

AGENDA
OCONEE COUNTY COUNCIL MEETING
TUESDAY, AUGUST 17, 1999
3:00 PM
OCONEE COUNTY ADMINISTRATIVE OFFICES
415 S. PINE STREET
WALHALLA, SC 29691

1. Call to Order
2. Invocation
3. Public Comment Session not to Exceed Thirty Minutes
4. Approval of Minutes
5. Approval of Resolution 99-21, "A RESOLUTION AUTHORIZING A PETITION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA REQUESTING AN APPROVAL OF THE ISSUANCE AND DELIVERY BY OCONEE COUNTY, SOUTH CAROLINA (THE "COUNTY") OF ITS POLLUTION CONTROL REVENUE REFUNDING BONDS (DUKE ENERGY PROJECT) SERIES 1999 (THE "BONDS") PURSUANT TO TITLE 48, CHAPTER 3, CODE OF LAWS OF SOUTH CAROLINA 1976 AS AMENDED" – Mr. Stuart H. Johnson, Robinson, Bradshaw & Hinson, P.A.
6. Progress Report on Courthouse Facility Space Study – Mr. F. J. Clark of F. J. Clark, Inc.
7. Consideration of Recommendation for Millage for 1999-2000 Fiscal Year – Mr. Kenneth F. Williams, County Auditor
8. Update on Y2K Activity in the County – Mr. Steve Pruitt, Chairman, Y2K Committee
9. Consideration of Bids for Oil Products – Mr. Lee Davis, Motor Pool Foreman & Ms. Marianne Dillard, Purchasing Agent
10. Third & Final Reading of Ordinance 99-8, "AN ORDINANCE FOR THE COUNTY OF OCONEE, ENSURING PROPER PLACEMENT, INSPECTION, REGISTRATION AND COLLECTION OF TAXES FOR MANUFACTURED HOMES, AS WELL AS PROVISION FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF"
11. Third & Final Reading of Ordinance 99-9, 'AN ORDINANCE ESTABLISHING A UNIFORM FEE FOR ALL VIDEO POKER MACHINES LOCATED IN THE UNINCORPORATED AREAS OF OCONEE COUNTY"

12. Old Business
13. New Business
14. Adjourn

There will be an administrative briefing in executive session for the purpose of discussing, legal, contractual and personnel matters thirty minutes before the Council Meeting.

There will be a meeting of the Roads & Transportation Committee Tuesday, August 17, 1999 at 12:00 PM in Council Chambers for the purpose of discussing various roadway needs.

There will be a work session of Council Wednesday, August 18, 1999 at 10:00 AM in Council Chambers for the purpose of continuing the discussion regarding long range and short range planning for the county.

MEMBERS, OCONEE COUNTY COUNCIL

Mr. Tim O. Hall, District I Mr. J. Harold Thomas, District II
Mr. Harry R. Hamilton, District III Mrs. Ann H. Hughes, District IV
Mr. Charles R. "Chuck" Timms, District V

MINUTES, OCONEE COUNTY COUNCIL MEETING

The regular meeting of the Oconee County Council was held Tuesday, August 17, 1999 at 3:00 PM in Council Chambers with all Council Members and the County Attorney present.

Press:

Members of the press notified (by mail): Journal/Tribune, Keowee Courier, Westminster News, Anderson Independent, Greenville News, The Times Upstate, WGOG Radio, WSNW Radio, WCCP Radio, WPEK Radio, Northland Cablevision, WYFF TV, WSPA TV & WLOS TV.

Members of the press present: Brian Fulkerson – Journal/Tribune, Dave Williams – Anderson Independent & Ashton Hester – Keowee Courier.

Call to Order:

The meeting was called to order by Supervisor-Chairman Orr who welcomed the guests and media.

Invocation:

Mr. Hamilton gave the invocation.

Public Comment Period:

Mr. B. J. Littleton addressed Council regarding the equity of the Animal Control Officers pay. Mr. Littleton further addressed Council regarding the fact that government is getting bigger and bigger, the Earle House and the fact that he is against the Tourism Committee. Mr. Littleton also expressed concerns regarding the City of Walhalla Council.

Minutes:

Mr. Hamilton made a motion, seconded by Mr. Thomas, approved 4 – 0 (Mr. Timms abstaining) that the minutes of the regular meeting held August 3, 1999 be adopted as printed.

Mrs. Hughes made a motion, seconded by Mr. Timms, approved 5 – 0 that the minutes of the special meeting held August 10, 1999 be adopted as printed.

Resolution 99-21:

Mr. Hall made a motion, seconded by Mr. Hamilton, approved 5 – 0 that Resolution 99-21, “A RESOLUTION AUTHORIZING A PETITION TO THE STATE BUDGET & CONTROL BOARD OF SOUTH CAROLINA REQUESTING APPROVAL OF THE ISSUANCE AND DELIVERY BY OCONEE COUNTY, SOUTH CAROLINA (THE “COUNTY”) OF ITS POLLUTION CONTROL REVENUE REFUNDING BONDS (DUKE ENERGY CORPORATION) SERIES 1999 (THE “BONDS”) PURSUANT TO TITLE 48, CHAPTER 3, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED” be adopted on first and final reading.

Update on Courthouse Study:

Mr. F. J. Clark updated Council on the courthouse study; Mr. Clark informed Council his company was in the process of analyzing the existing condition of the courthouse. There is damage to the building such as leaks and mold, there are some cracks in the exterior of the building, there is water damage on the inside of the building, the exterior is in poor condition, the electrical and the mechanical needs to be replaced. The present building consists of 39,000 square feet, F. J. Clark, Inc. is proposing 85,825 square feet to take care of county needs through 2020.

Some funds can be saved by using the existing structure, however, there are some problems with parking and security. There needs to be one entrance into the building.

The estimated cost to construct a courthouse is \$115 per square foot, the study is expected to be completed and published by November, 1999.

