



OCONEE COUNTY COUNCIL
ABSTENTION FORM

Council Member Name: _____

ARCHIE BARRON

(Please Print)

Council Member Signature: _____

Archie Barron

Meeting Date: _____

8/20/13

Item for Discussion/Vote: _____

Minutes: 7/16/13 Council Mtg.
Comptrol: Budget 7/23/13

Reason for Absention: _____



I was not present for original meeting/discussion

_____ I have a personal/familial interest in the issue.

Other: _____

E. Hulse

Elizabeth G. Hulse
Clerk to Council

[This form to be filed as part of the permanent record of the meeting.]



PUBLIC COMMENT

SIGN IN SHEET

Tuesday, August 20, 2013

6:00 PM

Limited to forty [40] minutes, four [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. As stated above, each speaker is restricted to a maximum of four [4] minutes.

Citizens with comments related to a specific action agenda item will be called first.

If time permits additional citizens may be permitted to speak on a non agenda items *[at the discretion of the Chair]*.

PRINT Information Below

| | FULL NAME | AGENDA ITEM FOR DISCUSSION | NON-AGENDA ITEMS |
|----|-----------------|----------------------------------|------------------|
| 1 | | | |
| 2 | Susie Cornelius | R-2013-Sheriff Dept | |
| 3 | DUANE Wilson | County Park Reservation Proposal | |
| 4 | Bozo Richards | | non-agenda |
| 5 | Tom Markovich | 2016- | |
| 6 | | | |
| 7 | | | |
| 8 | | | |
| 9 | | | |
| 10 | | | |
| 11 | | | |
| 12 | | | |
| 13 | BRIT ADAMS | R-2013-16 | |
| 14 | Ryan Hovick | 10 cent 10 cent TAX | |
| 15 | | | |
| 16 | | | |
| 17 | | | |
| 18 | | | |
| 19 | | | |
| 20 | | | |

Everyone speaking before Council will be required to do so in a civil manner.

Council will not tolerate personal attacks on individual council members, county staff or any person or group.

Racial slurs will not be permitted. Council's number one priority is to conduct business 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.

NOTE: Non Agenda Item matters can be addressed except for those which, due to law or proper protocol, would be inappropriate for public meetings of Council, such as, but not limited to, partisan political activity and/or comments.

Council may make closing comments directly following the public & extended public comment sessions if time permits.

Oconee County Parks Recreation and Tourism has purposed to Oconee County Council that county parks go to a reservation only system. We as regular campers of South Cove Park disagree with this proposal. Please sign below if you disagree with the proposal of going to a reservation only system.

| Signature | Printed Name | Address | Telephone # |
|-----------|--------------------|----------------------------------|--------------|
| | Jason Van Hook | 204 Timberlane Dr Walhalla | 864-247-9397 |
| | Paige McCall | 414 Flatrock Rd. | 784-9526 |
| | Bradie Myrd | 432 Meldau Rd | 864-723-6913 |
| | Brianna Justice | 135 Bethel Church Rd | 864-784-6322 |
| | Patty Rael | 250 Outz Rd | 864-933-6962 |
| | Brian Rael | 250 Outz Rd | 864-933-5946 |
| | Leslie Qualls | 217 Kathmaette Dr Seneca | 864-784-7972 |
| | Tanny Qualls | 217 Kathmaette Dr Seneca | 864-784-7973 |
| | Linda Knox | 404 silent creek Dr Walhalla | 864-316-8550 |
| | Brian Knox | 404 silent creek Dr Walhalla | 864-784-2508 |
| | Crystal Knox | 404 silent Creek Dr Walhalla | 864-784-2506 |
| | Michael Knox | 404 Silent Creek Dr Walhalla | 864-784-2507 |
| | Bradley Thomas | 414 silent creek Dr Walhalla | 864-888-7784 |
| | Jessica Knox | 414 silent creek Dr Walhalla | 864-985-9119 |
| | Ashley K. Cothran | 416 silent Creek Dr Walhalla | 864-723-7604 |
| | Cory Cothran | 416 silent Creek Dr Walhalla | 864-710-4452 |
| | Tab Reed | 115 Revis Dr Central SC | 864-973-3574 |
| | Laura Welch | 638 Rock Crusher Rd | 864-638-9167 |
| | Bill Welch | " Walhalla SC | " |
| | Jill Smith | 111 Country Acres Walhalla | 638-9990 |
| | Brent Smith | " " | " |
| | Danny Thomas | 200 Creaked Creek Seneca | 985-3317 |
| | Harriette Thomas | 200 Creaked Creek Seneca | 985-3318 |
| | Smith Valley | 421 West Saurplay Blvd. Saurplay | 972-6064 |
| | Gina Reed Brady | 708 N. Walnut St. Seneca | 823-2571 |
| | Virginia Brady | 1324 Louisiana Cir. Seneca | 882-8035 |
| | Jeremy Salt Lake | 1230 Arkway Highway | 972-0604 |
| | Amy Sanford | 151 Jessica Lane Mt. Rest | 638-2350 |
| | Tracy Sanford | 151 Jessica Lane Mt. Rest | 638-2350 |
| | Jim Kelly | Seneca SC. | 888-7139 |
| | Britney Kilpatrick | 234 E. Capewood Ave. Seneca | 723-7649 |
| | Henry Kilpatrick | 234 E. Capewood Ave. Seneca | 723-0506 |
| | Henry Harden | 1178 Highlands Hwy Wal | 638-2858 |
| | Mark McCall | 199 old turnpike rd. | 638-0664 |
| | Randy Fricks | 830 white oak Hill Seneca | 882-9181 |

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| Signature | Printed Name | Address | Telephone # |
|-----------------|-----------------|-----------------------------------|--------------|
| Matthew Taylor | Matthew Taylor | 130 Thomas Mill Ct Eastley | 864-478-9216 |
| Andrew Simmons | Andrew Simmons | 209 Antioch Rd Earle, SC | 864-438-6524 |
| Dustin Flynn | Dustin Flynn | 5079 Jordan Rd Greer SC | 864-436-6677 |
| Dolly Tucker | Dolly Tucker | 118 S. Moore Rd Ft. Innis | 864-444-3507 |
| Jerry Tucker | Jerry Tucker | 118 S. Moore Rd Ft. Innis | 864-444-1031 |
| Amy Tollison | Amy Tollison | 202 Looney Brook Dr. Ft. Innis SC | 864-735-2512 |
| Brian Tollison | Brian Tollison | 735 W Kidge Way Dr. hanna path | 864-444-2217 |
| Linda Morgan | Linda Morgan | old flat sh Rd | 985-5333 |
| William Morgan | William Morgan | 11 | 985-5334 |
| Jacob Hall | Jacob Hall | 275 old flat sh Rd walhalla | 985-2964 |
| Jason Taylor | Jason Taylor | 585 West Oak Hwy 29195 | 877-8102 |
| Edna Mandy | Edna Mandy | 690 Poplar Springs Rd Westminster | 784-1024 |
| George Mandy | George Mandy | 610 Poplar Springs Rd Westminster | 784-1042 |
| Kyle Stanley | Kyle Stanley | 360 Allison Rd | 828-577-6670 |
| Jessica Rogers | Jessica Rogers | 310 Allison Rd Brevard | 828-553-6671 |
| Leasa Stanley | Leasa Stanley | 139 Eusta View Brevard | 828-884-4964 |
| MARK Stanley | MARK Stanley | 139 Eusta View Brevard | 828-884-4964 |
| JUNE LOWERY | JUNE LOWERY | 196 Big Bend Rd. BREVARD | 828-883-2382 |
| Stephen McCol | Stephen McCol | 3010 S. Hwy 11 | 864-297-8738 |
| Patrick Gardner | Patrick Gardner | 603 Bryant Crossing Dr. | 864-273-1092 |
| Lindsay Gardner | Lindsay Gardner | 603 Bryant Crossing Dr. | 864-723-2150 |
| Charles L Hill | Charles L Hill | 509 S Depot St. Seneca, SC | 864-882-5110 |
| Kathy A. Hill | Kathy A. Hill | 509 S DEPOT ST. SENECA, SC. | 864-882-5110 |
| LISA SUTTERS | LISA SUTTERS | 108 S FAIR PLAY ST. SENECA, SC. | 864-985-0583 |
| Robert Walda | Robert Walda | 120 WATKINS ST | 864-506-2325 |
| DANNY WOOD | DANNY WOOD | 408 Shreve Club Rd | 864-903-5123 |
| VICKI HAYD | VICKI HAYD | 408 Shreve Club Rd | 864-247-5283 |
| KANDICE FURTEL | KANDICE FURTEL | 408 Shreve Club Rd | 864-419-9689 |
| Sylvia Gunter | Sylvia Gunter | Quater Edwards Rd | 864-364-2557 |
| Chris Ricketts | Chris Ricketts | Seneca Heights | 864-247-4114 |
| Christy Ward | Christy Ward | Seneca Mill Hill | 864-276-5032 |
| Joyce Ward | Joyce Ward | Seneca Mill Hill | 864-557-4883 |
| ROBERT FRAZIER | ROBERT FRAZIER | 212 Ridge & Westminster | 864-647-5340 |
| Lana Frazier | Lana Frazier | 212 Ridge Rd Westminster | 864-647-5340 |
| Derek Pierre | Derek Pierre | 229 Timber Lake One Cir. | 864-985-9642 |

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| Signature | Printed Name | Address | Telephone # |
|-----------|-------------------|------------------------------------|--------------|
| | Tina H. Stephens | 842 Campbell Town Rd Walhalla SC | 864-557-2875 |
| | Terry E. Stephens | 842 Campbell Town Rd Walhalla SC | 864-557-2874 |
| | Diane Wilson | 317 Holloway St Walhalla SC | 864-247-1223 |
| | Robin Singleton | 602 Cozy Hill Cr Westminister | 864-882-9267 |
| | Dwight Addis | 117 Jamlette Dr Walhalla SC | 864-234-4570 |
| | Hope Lane Addis | 117 Jamlette Dr Walhalla SC | 864-703-2873 |
| | Penny Douglas | 201 Lee Ln West Union | 864-710-1001 |
| | Bob Massey | " | 864-280-5452 |
| | Michelle Massey | " | 903-247-6000 |
| | A.G. Douglas | " | 710-1001 |
| | Bonnie Wolff | 402 Shady Brook Dr Walhalla SC | 985-2127 |
| | Carl Wolff | " | 985-2128 |
| | Tonia Talley | 255 Old Flat Sh Rd Walhalla | 723-5352 |
| | Stephanie Talley | " | 364-3676 |
| | Jeremy Talley | " | 270-0638 |
| | Montana Day | 902 Shady Brook Dr | 784-9678 |
| | Dianne Cox | 110 Cloverdale de Sence SC 299 | 247-9498 |
| | B.S. Peice | " | 247-9497 |
| | JACKIE BROOME | 102 John St. Westminister | 903-2773 |
| | Phillip Broome | 102 John St. Westminister | 903-0858 |
| | Shirley Holliday | 120 Malibu Dr. Westminister | 972-4913 |
| | Tim Smite | 341 Wm Stead Rd West Union | |
| | Woody Sanders | 110 Pumphouse Rd Westminister | 647-2107 |
| | Ignacio Perez | 309 Playground Rd Walhalla | 784-1774 |
| | Tracy Sanders | 110 Pumphouse Rd. Westminister | 710-4223 |
| | Ashley Perez | 110 Pumphouse Rd westminster | 784-1774 |
| | John Kelly | 105 Williams Farm Rd | 973-3738 |
| | Maxisa Kelly | " " | 973-3720 |
| | Dawn Mearns | 203 Delta Dr Westminister | 353-5454 |
| | Ronald | 503 Bramlett Dr | 247-1030 |
| | Karstel McCall | 549 Odum Rd Eastley | 220-1827 |
| | Ashley McCall | 549 Odum Rd Eastley | 220-1827 |
| | Emily Williams | 2430 Table Rock Rd Pickens | 508-2752 |
| | Terry Williams | 2430 Table Rock Rd Pickens | 508-1042 |
| | Kirk Dockery | 126 Mountain View Rd. Pendleton | 864-643-8112 |

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|--------------------------------|-------------------------|-------------------------------------|--------------|
| <i>Janisha McEwen Wilbanks</i> | Janisha McEwen Wilbanks | 421 Kenneth Str. Walhalla, SC 29981 | 888-7064 |
| <i>Thomas Wilbanks</i> | Thomas Wilbanks | " " | 324-1102 |
| <i>Jacob Hubell</i> | Jacob Hubell | 200 Bull Street A. Seneca, SC 29071 | 713-3400 |
| <i>James Childress</i> | James Childress | 435 Silver Lake Rd Duran SC | 844-3985 |
| <i>Shannon Childress</i> | Shannon Childress | 435 Silver Lake Rd Duran SE | 871-3447 |
| <i>Keith Johnson</i> | KEITH JOHNSON | 146 DAWN DRIVE WESTMINSTER SC | 647-9811 |
| <i>Derrick Grant</i> | Derrick Grant | 3 Addis st. Walhalla SC | 916 0678 |
| <i>Tommy Hayes</i> | Tommy Hayes | 209 Mocks Ave Fayetteville NC | 910 973 6426 |
| <i>Sheila Johnson</i> | Sheila Johnson | 146 Dawn Dr Westminster SC | 647 9811 |
| <i>Tommy Braswell</i> | Tommy Braswell | 103 Peor Farm Rd Walhalla SC | 638-5341 |
| <i>Karen Braswell</i> | Karen Braswell | 103 Peor Farm Rd Walhalla SC | 638-5341 |
| <i>Billy McCay</i> | Billy McCay | 640 Adam Sullivan Rd Walhalla | 247-2859 |
| <i>Melissa McCay</i> | Melissa McCay | 640 Adam Sullivan Rd Walhalla | 247-1937 |
| <i>Cott Braswell</i> | Cott Braswell | 130 Peo Patch Ln Walhalla | 985-2272 |
| <i>Kathy Owens</i> | Kathy Owens | 106 Nile lane Six Mile, SC | 864-868-5031 |
| <i>Don Owens</i> | Don Owens | 106 Nile Lane, Six Mile SC | 864-868-5031 |
| <i>Mary Ann Walters</i> | Mary Ann Walters | 3501 Cross Swamp Rd Lenoir | 843-861-0164 |
| <i>Chris Walters</i> | Chris Walters | 3501 Cross Swamp Rd Lenoir | 843-861-4280 |
| <i>Lisa Hendricks</i> | Lisa Hendricks | 149 Kids Lane Seneca SC 29678 | 864-784-9831 |
| <i>Ray Hendricks</i> | Ray Hendricks | 149 Kids Lane Seneca SC 29678 | 864-364-2221 |
| <i>Flaisha Lusk</i> | Flaisha Lusk | 434 Alberts Rd Seneca SC 29672 | 864-524-9709 |
| <i>Kyle D. Lusk</i> | Kyle D. Lusk | 434 Alberts Rd Seneca SC 29672 | 864-324-6201 |
| <i>Rachel Bryant</i> | Rachel Bryant | 334 Singing Pines rd Sen | 864-280-6880 |
| <i>Alison White</i> | Alison White | 518 Playground Rd 29169 | 864-414-4962 |
| <i>Jason White</i> | Jason White | " " | " " |
| <i>Arrington Watson</i> | Arrington Watson | 203 Helen drive Easley SC 29822 | 864-952-9229 |
| <i>Debi Conway</i> | Debi Conway | 714 Arroyo Way | 888-0200 |
| <i>Barry Conway</i> | Barry Conway | 3002 Lake Keowee Ln | 324-1266 |
| <i>Jessica Nachole Knox</i> | Jessica Nachole Knox | 3002 Lake Keowee Ln | 404-642-0802 |
| <i>Tamara Norris</i> | Tamara Norris | 414 Silent Creek Dr Walhalla | 864-985-9119 |
| <i>Sydney Charles</i> | Sydney Charles | 459 Brown Farm Rd Seneca | 864-723-0538 |
| <i>Blake Norton</i> | Blake Norton | 459 Brown Farm Rd Seneca | 864-723-0538 |
| <i>Jean Norton</i> | Jean Norton | 138 White Oak St Walhalla | 864-638-9429 |
| <i>Rachel Norton</i> | Rachel Norton | 138 White Oak St Walhalla | 864-638-9429 |

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| | Greg McCall | 230 Owens Farm Dr. Walhalla | 723 0436 |
| | Elizabeth McCall | 230 Owens Farm Dr. Walhalla | 723 5424 |
| | Zach McCall | 230 Owens Farm Dr. Walhalla | 784-0565 |
| | Steven Carver | 219 Rock crusher Rd Walhalla | 903-2446 |
| | Krista Smith | 365 Leftis Lane Seneca | 912-9866 |
| | Devon Smith | 200 Cedar Hollow Rd Seneca | 972-9794 |
| | Kaula LeCroy | 121 Hughes Lane Walhalla | 985-3323 |
| | Stephanie Cawthon | 1294 Cobb Bridge Rd Westminster | 985-9819 |
| | Rachel Spivey | 130 Ridgcrest Rd Seneca | 723-0401 |
| | Noli Gads | 109 Weldon Rd Westminster | 784-0837 |
| | Marie Drake | 109 Paradise Ave NC | 388-2333 |
| | Brian Patterson | 115 Parnis Lane East Walhalla | 985-66-0597 |
| | Letty Beatty | 139 Myrtle St Toccoa Ga | 706-282-7324 |
| | Bettie Wade | 2224 Sugar Creek Rd | 865-450-3139 |
| | Elaine Putnam | 137 Cloverdale Dr Seneca | 864-784-5559 |
| | Brenda Heaton | 128 Wills Ct Central | 864-868-4526 |
| | Tim Heaton | 128 Wills Ct Central | 864-868-4526 |
| | Maria Cruz | 1003 Pinewood dr | 864-723-8582 |
| | Jose Cruz | 1003 Pinewood dr | 864-723-8582 |
| | Billy Hollingsworth | 100 Allison SC | 864-644-8535 |
| | Megan Davernport | 1145 Whitehorse Rd ext SC | 864-376-7496 |
| | Kevin Hollingsworth | 100 Allison Ct | 864-417-8557 |
| | Tiffany Hollingsworth | 237 West Bennet Rd Westminster | 864-340-2881 |
| | Heather Smith | 1045 Whitehorse Rd ext TK | 864-608-7867 |
| | Rebecca Miles | 237 West Bennet Rd Westminster | 864-437-7601 |
| | Lee McCall | 2298 Hwy 59 Westminster | 864-324-6062 |
| | Buel Tollison | 37 Oldstead Springs RD | 864-277-6153 |
| | Aaron Tollison | 1 Greenville | 11 |
| | Aaron Tollison | 609 Standing Springs Rd | 864-505-8718 |
| | Craig Ross | 27 N Charles Dr | 864-363-0785 |
| | Amy Hamby | 110 Country Acres Rd | 864-723-7682 |
| | Donald A. Eades | 2051 Safety Harbor Rd Walhalla | 864-638-2309 |
| | Wesley Hamby | 110 Country Acres Rd | 864-7105353 |
| | Heath Hall | 802 E. Grand St, Seneca | 864-444-3284 |
| | Melissa VanHock | 201 Timberlane Dr. Walhalla | 864-280-0207 |

Dear Oconee County Citizen,

Oconee County politicians think your wallet is their personal money tree.

Now they want to shake that tree again!

In fact, it seems like they just can't get enough.

They want to increase the sales tax for Oconee County to feed their voracious appetite for your money.

Sign the petition below to declare your opposition to the never-ending tax-and-spend policies of the County Council.

In Liberty,

Brit Adams
Oconee County Campaign for Liberty

***Stop the Oconee County Sales Tax Increase
to My County Council***

WHEREAS: The County Council just increased the property tax rate by 3 mils; and

WHEREAS: The 2012 Comprehensive Annual Financial Report (CAFR) indicates \$22.5 million in unrestricted funds on hand as of June 30, 2012; and

WHEREAS: the accommodation tax and utility rates have also increased in the cities of Seneca and Walhalla; and

WHEREAS: the county has given millions to private developers, purchased hundreds of acres in economic development speculation, and robbed the road maintenance fund to pay for other things while we drive on potholes.

THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Judith Adams*

Zip Code: 29672

Dear Oconee County Citizen,

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Brit Adams
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Name: *Brit Adams*

Zip Code: 29672

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Name: *Teresa Anderson*

Zip Code: 29678

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Name: *Kevin Anderson*

Zip Code: 29678

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Name: *Robert Beallien*

Zip Code: 29678

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Name: *John Becker*

Zip Code: 29678

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Name: *Priscilla Bennett*

Zip Code: 29672

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Name: *Bob Bennett*

Zip Code: 29693

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WHEREAS: The County Council just increased the property tax rate by 3 mils; and

WHEREAS: The 2012 Comprehensive Annual Financial Report (CAFR) indicates \$22.5 million in unrestricted funds on hand as of June 30, 2012; and

WHEREAS: the accommodation tax and utility rates have also increased in the cities of Seneca and Walhalla; and

WHEREAS: the county has given millions to private developers, purchased hundreds of acres in economic development speculation, and robbed the road maintenance fund to pay for other things while we drive on potholes.

THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Joseph Borkmeier*

Zip Code: 29672

Dear Oconee County Citizen,

Oconee County politicians think your wallet is their personal money tree.

Now they want to shake that tree again!

In fact, it seems like they just can't get enough.

They want to increase the sales tax for Oconee County to feed their voracious appetite for your money.

Sign the petition below to declare your opposition to the never-ending tax-and-spend policies of the County Council.

In Liberty,

Brit Adams
Oconee County Campaign for Liberty

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Name: *John Litch*

Zip Code: 29676

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Name: *Melton Blackwell*

Zip Code: 29691

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Name: *Neil Blasi*

Zip Code: 29672

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Name: *Janet Blasi*

Zip Code: 29672

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Name: *Carroll and Sharon Braslety* Zip Code: 29693

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Name: *William Brinson*

Zip Code: 29672

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Nancy Brown*

Zip Code: 29643

Dear Oconee County Citizen,

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Name: *victoria guttman*

Zip Code: 29696

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Name: *Sandra Caldwell*

Zip Code: 29672

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Name: *Charles Cannon*

Zip Code: 29675

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Name: *David Cassin*

Zip Code: 29696

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Name: *Kathryn Carrin*

Zip Code: 29696

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Name: *James Carrison*

Zip Code: 29676

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Name: *Julianne Carlson*

Zip Code: 29672

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Name: *Wayne Carter*

Zip Code: 29693

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Name: *Mary Chaney*

Zip Code: 29678

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Name: *Brendon Cooksey*

Zip Code: 29686

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Name: *Bobbie Cooksey*

Zip Code: 29686

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Name: *Emily Cooper*

Zip Code: 29664

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Name: *John Dalton*

Zip Code: 29693

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Name: *Philip Davidson*

Zip Code: 29672

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Name: *Curtis Davis*

Zip Code: 29678

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Name: *LILLIE DAVIS* Zip Code: 29672

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Name: *David Deltner*

Zip Code: 29686

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Name: *Jean Douglas*

Zip Code: 29678

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Seneca Fagg*

Zip Code: 29696

Dear Oconee County Citizen,

Oconee County politicians think your wallet is their personal money tree.

Now they want to shake that tree again!

In fact, it seems like they just can't get enough.

They want to increase the sales tax for Oconee County to feed their voracious appetite for your money.

Sign the petition below to declare your opposition to the never-ending tax-and-spend policies of the County Council.

In Liberty,

Brit Adams
Oconee County Campaign for Liberty

***Stop the Oconee County Sales Tax Increase
to My County Council***

WHEREAS: The County Council just increased the property tax rate by 3 mils; and

WHEREAS: The 2012 Comprehensive Annual Financial Report (CAFR) indicates \$22.5 million in unrestricted funds on hand as of June 30, 2012; and

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Timothy Fendley*

Zip Code: 29678

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Lauren Fear*

Zip Code: 29676

Dear Oconee County Citizen,

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Name: *Reed Gardner*

Zip Code: 29678

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Becky Gouvard*

Zip Code: 29678

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Jerry Gorrard*

Zip Code: 29678

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Todd Givens*

Zip Code: 29678

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Steve Gray*

Zip Code: 29672

Dear Oconee County Citizen,

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Name: *Ken Greenberg*

Zip Code: 29686

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Carol Hall*

Zip Code: 29693

Dear Oconee County Citizen,

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Name: *Barbara Handegren*

Zip Code: 29686

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Name: *Steve Hastings*

Zip Code: 29672

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Earl Haylor*

Zip Code: 29672

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Name: *Stan Howe*

Zip Code: 29696

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Name: *William Hyster*

Zip Code: 29676

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Jean Jennings*

Zip Code: 29696

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Keith Johnson*

Zip Code: 29678

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *David Johnson*

Zip Code: 29672

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Patricia M Jones*

Zip Code: 29691

Dear Oconee County Citizen,

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Richard Jones*

Zip Code: 29693

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Name: *Joseph Senus*

Zip Code: 29693

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Barry Jordan*

Zip Code: 29693

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Name: *Michael Justice*

Zip Code: 29691

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Stephen Justice*

Zip Code: 29672

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *David Karstowski*

Zip Code: 29676

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Evelyn Karzhenuski*

Zip Code: 29676

Dear Oconee County Citizen,

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Name: *Robert Kapp*

Zip Code: 29643

Dear Oconee County Citizen,

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Now they want to shake that tree again!

In fact, it seems like they just can't get enough.

They want to increase the sales tax for Oconee County to feed their voracious appetite for your money.

Sign the petition below to declare your opposition to the never-ending tax-and-spend policies of the County Council.

In Liberty,

Brit Adams
Oconee County Campaign for Liberty

***Stop the Oconee County Sales Tax Increase
to My County Council***

WHEREAS: The County Council just increased the property tax rate by 3 mils; and

WHEREAS: The 2012 Comprehensive Annual Financial Report (CAFR) indicates \$22.5 million in unrestricted funds on hand as of June 30, 2012; and

WHEREAS: the accommodation tax and utility rates have also increased in the cities of Seneca and Walhalla; and

WHEREAS: the county has given millions to private developers, purchased hundreds of acres in economic development speculation, and robbed the road maintenance fund to pay for other things while we drive on potholes.

THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Richard Labounty*

Zip Code: 29672

Dear Oconee County Citizen,

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Name: *Frederick LaFontaine*

Zip Code: 29672

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Name: *Tracy LaSalle*

Zip Code: 29686

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Name: *Dennis Leaf*

Zip Code: 29672

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Name: *Theresa Leaf*

Zip Code: 29672

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Name: *Torrie Leaf*

Zip Code: 29672

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Name: *Charles Leonard*

Zip Code: 29672

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Name: *Freddie Lescom*

Zip Code: 29658

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Name: *Larry Linsie*

Zip Code: 29672

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Name: *Deanna Linsin*

Zip Code: 29675

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Name: *Marna Leobe*

Zip Code: 29676

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Name: *Ellen Long*

Zip Code: 29676

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Name: *Donald Hare*

Zip Code: 29678

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Name: *Sharon Mahoney*

Zip Code: 29678

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Name: *sandra marino*

Zip Code: 29678

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Name: *roy masceri*

Zip Code: 29672

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Name: *William Hassen*

Zip Code: 29678

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Name: *Bill Mason*

Zip Code: 29678

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Name: *Gretchen Masselli*

Zip Code: 28686

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Name: *Catherine Mc Lay*

Zip Code: 29678

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Name: *David M. Alce*

Zip Code: 29693

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Name: *Alice M. Alice*

Zip Code: 29693

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Name: *Keith Mc Coy*

Zip Code: 29686

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Name: *Wendy Mc Guff*

Zip Code: 29672

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Name: *Miles Mc Guiff*

Zip Code: 29672

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Name: *Joe McLary*

Zip Code: 29678

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***Stop the Oconee County Sales Tax Increase
to My County Council***

WHEREAS: The County Council just increased the property tax rate by 3 mils; and

WHEREAS: The 2012 Comprehensive Annual Financial Report (CAFR) indicates \$22.5 million in unrestricted funds on hand as of June 30, 2012; and

WHEREAS: the accommodation tax and utility rates have also increased in the cities of Seneca and Walhalla; and

WHEREAS: the county has given millions to private developers, purchased hundreds of acres in economic development speculation, and robbed the road maintenance fund to pay for other things while we drive on potholes.

THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Michelle M. Mahan*

Zip Code: 29696

Dear Oconee County Citizen,

Oconee County politicians think your wallet is their personal money tree.

Now they want to shake that tree again!

In fact, it seems like they just can't get enough.

They want to increase the sales tax for Oconee County to feed their voracious appetite for your money.

Sign the petition below to declare your opposition to the never-ending tax-and-spend policies of the County Council.

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Name: *Jackie McQueen*

Zip Code: 29693

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Name: *Dixie Meeks*

Zip Code: 29679

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Name: *Linda Herche*

Zip Code: 29678

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Name: *David Mikkelson*

Zip Code: 29672

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Name: *Forrest Moore*

Zip Code: 29676

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Name: *Lynn Morrey*

Zip Code: 29664

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Name: *John Morrey*

Zip Code: 29664

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Name: *Lynn McCreary*

Zip Code: 29664

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Name: *Cynthia Napoleone*

Zip Code: 29691

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Name: *Evelyn Nelson*

Zip Code: 29693

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Name: *Jimmy Nicholson*

Zip Code: 29678

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Name: *Robbie Nielsen*

Zip Code: 29678

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Name: *David Nisbett*

Zip Code: 29672

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Name: *Patricia Nisbett*

Zip Code: 29672

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Name: *Paul C. Glesby*

Zip Code: 29672

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Name: *Laverne Page*

Zip Code: 29672

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Name: *Willard Pollock*

Zip Code: 29676

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Name: *Roberta Port*

Zip Code: 29696

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Name: *James Preston*

Zip Code: 29672

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Name: *Patricia Price*

Zip Code: 29693

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Name: *Teddy Price*

Zip Code: 29693

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Name: *Robert Peiitt*

Zip Code: 29676

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Name: *Bono Richards*

Zip Code: 29696

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Name: *Jim Pless*

Zip Code: 29676

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Name: *Jackie Saubwächter*

Zip Code: 29672

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THEREFORE: I demand that the Oconee County Council oppose any sales tax increase and refrain from putting a sales tax increase on the ballot.

Name: *Donald Sarkisian*

Zip Code: 29672

Dear Oconee County Citizen,

Oconee County politicians think your wallet is their personal money tree.

Now they want to shake that tree again!

In fact, it seems like they just can't get enough.

They want to increase the sales tax for Oconee County to feed their voracious appetite for your money.

Sign the petition below to declare your opposition to the never-ending tax-and-spend policies of the County Council.

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Brit Adams
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Name: *Kathleen Saunders*

Zip Code: 29678

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Name: *Judy Schmidt*

Zip Code: 29678

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Name: *Erwin Schmitt*

Zip Code: 29678

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Name: *Thomas Sitter*

Zip Code: 29691

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Name: *Ruth Stearn*

Zip Code: 29672

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Name: *James Stearns*

Zip Code: 29672

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Name: *Donald S. Smith*

Zip Code: 29678

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Name: *Roy Smith*

Zip Code: 29693

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Name: *Derrill Stephens*

Zip Code: 29678

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Name: *J. M. J. C. A. E.*

Zip Code: 29672

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Name: *P. Edward Thomas*

Zip Code: 29678

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Name: *David Vaughan*

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Name: *Nanessa Ward*

Zip Code: 29691

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Name: *William West*

Zip Code: 29676

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Name: *Thomas Weir*

Zip Code: 29678

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Name: *june white*

Zip Code: 29664

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Name: *A. D. M. Wingard*

Zip Code: 29691

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
PROCLAMATION P2013-06**

**A PROCLAMATION HONORING THE
OCONEE NUCLEAR STATION'S 40TH ANNIVERSARY**

WHEREAS, on July 5, 1966, the Duke Power Board of Directors announced authorization for the construction of the Keowee-Toxaway project, which included a large atomic-powered steam generating station (later named Oconee).

WHEREAS, on November 6, 1967, the Atomic Energy Commission issued permits for the construction of all three units at Oconee and in January 1968, the first concrete was poured for Unit 1 at the Oconee Nuclear Station.

WHEREAS, on July 1, 1969, the visitor's center at Oconee Nuclear Station opened. In the first 12 months the center was open, 250,000 people came to watch the construction of Oconee Nuclear Station. The visitor center was later named the World of Energy.

WHEREAS, on February 6, 1973, the Atomic Energy Commission granted a full-power license for the operation of Oconee unit 1.

WHEREAS, in 1973, the first load of nuclear fuel was loaded into the unit 1 reactor vessel, nuclear fission was established in unit 1 and that unit began commercial generation of power for homes and business in the upstate of South Carolina.

WHEREAS in December 1974, the completion of the Oconee Nuclear Station unit 3 created the largest operating nuclear plant in the world at that time. Duke completed Oconee's three units in seven years at a total cost of \$500 million.

WHEREAS in 2000, the Nuclear Regulatory Commission renewed Oconee's license to operate for an additional 20 years. The license for unit 1 expires in 2033 and for units 2 & 3 in 2034.

WHEREAS on July 16, 2013, Oconee Nuclear Station celebrated 40 years of commercial operation.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED, by Oconee County Council in meeting duly assembled, that Oconee County Council recognizes the Duke Energy and specifically the Oconee Nuclear Station as they celebrate this milestone and thank them for being a highly valued corporate leader in Oconee County.

APPROVED AND ADOPTED this 20th day of August, 2013.

OCONEE COUNTY, SOUTH CAROLINA

Joel Thrift, Chairman of County Council
Oconee County, South Carolina

ATTEST:

Elizabeth G. Hulse, Clerk to Council
Oconee County, South Carolina

Oconee County Transit Feasibility Study

Summary Presentation

August 20, 2013



URS

Overview

- Original Study Completed in December 2008
- Purpose of Update
 - Demographics – 2010 Census data
 - CAT's success
 - Economy
 - Perceptions/opinions of transit



Goals of Update

- Re-engage public
- Integrate 2010 Census data
- Review current transit service
- Benchmark peer communities
- Recommend next steps



Public Involvement

- Stakeholder Outreach
 - Village of Fair Play
 - Town of Salem
 - City of Seneca
 - City of Walhalla
 - City of Westminster
 - Town of West Union
 - Keowee Key and surrounding "lake area"



Public Opinion Survey

- Distribution
 - 347 responses
 - Local governments and service providers
 - 72% online / 28% hardcopy
- Geographic response
 - Seneca – 12%
 - Walhalla – 37%
 - Westminster – 2%
 - West Union – 4%
 - Elsewhere in Oconee County – 45%



Respondent Age

| | |
|---------------|-----|
| 16 or younger | 1% |
| 17-25 | 8% |
| 26-34 | 19% |
| 35-44 | 16% |
| 45-54 | 19% |
| 55-64 | 21% |
| 65 or older | 16% |



Respondent Household Income



Selected Responses

46%
have used CAT bus

92%
more transit is needed
in Oconee County

81%
expanding CAT bus
is the most
appropriate way to
provide more transit

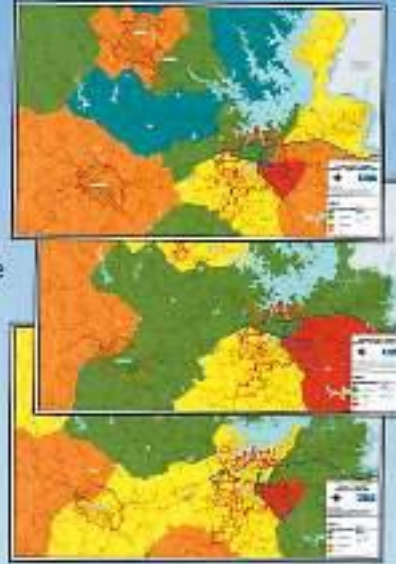
70%
would use
expanded transit

73%
would be willing to
pay a fare to ride



Census 2010 Data

- Key Transit Indicators
 - Persons 18 to 24 years of age
 - Persons 65 and older
 - Non-white populations
 - Persons below the poverty line
 - Households without vehicles
 - Persons with disabilities
 - Persons with no HS diploma



Key Demographic Observations

- Rising elderly population
- Stable rural youth population
- Declining minority population
- Increase in below poverty level population
- Rising no vehicle households

Review of Current Transit Service

- Clemson Area Transit (CAT)
- Began operating in Oconee County in 2006
 - Three routes
 - 50% in City of Seneca
 - 50% in unincorporated Oconee County



CAT System Performance Data

- 1.5 million passenger trips in FY2011-12
 - 3rd highest in SC
- Cost per passenger trip = \$1.71
 - Lowest in SC
 - Good service effectiveness
- Passenger trips per revenue mile = 2.91
 - Best in SC
 - Almost 5 times the state average
 - Good service productivity
- Seneca ridership in excess of 21,000 per month
 - On pace to see a 10% increase over last year

Peer Community Analysis

- Five peer transit agencies were reviewed (Anderson, SC; Asheville, NC; Charlottesville, VA; Lynchburg, TN; Spartanburg, SC)
- Identified potential service operational characteristics of a fully expanded Oconee County transit system
 - Cost per revenue hour = \$60-\$70
 - Annual operating cost of \$700,000 to \$1 million

Path Forward

- Form Transit Advisory Task Force
- Perform an origin-destination study
- Begin dialogue with the City of Seneca and CAT concerning expanded service
- Identify funding
- Finalize service plan
- Finalize financial plan
- Initiate new services



Oconee County Transit Feasibility Study Update

Oconee County desired to update the Transit Feasibility Study that was conducted in 2008. Key reasons for the update were the recent availability of new 2010 demographic data, success of Clemson Area Transit in and around the City of Seneca, changes in the economy, reengaging the public to understand current public opinion and perception toward transit, and updating the recommendations of the plan to reflect current realities. The following are the core work items of the update:

PUBLIC INVOLVEMENT

Targeted stakeholder meetings were conducted to identify perceptions, desires, and expectations regarding transit service in Oconee County. Meetings included:

- Village of Fair Play
- Town of Salem
- City of Seneca
- City of Walhalla
- City of Westminster
- Town of West Union
- Keowee Key and surrounding lake communities

A public opinion survey was made available both online and in hardcopy format. Several municipalities and social service providers assisted in distributing hardcopies to those who might not have internet access. The survey received broad exposure with 347 surveys returned; of these, 28% were hardcopy and 72% were online.

CENSUS DATA UPDATE

Demographic data was updated as available from the 2010 US Census. The update included revising key metrics within the study and the maps presented.

REVIEW OF CURRENT TRANSIT SERVICE

The history and performance of Clemson Area Transit (CAT) within Oconee County was reviewed and analyzed. CAT has seen impressive ridership growth in Oconee County and leads South Carolina transit agencies in a number of key performance metrics.

PEER COMMUNITY ANALYSIS

Transit agencies from five peer communities were analyzed to identify potential service operational characteristics for expansion of transit service in Oconee County. Based on this review, a fully expanded transit system that serviced all of Oconee County would likely be similar to the Anderson or Spartanburg systems and ultimately have an annual operating cost of approximately \$750,000 to \$1 million.

PATH FORWARD

Based on the information gathered through the original feasibility study process and this update, several next steps were developed to assist Oconee County in moving toward more robust transit/mobility options. These include:

- Formation of a Transit Service Advisory Task Force;
- Performance of an origin-destination study;
- Initiation of a dialogue with the City of Seneca and CAT concerning expanded service;
- Identification of funding;
- Finalization of a service plan and financial plan; and
- Initiation of new service.

Oconee County Transit Feasibility Study Update



June 2013

Prepared by

URS



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1. Introduction

The City of Seneca conducted the Oconee County Transit Feasibility Study in 2008. The intent of the study was to determine the potential for an expansion of the current transit system and to help Oconee County gauge the short- and long-term benefits and demands for such an expanded system. While the study provided a number of recommendations, none advanced past the study phase.

Need for Update

In 2012, attention again focused on the feasibility of an expanded transit system in Oconee County. Several factors contributed to this renewed interest:

- **2010 Census** – The original study was conducted in 2008 and utilized the most current demographic data available at that time; however, this data was collected in 2000, making it nearly a decade old. With the 2010 Census now compiled and available, the County desired to review this data to determine how demographics had changed since 2000 and what effect that might have on expanded transit service in the County.
- **CAT's Success** – Having begun operations in Oconee County (i.e., in and around the City of Seneca) in 2006, Clemson Area Transit (CAT) service was new to the County when the original study was initiated in 2007. At that time, the CAT Seneca service was a pilot project and its success was yet to be realized. CAT service has now existed in Oconee County for more than six years, with ridership demonstrating its popularity and success. Additionally, the City of Seneca was recently awarded a federal grant to completely modernize its rolling stock, making it the only transit system in the country to operate an entirely electric-powered fleet of buses.
- **Economy** – The economy was just beginning its downturn in 2007-2008 when the original study was completed, and the recession's length and full effect were yet to be understood. This had several implications for transit. To begin, along with all local governments, the County's revenues and priorities were impacted by the recession, making the idea of starting an independent transit agency operated by the County (as recommended in the original study) more challenging. Additionally, with many people's job status and incomes affected by the economic downturn, the need for transit increased. Finally, with many people losing their employment, access to jobs and training/education is now more important than ever.
- **Public Opinion** – With both the success of CAT Bus' pilot project in Oconee County and the affects of a changing economy, it was believed that the public's opinion of transit may have changed. Based on anecdotal evidence, leaders felt that the idea of expanded



transit might be gaining broader acceptance with County residents. Leaders wished to re-engage the public and municipal governments to determine how much support does exist for expanded transit service.

Role of the Update

This update is not intended to be a comprehensive analysis of transit need, as the original study established such need. Rather, this update seeks to first assess the current level of support for transit. Then, provided sufficient support exists, determine the most appropriate next steps for expanding transit service in Oconee County.

Employing a measure of both qualitative and quantitative study, several targeted evaluations were performed. These evaluations provide key insight into the probability for success of expanded transit service.

- **Public Engagement** – Two primary areas of public engagement were performed: stakeholder meetings; and public opinion survey.
- **Census Data Update** – Demographic data was updated as available from the 2010 Census. The update includes the revision of key metrics and maps presented in the original study.
- **Review of Current Transit Service** – Data concerning CAT's service in and around the City of Seneca was reviewed to determine the success of this pilot project and its potential for expansion to other parts of Oconee County.
- **Peer Community Analysis** – Communities of similar demographic and geographical makeup to Oconee County that currently provide transit service to their constituents were reviewed to determine applicability and transferability to Oconee County.

Sections 2, 3, 4, and 5 of this document summarize the respective areas listed above, while Section 6 presents next steps in a path forward to a more complete transit system in Oconee County.



2. Public Engagement

The original study included public engagement, but it was limited in scope. Determining public support for transit was a primary focus of this update; therefore, Oconee County desired to broaden public engagement through the inclusion of all municipal governments and communities and a larger cross section of the general public. To accomplish this, two primary areas of public engagement were pursued and are presented below.

Stakeholder Meetings

Targeted stakeholder meetings were conducted to identify perceptions, desires, and expectations regarding transit service in Oconee County. The main intent of these meetings was to determine what may have changed since the publishing of the original study. Individual meetings were conducted to the convenience of each stakeholder group, and therefore took several months to complete. Some meetings were specially called, while others were conducted as part of an already scheduled meeting.

Meetings included:

- Village of Fair Play
- Town of Salem
- City of Seneca
- City of Walhalla
- City of Westminster
- Town of West Union
- Keowee Key and surrounding lake communities



The following summarize input received from the stakeholder meetings:

- Overall, there was a general consensus that expanded transit service in Oconee County is needed and would be used if available. Specific reasons for this need included higher gas prices, limited incomes, distance to destinations and services, training and job access, and promoting economic growth.
- When asked, “Who in your community would use transit?” responses included people without transportation, elderly, disabled, single parents, and young people.
- A variety of destinations that would be accessed if transit were available were mentioned, including places of employment, Clemson University, Tri-County Technical College, Clemson football games, church, high school sporting events, grocery stores, pharmacy, Walmart, doctors’ offices, library, City/Town Halls, County services, soup kitchens, food banks, and thrift stores.
- Most expressed that expanded transit should be timely and convenient. Designated stops with appropriate comforts such as benches and shelters should be provided. Headway was also a concern, as people did not want to have to wait too long for the next bus.
- While some communities were willing to consider partnering on the financing of expanded transit, others felt transit (both existing and future) should pay for itself.
- Most believe that riders would be willing to pay some type of fare, depending on realized benefits.
- Negative perceptions of transit, such as it being associated with crime and vagrancy were mentioned by several as potential barriers to its success.
- While most responses were positive towards transit, representatives for some of the communities along Lake Keowee did not see the demand for it and expressed a preference for bike lanes and sidewalks over transit.



Public Opinion Survey

A public opinion survey was made available both online and in hardcopy format. Stakeholders, including municipalities throughout the County, were encouraged to post a link to the survey from their respective websites. Several municipalities and social service providers assisted in distributing hardcopies to those who might not have internet access. The survey received broad exposure with 347 surveys returned; of these, 28% were hardcopy and 72% were online. As shown in **Figure 2-1**, geographic response was well distributed throughout the County, with the largest number of responses coming from unincorporated areas. Similarly, respondents were well distributed in both age and income as seen in **Figure 2-2** and **Figure 2-3** respectively.

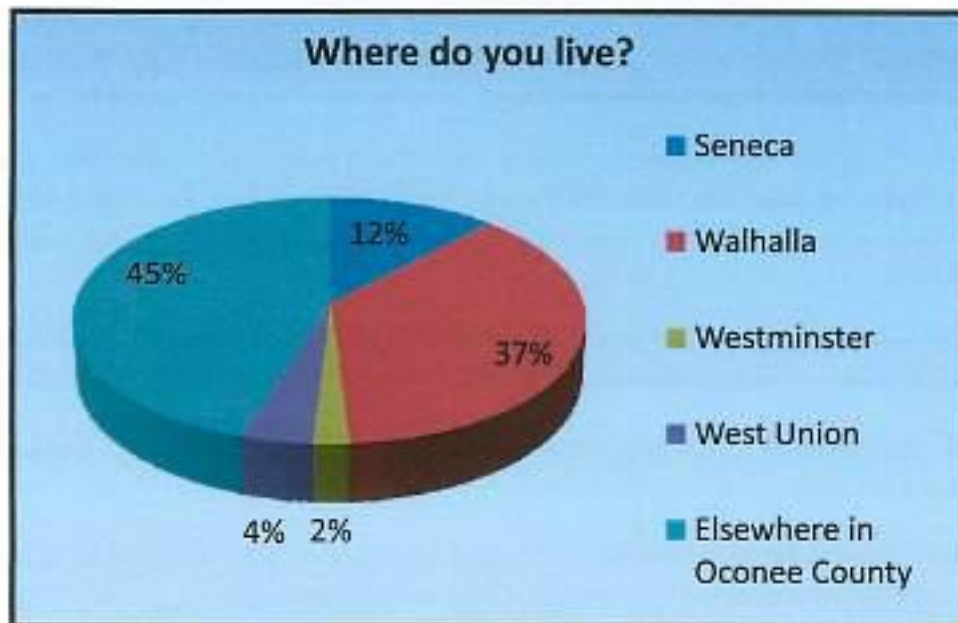


Figure 2-1
Survey Respondent Geographic Distribution

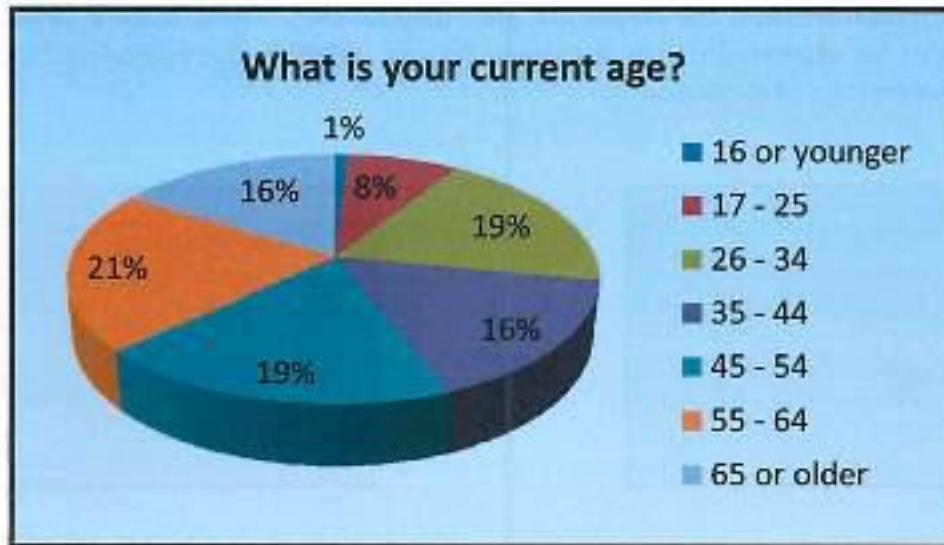


Figure 2-2
Survey Respondent Age

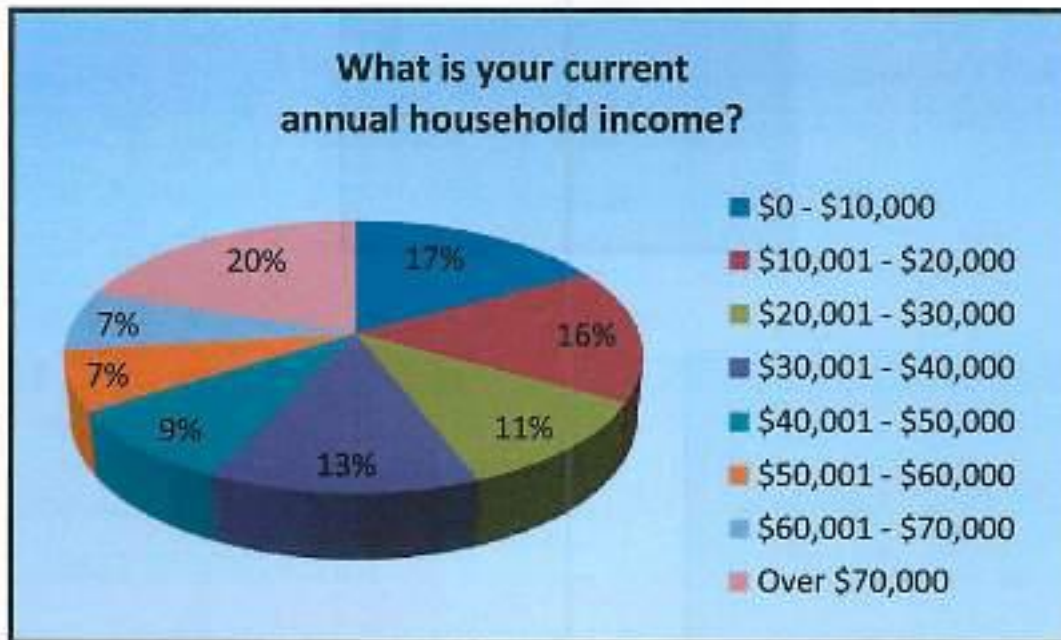
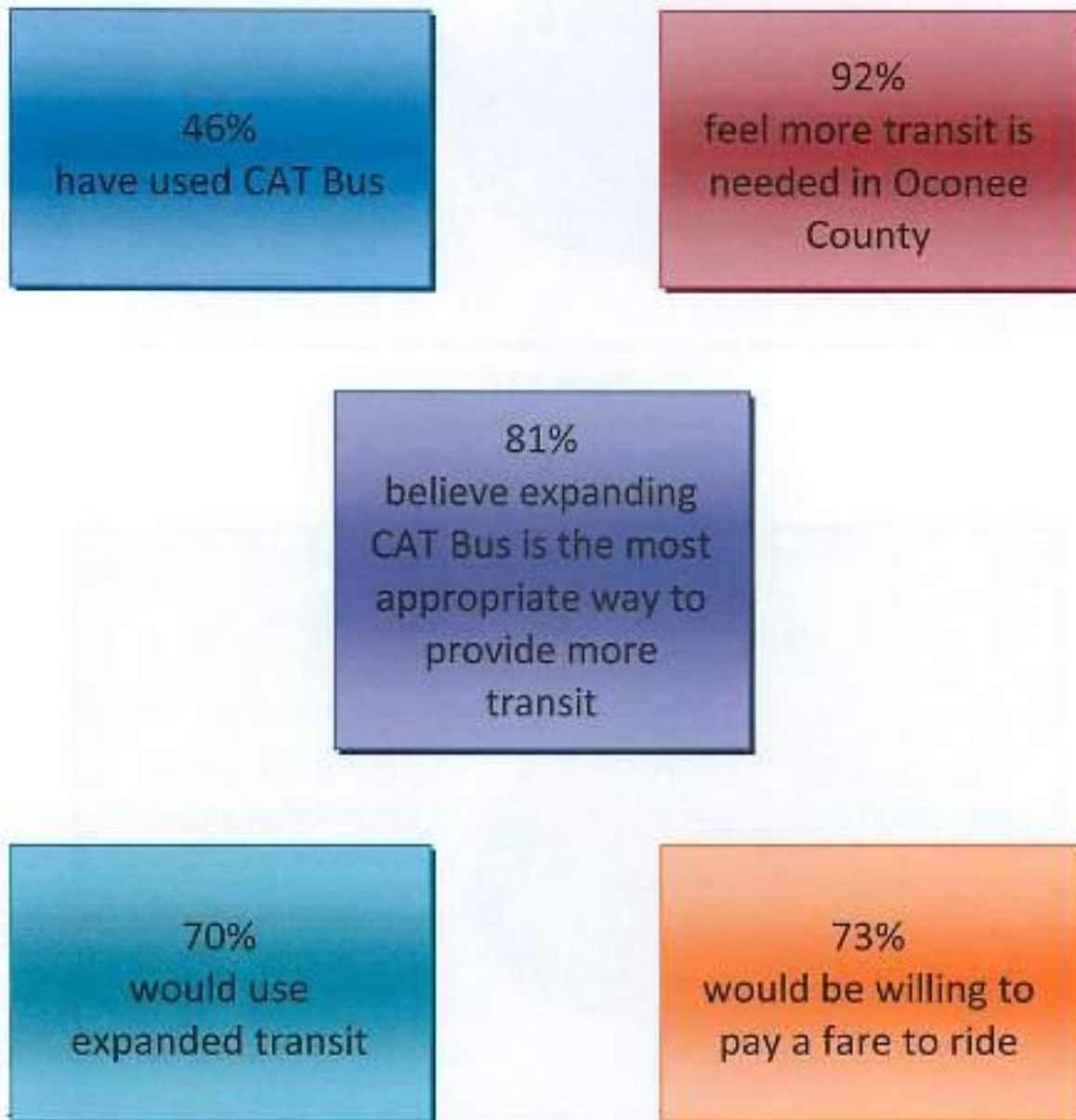


Figure 2-3
Survey Respondent Household Income



Several key indicators from the survey are presented below¹. These show a large degree of public support for expanded transit in Oconee County. Additionally, extending CAT service is the preferred method of expansion.



