

A M E N D E D A G E N D A

OCONEE COUNTY COUNCIL MEETING - JUNE 1, 1993

7:00 PM

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Discussion Regarding Space in Courthouse - Mr. Julian Stoudemire, Attorney
5. Introduction of New Emergency Preparedness Director - Mr. Norman D. Crain, Supervisor-Chairman
6. Awarding of Plaques & Bonds to Winners of Sign Contest - Mr. Sam Donald, Chairman, Citizens Sign Committee
7. Discussion Regarding Road Paving - Mr. Tracy Duncan
8. Discussion Regarding the Possible Renaming of Marcengill Road - Mr. Martin D. Watkins
9. Discussion Regarding A Building for Relocation of Rosa Clark Clinic - Mrs. Virginia Apostolik, Acting Executive Director
10. Consideration of Transfer for Probate Judge's Office - Mrs. Sandra Orr, Probate Judge
11. Consideration of Transfers for Law Enforcement Center, - Mr. Bob Busch, LEC Director
12. Consideration of Transfers for Health Department -Mrs. Barbara Waters, Health Department
13. Consideration of Transfer for Tax Center - Tax Center Department Heads
14. Consideration of Transfers for Library - Mrs. Mollie Westmoreland, Library Director
15. Consideration of Transfer for Board of Registration
16. Consideration of Request for Additional 911 Equipment -Mr. Buddy Hawk, 911 Coordinator
17. Consideration of Request to Purchase VCR & Small TV from Capital Expenditures - Mr. Jack Hirst, CCS Director

Page 2 - AGENDA - June 1, 1993

18. Discussion Regarding Optional Methods of Locating Possible Sites for Convenience Centers
19. Second Reading of Ordinance 93-4, "An Ordinance to Sell Recyclable Materials"
20. Second Reading of Ordinance 93-5, "An Ordinance to Provide for the Sale of Surplus Yard Waste, Mulch & Like Products by Oconee County & to Prescribe the Manner of Such Sales & Payment & Accounting Therefore"
21. Consideration of Approval of Work Authorization 93-02A Regarding the Airport Apron Expansion
22. Old Business
23. New Business
24. Adjourn

6:00 PM Purchasing, Contracting, Real Estate, Building & Grounds Committee Meeting for the Purpose of Discussing Ordinance 85-2, "Oconee County Manual of Centralized Purchasing"

(All Meetings Open to Public)

MEMBERS, OCONEE COUNTY COUNCIL

Mrs. M. Fran Burrell, District I Mr. Harrison E. Orr, District II
Mr. Michael E. Harper, District III Mr. Roy B. Strickland, District IV
Mr. Alton K. Williams, District V

MINUTES, OCONEE COUNTY COUNCIL MEETING

The regular meeting of the Oconee County Council was held Tuesday, June 1, 1993 at 7:00 PM in Council Chambers with all Council Members present. Mr. Cain, County Attorney was also present.

Members of the press notified (by mail):
Journal/Tribune, Keowee Courier, Westminster News, Anderson Independent, Greenville News, WGOG Radio, WSNW Radio, WCCP Radio, WZLI/WLET Radio, WYFF TV, & WLOS TV.

Press

Members of the press present: Dick Mangrum - WGOG Radio, McGregor McCance - Greenville News & Eric Gorsky - Anderson Independent.

The meeting was called to order by Supervisor Chairman Crain who welcomed the guests and media.

Call to Order

The invocation was given by Mr. Orr.

Invocation

Mr. Williams made a motion, seconded by Mr. Strickland, approved 5 - 0 that the minutes of the regular meeting held May 18, 1993 be adopted as printed.

Minutes

First on the agenda Mr. Julian Stoudemire, Attorney and several judges addressed Council regarding the need of security devices and space in the courthouse. They requested that Council have a plan ready to be put in effect when the Bad Creek project comes on the tax roll.

Courthouse

Next Mr. Crain, Supervisor-Chairman, introduced the new Emergency Preparedness Director, Mr. Alan Horn, to Council. (See attached news release)

Emergency Preparedness

Mr. Sam Donald, Chairman of the Citizens Sign Committee, awarded a \$100.00 bond and plaque to Larry E. Lother, winner of the "Welcome to Oconee County" sign contest, a \$50.00 bond and plaque to Mr. Wes Sutton and Mr. Robert L. Kurtz, runners up in the contest.

Welcome to Oconee County sign Contest

Mr. Donald stated that the committee recommended sand blasted signs at a cost of \$8,000 to \$9,000 for eight (8) or nine (9) signs.

