



**A G E N D A**  
**OCONEE COUNTY COUNCIL MEETING**  
**Tuesday, December 15, 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. Approval of Minutes:
  - o December 1, 2009: Regular Council Meeting
5. ITRON Project Status / Mr. Michael Higgins *[5 min. max]*
6. "Experience Oconee" Video Presentation by PRT *[12 min. video]*
7. 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
8. 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)*
  - People's Rights / Mr. Jerry Barnett

9. Public Hearing regarding the Following Ordinances  
**Ordinance 2009-24** " AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND GREENFIELD INDUSTRIES, INC.; AND OTHER MATTERS RELATING THERETO INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES RELATED TO THE PROJECT" and associated [Fee Agreement](#)

Greenfield Industries is requesting a FILOT on their investment of \$18.645M. To ensure we encourage Greenfield Industries to locate this project in Oconee County we need to place this project in a permitted Mutli-County Park. Preliminary estimates indicate Greenfield Industries will bring in \$1,442,090 in fees to the County over the next 20 years. Although new jobs are not required to approve a FILOT agreement this investment could bring the creation of 85 jobs that will earn approximately \$17.49/hr or \$34,980 annually. These new jobs would add \$2,973,300 in new wages to the County each year.

10. Consideration of the Following Ordinances:
  - [1] Third & Final Reading of **Ordinance 2009-24** *[text above]*
  - [2] First Reading [in title only] of **Ordinance 2009-27** "AN ORDINANCE TO AMEND THE OCONEE COUNTY ZONING ENABLING ORDINANCE, ORDINANCE 2007-18, IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, AS TO REZONE A SERIES OF PARCELS SPECIFIED HEREIN, AND TO RATIFY AND AFFIRM ALL OTHER PROVISIONS OF ORDINANCE 2007-18 NOT AMENDED OR MODIFIED HEREBY; AND OTHER MATTERS RELATING THERETO"

The proposed Ordinance 2009-27 stems from a citizen-initiated rezoning request submitted by Ms. Marcia Spaeth on November 12, 2009. The request was accompanied by the signatures of 56% of the owners of the parcels proposed for rezoning. The proposal will rezone a series of 109 parcels located in the Parkview East and Parkview South communities, near Lake Hartwell, from the Control Free District (CFD). As submitted, all parcels would be rezoned as Lake Residential District (LRD).

Staff mailed the owners of all parcels included in the request a notice of the proposed rezoning, as well as a map showing the requested classification of each parcel. Per Council's instruction, the letter stated that the lack of a response would be considered support for the proposal.

**It is the staff's recommendation that Council take first reading in title only and forward to the Planning commission for the required review.**

[3] First Reading of [Ordinance 2009-28](#) “AN ORDINANCE TO AMEND ARTICLE II (NOISE) OF CHAPTER 12 OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED PARTICULARS, ONLY; AND OTHER MATTERS RELATED THERETO.”

11. Discussion & Possible Action Items [5 min. per Action Item]

[1] Discussion of [funding options](#) for the Westminster Joint Fire Station

[2] [Change Order #6](#) / PO #44635 / Ard, Wood, Holcomb & Slate / \$19,375

Due to litigation regarding the Courthouse, Ard, Wood, Holcomb & Slate were selected to assist in the ADA issue recognized by the USDOJ. This firm has been preparing “as built drawings” and renovation options to submit to the USDOJ, and assisting the County in preparing other design modifications and dimension solutions for ADA compliance as this process continues. The total budget for the Courthouse corrections was \$335,000.

**It is the staff recommendation that Council approve Change Order #6 in the amount of \$19,375 for PO #44635 for Ard, Wood, Holcomb & Slate; noting that this will increase the total PO to \$215,651.24.**

[3] Road Department / [Extension of Off-Road Fuel Procedures](#) through December 2010

The Roads & Bridges, Parks and Recreation, Sheriff’s, Solid Waste, Rock Quarry, Airport, Facilities Maintenance, Rural Fire and Emergency Management Departments benefit from the delivery of off-road fuel. The current fuel truck has a capacity to transport 1,500 gallons of off-road diesel fuel and 300 gallons of off-road gas. There are only two vendors that can supply off-road fuel that are located in Oconee County, Acree Oil Company and Lindsay Oil Company. During fiscal year 2007-2008, Procurement issued quarterly quotes for off-road fuel, but as the price increased, it became necessary to have Council’s approval for these purchases. In September of 2008, Council approved Procurement to issue quotes on a monthly basis to buy fuel from whichever vendor gave the best price. The approval was granted based on a six month trial period and approved by Council in February of 2009 to extend through December 2009. It is challenging to request bids for off-road fuel pricing because the wholesale rack price varies on a weekly basis, as does the vendors’ fuel costs to transport the product. Local vendors are unwilling to quote a price or even a percentage that would be honored for longer than a month. Based on the attached summary, bidding on a monthly basis to local vendors, reduces vendor risks for price fluctuations and still allows for competition that has consistently beat the state contract price.

Most Departments have no alternate way of obtaining off-road fuel. On a yearly basis, the fuel truck typically delivers approximately 110,000 gallons of off-road diesel fuel and approximately 1,400 gallons of off-road gas.

**It is the staff’s recommendation that Council allow the current procedure of requesting monthly quotes from two local vendors for off-road fuel to continue through December 2010.**

12. Board & Commission Appointments [none at this meeting]

13. Commission / Board Reports to Council [[ten minute maximum](#)] [none at this meeting]  
*[Building Codes Appeal Board will report on January 19, 2010]*

14. Council Committee Reports

- Transportation Committee *Per Cmte. Chair: Report Deferred to January 19, 2010 Meeting*
- Planning & Economic Development Committee / Mr. Corbeil  
*Meeting cancelled – No Report at this Meeting*

15. Administrator Report

16. Old Business

17. New Business

[2] Finance Director’s Report: [1Q \[ending 9/30/09\] Financial Statement](#)

18. Executive Session *[for the purpose of discussing a contractual 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](http://www.oconeesc.com/council.html)**

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