¹ A complete summary of both online and hardcopy survey responses is included in Appendix A.



3. Census Data Update

Several demographic data sets were presented in the original study to assist with analysis of transit dependency in Oconee County. With the release of 2010 Census data, those demographic sets are revisited as part of this update.

Transit-dependent population groups are described as those segments of the population that are precluded from driving vehicles and are highly dependent upon others for transportation. The types of limitations that are the reason for their dependence include physical, financial, legal, and self-imposed limitations:

- **Physical limitations** may include permanent disability, frailty due to age, blindness, paralysis, or development disabilities. They may also include temporary disabilities, such as injury, which would preclude an individual from driving.
- **Financial limitations** may be short- or long-term. Short-term financial limitations may be the result of layoffs, high gas prices, unexpected bills, etc. Long-term financial limitations may include fixed income level, single head of household, high automobile insurance rates, or other barriers to purchasing or owning a private vehicle.
- **Legal limitations** are typically related to persons too young to drive or persons that have had their driving privileges revoked.
- **Self-imposed limitations** are made by persons who choose not to own or drive a vehicle for reasons other than those listed in the other categories above. Persons in this category may include environmentalists, persons new to the area, or any others that consciously make a choice not to drive. Data for this final category is not readily available and this group typically represents a small portion of the transit population.

For comparison purposes, census information related to transit dependent populations as presented in the original study and updated to the most current estimates is presented in **Table 3-1** and **Table 3-2** respectively.



Table 3-1
Transit Dependent Population Factors (2006 Data)

| Geographic Area* | Population | | | | Households | | |
|------------------|--------------|---------|----------|---------------------|----------------|------------|---------------|
| | Age 17 to 25 | Age 65+ | Minority | Below Poverty Level | Owner Occupied | No Vehicle | Median Income |
| Seneca | 9.5% | 16.0% | 36.7% | 15.6% | 60.4% | 1.7% | \$32,643 |
| Walhalla | 8.3% | 15.7% | 16.8% | 17.2% | 59.9% | 3.9% | \$29,063 |
| Westminster | 9.6% | 15.3% | 14.4% | 9.3% | 62.9% | 6.7% | \$30,802 |
| West Union | 12.8% | 16.5% | 12.5% | 27.1% | 70.1% | 1.5% | \$24,250 |
| Oconee County | 8.0% | 15.6% | 10.9% | 10.8% | 78.4% | 4.4% | \$36,666 |
| South Carolina | 10.2% | 12.1% | 33.9% | 14.1% | 72.2% | 9.0% | \$37,082 |

Source: U.S. Census Bureau, 2006 *Data not available for Salem.

Table 3-2
Transit Dependent Population Factors (2011 Data)

| Geographic Area* | Population | | | | Households | | |
|------------------|--------------|---------|----------|---------------------|----------------|------------|---------------|
| | Age 18 to 24 | Age 65+ | Minority | Below Poverty Level | Owner Occupied | No Vehicle | Median Income |
| Seneca | 5.6% | 17.7% | 26.6% | 23.9% | 58.6% | 10.3% | \$35,294 |
| Walhalla | 3.3% | 20.3% | 18.2% | 23.8% | 58.7% | 16.8% | \$35,792 |
| Westminster | 10.5% | 17.3% | 4.6% | 18.0% | 79.9% | 8.7% | \$35,195 |
| Oconee County | 8.2% | 18.5% | 9.4% | 18.1% | 76.0% | 5.8% | \$42,641 |
| South Carolina | 10.3% | 13.5% | 31.4% | 17.0% | 69.8% | 7.1% | \$44,587 |

Source: U.S. Census Bureau, 2011 *Data not available for Salem or West Union.



In reviewing the above data, several observations were made:

- **Rising Elderly Population** – Compared to South Carolina as a whole, Oconee County has a higher percentage of persons age 65 and over. Additionally, from 2006 to 2011 the percentage of persons age 65 and over has risen by almost 3% in Oconee County. South Carolina has seen its age 65 and over population rise at half that rate. With Oconee County continuing to be an attractive location for retirees, it would be expected that this trend would continue.
- **Stable Rural Youth Population** – Oconee County has a lower population percentage of persons ages 18 to 24 than the State. From 2006 to 2011 this segment of Oconee County's population remained stable across the County as a whole, but saw significant declines in Seneca and Walhalla. This indicates that a larger portion of the youth population is now located in more rural, unincorporated areas of the County.
- **Declining Minority Population** – Each of the municipalities and Oconee County as a whole are well below the State for minority population. Oconee County's percentage at 9.4% is less than one-third of the State's percentage at 31.4%. Higher percentages are experienced in the municipalities of Seneca (26.6%) and Walhalla (18.2%). Overall, the percentage of minority population has declined in Oconee County since 2006, but a similar drop has been experienced statewide.
- **Increase in Below Poverty Level Population** – Oconee County's percentage of persons living below the poverty line has nearly doubled since 2006. Municipalities within the County have seen similar increases. This is more than double the percentage increase experienced by South Carolina.
- **Rising No Vehicle Households** – While not dramatic, the percentage of households without a vehicle rose from 4.4% in 2006 to 5.8% in 2011. That equates to more than 1,700 households or more than 4,300 people in Oconee County without access to a vehicle.



To identify concentrations of the target transit markets identified in Table 3-2, several maps from the original study were updated with this new data. The method for identifying the concentration of the target transit markets utilizes an index scoring system. This numeric index score represents the level of concentration of potential transit markets. The index, unless otherwise noted, is a composite of 2010 Census data for:

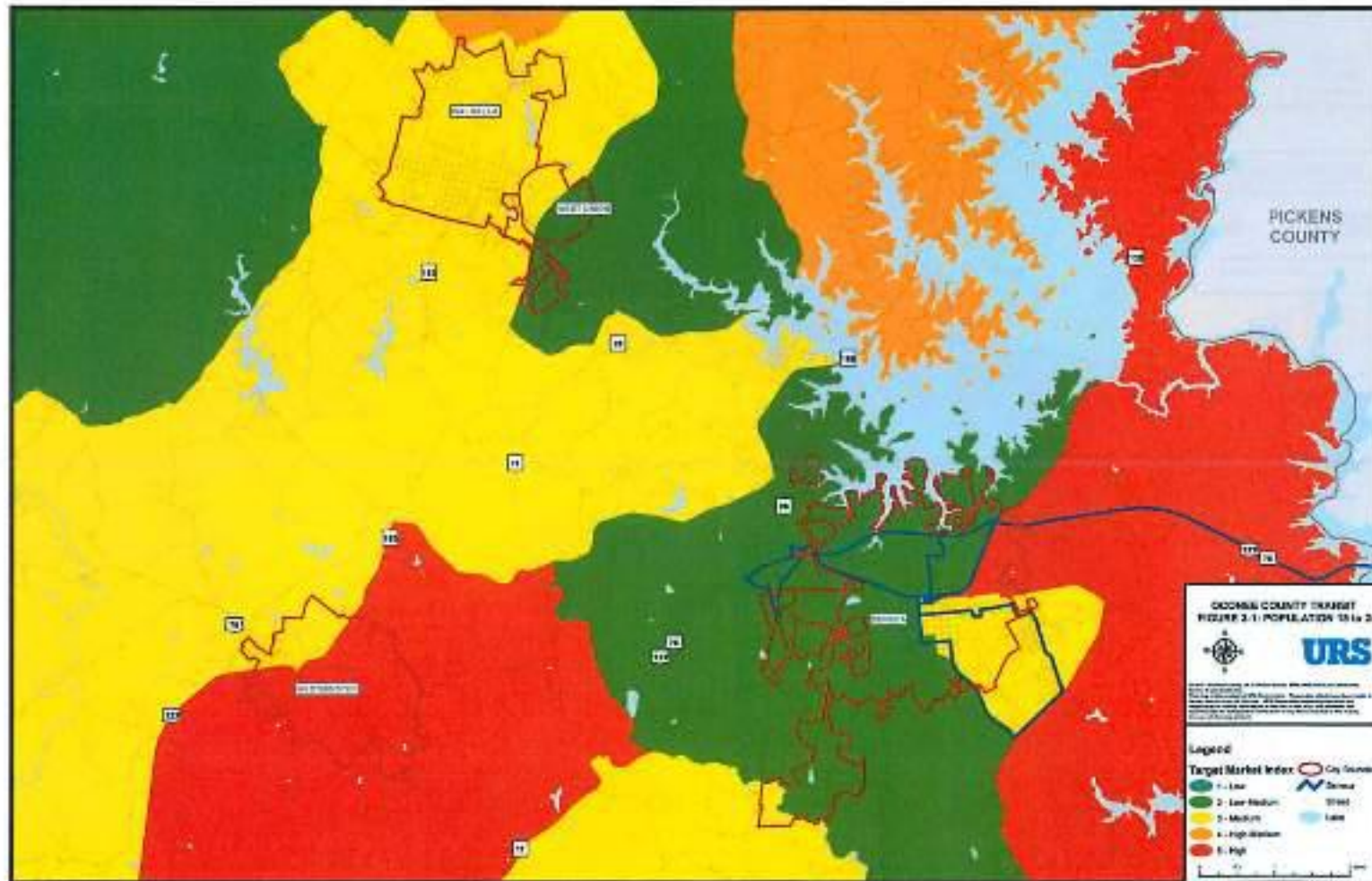
- Persons 18 to 24 years old;
- Persons age 65 and older;
- Non-white populations;
- Persons below poverty;
- Households without vehicles;
- Persons with disabilities²; and
- Persons without a high school diploma.

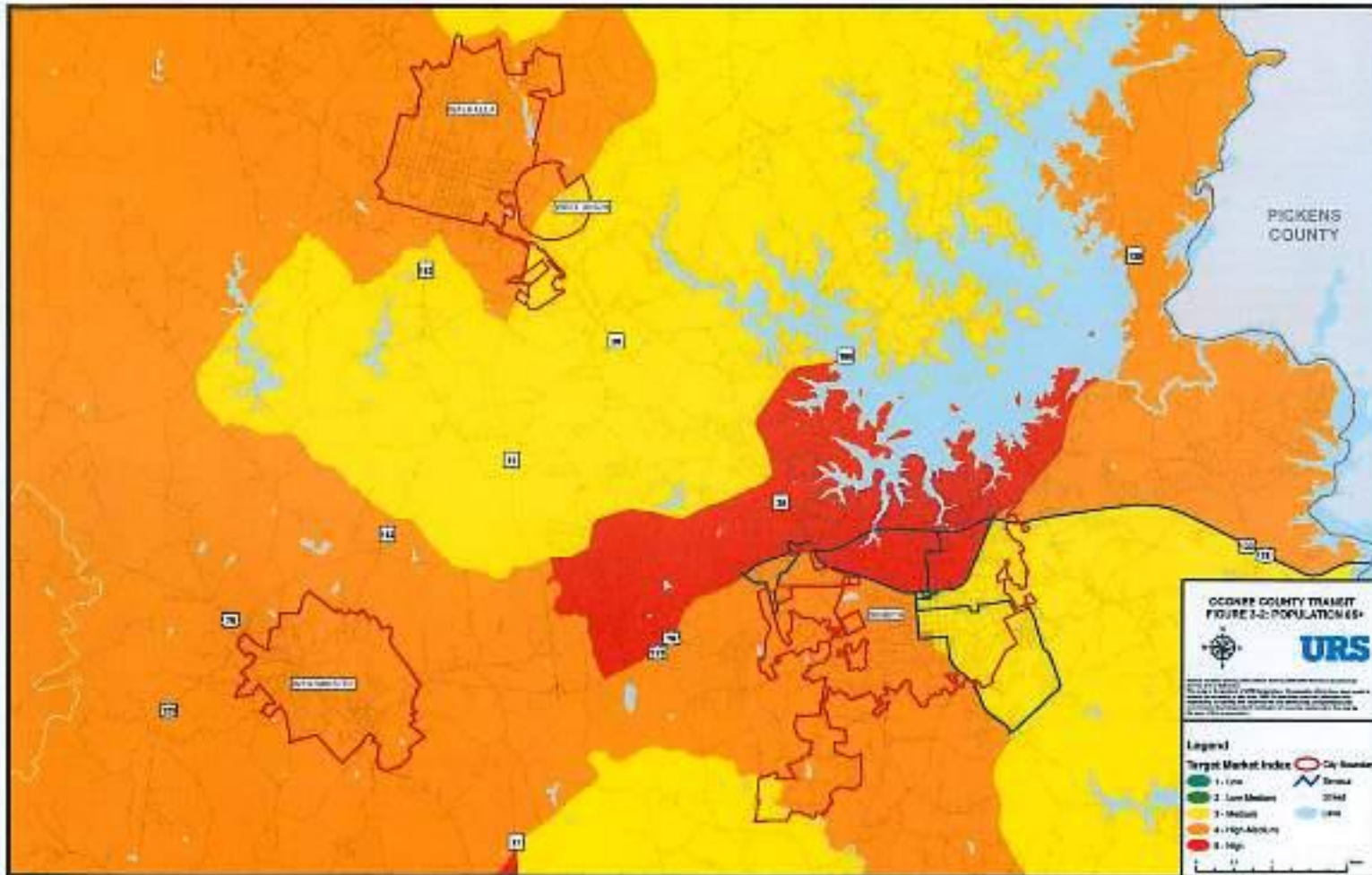
Figures 3-1 through 3-7 respectively depict the above metrics.

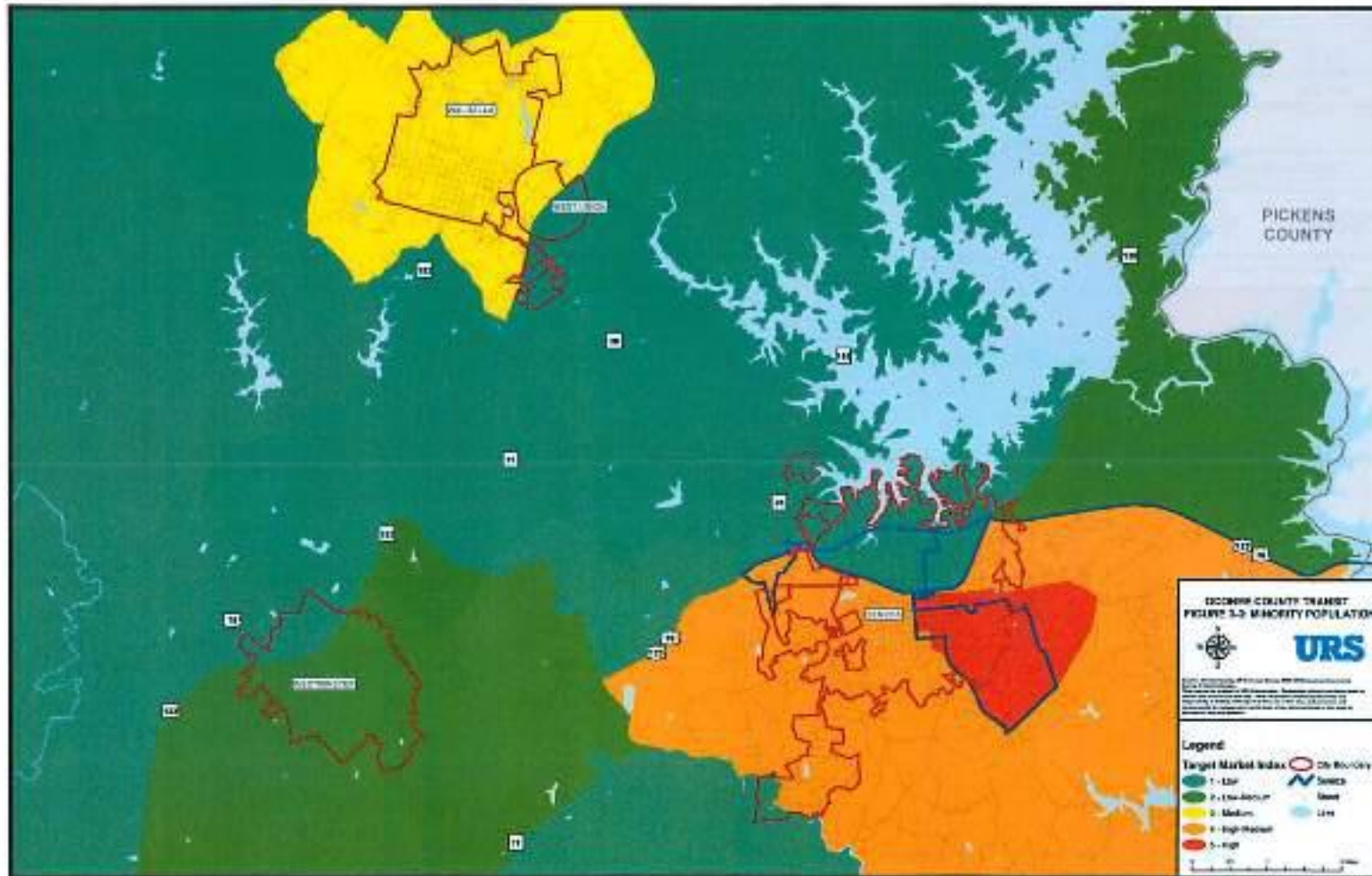
Figure 3-8 illustrates the composite target transit market index³. The higher the composite index the greater the intensity of the variables in the geographical areas. Figure 3-8 makes it clear that the highest composites of transit dependent variables exist on the eastern side of Seneca and in and around Walhalla and Westminster.

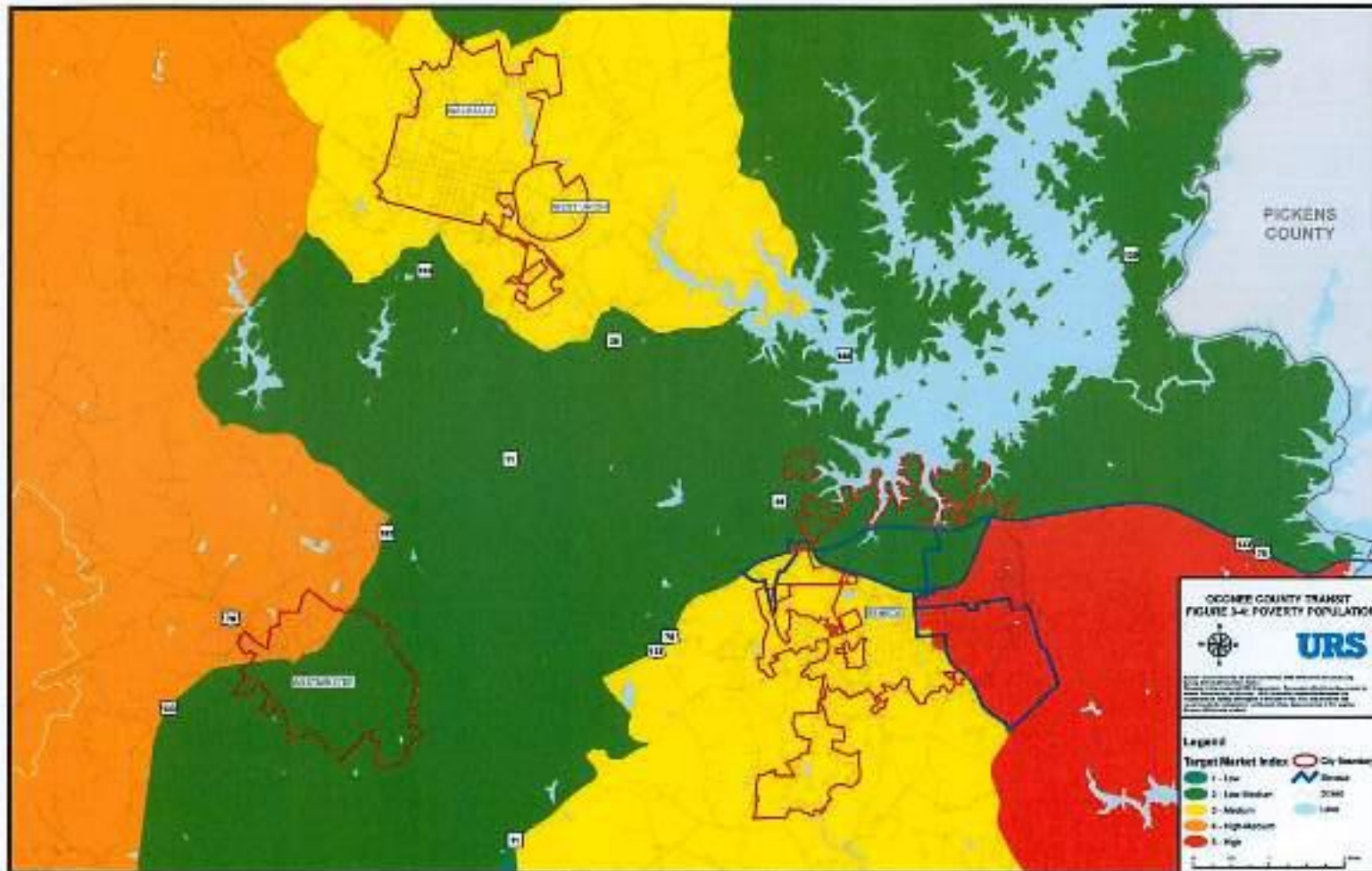
² 2010 Census data has not been released for this metric; therefore, 2000 Census data was utilized.

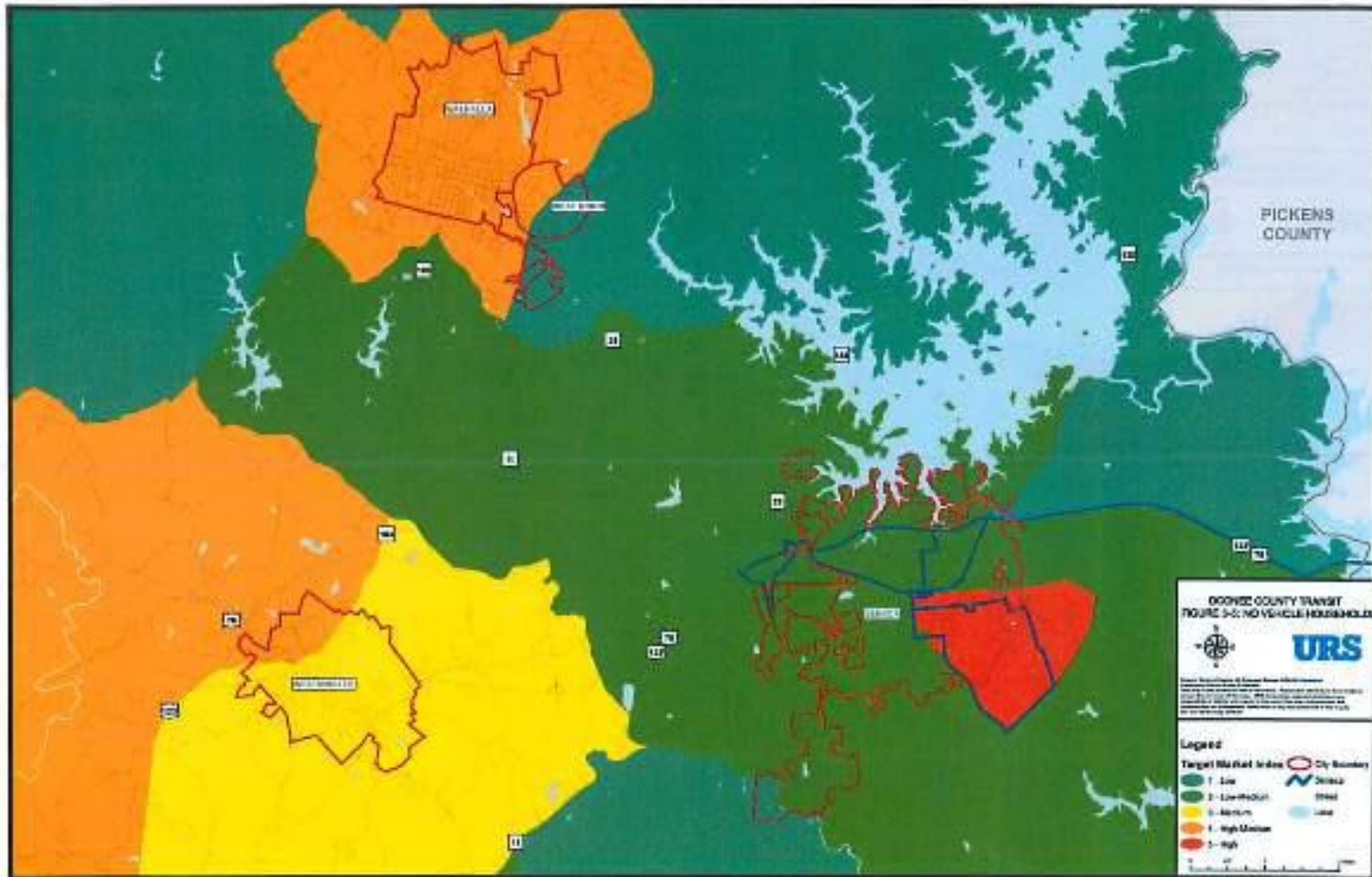
³ Index scores were derived through the methodology described in Appendix B.

