

## AMENDED AGENDA

### OCONEE COUNTY COUNCIL MEETING October 17, 2017 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** 

• October 3, 2017 Regular Meeting

Administrator Report & Agenda Summary

**Public Hearings for the Following Ordinances** 

Third Reading of the Following Ordinances

**Second Reading of the Following Ordinances** 

#### First Reading of the Following Ordinances

Ordinance 2017-26 AN ORDINANCE TO AMEND ORDINANCE 2017-01 WHICH ESTABLISHED THE BUDGET FOR OCONEE COUNTY AND PROVIDED FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRICOUNTY TECHNICAL COLLEGE SPECIAL REVENUE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, AND FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, AMONG OTHER MATTERS, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018, IN CERTAIN LIMITED REGARDS; AND OTHER MATTERS RELATED THERETO.

#### First & Final Reading for the Following Resolutions

#### **Discussion Regarding Action Items**

<b>Board &amp; Commission Appointments</b> (IF ANY)	[Seats listed are all co-terminus seats]
Building Codes Appeal Board	1 At Large Seat
Conservation Bank Board	District II
Board of Zoning Appeals	District V
Agricultural Advisory Board	District III

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, reconsidered, 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.

#### 

#### **Executive Session**

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

For the following purposes, as allowed for in § 30-4-70(a) of the South Carolina Code of Laws:

- [1] discussion regarding an Economic Development matter, Project Omega.
- [2] discussion regarding an Economic Development matter, Project Lodge.
- [3] to receive legal advice and discuss Pioneer water treatment plant litigation.

#### 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.

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

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# AGENDA ITEM SUMMARY OCONEE COUNTY, SC

COUNCIL MEETING DATE: October 17, 2017 COUNCIL MEETING TIME: 6:00

#### **ITEM TITLE [Brief Statement]:**

AN ORDINANCE TO AMEND **ORDINANCE 2017-01** WHICH ESTABLISHED THE BUDGET FOR OCONEE COUNTY AND PROVIDED FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRI-COUNTY TECHNICAL COLLEGE 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, AND FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, AMONG OTHER MATTERS, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018, IN CERTAIN LIMITED REGARDS; AND OTHER MATTERS RELATED THERETO.

#### **BACKGROUND DESCRIPTION:**

Ordinance 2017-26 will amend the County's fiscal year 2018 budget, as enacted by Ordinance 2017-01, in the following particulars:

- Section 1 of Ordinance 2017-01 will be amended to make more specific and clear the budgetary appropriations within the General Fund.
- "Attachment A" as referenced in Section 13 of Ordinance 2017-01 will be amended to establish a new sliding fee schedule for the adoption of dogs and cats.
- Sections 1 and 6 of the Budget Provisos of Ordinance 2017-01 will be amended to make clear the authorized transfers in light of the amendment to Section 1 of Ordinance 2017-01.
- Section 11 of the Budget Provisos of Ordinance 2017-01 will be amended to allow for greater flexibility in allocating revenues received from economic development projects located in joint county industrial or business parks.

# | SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]: | None | FINANCIAL IMPACT [Brief Statement]: | Check Here if Item Previously approved in the Budget. No additional information required. | Approved by: Finance | COMPLETE THIS PORTION FOR ALL GRANT REQUESTS:

Are Matching Funds Available: Yes / No

If yes, who is matching and how much:

Approved by:	Grants		
*		- · · · · · · · · · · · · · · ·	

#### **ATTACHMENTS**

None

#### **STAFF RECOMMENDATION [Brief Statement]:**

It is staff's recommendation that Council take pass Resolution/Ordinance 2017-26.

Council has directed that they receive their agenda packages a week prior to each Council meeting, therefore, Agenda Items Summaries must be submitted to the Administrator for his review/approval no later than 12 days prior to each Council meeting. It is the Department Head / Elected Officials responsibility to ensure that all approvals are obtained prior to submission to the Administrator for inclusion on an agenda.

# STATE OF SOUTH CAROLINA COUNTY OF OCONEE ORDINANCE 2017-26

AN ORDINANCE TO AMEND **ORDINANCE 2017-01** WHICH ESTABLISHED THE BUDGET FOR OCONEE COUNTY AND PROVIDED FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRI-COUNTY TECHNICAL COLLEGE SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE WICTIM SERVICES SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, AND FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, AMONG OTHER MATTERS, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018, IN CERTAIN LIMITED REGARDS; AND OTHER MATTERS RELATED THERETO.

