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*The Honorable Timothy M. Cain*  
*will administer the Oath of Office to*  
***Mr. Ken Nix, Auditor &***  
***Mr. Gregorie Nowell, Treasurer***  
*at 6:30 pm on July 7, 2009*  
*prior to the Council Meeting*  
*The Public is welcome to attend this ceremony.*  
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A G E N D A
OCONEE COUNTY COUNCIL MEETING
Tuesday, July 7, 2009, 7:00 PM
Council Chambers,
Oconee County Administrative Offices
415 South Pine Street, Walhalla, SC

1. Call to Order
2. Moment of Silence
3. Pledge of Allegiance to the Flag of the United States of America
4. Consent Agenda Item / Approval of Minutes / Single Motion:
 - o June 9, 2009: Regular Council Meeting
 - o June 9, 2009: Workshop Council Meeting with Economic Development Commission
 - o June 16, 2009: Regular Council Meeting
5. Public Comment Session *(Limited to forty (40) minutes, four (4) minutes per person.)*
Comments MUST be related to a specific agenda item slated for action at this meeting
6. Extended Public Comment Session *(Limited to 2 citizens per meeting, prior scheduling required with Clerk to Council, five [5] minutes per person. Comments not limited to specific agenda item)*
 - o Spec Building **Request Recinded** Bennington
 - o New Administrator & their Contract / Mr. George Cleveland
7. Public Hearing regarding the Following Ordinances
[1] [Ordinance 2009-12](#) AN ORDINANCE TO DELEGATE RESPONSIBILITIES TO AND TO DESIGNATE THE OCONEE JOINT REGIONAL SEWER AUTHORITY AS THE AGENT OF OCONEE COUNTY FOR PURPOSES OF ACTING AS THE SECTION 208 WATER QUALITY MANAGEMENT AGENCY IN OCONEE COUNTY, AND TO RECOMMEND TO THE SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL THAT IT SO RECOGNIZE THE OCONEE JOINT REGIONAL SEWER AUTHORITY; TO PROHIBIT THE DISCHARGE OF POLLUTING SUBSTANCES; TO SET PENALTIES FOR THE VIOLATION THEREOF; AND OTHER MATTERS RELATED THERETO.
8. Consideration of the Following Ordinances
[1] Final Action regarding **Ordinance 2009-04** "AUTHORIZING THE EXECUTION AND DELIVERY OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT IN THE AMOUNT OF NOT EXCEEDING \$800,000 TO DEFRAY THE COST OF ACQUIRING THREE FIRE TRUCKS; AND OTHER MATTERS RELATING THERETO"
This Ordinance dealt with a lease-purchase agreement for two fire trucks.
Ordinance 2009-04 needs to be permanently removed from consideration by Council as the issue was dealt with when **Ordinance 2009-06** 'AN ORDINANCE TO ESTABLISH THE BUDGET FOR OCONEE COUNTY AND TO PROVIDE FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010' was enacted on third and final reading on Tuesday, June 16, 2009..

[2] Second Reading of [Ordinance 2009-13](#) “AN ORDINANCE TO RATIFY, AFFIRM AND AUTHORIZE THE USE OF CERTAIN PROCUREMENT METHODS FOR A CERTAIN OCONEE COUNTY PROJECT AND TO REVIEW, CONSIDER AND APPROVE THE AWARD OF CONTRACT FOR A CERTAIN OCONEE COUNTY PROJECT; AND OTHER MATTERS RELATING THERETO”

[3] First Reading [in title only] of [Ordinance 2009-15](#) “Amendment to the Zoning Enabling Ordinance”

Consideration of Citizen-Initiated Rezoning Request / Fairview Community / 61 parcels / Zone as [TRD] Traditional Rural District

[4] First Reading of [Ordinance 2009-16](#) “AMENDMENT TO REQUIRE APPROVAL OF ALL STRUCTURES GREATER THAN SIXTY-FIVE [65’] FEET TO BE APPROVED BY THE BOARD OF ZONING APPEALS AS A SPECIAL EXCEPTION”

[Planning Commission Recommendation](#) / All Structures Greater than 65 feet would require a Special Exception to be granted by the Board of Zoning Appeals

9. Consideration of the Following Resolutions

[1] First & Final Reading of [Resolution 2009-10](#) “A RESOLUTION HONORING TO LINDA R. NIX AT HER RETIREMENT”