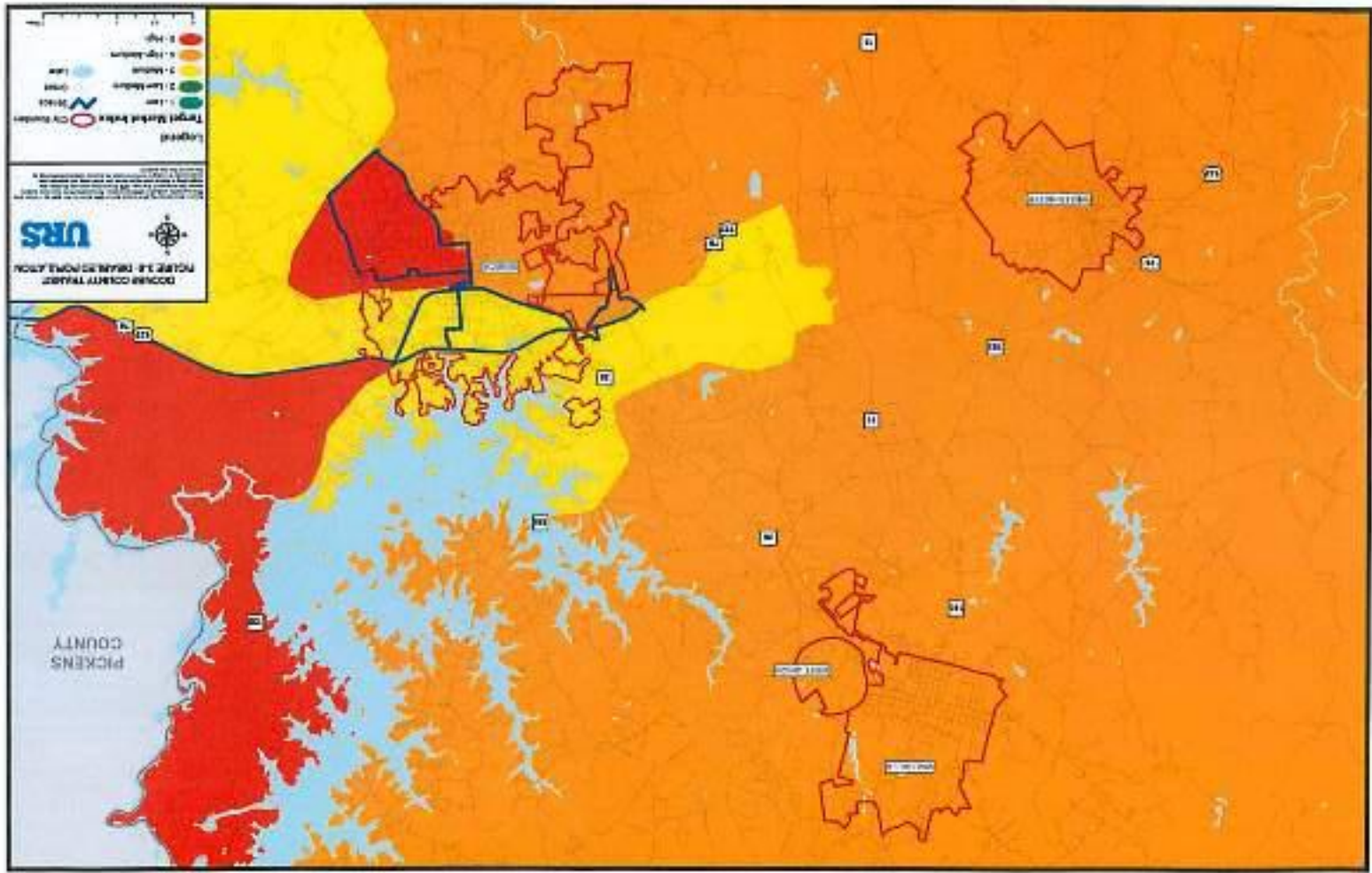


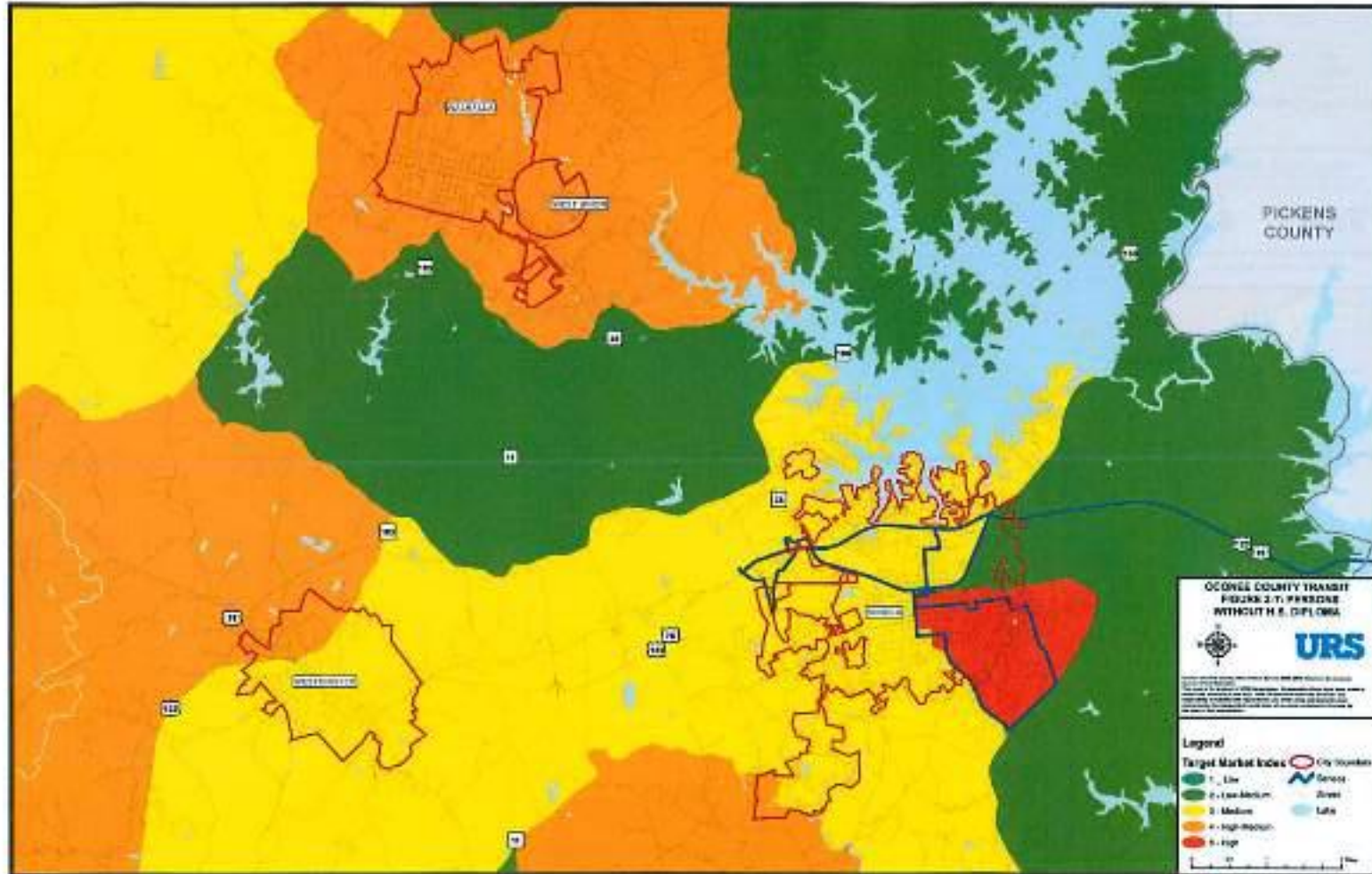


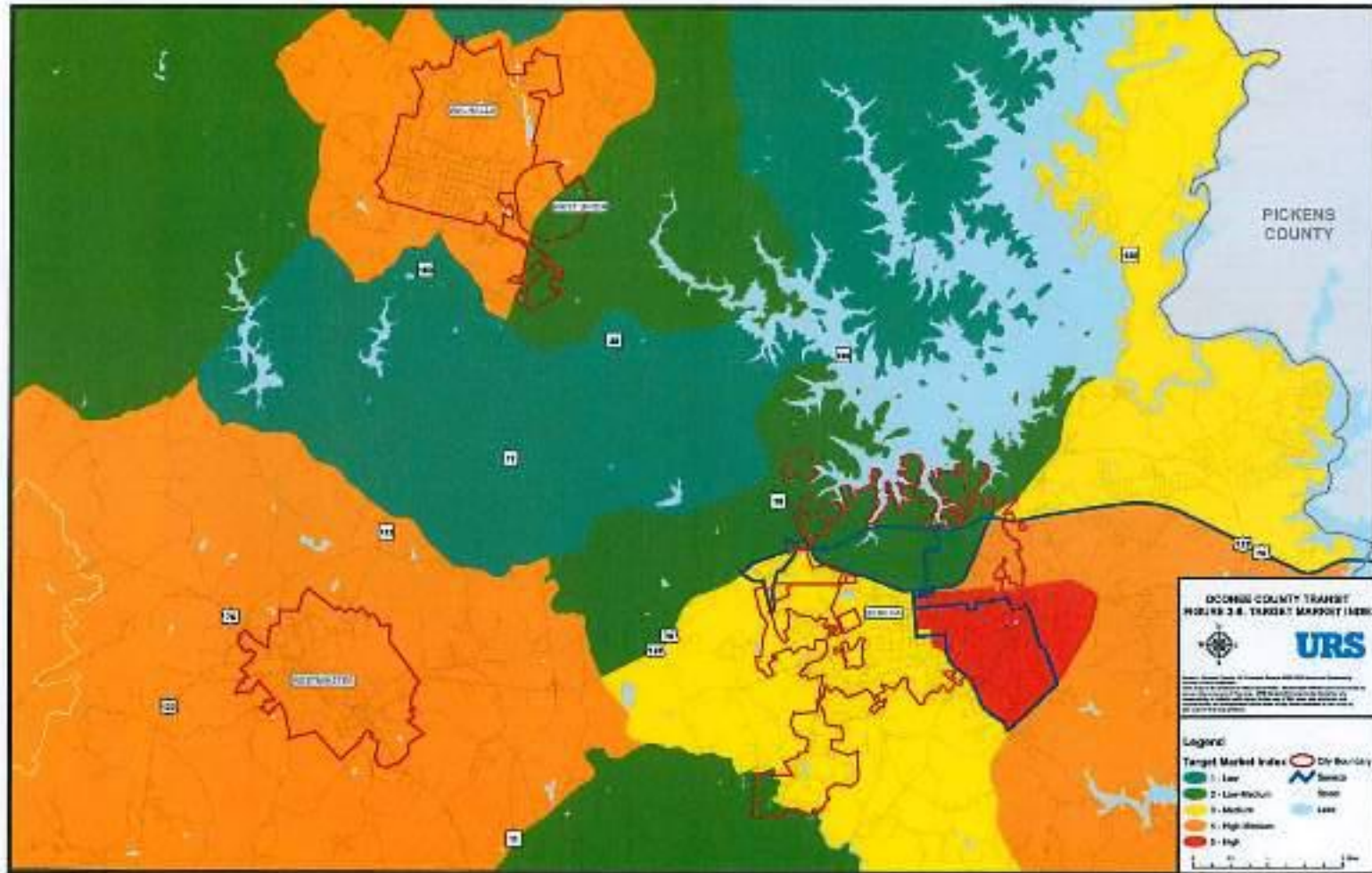














4. Review of Current Transit Service

Overview

Clemson Area Transit (CAT), known locally as “CAT Bus,” is operated by the City of Clemson. CAT Bus provides public transit service to the Cities of Clemson and Seneca, Towns of Central and Pendleton, Clemson University, and Tri-County Technical College. The CAT Bus system also provides connecting bus service to the City of Anderson’s Electric City Transit bus system⁴.



Funded through partnerships with the Federal Transit Administration (FTA), South Carolina Department of Transportation (SCDOT), Clemson University, City of Clemson, City of Seneca, Town of Central, Town of Pendleton, and Anderson County, this public transit service is provided fare-free. Through annually-renewed agreements with Clemson University and the City of Clemson, CAT Bus receives approximately \$2.3 million from student fees and city funds for use in the operation of its system⁵. Clemson students are assessed a fee of \$33.50 per semester (\$67.00 per year) to provide the University’s revenue contribution.

CAT Bus has recently added several advanced buses to its fleet, taking delivery in 2012 of five “Smart Bus” models and in 2013 a single articulated-bus model. The “Smart Bus” additions tout the lightest vehicle weight in the industry and feature an advanced electric cooling system to further reduce greenhouse gases⁶. The articulated bus is the first such vehicle in operation in the state of South Carolina. CAT Bus intends to retire up to eight of its aging buses, several of which will be replaced by the articulated model⁷.



New articulated CAT bus with new headquarters building in background.

Source: www.masstransitmag.com

⁴ www.catbus.com/home/general.html

⁵ <http://www.independentmail.com/news/2012/aug/14/annual-agreement-approved-continue-cat-bus-service>

⁶ www.novabus.com/media/latest-news/clemson-area-transit-has-chosen-the-lfs-smart-bus.html

⁷ www.metro-magazine.com/news/story/2013/02/clemson-guts-nova-artic-into-service.aspx



In addition to incorporating advanced transit vehicles in its fleet, CAT has recently completed construction of a new headquarters building that features advanced sustainability concepts such as solar power panels and electric vehicle charging stations. Partially funded by a \$2.5 million American Recovery and Reinvestment Act (ARRA) award, the new headquarters is South Carolina's first green transit building, according to a February 15, 2011 *GSA Business* article.

Existing Oconee County Transit Service

In 2006, CAT began operating a pilot project in Oconee County in cooperation with the City of Seneca. Today, CAT provides the only public transit service in Oconee County, operating three routes for the City of Seneca. According to CAT, of the total mileage on these three routes, approximately 50% is within Seneca's city limits and 50% is in unincorporated Oconee County. Figure 4-1 graphically depicts these routes.

The Seneca Express route operates Monday through Friday between Clemson University and Seneca, with outbound service beginning at 5:50 AM with 60-minute headways. The last bus arrives in Seneca at 6:15 PM. Inbound service from Seneca begins at 6:25 AM with 60-minute headways. The last bus arrives at the Clemson University Hendrix Center transfer center at 5:48 PM. The Seneca Residential and Business Loops operate in tandem Monday through Friday from 6:20 AM to 6:20 PM with 30-minute average headways. All routes operate out of a transit hub on Main Street in downtown Seneca, which includes a 200+ space park-and-ride lot. The transit hub doubles as a farmers market and festival venue.



Seneca Business Loop bus at transit hub.
Source: URS

In November 2011, the FTA awarded a \$4.1 million Transit Investments in Greenhouse Gas and Energy Reduction (TIGGER) grant to the City of Seneca. The grant was one of only 46 awarded nationwide and is being used to replace the current fleet of diesel buses used by CAT in Seneca with 35-foot, fast charge battery electric buses. The buses are being built locally by Proterra in Greenville, South Carolina. Once the buses are placed in service, CAT will operate the first and only all-electric bus fleet in the United States. Electric charging stations will also be installed to accommodate the approximate 10-minute quick-charging of the buses; under ideal conditions, buses will be able to operate for 30 miles between charges.



Figure 4-1
Clemson Area Transit Existing Oconee County Service
Source: www.catbus.com



Performance Data

Table 4-1 presents five-year system data for CAT obtained from the FTA National Transit Database (NTD). Additionally, data taken from the SCDOT's State Fiscal Year 2011-2012 Public Transit Performance Report is presented in Table 4-2.

Table 4-1
Clemson Area Transit NTD Data

Table with 5 columns: Year, Annual Unlinked Passenger Trips, Operating Costs, Operating Cost Per Passenger Trip, Capital Costs. Rows for years 2011, 2010, 2009, 2008, 2007.

Source: National Transit Database

Table 4-2
SCDOT FY2011-12 Performance Data

Table with 5 columns: Provider, Passenger Trips, Cost Per Passenger Trip, Cost Per Vehicle Mile, Passenger Trips Per Vehicle Revenue Mile. Rows for Clemson Area Transit, City of Seneca Transit, South Carolina.

Source: South Carolina Department of Transportation

With over 1.5 million passenger trips in FY2011-12, CAT had the third highest number of passenger trips of any transit provider in South Carolina. Charleston Area Regional Transit Authority (CARTA) in Charleston and Central Midlands Regional Transit Authority (CMRTA) in Columbia, two of the largest urbanized areas in South Carolina, held positions first and second respectively. When you combine the passenger trips of CAT and City of Seneca Transit, which is



operated by CAT, CAT almost ties for second with less than 1% fewer passenger trips than CMRTA.

CAT does claim the lowest cost per passenger trip of any transit provider in South Carolina at \$1.71. Even when combining CAT and City of Seneca Transit metrics, CAT still has the lowest cost per passenger trip in the state at \$1.80. This metric demonstrates good service effectiveness. Service productivity is also quite impressive; CAT's 2.91 passenger trips per revenue mile is the best in the state and almost five times that of the state average.

Table 4-3 presents the most current ridership data for CAT's Seneca service in Oconee County. When the original Oconee County Transit Feasibility Study was completed in 2008, monthly ridership was roughly 13,000. Now, ridership is consistently in excess of 21,000 with October 2012 having a peak ridership of 27,182. Ridership increased from FY 2010-11 to FY 2011-12 by more than 6.5%. This year, ridership is on pace to top 280,000, a more than 10% increase over last year.

Table 4-3
Seneca Ridership

| | FY 2010-11 | FY 2011-12 | FY 2012-13 |
|--------------|----------------|----------------|----------------|
| July | 22,599 | 19,025 | 21,992 |
| August | 22,922 | 22,406 | 26,760 |
| September | 21,112 | 23,016 | 23,735 |
| October | 20,906 | 22,552 | 27,182 |
| November | 19,592 | 21,214 | 24,891 |
| December | 18,055 | 19,337 | 21,925 |
| January | 15,912 | 19,206 | 24,230 |
| February | 17,662 | 21,061 | 23,756 |
| March | 19,233 | 21,519 | 22,033 |
| April | 19,115 | 21,379 | - |
| May | 19,675 | 22,388 | - |
| June | 21,822 | 21,196 | - |
| TOTAL | 238,605 | 254,300 | 216,504 |

Source: Clemson Area Transit



5. Peer Community Analysis

Peer analysis is a common practice for identifying service operational characteristics for start-up and expansion of transit services. To assist in determining the merits of expanding transit service in Oconee County, a peer analysis was conducted. Areas with similar characteristics to Oconee County that currently provide transit services were identified to examine what types of services are provided as well as operating characteristics of the systems. Five transit agencies were selected due to the relative similarity of their service areas to Oconee County.

Peer Selection

Peer reviews are most successful when one can identify characteristics within the peers that relate to the area under evaluation. The Oconee County area is largely rural, with five municipalities – Salem, Seneca, Walhalla, Westminster, and West Union. Five peer areas in the Southeast were identified with population and other characteristics similar to that of Oconee County: Anderson, SC; Asheville, NC; Charlottesville, VA; Lynchburg, TN; and Spartanburg, SC. The peer systems consist of fixed route bus service and complementary Americans with Disabilities Act (ADA) demand response service.

The peer transit system operations were assessed by comparing their service characteristics. Data from the 2011 NTD were gathered for each system and summarized. The evaluation considered the following parameters: service area population, annual unlinked passenger trips, vehicle revenue miles, vehicle revenue hours, total operating funds expended, operating cost per revenue hour, and number of peak vehicles. Table 5-1 shows a summary of the peer comparison.



Table 5-1
Oconee County Peer Community Performance Comparison

| Statistic | Bus Service | | | | |
|---|--|---|---|--|---|
| | Anderson Transit Authority, Anderson, SC | Asheville Transit System, Asheville, NC | Charlottesville Area Transit, Charlottesville, VA | Greater Lynchburg Transit Company, Lynchburg, TN | Spartanburg Transit System, Spartanburg, SC |
| Service Area Population | 75,702 | 83,393 | 81,449 | 80,846 | 70,000 |
| Annual Unlinked Passenger Trips | 327,415 | 1,493,271 | 2,312,126 | 2,731,251 | 513,526 |
| Annual Vehicle Revenue Hours | 12,496 | 71,639 | 88,831 | 102,625 | 22,491 |
| Operating Expense | \$782,127 | \$5,131,312 | \$6,175,458 | \$7,120,881 | \$1,386,233 |
| Operating Cost Per Revenue Hour | \$62.59 | \$71.63 | \$69.52 | \$69.39 | \$61.64 |
| Cost Per Unlinked Passenger Trip | \$2.39 | \$3.44 | \$2.67 | \$2.61 | \$2.70 |
| Unlinked Passenger Trips per Vehicle Revenue Hour | 26.2 | 20.8 | 26.0 | 25.6 | 22.8 |
| Peak Buses / Paratransit Vans | 0 / 4 | 16 / 6 | 25 / 0 | 22 / 8 | 11 / 0 |

Source: National Transit Database



Peer Analysis

The peer service area population ranges from approximately 70,000 people to over 83,000, which is comparable to Oconee County's 2011 population estimate of 74,418^a. According to the 2011 NTD, the peer systems annually expended between \$780,000 to over \$7 million in operating expenses; operated between 12,500 and 100,000 vehicle revenue hours; and recorded between approximately 325,000 and 2.7 million passenger boardings. These operating figures are often used to generate standard transit industry service statistics. These statistics are Operating Expense per Vehicle Revenue Hour (Service Efficiency); Operating Expense per Unlinked Passengers Trip (Service Effectiveness); and Unlinked Passengers per Vehicle Revenue Hour (Service Productivity).

As a whole, the peer systems operate their services efficiently because the range of cost per revenue hour is approximately \$60 to \$70. An estimate for expanded Oconee County service would be an operating cost per revenue hour of approximately \$65, based on the peer group and industry knowledge. A fully expanded transit system that serviced all of Oconee County would likely be similar to the Anderson and Spartanburg systems and ultimately have an annual operating cost of approximately \$750,000 to \$1 million.

The service effectiveness metric of cost per unlinked passenger trip^b also indicates that the peer group is performing well overall. The group ranges between \$2.39 and \$3.44 for cost per passenger boarding, which is below the national average of \$3.60 for bus mode. Because the service effectiveness metric utilizes actual passenger data, it is difficult to predict how a potential Oconee County service would perform if it were implemented. However, the peer group experience can give insight into reasonable expectations for the service.

Unlinked passenger boardings per vehicle revenue hour (service productivity) is another key metric. This one also involves passenger activity, which for the potential service is undetermined. Yet, the peer group matrix indicates that transit systems in areas similar to Oconee County generate between 20 and 27 passenger boardings per vehicle revenue hour.

^a US Census Bureau, State and County Quick Facts

^b An unlinked passenger trip is defined as a passenger boarding a transit service. For example, a passenger using two different bus routes for the same journey would board two different buses and be counted as two unlinked passenger trips.



6. Path Forward

Based on the information gathered through the original feasibility study process and this update, the following next steps have been developed to assist Oconee County in moving toward more robust transit/mobility options.

1. Form Transit Service Advisory Task Force – An advisory task force should be established to push forward the next steps of this study update. The task force should be chaired by Oconee County; membership should include the City of Seneca and each of the municipalities that has expressed an interest in being included in expanded transit service. Additional membership on the task force should include special interest advocates for seniors, disabled and other citizen groups that would benefit from the transit service.
2. Perform an origin-destination study – In order to identify current County travel patterns, conducting an origin-destination study is recommended. Such a study will assist in a more accurate understanding of potential transit ridership. Demographics of riders, their needs, and desired route structures would be more fully grasped, allowing any new service to best respond to probable customers.
3. Begin dialogue with the City of Seneca and CAT concerning expanded service – Based on the information obtained during this study update, desire for expanded transit service throughout Oconee County is real and the highest interest is along a route between Seneca and Walhalla. This would seem to be the most likely candidate for expansion of the Seneca pilot service that has now proven successful. Additionally, the vast majority of survey respondents support extension of CAT service as the most logical way to expand transit in Oconee County. This course of action should be considered unless a competitive procurement process is required.

Oconee County and its newly formed Transit Service Advisory Task Force should begin a dialogue with the City of Seneca and CAT to determine the most appropriate method for extending service to Walhalla. These discussions should include determination of the route, availability of transit vehicles, potential operating and capital costs, and funding structures. While discussions will initially be an examination of what it will take to make expanded transit a reality, it is hoped that this dialogue would move Oconee County toward realizing such transit service in the near-term. Partnering with the City of Seneca and CAT would enable the County to expand transit service but would not require the County to establish and solely operate a new system. Brand recognition for CAT is high and continuation of this brand would result in immediate understanding by riders.



