



**MINUTES**  
**OCONEE COUNTY COUNCIL MEETING**  
**Regular Meeting**  
**October 1, 2013**

**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 at 6:00 PM in Council Chambers, 415 South Pine Street, Walhalla, SC with all Council Members, County Administrator Scott Moulder, Assistant Administrator Glenn Breed, Thomas L. Martin County Attorney, 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](http://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, Dick Mangrum – WGOG Radio, Ashton Hester – Keowee Courier & Norman Cannada -The Daily Journal.

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

**Public Comment Session [related to specific agenda items]:** None at this meeting.

**Public Comment Session [related to non-agenda items]:** None at this meeting.

**County Council Response to Public Comment:**

Mr. Thrift read a statement [copy filed with these minutes] regarding recent interest in the Council's attendance at the SCAC annual conference held annually in Hilton Head, SC. He highlighted the three levels of training, the certification level for each council member and the value of the continuing education and networking with other council members and officials.

Mr. Dexter noted that the local paper did not contact 3 of the 4 attendees regarding their participation in classes and workshops offered at the conference. He noted that SCAC works to help the counties lower taxes through continuing education and work with the legislature to try to have the Local Government Fund [LGF] fully funded.

Mr. Barron reiterated that the monies spent were for conference registration, classes, travel and lodging. Council members do not receive reimbursement or charge to the county for food, recreation or entertainment. Lastly, Mr. Barron stated that the time attending these classes is time well spent.

Mr. Corbeil stated that the citizens expect their council members to be informed regarding local and state issues. He stated that the classes, workshops and networking at these and other meetings and conferences are invaluable in helping council members keep abreast of current issues and best practices.

**Pledge of Allegiance:**

Mr. Dexter led the Pledge of Allegiance to the Flag of the United States of America.

### **Minutes:**

Mr. Corbeil made a motion, seconded by Mr. Barron, approved 5 – 0 to approve the minutes from the September 17, 2013 regular meeting as presented.

### **Presentation by Outside Organizations**

#### **Tri County Entrepreneurial Development Corporation [TCEDC] *[formerly MLBDC]* / Mr. Dave Eldridge**

Mr. Eldridge addressed Council regarding the work being done by the TCEDC; highlighting several key areas to include: name change to eliminate confusion with other organizations, work with Tri County Technical College for administrative assistance; continued work with the Incubator Program and the City of Seneca, and Training [monthly and 10-week courses] to assist entrepreneurs in Oconee County.

Council thanked Mr. Eldridge for his presentation and the work he is doing in the county.

### **Administrator's Report & Agenda Summary**

Mr. Moulder briefly reviewed with Council and for the public's benefit specifics related to the following matters before Council at this meeting:

Public Hearings	Discussion / Action Items
Third and Final Reading for Ordinance	Commission/Board Appointments
Second Readings for Ordinances	Executive Session [amendment requested]
First Readings for Ordinances	

Mr. Moulder presented Council with two awards received from the Government Finance Officers Association [GFOA]:

- Distinguished Budget Presentation Award
- Certificate of Achievement for Excellence in Financial Reporting

Mr. Martin noted GFOA's recognition of Oconee County with these awards denotes the county's open and transparent accounting processes.

### **Public Hearing and Third & Final Reading of the Following Ordinances**

**Ordinance 2013-20** "AN ORDINANCE TO AMEND OCONEE COUNTY ORDINANCE 2013-01 "AN ORDINANCE TO ESTABLISH THE BUDGET FOR OCONEE COUNTY AND TO PROVIDE FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRI-COUNTY TECHNICAL COLLEGE SPECIAL REVENUE FUND, FOR THE EMERGENCY SERVICES PROTECTION SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, FOR THE GENERAL CAPITAL PROJECT FUND, AND FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014" IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY; AND OTHER MATTERS RELATED THERETO" Attachment B – Fee Schedule

Mr. Thrift opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Thrift opened the floor for any citizen wishing to address Council regarding this ordinance.

No citizens addressed Council regarding this ordinance.

Mr. Thrift asked if any citizens wished to submit written comments regarding this ordinance; no citizen presented any written comments for the record.