1999-2000 Fiscal Year Millage:

Upon recommendation of Mr. Kenneth F. Williams, County Auditor, Mr. Thomas made a motion, seconded by Mr. Hamilton, approved 5 – 0 that the following millage for fiscal year 1999-2000 be adopted:

County Operations:	61.3 Mills
School Operations:	114.1 Mills
Tri County Operations:	1.6 Mills
Technology for Schools:	1.0 Mill
Total Operating Mills:	178.0 mills (See attachment)

(Public Hearing – COA Building):

Mrs. Hughes made a motion, seconded by Mr. Hamilton, approved 4 – 0 (Mr. Thomas abstaining) that the county proceed with a public hearing to receive written and/or oral comments regarding a request that the county convey a tract of land with improvements thereon described as follows to the Anderson-Oconee Council on Aging: All that certain piece, parcel or tract of land situate, containing, approximately four acres, more or less together with all improvements thereon lying and being in the City of Seneca, County of Oconee, State of South Carolina bordered by East South First Street on the north, Kilpatrick Avenue on the east, East South Street on the south and Perry Street on the west, being described on plat of survey made by R. W. Jones, Surveyor, recorded in Plat Book E, at Page 29, Records of Oconee County, South Carolina.

(Personnel Coordinator):

Mr. Hall made a motion, seconded by Mrs. Hughes, approved 5 – 0 that the Personnel Coordinator position be changed to a Grade 22, retroactive to July 1, 1999 with the funds being taken from the unused portions of the GIS Manager and Information Service Director's salaries.

(LEC Meeting):

The Law Enforcement, Safety, Health, Welfare & Services Committee scheduled a meeting Monday, August 23, 1999 at 6:00 PM in Council Chambers for the purpose of discussing animal control in the county.

(Rock Crusher):

Mr. Thomas, Chairman of the Roads & Transportation Committee, informed Council there would be no recommendation regarding the upgrade of the Rock Crusher until the new Planning Director has a change reviewed the crusher and its needs.

(Roads):

Mr. Thomas informed Council that it was the recommendation of the Roads & Transportation Committee that the following points be added when updating Ordinance 91-9 to accept a roadway in the county system and also that Resolution 99-8, "A RESOLUTION ESTABLISHING THE SCORING CRITERIA PERTAINING TO PAVING EXISTING COUNTY ROADWAYS" be rescinded and Resolution 99-22, "A RESOLUTION ESTABLISHING THE SCORING CRITERIA PERTAINING TO PAVING EXISTING COUNTY ROADWAYS" be adopted to include the following:

HIGH MAINTENANCE ROADWAY:	50 POINTS
MEDIUM MAINTENANCE ROADWAY:	25 POINTS

(Roads Continued):

LOW MAINTENANCE ROADWAY: 0 POINTS

ADDITIONAL POINTS AT ONE HALF THE VALUE WILL BE ADDED TO A ROADWAY FOR HOUSES ON ACCESS ROADWAYS.

This recommendation was adopted 4 – 0 with Mr. Hall voting against.

(Sizemore & Mahaffey Roads):

Mr. Timms informed Council that the Road Committee met with Mr. Robbie Newton regarding the damage to Sizemore & Mahaffey Roads, Mr. Newton is very agreeable to working out the problem, therefore Mr. Timms is going to meet with Mr. Michael Smith and have the recommendation from the Roads & Transportation Committee reduced to writing before Council takes action.

(Building Codes Appeal Board):

Mr. Timms made a motion, seconded by Mr. Thomas, approved 5 – 0 that Mr. Forrest Fuller be appointed to represent District V on the Building Codes Appeal Board.

(Acreage Adjacent to Pine Street Complex):

Mr. Timms made a motion, seconded by Mr. Thomas, approved 5 – 0 that the county purchase four (4) acres adjacent to the Pine Street Complex for \$30,000 and the funds be taken from line item 012 080 00170 21220.

(Purchase Meeting):

The Purchasing, Contracting, Real Estate, Building & Grounds Committee scheduled a meeting Tuesday, September 7, 1999 at 5:00 PM in Council Chambers to discuss the disposition of the Earle House.

(School District Request):

Mr. Hall made a motion, seconded by Mr. Thomas, approved 5 – 0 that the county assist the School District with a drainage problem at Westminster Elementary School. (See attached request)

1999-2000 Bond Millage:

Mrs. Williams also informed Council that in accordance with SC Law he has affixed the millage for bonds as follows:

1993 County Bond:	.6 Mills
Solid Waste Bond:	3.1 Mills
1991 School Bond:	7.0 Mills
1994 School Bond	6.5 Mills
1995 School Bond	4.6 Mills
1998 School Bond	1.5 Mills
1996 Tri County Tech Bonds:	.7 Mills
Total Bond Mills:	24.0 Mills (See attachment)

The total millage for the 1999-2000 fiscal year is 202. Mills.

Y2K Update:

Mr. Steve Pruitt, Chairman, Y2K Committee, updated Council on the Y2K activity in the county. Mr. Pruitt informed Council the county has received assurances from Bell South and Smith Data that their equipment is compliant, however, there does need to be some upgrade of some operational systems in the county. (See attached report)

Oil Products:

Upon recommendation of Mr. Davis, Motor Pool Foreman & Ms. Marianne Dillard, Purchasing Agent, Mr. Hamilton made a motion, seconded by Mr. Thomas, approved 5 – 0 that the bid for oil products for the county be awarded to Taylor Enterprises at a cost of \$24,101.26. (See attached bid sheet)

Ordinance 99-8:

Mr. Thomas made a motion, seconded by Mr. Hamilton, approved 5 – 0 that Ordinance 99-8, “AN ORDINANCE FOR THE COUNTY OF OCONEE COUNTY ENSURING PROPER PLACEMENT, INSPECTION, REGISTRATION AND COLLECTION OF TAXES FOR MANUFACTURED HOMES, AS WELL AS PROVISION FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF” be adopted on third and final reading.

Ordinance 99-9:

Council was unable to have third and final reading of Ordinance 99-9, "AN ORDINANCE ESTABLISHING A UNIFORM FEE FOR ALL VIDEO POKER MACHINES LOCATED IN THE UNINCORPORATED AREAS OF OCONEE COUNTY" due to there needing to be a public hearing scheduled before third.

The public hearing on the above mentioned ordinance was scheduled for September 7, 1999 at 6:00 PM in Council Chambers.

Executive Session:

Mr. Hall made a motion, seconded by Mrs. Hughes, approved 5 – 0 that Council go into executive session for the receipt of legal advice, contractual and personnel matters.