Mr. Tracy Duncan addressed Council regarding road paving in the county, he stated there were three (3) objectives that Council needed to take into consideration:

Road Pave

- I: Reconsider the twenty (20) year road paving plan proposed by Mr. Crain
- II: The formation of a committee who will work to examine the current formula
- III: Meet with the constituent that put the Council Members in office and see what kind of problems they have on a gravel road

Mrs. Virginia Apostolik, Acting Executive Director, Rosa Clark Clinic, addressed Council regarding a building for the clinic. After discussion a meeting was scheduled June 8, 1993 at 5:30 PM with SC Appalachian Council of Governments to discuss possible grants for the clinic. (See attached letter)

Rosa Clark Clinic

Mr. Martin D. Watkins addressed Council regarding the possibility of renaming Marcengill Road due to the fact that he owns property that fronts that roadway, however, Mr. Watkins does not live on that roadway and Mr. Orr, Chairman of the Roads & Transportation Committee, stated he did not hear anything that made him feel this needed to be reconsidered by the committee.

Marcengill Road

Mr. Strickland made a motion, seconded by Mr. Orr, approved 5 - 0 that the attached transfers for the Probate Judge's Office be adopted.

Probate Judge (Transfer)

At the request of Mr. Kenneth F. Williams, Auditor, Mr. Roger Williams, Assessor & Mrs. Mona Towe, Tax Collector, Mr. Orr made a motion, seconded by Mr. Harper, approved 5 - 0 that \$8,500 be taken from contingency and placed in line item number 010 003 00150 00056 for data processing costs.

Tax Center (Cont'cy)

Mr. Strickland made a motion, seconded by Mr. Harper, approved 5 - 0 that the attached transfer for the Library be adopted.

Library (Transfer)

Mr. Orr made a motion, seconded by Mrs. Burrell, approved 5 - 0 that a transfer for the Board of Registration be tabled as the Department Head was not present.

Bd. of Reg. (Transfer)

At the request of Mr. Buddy Hawk, 911 Coordinator, Mr. Orr made a motion, seconded by Mr. Strickland, approved 5 - 0 that an emergency power source be purchased for the Seneca Police Department to switch 911 calls from Seneca to Communications in the event of a power failure at a cost of \$1,050 plus \$133 per month. Also that a 911 back up system

911

be purchased for the Communications Department at a cost of \$10,000. The funds to pay for these expenditures is available from the \$.48 that is charged to the phone customers each month.

At the request of Mr. Jack Hirst, CCS Director, Mr. Harper made a motion, seconded by Mr. Orr, approved 5 - 0 that up to \$500 in 010 049 00150 00840 be used for the purchase of a small TV and VCR.

CCS

Mr. Orr made a motion, seconded by Mr. Strickland, approved 5 - 0 that the administration be given permission to locate possible sites for the convenience centers and obtain options for sites of not less that \$100 each.

Convenience Sites

Second Reading of Ordinances 93-4 & 93-5 were delayed until the June 15, 1993 meeting to give Council an opportunity to review them.

Ord. 93-4 & 93-5

Mr. Strickland made a motion, seconded by Mr. Orr, approved 5 - 0 that the attached Work Authorization 93-02A (Amendment) for additional design and bidding phase services for the Apron Expansion be adopted.

Work Authorization

Mrs. Burrell, Chairman of the Purchasing, Contracting, Real Estate, Building & Grounds Committee informed Council that the committee had met prior to the Council Meeting and had come to the conclusion that where bids are opened is an administrative decision. She then referred the matter to Mr. Crain who informed Council he would voluntarily, on a trial basis, have bid openings in Council Chambers (not during regular County Council Meetings) on the first Tuesday of each month at 6:00 PM, the second Tuesday at 6:00 PM, the third Tuesday at 2:00 PM, the fourth Tuesday at 2:00 PM and the fifth Tuesday at 2:00 PM if a majority of Council participates by being present.

Purchase Committee

At the request of Mr. Cain, County Attorney, Mr. Harper made a motion, seconded by Mr. Orr, approved 5 - 0 that Council go into executive session as per Section 30-4-70 (a) (5) Code of Laws of South Carolina.

Executive Session

When open session resumed, Council scheduled a special meeting Monday, June 7, 1993 at 8:00 AM to discuss the matter further.

Open Session

Adjourn: 10:25 PM

Norman D. Crain
Norman D. Crain
Supervisor-Chairman
Oconee County Council

BUDGET ADJUSTMENT AUTHORIZATION

Revised 07-01-90

DATE 5/27/93 DEPARTMENT PROBATE JUDGE CHANGE NO. _____

IT IS REQUESTED THAT THE FOLLOWING CHANGES BE MADE IN MY 92-93 BUDGET:

1. TO: CAPITAL EXPENDITURE/EQUIP # 010-0023-0150-000840 \$ 950.00
 (fill in line item name) (fill in line code)

FROM: DATA PROCESSING # 010-0023-0150-00056 \$ 950.00
 (fill in line item name) (fill in line code)

Justification: THESE MONIES WOULD BE USED FOR A FAX MACHINE. THERE HAS BEEN AN INCREASING NUMBER OF REQUESTS FOR OUR OFFICE TO SEND AS WELL AS RECEIVE FAX INFO. THIS WOULD ENABLE OUR OFFICE TO ANSWER THOSE REQUESTS MORE EFFICIENTLY.

