



AMENDED AGENDA

OCONEE COUNTY COUNCIL MEETING

July 17, 2018

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

- **June 5, 2018 Regular Minutes [AMENDED]**
- June 19, 2018 Regular Minutes

Administrator Report & Agenda Summary

Public Hearings for the Following Ordinances

Ordinance 2018-13 “AN ORDINANCE AMENDING CHAPTER 32 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING SIGN CONTROL; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-15 “AN ORDINANCE AMENDING ARTICLE X OF CHAPTER 38 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING ADDING A SECTION NUMBER TO IDENTIFY THE ZONING MATRIX; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-16 “AN ORDINANCE REWRITING, REVISING, AND AMENDING CHAPTER 28 OF THE OCONEE COUNTY CODE OF ORDINANCES, REGARDING SOLID WASTE MANAGEMENT; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-17 “AN ORDINANCE REWRITING, REVISING, AND AMENDING ARTICLE IV OF CHAPTER 12 OF THE OCONEE COUNTY CODE OF ORDINANCES, REGARDING LITTER CONTROL; AND OTHER MATTERS RELATED THERETO.”

Third Reading of the Following Ordinances

- Ordinance 2018-13.....[see caption above]
- Ordinance 2018-15.....[see caption above]
- Ordinance 2018-16.....[see caption above]
- Ordinance 2018-17.....[see caption above]

Second Reading of the Following Ordinances

Ordinance 2018-18 “AN ORDINANCE AMENDING CHAPTER 38 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING THE BOARD OF ZONING APPEALS, SPECIFICALLY IN RELATION TO NOTIFICATION OF THE HEARINGS AND ACTIONS THEREOF; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-19 “AN ORDINANCE AMENDING CHAPTER 38 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING GENERAL PROVISIONS; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-20 “AN ORDINANCE AMENDING CHAPTER 32 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING BALLOON TESTING AND VIEWSHED ANALYSIS OF COMMUNICATION TOWERS; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-21 “AN ORDINANCE AMENDING CHAPTER 32 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING COMMUNICATION TOWER APPLICATIONS WHICH MAY BE ADMINISTRATIVELY APPROVED BY THE COMMUNITY DEVELOPMENT DIRECTOR; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-22 “AN ORDINANCE AMENDING CHAPTER 38 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING LAKE RESIDENTIAL DISTRICT SETBACKS; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-23 “AN ORDINANCE ESTABLISHING THE FUND BALANCE POLICY FOR OCONEE COUNTY; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-24 “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A REAL PROPERTY LEASE AGREEMENT BETWEEN OCONEE COUNTY AS LESSOR AND THE ROSA CLARK MEDICAL CLINIC ASSOCIATION, INC. AS LESSEE; AND OTHER MATTERS RELATED THERETO.”

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.

First Reading of the Following Ordinances

Ordinance 2018-25 “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDED AND RESTATED LEASE AGREEMENT (EXTENDING THE TERM) BETWEEN OCONEE COUNTY AS LESSOR AND CHRIST CENTRAL MINISTRIES, INC. / CHRIST CENTRAL MINISTRIES OCONEE AS LESSEE FOR A PORTION OF THE FORMER OCONEE COUNTY DETENTION CENTER LOCATED AT 300 SOUTH CHURCH STREET, WALHALLA, SOUTH CAROLINA, FOR PURPOSES OF A COMMUNITY RESOURCE AND SOLUTION CENTER; AND OTHER MATTERS RELATED THERETO.”

Ordinance 2018-26 “AN ORDINANCE AMENDING CHAPTER 32 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING LAND DEVELOPMENT AND SUBDIVISION REGULATIONS, SPECIFICALLY IN RELATION TO CLARIFYING LANGUAGE RELATING TO MINIMUM LOT SIZES; AND OTHER MATTERS RELATED THERETO.”

