



**A G E N D A**  
**OCONEE COUNTY COUNCIL MEETING**  
**Tuesday, January 19, 2010**  
**6:00 PM**  
**Council Chambers**  
**Oconee County Administrative Offices**  
**415 South Pine Street, Walhalla, SC**

1. Call to Order
2. 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
3. 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)*
  - Noise Ordinance / Mr. Berry Nichols
  - Gambling / Mr. C. W. Richard
4. Meeting Recess *[Meeting will Recess no later than 6:50 p.m.]*

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5. Meeting Reconvenes *[Meeting will Reconvene at 7:00 p.m.]*
6. Moment of Silence
7. Pledge of Allegiance to the Flag of the United States of America
8. Approval of Minutes:
  - January 5, 2010 Regular Council Meeting
  - January 11, 2010 Special Called Council Meeting
9. Public Hearings regarding the Following Ordinances:  
**Ordinance 2009-23 “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”** *[FAIRVIEW]*

The proposed Ordinance 2009-23 stems from a revised citizen-initiated rezoning request originally submitted by Mr. Gary McMahan and Mr. Lewis McMahan on May 26, 2009, which was accompanied by the signatures of 79% of the owners of the parcels proposed for rezoning. As submitted, 56 parcels would be rezoned as Traditional Rural District (TRD), and 2 parcels rezoned as Residential District (RD); 3 parcels proposed to be rezoned as Lake Residential District (LRD) in the original request will be resubmitted as part of another rezoning request at a later date. It should be noted that the revised request includes petitions from Crescent Resources proposing that 2 parcels be rezoned as Residential District (RD), which increases the percentage of supporting property owner signatures to approximately 84%. Council approved Ordinance 2009-23 on First Reading in Title Only on November 3, 2009.

**Ordinance 2009-26 “AN ORDINANCE TO AMEND THE FISCAL YEAR 2009-2010 BUDGET APPROPRIATIONS ORDINANCE FOR OCONEE COUNTY IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY; AND OTHER MATTERS RELATED THERETO”**

Ordinance 2009-26 will amend the fiscal year 2009-2010 budget to increase expenditures in order to provide for Westminster Emergency Services building and Cobb Road Bridge and to authorize the PRT Director to waive parking fees for fundraising/charitable events as he deems appropriate.

The General Fund “Fund Balance Designated for Dissolution of the Solid Waste Fund” balance will decrease by \$2,500,000. The Capital Project Fund - Bridges and Culvert fund balance will decrease by \$1,200,000 for Cobb Road Bridge replacement.
10. Consideration of the Following Ordinances:
  - [1] Third & Final Reading of **Ordinance 2009-23** *[text above]*
  - [2] Third & Final Reading of **Ordinance 2009-26** *[text above]*

[3] Second Reading 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” *[PARKVIEW EAST/SOUTH]*

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). Council took first reading on December 15, 2009 and the Planning Commission reviewed and approved it at their meeting on January 11, 2010.

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:**

- [a] Council approve Ordinance 2009-27 on second reading, and
- [b] Schedule the required public hearing on or after February 16, 2010

[4] Second 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.”

[5] First Reading [in title only] of [Ordinance 2010-01](#) “AN ORDINANCE TO AMEND THE OCONEE COUNTY COMPREHENSIVE PLAN” *[Draft Plan linked here]*

[6] First Reading [in title only] of [Ordinance 2010-02](#) “AN ORDINANCE TO ESTABLISH CENTRALIZED PROCUREMENT REGULATIONS FOR OCONEE COUNTY, REPLACING ORDINANCE 2001-15 AND AMENDMENT ORDINANCE 2002-12.”

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

[1] Sheriff & Road Department / \$78,295 / three 2011 Ford F-250 Trucks / Approve State Contract Pricing & Reject Bid #09-15

Two trucks will be used in the everyday operations of the Road Department. They will be replacing an existing 2001 Crown Vic and 1995 Ford F0150 truck. The Sheriff’s Department will replace a 2000 Ford Excursion currently used as the evidence vehicle.

**It is the staffs recommendation that Council reject all bids received for Bid -09-15 as they exceeded the state contract price and award the purchase of three 2011 Ford F-250 trucks in the amount of \$78,295 from Benson Ford Mercury of Easley, SC per State Contract #4400001704 and #4400001705.**

[2] Sheriff’s Department / \$175,382 / eight 2010 Ford Crown Victoria sedans / Approve State Contract Pricing

The new sedans will replace high mileage vehicles currently used in the Sheriff’s Department. The vehicle being replace will be sold as surplus on GovDeals or replace older vehicles used in other county departments.

**It is the staffs recommendation that Council approve the purchase of eight [8] 2010 Ford Crown Victoria sedans with pursuit packages for the Oconee County Sheriff’s Department in the amount of \$175,382 from Vic Bailey Ford of Spartanburg, SC per State Contract #4400000369.**

[3] PRT / not to exceed \$1,000 / Advertisement in 2010 Visitor’s Guide to the Upcountry South Carolina Magazine

Full page advertisement in the 2010 Visitors Guide to the Upcountry South Carolina Magazine, which will be distributed state wide and regionally in SC, NC, GA, FL, TN & AL, nationally and internationally. This is a State PRT publication handled by the Discover Upcountry Carolina Association, one of the State’s tourism regional offices. The Visitors Guide to the Upcountry South Carolina Magazine is a tourism marketing publication published annually by the Discover Upcountry Carolina Association. 70,000 of these publications are produced annually and distributed throughout the State of South Carolina in Welcome Centers, Chambers of Commerce and other visitors’ centers through the region, area parks, campgrounds and attractions, and at national and international travel and trade shows. The guide is also mailed to approximately 20,000 individuals responding to advertising and marketing campaigns.

**It is the staff’s recommendation that Council approve up to \$1,000 for a full page advertisement on the inside front cover in the Visitor’s Guide to the Upcountry South Carolina Magazine.**

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

13. Commission / Board Reports to Council [ten minute maximum]
  - Building Codes Appeal Board
14. Council Committee Reports
  - Transportation Committee / Mr. Thrift
  - Planning & Economic Development Committee / Mr. Corbeil
15. Administrator Report
16. Old Business
17. New Business
  - [1] Discussion regarding options related to the Tri County Landfill property
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]