Open Session:

(Newry Sewer)

Mr. Hamilton informed those present that Council along with other agencies had for some time been seeking a solution to the sewer and water problem in Newry. Time is of the essence in securing the \$1,600,000 grant funds that are available for this project, and the City of Seneca had previously made a proposal regarding Newry to Council which involves the possible annexation of the county property on which the hospital is situated into the city limits. Mr. Hamilton further informed those present that it is his understanding that the City of Seneca is interested in the annexation of the property owned by the Hospital Board. In light of the fact that the proposal involves property owned by the county and property owned by the hospital and the communication from the Department of Commerce regarding the possible loss the grant funds, Mr. Hamilton made a motion, seconded by Mr. Thomas, approved 5 – 0 that that the Council Clerk proceed with scheduling a joint meeting of the County Council, Hospital Board & City of Seneca.

(City of Walhalla Request):

Mr. Thomas made a motion, seconded by Mr. Hamilton, approved 5 – 0 that the request of the City of Walhalla for the county to furnish a sign posting the hours at Stumphouse Tunnel and Issaqueena Falls as well as two “No Littering” signs be adopted. (See attached request)

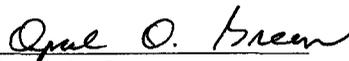
(Hangars):

Mr. Cain informed Council that if the lease agreements for hangars at the airport were for six (6) month with automatic renewals the transaction for obtaining funds for the construction of the new hangars could be structured to save the county some \$30,000.

Adjourn:

Adjourn: 6:40 PM

Respectfully Submitted


Opal O. Green
Council Clerk

MEMORANDUM

TO: COUNCIL MEMBERS

FROM: OPAL

SUBJECT: RESOLUTION 99-21

DATE 8/13/99

I REALIZE THAT THIS RESOLUTION REFERS TO AN ADMINISTRATIVE FORM OF GOVERNMENT, HOWEVER, KATHY MCKINNEY OF HAYNORTH LAW FIRM HAS REVIEWED THIS RESOLUTION AND ASKED MR. JOHNSON TO MAKE THE NECESSARY CHANGES BEFORE THE MEETING TUESDAY.

ROBINSON, BRADSHAW & HINSON, P.A.

ATTORNEYS AT LAW

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101 NORTH TRYON STREET, SUITE 1900
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SOUTH CAROLINA OFFICE
THE GUARDIAN BUILDING
ONE LAW PLACE - SUITE 600
P.O. DRAWER 12070
ROCK HILL, S.C. 29781
TELEPHONE (803) 325-2900
FAX (803) 325-2929

August 9, 1999

VIA TELECOPY

Ms. Opal Green
Oconee County
415 South Pine Street
Walhalla, South Carolina 29691

Dear Ms. Green:

As we discussed this morning, I enclose a draft of the resolution and petition to the State Budget and Control Board of South Carolina regarding the issuance by Oconee County of refunding bonds for Duke Energy Corporation. As we discussed, please place this matter on the agenda for the County Council meeting for August 17. I will shortly get to you a draft ordinance relating to the issuance of the bonds for consideration by the County Council at its September 7 and September 21 meetings. As we discussed, we hope that the County Council can perform one of the readings of the ordinance at a special meeting to be called before September 21 so that the ordinance can be adopted at the meeting on the 21st.

Please give me a call if you have any questions or if there is anything in addition that we need to do to have this matter come before the County Council.

Sincerely,

ROBINSON, BRADSHAW & HINSON, P.A.



Stuart H. Johnson

SHJ/slg
Enclosure

cc: Mr. Timothy Cain (w/encls. - via telecopy)

A RESOLUTION

AUTHORIZING A PETITION TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA REQUESTING APPROVAL OF THE ISSUANCE AND DELIVERY BY OCONEE COUNTY, SOUTH CAROLINA (THE "COUNTY") OF ITS POLLUTION CONTROL REVENUE REFUNDING BONDS (DUKE ENERGY PROJECT) SERIES 1999 (THE "BONDS") PURSUANT TO TITLE 48, CHAPTER 3, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED

WHEREAS, Duke Energy Corporation (the "Company"), a corporation organized and existing under the laws of the State of North Carolina, has requested that Oconee County Council ("County Council") exercise the powers vested in it by Title 48, Chapter 3, Code of Laws of South Carolina 1976, as amended (the "Act") and make provision for the issuance and delivery, in one or more series, of Oconee County, South Carolina Pollution Control Revenue Refunding Bonds (Duke Energy Project) Series 1999 (the "Bonds") the proceeds of which would be made available to the Company for the purpose of refunding the Annual Tender Pollution Control Revenue Bonds (Duke Power Company Project) Series 1987A in the original aggregate amount of \$25,000,000, issued by the County, and the Annual Tender Pollution Control Revenue Bonds, (Duke Power Company Project) Series 1987B in the original aggregate amount of \$10,000,000, issued by the County (collectively the "Prior Bonds") (the "Refunding"), including the filing of a petition with the State Budget and Control Board of South Carolina (the "State Board") requesting approval of the Refunding; and

WHEREAS, after due consideration, County Council has determined to grant such assistance and to that end has agreed to petition the State Board for approval of the Refunding; and

WHEREAS, it is now deemed advisable by the County Council to file with the State Budget and Control Board of South Carolina, in compliance with Section 48-3-140 of the Act, the Petition of the County requesting approval of the proposed financing by the State Budget and Control Board;

NOW, THEREFORE, BE IT RESOLVED by Oconee County Council in meeting duly assembled:

1. That the County shall issue the Bonds in one or more series in the amount not exceeding Thirty Seven Million Dollars (\$37,000,000) to finance the refunding of the Prior Bonds;

2. It is hereby found, determined and declared as follows:

(a) The Prior Bonds were issued for the purpose of constructing "pollution control facilities" as said term is referred to and defined in Section 48-3-10 of the Act, and the issuance of the Bonds in the principal amount of not exceeding \$37,000,000 to pay the cost of the

Refunding will subserve the purposes and in all respects conform to the provisions and requirements of the Act.

(b) Neither the Refunding, the Bonds proposed to be issued by the County to pay the cost of the Refunding, nor any documents or agreements entered into by the County in connection therewith will constitute or give rise to a pecuniary liability of the County or a charge against its general credit or taxing power.