Mr. Thrift closed the Public Hearing regarding **Ordinance 2013-20**.

**Ordinance 2013-27** “AN ORDINANCE AUTHORIZING ACCEPTANCE OF THE TRANSFER OF AUTHORITY FOR MUNICIPAL ELECTIONS FOR THE TOWN OF WEST UNION AND AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT OR EMBODYING DOCUMENT INCLUDING THE TERMS OF ANY AGREEMENT, WITH EACH; AND OTHER MATTERS RELATED THERETO.”

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No citizens addressed Council regarding this ordinance.

Mr. Thrift asked if any citizens wished to submit written comments regarding this ordinance; no citizen presented any written comments for the record.

Mr. Thrift closed the Public Hearing regarding **Ordinance 2013-27**.

### **Third & Final Reading of the Following Ordinances**

**Ordinance 2013-20** “AN ORDINANCE TO AMEND OCONEE COUNTY ORDINANCE 2013-01 “AN ORDINANCE TO ESTABLISH THE BUDGET FOR OCONEE COUNTY AND TO PROVIDE FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRI-COUNTY TECHNICAL COLLEGE SPECIAL REVENUE FUND, FOR THE EMERGENCY SERVICES PROTECTION SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, FOR THE GENERAL CAPITAL PROJECT FUND, AND FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014” IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY; AND OTHER MATTERS RELATED THERETO” Attachment B – Fee Schedule

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 5 – 0 to approve

**Ordinance 2013-20** on third and final reading.

**Ordinance 2013-27** “AN ORDINANCE AUTHORIZING ACCEPTANCE OF THE TRANSFER OF AUTHORITY FOR MUNICIPAL ELECTIONS FOR THE TOWN OF WEST UNION AND AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT OR EMBODYING DOCUMENT INCLUDING THE TERMS OF ANY AGREEMENT, WITH EACH; AND OTHER MATTERS RELATED THERETO.”

Mr. Dexter made a motion, seconded by Mr. McCall, approved 5 – 0 to approve

**Ordinance 2013-27** on third and final reading.

### **Second Reading of the Following Ordinances**

[Note: Public Hearings will be scheduled at or before third & final reading for the following ordinances as required]

**Ordinance 2013-21** “AN ORDINANCE TO AMEND CHAPTER 38 "ZONING" OF THE OCONEE COUNTY CODE OF ORDINANCES, INCLUDING ALL ZONING MAPS INCORPORATED THEREIN AND THEREBY, IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY; AND OTHER MATTERS RELATED THERETO ” [Sub02]

Mr. Barron made a motion, seconded by Mr. Corbeil, approved 5 – 0 to approve

**Ordinance 2013-21** on second reading.

**Ordinance 2013-31** “AN ORDINANCE AUTHORIZING THE GRANT OF CERTAIN EASEMENT RIGHTS AND EXECUTION AND DELIVERY OF AN ELECTRIC LINE RIGHT-OF-WAY EASEMENT AGREEMENT AFFECTING CERTAIN REAL PROPERTY OWNED BY OCONEE COUNTY; AND OTHER MATTERS RELATED THERETO”

Mr. Dexter made a motion, seconded by Mr. Corbeil, approved 5 – 0 to approve **Ordinance 2013-31** on second reading.

### **First Reading of the Following Ordinances**

**Ordinance 2013-30** “AN ORDINANCE TO AMEND SECTION 1-7, ENTITLED *GENERAL PENALTY; CONTINUING VIOLATIONS* OF CHAPTER 1, ENTITLED *GENERAL PROVISIONS*, OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY; AND OTHER MATTERS RELATED THERETO.”

Mr. Corbeil made a motion, seconded by Mr. Barron, approved 5 – 0 to approve **Ordinance 2013-30** on first reading.