2. TO: CAPITAL EXPENDITURE/EQUIP # 010-0023-0150-000840 \$ 2,620.00
 (fill in line item name) (fill in line code)

FROM: DATA PROCESSING # 010-0023-0150-00056 \$ 2,620.00
 (fill in line item name) (fill in line code)

Justification: THESE MONIES WOULD BE USED TO PURCHASE A COPIER MACHINE. OUR PRESENT COPIER MACHINE HAS OVER 100,000 COPIES AND HAS HAD TO HAVE REPAIRS MADE. THE NEW MACHINE WOULD BE FASTER AND WOULD SAVE OUR OFFICE TIME IN MAKING COPIES.

3. TO: TELEPHONE # 010-0023-0150-00041 \$ 150.00
 (fill in line item name) (fill in line code)

FROM: DATA PROCESSING # 010-0023-0150-00056 \$ 150.00
 (fill in line item name) (fill in line code)

Justification: OUR CURRENT MONIES HAVE ALMOST BEEN SPENT FOR TELEPHONE CALLS THIS FISCAL YEAR. NEED ADDITIONAL FUNDS TO SUPPLEMENT THE REST OF THE FISCAL YEAR.


 DEPARTMENT HEAD SIGNATURE

APPROVED: 6/1/93
 Date of Council Meeting

DATE: _____
 Received by Council Clerk

DISAPPROVED: _____
 Date of Council Meeting

ATTEST: Opal O. Breen
 COUNCIL CLERK

BUDGET ADJUSTMENT AUTHORIZATION

Revised 07-01-90

DATE 5/27/93 DEPARTMENT PROBATE JUDGE CHANGE NO. _____

IT IS REQUESTED THAT THE FOLLOWING CHANGES BE MADE IN MY 92 - 93 BUDGET:

1. TO: MAINTENANCE ON EQUIPMENT # 01Q 0023 - 0150 - 00024 \$ 264.96
(fill in line item name) (fill in line code)

FROM: DATA PROCESSING # 010 - 0023 - 0150 - 00056 \$ 264.96
(fill in line item name) (fill in line code)

Justification: TO MAINTAIN MONTHLY PAGER SYSTEM. IT HAS COME TO THE POINT THAT AT LEAST ONE COUNTY EMPLOYEE NEEDS TO BE AVAILABLE AT ALL TIMES IN CASE OF EMERGENCY SITUATIONS.

2. TO: CAPITAL EXPENDITURE/EQUIP # 01Q 0023 0150 - 000840 \$ 350.00
(fill in line item name) (fill in line code)

FROM: DATA PROCESSING # 010 - 0023 0150 - 00056 \$ 350.00
(fill in line item name) (fill in line code)

Justification: FOR PURCHASE OF BINDER BOOKS FOR INDEXING PURPOSES. OUR PRESENT BINDER BOOKS ARE MADE OF PAPER MATERIAL AND WILL NOT SUPPORT THE INDEX PAPERS FROM CURLING UP ON THE CORNERS AND/OR TEARING. THIS NEW SYSTEM WOULD ENABLE US TO MAKE THE INDEXES MORE ACCESSIBLE TO THE COURT PERSONNEL AS WELL AS THE GENERAL PUBLIC.

3. TO: _____ # _____ \$ _____
(fill in line item name) (fill in line code)

FROM: _____ # _____ \$ _____
(fill in line item name) (fill in line code)

Justification: _____


DEPARTMENT HEAD SIGNATURE

APPROVED: 6/1/93
Date of Council Meeting

DATE: _____
Received by Council Clerk

DISAPPROVED: _____
Date of Council Meeting

ATTEST: Opal O. Green
COUNCIL CLERK

BUDGET ADJUSTMENT AUTHORIZATION

Revised 07-01-90

DATE May 27, 1993 DEPARTMENT Law Enforcement Center CHANGE NO. _____

IT IS REQUESTED THAT THE FOLLOWING CHANGES BE MADE IN MY 1992 - 93 BUDGET:

1. TO: Water/Sewer/Garbage # 10 - 074 - 00150 - 00044 \$ 333.00
(fill in line item name) (fill in line code)

FROM: Telephone # 10 - 074 - 00150 - 00041 \$ 333.00
(fill in line item name) (fill in line code)

Justification: Based on the monthly average.

2. TO: Water/Sewer/Garbage # 10 - 074 - 00150 - 00044 \$ 300.00
(fill in line item name) (fill in line code)

FROM: Gas & Fuel Oil # 10 - 074 - 00150 - 00042 \$ 300.00
(fill in line item name) (fill in line code)

Justification:

Based on the monthly average.

3. TO: Water/Sewer/Garbage # 10 - 074 - 00150 - 00044 \$ 417.00
(fill in line item name) (fill in line code)

FROM: Electricity # 10 - 074 - 00150 - 00043 \$ 417.00
(fill in line item name) (fill in line code)

Justification: Based on the monthly average.


DEPARTMENT HEAD SIGNATURE
BOBBY E. BUSCH, SR.

