



A G E N D A

OCONEE COUNTY COUNCIL MEETING

April 5, 2016

6:00 PM

Council Chambers, Oconee County Administrative Offices
415 South Pine Street, Walhalla, SC

Call to Order

Public Comment Session *[Limited to a total of forty (40) minutes, four (4) minutes per person.]*

Council Member Comments

Moment of Silence

Invocation by County Council Chaplain

Pledge of Allegiance to the Flag of the United States of America

Approval of Minutes / March 15, 2016 Regular Meeting

Administrator Report & Agenda Summary

Public Hearings for the Following Ordinances

Ordinance 2016-05 "AN ORDINANCE AMENDING CHAPTER 32, ARTICLE 2, OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED REGARDS AND PARTICULARS PERTAINING TO SEXUALLY ORIENTED BUSINESSES, ONLY; AND OTHER MATTERS RELATED THERETO"

Ordinance 2016-06 "AN ORDINANCE AMENDING CHAPTER 32, ARTICLE 5, OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED REGARDS AND PARTICULARS PERTAINING TO GROUP HOME DEVELOPMENTS, ONLY; AND OTHER MATTERS RELATED THERETO"

Ordinance 2016-07 "AN ORDINANCE AMENDING CHAPTER 32, ARTICLE 7, OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED REGARDS AND PARTICULARS PERTAINING TO TATTOOING FACILITIES, ONLY; AND OTHER MATTERS RELATED THERETO"

Ordinance 2016-12 "AN ORDINANCE TO AUTHORIZE THE CONVEYANCE OF EASEMENT RIGHTS FOR THE PURPOSE OF UTILITY CONSTRUCTION AT THE OCONEE INDUSTRY & TECHNOLOGY PARK."

Ordinance 2016-13 "AN ORDINANCE GRANTING CERTAIN EASEMENT RIGHTS TO BLUE RIDGE ELECTRIC COOPERATIVE NEAR THE OCONEE REGIONAL AIRPORT FOR THE PURPOSE OF RELOCATING EXISTING ABOVE-GROUND ELECTRICAL LINES TO UNDERGROUND LINES; AND OTHER MATTERS RELATED THERETO"

Ordinance 2015-34 "AUTHORIZING A FEE-IN-LIEU-OF-TAX ARRANGEMENT ON BEHALF OF **BAXTER MANUFACTURING, LLC** ("COMPANY") PURSUANT TO A FEE-IN-LIEU-OF-TAX AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA ("COUNTY") AND THE COMPANY; AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY; AND OTHER MATTERS RELATING TO THE FOREGOING"

Council's meetings shall be conducted pursuant to the South Carolina Freedom of Information Act, Council's Rules and the Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition. This agenda may not be inclusive of all issues which Council may bring up for discussion at this meeting. Items are listed on Council's agenda to give public notice of the subjects and issues to be discussed, acted upon, received as information and/or disposed of during the meeting. Items listed on Council's agenda may be taken up, tabled, postponed, removed or otherwise disposed of as provided for under Council's Rules, and Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition, if not specified under Council's rules.

Third & Final Readings for the Following Ordinances

Ordinance 2016-05 *[see caption page #1]*

Ordinance 2016-06 *[see caption page #1]*

Ordinance 2016-07 *[see caption page #1]*

Ordinance 2016-12 *[see caption page #1]*

Ordinance 2016-13 *[see caption page #1]*

Ordinance 2015-34 *[see caption page #1]*

An Economic Development Impact Summary Analysis and a Cost Benefit Analysis are provided.

Second Reading for the Following Ordinances

Ordinance 2016-10 “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND **PROJECT SWITCH**; AND OTHER MATTERS RELATING THERETO INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES; THE PLACEMENT OF THE PROJECT IN A JOINT COUNTY INDUSTRIAL AND BUSINESS PARK; AND RELATED MATTERS”

Ordinance 2016-14 “AN ORDINANCE TO AMEND OCONEE COUNTY ORDINANCE 2015-01, THE BUDGET ORDINANCE FOR OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1ST, 2015 AND ENDING JUNE 30TH, 2016, IN CERTAIN LIMITED REGARDS AND PARTICULARS; AND OTHER MATTERS RELATED THERETO”