WHEREAS, Oconee County, South Carolina ("County"), a body politic and corporate and a political subdivision of the State of South Carolina, acting by and through its governing body, the Oconee County Council ("Council"), has previously adopted and enacted the budget of the County for the fiscal year beginning July 1, 2017 and ending June 30, 2018, through the adoption and enactment of Oconee County Ordinance 2017-01; and,

WHEREAS, certain events and needs have occurred, necessitating the amendment of Ordinance 2017-01; and,

WHEREAS, Council desires to amend Section 1 of Ordinance 2017-01 to make more specific and clear the budgetary appropriations within the General Fund; and,

WHEREAS, Council desires to amend "Attachment A" as referenced in Section 13 of Ordinance 2017-01 to establish a new fee schedule for the adoption of dogs and cats; and,

WHEREAS, Council desires to amend Sections 1 and 6 of the Budget Provisos for Fiscal Year 2017-2018 Ordinance 2017-01 to make clear the authorized transfers in light of the amendment to Section 1 of Ordinance 2017-01; and,

WHEREAS, Council desires to amend Section 11 of the Budget Provisos for Fiscal Year 2017-2018 Ordinance 2017-01 to allow for greater flexibility in allocating revenues received from economic development projects located in joint county industrial or business parks; and,

WHEREAS, Council therefore desires to amend Ordinance 2017-01 to achieve the foregoing.

NOW, THEREFORE, IT IS HEREBY ORDAINED by Council in meeting duly assembled, that:

SECTION 1: Section 1 of Ordinance 2017-01 is hereby amended and modified to detail specific appropriations within the General Fund as shown on Exhibit "A," which is attached herein and incorporated herein by reference.

SECTION II: "Attachment A" as referenced in Section 13 of Ordinance 2017-01 is hereby amended and modified to establish a new fee schedule for dog and cat adoptions, as shown on Exhibit "B," which is attached hereto and incorporated herein by reference.

SECTION III: Sections 1 and 6 of the Budget Provisos for Fiscal Year 2017-2018. Ordinance 2017-01 are amended to state as follows:

#### Section 1

The fund appropriations made herein shall not be exceeded without proper authority or amendment by Oconee County Council. Any officer incurring indebtedness on the part of the County in excess of the appropriations herein made or authorized shall be liable upon his official bond.

#### Section 6

The County Council may transfer funds from any fund, department, activity, or purpose to another by normal Council action, subject to all other applicable legal requirements. The County Administrator shall be authorized to transfer appropriations between departments within a fund. All transfers authorized by this section are subject to the overall fund appropriation limits of this Ordinance.

SECTION IV: Section 11 of the Budgetary Provisos for Fiscal Year 2017-2018. Ordinance 2017-0) is amended to state as follows:

#### Section 11

For all economic development projects in a joint county industrial or business park ("MCIP") in the unincorporated portion of the County, for which revenue is first received on or after July 1, 2017, unless the particular MCIP agreement dictates otherwise and subject to any superior agreements allocating portions of such revenue, all revenue or remaining revenue, as the case may be, received from such MCIP which is/was attributable to the levy of all general fund millages shall be divided and distributed in the following percentages, in order to offset the costs of economic development which made the project(s) possible: (1) Oconea County general fund - 33%; Oconee County Economic Development Capital Projects Fund - 34%; School District of Oconee County - 33%; (2) all other taxing entities levying millage at the site in question - 1% each; (1) (3) all other taxing entities in Oconee the County - 0%. Revenue attributable to the levy of debt service millage or other non-general fund millage shall be distributed to the taxing entity levying such miliage. For joint county industrial or business parks located within municipal limits, the intergovernmental agreement governing the creation of such MCIP shall govern distribution of revenues. Any unused revenues in such

<sup>&</sup>lt;sup>10</sup> If there we other taxing entities levying miliage at the site in question, then the County and the SDOC percentages shall apply to the remainder.

fund at the end of any fiscal year shall be carried over to the succeeding fiscal year.

#### **SECTION V:**

- 1) All other sections of Ordinance 2017-01 not modified, directly or by implication, shall remain in full force and effect.
- 2) Should any part or provision of this Ordinance be deemed unconstitutional or unenforceable by any court of competent jurisdiction, such determination shall not affect the rest and remainder of this Ordinance, all of which is hereby deemed separable
- 3) All ordinances and resolutions inconsistent herewith are, to the extent of such inconsistency only, hereby revoked, repealed, and rescinded.
- 4) This ordinance shall take effect and be in force immediately upon enactment.