APPROVED: 6/1/93
Date of Council Meeting

DATE: _____
Received by Council Clerk

DISAPPROVED: _____
Date of Council Meeting

ATTEST: Opal O. Green
COUNCIL CLERK

BUDGET ADJUSTMENT AUTHORIZATION

Revised 07-01-90

DATE May 27, 1993 DEPARTMENT Law Enforcement Center CHANGE NO. _____

IT IS REQUESTED THAT THE FOLLOWING CHANGES BE MADE IN MY 1992 -93 BUDGET:

1. TO: Medical # 10 - 074 - 00150 - 00062 \$ 4,445.00
(fill in line item name) (fill in line code)

FROM: Electricity # 10 - 074 - 00150 - 00043 \$ 4,445.00
(fill in line item name) (fill in line code)

Justification: Unexpected emergencies and hospitalizations.

2. TO: Medical # 10 - 074 - 00150 - 00062 \$ 2,555.00
(fill in line item name) (fill in line code)

FROM: DYS Detention Center # 10 - 074 - 00150 - 74911 \$ 2,555.00
(fill in line item name) (fill in line code)

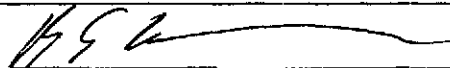
Justification:

Unexpected emergencies and hospitalizations.

3. TO: Schools and Seminars # 10 - 074 - 00150 - 00084 \$ 100.00
(fill in line item name) (fill in line code)

FROM: Capital Expenditures: Building # 10 - 074 - 00150 - 00850 \$ 100.00
(fill in line item name) (fill in line code)

Justification: Unexpected additional travel.


DEPARTMENT HEAD SIGNATURE

APPROVED: 6/1/93
Date of Council Meeting

DATE: _____
Received by Council Clerk

DISAPPROVED: _____
Date of Council Meeting

ATTEST: Opal O. Green
COUNCIL CLERK

BUDGET ADJUSTMENT AUTHORIZATION

Revised 07-01-90

DATE 5/28/93 DEPARTMENT Library CHANGE NO. #4

IT IS REQUESTED THAT THE FOLLOWING CHANGES BE MADE IN NY 92-93 BUDGET:

1. TO: Cap Exp. Equipment # 010-010-00150-00840 \$ 1,800
(fill in line item name) (fill in line code)

FROM: Operations # 010-010-00150-00032 \$ 1,800
(fill in line item name) (fill in line code)

Justification: (See attachment)

2. TO: _____ # _____ \$ _____
(fill in line item name) (fill in line code)

FROM: _____ # _____ \$ _____
(fill in line item name) (fill in line code)

Justification: _____

3. TO: _____ # _____ \$ _____
(fill in line item name) (fill in line code)

FROM: _____ # _____ \$ _____
(fill in line item name) (fill in line code)

Justification: _____

Margell R Westmoreland
DEPARTMENT HEAD SIGNATURE

APPROVED: 6/1/93
Date of Council Meeting

DATE: _____
Received by Council Clerk

DISAPPROVED: _____
Date of Council Meeting

ATTEST: Opal O. Green
COUNCIL CLERK

Oconee County Library

501 West South Broad Street
Walhalla, South Carolina 29691
(803) 638-4133

JUSTIFICATION OF TRANSFER REQUEST #4 OPERATIONAL TO EQUIPMENT May 28, 1993

The following is an explanation of the library's equipment needs, and is reported here to justify the transfer of operational funds to capital expenditures equipment.

- 1) 4 laser "people counters" to count library visits at all locations. These statistics are needed for the annual statistical report required by the South Carolina State Library. The cost for 4, plus tax and shipping, is approximately \$950.
- 2) 1 end panel for the Seneca Branch's shelving. This panel is missing, and a matching panel is not available. We have chosen to purchase a panel that will serve as a display board. The cost for 1, plus tax and shipping, is approximately \$510.
- 3) 1 small paper shredder to dispose of patron records to assure privacy and confidentiality. Approximate cost is \$150.
- 4) 2 sets of lockers for the Central Library and the Seneca Branch, to give staff a secure location for purses, etc. Approximate cost is \$190.

Total transfer = \$1,800

CLEMSON-OCONEE COUNTY AIRPORT
WORK AUTHORIZATION FOR PROFESSIONAL SERVICES

Work Authorization No. 93-02A (Amendment)

May 24, 1993

TBI Project No. 3401-9302

It is agreed to undertake the following work in accordance with the provisions of our Contract for Professional Services.

Description of Work Authorization: The Engineer shall provide additional design and bidding phase services for the aircraft apron expansion at the Clemson-Oconee County Airport to modify the project scope of work. Additional services shall include revision of plans and specifications as required to meet current funding requirements, revisions to the DBE Plan, coordination with FAA and State, rebidding of project, and recommendation of contract award.

Time Schedule: The additional Design and Bidding Phase Services for the Apron Expansion construction shall be completed within 30 calendar days of notice to proceed.

Cost of Services: The method of payment for additional Design and Bidding Phase Services shall be lump sum in accordance with Section V of the Contract. The lump sum fee for the additional Design and Bidding Phase Services shall be \$3,826.00.

Approved:

For Oconee County

Date: _____

Witness



For Talbert & Bright, Inc.