4. Identify funding – While beginning a dialogue with the City of Seneca and CAT the task force should also concurrently seek to identify potential funding sources; establishing funding takes time and this should begin immediately. Without the necessary funding, any transit system struggles to stay in existence. Commitments to providing local funding for the transit service by Oconee County and Walhalla must occur first, regardless of other identified sources. Once they have committed to funding the transit service, other local, state, and federal sources of funding can be sought.
5. Finalize service plan – Assuming an agreement is reached with CAT to operate and manage the expanded service, an operating plan for the service must be finalized prior to implementation. This will include service parameters and policies, inter-agency agreements, and identification of specific stops.
6. Finalize financial plan – Once the determination is made for the level of service to be provided, the financial plan can be finalized. The financial plan will need to include capital, operating, maintenance, administrative, and any other elements determined to be necessary for the successful implementation of the proposed transit service.
7. Initiate new service – Following are some of the tasks that will be required to initiate the new service:
 - Develop marketing/promotional materials – Marketing and promotional materials will be needed to publicize the expanded transit service. CAT marketing staff can assist in the development of a name for the service and appropriate logo, if desired. Once these are established, they should be used on all marketing materials, brochures, web sites, vehicles, etc.
 - Acquire additional vehicles – If CAT has available vehicles, this may not be necessary. However, no matter how vehicles are supplied for the expanded service, agreements should be developed to deal with any issues that may arise (i.e., insurance, maintenance, replacement, etc.).
 - Install bus stops and shelters – Benches and shelters should be provided at major bus stops and transfer points. The shelters will provide an area for passengers to wait with some shade and shelter from the weather. An “adopt-a-shelter” program could be considered to aid in the cost of erecting and maintaining shelters.



- Hire and train additional drivers – This task may be unnecessary if CAT decides to use existing drivers for any new service. If existing drivers are utilized for the new service, additional training may be necessary for new service areas.

- Monitor service – Once the expanded service is implemented, the task force should continually monitor the performance of the system. These performance measures will track service quality and efficiency. A monitoring program is essential to determine the effectiveness of the service being provided. Monthly reports should be provided to the task force to outline the system's statistics. In addition to the internal monitoring of the system, annual statistics may be required for certain state and federal grant programs.



APPENDIX A
Public Opinion Survey

Oconee County Transit Feasibility Study Survey

Hardcopy + Online

| Question | Hardcopy | Online | Total | Percentage |
|--|-----------|------------|------------|-------------|
| 1. Where do you live? | | | | |
| Within the city limits of Seneca | 8 | 32 | 40 | 12% |
| Within the city limits of Walhalla | 51 | 78 | 129 | 37% |
| Within the city limits of Westminster | 3 | 5 | 8 | 2% |
| Within the town limits of West Union | 6 | 7 | 13 | 4% |
| Elsewhere in unincorporated Oconee County | 29 | 127 | 156 | 45% |
| Total | 97 | 249 | 346 | 100% |
| 2. What is your current age? | | | | |
| 16 or younger | 3 | 1 | 4 | 1% |
| 17 - 25 | 6 | 21 | 27 | 8% |
| 26 - 34 | 12 | 54 | 66 | 19% |
| 35 - 44 | 15 | 39 | 54 | 16% |
| 45 - 54 | 12 | 55 | 67 | 19% |
| 55 - 64 | 22 | 49 | 71 | 21% |
| 65 or older | 26 | 31 | 57 | 16% |
| Total | 96 | 250 | 346 | 100% |
| 3. What is your race? | | | | |
| American Indian | 5 | 3 | 8 | 2% |
| African-American | 2 | 8 | 10 | 3% |
| Asian | | 3 | 3 | 1% |
| Caucasian | 82 | 218 | 300 | 88% |
| Hispanic | 4 | 11 | 15 | 4% |
| Other (please specify) | | 4 | 4 | 1% |
| Total | 93 | 247 | 340 | 100% |
| 4. What is the highest level of education you have completed? | | | | |
| Some High School | 23 | 4 | 27 | 8% |
| High School diploma or GED | 39 | 41 | 80 | 24% |
| Some College | 8 | 45 | 53 | 16% |
| Associate's Degree | 7 | 40 | 47 | 14% |
| Bachelor's Degree | 4 | 59 | 63 | 19% |
| Master's Degree | 3 | 43 | 46 | 14% |
| Doctorate Degree | 1 | 10 | 11 | 3% |
| Other (please specify) | 6 | 3 | 9 | 3% |
| Total | 91 | 245 | 336 | 100% |
| 5. What is your current annual household income? | | | | |
| \$0 - \$10,000 | 42 | 13 | 55 | 17% |
| \$10,001 - \$20,000 | 24 | 28 | 52 | 16% |
| \$20,001 - \$30,000 | 11 | 24 | 35 | 11% |
| \$30,001 - \$40,000 | 3 | 37 | 40 | 13% |
| \$40,001 - \$50,000 | 1 | 27 | 28 | 9% |
| \$50,001 - \$60,000 | 2 | 21 | 23 | 7% |
| \$60,001 - \$70,000 | 2 | 19 | 21 | 7% |
| Over \$70,000 | 2 | 62 | 64 | 20% |
| Total | 87 | 231 | 318 | 100% |
| 6. Are you disabled? | | | | |
| Yes | 38 | 28 | 66 | 20% |
| No | 54 | 218 | 272 | 80% |
| Total | 92 | 246 | 338 | 100% |
| 7. What is your employment status? | | | | |
| Full-time employment outside the home | 17 | 129 | 146 | 42% |
| Part-time employment outside the home | 8 | 26 | 34 | 10% |
| Full-time student | | 10 | 10 | 3% |
| Part-time student | | 7 | 7 | 2% |
| Employed, but work from home | 1 | 10 | 11 | 3% |
| Retired | 25 | 42 | 67 | 19% |
| Unemployed, but able to work | 15 | 16 | 31 | 9% |
| Unemployed, due to disability | 28 | 17 | 45 | 13% |
| Total | 94 | 257 | 351 | 100% |

| | | | | |
|--|------------|------------|------------|-------------|
| 8. Where do you work or attend school? | | | | |
| Seneca | 12 | 49 | 61 | 27% |
| Walhalla | 24 | 50 | 74 | 33% |
| Westminster | 4 | 10 | 14 | 6% |
| West Union | 2 | 10 | 12 | 5% |
| Elsewhere in Oconee County | 3 | 12 | 15 | 7% |
| Pickens County | | 21 | 21 | 9% |
| Anderson County | 1 | 7 | 8 | 4% |
| Other (please specify) | 7 | 14 | 21 | 9% |
| Total | 53 | 173 | 226 | 100% |
| 9. Please describe the mode of transportation you typically use to commute to work or school. | | | | |
| Drive alone | 40 | 148 | 188 | 81% |
| Carpool | 2 | 5 | 7 | 3% |
| CAT Bus | 7 | 3 | 10 | 4% |
| Public School Bus | 1 | 4 | 5 | 2% |
| Walk | 7 | 3 | 10 | 4% |
| Bicycle | 2 | 1 | 3 | 1% |
| Work from home | | 1 | 1 | 0% |
| Other (please specify) | 8 | 1 | 9 | 4% |
| Total | 67 | 166 | 233 | 100% |
| 10. Do you have a vehicle for your personal use? | | | | |
| Yes, I have one | 65 | 220 | 285 | 84% |
| Yes, I borrow one | 4 | 3 | 7 | 2% |
| No | 25 | 23 | 48 | 14% |
| Total | 94 | 246 | 340 | 100% |
| 11. Which statement best describes your thoughts about using public transit? | | | | |
| I would never use public transit | 5 | 9 | 14 | 4% |
| I would only use public transit if I had no other choice | 27 | 63 | 90 | 27% |
| I would use public transit at least once a week | 20 | 74 | 94 | 28% |
| I would use public transit instead of my vehicle | 42 | 99 | 141 | 42% |
| Total | 94 | 245 | 339 | 100% |
| 12. Would you be willing to pay a fare to ride the bus? | | | | |
| Yes | 69 | 176 | 245 | 73% |
| No | 22 | 68 | 90 | 27% |
| Total | 91 | 244 | 335 | 100% |
| 13. How much would you be willing to pay? | | | | |
| \$0.25 | 13 | 14 | 27 | 11% |
| \$0.50 | 21 | 44 | 65 | 27% |
| \$0.75 | 4 | 7 | 11 | 4% |
| \$1.00 | 22 | 70 | 92 | 38% |
| \$1.50 | 1 | 6 | 7 | 3% |
| \$2.00 | 7 | 19 | 26 | 11% |
| Other (please specify) | | 17 | 17 | 7% |
| Total | 68 | 177 | 245 | 100% |
| 14. Have you ever used a public transit service? | | | | |
| Yes, in South Carolina | 34 | 118 | 152 | 37% |
| Yes, outside South Carolina | 26 | 153 | 179 | 44% |
| No | 46 | 30 | 76 | 19% |
| Total | 106 | 301 | 407 | 100% |
| 15. Please describe your experience with the service. | | | | |
| Poor | 1 | 7 | 8 | 3% |
| Fair | 7 | 21 | 28 | 10% |
| Good | 31 | 112 | 143 | 53% |
| Excellent | 16 | 75 | 91 | 34% |
| Total | 55 | 215 | 270 | 100% |
| 16. Have you ever used the CAT busses? | | | | |
| Yes | 32 | 122 | 154 | 46% |
| No | 62 | 122 | 184 | 54% |
| Total | 94 | 244 | 338 | 100% |

17. Which CAT bus routes in Oconee County have you used?

| | | | | |
|-------------------------|-----------|------------|------------|-------------|
| Seneca Express | 15 | 38 | 53 | 23% |
| Seneca Residential Loop | 11 | 32 | 43 | 18% |
| Seneca Business Loop | 23 | 51 | 74 | 32% |
| None of the above | 11 | 53 | 64 | 27% |
| Total | 60 | 174 | 234 | 100% |

18. Do you feel there is a need for more public transit in Oconee County?

| | | | | |
|--------------|-----------|------------|------------|-------------|
| Yes | 90 | 218 | 308 | 92% |
| No | 2 | 26 | 28 | 8% |
| Total | 92 | 244 | 336 | 100% |

19. What is the most appropriate method to provide this additional public transit service?

| | | | | |
|---|-----------|------------|------------|-------------|
| Enhance existing CAT bus service by adding amenities such as bus shelters or adding more busses to decrease wait time, but add no more routes | 7 | 11 | 18 | 6% |
| Expand the existing CAT bus service by adding more routes farther into Oconee County | 74 | 180 | 254 | 81% |
| Start a new bus service operated by Oconee County | 12 | 14 | 26 | 8% |
| Other (please specify) | 4 | 13 | 17 | 5% |
| Total | 97 | 218 | 315 | 100% |

20. If public transit service was available for your commute, what day would you or members of your household use it? Check all that apply.

| | | | | |
|--------------|-----------|------------|------------|-------------|
| Monday | 71 | 149 | 220 | 75% |
| Tuesday | 66 | 143 | 209 | 71% |
| Wednesday | 72 | 155 | 227 | 77% |
| Thursday | 51 | 146 | 197 | 67% |
| Friday | 72 | 158 | 230 | 78% |
| Saturday | 56 | 109 | 165 | 56% |
| Sunday | 45 | 63 | 108 | 37% |
| Total | 98 | 197 | 295 | 100% |


21. If a public transit service was available for your commute, what time of day would you or members of your household use it? Check all that apply.

| | | | | |
|---------------------|-----------|------------|------------|-------------|
| Before 6:00 AM | 18 | 23 | 41 | 14% |
| 6:00 AM to 10:00 AM | 49 | 136 | 185 | 62% |
| 10:00 AM to 2:00 PM | 54 | 87 | 141 | 47% |
| 2:00 PM to 6:00 PM | 56 | 149 | 205 | 69% |
| After 6:00 PM | 30 | 70 | 100 | 33% |
| Total | 98 | 201 | 299 | 100% |

22. If a public transit service was available to you, what should be the maximum acceptable scheduled wait time between busses?

| | | | | |
|------------------------|-----------|------------|------------|-------------|
| 20 minutes | 36 | 92 | 128 | 41% |
| 30 minutes | 37 | 84 | 121 | 39% |
| 40 minutes | 7 | 8 | 15 | 5% |
| 1 hour | 12 | 26 | 38 | 12% |
| Other (please specify) | 3 | 9 | 12 | 4% |
| Total | 95 | 219 | 314 | 100% |

23. Please mark the top 5 destinations that you or members of your household would commute to using public transit service.

| | | | | |
|------------------------------|-----------|------------|------------|---|
| Church | 32 | 47 | 79 | 25% |
| City/Town government offices | 37 | 57 | 94 | 30% |
| Clemson University | 13 | 63 | 76 | 24% |
| County government offices | 21 | 74 | 95 | 30% |
| Downtown shopping | 41 | 90 | 131 | 42% |
| Entertainment venues | 19 | 47 | 66 | 21% |
| Grocery store | 67 | 119 | 186 | 60% |
| Hospital | 39 | 53 | 92 | 29% |
| K-Mart | 27 | 45 | 72 | 23% |
| Library | 25 | 77 | 102 | 33% |
| Medical appointment | 52 | 85 | 137 | 44% |
| Museum/Cultural center | 8 | 28 | 36 | 12% |
| Pharmacy | 50 | 59 | 109 | 35% |
| Post office | 39 | 51 | 90 | 29% |
| Public school | 19 | 37 | 56 | 18% |
| Park/Recreational venues | 18 | 62 | 80 | 26% |
| Restaurants | 22 | 79 | 101 | 32% |
| Senior center | 14 | 24 | 38 | 12% |
| Technical/Vocational school | 13 | 34 | 47 | 15% |
| Wal-Mart | 64 | 105 | 169 | 54% |
| Work | 34 | 93 | 127 | 41% |
| Other (please specify) | 7 | 13 | 20 | 6% |
| Total | 98 | 214 | 312 |  |

24. Which of the following public funding options would you be willing to consider to finance public transit in Oconee County? Check all that apply.

| | | | | |
|---------------------------|------------|------------|------------|---|
| Property tax | 22 | 69 | 91 | 25% |
| Vehicle Registration fees | 13 | 65 | 78 | 22% |
| Gas Tax | 20 | 54 | 74 | 21% |
| Sales Tax | 22 | 79 | 101 | 28% |
| Rental Car fee | 20 | 35 | 55 | 15% |
| None of the above | 29 | 60 | 89 | 25% |
| Other (please specify) | 4 | 32 | 36 | 10% |
| Total | 130 | 229 | 359 |  |

25. Please provide any additional comments about public transit in Oconee County. (hardcopy)

There are many people who do not have their own transportation and need to have a way to do errands, pay bills, dr. appt., etc. Taxi fares are too expensive and many can't afford to pay them. All the government offices are in Walhalla and those who don't live there need a way to go. Also many people have a dr. in Seneca and need a way to get there. It would benefit a lot more people if it ran in all of Oconee County.

To Walhalla, at Social Services and on Pine Street, new public library and County offices.

We need this in Walhalla. People can't afford to get to work and need help.

Pay fare if I had to.

It would be good to be able to go to Greenville for night programs.

Fare prices should be according to the person if they have the money.

Rode the CAT bus to the Walhalla Octoberfest.

I live at Wagner Circle apartments in Walhalla. We need a bus through here for the older people that are disabled and don't have a way to go to the Doctor, grocery store, and dollar store. I would be willing to pay a fare if I have the money.

Any trip to Walhalla should service county offices not just early morning and later afternoon.

Bus service would be of great value within Walhalla. It would increase the ability and increase their shopping experience.

Walhalla has DSS, courthouse, and jail

Just because I might not need it now but when I get older I will, or if I get to where I can't drive anymore. Other may need it now.

We need it because of Walhalla being the county seat.

It needs CAT bus in Walhalla.

Would not need it but believe many really need.

Also include Fair Play

The older people in Walhalla need it bad.

I used to buy a weekly pass in Syracuse, NY for \$7. It allowed me to ride the city bus anywhere in Syracuse for 7 days unlimited!! Road to and from work every day.

Given the state of the economy it would help to have transit to get to places.

We need this in West Union for disabled people.

I think it would be very helpful for the CAT buses to come to Walhalla also for people who have no car, or people who need to get to work, church, doctors appts., etc.

People with kids also so they don't have to walk with their children.

Somebody should be aware of drug dealers at bus station in Seneca Old Town. They can be very dangerous and give a nasty and crappy look to our city.

Too many homeless visit that area and make it look bad!

I enjoyed it when I lived in Seneca. It's awesome for the environment too.

It's about time it came to Walhalla.

We use it.

We need it.

I believe we need it because people that have no licence need a way of going without getting in trouble, and for people that can not afford a vehicle.

It would be nice for people who do not drive and for people to get to work.

We need the CAT bus to extend out to include Walhalla, Westminster and West Union.

We need the CAT bus route to extend to Walhalla, West Union and Westminster.

There are many folks without transportation or money for gas who would benefit from county transit service.

Use smaller vehicles, like a smaller bus or large van instead of the huge buses that have few riders. This would save on fuel and maintenance costs. A minimal fee to ride.

Q25. Please provide any additional comments about public transit in Oconee County. (online)

| | | |
|----|--|-----------------------|
| 1 | a route should come to Walhalla, the county seat | Feb 19, 2013 10:01 PM |
| 2 | Not needed. | Feb 1, 2013 11:46 AM |
| 3 | I work with a lot of disadvantaged families in Oconee County and feel that the CAT bus expansion would help them get a job or better jobs. I also have a friend that is a Guardian Ad Litem, and often times the families have a difficult time arranging transportation to their meetings at the DSS office which are required as part of their family plans. | Jan 31, 2013 11:58 AM |
| 4 | Please extend a route to Walhalla, it would benefit the area greatly and I'd certainly use it! | Jan 30, 2013 11:47 PM |
| 5 | Walhalla has been behind Clemson and Seneca on transportation. I hope that now will be the time it will change. | Jan 30, 2013 6:44 PM |
| 6 | We are 75 years old. We live in Salem. It's 20 miles to either Walhalla or Seneca for groceries, prescriptions, etc. We feel our driving days are numbered. We don't want to sell our farm and move into the city but we may be forced to if there is not public transportation made available soon. | Jan 30, 2013 11:52 AM |
| 7 | We, the Oconee public, need public transportation to Clemson U.Library and the Amtrak train station, as well as transportation between public buildings in Walhalla and Seneca. | Jan 22, 2013 12:08 PM |
| 8 | It is needed. Please provide it further into Oconee County. | Jan 21, 2013 2:45 PM |
| 9 | I do not feel that Public transportation needs to be a tax we pay for. | Jan 15, 2013 12:50 AM |
| 10 | There needs to be much more of it, and with more convenient bus stops, more buses and shorter wait times. We need to get serious about public transportation in this county. | Jan 13, 2013 6:14 PM |
| 11 | Walhalla & Westminster need it just as bad if not more than Seneca, because it is farther for us to go to shop. We do not have adequate shopping places in our towns. | Jan 12, 2013 4:38 AM |
| 12 | I have no transportation at all. I need help. | Jan 11, 2013 12:52 PM |
| 13 | It is a game changer for the amount of poverty that is in this county. | Jan 10, 2013 9:48 PM |
| 14 | With the county offices being in Walhalla, we need the bus routes there. Also, this would give Walhalla residents the opportunity to take jobs in the Seneca area. | Jan 10, 2013 9:07 PM |
| 15 | I filled this out because I have student interns who would like to work at the Oconee Heritage Center or the Westminster General Store Museum but have no transportation from Clemson University to get there. It really hampers their ability to volunteer at museums outside of the CAT bus system. | Jan 10, 2013 4:34 PM |
| 16 | I think that public transit in Oconee County is a great thing to have, but it would be nice if it went into Walhalla, Westminster and other towns in Oconee County as well. It would also be nice if it ran later than 6pm and on the weekends. | Jan 10, 2013 3:05 PM |

Q25. Please provide any additional comments about public transit in Oconee County. (online)

| | | |
|----|--|-----------------------|
| 17 | would like to see cat bus making rounds in Walhalla | Jan 10, 2013 12:53 PM |
| 18 | I live in Walhalla, and would use the Seneca but—except that I already have to drive over halfway to Clemson just to use the Catbus. Instead, I opt to finish driving myself. If the service was in Walhalla, I would definitely use it. | Jan 10, 2013 11:18 AM |
| 19 | What comes first the car or the job? One requires the other causing many Oconee people to have neither. Thanks for considering public transit for Walhalla. This may be the answer. | Jan 9, 2013 11:46 PM |
| 20 | I have a disabled teenager and elderly parents who would benefit greatly by having public transportation available | Jan 9, 2013 9:51 PM |
| 21 | We should be willing to provide those who do not have a way around some means of getting to at least a doctor and meds. This would improve the counties health and quality of life for all those in the county. As it is now only seneca and the gated communities seem to be improving while the rest of the tax payers are neglected. | Jan 8, 2013 10:40 PM |
| 22 | I do not think it will be used | Jan 8, 2013 7:17 PM |
| 23 | I don't believe public transportation should be allowed to make stops on the highways without a specific bus stop. I also don't think the busses should be allowed to pick-up within the boundaries of private property unless approved by the owner. | Jan 7, 2013 2:08 PM |
| 24 | Busses running to Walhalla would be a great idea so that people can make it to the tax office, courthouse to pay child support payments and visit the DSS building. Right now people are unable to make it to these places by bus and are having to find a ride. | Jan 5, 2013 7:32 PM |
| 25 | I have heard people in Walhalla do not want the CAT busses. | Jan 4, 2013 4:03 PM |
| 26 | We have been in business in the city of Seneca for 30 years. 3 years ago, we moved from a downtown location that had served us well to another location, still in city limits but out of the downtown area. The CAT buses played a big part in our decision to move after all these years. The bus stop was in sight from the front doors of our business and the bus stop became a hang out area for drunks, winos, etc and to get out of the heat or cold, they would ride the buses. Also, on many occasions I would observe the riders asking people getting out of their cars to come into business for money, cigarettes etc... It was not usual to see blue lights from the city police flashing almost daily around the CAT bus stop area.. Not all that ride the bus fall into this category, but a large amount do. This problem will find it's way to Walhalla if you allow it. In my opinion, it would take another police officer full time to control these potential problems. If any council members have any doubts about this whatsoever, please just so sit in a parked car near the downtown Seneca bus stop for a day and watch the activity and you will have a change of heart of this. | Jan 4, 2013 1:07 PM |
| 27 | Free transit in this area is stupid and the hard-working people who pay for it all are real sick of carrying the non-hard-working people. GET RID OF IT - this is not Greenville or Atlanta - we are a small rural area that does not need the added cost - consider fixing the 100+ bumps, holes, cut-ins, patches on | Jan 4, 2013 8:06 AM |

Q25. Please provide any additional comments about public transit in Oconee County. (online)

| | | |
|----|---|-----------------------|
| | Seneca's main street instead of public transportation. | |
| 28 | question #9 needs a "other" option, I would only use public trans. to get to GSP or to meet someone downtown Greenville which I've wanted to do many times before, getting to the airport is key. | Jan 3, 2013 4:17 PM |
| 29 | I FEEL LIKE CAT SHOULD EXPAND THEIR ROUTES INTO WALHALLA,EXTEND HOURS TO 8.P.M.,AND ALSO PROVIDE SATURDAY SERVICE | Dec 31, 2012 11:09 AM |
| 30 | Buses need to travel to where people live, there are no bus routes anywhere near my residence. | Dec 18, 2012 2:22 PM |
| 31 | Cat bus is needed here to get around | Dec 14, 2012 7:01 PM |
| 32 | Since I live outside the city limits, it would not be convenient for me. | Dec 13, 2012 2:45 PM |
| 33 | I have an elderly father who needs public transportation from Walhalla to Seneca. Other individuals in Walhalla have similar needs for transportation to Seneca and throughout the county. | Dec 13, 2012 12:40 PM |
| 34 | The largest demographic that I have seen using the CAT bus do not have computers and/or internet access. Most of the places I visit in Oconee do not warrant a long bus ride because my car is faster and money is not an issue for me at this time. | Dec 13, 2012 12:34 PM |
| 35 | I think there is a great need to provide public transportation in Walhalla, so people will have a way to get work outside of walking distance from their homes. There are many people without vehicles that can't find work, because their options are so limited. | Dec 13, 2012 12:33 PM |
| 36 | Need to reduce dependence on Federal money. From what I read, electric bus service is not cost effective. | Dec 12, 2012 5:24 PM |
| 37 | I think Oconee needs to be a leader in the "green" movement, starting with decent public transit but not ending there. I think a good marketing effort needs to be made to show businesspeople that this is the way to go. Work with local companies/plants to maybe provide discounted bus fare for their employees (thereby guaranteeing initial support). Consider opening an express route for larger employers (Itron, Oconee Medical, schools) that travel through several main stops in Clemson and Seneca. In more remote areas where it is not feasible to provide many stops, perhaps provide a centralized parking lot with covered bus stop, so people can then use public transit to go the rest of the way into Seneca or Clemson. It may also be feasible to operate a Ride Share system, especially for morning/evening work traffic. I know there have to be people that work near me and also live near me, but finding them is difficult. The number of DUI incidents in this county is alarming. One immediate need in public transit might be for a flexible route (maybe with a van or smaller bus) to carry inebriated people home. It might collect multiple people per venue, and take them all straight home. This might reduce the "moped problem" on our streets today. | Dec 10, 2012 2:05 PM |
| 38 | Public transit should be self supporting and not funded with taxpayer money | Dec 8, 2012 3:51 PM |

