Renewable Water Resources does hereby approve Mauldin & Jenkins LLC as its financial audit firm.

The above Resolution, upon motion duly made, was passed and approved by the Board of Commissioners of Renewable Water Resources at a regular meeting held on the 23rd day of October 2023.



R. L. FOGLEMAN, JR, CHAIRMAN

ATTEST:



CLINTON J. THOMPSON, SECRETARY/TREASURER

**BOARD OF COMMISSIONERS'
RESOLUTION**



Mauldin Road Solar Dryer CMAR Construction Amendment No. 1

WHEREAS the Mauldin Road Solar Dryer Amendment No. 1 consists of an early works package to improve biosolids handling and site access;

WHEREAS, Harper Corp. has previously been awarded \$40,000 for pre-construction services;

WHEREAS, Staff has negotiated a fee not to exceed \$1,629,475.77 for construction services;

NOW, THEREFORE, BE IT RESOLVED that Renewable Water Resources does hereby amend the contract with Harper Corp. and authorize the Chief Executive Officer and/or his designee to execute an amendment to bring the total contract to a not-to-exceed amount of \$1,669,475.77; and for a duration of 170 days.

The above Resolution, upon motion duly made, was passed and approved by the Board of Commissioners of Renewable Water Resources at a regular meeting held on the 23rd day of October 2023.



R. L. FOGLEMAN, JR., CHAIRMAN

ATTEST:



CLINTON J. THOMPSON, SECRETARY/TREASURER

**BOARD OF COMMISSIONERS'
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Mauldin Road WRRF Juice System Rehabilitation and Replacement Construction Contract
Amendment No. 1

WHEREAS the Mauldin Road WRRF Juice System Rehabilitation and Replacement Construction Amendment No. 1 consists of work for material changes and other additional work items;

WHEREAS, JL Construction Inc. has previously been awarded \$1,152,985 for construction services;

WHEREAS, Staff has negotiated a fee not to exceed \$71,464 for additional construction services;

NOW, THEREFORE, BE IT RESOLVED that Renewable Water Resources does hereby amend the contract with JL Construction, Inc. and authorize the Chief Executive Officer and/or his designee to execute an amendment to bring the total contract to a not-to-exceed amount of \$1,224,449.; and for an increased duration of 90 days, to bring the total contract time to 390 days.

The above Resolution, upon motion duly made, was passed and approved by the Board of Commissioners of Renewable Water Resources at a regular meeting held on the 23rd day of October 2023.



R. L. FOGLEMAN, JR., CHAIRMAN

ATTEST:



CLINTON J. THOMPSON, SECRETARY/TREASURER

**BOARD OF COMMISSIONERS'
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Long Branch Creek Sewer Upgrade Right of Way Acquisition

WHEREAS, the Long Branch Creek Sewer Upgrade Project consists of upgrading approximately 3.2 miles of gravity sewer roughly adjacent to Long Branch Creek from Lily St to Willard St; and

WHEREAS, Staff and Renewable Water Resource's (ReWa) consulting engineer, Brown and Caldwell, have determined it is necessary to acquire rights of way either by way of gift, purchase, or by the exercise of eminent domain in accordance with ReWa procedures;

WHEREAS, ReWa is a body politic under the laws of the State of South Carolina and has rights under the Eminent Domain Procedure Act;

NOW, THEREFORE, BE IT RESOLVED that the Chief Executive Officer and/or his designee are directed to proceed with this project and acquire through gift, purchase, or by exercise of eminent domain, rights of way and/or land over properties needed to construct, operate, and maintain the proposed infrastructure. This authority is to include, but not be limited to, the institution of any and all other actions reasonably associated with acquiring the necessary rights of way for construction.

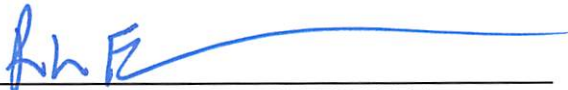
BE IT FURTHER RESOLVED that in the event the rights of way cannot be acquired by gift or purchase, the Chief Executive Officer and/or his designee shall cause to be instituted condemnation proceedings to exercise ReWa's right of eminent domain under the provisions of S.C. Code Ann. Section 28-2-10, *et seq.* by way of trial as set forth in S.C. Code Ann. Section 28-2-240, as amended.

BE IT FURTHER RESOLVED that the Chief Executive Officer and/or his designee are authorized to negotiate special terms and conditions with property owners as part of such acquisition, where appropriate, which are not inconsistent with the needs of ReWa.

BE IT RESOLVED that should any lien holder, existing or otherwise, attempt to take any action or make any claims which would interfere with ReWa's right to construct, operate and maintain the Project, ReWa has rights under the law to counteract such interference, including the Right of Eminent Domain, pursuant to Title 28, Chapter 2 of the Code of Laws of South Carolina 1976, as amended, including Section 28-2-90, and ReWa affirms that it will take any such action necessary to counteract such interference.


RENEWABLE WATER RESOURCES
BOARD OF COMMISSIONERS' RESOLUTION

The above Resolutions, upon motion duly made, were passed and approved by the Board of Commissioners of ReWa at a regular meeting held on the 23rd day of October 2023.



R. L. FOGLEMAN, JR., CHAIRMAN

ATTEST:



CLINTON J. THOMPSON, SECRETARY/TREASURER