(c) The issuance of the Bonds by the County in the principal amount of not exceeding \$37,000,000 will be required to pay the cost of the Refunding.

(d) Inasmuch as Duke Energy Corporation, a North Carolina corporation (the "Corporation"), is a corporation with established credit, the establishment of reserve funds in connection with the retirement of the Bonds and the maintenance of the project financed with the proceeds of the Prior Bonds (the "Project") is deemed unnecessary.

(e) The Project will continue to be made available by the County to the Corporation upon terms which will require the Corporation, at its own expense, to maintain the Project in good repair and to carry all proper insurance with respect thereto.

(f) Neither the approvals granted in connection with the Bonds nor the request for approval of the Refunding by the State Budget and Control Board have been made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

3. There be and is hereby authorized and directed the submission on behalf of the County of a Petition requesting the approval of the proposal of the County to issue the Bonds by the State Budget and Control Board of South Carolina pursuant to the provisions of Section 48-3-140 of the Act, said Petition, which constitutes and is hereby made a part of this authorizing resolution, to be in substantially the form attached hereto.

4. The County Administrator be and is hereby authorized and directed to execute said Petition in the name and on behalf of the County; and the Clerk of the County Council be and is hereby authorized and directed to attest the same and thereafter to submit an executed copy of this resolution to the State Budget and Control Board in Columbia, South Carolina.

5. All orders and resolutions and parts thereof in conflict herewith are to the extent of such conflict hereby repealed, and this resolution shall take effect and be in full force from and after its passage and approval.

6. That this Resolution shall take effect immediately.

Passed and approved August 17, 1999.

OCONEE COUNTY, SOUTH CAROLINA

By: _____
Chairman,
Oconee County Council

ATTEST:

Clerk, Oconee County Council

STATE OF SOUTH CAROLINA)

COUNTY OF OCONEE)

TO THE STATE BUDGET AND CONTROL)

BOARD OF SOUTH CAROLINA)

PETITION

This Petition of Oconee County, South Carolina (the "County"), pursuant to South Carolina Code Annotated, Title 48, Chapter 3 (1976), as amended (the "Act"), and specifically Section 48-3-140 thereof, respectfully shows:

1. The County Council of Oconee County (the "County Council") is the governing body of the County and as such is the "governing board" of the County referred to in the Act.

2. The Act, among other things, empowers the County, subject to obtaining the approval of the State Budget and Control Board, pursuant to Section 48-3-140 of the Act: (i) to enter into agreements with any industry to construct and thereafter operate, maintain and improve pollution control facilities; (ii) to enter into loan agreement with such industry prescribing the terms and conditions of the payments to be made by the industry to the County to meet the payments that shall become due on bonds; (iii) to issue bonds for the purpose of defraying the cost of acquiring by construction and purchase pollution control facilities or to issue bonds for any enlargement, improvement or expansion of any then existing pollution control facility and to secure the payment of such bonds; and (iv) to issue bonds to refund any bonds issued under the Act; all in order to provide assistance to industries to mitigate, eliminate or prevent air and water pollution and to dispose of all waste of any sort originating in or about any industrial enterprise by providing a means with which to raise moneys to pay the cost of such facilities

3. The County has agreed to assist Duke Energy Corporation, a North Carolina corporation, qualified to do business as a corporation in South Carolina (the "Corporation"), by issuing its revenue bonds in one or more series and lending the proceeds of the sale of such bonds to the Corporation pursuant to the Loan Agreement dated April 1, 1999 between the County and the Corporation (the "Loan Agreement") for the purpose of refunding Annual Tender Pollution Control Revenue Bonds (Duke Power Company Project) Series 1987A in the original aggregate amount of \$25,000,000, issued by the County, and the Annual Tender Pollution Control Revenue Bonds, (Duke Power Company Project) Series 1987B in the original aggregate amount of \$10,000,000, issued by the County (collectively the "Prior Bonds").

4. The County has been advised by the Corporation that the estimated cost of the Refunding will be not exceeding \$37,000,000 and it has requested the County to execute and deliver its Pollution Control Revenue Refunding Bonds (Duke Energy Project) Series 1999 (the

"Bonds"), in one or more series, in the principal amount of not exceeding \$37,000,000 to defray such costs.

5. Pursuant to Section 48-3-140 of the Act, the County sets forth the following:

(a) The Prior Bonds were issued for the purpose of constructing "pollution control facilities" as said term is referred to and defined in Section 48-3-10 of the Act, and the issuance of the Bonds in the principal amount of not exceeding \$37,000,000 to pay the cost of the Refunding will subserve the purposes and in all respects conform to the provisions and requirements of the Act.

(b) It is estimated that the cost of the Refunding, financed with the proceeds of the Bonds, will be not exceeding \$37,000,000.

(c) Copies of the Loan Agreement and the Trust Indenture dated October 1, 1999 between the County and the Trustee (as hereinafter defined) (the "Indenture"), are available from the County. The following summary of terms is in no way intended to affect or alter the actual terms of the documents themselves.

(v) The proposed Loan Agreement between the Corporation and the County provides in general:

(A) Proceeds derived from the placement of the Bonds will be used and applied by the County upon request of the Corporation solely for the payment of the costs (as that term is defined in the Act) incident to the refunding of the Prior Bonds;

(B) The Corporation obligates itself to meet the payments of principal and interest on the Bonds as the same become due and to pay the cost of maintaining and insuring the Project to the extent and in the manner provided in the Agreement.

(C) The County does not incur any pecuniary liability or charge upon its general credit or taxing powers.

6. Neither the approvals granted in connection with the Bonds nor the request for approval by the State Budget and Control Board have been made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

Upon the basis of the foregoing, the County respectfully prays that the State Budget and Control Board (i) accept the filing of this Petition and the documents submitted herewith, (ii) make such review as it deems advisable, (iii) if it finds that the Project is intended to promote the purposes of the Act and may be reasonably anticipated to effect such result, that it approve the refunding of the Prior Bonds and the execution and delivery of the Bonds by the County pursuant to the Act (including changes in any details of the said financing as finally consummated which

do not materially affect the undertaking of the County), and (iv) give published notice of its approval in the manner set forth in Section 48-3-140 of the Act.