Q25. Please provide any additional comments about public transit in Oconee County. (online)

| | | |
|----|---|-----------------------|
| 39 | If I had this transportation I could keep a job. | Dec 1, 2012 3:03 PM |
| 40 | I worked as a case worker for DSS for over 5 years, and I had families all over the county and transportation was always an issue! Having this service for everyone in the county would be a a huge step in the right direction in more than one way! | Nov 28, 2012 10:05 AM |
| 41 | Just another tax so a few people can profit from hard working Americans. | Nov 27, 2012 4:02 PM |
| 42 | Having public transportation throughout the county and intercity would help so many people – both users and service providers/business owners. In addition, I think the local policy makers and elected officials should ride the buses at least once a month. Another challenge is the transfer point at Norton-Thompson Park – should be smoke-free and trash-talk free. Also, having a CAT bus riders' input group that gets together regularly could generate helpful ideas to stimulate improved service and community involvement. Finally, with a countywide service, I can stop wondering why I can get to south Anderson using public transit but can't get to Walhalla or Westminster, even though I live in Oconee County. Thanks. | Nov 27, 2012 1:47 PM |
| 43 | We do not need public transportation | Nov 25, 2012 1:22 AM |
| 44 | PLEASE BRING THE CAT BUS TO WALHALLA!!!! | Nov 19, 2012 11:42 PM |
| 45 | The system needs to have designated stop, off the major roads. The buses currently cause traffic problems and safety issues when they stop anywhere to pick up or drop off. Putting up designated bus stops would help. | Nov 15, 2012 4:28 PM |
| 46 | I feel all of Oconee County should prosper from the bus service not just the ones it is servicing. | Nov 14, 2012 3:48 PM |
| 47 | Oconee County does not need the CAT bus. If it is going to continue, it should be funded solely by the ridership. | Nov 13, 2012 9:31 PM |
| 48 | It would be nice to have a number to call if you needed service outside of regular hours. | Nov 13, 2012 8:03 PM |
| 49 | Please require the CAT or any future buses to pull off the main highway (US 76/123) to load and unload. This is an extremely dangerous practice. Someone is going to die. There is no excuse for this policy as there are PLENTY of available parking lots, businesses, on/off 'ramps' (Palms), driveways, wide places in the road, etc. etc. with which to cure this. This is a horrible practice, to stop a loaded bus in the road way full of traffic. Please, please FIX THIS. Thank you. | Nov 9, 2012 4:36 PM |
| 50 | It would provide a ride to county government offices in Walhalla and to shopping areas in Seneca. | Nov 9, 2012 2:20 PM |
| 51 | What a great idea! Thanks for posting this survey. | Nov 9, 2012 12:04 PM |
| 52 | The idea of more public transit is wonderful! Please add a stop near the intersection of Wells Hwy and Shiloh Rd. (Consider game day busing to Clemson) | Nov 9, 2012 10:25 AM |

Q25. Please provide any additional comments about public transit in Oconee County. (online)

| | | |
|----|--|-----------------------|
| 53 | I work in Seneca within view of the main Cat Bus stop. It's not uncommon to see the city police down there several times a day for some type of disturbance. My advice would be anyone in Walhalla that thinks they want this in their town should just come sit for a day and watch the bus stop and then decide do you want some of this crowd to have transportation to your quiet little town. It's basically putting alot of criminals on wheels. | Nov 9, 2012 7:43 AM |
| 54 | Bus should operate at least 6 days a week,and after 6PM. | Nov 7, 2012 7:16 PM |
| 55 | To save energy—gasoline, auto upkeep, etc. Some people can't afford, don't have cars | Nov 7, 2012 6:22 PM |
| 56 | The residents of Oconee County need more public transportation. I drive every weekday between Seneca and Walhalla for work. I would ride the Catbus everyday if it ran this route. I would have attended the public meeting this year, and the one several years ago but my work schedule precluded my participation. | Nov 7, 2012 4:08 PM |
| 57 | The Walhalla bus stop should be located in front of the public restroom. | Nov 6, 2012 12:54 PM |
| 58 | We have had 50 adults (mostly young) go through our GED program in Tamassee THIS YEAR; without a bus, they have no way to regularly go to town in search of work or to work. PLEASE MAKE A WAY FOR THEM TO PURSUE A LIVELIHOOD. It's a desperate situation in our community. | Nov 2, 2012 9:00 AM |
| 59 | This would be a great improvement for our community. | Nov 1, 2012 8:28 PM |
| 60 | Please bring public transit to Oconee County!!! It would help me so much with going to school. I have a hard time getting too and back from school so this would help me out alot! | Nov 1, 2012 8:28 PM |
| 61 | Walhalla needs a Catbus route desperately!!!!!!!!!!!!!! | Oct 31, 2012 10:39 AM |
| 62 | It is absolutely necessary for the economic growth of this community. | Oct 31, 2012 7:51 AM |
| 63 | we need public transit in oconee county. because we have so many seniors on fixed income, that can't buy. food, medication. and pay someone to take them everywhere they need to go.when they are being over charged. they are still valuable citizens that need a little help!! and RESPECT!!! SO PLEASE LET THE BUS ROLL IN WALHALLA, S. C. GOD is!!!! | Oct 28, 2012 4:11 PM |
| 64 | Seneca has had free transportation for a number of years and our county taxes are helping fund this venue.I do think everyone in Oconee County needsa nd could benefit from this service.Our Road System will not currently support this kind of venue.Just be in and around Seneca,watch how these busses are driven and sudden stops on busy highways ,Seneca done a poor job of this by not providing safe pull offs for the busses.and streets downtown are to small as busses are across the centerine and someone is going to be hurt.I guess to sum this up the money paid for surveys and studies done for feasiblity are not being studied with our current roads and layout of this county.We are unique and never got big updated roads like the bigger cities Clemson,Andderson,Greenville are always getting Road work and changes to fit needs of community our county was left to be just what we are. No where to really grow. | Oct 26, 2012 9:12 PM |

Q25. Please provide any additional comments about public transit in Oconee County. (online)

| | | |
|----|---|-----------------------|
| 65 | I travel from Seneca to Walhalla every weekend to care for elderly relative. My relative and I would both make use of public transit. | Oct 26, 2012 6:55 PM |
| 66 | We very much need it for people who r handicap senior citizens and for people who can't drive because they have medical problems | Oct 26, 2012 2:10 PM |
| 67 | My only hesitation comes from witnessing random bus stops on Hwy 123. I would like to see safe, established bus stops that are well maintained and patrolled. I have used the CAT buses on campus and also on the weekend it comes to Walhalla for Oktoberfest. The buses seem to be well maintained and clean. I'd like to see that the bus continues to be clean. Since the county seat is Walhalla, I think there is a need for the route to come to tax offices, DSS, courthouse, etc, so that "lack of transportation" is no longer an excuse. | Oct 26, 2012 11:05 AM |
| 68 | This would provide so many people within our community with the means to meet their needs independently. | Oct 25, 2012 11:27 PM |
| 69 | I feel it would help the unemployment rate drop, people having a ride closer to jobs. People would also do more shopping, no worry for gas money for the week | Oct 25, 2012 10:28 PM |
| 70 | We need public transit to the County office buildings, including Pine Street, courthouse, magistrates' offices, probation office, DSS | Oct 25, 2012 10:05 PM |
| 71 | This would GREATLY help my mother who is unable to drive and depends on others for rides. | Oct 25, 2012 10:02 PM |
| 72 | It will take time for us to even learn how to use the system~! Once it catches on it would be a wonderful thing for our county. I have a car but I am no longer able to drive so I have to pay someone to drive me in my own car, which surely cost more than bus fare~! Kudos to a good bus system for the whole of Oconee~!! | Oct 25, 2012 6:10 PM |
| 73 | We shouldn't provide bus in our county. | Oct 25, 2012 6:06 PM |
| 74 | For all the business and plants in Seneca. A lot of the workers are from Walhalla and West Union. They may need help getting to work just like the people that live in Seneca. Some of the older people need to get to Drs or grocery stores. | Oct 25, 2012 5:48 PM |
| 75 | A CAT bus stop in Walhalla is definitely needed. Some direct routes (or with limited stops) that go to Clemson and to Tri-County are needed. It shouldn't take an hour to get from Seneca to Clemson! | Oct 25, 2012 5:33 PM |
| 76 | Until the County provides the public with rider numbers per bus, per day, per stop, we will not support further service. Also, make riders pay. | Oct 25, 2012 12:09 PM |
| 77 | I work 11pm to 7am as a nurse @ OMC and would use the bus back and forth to work if available | Oct 25, 2012 11:04 AM |
| 78 | Westminster and walhalla need help getting to personal and medical appointments.it will benefit all of oconee county all the way to anderson.we all at times have important events and need help getting there.we would be so gracious.to have the opportunity for public transportation. | Oct 25, 2012 9:24 AM |
| 79 | THERE IS GREAT NEED FOR THIS SERVICE IN OTHER CITY'S BESIDES | Oct 23, 2012 8:52 PM |

Q25. Please provide any additional comments about public transit in Oconee County. (online)

SENECA PLEASE CONSIDER US

| | | |
|----|--|-----------------------|
| 80 | People need to get to jobs between all of the listed cities when no car is available | Oct 22, 2012 6:21 PM |
| 81 | It would be nice to save fuel and wear and tear on my car and truck. | Oct 15, 2012 9:25 PM |
| 82 | I'm not sure that this survey can be effective for the general public because most people that need transportation cannot use a computer or do not have a computer. . . mostly the elderly and people who do not have the means to buy a car. | Oct 15, 2012 2:05 PM |
| 83 | "A developed country is not a place where the poor have cars. It's where the rich use public transportation" - Mayor of Bogota | Oct 15, 2012 1:07 PM |
| 84 | If nothing else a route from Salem Walhalla Westminster with secured parking lots along the way. All of these routes could feed to Walmart so we could then take the cat bus. You could add smaller shuttles that people could request if no request in that area then they don't run. The smaller routes could drop at the main lines. I wouldn't mind waiting if I can save has and wear and tear. | Oct 15, 2012 12:33 PM |
| 85 | CAT is a proven, reliable and successful mode of transportation and world renown. It would be a great disservice to the citizens of Oconee County to ignore such a great resource. It would likewise be an insult to citizens to spend so much on the infrastructure to bring business and manufacturing without building its correlation in transportation. I hope that this study takes into account the people this would benefit the most who are unable to participate in online studies or in person interviews. | Oct 15, 2012 11:29 AM |
| 86 | There is no such thing as a free bus even though CAT claims to be "free". Someone is paying. | Oct 9, 2012 4:38 PM |
| 87 | We don't need it. | Oct 8, 2012 6:35 PM |
| 88 | Agree we need expanded/connecting routes in OC, to include three larger cities and Duke to begin | Oct 5, 2012 4:47 PM |
| 89 | Would be great to extend hours and surrounding communities | Oct 4, 2012 11:13 AM |
| 90 | I would LOVE to see more options. Although I said I would not be willing to pay, I would be willing to pay <\$50 for a year long pass. | Oct 4, 2012 10:37 AM |



APPENDIX B
Target Transit Market Index



Target Transit Market Index

Overview

This numeric index score represents the level of concentration of potential transit markets. The index is a composite of 2010 and 2000 census tract data for

- Persons 18 to 24 years
- Person's age 65 and older
- Non-white populations
- Persons below poverty
- Households without vehicles
- Persons with disabilities
- Persons with no diploma.

The higher the composite index, the greater the intensity of the variables in the geographical areas. The index score was derived through the spatial analysis described below.

Methodology

Data Sources

Census tract population and race data was obtained online from the US Census Bureau through the American Factfinder website, using the 2006-2010 American Community Survey 5-year Estimates. The data is only available at the census tract level. Data for disabled population was not available for the 2010 census year, so the 2000 census data was used.

Calculations

- 1.) Populations from the datasets at the census tract level for geographic comparison and analysis purposes.
- 2.) For each demographic variable, the percent of total population or households by census tract was calculated by dividing the number of persons or households by the total number of all persons or households for Oconee County.
- 3.) For each demographic variable, the county-wide maximum percentage value is used to calculate the ratio of each census tract's value to the county-wide maximum. For instance, the census tract with the highest percentage of persons with no diploma has a ratio of '1.00' for the demographic variable 'Persons with no diploma'. A census tract at 50% of the highest percentage would have a ratio of '0.50'



Therefore, the census tracts of Oconee County are indexed against themselves to depict the highest level of these concentrations within the county itself.

4.) For each census tract, individual index scores are assigned a number from 1 to 5 based on the ratio calculated in step three above. The assignment of index scores goes as follows:

| <u>Ratio Value</u> | <u>Index Score</u> |
|--------------------|--------------------|
| 0.00 – 0.20 | 1 |
| 0.21 – 0.40 | 2 |
| 0.41 – 0.60 | 3 |
| 0.61 – 0.80 | 4 |
| 0.81 – 1.00 | 5 |

5.) Once each demographic variable has been assigned an individual index score, the composite index can be calculated by adding the individual index scores and dividing by the total number of variables (7). For example census tract 301 has the following individual indices:

| <u>Demographic Variable</u> | <u>Individual Index Score</u> |
|-----------------------------|-------------------------------|
| Person's age 18 to 24 | 2 |
| Person's age 65 and older | 4 |
| Non-white populations | 1 |
| Persons below poverty | 4 |
| Households without cars | 1 |
| Persons with disabilities | 4 |
| Persons with no diploma | 3 |

The composite index of the above census tract is calculated to be 2.7 ($19 \div 7$)



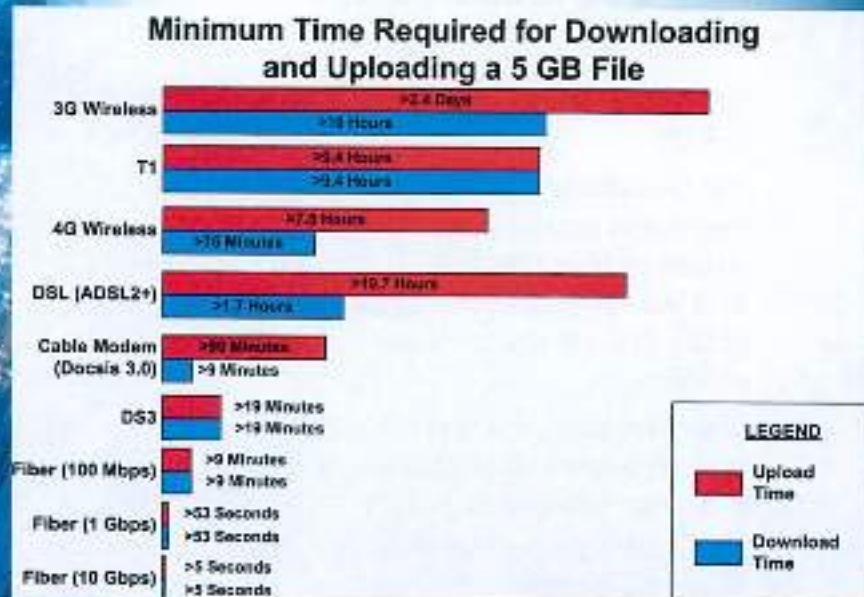
Why Project Focus?

- 30.3% of residents have access to terrestrial broadband (ESRI)
- Not to compete with ISP/Telco providers (i.e. AT&T). Focus is to provide connectivity in places where **NO** Return on Investment [ROI] for companies to install backbone fiber network. Hope current ISPs choose to utilize FOCUS fiber to lower cost for Oconee County residents.
- Link all county, city, and school facilities together to give high-speed network between all (each will have their own network)
- Too many single points of failures in current ISP model
 - One dig all down

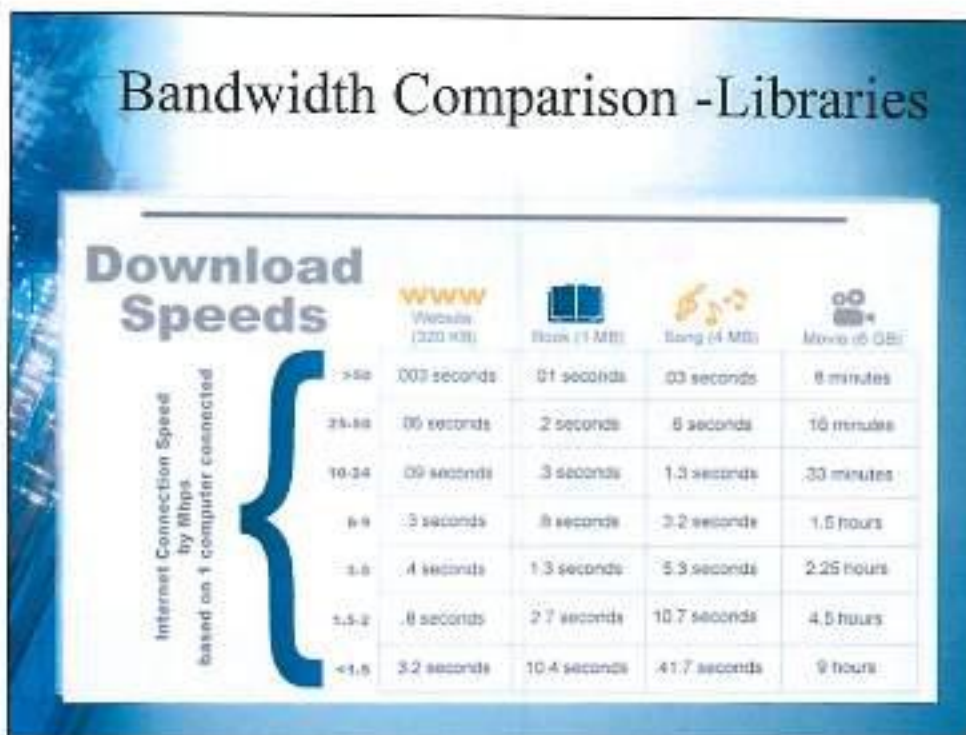
Benefits to Oconee County

- Equal opportunities for broadband access for all Oconee citizens.
- 15% increase in home broadband connections (Pew Group)
- Create redundant loops to ensure city, county, and private access availability
- Link schools & libraries to allow larger transfers of data
 - Current connections 10mb (Max) – Going to 1GB – 10GB connections between every County, Library, and School.
 - Video connections possible including streaming for online courses, lectures, class rooms, etc.
- Ability to provide more public wireless “hot-spots”
- Redundancy for public safety networks
- Bring Technology Companies to Oconee – The next Silicone Valley???

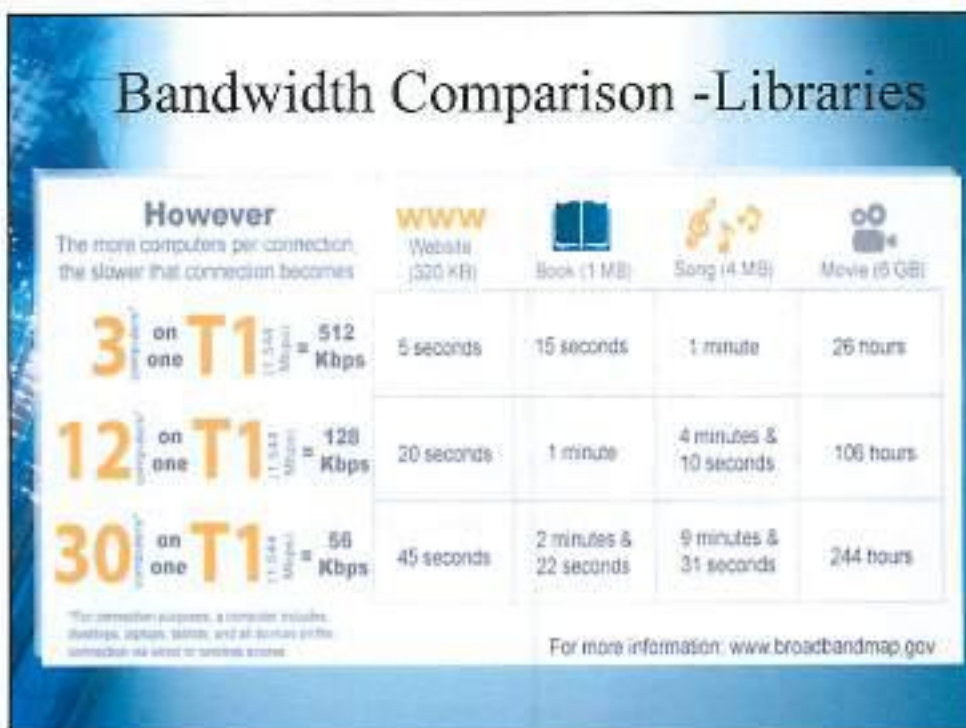
Bandwidth Comparison - Speeds



Bandwidth Comparison -Libraries



Bandwidth Comparison -Libraries



Bandwidth Comparison - Education

| Broadband Access for Teaching, Learning and School Operations | 2014-2015 | 2017-2018 |
|---|---|--|
| An external Internet connection to the Internet Service Provider (ISP) | At least 100 Mbps per 100 students/ staff | At least 1 Gbps per 100 students/ staff |
| Internal wide area network (WAN) connections from the district to each school and among schools within the district | At least 1 Gbps per 1,000 students/ staff | At least 10 Gbps per 1,000 students/ staff |

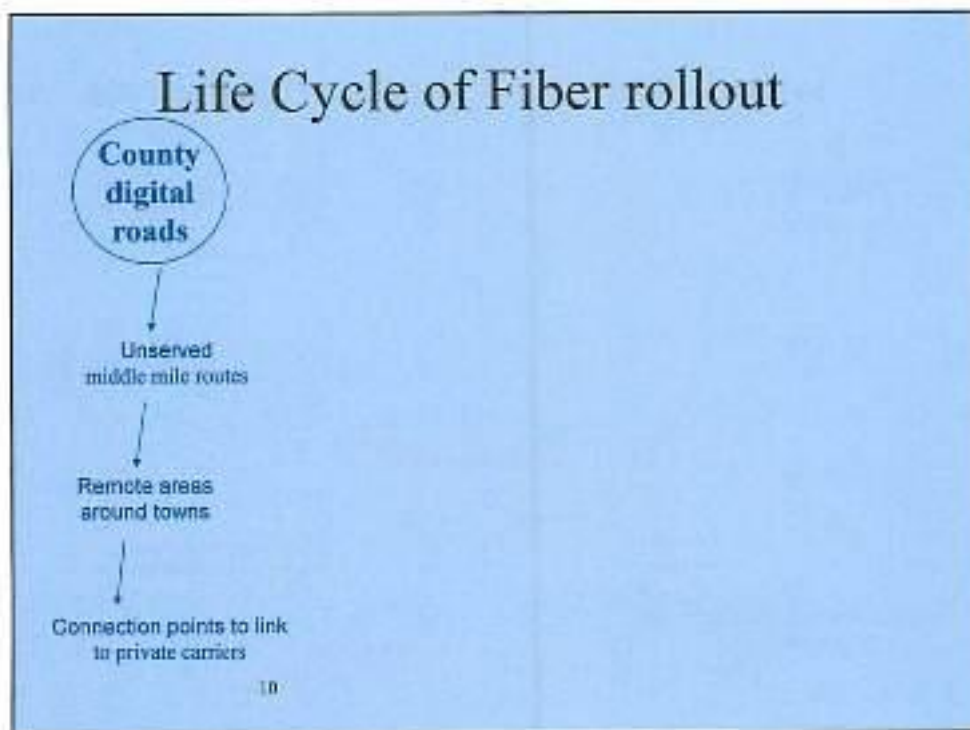
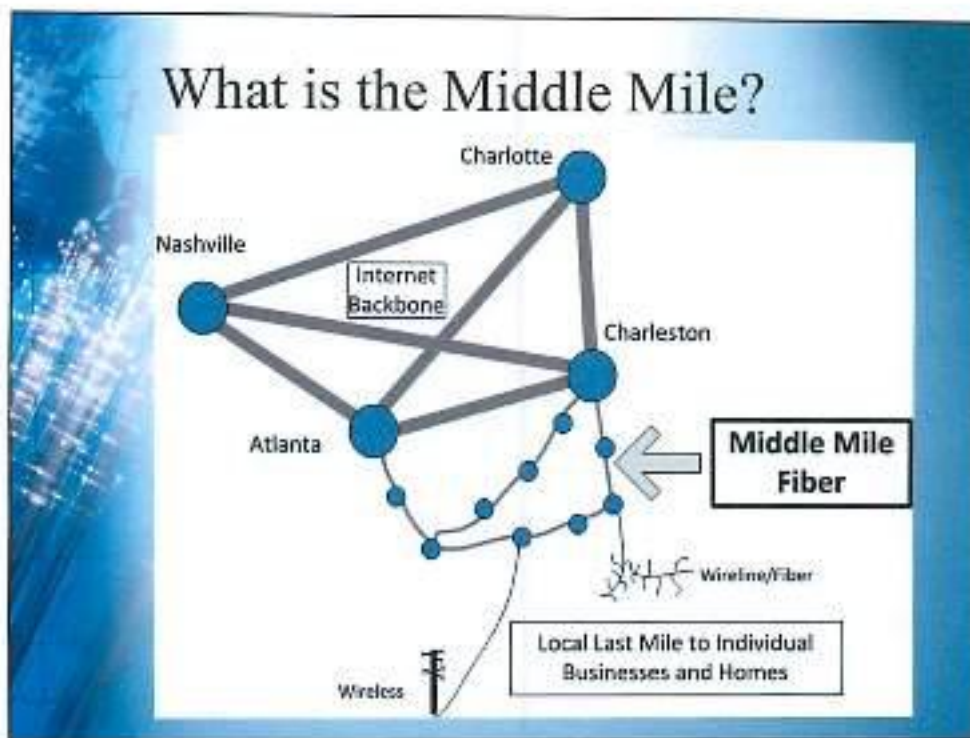
Oconee Accomplishments to date

“Rare achievement relative to comparable communities”

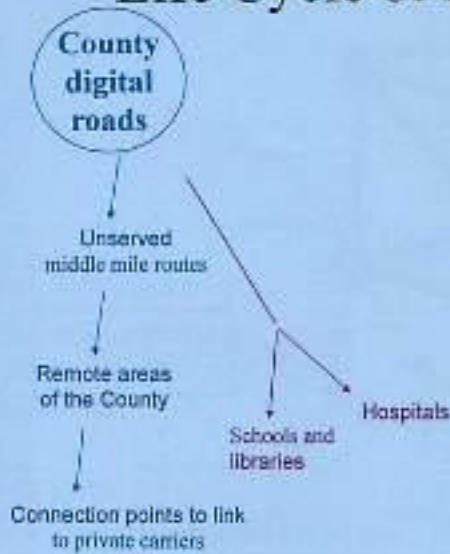
“Future-proof investment”

“Immediate, quantifiable benefits to schools, libraries, health care, government operations”

-- From Joanne Hovis President of National Association of Telecommunications Officers and Advisors

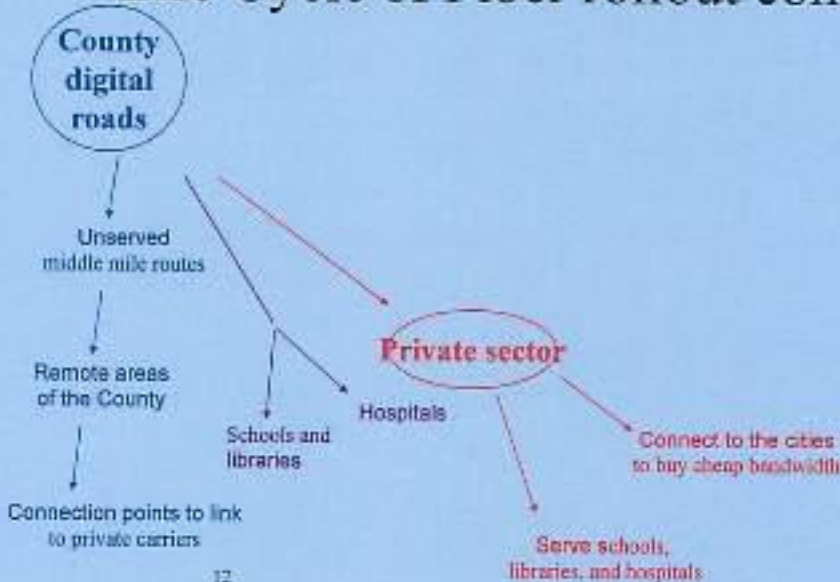


Life Cycle of Fiber rollout cont.