Date: _____



Witness

Clemson-Oconee County Airport
 Apron Expansion
 Design and Bidding Phase Services
 Man Hour Estimate and Fee Proposal
 Work Authorization 93-02A - Page 2

DESIGN AND BIDDING PHASE SERVICES

TASK	PM	E5	SD	TECH	SEC
Prepare Work Authorization Amendment.	1	1	--	--	2
Review Original Scope of Work/Project Budget.	2	2	--	--	--
Coordinate with Asphalt Institute/Testing Laboratories/Contractors.	2	4	--	4	2
Revise Specifications, Plan Sheets, and Proposal.	1	8	6	4	2
Revise/Coordinate DBE Plan	1	4	--	--	2
Reproduce Plans and Specs; Readvertise/Receive Bids.	--	--	--	2	4
Respond to Contractor Questions.	1	4	--	--	2
Prepare Bid Tabulation	<u>1</u>	<u>1</u>	<u>--</u>	<u>--</u>	<u>2</u>
TOTAL	9	24	6	10	16

Man Hour Summary

PM	9 Hours @	83.00 =	\$ 747.00
E5	24 Hours @	72.00 =	1,728.00
SD	6 Hours @	52.50 =	315.00
TECH	10 Hours @	32.00 =	320.00
SEC	16 Hours @	26.00 =	<u>416.00</u>
TOTAL LABOR COSTS			\$ 3,526.00

Direct Expenses

Printing/Copies	200.00
Telephone, Fax, Postage, Misc.	<u>100.00</u>
TOTAL DIRECT EXPENSE	\$ 300.00

LABOR COSTS	\$ 3,526.00
DIRECT EXPENSE	<u>300.00</u>
	\$ 3,826.00

June 1, 1993

NEWS RELEASE

From: Norman D. Crain
Subject: Emergency Preparedness Director

Mr. Alan Horn, recently retired from the United States Army, has been selected as the new Director for Emergency Preparedness for Oconee County. He is an experienced senior executive assistant with over twenty-three years of results oriented success in a series of increasingly demanding positions and duties. His background includes experiences as an operating executive assistant, personnel manager, administrator, planner, and instructor. Throughout those years of training and on-the-job experiences Mr. Horn has developed skills in all facets of decision making, directing time sensitive operations of large organizations, influencing people and coordinating dissimilar organizational elements.

Mr. Horn was born December 17, 1943, in Helena, Arkansas, and moved to Alabama at an early age. He was commissioned in February 1971 as a Second Lieutenant in the United States Army after graduating from Infantry Officer's Candidate School at Fort Benning, Georgia. He entered flight training at Fort Wolters, Texas, in September 1971 and received his pilot wings in May 1972. In June 1972, he was assigned to the 120th Assault Helicopter Company in the Republic of Vietnam.

He returned to the United States in May 1973 and was assigned as a flight instructor with the Department of Undergraduate Flight Training at Fort Rucker, Alabama. After graduation from the Infantry Officer's Advanced Course at Fort Benning, Georgia, he was assigned to the First Cavalry Division at Fort Hood, Texas, and served as a Brigade and Battalion staff officer and as Company Commander for the Combat Support Company of the 2d Battalion, 7th Cavalry.

From May 1979 to May 1982, he served with the United States Army Element, Allied Forces Central Europe, Brunsum, Netherlands. During this assignment, Mr. Horn was tasked with the responsibility for the evacuation of all United States non-combatant personnel to safe havens should planned contingencies be implemented. He established an elaborate notification system ensuring all wardens and non-combatant personnel were briefed, each had exercised the evacuation plans, and the evacuation process could be executed as planned.

In May 1982, he was reassigned as the Infantry Team Chief at Readiness Group Jackson, Fort Jackson, South Carolina. Here he provided guidance and assistance in basic and advanced training of the 218th Separate Infantry Brigade (Mechanized) and the 108th Training Division units. He was constantly involved in leadership training, mobilization planning, annual training plans, and readiness reporting of the units his team assisted throughout his travels of South Carolina.

After completing the Armed Forces Staff College at Norfolk, Virginia, he has held a variety of demanding assignments in the Republic of Korea, as an Inspector General at Fort Lee, Virginia, and at United States Central Command. While at Central Command, he was deployed to Saudi Arabia for Operations DESERT SHIELD and DESERT STORM. Serving in this high level staff position, he was responsible for the Command and Control Division (Deployed) of the Operations Directorate. It was here where he established the exercise and training programs to prepare approximately 540,000 U.S. forces and coalition forces from over thirty allied countries for the dangers of attack from Iraqi ballistic missiles. Following his overseas deployment, he was selected to serve as the Executive Officer to the Director of Operations for Central Command.