Respectfully submitted,

OCONEE COUNTY,
SOUTH CAROLINA

By: _____
Chairman, Oconee County Council

ATTEST:

Clerk, Oconee County Council

Dated: _____, 1999.

STATE OF SOUTH CAROLINA

COUNTY OF OCONEE

I, the undersigned, Clerk of Oconee County Council DO HEREBY CERTIFY:

That the foregoing constitutes a true, correct and verbatim copy of a resolution adopted by Oconee County Council at a duly called and regularly held meeting on August 17, 1999, at which all/a majority of the members of said County Council were present, and voted unanimously in favor of the adoption of said resolution.

That the original of said resolution is duly entered in the permanent records of minutes of meetings of County Council in my custody as Clerk.

IN WITNESS WHEREOF, I have hereunto set my Hand this ____ day of _____, 19__.

Clerk, Oconee County Council

Oconee County Auditor

KENNETH F. WILLIAMS
415 South Pine Street
County Court House
Walhalla, South Carolina 29691
Telephone (864) 638-4158
Fax (864) 638-4156

August 17, 1999

TO: The Honorable Supervisor, Chairman and County Council
FROM: Kenneth F. Williams, Auditor of Oconee
SUBJECT: 1999 - 2000 Tax Levy

Attached you will find a schedule of Proposed Tax Levy for 1999-2000.

In compliance with Oconee County Ordinance 99-5 Sections 3 and 12, I am recommending that the following tax rate be approved by Council for the Fiscal Year 1999-2000.

County Operations	61.3 Mills	Same	
School Operations	114.1 Mills	Increase	3.0 Mills
Tri County Operations	1.6 Mills	Same	
Technology	1.0 Mills	Increase	1.0 Mills
Total Operating Mills	178.0 Mills	Increase	4.0 Mills

In accordance with Section 4-15-150 and 59-71-150 of the Code of Laws of South Carolina 1976, I have set the Tax Levy for the various Bonds as follows:

1991 County Bond	Paid off	Decrease	(.4)Mills
1993 County Bond	.6 Mills	Decrease	(.1)Mills
Solid Waste Bond	3.1 Mills	Decrease	(.4)Mills
1991 School Bond	7.0 Mills	Increase	.4 Mills
1994 School Bond	6.5 Mills	Decrease	(.5)Mills
1995 School Bond	4.6 Mills	Increase	.1 Mills
1998 School Bond	1.5 Mills	Same	
1996 Tri County Tec	.7 Mills	Decrease	(.1)Mills
Total Bond Mills	24.0 Mills	Decrease	(1.0)Mills

If so approved this will establish a total levy for the current year at **202.0 Mills.**

1976 Code of Laws 12-37-251 (B) Section 51 as Amended

*In 1999 the General Assembly change the way the Property Tax Relief monies would be sent back to various School Districts. This reimbursement is no longer based on a dollar per dollar reimbursement but on what was actually received in 1998. Any overage is distributed on a per capita basis.

Due to this, the Oconee County School District is projected to receive ~~\$124,938.00~~ more in monies than my actual request will be for the 1999-2000 Fiscal Year. Therefore, I have deducted this projected increase form the School Operating Budget as required by law in recommending the Operating Tax Levy.

~~Comparison of 1999 Taxes verses 1998 Taxes using a \$75,000 Residence~~

Accounts	Year	Year	Difference Over or (Under)
	1998	1999	
County Operations	\$183.90	\$183.90	Same
School Operations	\$333.30	\$342.30	\$ 9.00
Less Tax Relief	\$280.50	\$280.50	-0-
Total School Due	\$ 52.80	\$ 61.80	\$ 9.00
School Technology	\$ -0-	\$ 3.00	\$ 3.00
Tri County Operation	\$ 4.80	\$ 4.80	Same
Total Bonds	\$ 75.00	\$ 72.00	(\$3.00)
Total Tax Due	\$316.50	\$325.50	\$9.00

1999-2000 Proposed Tax Levy

Est. Vehicle Assessment - County & School
 Est. County Assessment - All Other Property
 Est. School Assessment - All Other Property

(1st 6 Month 17,000,000)

(2nd 6 Month 17,000,000)

ACCOUNTS	VEHICLE MILLAGE	VEHICLE MILLAGE	VEHICLE TAX	REGULAR MILLAGE	REGULAR TAX	TOTAL TAX	BUDGET 1999-2000
<u>COUNTY PURPOSES</u>							
COUNTY OPERATIONS	61.3	61.3	\$ 2,084,200.00	61.3	\$15,233,050.00	\$17,317,250.00	\$17,316,089.00
BONDS:							
1991 Bond	.4	-0-	6,800.00	-0-	-0-	6,800.00	-0-
1993 Bond	.7	.6	22,100.00	.6	149,100.00	171,200.00	169,720.00
Solid Waste	3.5	3.1	112,200.00	3.1	770,350.00	882,550.00	890,549.00
Total Bonds	4.6	3.7	\$ 141,100.00	3.7	919,450.00	\$ 1,060,550.00	\$ 1,060,269.00
Total County	65.9	65.0	\$ 2,225,300.00	65.0	\$16,152,500.00	\$18,377,800.00	\$18,376,358.00
<u>SCHOOL PURPOSES</u>							
SCHOOL OPERATIONS	111.1	114.1	\$ 3,828,400.00	114.1	\$31,639,930.00	\$35,468,330.00	\$35,430,241.00
TECHNOLOGY	-0-	1.0	17,000.00	1.0	277,300.00	294,300.00	313,000.00
BONDS:							
1991 School	6.6	7.0	231,200.00	7.0	1,941,100.00	2,172,300.00	2,174,996.00
1994 School	7.0	6.5	229,500.00	6.5	1,802,450.00	2,031,950.00	1,997,063.00
1995 School	4.5	4.6	154,700.00	4.6	1,275,580.00	1,430,280.00	1,558,623.00
1998 School	1.5	1.5	51,000.00	1.5	415,950.00	466,950.00	445,038.00
Total Bonds	19.6	19.6	\$ 666,400.00	19.6	\$ 5,435,080.00	\$ 6,101,480.00	\$ 6,175,720.00
Total School	130.7	134.7	\$ 4,511,800.00	134.7	\$37,352,310.00	\$41,864,110.00	\$41,918,961.00
TRI COUNTY TEC OPER.	1.6	1.6	54,400.00	1.6	443,680.00	498,080.00	482,668.00
BONDS:							
Tri County Tec	.8	.7	25,500.00	.7	194,110.00	219,610.00	275,619.00
Total Tri County Tec	2.4	2.3	\$ 79,900.00	2.3	\$ 637,790.00	\$ 717,690.00	\$ 758,287.00
TOTAL SCHOOL PURPOSES	133.1	137.0	\$ 4,591,700.00	137.0	\$37,990,100.00	\$42,581,800.00	\$42,677,248.00
1999 TAX LEVY	199.0	202.0	\$ 6,817,000.00	202.0	\$54,142,600.00	\$60,959,600.00	\$61,053,606.00