<b>ORDAINED</b> in me	eeting, duly assembled, this	day of	, 2017.
ATTEST:			
Katie D. Smith Clerk to Oconee Cl	erk County Council	Edda Cammick Chair, Oconee Co	ounty Council
First Reading: Second Reading: Third Reading:	October 17, 2017		
Public Hearing:			

#### Exhibit A

#### General Fund

Administrator	670,170
Airport	944,375
Assessor	999,876
Board of Assessment Appeals	12,044
Chau Ram Park	244,015
Community Development	745,480
County Attorney	423,150
County Council	270,005
Debt Service Lease Payments	879,966
Delinquent Tax Collector	451,234
Department of Social Services	21,200
Economic Development	577,354
Emergency Services	4,290,196
Facilities Maintenance	1,191,123
Finance Office	487,197
Health and Human Services Direct Aid	628,645
Health Department	42,634
High Falls Park	362,199
Human Resources	269,990
Information Technology	836,877
Legislative Delegation	87,594
Library	1,354,774
Magistrate	795,476
Non-Departmental	1,227,764
Other Financing Uses	125,000
Parks, Recreation and Tourism	634,408
Procurement	160,996
Register of Deeds	326,075
Roads and Bridges	2,573,304
Soil and Water Conservation District	74,122
Solid Waste	3,792,875
South Cove Park	446,548
Vehicle Maintenance	866,498
Veterans' Affairs	198,861
Voter Registration and Elections	196,541
Total	27,208,566

#### **Elected/Appointed Officials**

Auditor	397,844
Clerk of Court	660,920
Coroner	175,940
Probate Court	333,188
Public Defender	200,000
Sheriff	7,993,636
Animal Control	579,236
Communications	1,593,484
Detention Center	3,888,245
Solicitor	886,415
Treasurer	480,027
<b>Total Elected Officials</b>	17,188,935

Total General Fund: 44,397,501

#### Exemply

#### ATTACHMENT A

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Recreation Suitches - 50 to 100 People	623ay	9107.07	\$120.00
Recreation Building 101 to 150 People	1/2/Day	B160.00	\$150.00
Recreation Service - 151 to 200 Pouse	1/2 Occ.	51/6/00	\$175.00
Capture from the chips - 2011 to 2000 Ventile	10 Ost	5275.00	8275.00
Recreation Building, 501 or More Paging	F4 DIN OTA	\$490.00	\$450.00
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<sup>|</sup> SHADING = reappointment requested - questionnaire on tite] | Denotes Individual who DDES NOT WISH TO BE REAPPOINTED |
Bold Italics TEXT denotes member inclination for reappointment - having served or will complete serving max it of terms at the end of their current term.



## October 17, 2017

# Public Comment SIGN IN SHEET 6:00 PM

The Public Comment Sessions at this meeting is limited to a total of 40 minutes, 4 minutes per person. Please be advised that citizens not utilizing their full four [4] minutes may not "donate" their remaining time to another speaker.

# PLEASE PRINT

	FULL NAME	PURPOSE OF COMMENT
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Everyone speaking before Council will be required to do so in a civil manner. Council will not release personal access on buteridual council members, councy staff or any person of group. Rackd slars will not be permitted. Council's number one prompt is to conduct husiaces: for the citizens of this county. All citizens who wish to address Council and all Boards and Commission appointed by Council should do so in an appropriate manner.

#### NOTES



# PLANNING & ECONOMIC DEVELOPMENT COMMITTEE MEETING October 3, 2017

# Discussion Regarding Traditional Neighborhood Development [TND] Zoning Classification

Mr. Adam Chapman, Planner with Oconee County, addressed the Committee utilizing a PowerPoint presentation [copy filed with these minutes] highlighting the following:

- · Patrick Square in Clemson, SC is the model that was used as an example
- Neighborhood with merchants, farmers market, etc.
- Developing this type of neighborhood would require one of two options: BZA special
  exemptions of variations or variances or Planned Development District [PDD]
- Equus, a winery Golf Course multi-residential neighborhood
- Initial rezoning from control free district to PDD is 200 acres at this point
- · Rental
- Molti-family
- Control free district set backs
- PDB edits that Planning Commission will look at in the future
- Multi-family townhomes, single family townhomes, mother-in-law suites, etc.
- Buffer zone
- Walkability
- Infrastructure is dense
- Minimal roads
- More beneficial to developers
- Taxing authority
- Potentially more expensive to maintain roads due to narrow road path, sidewalks, lights, trees, etc.
- · Impervious surface requirement:

Mr. Davis made a motion, seconded by Mr. Hart, approved 3 - 0, to direct the Planning Commission to start work on a Traditional Neighborhood Development zoning classification.

