



MINUTES
OCONEE COUNTY COUNCIL MEETING
Regular Meeting
May 20, 2014

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
VACANT, 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, County Attorney Thomas Martin 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. Members of the press present: Dick Mangrum/WGOG Radio, Ray Chandler/Anderson Independent and Carlos Galarza/The Daily Journal

Call to Order: Mr. Thrift called the meeting to order at 6:05 p.m.

Public Comment Session Agenda Action Items Only:

Ms. Edie Baumgartner addressed Council in support of adding Barton's Mill Landing to the Army Corp of Engineers Lease Agreement.

Sheriff Mike Crenshaw addressed Council in opposition to the proposed cuts to the sheriff's FY 2014-2015 budget before Council for second reading.

County Council Response to Public Comment: None at this meeting.

Pledge of Allegiance: Mr. Thrift asked Mr. Dexter to lead the Pledge of Allegiance to the Flag of the United States of America.

Approval of Minutes: Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0, to approve the minutes from the May 06, 2014 regular meeting as presented.

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 Hearing & Third & Final Reading for Ordinance: 2014-09, 2014-10, 2014-12
- Second Reading for Ordinance: 2014-01, 2014-02, 2014-03, 2014-14
- First Reading [in title only] for Ordinances: 2014-15 noting that the full ordinance is before Council for action.
- First & Final Reading of Resolution: R2014-11
- Discussion Items
- Council Committee Report
- Board/Commission Appointments
- Executive Session

Mr. Moulder outlined the communities request to maintain **Barton's Mill Landing in the Army Corp of Engineer's [ACOE] lease**. He recommended that Council add this landing with the proviso that the community continue to maintain the landing as they have for many years and if they choose to no longer maintain the ramp note that the county will abandon the boat landing at that time. Discussion followed.

Mr. Dexter made a motion, seconded by Mr. Corbeil, approved 4 – 0 to add Barton's Mill Landing to the ACOE lease contingent upon the community continuing to maintain the landing as discussed above.

Mr. Moulder noted that the County had received the **Government Finance Officers Association [GFOA] Distinguished Budget Presentation Award** [copy of award and news release filed with these minutes]. Council commended Mr. Moulder and the Finance staff for their hard work and dedication that led to this recognition.

Lastly, Mr. Moulder requested that Council consider [1] motion to move the Committee Reports before ordinance second readings, and [2] to add an Economic Development matter for discussion in Executive Session.

Public Hearing regarding the Following Ordinances

Ordinance 2014-09 “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND **PLASTIC PRODUCTS COMPANY, INC.**; AND OTHER MATTERS RELATING THERETO INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES RELATED TO THE PROJECT”

Mr. Thrift opened the floor for Public Comment.

Noting that no citizens had signed up to address Council; Mr. Thrift opened the floor for comment. 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 2014-09**.

Ordinance 2014-10 “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 ” *[Seneca Rail Site Rezoning]*

Mr. Thrift opened the floor for Public Comment.

Noting that no citizens had signed up to address Council; Mr. Thrift opened the floor for comment. 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 2014-10**.

Ordinance 2014-12 “AN ORDINANCE TO AMEND THE AGREEMENT AUTHORIZED BY ORDINANCES NO. 2006-027, 2008-017, 2010-04, 2010-24, 2010-32, 2011-09, 2011-15, 2011-34. 2013-06 and 2013-26 RELATING TO THE INDUSTRIAL/BUSINESS PARK OF OCONEE AND PICKENS COUNTIES SO AS TO ENLARGE THE PARK” *[Project Tau]*

Mr. Thrift opened the floor for Public Comment.

Noting that no citizens had signed up to address Council; Mr. Thrift opened the floor for comment. 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 2014-12**.

Third & Final Reading of the Following Ordinances

Ordinance 2014-09 “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND **PLASTIC PRODUCTS COMPANY, INC.**; AND OTHER MATTERS RELATING THERETO INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES RELATED TO THE PROJECT”

Mr. Dexter made a motion, seconded by Mr. Corbeil, to approve **Ordinance 2014-09** on third & final reading.