His military decorations and awards include the Legion of Merit, Bronze Star Medal with oak leaf cluster, Defense Meritorious Service Medal, Meritorious Service Medal with oak leaf cluster, 9 Air Medals, Army Commendation Medal with oak leaf cluster, Joint Service Achievement Medal, Joint Meritorious Unit Award, Army Good Conduct Medal, National Defense Service Medal with one service star, Vietnam Service Medal, Southwest Asia Service Medal with three service stars, Armed Forces Reserve Medal, Army Service Ribbon, Overseas Service Ribbon three awards, Kuwait Liberation Medal - Saudi Arabia, Republic of Vietnam Campaign Medal, Republic of Vietnam Cross of Gallantry with Palm and the Defense of Kuwait/Southwest Asia Cease Fire.

Mr. Horn is married to the former Patricia Daily of Anselmo, Nebraska. They have two daughters, Jennifer and Ann Marie.

OCONEE COUNTY COUNCIL

ORDINANCE 93-4

Oconee County Council, in session duly assembled, hereby adopts and proclaims the following Ordinance as hereinafter set forth:

TITLE: "THIS ORDINANCE SHALL BE KNOWN AS AN ORDINANCE TO PROVIDE FOR THE SALE OF RECYCLABLE MATERIALS COLLECTED BY OCONEE COUNTY AND TO PRESCRIBE THE MANNER OF SUCH SALES AND THE PAYMENT AND ACCOUNTING THEREFOR."

SECTION I: PURPOSE

WHEREAS, by enactment of the South Carolina Solid Waste Policy and Management Act of 1991 (SC SWPM Act) as codified in Section 44-96-10, et. seq., Code of Laws of South Carolina (1976), as amended, the General Assembly of the State of South Carolina has established a thirty (30%) percent waste reduction/recycling goal to be met by the year 1997; and

WHEREAS, in order to comply with the requirements of the SC SWPM Act as set forth above, Oconee County has developed a solid waste management plan which includes a system for the collection of materials from the solid waste stream for diversion from landfill disposal; and

WHEREAS, it is recognized that revenues may be received from the sale of such recyclable materials which can be used to offset the cost of the implementation of the Oconee County Solid Waste Management Plan; and

WHEREAS, it is recognized that an essential component of a recycling program is the availability of a market for materials which are recoverable from the solid waste stream; and

WHEREAS, the governing body of Oconee County further recognizes that until such time as a market for such materials develops, it is desirable that a method for such sales and the method of payment and accounting for same be provided.

SECTION II: AVAILABILITY OF MARKET FOR RECYCLED MATERIALS

A. When the Purchasing Agent for Oconee County determines, in writing, that the use of competitive bidding for the purchase of recyclable materials collected by Oconee County is not practicable by reason of the non-existence of a competitive market for such materials, the Purchasing Agent is authorized to negotiate with such vendors as are available for the purpose of disposing of the recyclable materials collected by Oconee County. Upon a determination that a market for a particular type of material does not exist and that as a result it is not practicable to pursue

competitive proposals, the Oconee County Purchasing Agent shall so notify the Supervisor of Oconee County and the Oconee County Council in writing. The disposal and/or sale of said material shall be made in accordance with the provisions of Oconee County Ordinance 85-2 (II) (C).

B. Upon a determination by the Oconee County Purchasing Agent that a competitive market exists for certain recyclable materials recovered by Oconee County and that it is practicable and advantageous to the County to dispose of the same by competitive bidding, the Purchasing Agent shall so notify the Supervisor of Oconee County and the Oconee County Council in writing. The disposal of such items shall be made in accordance with the provisions of Oconee County Ordinance 85-2 and the purchasing regulations set forth therein.

SECTION III: SALES AND PAYMENT

A. The sale of recyclable materials collected by Oconee County or other related products to persons, firms, corporations or other governmental entities shall be based upon the availability of the products sought to be purchased as provided herein and shall be for cash at the time of purchase.

B. There shall be kept and maintained a log of all recyclable materials collected by Oconee County. This log shall include the determined weight of such materials, employing the available scales for weighing such products; the nature and type of products and the name of the customer purchasing said materials.

C. Accounting records of the sales of recyclable materials or other like products as provided herein shall be kept as required by the Oconee County Supervisor through the Office of Finance in accordance with generally accepted accounting standards.

SECTION IV: COUNTY EQUIPMENT

All recyclable materials or related products sold pursuant to the terms of this Ordinance, to any person, firm, corporation or entity shall be hauled and carried away by the purchaser and no county equipment may be used in the transportation of such materials or the unloading of same at their point of destination unless a determination is made in writing by the Purchasing Agent with concurrence by the County Supervisor that it is not practicable for the pick up of said materials to be made by vendors at the site of collection and/or storage.

SECTION V: WARRANTIES

All persons, firms, corporations or other entities purchasing recyclable materials or related products from Oconee County shall do so after being informed by appropriate printing on the proof of purchase to be supplied by the Treasurer of Oconee County that such sale is free from any warranty, expressed or implied, of any type

or nature, as to the fitness, suitability, quality or character of the product being purchased. In addition, no liability shall attach to Oconee County by reason of damage to any truck, or vehicles supplied by the purchaser to haul such materials occasioned by the negligence of the county or any of its employees or agents, and that such purchasers shall assume the risk in presenting such vehicle for loading.