#### Economic Development Update

Mr. Richard Blackwell, Oconee Economic Alliance [OEA] Director, addressed the Committee utilizing a PowerPoint presentation (copy filed with these minutes).

- Destination Oconee, Made in Oconee, NOW Program, Think Oconee, Tri-County Entrepreneurial,
- Educator in the Workforce sponsored by School District of Ocenee County [2000]
- Economic Development Efforts
- In the last five years, roughly 1,400 new jobs and over \$432 million in new capital investment.
- BorgWarner
- Ulbrich
- Oconee County Job Fair
- OTTP Workforce Campus

GCCP Spec Building Update

Ms. Janet Hartman, Destination Oconec Manager, addressed the Committee utilizing a PowerPoint presentation [copy filed with these minutes].

- The Great Oconec Clean-up
- · Downtown Clean up Challenge
- Downtown Walkalla Development includes:
  - Facade Grants
  - o Design Guidelines
  - in Business incentive programs
  - o Building inventories
  - o Ordinance review
- · Westminster Development Corporation has adopted a business incentive plan
- Destination Ocunee report
- Started Think Oconee program on October 6, 2016
- Oconee Economic Alliance Networking Event held on August 21, 2017 at the Uconee County Airport

#### No action taken at this time.

#### Unfinished Business:

Mr. Cain addressed the Committee regarding the potential of technology incubators. He noted the Committee needs to take a long and hard look at in the next few months because it is a big opportunity considering the close proximity of Clemson University and is a huge economic driver for this area and for the State. Mr. Cain noted he met with Mr. Blackwell, Ms. Hartman, people from the City of Seneca who are interested in a tech incubator in Oconee County, which has potential to work well with the existing Tri-County Entrepreneurial Development Corporation. Additionally, at the next Committee meeting, he would like for these individuals to speak with the Committee regarding opportunities, noting it is not without investment.

No action taken at this time.



#### NOTES

# LAW ENFORCEMENT, PUBLIC SAFETY, HEALTH & WELFARE COMMITTEE MEETING

Mr. Wayne McGall, Chairman, District II. Mr. Julian Davis, District IV. Mr. Glenn Hart, District V.

#### October 10, 2017

Mr. Davis noted several items to be discussed would be postponed until further notice. The items to be discussed at a later date are Update on Law Enforcement Cleanup Efforts, Discussion regarding Lithium Battery safety, and Discussion regarding dumping limbs & brush into city landfill.

#### Discussion of EMS expansion in the County

Mr. Moulder updated the Committee highlighting the following:

- Contacted by members of the community with lack of EMS coverage.
- Citizens wanted to see an improvement in response time
- County does not provide emergency medical services.
- County does provide a dedicated team of volunteers that operate rescue squads throughout the County that provide excellent medical care and also have paid staff that are trained and certified
- ORV's
- Create committee to help study the improvement of medical care to include fire, rescue, dispatch, medical control, and EMS

Chief Charlie King addressed the Committee highlighting the following:

- Support any growth in medical delivery system across the County
- DHEC license
- Volunteers and career staff that provide basic life support services
- Consider both volume response times, ambulance locations, and current staffing levels in the plan
- 2 QRV's that are DHEC approved
- Holly Springs area is typically unmanned and unstaffed
- Medical responders are turning nearly 7,000 calls a year.
- One ambulance in Walhalla, one ambulance in Westminster, 3 ambulances in Seneca

#### Discussion continued.

Mr. Hart made a motion, seconded by Mr. Davis, approved 2 - 0, to direct staff to submit a medical services improvement plan.

#### NOTES



#### TRANSPORTATION COMMITTEE MEETING

Mr. Gjenn Hart, District V. Chairman Mr. Julian Davis, District IV Ms. Edda Cammick, District I

October 10, 2017

#### Discussion regarding acceptance of Willow Creek Subdivision Roads into the County Public Road System

Ms. Amy Gantt addressed the Committee highlighting the following:

- Phase II accepted by County Council in 2007.
- County employees to inspect & approve
- Missing paperwork
- Blue Ridge Electric has agreed to install decorative black lighting.
- Deed over whatever is necessary to allow access for Phase II.