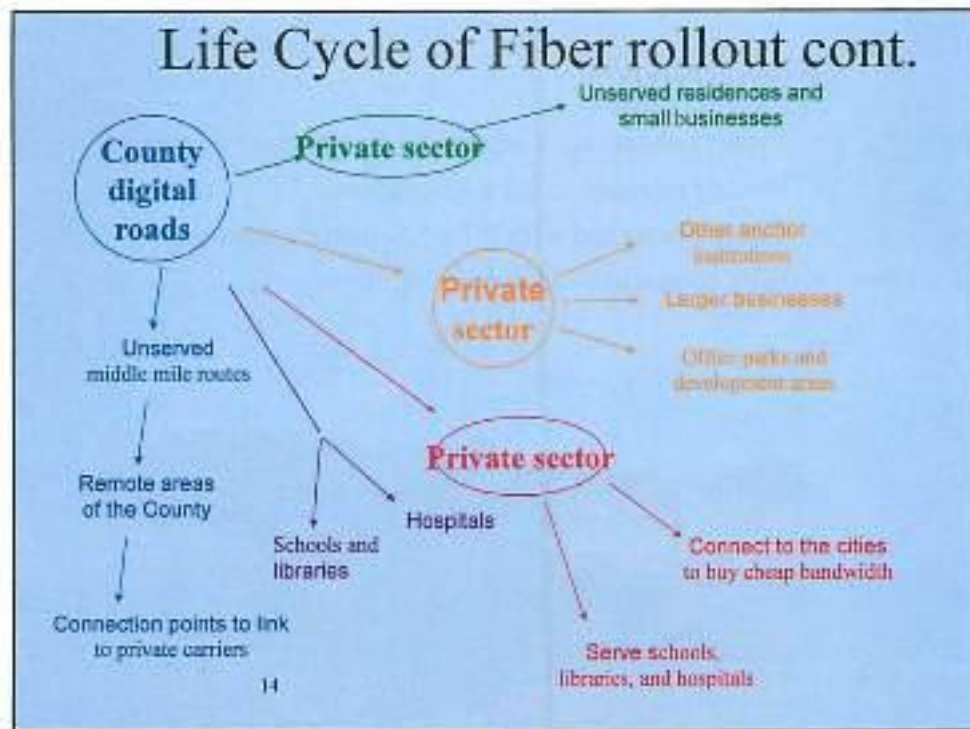
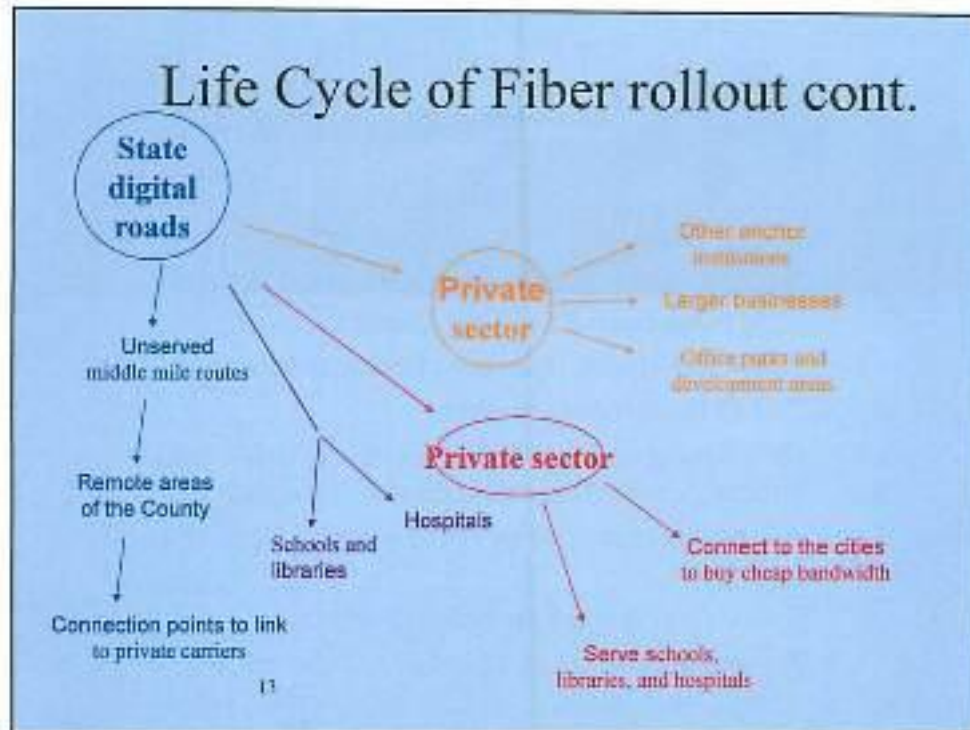


11

Life Cycle of Fiber rollout cont.



12





- ~250 miles conduit and fiber installed
- 3 NOCs (Network Operations Centers) operational
- 7 of 15 fire stations complete
- ISPs signing up for lit service - pricing finalized next month; Utilizing national experts to created rate model
- All schools connected by 1GB currently. Optics for 10GB installed.
- Local, state, and federal anchors connected
- Beginning close out procedures.
- Many other broadband projects asking for extensions.

Timeline

- Finish connecting 8 remaining fire stations - September
- Pricing released to ISPs – September
- Contracts signed with ISPs – September/October
- ISPs connected – October





**PUBLIC HEARING
SIGN IN SHEET
OCONEE COUNTY COUNCIL MEETING
DATE: August 20, 2013 6:00 p.m.**

Ordinance 2013-09 "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" [Sub01]

Written comments may be submitted at any time prior to the hearing for inclusion in the official record of the meeting.

Everyone speaking before Council will be required to do so in a civil manner.

Council will not tolerate personal attacks on individual council members, county staff or any person or group. Racial slurs will not be permitted. Council's number one priority is to conduct business 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.

Public comment during a public hearing is not limited to four minutes per person.

Sign up sheets will be available thirty minutes prior to the hearing for those interested in addressing Council.

Written comments may be submitted at any time prior to the hearing for inclusion in the official record of the meeting.

Please submit written comments to the Clerk to Council, 415 South Pine Street, Walhalla, South Carolina, 29691.

Please PRINT your name

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| 24. | Jess Neville (IF NECESSARY) |

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
ORDINANCE 2013-09**

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

WHEREAS, Oconee County, South Carolina (the "County"), a body politic and corporate and a political subdivision of the State of South Carolina, acting by and through its County Council (the "County Council"), is authorized by the South Carolina Local Government Comprehensive Planning Enabling Act of 1994 (the "Act"), codified in Title 6, Chapter 29 of the South Carolina Code of Laws, 1976, as amended (the "Code") to adopt zoning regulations and districts; and,

WHEREAS, Oconee County Council has heretofore, finally codified at Chapter 38 of the Oconee Code of Ordinances (the "Oconee County Code"), adopted such zoning regulations and districts in accordance with and consistent with the Oconee County comprehensive land use plan; and,

WHEREAS, subsequent to the adoption of Chapter 38 of the Oconee Code of Ordinances, a request for rezoning a series of parcels pursuant to provisions established in the Ordinance was duly presented to County Council; and,

WHEREAS, in accordance with the Act and Chapter 38, Oconee County Council has referred such matters to the Oconee County Planning Commission for their review, particularly regarding the proposed amendment's compliance with the Oconee County Comprehensive Plan. The Oconee County Planning Commission has, in fact, reviewed the rezoning request, and recommendations of the Oconee County Planning staff, and by at least a majority vote affirmed its opinion that the proposed changes are in compliance with the Comprehensive Plan, and has made certain recommendations concerning adoption of the changes by County Council. The Oconee County Council has considered the recommendation of the Oconee County Planning Commission, and the Oconee County Planning Department, held a public hearing, duly noticed and advertised, as required by law, to receive the comments of the public, finds that such comments and recommendations are correct and necessary, and desires to amend Chapter 38 of the Oconee County Code of Ordinances, in certain limited particulars only, based on the review, comments, and recommendations of the Oconee County Planning Commission, the Oconee County Planning staff, and the public, and to otherwise ratify and reaffirm Chapter 38 of the Oconee County Code of Ordinances not specifically or by implication amended hereby.

NOW, THEREFORE, it is hereby ordained by the Oconee County Council, in meeting duly assembled that:

1. Chapter 38 of the Oconee County Code of Ordinances is hereby amended, as follows, and in the following details, only:

A. The following portion of a parcel, listed below, previously zoned in the Residential District (RD), and duly identified on the Official Zoning Map to be in the Residential District, is hereby rezoned, and shall be in the Traditional Rural District (TRD), and shown as such on the Official Zoning Map in the manner depicted in Appendix A of this Ordinance. Each parcel, and associated uses and activities conducted thereupon, shall be subject to all standards, limitations, and requirements established for the District in Chapter 38 of the Code.

Parcel (Tax Identification Number)

177-00-02-019 p/o

2. All other parts and provisions of the Oconee County Code of Ordinances not amended hereby, either explicitly or by implication, remain in full force and effect. Chapter 38 of the Oconee County Code of Ordinances as amended hereby, are hereby ratified and affirmed, *ab initio*.
3. 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.
4. All ordinances, orders, resolutions, and actions of Oconee County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded.
5. This Ordinance shall take effect and be in full force and effect from and after third reading and enactment by Oconee County Council.

ORDAINED in meeting, duly assembled, this 20th day of August, 2013.

OCONEE COUNTY, SOUTH CAROLINA

By: _____
Joel Thrift, Chairman, County Council
Oconee County, South Carolina

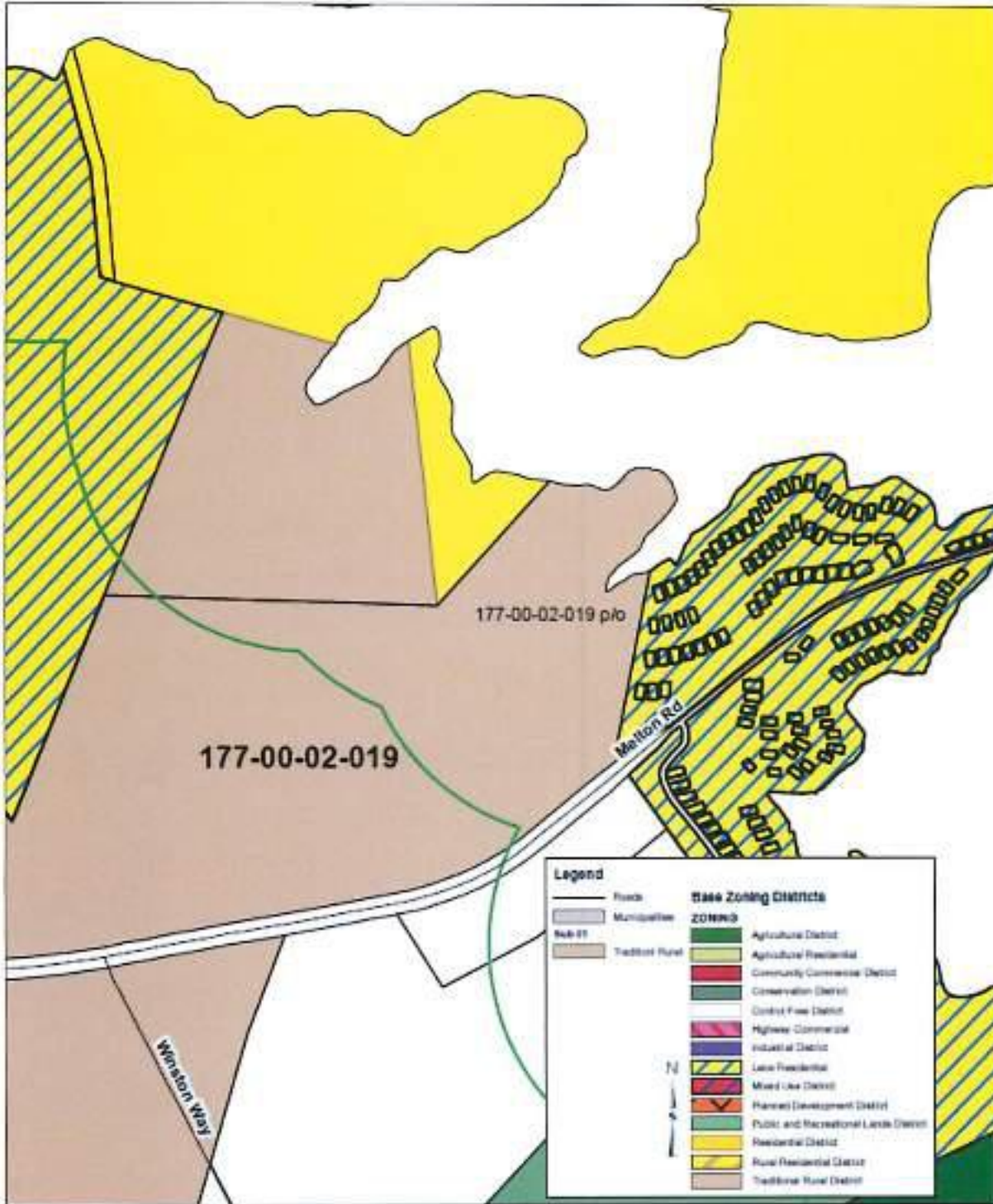
ATTEST:

By: _____
Elizabeth G. Hulse, Clerk to County Council
Oconee County, South Carolina

First Reading: May 21, 2013
Second Reading: July 16, 2013
Public Hearing: August 20, 2013
Third Reading: August 20, 2013

APPENDIX A

Parcels Rezoned by Ordinance 2013-09



STATE OF SOUTH CAROLINA
OCONEE COUNTY
ORDINANCE 2013-18

AN ORDINANCE TO AMEND ARTICLE 1, ENTITLED *IN GENERAL*, OF CHAPTER 20, ENTITLED *OFFENSES AND MISCELLANEOUS PROVISIONS*, OF THE OCONEE COUNTY CODE OF ORDINANCES BY ADDING NEW SECTIONS PERTAINING TO DRUG PARAPHERNALIA; AND OTHER MATTERS RELATED THERETO.

WHEREAS, Oconee County, South Carolina (the "County"), a body politic and corporate and a political subdivision of the State of South Carolina (the "State"), acting by and through its governing body, the Oconee County Council (the "County Council"), has previously adopted multiple ordinances for the effective, efficient governance of the County, which, subsequent to adoption, are codified in the Oconee County Code of Ordinances (the "Code of Ordinances"), as amended, from time to time; and,

WHEREAS, Pursuant to the authority granted in the State Constitution and Sections 4-9-25, 4-9-30, *inter alia*, of the Code of Laws of South Carolina, 1976, as amended (the "Code"), the governing body of a county shall have authority to enact regulations, resolutions, and ordinances in relation to health and order or respecting any subject as appears to them necessary and proper for the security, general welfare, and convenience of counties or for preserving health, peace, order, and good government in them; and,

WHEREAS, Pursuant to Section 44-53-391 of the Code, entitled *Unlawful to advertise for sale, manufacture, possess, sell or deliver, or to possess with intent to sell or deliver, paraphernalia*, it is unlawful within the State to advertise for sale, manufacture, possess, sell or deliver, or to possess with intent to sell or deliver, paraphernalia, as defined therein, which relates to drug paraphernalia; and,

WHEREAS, pursuant to the foregoing authorities, and others, Chapter 20, entitled *Offenses and Miscellaneous Provisions*, of the Code of Ordinances, already contains provisions for County defined and sanctioned offenses within the County; and,

WHEREAS, from time to time, provisions of the Code of Ordinances need to be amended, to update such provisions, to clarify guidelines and procedures and rules applicable to County government, to keep the Code of Ordinances in concert and accord with State and County law and regulations and to meet the changing needs of the County; and,

WHEREAS, because of changing and evolving social and criminal patterns and moves in society, in general, and in the County, in particular, the County Council finds that it is both necessary and proper for the security, general welfare, and convenience of the County and for preserving health, peace, order, and good government in the County to enact an Ordinance that

addresses drug paraphernalia offenses within the County to the extent consistent with and not prohibited by State law; and,

WHEREAS, there is a need to amend the law of the County, to keep the Code of Ordinances in concert and accord with State and County law and regulations and to meet the changing needs of the County, with regard to drug paraphernalia offenses, again, to the extent consistent with and not prohibited by State law; and,

WHEREAS, there is a need to amend, specifically, Article 1, entitled in *General*, of Chapter 20, entitled *Offenses And Miscellaneous Provisions*, of the Code of Ordinances to add Sections to reflect current policies of the County with regard to drug paraphernalia offenses:

NOW, THEREFORE, it is hereby ordained by the Oconee County Council, in meeting duly assembled that:

1. The statements of fact and policy from the preamble of this Ordinance are hereby adopted, as findings of fact, by the County Council, in their entirety, and are hereby adopted by reference, as part of the ordaining language of this Ordinance as fully as if set forth verbatim herein. It is the specific intent of the County Council to enact an ordinance that is fully authorized by the law and Constitution of the State, and is consistent with and does not violate State law.
2. Article 1, entitled in *General*, of Chapter 20, entitled *Offenses And Miscellaneous Provisions*, of the Code of Ordinances is hereby amended by adding three new Sections, to be numbered Section 20-4, entitled *Drug Paraphernalia - Prohibited Acts, Definitions, Factors, Exceptions, And Penalties*, Section 20-5, entitled *Factors Determining Drug Paraphernalia*, Section 20-6 entitled *Exceptions*, and Section 20-7 entitled *Penalty For Violation*. The contents of these new Sections are set forth in **Exhibit A** hereto, which is hereby incorporated herein as fully as if set forth verbatim herein.
3. The County Administrator is hereby authorized and directed to take any and all actions required of the County, or that he may deem desirable in his sole discretion, to give effect to the acts of the County Council as contemplated herein.
4. 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.
5. All ordinances, orders, resolutions, and actions of the County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and rescinded. However, nothing contained herein, or in **Exhibit A** hereto, shall cancel, void, or revoke, or shall be interpreted as cancelling, voiding, or revoking in any regard any prior County acts, actions, or decisions of the County or the County Council, in any regard, except as explicitly and specifically stated herein.

6. All other terms, provisions, and parts of the Code of Ordinances not amended hereby, directly or by implication, shall remain in full force and effect.
7. This Ordinance shall take effect and be in full force and effect from and after the third reading and the public hearing and enactment by the County Council in accordance with the Code of Ordinances.

Ordained in meeting, duly assembled, this ___ day of _____, 2013.

ATTEST:

Elizabeth Hulse,
Clerk to Oconee County Council

Joel Thrift,
Chairman, Oconee County Council

First Reading: August 20, 2013
Second Reading: _____
Public Hearing: _____
Third Reading: _____

EXHIBIT A

[Place additional Sections of Chapter 20 here.]

“Sec. 20-4. - Drug Paraphernalia - Prohibited Acts, Definitions, Factors, Exceptions, And Penalties .

It shall be unlawful for any person to advertise for sale, manufacture, possess, sell, or deliver Drug Paraphernalia. The following terms, when used in this Article, shall have the meanings ascribed to it in this Section, except where the context clearly indicates a different meaning:

- a) *Deliver* or *Delivery* shall mean the actual, constructive, or attempted transfer of a controlled drug or Drug Paraphernalia whether or not there exists an agency relationship.
- b) *Drug Paraphernalia* shall mean any instrument, device, article, or contrivance used, designed for use, or actually intended by the user(s) described herein, for using, ingesting, smoking, administering, or preparing marijuana, hashish, hashish oil, heroin, cocaine, crack, crank or any other illegal drug or illegal controlled substance, or actually intended by the user(s) described herein, to facilitate as described above the unlawful use or abuse of lawful drugs or lawful controlled substances. Drug Paraphernalia may include, but is not limited to:
 - 1) Metal, wooden, acrylic, glass, stone, plastic or ceramic marijuana or hashish pipes with our without screens, permanent screens, hashish heads or punctured metal bowls;
 - 2) Water pipes designated for use or intended for use with marijuana, hashish, hashish oil, cocaine, or other controlled substances;
 - 3) Carburetion tubes and devices;
 - 4) Smoking and carburetion masks;
 - 5) Roach clips;
 - 6) Separation gins designed for use or intended for use in cleaning marijuana;
 - 7) Cocaine spoons and vials;
 - 8) Chamber pipes;
 - 9) Carburetor pipes;
 - 10) Electric pipes;
 - 11) Air-driven pipes;

- 12) Chilams;
- 13) Bongs;
- 14) Ice pipes or chillers;
- 15) Heroin spoons; or spoons used in the same manner for other controlled substances;
- 16) Pill presses and other mechanical devices used to convert controlled substances into a form which can be ingested;
- 17) Blotter paper, or any other material which is saturated with, or intended to be saturated with a controlled substance;
- 18) Scales, measuring spoons, measuring cups, or any pharmaceutical measuring device;
- 19) Crack pipes, or any device fashioned to be a crack pipe or for meth;
- 20) Any part of a hypodermic needle or syringe except as may be authorized by the laws of the State of South Carolina;
- 21) Cigars hollowed out for use or intent of use with marijuana.

Sec. 20-5. – Factors Determining Drug Paraphernalia.

- a) In determining whether an object is Drug Paraphernalia, a court of competent jurisdiction shall consider in addition to all other logically relevant factors, the following:
 - 1) The statements by an owner or by anyone in control of the object concerning its use;
 - 2) The proximity of the object to controlled substances;
 - 3) The existence of any residue of controlled substances on the object;
 - 4) Direct or circumstantial evidence of the intent of an owner, or of anyone in control of the object, to deliver it to persons whom he knows, or should reasonably know, intend to use the object to facilitate a violation of this Article. The innocence of an owner or of anyone in control of the object, as to a direct violation of this Article shall not prevent a finding that the object is intended for use or designed for use as Drug Paraphernalia;
 - 5) Instructions, oral or written, provided with the object concerning its use;
 - 6) Descriptive materials accompanying the object which explain or depict its use;

- 7) National or local advertising concerning its use;
- 8) The manner in which the object is displayed for sale;
- 9) Whether the owner, or anyone in control of the object, is a legitimate supplier of like or related items to the community, such as a licensed distributor or dealer of tobacco products;
- 10) Direct or circumstantial evidence of the ratio of sales of the object(s) to the total sales of the business enterprise;
- 11) The existence and scope of legitimate use for the object in the community.

Sec. 20-6. – Exceptions.

The provisions of this Article shall not apply to the manufacture, sale, distribution or advertisement of any product or object designed and sold primarily for scientific research, industrial, veterinary, educational, or agricultural purpose, or for bona fide medical or clinical use.

Sec. 20-7. - Penalty For Violation.

Any person guilty of violating the provisions of this Article shall be subject to the penalties set forth in Section 1-7, entitled *General Penalty; Continuing Violations*, of the Oconee County Code of Ordinances.”

**AGENDA ITEM SUMMARY
OCONEE COUNTY, SC**

**COUNCIL MEETING DATE: Aug. 20, 2013
COUNCIL MEETING TIME: 6:00 PM**

ITEM TITLE OR DESCRIPTION:

APPROVE PRT Campground Software/Reservation Program,
and
First Reading [In Title Only] of **ORDINANCE 2013-20** "AN ORDINANCE TO AMEND ORDINANCE 2013-01 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, 2013 AND ENDING JUNE 30, 2014" Attachment B – Fee Schedule

BACKGROUND OR HISTORY:

This is a two part request to move forward with the vendor Active Network to implement the Reserve America software for the three County Parks and Campgrounds for a three year contract and to amend the county budget – fee schedule to allow for a rate increase beginning January 2014.

The attached power point will show the existing process and the proposed process, as well as the price of the software, proposed new fee schedule and price comparisons to other area campgrounds.

PRT recommends Option 2 out of the two options presented. PRT Commission unanimously approved this request 7-18-13.

SPECIAL CONSIDERATIONS OR CONCERNS:

COMPLETE THIS PORTION FOR ALL PROCUREMENT REQUESTS:

Does this request follow Procurement Ordinance #2001-15 guidelines? Yes / No [review #2001-15 on Procurement's website]
If no, explain briefly: Yes

FINANCIAL IMPACT:

The initial investment will be \$6,695 for a proposed January implementation schedule. Additional equipment will be added to include iPads for each Park. PRT has budgeted up to \$17,000 for the equipment and software implementation.

The current fee schedule included in Ordinance 2013-01 will require amendment after approval of the software purchase and implementation schedule to that the County parks can implement the pricing changes in January 2014.

COMPLETE THIS PORTION FOR ALL GRANT REQUESTS:

Are Matching Funds Available: Yes / No
If yes, who is matching and how much

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.

A calendar with due dates marked may be obtained from the Clerk to Council.

ATTACHMENTS

- [1] Campground Software power point Proposal
- [2] Active Network Software as a Service Agreement

STAFF RECOMMENDATION:

It is the staff's recommendation that Council

[1] Approve the PRT Campground Software Package with Active Network (Reserve America) in the amount of \$6,695 and to authorize the County Administrator to execute the three-year contract, and

[2] Approval **Ordinance 2013-20** "AN ORDINANCE TO AMEND ORDINANCE 2013-01 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, 2013 AND ENDING JUNE 30, 2014" Attachment B – Fee Schedule, on first reading in title only.

Reviewed By/ Initials:

_____ County Attorney _____ Finance _____ Grants _____ Procurement

Submitted or Prepared By:

Phil Shirley, PRT Director
Department Head/Elected Official

Approved for Submittal to Council:



Scott Moulder, County Administrator

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.