SECTION VI: EFFECTIVE DATE

This Ordinance shall become effective immediately upon approval on third and final reading by the Oconee County Council.

Ratified and adopted on first reading this _____ day of _____, 1993, by a vote of _____ Yes, _____ No.

Opal O. Green, Council Clerk

Ratified and Adopted on second reading this _____ day of _____, 1993 by a vote of _____ Yes, _____ No.

Opal O. Green, Council Clerk

Ratified and on third and final reading this _____ day of _____, 1993, by a vote of _____ Yes, _____ No.

Norman D. Crain
Supervisor-Chairman
Oconee County Council

Attest:

Opal O. Green, Council Clerk

OCONEE COUNTY COUNCIL

ORDINANCE 93-5

Oconee County Council, in session duly assembled, hereby adopts and proclaims the following Ordinance as hereinafter set forth:

TITLE: "THIS ORDINANCE SHALL BE KNOWN AS AN ORDINANCE TO PROVIDE FOR THE SALE OF SURPLUS YARD WASTE, MULCH AND LIKE PRODUCTS BY OCONEE COUNTY AND TO PRESCRIBE THE MANNER OF SUCH SALES AND THE PAYMENT AND ACCOUNTING THEREFOR."

SECTION I: PURPOSE

WHEREAS, the South Carolina Solid Waste Policy and Management Act of 1991, as codified in Section 44-96-10, et. seq., Code of Laws of South Carolina (1976), as amended, prohibits the disposal of yard waste in a municipal solid waste landfill after May 27, 1993; and

WHEREAS, in order to comply with the requirements of the aforementioned Act, Oconee County has purchased a "tub grinder" for the purpose of converting certain yard waste into mulch; and

WHEREAS, the governing body of Oconee County recognizes that there may be, from time to time, surplus yard waste and/or mulch or other like products, available for sale by Oconee County at such locations as designated by Oconee County, and that it is desirable that a method for such sales, priorities of customers seeking to acquire such products and the method of payment and accounting for such sales to be provided; and

WHEREAS, it is recognized by the governing body of Oconee County that "supply and demand", will regulate the selling price of such mulch and other products.

SECTION II: AVAILABILITY

Only "surplus" yard waste, mulch and like products will be available for sale to other parties. By "surplus" is meant excess products after satisfaction of all present and reasonably foreseeable present and future needs of Oconee County, including a reasonable stock pile. No such yard waste, mulch or other product shall be sold or offered for sale unless the supply available is declared to be surplus by the Supervisor of Oconee County, or his/her designee who shall evidence his declaration of availability by execution in writing and such authorization shall be given on such a schedule as is determined to be practical and appropriate by the Supervisor of Oconee County. In addition thereto, the Supervisor may, when the amount of such products available for resale is limited, impose a limitation as to an amount that a customer may purchase so as to make such products available to the

largest number of citizens of the county who may desire to make such purchases as is reasonable and practical. Notwithstanding any other provision of this Ordinance, request by municipalities of Oconee County for the purchase of yard waste, mulch or other related products for the use upon the public property of such municipalities shall be considered a "county use" of such products and the supervisor may satisfy such requests of the municipalities, as well as that of the county, including a stock pile or reserve, prior to declaring any such materials "surplus".

SECTION III: PRIORITIES

When the Supervisor of Oconee County declares the existence of "surplus" as defined herein of yard waste, mulch or other like products, so that the same may be offered for sale, the sale to such persons, firms, corporations or entities seeking to purchase said materials shall be on a "first come, first served" basis.

SECTION IV: OPERATION OF MULCHING FACILITY

There shall be kept and maintained a log of all yard waste, mulch and like products taken from Oconee County premises regardless of the use to which said products is assigned. This log shall include the estimated cubic yards of the load, if the same is for county use, the designated truck which removes same from the site and its destination and the name of the customer if the same is declared to be surplus and sold pursuant to the terms of this Ordinance.

SECTION V: SALES AND PAYMENT

The sale of surplus yard waste, mulch and other related products produced by Oconee County to persons, firms, corporations or other governmental entities shall be based upon the availability of the products sought to be purchased according to the priorities established herein and shall be for cash at the time of purchase except as follows:

A. State of South Carolina and/or any political subdivisions or municipalities of the State of South Carolina and the United States Government shall be allowed to purchase yard waste, mulch or other related products from Oconee County upon such terms and conditions, including cash or credit and according to such procedures as the Supervisor of Oconee County shall from time to time determine in writing.

B. Accounting records of the sales of surplus products as provided herein shall be kept as required by the Oconee County Supervisor through the Office of Finance in accordance with generally accepted accounting standards.

C. Such surplus yard waste, mulch or other like products shall be offered for sale at a price not to exceed \$2.50 per cubic yard.

D. If and when county equipment is available for the loading of surplus mulch and other like products, said products may be loaded by county equipment for an additional charge of \$2.00 per cubic yard provided that all such products shall be hauled and carried away by the purchaser of same and no county equipment may be used in the transportation of such materials or the unloading of the same at the point of destination.