Mr. David Hubbard, Owner of Hubbard Paving, addressed the Committee highlighting the following:

- Completed to County specs
- Compaction test
- Inspector on County job gets a copy of every ticket that comes in at the end of each day.
- Has another 10 to 15 years left for the roads
- Every 30 to 40 feet there is a test hole dug to see how deep the rock is

Wes Galloway addressed the Committee highlighting the following:

- Worked with the Oconee County Roads & Bridges from 2001 until 2014
- Everything was completed to County standards
- Moved road to the right to meet County specs.
- Any work that was completed was documented each day.
- Core drill

Mr. Moulder addressed the Committee highlighting the following:

- Phase I
- Sampling
- IW White Consulting
- Design requirements
- All employees that worked on this project is no longer with the County.
- Independent person drew plans
- Test every 40 foot, alternating sides
- Must have access from a public road to be accepted into the public system and must meet
  the ordinances of standards

Mr. Kyle Reid, Assistant Manager with the Oconee County Roads & Bridges Department, addressed the Committee highlighting the following:

- Phase II was accepted and approved a variance to accept the roads as built on Pobruary 5, 2008
- Right of ways were never accepted and signed over by the Administrator to make the road a
  County road

- Roads for Phase II were never offered to the end of the County system.
- 40 feot radius
- Sight distance
- Safety issues
- Design elements of the road

It was the consensus of the Committee to gather all the needed information and refer to full Council with an executive session first to discuss the legal issues related to variances.

#### <u>Discussion regarding grading for spec building at Golden Corner</u> Commerce Park

Mr. Kyle Reid updated the Committee highlighting the following:

- SCDHEC SWPPP was approved October 2, 2017
- Pre-Construction meeting with the engineer on October 3, 2017.
- Grading out road and taking roughly 27,000 yards of cut material out of the road and placing on the site that is beneficial to the rest of the grading

Mr. Moulder addressed the Committee highlighting the following:

- Waiting on two items for the Safety Cooper loan application to be approved; survey for the right of way and an appraisal of the parcel for the spec building
- Intent to start construction by October 18th and hand off to contractor after the first of the new year.
- · Only grading out portion of dirt that we take from the roads

No action was taken by the Committee.

#### Savannah Dr (P-3050) - Discussion for acceptance into the Rudimentary Road Program

Mr. Reid addressed the Committee noting the Rudimentary Road Program is acceptance of certain unpaved roads and selection for this program requires serving more than 11 occupied residences, must offer a 50 foot right of way easement, cul-de-sac, and all property owners must agree to certain conditions. Mr. Reid highlighted the following:

- 17 residences on the road
- · Citizens contacted Roads & Bridges about the program
- · Road is unpayed and in a state of disrepair
- No cul-de-sac currently
- No subdivisions can come off of this property and cannot put in any further driveways
- Limited program / selective program

It was the consensus of the Committee to complete the paperwork for acceptance into the program.

# Emmanuel Church Dr (SE-341) - Discussion of citizen request for abandonment from county maintenance

Mr. Kyle Reid addressed the Committee highlighting the following:

- · Citizens contacted Roads & Bridges about the program
- 700 foot road with 2 residences on the road
- · Put sign up noting this road is abandoned
- Motion from Committee for consent for abandonment and then take to Council.
- . Gitizen Welch would have to take through court system to abandon the road

#### No action was taken by the Committee.

#### Discussion of new driveway at Treasurer's Office

Mr. Kyle Reid addressed the Committee highlighting the following:

- · Encroachment permit
- Will not lose parking spaces:
- · One way in and one way out
- · Congestion of the two way traffic in the parking lot
- Minimal cost
- Start by November 6<sup>th</sup> and should be completed by November 30<sup>th</sup>
- Everything will be submitted to SCDOT on October 13<sup>th</sup>

#### No action was taken by the Committee.

#### Other Business

Mr. Davis noted he had concerns with speeding on certain State and County roads, especially in subdivisions with people having to back out into the road. Mr. Moulder noted if there are critical areas where they are getting a lot of complaints, they have completed a traffic count or traffic study, which tends to show people down. Mr. Davis noted there has been concerns with Sheep Farm Road in Seneca with the cut-throughs. Ms. Cammick also noted Camp Road in Walhalla where Lakeview Assisted Living is located is a bad spot as well, especially in the afternoons,

No action was taken by the Committee