First Reading for the Following Ordinances

Ordinance 2016-04 [in title only] “AN ORDINANCE AMENDING CHAPTER 32 OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED REGARDS AND PARTICULARS PERTAINING TO GENERAL PROVISIONS, ONLY; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2016-04 stems from the work performed by the Planning Commission as a means to ensure Oconee’s land use regulations are clear and easy to use by clarifying existing standards. To achieve this, Ordinance 2016-04 will amend Chapter 32 Article 1 of the Oconee Code of Ordinances to reflect organizational changes, specifically - the role of the Director of Community Development will replace that of the planning director. Additionally, the ordinance clarifies membership term language under Sec. 32-5.b. Further, this ordinance adds a subsection to Sec. 32-6 that reflects public notice provisions contained in state law. Sec. 32-8 is also a proposed addition in which a complaint section would be added to Chapter 32 Article 1. On March 7, 2016, the Planning Commission voted, unanimously, to recommend that County Council adopt Ordinance 2016-04 to amend Chapter 32, Article 1.

Ordinance 2016-16 [in title only] “AN ORDINANCE TO **AMEND CHAPTER 26, ARTICLE I OF THE CODE OF ORDINANCES OF OCONEE COUNTY PERTAINING TO UNIFIED ROAD STANDARDS** IN ORDER TO ESTABLISH STANDARDS FOR, AND PROCEDURES IN RELATION TO, THE ACCEPTANCE OF CERTAIN UNPAVED ROADS, WHICH DO NOT MEET THE STANDARD REQUIREMENTS FOR ACCEPTANCE INTO THE COUNTY PUBLIC ROAD SYSTEM, FOR MINIMUM IMPROVEMENT AND MINIMUM MAINTENANCE; AND OTHER MATTERS RELATED THERETO”

First & Final Reading for the Following Resolutions

Resolution R2016-06 “A RESOLUTION EXPRESSING INTENT TO CEASE COUNTY MAINTENANCE ON, AND TO AUTHORIZE COUNTY CONSENT TO JUDICIAL ABANDONMENT AND CLOSURE OF, A PORTION OF A CERTAIN OCONEE COUNTY ROAD; AND OTHER MATTERS RELATED THERETO”

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Discussion Regarding Action Items

RFP 15-09 / Professional Engineering/Consultant On Call Services / \$\$ TBD

It is the staff's recommendation that Council approve two parts including

- [1] award of RFP 15-09 for Professional Engineering Consultant On Call Services to the following firms as outlined on the agenda item summary for the listed categories: Alta Planning & Design, Greenville, SC [Category A]; Davis & Floyd, Greenwood, SC [Category B]; Terracon, Taylors, SC [Categories C and D]; Thomas & Hutton, Greenville, SC [Category E]; H & M Surveying, Greenville, SC [Category F]; McMillan Pazdan Smith, Greenville, SC [Category G]
- [2] authorize the County Administrator to execute the original contracts after approval and renew these contracts yearly, up to five years total, as long as all work is deemed satisfactory.

E-One HP78 Aerial "Demo" Truck / Fire Services / \$675,000

It is the staff's recommendation that Council approve the purchase of a used E-One HP78 Aerial Truck from FireLine, Inc., of Winder, GA, for \$675,000.

Waterline Relocation for Cities of Seneca and Walhalla Department / \$380,092

It is the staff's recommendation that Council approve (1) Payment to Seneca Light & Water, a division of the City of Seneca, in the amount of \$219,832.00 and (2) Payment to the City of Walhalla in the amount of \$160,260.00 for engineering and construction costs for the relocation of waterlines.

Old Business [to include Vote and/or Action on matters brought up for discussion, if required] None scheduled

New Business [to include Vote and/or Action on matters brought up for discussion, if required] None Scheduled

Council Committee Reports

Budget, Finance & Administration Committee: *March 22, 2016 / Mr. Cain*

Executive Session

[upon reconvening Council may take a Vote and/or take Action on matters brought up for discussion in Executive Session, if required]

As allowed for in §30-4-70 (a) of the Code of Laws of South Carolina, as amended, 1976 for the purpose of:

- [1] discussing two Economic Development matters: Project Wales & Project Hawk;*
- [2] discussion of a potential contractual matter related to a land purchase on Hwy 123;*
- [3] discussion of a personnel matter related to the Master-in-Equity position;*
- [4] to receive legal advice regarding a potential litigation matter; and*
- [5] to receive legal advice regarding a contractual matter and matters related thereto.*

Adjourn

Assisted Listening Devices [ALD] are available to accommodate the special needs of citizens attending meetings held in Council Chambers.

ALD requests should be made to the Clerk to Council at least 30 minutes prior to the meeting start time.

Oconee County Council, Committee, Board & Commission meeting schedules, agendas are posted at the Oconee County Administration Building & are available on the County Council Website.