Mr. McCall made a motion, seconded by Mr. Corbeil, approved 4 – 0 to amend **Ordinance 2014-09** to reflect the company name as presented at this meeting.

Mr. Thrift called for the vote. The motion passed 4 – 0 to approve **Ordinance 2014-09** on third and final reading as amended.

Ordinance 2014-10 “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 ” *[Seneca Rail Site Rezoning]*

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0, to approve **Ordinance 2014-10** on third & final reading.

Ordinance 2014-12 “AN ORDINANCE TO AMEND THE AGREEMENT AUTHORIZED BY ORDINANCES NO. 2006-027, 2008-017, 2010-04, 2010-24, 2010-32, 2011-09, 2011-15, 2011-34. 2013-06 and 2013-26 RELATING TO THE INDUSTRIAL/BUSINESS PARK OF OCONEE AND PICKENS COUNTIES SO AS TO ENLARGE THE PARK” *[Project Tau]*

Mr. Dexter made a motion, seconded by Mr. Corbeil, approved 4 – 0, to approve **Ordinance 2014-12** on third & final reading.

Motion to Amend Agenda

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0 to receive the Council Committee Report prior to second reading of the ordinances.

Council Committee Reports

Budget, Finance & Administration Committee / Mr. Dexter

Mr. Dexter read from a prepared statement [copy filed with these minutes] highlighting discussions, direction and recommendations to staff from the May 13, 2014 meeting.

Second Reading of the Following Ordinances

Ordinance 2014-01 “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 FUNDS, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, GENERAL CAPITAL PROJECT FUND, AND FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 AND ENDING JUNE 30, 2015”

Mr. Dexter made a motion, seconded by Mr. Corbeil, approved 4 – 0, to approve **Ordinance 2014-01** on second reading as presented at the meeting.

Ordinance 2014-02 “AN ORDINANCE TO ESTABLISH THE BUDGET FOR THE SCHOOL DISTRICT OF OCONEE COUNTY (the “School District”) AND TO PROVIDE FOR THE LEVY OF TAXES FOR THE OPERATIONS OF THE SCHOOL DISTRICT OF OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 AND ENDING JUNE 30, 2015”

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0, to approve **Ordinance 2014-02** on second reading.

Ordinance 2014-03 “AN ORDINANCE TO PROVIDE FOR THE LEVY OF TAXES FOR THE KEOWEE FIRE SPECIAL TAX DISTRICT AND TO ESTABLISH THE BUDGET FOR THE KEOWEE FIRE SPECIAL TAX DISTRICT FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 AND ENDING JUNE 30, 2015”

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0, to approve **Ordinance 2014-03** on second reading.

Ordinance 2014-14 “AN ORDINANCE TO IMPOSE A ONE PERCENT CAPITAL PROJECT SALES TAX, SUBJECT TO A REFERENDUM, WITHIN OCONEE COUNTY, SOUTH CAROLINA, PURSUANT TO THE CAPITAL PROJECT SALES TAX ACT, AS CODIFIED IN §4-10-300, *ET SEQ.*, OF THE SOUTH CAROLINA CODE OF LAWS, 1976, *AS AMENDED* (THE “ACT”); TO SPECIFY THE PURPOSES, PROJECTS AND FACILITIES FOR WHICH THE PROCEEDS OF SUCH TAX MAY BE USED; TO PROVIDE THE MAXIMUM TIME FOR WHICH SUCH TAX MAY BE IMPOSED; TO PROVIDE THE MAXIMUM AMOUNT OF GENERAL OBLIGATION BONDS TO BE ISSUED TO PROVIDE FOR THE PAYMENT OF ANY COSTS OF THE PROJECTS AND FACILITIES AND TO PLEDGE SUCH TAX TO THE PAYMENT OF THE BONDS; TO PROVIDE THE MAXIMUM COST OF THE PROJECTS OR FACILITIES TO BE FUNDED FROM THE PROCEEDS OF SUCH TAX OR BONDS; TO PROVIDE THE MAXIMUM AMOUNT OF NET PROCEEDS OF THE TAX EXPECTED TO BE USED TO PAY THE COST OF THE PROJECTS OR DEBT SERVICE ON THE BONDS; TO ORDER A REFERENDUM PRESCRIBED BY THE ACT TO BE CONDUCTED BY THE OCONEE COUNTY REGISTRATION AND ELECTIONS COMMISSION; TO PROVIDE FOR THE ADMINISTRATION OF SUCH TAX; AND OTHER MATTERS RELATING THERETO”

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0, to approve **Ordinance 2014-14** on second reading.