1999-2000 Proposed Tax Levy

& School	(1st 6 Month 17,000,000)	(2nd 6 Month 17,000,000)		34,000,000
er Property				248,500,000
er Property				277,300,000

VEHICLE MILLAGE	VEHICLE TAX	REGULAR MILLAGE	REGULAR TAX	TOTAL TAX	BUDGET 1999-2000	BOND SINKING FUND JULY 1, 1999
61.3	\$ 2,084,200.00	61.3	\$15,233,050.00	\$17,317,250.00	\$17,316,089.00	
-0-	6,800.00	-0-	-0-	6,800.00	-0-	
.6	22,100.00	.6	149,100.00	171,200.00	169,720.00	\$ 167,333.00
3.1	112,200.00	3.1	770,350.00	882,550.00	890,549.00	886,609.00
3.7	\$ 141,100.00	3.7	919,450.00	\$ 1,060,550.00	\$ 1,060,269.00	
65.0	\$ 2,225,300.00	65.0	\$16,152,500.00	\$18,377,800.00	\$18,376,358.00	
114.1	\$ 3,828,400.00	114.1	\$31,639,930.00	\$35,468,330.00	\$35,430,241.00*	
1.0	17,000.00	1.0	277,300.00	294,300.00	313,000.00	
7.0	231,200.00	7.0	1,941,100.00	2,172,300.00	2,174,996.00	\$2,155,368.00
6.5	229,500.00	6.5	1,802,450.00	2,031,950.00	1,997,063.00	1,627,479.00
4.6	154,700.00	4.6	1,275,580.00	1,430,280.00	1,558,623.00	1,703,492.00
1.5	51,000.00	1.5	415,950.00	466,950.00	445,038.00	296,306.00
19.6	\$ 666,400.00	19.6	\$ 5,435,080.00	\$ 6,101,480.00	\$ 6,175,720.00	
134.7	\$ 4,511,800.00	134.7	\$37,352,310.00	\$41,864,110.00	\$41,918,961.00	
1.6	54,400.00	1.6	443,680.00	498,080.00	482,668.00	
.7	25,500.00	.7	194,110.00	219,610.00	275,619.00	378,249.00
2.3	\$ 79,900.00	2.3	\$ 637,790.00	\$ 717,690.00	\$ 758,287.00	
137.0	\$ 4,591,700.00	137.0	\$37,990,100.00	\$42,581,800.00	\$42,677,248.00	
202.0	\$ 6,817,000.00	202.0	\$54,142,600.00	\$60,959,600.00	\$61,053,606.00	

MEMORANDUM

TO : All Department Heads
FROM: Steve Pruitt, Y2K Chairman
DATE : August 2, 1999
RE : Year 2000 Issues

All departments have inventoried and prioritized systems that may be affected by the millennium bug. We now need to complete the testing and remediation phases of the plan. We also need to start contingency planning should there be a problem when January 1, 2000 arrives.

You or your designee should test computer workstations using the TF 2000 diskette and instructions previously provided, if you haven't already done so. Results should be noted on the documentation log which you already have for each computer. If the test fails, you should use the software solution provided on the diskette. If for some reason the software solution fails, follow the instructions in the remediation section of the documentation log. If you have a new system that has already been certified as Y2K compliant by the manufacturer or vendor, you may note this on the log without running the software test. Keep the originals and send copies to the Supervisor's Office, Attn: Y2K, when completed.

For computer software, the maker or vendor must be contacted. Newer software may already be certified as Y2K compliant. You may have to contact the software maker or vendor by phone, letter, fax, e-mail or website to check on Y2K compliance. Many makers have internet websites with Y2K compliance statements or downloadable software patches. Note your findings in the testing and remediation sections of the computer software documentation log that you should have for each software application. Keep the originals and send copies to the Supervisor's Office, Attn: Y2K, when completed.

The same procedure should be followed for embedded systems and outside sources as for software. A sample letter is provided as a guide. Some of you have already completed this requirement. Complete the testing and remediation sections of your documentation log. Keep the originals and send copies to the Supervisor's Office, Attn: Y2K, when completed.

The following deadlines have been established for testing, remediation, and contingency planning:

- Computer testing - 08/20/99
- Compliance contacts with software, embedded system and outside source vendors and suppliers - 08/31/99
- Remediation measures - 09/15/99
- Contingency planning - 09/30/99



Steve Pruitt, Y2K Chairman

CONTINGENCY PLANNING

A very important part of Y2K preparation which was not included in your original packet is contingency planning, sometimes referred to as consequence management planning. For our purposes, the contingency plan can be defined as a documented approach for handling processes, currently done by or with the aid of computers or systems with date-dependent microchips, in the event those automated processes either do not work or become unreliable as a result of the date advancing to the year 2000. Contingency planning should include actions that would be taken if service from a critical vendor or supplier is interrupted. The purpose of these preparatory measures is to ensure the continuity of essential services to the public by expecting the unexpected.

The initial focus of contingency planning should be on those systems that you have already identified as most critical to your operation, especially those in which failure could pose a danger to employees and the public. (See the priority line in your documentation logs.)

While doing your contingency planning, consider the possible chain reaction that a flaw in one system or operation can set off in other operations. A seemingly insignificant Y2K-related system failure could trigger other larger problems (a cascade effect). It is, therefore, important that your contingency planning also include actions to be taken if service from critical vendors or suppliers is interrupted.

