



MINUTES
OCONEE COUNTY COUNCIL MEETING
Regular Meeting
July 19, 2011

MEMBERS, OCONEE COUNTY COUNCIL

Mr. Joel Thrift, District IV, Council Chairman
Mr. Paul Corbeil, District I, Vice Chairman
Mr. Wayne McCall, District II, Chairman Pro Tem
Mr. Archie Barron, District III
Mr. Reg Dexter, District V

Oconee County Council met on Tuesday, July 19, 2011 at 6:00 PM in Council Chambers, 415 South Pine Street, Walhalla, SC with all Council Members [except Mr. Barron], Thomas L. Martin County Attorney, County Administrator Scott Moulder and Clerk to Council, Elizabeth G. Hulse present.

Press: Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda were posted on the bulletin board at the County Administrative Offices, 415 South Pine Street, Walhalla, SC, and the County Council website [www.oconeese.com/council]. In addition it was made available [upon request] to the newspapers, radio stations, television stations and concerned citizens.

Member of the press present: Ray Chandler – Anderson Independent, Ashton Hester – Keowee Courier & Carlos Galarza - Daily Journal.

Call to Order:

Mr. Thrift called the meeting to order at 6:00 p.m.

Extended Public Comment Session:

Oconee County Conservation Bank / Mr. Marvin Davant

Mr. Davant was unable to attend the meeting; Mr. J. Harold Thomas and Mr. Luther Lyle addressed Council in his absence in support of the creation of an Oconee County Conservation Bank as outlined in Ordinance 2011-16 noting that this will benefit Oconee County now and in the future.

Public Comment Session [related to specific agenda items]:

Ms. Elizabeth Airey addressed Council in support of passage for Ordinance 2011-16.

Ms. Donna Linsin addressed Council in support of the creation of a conservation bank as outlined in Ordinance 2011-16 but voiced her opposition to using tax payer revenues to fund the bank.

Mr. Larry Linsin addressed Council in support of the creation of a conservation bank as outlined in Ordinance 2011-16 but voiced his opposition to using tax payer revenues to fund the bank.

Mr. C. W. Richards addressed Council in support of the creation of a conservation bank as outlined in Ordinance 2011-16 but voiced his opposition to using tax payer revenues to fund the bank.

Mr. Shea Airey addressed Council on behalf of Mr. Cecile Clarence Carter in support of passage of Ordinance 2011-16.

Public Comment Session [related to non-agenda items]:

Mr. Paul Raines addressed Council in opposition to the construction of the new detention center adjacent to the current law enforcement center and existing jail.

Ms. Cindy White addressed Council in opposition to the construction of the new detention center adjacent to the current law enforcement center and existing jail.

Ms. Nellie Justice Smith addressed Council in opposition to the construction of the new detention center adjacent to the current law enforcement center and existing jail.

Mr. Richard Farmer addressed Council in opposition to the construction of the new detention center adjacent to the current law enforcement center and existing jail.

Mr. Randy Price addressed Council in opposition to the construction of the new detention center adjacent to the current law enforcement center and existing jail.

Mr. Mike Wright addressed Council in opposition to the construction of the new detention center adjacent to the current law enforcement center and existing jail.

Mr. Doug Young addressed Council utilizing a PowerPoint presentation and two handouts [copies filed with these minutes] regarding preserving Oconee County's water resources.

County Council Response to Public Comment:

No Council Comments were made.

Meeting Recess:

Mr. Thrift announced a 10 minute recess beginning at 7:01 p.m.

Meeting Reconvene:

Mr. Thrift reconvened the meeting to 7:10 p.m.

Pledge of Allegiance:

Mr. Thrift recognized Mr. Aldon Devoe, Boy Scout Troop #24, who was attending the meeting working on a scout badge who lead the Pledge of Allegiance to the United States of America.

Minutes:

Mr. Dexter made a motion, seconded by Mr. Corbeil, approved 4 – 0 that the minutes from the June 21, 2011 meeting be adopted as printed.

Consideration of the Following Ordinances:

Ordinance 2011-15

Mr. Dexter made a motion, seconded by Mr. Corbeil, approved 4 – 0 to approve **Ordinance 2011-15** "AN ORDINANCE TO AMEND THE AGREEMENT AUTHORIZED BY ORDINANCES NO. 2006-027, 2008-017, 2010-04, 2010-24, 2010-32, 2011-09 RELATING TO THE INDUSTRIAL/BUSINESS PARK OF OCONEE AND PICKENS COUNTIES SO AS TO ENLARGE THE PARK." on second reading.

Ordinance 2011-16

Mr. Dexter made a motion, seconded by Mr. Corbeil, to approve **Ordinance 2011-16** "AN ORDINANCE ESTABLISHING AN OCONEE COUNTY CONSERVATION BANK FOR THE PROTECTION OF LANDS WITH SIGNIFICANT NATURAL, CULTURAL AND/OR HISTORIC RESOURCES IN OCONEE COUNTY." on first reading.