### **Discussion Regarding Action Items**

#### **Keowee Toxaway Relicensing: Stakeholder Relicensing Agreement**

Mr. Art Holbrooks, Strategic Planning & Special Projects, addressed Council utilizing a PowerPoint presentation [copy filed with these minutes] regarding the Keowee Toxaway relicensing agreement; providing copies of a summary report and full agreement [copies filed with these minutes]. Mr. Holbrooks highlighted the following key areas during his presentation:

- Background
  - Agreement in Principal [AIP] Served as Framework
  - Comments about Relicensing Agreement [RA]
  - RA Components
  - County Attorney Review
  - Significant Item of Note
  - Key Issue for Parties
  - Major Obligations:
    - 1.3 Actions of Parties to this Agreement other than the Licensee
    - 13.0 Adoption by FERC Without Material Modification
    - 18.0 Agreements on Action Steps upon Breach by Any Party
    - 19.0 Modification of this Agreement
    - 21.0 Withdrawal from this Agreement
  - Other Critical Sections
  - Notes on Schedule
- Discussion followed.

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 5 – 0 to [1] formally authorize execution of the Keowee Toxaway Project stakeholder Relicensing Agreement and [2] authorize the Chairman to execute any and all documents related to the Relicensing Agreement.

#### **2015 Ford F-650 Fuel Truck / Roads & Bridges / \$111,417**

Mr. Moulder and Mr. Kyle Reid, Asst. Manager Roads & Bridges, addressed Council regarding this agenda item. Discussion followed.

Mr. McCall made a motion, seconded by Mr. Corbeil, approved 5 – 0 to approve purchase of one 2015 Ford F-650 Truck with 1100 gallon aluminum fuel tank, to Dick Smith Ford, of Columbia, SC, in the amount of \$111,417.00, per State Contract # 4400005782.

#### **Equipment Replacement & Upgrades for Seneca Police Dept. / \$172,737.31**

Mr. Barron, made a motion, seconded by Mr. Corbeil, approved 5 – 0 to approve this sole source purchase of Equipment Replacement & Software Upgrades for the Seneca Police Dept. from Intrado of Canada, Inc. of Denver, CO in the amount of \$172,737.31.

**Engineering Services / Sewer South GCCP Phase I Development / ~~\$176,500~~-\$131,000**

Mr. Moulder noted that after review with the County Engineer, Mr. Mack Kelly, that he requested from URS an amended quote with some of the work being done in-house. Mr. Moulder provided Council with an updated quote [copy filed with these minutes]. Discussion followed.

Mr. McCall made a motion, seconded by Mr. Dexter, approved 5 – 0 to approve the award of professional engineering services for Phase 1 Site Improvements for the Golden Corner Commerce Park to URS Corporation of Greenville, SC, in the amount of \$131,000 as presented.

**Old Business**

**Council Member Actions at Previous Meeting**

Mr. McCall addressed concerns regarding a council members actions at a previous meeting related to discussion of an action item.

**New Business**

**Real Estate, Facilities & Land Management Committee**

Mr. Barron announced that select members of the Committee will tour with county staff the Army Corp of Engineer boat landings on Lake Hartwell on Monday, October 7, 2013. They will meet staff at the County Office at Pine Street at 9:00 a.m. Press and citizens wishing to also take the tour will need to meet at Pine Street and will be required to provide their own transportation. No agenda or minutes will be provided for this outing.

**Board/Commission Appointments**

**Library Board**

It was noted that Ms. Martin appointed at the last meeting declined the appointment for personal reasons. Mr. Corbeil nominated Ms. Maria Jacobson to the Library Board for a term being co-terminus with District I & III. No additional nominations were received.

Mr. Thrift called for the vote for the nominee listed above. The motion passed unanimously.

**Executive Session:**

Mr. Corbeil made a motion, seconded by Mr. Barron, approved 5 – 0 to amend the purpose of Executive Session to remove the Economic Development matter and add a contractual/potential litigation matter.

Mr. Corbeil made a motion, seconded Mr. Barron, approved 5 – 0 enter into Executive Session for the purpose stated above.

Council entered Executive Session at 7:38 p.m.

Council returned from Executive Session at 8:58 p.m. on a motion by Mr. McCall, seconded by Mr. Corbeil, approved 5 – 0.

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

**Adjourn**

Mr. Corbeil made a motion, approved unanimously 5 - 0, to adjourn at 8:59 p.m.

Respectfully Submitted:

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Elizabeth G. Hulse, Clerk to Council