The overall purposes of Y2K contingency planning are:

- to provide and restore critical services to the public in a timely and cost effective manner
- to minimize hazards to public health and safety
- to minimize financial losses to the county

INSTRUCTIONS FOR CONTINGENCY PLAN FORM

- 1) Identify the service, operation or system that may be affected: describe the essential or critical service, operation or system for which you need a contingency plan.
- 2) Consequence/impact if failure occurs: describe what may occur if the service, operation or system fails (i.e. delayed or no service to public, financial loss to county or potential loss of life or property.)
- 3) Criteria and procedures for activating plan:
 - a) describe what must occur before the contingency plan is activated
 - b) describe how plan is activated and who is notified
- 4) Roles, responsibility and authority: designate the persons involved in implementation of the plan and their roles.
- 5) Procedures for operating during or after system failures: list detailed procedures for operating if the service, operation, or system fails (i.e. how will manual tasks be performed and who will do it?)
- 6) Resources available to support emergency operations: list resources needed and available to implement the plan (resources can include personnel, materials, supplies, communications and other equipment, outside assistance).
- 7) Procedure and criteria for returning to normal operations: describe what must occur before you can return to normal.
- 8) Estimated cost of plan: approximate cost, if any, associated with contingency plan.
- 9) Testing and Training for the Plan
 - a) ensure that personnel know the operating procedures to implement the plan.
 - b) identify any training needed and conduct a run-through of the plan to see how it works.
 - c) refine the plan, if necessary.
- 10) Protect and Preserve System Data
 - a) do a complete system backup for computer servers and workstations before date rollover.
 - b) preserve backup until certain that system works without problems.

CONTINGENCY PLANNING FORM

DEPARTMENT _____
PREPARED BY _____
DATE COMPLETED _____

1) Identify the service, operation, or system that may be affected: _____

2) Consequence/impact if failure occurs: _____

3) Criteria and procedures for activating plan: _____

4) Roles, responsibility and authority: _____

5) Procedures for operating during or after system fails: _____

(Procedures continued): _____

6) Resources available to support emergency operations: _____

7) Procedure and criteria for returning to normal operations: _____

8) Estimated cost of plan: _____

9) Testing and training for the plan: _____

10) Protect and preserve system data (date and method): _____

SAMPLE LETTER

This is a suggested SAMPLE LETTER that you may use with your letterhead to inquire about Y2K compliance of critical vendors and supplies. You may need to amend the language slightly, depending on the service provided.

(DATE)

(HEADING)

RE: Year 2000 Compliance

Dear Sir or Madam:

We are evaluating our equipment, operations and other systems and those of our suppliers and vendors for Year 2000 compliance. Oconee County government provides critical services to its citizens and it is crucial that those operations not be interrupted by Y2K failures.

We currently utilize (equipment/software/services, etc.) from your (company/business/office/agency, etc.). Please provide us with information regarding the Y2K compliance status of the (equipment/software/service, etc.) which you provide. Thank you for your cooperation.

August 9, 1999

Oil Products
Motor Pool

Bid 99-04
Walhalla, SC

			Taylor Enterprises		Southern Lubricants	
Qty	Description	Packaging	Unit Price	Total	Unit Price	Total
17	Texaco Rando HD 32 hydraulic oil	55 gallon	141.35	2,402.95		No Bid
500	Texaco Rando HD 32 hydraulic oil	bulk	2.35	1,175.00		
12	Texaco URSA 15W40 oil Super Plus	55 gallon	203.50	2,442.00		
10	Texaco TDH	55 gallon	213.95	2,139.50		
500	Texaco TDH	bulk	3.49	1,745.00		
7	Texaco Starplex HD2 grease (metal can)	120#	134.40	940.80		
20	Texaco multigear lube 80/90	5 gallon	29.40	588.00		
30	Texaco TDH tractor hydrolic oil	5 gallon	21.25	637.50		
4	Texaco multigear 80/90 gear oil	12 qt/case	20.24	80.96		
15	Texaco multigear 80/90 gear oil	5 gallon	29.40	441.00		
30	Texaco Starplex grease HD2 grease (metal container)	5 gallon	41.65	1,249.50		
50	Texaco Havoline 10W30 oil	12 qt/case	16.88	844.00		
700	Texaco Havoline 10W30 oil (gallon)	bulk	3.75	2,625.00		
75	Texaco Havoline Dexron III transmission fluid	12 qt/case	15.20	1,140.00		
700	Texaco Super Plus URSA 15W40	bulk	3.27	2,289.00		
50	Texaco Super Plus URSA 15W40	12 qt/case	15.20	760.00		
25	Texaco URSA 15W40	6 gal/case	29.40	735.00		
10	Texaco Super Plus URSA 10	5 gallon	19.60	196.00		
3	Texaco Super Plus URSA 10	55 gallon	194.15	582.45		
10	Texaco Starplex HD2 grease tube	60 tube/case	69.93	699.30		
2	Texaco URSA Super Plus 50W	55 gallon	194.15	388.30		
Total				\$24,101.26		
NOTE: Bid guaranteed for 90 days only. See letter from Taylor dated 8-12-99						
Attended Bid Opening: Marianne Dillard, Ann Albertson and Sally Lowry						

BID FORM
OCONEE COUNTY PURCHASING DEPARTMENT
415 S. PINE ST., ROOM 107, WALHALLA, SC 29691

The TAYLOR ENTERPRISES, INC.

Submits herewith our Bid in response to bid request number shown above, and in compliance with the description(s) and/or specification(s) attached hereto for oil products for the Oconee County Maintenance Facility .