Mr. Dexter made a motion, seconded by Mr. McCall, approved 4 – 0 to amend Ordinance 2011-16 to remove the last sentence in Section V: OCCB Fund.

Mr. McCall made an additional motion, seconded by Mr. Thrift, approved 3 – 1 [Mr. Corbeil opposed] to amend Ordinance 2011-16 to add a sentence at the end of in Section V: OCCB Fund stating that Oconee County will not utilize Oconee County tax payer revenues to fund the Oconee County Conservation Bank.

Mr. Thrift called for the vote on Ordinance 2011-16 as amended above.

Ordinance 2011-16 “AN ORDINANCE ESTABLISHING AN OCONEE COUNTY CONSERVATION BANK FOR THE PROTECTION OF LANDS WITH SIGNIFICANT NATURAL, CULTURAL AND/OR HISTORIC RESOURCES IN OCONEE COUNTY.” passed 4 – 0 on first reading as amended.

Ordinance 2011-17

Mr. Dexter made a motion, seconded by Mr. Corbeil, approved 4 – 0 to approve **Ordinance 2011-17** “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT IN THE AMOUNT OF NOT EXCEEDING \$1,700,000 TO DEFRAY THE COST OF ACQUIRING [___ EQUIPMENT] AND OTHER MATTERS RELATING THERETO.” on first reading in title only.

Discussion & Possible Action Items:

ITB 10-27 / not to exceed \$65,000 / Construction Testing Services / New Detention Center

Mr. Moulder and Ms. Robyn Courtright, Procurement Director, addressed Council noting that the requested funds are required for this work regardless of the final location of the new detention center and that funds would not be disbursed until required. Discussion followed

Mr. Corbeil made a motion, seconded by Mr. McCall, approved 4 – 0 to award Bid #10-27, to provide construction testing and special inspection services for the construction of the new detention center, to Froehling & Robertson Inc., of Greenville, SC, for an amount not to exceed \$65,000.00.

State Contract / Purchase of Goodyear tires / not to exceed \$92,500

Mr. Moulder and Ms. Courtright addressed Council regarding this item. Questions arose regarding fees for mounting and balancing. Mr. Moulder stated he would follow up and report back in the future.

Mr. Dexter made a motion, seconded by Mr. Corbeil, approved 4 – 0 to [1] award the purchase of Goodyear tires as needed to Super Service Tire & Alignment of Walhalla, SC, not to exceed \$92,500 for fiscal year 2011-2012, per State Contract #4400001934, and [2] authorize County Administrator to approve future purchases in accordance to State Contract #4400001934 through Fiscal Year 2013/2014.

Board & Commission Appointments:

Scenic Highway Committee

Mr. Corbeil made a motion, seconded by Mr. McCall, approved 4 – 0 to affirm KOBA’s recommendation of Mr. Jeri Klaren to the Scenic Highway Committee.

Council deferred appointment for the existing open seat.

Library Board

Mr. McCall made a motion, seconded by Mr. Thrift, approved 4 – 0 to reappoint Mr. Biff Kennedy and Mr. Paul Johanson to the Library Board.

Anderson-Oconee Behavioral Health Services Commission

Mr. McCall made a motion, seconded by Mr. Thrift, approved 4 – 0 to reappoint Ms. Jan Black and Ms. Jere Dubois to this commission for three year terms.

Commission & Board Reports to Council:

Board of Zoning Appeals

Mr. Thrift noted that the Board submitted a written report [copy filed with these minutes] outlining their activities for the previous year.

Council Committee Reports:

None scheduled for this meeting.

Administrator’s Report:

Mr. Moulder provided Council with a written report for review and discussion [copy filed with these minutes]. He noted that as the Finance Department is working on end of fiscal year number that the General Fund Revenue Budget Report [through June 30, 2011] and Budget Report by Department [through June 30, 2011] would not be provided at this meeting.

Old Business:

No Old Business was discussed at this meeting.

New Business:

No New Business was discussed at this meeting.

Executive Session:

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0 to amend Executive Session to include discussion of a litigation matter.

Mr. Corbeil made a motion, seconded by Mr. McCall, approved 4 – 0 to enter into Executive Session for the purpose of receiving advice regarding a legal matter and discussion of a litigation matter.

Council entered Executive Session at 7:59 p.m.

Council returned from Executive Session at 8:50 p.m. on a motion by Mr. Dexter, seconded by Mr. Corbeil, approved unanimously.

Mr. Thrift stated that no action was taken in Executive Session.

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0 to direct the County Administrator and County Attorney to proceed with the pending litigation matter as discussed in Executive Session.

Adjourn:

Mr. McCall made a motion, seconded by Mr. Corbeil, approved 4 – 0 to adjourn at 8:52 p.m.

Respectfully Submitted:

Elizabeth G. Hulse
Clerk to Council