[2] First and Final Reading of [Resolution 2009-11](#) “A RESOLUTION OF THE OCONEE COUNTY COUNCIL AUTHORIZING THE INFORMATION TECHNOLOGY DEPARTMENT TO DONATE PROPERLY CLEARED COMPUTERS TO THE LIONS CLUB THROUGH A LOCAL AFFILIATE CHAPTER”

10. Discussion & Possible Action Items:

[1] Initiation of County Council [Standing Committee Meeting Schedule](#)

Two schedules are provided for consideration [1] a quarterly meeting schedule, and [2] an every other month meeting schedule. Initiation of a formal Standing Committee Meeting Schedule will allow the public to have realistic expectations as to when an issue will be addressed in Committee and when a recommendation will be made to the full Council for a decision or action.

[2] RFP #08-11 / Spec Building II / Economic Development / \$1,800,000

Award RFP 08-11 to Roebuck Buildings of Roebuck, SC, as a Design Build contractor for the construction of a Spec Building of approximately 50,000 square foot in size to be located in the Oconee County Commerce Center and the retention pond that will serve a 19.2 acre site industrial site. Roebuck Building Company will be responsible for four phases of this project: Schematic, Design Development, Construction Documents and final Construction phases.

The Economic Development Commission recommends that the funding for this project come from the following:

Econ Dev Infrastructure Fund	(012-707-60707-00000)	1,289,097.00
Utility Tax Credit Funds AT&T	(013-707-90200-00050)	370,000.00
Utility Tax Credit Funds BREC	(013-707-90300-00000)	240,000.00
Econ Dev Infrastructure Fund	(012-707-60707-00000)	150,903.00
Total		\$1,810,000.00

Removed from Consideration

Although there are several approaches to funding this project the Economic Development Commission is recommending using Tax Utility Credits (\$370,000 have already been received from Blue Ridge Electric Cooperative and AT&T) and Economic Development Infrastructure Line items funds for the remaining costs. An additional \$360,000 of Utility Tax Credit funding has been promised by Blue Ridge Electric Cooperative during the next 3 years. These remaining Utility Tax Credit funds may be used to offset the construction costs or for other qualifying needs.

[3] [RFP #08-26](#) / Financial Auditing Services / \$60,000 for FY 09-10 / Approve 4 1-year renewals with 3% increase each year

The RFP was issued to select an Independent Certified Public Account Firm to provide auditing and consulting services for Oconee County beginning FY 09-10. Under SC Law, Oconee County must provide for an independent annual audit of all financial records and transactions of the County to be made by a Certified Public Accountant who has no personal interest, direct or indirect in the fiscal affairs of the County or its officers.

[4] [Bid #08-16](#) / OC & Tri County Technical College Quick Job Development Center / \$504,504

Oconee County received a Community Development Block Grant [CDBG] in the amount of \$986,364 for the purpose of building a Quick Job Development Center. The building will be constructed on approximately two acres of land adjacent to the Hamilton Career Center. Through a Memo of Understanding, Tri County Tec agreed to be responsible for all the engineering and design costs of the building, any inspections or testing required, and all equipment and furnishings with matching funds in the amount of \$246,036. OC would construct the building utilizing the CDBG grant funds. Tri County Tec agreed to fully operate and maintain the building and provide workforce skills training as described in the grant.

[5] [Bid #08-19](#) / Communications Tower & Prefabricated Building / \$219,898

This is the sixth and final site needed to complete the OC Public Safety Radio Voter network that was designed in 2001. This site is the only radio site in the system that has no commercial power hookup, no building, and no tower facilities. The bid provides for the installation of the communications tower, the prefabricated electronic equipment building, security fencing and minimum road way. The equipment needed for the tower and building will be purchased separately at a later date; closer to project completion.

[6] [State Contract](#) / 21 Desktop Computers & 3 Laptops / \$29,971.79

These desktop and laptop computers will be used in all four Oconee County Libraries by staff and the public. Some will be replacing end of life computers and a few will be additional units. The funding for this purchase comes from the Library Technology Fund. There is not matching County funding required.