First & Final Reading for the Following Resolutions

Resolution 2018-10 “A RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY LOCATED IN OCONEE COUNTY, SOUTH CAROLINA, FOR USE BY THE OCONEE COUNTY ROADS AND BRIDGES DEPARTMENT, AND OTHER MATTERS RELATED THERETO.”

Discussion Regarding Action Items

Case Excavator / Quarry / \$588,400.02

Budget: \$750,219.00 Project Cost: \$588,400.02 Balance: \$161,818.98

This Excavator is a Case CX750D RTC. It will be used in the pit to feed the mobile jaw crusher, load haul trucks, and in all phases of overburden stripping.

After researching excavators with a minimum operating weight of 150,000 lbs., it was determined that the CASE CX750D RTC with a 72” Euro Style severe duty bucket, best met the needs of the quarry. There were no excavators of this size on State Contract, so the County is utilizing the North Carolina Sheriffs’ Association contract through a cooperative purchasing agreement. The contract discount is 6% off the list price of the equipment. Hills Machinery is offering a “dealer discretionary discount” of an additional \$245,878.82 off the contract price for the excavator and the 72” bucket.

It is the staff’s recommendation that Council approve the purchase of the Case Excavator from Hills Machinery Company of Columbia, SC, in the amount of \$588,400.02.

Engineering Services for Groundwater Sampling & Reporting / Solid Waste \$58,818.00

Professional – Remaining Budget: \$	220,000.00	Testing Wells – Remaining Budget: \$	70,000.00
Project:	<u>16,318.00</u>	Project:	<u>42,500.00</u>
Balance:	\$ 203,682.00	Balance:	\$ 27,500.00

At the January 17, 2017 Council meeting, Council approved the award of RFP 16-09 to Smith Gardner, Inc., for Engineering Services for Solid Waste. The Solid Waste department wishes to contract with Smith Gardner to provide engineering services for groundwater and stream water sampling and monitoring at the Seneca and Five Forks landfills; and the required analysis and submission of reports to

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SCDHEC. At the September 19, 2017 Council meeting, Council approved these same services to Smith Gardner in the amount of \$55,357, for the previous fiscal year, as these services are required annually by SCDHEC. The increase in price for this year is due to the addition of one new well at the Seneca landfill and two new wells at Five Forks landfill.

It is the staff’s recommendation that Council approve the total award of \$58,818.00 to Smith Gardner, Inc., of Raleigh, NC for engineering services for groundwater monitoring and reporting.

To discuss and authorize the Interim County Administrator to execute the FAA Grant Agreement and all ancillary documents related to, among other things, the purchase of real property located near the Oconee County Regional Airport.

To discuss and authorize the Interim County Administrator to do all things necessary and proper to purchase property located adjacent to the Oconee County Regional Airport, designated by TMS: 256-00-01-011, consisting of approximately .65 acres. The cost of the purchase is \$165,000, of which 95% is being funded by federal and state grant sources.

Board & Commission Appointments (IF ANY) [Seats listed are all co-terminus seats]
Board of Zoning Appeals.....District I

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

New Business [may include items which may be scheduled for final action at a future meeting, if required] [None scheduled.]

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] Receive legal advice and discuss class action litigation regarding PILT underpayments by the federal government.

[2] Receive legal advice and discuss lease agreement and related issues regarding the Rosa Clark clinic.

[3] Receive legal advice and discuss economic development matter related to extension of Salem water lines on Highway 11.

~~[4] Discussion regarding an Economic Development matter, Project Natural.~~

~~[5] Discussion regarding an Economic Development matter, Project Frame.~~

Discussion Regarding Action Items

Appropriate \$210,000 from Economic Development fund (as carried over from FY17/18) for purposes of contributing, by grant or otherwise, to the improvement of the Town of Salem’s water system. The contemplated improvement will include extending a water line along the east

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side of Highway 11 from Park Avenue southward for roughly one mile, to allow for improvements and expansion of existing businesses and provide an impetus for growth along that route.

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.

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