Qty	Description	Packaging	Unit Price	Total
17	Texaco Rando HD 32 hydraulic oil	55 gallon	141.35	2,402.95
500	Texaco Rando HD 32 hydraulic oil	bulk	2.35	1,175.00
12	Texaco URSA 15W40 oil Super Plus *	55 gallon	203.50	2,442.00
10	Texaco TDH	55 gallon	213.95	2,139.50
500	Texaco TDH	bulk	3.49	1,745.00
7	Texaco Starplex HD2 grease (metal can)	120#	134.40	940.80
20	Texaco multigear lube 80/90 *	5 gallon	29.40	588.00
30	Texaco TDH tractor hydrolic oil	5 gallon	21.25	637.50
4	Texaco multigear 80/90 gear oil *	12 qt/case	20.24	80.96
15	Texaco multigear 80/90 gear oil *	5 gallon	29.40	441.00
30	Texaco Starplex grease HD2 grease (metal container)	5 gallon	41.65	1,249.50
50	Texaco Havoline 10W30 oil *	12 qt/case	16.88	844.00
700	Texaco Havoline 10W30 oil (gallon) *	bulk	3.75	2,625.00
75	Texaco Havoline Dexron III transmission fluid *	12 qt/case	15.20	1,140.00
700	Texaco Super Plus URSA 15W40 *	bulk	3.27	2,289.00
50	Texaco Super Plus URSA 15W40 *	12 qt/case	15.20	760.00
25	Texaco URSA 15W40 *	6 gal/case	29.40	735.00
10	Texaco Super Plus URSA 10 *	5 gallon	19.60	196.00
3	Texaco Super Plus URSA 10 *	55 gallon	194.15	582.45
10	Texaco Starplex HD2 grease tube	60 tube/case	69.93	699.30
2	Texaco URSA Super Plus 50W *	55 gallon	194.15	388.30
	Total			24,101.26

The above stated bid is based on all applicable specifications, drawings, etc. associated with this bid and the following additional Addenda issued subsequent to the basic specifications and/or drawings.

*SC Solid Waste Excise Tax

NOTE TO BIDDER: List all Addenda with dates of any issued. If no additional Addenda is issued, write the word "NONE".

Addendum Number	Date
<u>NONE</u>	_____
_____	_____

Bid shall include delivery to location stated on Bid Notice. Show any exception, deviation, extra computation, or information on Bid Supplemental Form attached hereto.

Completion/Delivery Date ARO: 7/30/99
Bidding Organization: Taylor Enterprises Inc.
Mailing Address: PO BOX 6385 Spartanburg SC 29304
Signature of Bidder's Representative: Leon S. Taylor
Print Name of Bidder's Representative: LEON S. TAYLOR
Title: President Date: 7/29/99
Telephone: 864 573 9581 Fax: 864-583 450

Quotes are good for 90 days

BID SUPPLEMENTAL FORM

OCONEE COUNTY PURCHASING DEPARTMENT

415 S. PINE STREET, ROOM 107

WALHALLA, SOUTH CAROLINA 29691

DATE: 7/29/99 BID NO 99-04

The Taylor Enterprises Inc (Bidder) takes the following exceptions:

The quotes are good for 90 days.
If there is an increase in prices
Taylor Enterprises, Inc. will only add
10% above the increase to cover our
basic cost through Jan 1, 2000.

SIGNATURE Leon S. Taylor

Post Office Box 6385
Spartanburg, SC 29304-6385

TAYLOR
ENTERPRISES, INC.

Spartanburg 573-9518
Greenville 232-8291
1-800-922-3149
Fax 864-683-4150

AUGUST 12, 1999

COUNTY OF OCONEE
415 S PINE STREET
WALHALLA, SC 29691

TO WHOM IT MAY CONCERN:

THE QUOTES THAT TAYLOR ENTERPRISES, INC HAS FORWARDED TO YOU ARE GOOD FOR THE MONTHS OF SEPTEMBER, OCTOBER AND NOVEMBER 1999. IF THERE ARE ANY INCREASES BY TEXACO DURING THIS 90 DAY PERIOD IT WILL NOT BE PASSED ON TO YOU UNTIL DECEMBER (ALONG WITH ANY FREIGHT INCREASES FROM CHARLESTON TO SPARTANBURG). ONLY THE INCREASES WILL BE PASSED ON TO YOU. TAYLOR ENTERPRISES, INC WILL MAKING THE SAME PER GALLON AS BEFORE THE INCREASES. IF YOU GIVE ME A CONTRACT FOR ONE YEAR WE CAN USE THE SAME FORMULA. IF YOU HAVE MORE QUESTIONS DO NOT HESITATE TO CONTACT ME.

RESPECTFULLY,

Leon Sandy Taylor
LEON "SANDY" TAYLOR

LST/ib



huls
HÜLS AMERICA INC.





School District of Oconee County Administrative Offices

North College and East North Broad Streets, P.O. Box 649, Walhalla, SC 29691 • (864) 638-4000 • Fax (864) 638-4031

August 4, 1999

Mr. Harrison Orr
Supervisor-Chairman
Oconee Council Office
415 South Pine Street
Walhalla, SC 29691

RE: Draining of Property - Westminster Elementary School

Dear Harrison,

I am requesting your assistance with draining the southwest corner of the property of Westminster Elementary School to the highway drain. Details are shown on the attached copies of information.

If you are able to assist us, please have appropriate personnel contact Mr. Randy Gibson at our maintenance department - 885-5038- and he can explain in detail, etc.

Thanks again for all that you do for us!

Sincerely,

Buddy G. Herring
Superintendent of Education

BGH:iow

Attachments (2)

City of Walhalla
206 North Church Street
Post Office Box 1099
Walhalla, South Carolina 29691

(864)638-4343

Fax(864)638-4357

August 4, 1999

The Honorable Harrison Orr
Oconee County Supervisor
415 South Pine Street
Walhalla, South Carolina 29691

Dear Harrison:

As you know, we have recently leased the Stumphouse House Tunnel and Issaqueena Falls and already own 439 acres adjoining this property. On behalf of the Walhalla City Council, I would like to request a sign be made posting our hours and two additional small signs which would say "No Littering."

I wasn't sure if the County still made signs, but if they do we would appreciate your help.

Thank you for your continued support and many thanks for the additional gravel to finish the back road to the high school.

Sincerely,



Vickie L. Satterfield
City Administrator

STUMPHOUSE TUNNEL PARK

OPEN 10:00 AM

CLOSE 8:00 PM

MAY - SEPTEMBER

OPEN 10:00 AM

CLOSE 5:00 PM

OCTOBER-APRIL

OPERATED

BY

THE CITY OF WALHALLA

2 ft x 4 ft.

NO LITTERING

(2) Any Size