First Reading of the Following Ordinances

Ordinance 2014-15 ~~fin title only~~: AN ORDINANCE TO AMEND THE BUDGET FOR OCONEE COUNTY’S GENERAL FUND AND THE ECONOMIC DEVELOPMENT CAPITAL PROJECTS FUND BOTH IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014.

“AN ORDINANCE TO AMEND OCONEE COUNTY ORDINANCE 2013-01, THE ORDINANCE TO ESTABLISH THE BUDGET FOR OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1ST, 2013 AND ENDING JUNE 30TH, 2014, SO AS TO AMEND THE BUDGET FOR OCONEE COUNTY’S GENERAL FUND AND THE ECONOMIC DEVELOPMENT CAPITAL PROJECTS FUND, BOTH IN OCONEE COUNTY, FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 AND ENDING JUNE 30, 2014”

Mr. Martin noted [1] that the full ordinance was before Council for first reading, and [2] that the caption for this ordinance had changed slightly; noting no significant difference.

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0, to approve **Ordinance 2014-15** on first reading as presented at this meeting.

First and Final Reading of Resolutions:

Resolution R2014-11 “A RESOLUTION EXPRESSING INTENT TO CEASE COUNTY MAINTENANCE ON UNSUITABLE OR UNNEEDED COUNTY ROADS; TO AUTHORIZE A THIRD-PARTY PETITION TO IMPLEAD THIRD-PARTY RESPONDENTS INTO EXISTING OPEN LITIGATION FOR THE

JUDICIAL CLOSURE AND ABANDONMENT OF SUCH UNSUITABLE OR UNNEEDED COUNTY ROADS; TO AUTHORIZE THE CONDITIONAL ACCEPTANCE OF CERTAIN RIGHTS-OF-WAY FROM THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION UPON THE JUDICIAL CLOSURE AND ABANDONMENT OF ALL OF THE UNSUITABLE OR UNNEEDED COUNTY ROADS CONTAINED IN THE THIRD-PARTY PETITION; AND OTHER MATTERS RELATED THERETO.”

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0, to approve **Resolution R2014-11** on first & final reading.

Discussion Regarding Action Items:

Airport Hazard Mitigation Property Purchase \$52,800.00

Mr. McCall motioned, seconded by Mr. Corbeil, approved 4 – 0, to authorize the County Administrator to (1) negotiate a purchase price, and (2) sign a land purchase offer for four parcels of land located on Timer Ridge Ln, for an amount not to exceed \$52,800.00.

Old Business:

None at this meeting.

New Business:

None at this meeting.

Board/Commission Appointments

Anderson-Oconee-Pickens Behavioral Health Services Commission

Noting no questionnaires on file for consideration; Mr. Thrift deferred this matter.

Executive Session:

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 4 – 0, to add discussion of an Economic Development matter to the Executive Session.

Mr. Corbeil made a motion, seconded by Mr. McCall, approved 4 – 0 to enter into Executive Session for the purpose of discussing an Economic Development matter, to receive an update regarding a litigation matter and for the purpose of discussing a potential litigation.

Council entered Executive Session at 7:09 p.m.

Council returned from Executive Session at 7:42 p.m. on a motion by Mr. Corbeil, seconded by Mr. Dexter, approved 4 – 0.

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

Public Comment Session Non Agenda Action Items:

None at this meeting.

Council Member Comments:

None at this meeting.

Adjourn

Mr. McCall made a motion, approved unanimously 4 - 0, to adjourn at 7:43 p.m.

Respectfully Submitted:

Elizabeth G. Hulse
Clerk to Council