[7] Solid Waste / [Reclassification of Vacant Full Time Position](#) to Two [2] Part Time Positions

[8] ATAX Consent Agenda Items [these may be acted on in one motion by Council if they so choose]:

1. PRT / [Atlanta Boat Show](#) / up to \$6,500 / Local ATAX / No Match

This request is related to costs associated with having an Oconee County booth at the upcoming Atlanta Boat Show. These funds will cover booth expenses, marketing material, as well as travel, lodging and per diem for staff and several PRT commission members to work the 5 day show from January 14-18, 2009. The CVB will also assist with personnel to manage the booth. This show averages 50,000 in attendance annually and provides an opportunity to showcase Oconee County and the surrounding lakes to the Atlanta region. This will be our third year as an exhibitor at the Atlanta Boat Show.

2. [Oconee Tourism Commission](#) / \$14,400 / State ATAX / No Match

In accordance to SC Code of Laws 6-4-10 (3), Oconee County selected the Chambers of Commerce collectively in 1992 through the Oconee Tourism Commission to manage this fund. The Oconee Tourism Commission is made up of seven members representing all three Chambers of Commerce including 3 from the Greater Oconee Chamber, two from the Greater Walhalla Chamber and two from the Greater Westminster Chamber. The Oconee Tourism Commission shall submit for approval a budget for the planned expenditures to County Council. This will be done twice a year in July and September following the receipts of the 3rd quarter and 4th quarter checks.

[9] Requests for Approval to Apply for Grants / Consent Agenda Items

[these may be acted on in one motion by Council if they so choose]:

1. [FY 2009 Edward Byrne Memorial Justice Assistance Grant](#) / \$26,087 / No Match

This program support the efforts of local governments to prevent and control crime and to improve the criminal justice system. These funds are allocated based on population and crime statistics. This grant is an annual request. Council previously approved application for an additional grant in March. This grant will be used to acquire law enforcement equipment and technology. No Match is required.

2. [Assistance to Firefighters Fire Station Construction Grant](#) / No Match

This grant provides financial assistance directly to fire departments on a competitive basis to build new or modify existing fire stations in order for departments to enhance their response capability and protect the community they serve from fire and fire-related hazards. This grant will be used to rehabilitate current fire stations and build new facilities:

- o Five [5] New Fire Stations
- o Three [3] Current Station Replacements
- o Five [5] Current Station Renovations

This grant is provided through funding from H. R. I. American Recovery and Reinvestment Act of 2009 [*the Stimulus Bill*]. No Match is required.

11. Council Committee Reports

- o Facilities, Real Estate & Land Management / Mr. Suarez
- o Budget, Finance & Administration / Mr. Dexter
- o Transportation / Mr. Thrift

12. Commission / Board Reports to Council

[none scheduled for this meeting]

[Board of Zoning Appeals will report on July 21, 2009]

[Planning Commission will report on August 18, 2009]

13. Board & Commission Appointments

[1] Planning Commission / Seats Co-terminus w/ Council District Seats:

- [A] **Appointments / 4 Year Terms [with exception of second At Large Seat First Term of 2 Years – 4 Years After]**
[3 incumbent members [Rex Ramsey (Dx. 1), Howard Moore (Dx. 2), Randy Abbott (Dx. 1)] are seeking re-appointment]
 - o **District II – Term to end 2012 - Seven Candidate Applications on File**
 - o **District III – Term to end 2010 - Five Candidate Applications on File**
 - o [Open Seat – Term to end 2012 - Awaiting Recommendation by Planning Commission – defer to July 21, 2009]
 - o [Open Seat – Term to end 2010 [four years after] - Awaiting Recommendation by Soil & Water Conservation District Commission – defer to July 21, 2009]
- [B] **Re-Appointment for Existing Member to comply with Ordinance 2009-10 [seat stagger provision]**
 - o **District I – Andrea Heller – confirm appoint through 2010 [reappointment scheduled for 2/2011]**
 - o **District IV – Tommy Abbott – confirm appointment through 2012 [reappointment scheduled for 2/2013]**
 - o **District V – Ryan Honea – confirm appoint through 2012 [reappointment scheduled for 2/2013]**

14. Administrator Report

15. Old Business

16. New Business

17. Executive Session *[for the purpose of receiving legal advise and to discuss a personnel matter]*

18. Adjourn

[This agenda is not inclusive of all issues which Council may bring up for discussion at this meeting.]

**Oconee County Council & Committee meeting schedules and agendas
are posted at the Oconee County Administration Building and are available on the County Council Website
www.oconeesc.com/council.html**

[All upcoming meetings will be held in Council Chambers unless otherwise noted]