SECTION VI: WARRANTIES

All persons, firms, corporations or entities purchasing surplus yard waste, mulch or other related products from Oconee County shall do so after being informed by appropriate printing on the proof of purchase to be supplied by the Treasurer of Oconee County that such sale is free from any warranty, expressed or implied, as to the fitness, suitability, quality, or character of the product being purchased. In addition, no liability shall attach to Oconee County by reason of damage to any truck or other vehicle supplied by the purchaser to haul the materials occasioned by the negligence of the county or any of its employees or agents, and that such purchaser shall assume the risk in presenting such vehicle for loading.

SECTION VII: EFFECTIVE DATE

This Ordinance shall become effective immediately upon approval on third and final reading by the Oconee County Council.

Ratified and adopted on first reading this _____ day of _____, 1993, by a vote of _____ Yes, _____ No.

Opal O. Green, Council Clerk

Ratified and Adopted on second reading this _____ day of _____, 1993 by a vote of _____ Yes, _____ No.

Opal O. Green, Council Clerk

Ratified and on third and final reading this _____ day of _____, 1993, by a vote of _____ Yes, _____ No.

Norman D. Crain
Supervisor-Chairman
Oconee County Council

Attest:

Opal O. Green, Council Clerk

June 1, 1993

TO: Mr. Norman D. Crain and the Oconee County Council

SUBJECT: Request Name Change for Marcengill Road

Mr. Chairman, Ladies and Gentlemen:

I thank you for your consideration in allowing me to address you tonight. A neighbor of ours told us of the name change of Lucky Street. I immediately wrote Mr. Crain on July 22, 1992 protesting this change, noting that our family owns every bit of the road frontage on both sides of the road from Dr. John's Road to to Campbell Road. Before the name change to Marcengill Road, Campbell Road joined Kings Street and Dr. Johns Road; now it is divided in the middle.

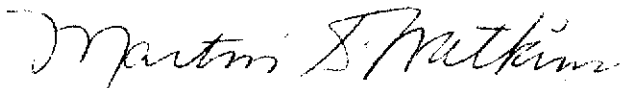
On July 27, 1992 Mr. Crain wrote me that roads were named by residents who ingress and egress the roadway. That seems a little ridiculous when they do not own a foot of property that fronts on the road. When I first protested this name change, I did not realize that the other residents on former Campbell Road were unhappy too. In his letter of July 17, 1992 Mr. Crain stated that "WHEN THE E 911 EMPLOYEES WERE CONFRONTED WITH A CITIZEN WHO WANTED TO NAME THE ROAD SOMETHING OTHER THAN THE NAME THEY HAD GIVEN THE ROAD, THEN THEY WERE INSTRUCTED TO REQUEST THAT THE INDIVIDUAL GET A PETITION SIGNED BY RESIDENTS WHOSE DRIVEWAYS ACTUALLY INGRESS AND EGRESS THE ROAD AND WHEN E 911 WAS COMPLETED THEN THE ROAD NAME WOULD BE REVIEWED. To the best that I can ascertain, only one family was interested in making this change. Mrs. Jaunita Jackson told me that she had submitted a

petition to Mr. Crain, signed by fifteen residents asking that the street be re-named Lucky Street. This is certainly indicative that these residents did not approve the change to Marcengill Road. They say that they were not consulted. I certainly know, as a property owner, our family was not consulted.

There are 12 streets that exit Westminster. Dr. Johns Road, West Oak Highway, Greenfield Road, Hampton Street, East North Avenue-Clearmont Road, Westminster Highway, Doyle Street, Long Creek Highway, Toccoa Highway, King Street, Pump House Road. Not one of these streets was changed; they are either an extension of the Westminster Street name or are the names that have been used for years. LUCKY STREET is the only street that was renamed. It makes you wonder what generated this. In all honesty, I know that Mr. Marcengill doesn't like me as he failed in a property dispute. Some of the other residents seem to feel that there is a friendship with Mr. Hawks and that he personally made this change. I do not know.

I do not feel that this change is logical; As a concerned citizen, I feel that the wishes of the majority of these residents should be considered. There are only 19 residences whose driveways open on this road. If their petition is to be honored, then these signatures cover the majority of the residents. Along with these people, I respectfully request that you give serious consideration to re-naming this road Lucky Street.

Respectfully submitted,



Martin D. Watkins

Lay-Out of Residents - Marcengill Road

One House

Keener Road

Three Houses

Whispering Hills Drive

Three Houses

Pump House Road

Seven Houses

Stacy Kevin Drive

Three Houses

Pinewood Drive

Two Houses

Bryson Street

Junction at King Street

Total of nineteen houses

There are 12 streets that exit Westminster.

Dr. Johns Road
West Oak Highway
Greenfield Road
Hampton Street
East North Avenue - Clearmont road
Westminster Highway
Doyle Street
Long Creek Highway
Toccoa Highway
King Street
Pump House Road

Lucky Street - This is the only street name that has been changed. . The other streets names are either an extension of the one in Westminster or are the names that have been used for years.