A calendar with due dates marked may be obtained from the Clerk to Council.

Campground Software Proposal
Active Network

www.reserveamerica.com



Goals

1. Accept debit/credit cards
2. Increase Occupancy/Revenue
3. Implement a campground software and database system for target marketing and increased efficiency
4. Highlight Oconee County Parks in the camping market

Current Occupancy FY13

| | 7/ 12 | 8/ 12 | 9/ 12 | 10/ 12 | 11/ 12 | 12/ 12 | 1/ 13 | 2/ 13 | 3/ 13 | 4/ 13 | 5/ 13 | 6/ 13 |
|--------------------|----------|----------|----------|-----------|-----------|-----------|----------|----------|----------|----------|----------|----------|
| Chau-Ram (26) | 7% | 4% | 5% | 6% | 3% | X | X | X | X | X | 2% | 7% |
| High Falls (96) | 26% | 18% | 10% | 8% | 3% | X | X | X | 8% | 10% | 22% | 43% |
| South Cove (88) | 43% | 27% | 14% | 9% | 12% | 7% | 7% | 7% | 13% | 21% | 42% | 76% |

Occupancy Rate

Camping nights(2010)/total available camping nights(2640)= 76%

Ex. (South Cove June 13)

Reservations

Current Process

- None Available
- Currently first come, first serve

Proposed Process

Reservations available in three (3) processes:

1. Online
2. 24 Hour call center
3. On-Site at the Park

Camper Registration

Current Process

Set up on any available site, **then** proceed to office or self-registration!

Proposed Process

1. With a Reservation, check in at Ranger station and proceed to set up.
2. No Reservation-Must check reservation kiosk and register prior to set up.
3. Active Software will soon allow iPads to be used by staff for quick check ins and registrations.

Length of Stay

Current Process

1. 30 Days Maximum on one site
2. No minimum required

Proposed Process

1. 30 Days Maximum on one site
2. 3 night or 7 night minimum waterfront (May-Sept)

Payment Options

Current Process

1. Cash or Check only
2. Customer allowed to remit payment daily, weekly or monthly for 30 day period.

Proposed Process

1. Cash, Check or Credit Card
2. Customer may still pay weekly on a 30 day reservation...if **payments are not made on time for extending weeks, the reservation will be cancelled!**

Data Retention

Current Process

All manual receipts with very limited and time consuming tracking and reporting capabilities.

Proposed Process

1. Software Database
2. Track Demographics and camping history
3. Increase staff efficiency with automated reports for occupancy, trends, workload indicators
4. Allows for targeted database marketing, discounts, specials, last minute deals, etc., to previous customers.

Software Pricing

\$6,695 which includes:

1. Staff Training
2. Four (4) 15" touch screen monitors, cash registers and PCI compliant card readers
3. \$3.50 per night flat fee for Reservations
4. 2.2% Credit Card processing fee
5. \$7.00 flat fee for Cancellations/Changes
6. We have also budgeted to include the purchase of iPads for staff site check-ins, registrations

Current Pricing

Current Price

| | |
|-------------------------------|----------------|
| Resident | Revenue |
| \$15/night taxes included | (\$13.50) |
| \$20/night WF taxes included | (\$18) |
| Non-Resident | |
| \$20/night taxes included | (\$18) |
| \$25/night WF taxes included | (\$22.50) |
| Winter Rate | |
| \$12/night tax included | (\$10.80) |
| Current Taxes included | |
| 6% Sales Tax | |
| 2% State Accommodations Tax | |
| 3% Local Accommodations Tax | |

Pricing Option 1 (Price plus tax)

Current Price

| | |
|------------------------------|----------------|
| Resident | Revenue |
| \$15/night taxes included | (\$13.50) |
| \$20/night WF taxes included | (\$18) |
| Non-Resident | |
| \$20/night taxes included | (\$18) |
| \$25/night WF taxes included | (\$22.50) |
| Winter Rate | |
| \$12/night tax included | (\$10.80) |

Current Taxes included

6% Sales Tax
2% State Accommodations Tax
3% Local Accommodations Tax

Proposed Pricing (Resident)

\$15/night plus taxes
\$.90 sales tax
\$.30 State ATAX
\$.45 Local ATAX
\$3.50 Reservation Fee
\$20.15 CASH or
\$20.59 Credit Card

\$20/night WF plus taxes
\$1.20 sales tax
\$.40 State ATAX
\$.60 Local ATAX
\$3.50 Reservation Fee
\$25.70 CASH or
\$26.27 Credit Card

Pricing Option 1 (Price plus tax)

Current Price

| | |
|------------------------------|----------------|
| Resident | Revenue |
| \$15/night taxes included | (\$13.50) |
| \$20/night WF taxes included | (\$18) |
| Non-Resident | |
| \$20/night taxes included | (\$18) |
| \$25/night WF taxes included | (\$22.50) |
| Winter Rate | |
| \$12/night tax included | (\$10.80) |

Current Taxes included

6% Sales Tax
2% State Accommodations Tax
3% Local Accommodations Tax

Proposed Pricing (Non-Resident)

\$20/night plus taxes
\$1.20 sales tax
\$.40 State ATAX
\$.60 Local ATAX
\$3.50 Reservation Fee
\$25.70 CASH or
\$26.27 Credit Card

\$25/night WF plus taxes
\$1.50 sales tax
\$.50 State ATAX
\$.75 Local ATAX
\$3.50 Reservation Fee
\$31.25 CASH or
\$31.94 Credit Card

Pricing Option 2 (Taxes Included)

| <u>Current Rates</u> | | <u>Proposed Pricing-Option 2</u> | |
|-------------------------------|----------------|----------------------------------|----------------|
| Resident | Revenue | Resident | Revenue |
| \$15/night taxes included | (\$13.50) | \$20/night taxes included | (\$14.85 Cash) |
| \$20/night WF taxes included | (\$18) | | (\$14.41 Card) |
| Non-Resident | | \$25/night taxes included | (\$19.30 Cash) |
| \$20/night taxes included | (\$18) | (Waterfront) | (\$18.73 Card) |
| \$25/night WF taxes included | (\$22.50) | Non-Resident | |
| Winter Rate | | \$25/night taxes included | (\$19.30 Cash) |
| \$12/night tax included | (\$10.80) | | (\$18.73 Card) |
| Current Taxes included | | \$30/night taxes included | (\$23.75 Cash) |
| 6% Sales Tax | | (Waterfront) | (\$23.06 Card) |
| 2% State Accommodations Tax | | Winter Rate | |
| 3% Local Accommodations Tax | | \$15/night tax included | (\$10.36 Cash) |
| | | or | |
| | | \$16/night tax included | (\$11.25 Cash) |

Current Price Comparison

| <u>Current Price</u> | |
|------------------------------|--|
| Resident | |
| \$15/night taxes included | |
| \$20/night WF taxes included | |
| Non-Resident | |
| \$20/night taxes included | |
| \$25/night WF taxes included | |
| Winter Rate | |
| \$12/night tax included | |
| | <ul style="list-style-type: none"> • Lake Hartwell \$20 plus tax • Oconee \$21 plus tax • Devil's Fork \$23 plus tax • Mile Creek \$20 plus tax • Mile Creek (WF) \$25 plus tax • Oconee Point \$24 plus tax • Coneross \$24 plus tax • Twin Lakes \$24 plus tax |

Proposed Price Comparison Option 1

| <u>Proposed Price</u> | |
|---|--|
| <p>Resident \$15 plus tax \$20 Waterfront plus tax</p> <p>Non-Resident \$20 plus tax \$25 Waterfront plus tax</p> <p><u>Winter Rate</u> \$15/night tax included</p> | <ul style="list-style-type: none"> • Lake Hartwell \$20 plus tax • Oconee \$21 plus tax • Devil's Fork \$23 plus tax • Mile Creek \$20 plus tax • Mile Creek (WF) \$25 plus tax • Oconee Point \$24 plus tax • Coneross \$24 plus tax • Twin Lakes \$24 plus tax |

Proposed Price Comparison Option 2

| <u>Proposed Price</u> | |
|---|--|
| <p>Resident \$20/night taxes included \$25/night WF taxes included</p> <p>Non-Resident \$25/night taxes included \$30/night WF taxes included</p> <p><u>Winter Rate</u> \$15/night tax included</p> | <ul style="list-style-type: none"> • Lake Hartwell \$20 plus tax • Oconee \$21 plus tax • Devil's Fork \$23 plus tax • Mile Creek \$20 plus tax • Mile Creek (WF) \$25 plus tax • Oconee Point \$24 plus tax • Coneross \$24 plus tax • Twin Lakes \$24 plus tax |

Camper concerns

- 1. Full Payment up front!**
- 2. County citizens having hard time getting reservations!**
- 3. Availability of staff for on-site reservation!**
- 4. Extending stay on existing site up to 30 days!**

Software as a Service Agreement
SIGNATURE PAGE

By signing this Agreement, each party represents and warrants that it has the necessary and full right, power, authority, and capability to enter into this Agreement and to perform its obligations hereunder.

THE ACTIVE NETWORK, INC.

By: 
(Signature)

RAM KRISHNAN, SVP
Print Name and Title

Date: 2.24.13

CLIENT

(Full Legal Name)

E-Mail

By: _____
(Signature)

Phone: _____

Address

Print Name and Title

City, State and Zip

Checks payable to

Event URL (Web site)

Date: _____

SCHEDULE 1

Software as a Service Agreement



Company 10182 Telesis Ct., Suite 100
 Address San Diego, CA 92121
 US

Created Date 7/14/2013
 Quote Number 00008271
 Expiration Date 08/31/2013

Prepared By Sarah Plucinski
 Phone (858) 864-3877
 E-mail sarah.plucinski@activenetwork.com

Contact Name Phil Shirley
 Phone 1 (864) 888-1488
 Email pshirley@oconeesc.com

Bill To Name Oconee County Parks, Recreation & Tourism
 Bill To Contact Phil Shirley
 Bill To Address 415 S. Pine Street
 Waltham, SC 29691 United States

Ship To Contact Phil Shirley
 Ship To Address 415 S. Pine Street
 Waltham, SC 29691 United States

| Product | Product Type | Quantity | UOM | Sales Price | Fee % | Total Price |
|---|--------------|----------|-----|-------------|-------|--------------|
| ActiveWorks Outdoors - (credit card processing - transaction fee - % fee) | SaaS | 1.00 | % | USD 0.00 | 2.20 | USD 0.00 |
| ActiveWorks Outdoors - (POS transaction fee - % fee) | SaaS | 1.00 | % | USD 0.00 | 1.20 | USD 0.00 |
| ActiveWorks Outdoors - (reservation fee/ per night - flat fee) | SaaS | 1.00 | Ea | USD 3.50 | | USD 0.00 |
| ActiveWorks Outdoors - (walk-in fee/per night - flat fee) | SaaS | 1.00 | Ea | USD 3.50 | | USD 0.00 |
| ActiveWorks Outdoors - (change fee - flat fee) | SaaS | 1.00 | Ea | USD 7.00 | | USD 0.00 |
| ActiveWorks Outdoors - (day use fee - flat fee) | SaaS | 1.00 | Ea | USD 1.00 | | USD 0.00 |
| ActiveWorks Outdoors - APG Fixed Till Assembly 5X5 Tray w/ Lid | Hardware | 4.00 | Ea | USD 72.00 | | USD 288.00 |
| ActiveWorks Outdoors - APG S4000 Cash Drawer MultiPro Int - need printer (cable incl) | Hardware | 4.00 | Ea | USD 189.20 | | USD 756.80 |
| ActiveWorks Outdoors - APG Undercounter Mounting Bracket | Hardware | 4.00 | Ea | USD 36.50 | | USD 154.00 |
| ActiveWorks Outdoors - ELO 15" LCD Accoutouch Touchscreen, USB | Hardware | 4.00 | Ea | USD 768.90 | | USD 3,075.60 |
| ActiveWorks Outdoors - STAR TSP100 Thermal Receipt Paper (3 1/8 x 220) | Hardware | 2.00 | Ea | USD 82.50 | | USD 165.00 |
| ActiveWorks Outdoors- STAR TSP143U Thermal autocutter, USB- cable included | Hardware | 4.00 | Ea | USD 336.00 | | USD 1,344.00 |
| ActiveWorks Outdoors - Standard IPAD w/PCI PED cert USB HID w/Magosa.net Key | Hardware | 4.00 | Ea | USD 291.50 | | USD 1,166.00 |

Software as a Service Agreement

| | | | |
|-------------------|--------------|-------------|--------------|
| Hardware Total | USD 6,895.00 | Total Price | USD 6,895.00 |
| Software Total | USD 0.00 | | |
| Service Total | USD 0.00 | | |
| Maintenance Total | USD 0.00 | | |
| SaaS Total | USD 0.00 | | |
| Other Total | USD 0.00 | | |

*Sales Tax not included in total price. Sales tax, where applicable, will be added to your invoice.

Quote Acceptance Information

Signature: _____

Printed Name: _____

Title: _____

Date: _____

PO# (if applicable): _____

**THIRD PARTY PRODUCTS ADDENDUM
TO SOFTWARE AS A SERVICE AGREEMENT**

This Addendum to the Software as a Service Agreement (“Addendum”) is entered into by and between Oconee County Parks, Recreation & Tourism (“Client”) and The Active Network, Inc. (“TAN”) as of August 20, 2013 (the “Effective Date”). Client and TAN are also singularly referenced herein as a “Party” and collectively as the “Parties.”

- A. This Addendum is made part of that certain Software as a Service Agreement dated as of August 20, 2013 between Client and TAN (the “Agreement”) that provides Software and Services.
- B. Client and TAN now desire to supplement and amend certain terms and conditions of the Agreement, pursuant to the terms and conditions set forth in this Addendum.

NOW, THEREFORE, in consideration of the mutual covenants, recitals and promises contained in this Addendum and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged by each Party, the Parties hereto hereby agree as follows:

1. **Changes to the Agreement.** The Appendix attached hereto is hereby incorporated by reference into the Agreement.

2. **Agreement Remains in Effect.** Except as expressly described herein, the Agreement remains in full effect according to its terms. The Agreement and this Addendum, as well as any exhibits attached to each respectively, shall be read in concert to the fullest extent possible and be considered collectively as a singular agreement. In the event any of the terms and conditions of the Agreement conflict with the terms and conditions of this Addendum, the terms and conditions of this Addendum shall prevail only as to the subject matter expressly stated herein.

3. **General.**

3.1 **Miscellaneous.** If any one or more of the provisions of this Addendum is held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision of this Addendum, and this Addendum shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein. The captions used in this Addendum are for convenience and reference only and will not be deemed to limit, characterize or in any way affect any other provision contained herein. All provisions of this Addendum will be enforced and construed as if no caption had been used. This Addendum will be assigned automatically and only upon the assignment of the Agreement according to its terms.

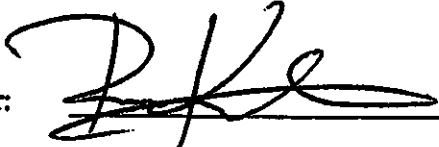
3.2 **Entire Agreement.** The Agreement, this Addendum and any exhibits attached to each respectively constitute the entire agreement between the Parties with respect to the subject matter thereof and supersede all previous negotiations, comments and writings by the Parties with respect to the subject matter referenced in each. The Agreement and this Addendum may be changed only by a written agreement signed by both Parties. No oral agreement or conversation with any officer, agent or employee of Client, either before or after the execution of the Agreement or this Addendum, shall affect, alter or modify the obligations hereunder.

3.3 **Counterparts and Facsimile:** This Addendum may be executed by the Parties in separate counterparts, which counterparts when combined are hereby deemed to constitute a single document, and the Parties may execute this Addendum by facsimile and such facsimile(s) will have the same effect as an originally executed document.

The Parties hereto have executed this Addendum effective as of the Effective Date.

TAN:
by its authorized signatory

Oconee County Parks, Recreation & Tourism :
by its authorized signatory

Per:  _____

Per: _____

Name: Pam Reynolds

Name: _____

Title: SUP

Title: _____

Date: 7.29.13

Date: _____

APPENDIX: TERMS APPLICABLE ONLY TO THIRD PARTY PRODUCTS AND SERVICES

1. PURCHASE AND SALE; DELIVERY

1.1 Purchase Commitment and Price. TAN hereby agrees to sell to Client, and Client hereby agrees to purchase from TAN, the Third Party Products listed in the applicable Schedule in the volumes and at the prices described therein. For purposes of this Addendum, "Third Party Products" means those hardware, firmware and/or software products, provided to TAN by third parties, listed in the Pricing Form, together with all user manuals and other documents accompanying the delivery of the Third Party Products, provided that the Third Party Products shall not include software developed by TAN.

1.2 Delivery. TAN will ship all or any part of the Third Party Products to Client as soon as reasonably practicable (or, if the below-described purchase order documentation does not seek immediate shipping, at the time TAN considers reasonable in order to meet the desired delivery date described) after receipt by TAN of a purchase order from Client specifying the particular Third Party Products sought, the number of such Third Party Products sought, the price payable therefore, and the desired date and location of delivery thereof. Any such purchase order must, at a minimum, reference quantity, description and price.

1.3 Changes by Client to Delivery Schedule. Following delivery by Client of any purchase order documentation described in section 1.2, no changes by Client to the shipment schedule described therein will be permitted unless TAN is notified thereof in writing at least ninety (90) days in advance of the delivery date sought in such purchase order documentation.

1.4 Acceptance of Purchase Orders. Purchase orders delivered by Client to TAN in respect of Third Party Products are not binding upon TAN until accepted by TAN in writing. In any case, despite any indication to the contrary contained in any such purchase order documentation, no terms or conditions on purchase order documentation issued by Client, other than the information required by TAN as set forth expressly in this Agreement, will be binding upon TAN, nor will any such terms or conditions modify or supplement this Agreement in any way, notwithstanding the fact that TAN may accept or otherwise approve such purchase orders. TAN reserves the right to refuse any such purchase order for any reason not contrary to this Agreement, including without limitation pricing differences as described in section 2.2.

1.5 Additional Third Party Products. Client may purchase Third Party Products in addition to those listed in the Schedule by issuing additional purchase order documentation as described herein, provided that the supply (or non-supply) of such additional Third Party Products will be subject to this Agreement as though such additional Third Party Products had been included in the Schedule on the date of execution of Schedule subject to the following:

(a) the price for such additional Third Party Products is subject to agreement between the parties each in their own absolute discretion, and

Version 04.03.13

(b) TAN shall have the right to discontinue delivery of such additional Third Party Products upon at least ninety (90) days written notice to Client without any liability to Client whatsoever for such discontinuance.

2. CHARGES AND PAYMENTS

2.1 Prices. The pricing applicable to Third Party Products is as set out in the Schedule in the form finally agreed to by the Parties.

2.2 Pricing Variability. Client acknowledges that:

(a) the prices described in the Schedule are applicable for six (6) months after the date of execution hereof, and such prices are based upon Client taking delivery of the full number of any particular Third Party Product listed in the Schedule in a single shipment; and

(b) Client hereby agrees that after the expiry of such initial six-month period or, in case of Client seeking, in a particular shipment, delivery of less than all of the Third Party Products of a particular type listed the Schedule, the actual prices may be higher. Prior to shipment of any Third Party Products that would be subject to pricing that differs from that described in the Schedule, TAN will notify Client of any such different pricing and Client will accept such different pricing, as mutually agreed between Client and TAN, in writing.

3. SUPPORT FOR THIRD PARTY PRODUCTS

For the purpose of isolating support issues and responsibility in respect of Third Party Products and their interaction with any Products, TAN will provide initial first-tier support, to a maximum of fifteen (15) minutes per support inquiry.

4. PROPRIETARY RIGHTS

4.1 Third Party Proprietary Rights and Indemnity by Client. Client acknowledges that any Third Party Products supplied by TAN hereunder are supplied by TAN as a reseller thereof and that the Third Party Products are subject to the intellectual property rights of the various third party developers and/or manufacturers thereof, as applicable, including without limitation copyright, trade secret, trademark, and patent rights. Client will maintain in confidence and not use or disclose any and all confidential business or technical information connected with any Third Party Product except as specifically permitted by a party having legal control of such rights, and Client will defend or settle any claim made or any suit or proceeding brought against TAN insofar as such claim, suit, or proceeding is based on an allegation that any Third Party Product provided to Client hereunder has been installed, used, or otherwise treated by Client or any client or customer of Client in violation of the proprietary rights of any third party or on an allegation that Client or any client or customer of Client has disclosed or used any confidential business or technical information connected with any Third Party Product, provided that TAN will notify Client in writing promptly after the claim, suit, or proceeding is known to TAN and will give Client such information and assistance as is reasonable in the circumstances. Client will have sole authority to defend or settle any such claim at Client's expense. Client will indemnify and hold TAN harmless from and against any and all such claims and will pay all

damages and costs finally agreed to be paid in settlement of such claim, suit or proceeding.

4.2 Third Party Products which are Software. Client acknowledges that the possession, installation and use of all Third Party Products which are software shall be governed by the terms of the software license(s) of the persons other than TAN who possess the rights to control such possession, installation and use.

5. WARRANTY

5.1 Warranty. TAN warrants to Client that TAN has the right to deliver the Third Party Products subject to any documentation accompanying such Third Party Products at the time of delivery and/or any licensing mechanisms, physical, electronic or otherwise, included in any Third Party Products that are software.

5.2 Warranties Provided by Third Party Suppliers. Third Party Products are warranted by the manufacturers thereof in accordance with the warranty statements accompanying delivery of the Third Party Products, and Client agrees that Client will rely solely on such Third Party Product warranties and Client shall make no claim against TAN on account of any warranty, express or implied, which may apply to any Third Party Product.

AGENDA ITEM SUMMARY
OCONEE COUNTY, SC

COUNCIL MEETING DATE: August 20, 2013
COUNCIL MEETING TIME: 6:00 PM

ITEM TITLE [Brief Statement]:

First Reading [in title only] of Ordinance 2013-21 "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"

BACKGROUND DESCRIPTION:

After the property for the Oconee Industry and Technology Park, formerly known as Echo Hills, was purchased it was discovered there were two mobile homes on the property. The County negotiated with the owners of the mobile homes and it was determined that two 1 acre lots would be surveyed out of the Park and sold to the mobile home owners. The northern most parcel was purchased and the transfer of ownership was completed. However, the southern parcel did not sale. Considering that the County has no plans to sale this parcel, staff recommends that the parcel be reincorporated into the Park. Having been surveyed and rezoned out of the Park, rezoning is the first step in the process of reincorporating this parcel into the Park.

The request is a subsequent rezoning consisting of a parcel totaling 1 acre. This parcel is located in the rural suburban area on the Future Land Use Map, and is currently zoned in the Agricultural Residential District.

As submitted, parcel 221-00-01-106, currently in Agricultural Residential District, would be rezoned into the Industrial District.

SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]:

None

FINANCIAL IMPACT [Brief Statement]:

None

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

Maps of current zoning, rezoning proposal as submitted, and the request's location on the Future Land Use Map.

STAFF RECOMMENDATION [Brief Statement]:

It is staff's recommendation that Council [1] take first reading (in title only) of Ordinance 2013-21, and [2] refer the matter to the Planning Commission for the required review.

Submitted or Prepared By:

Department Head/Elected Official

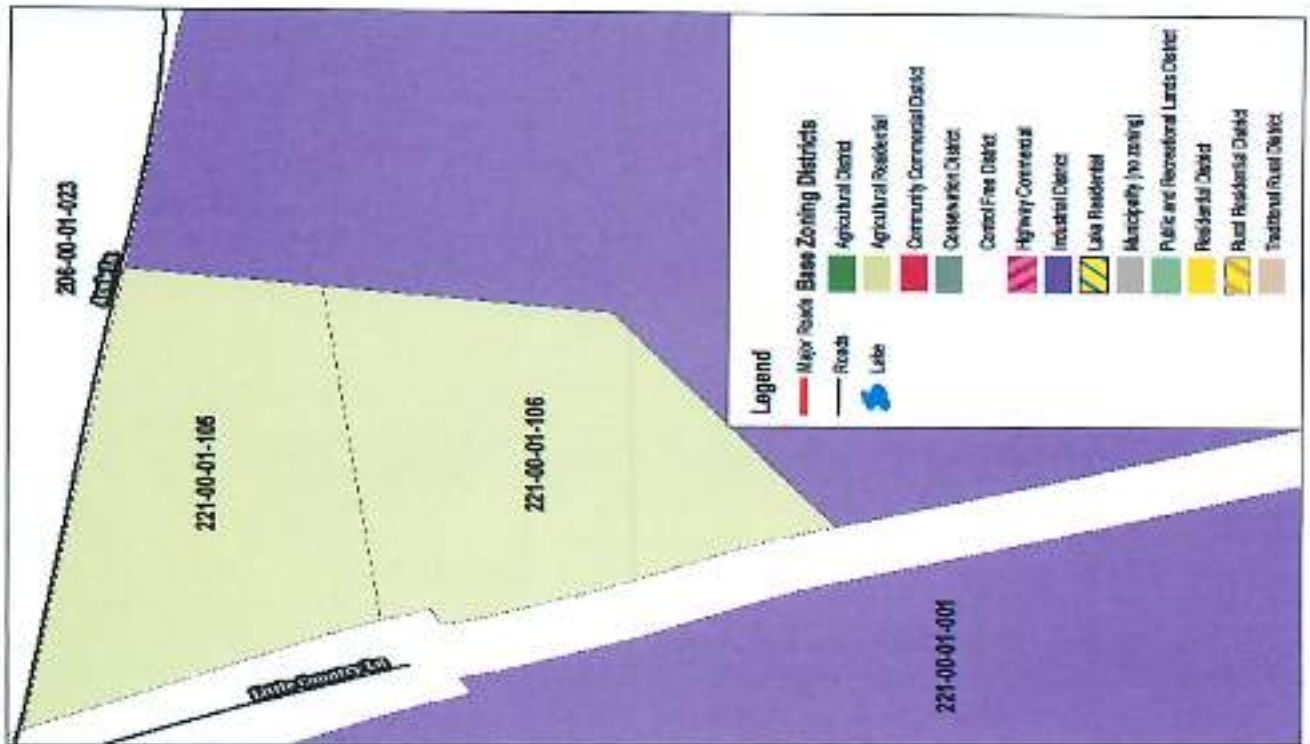
Approved for Submittal to Council:


T. Scott Moulder, County Administrator

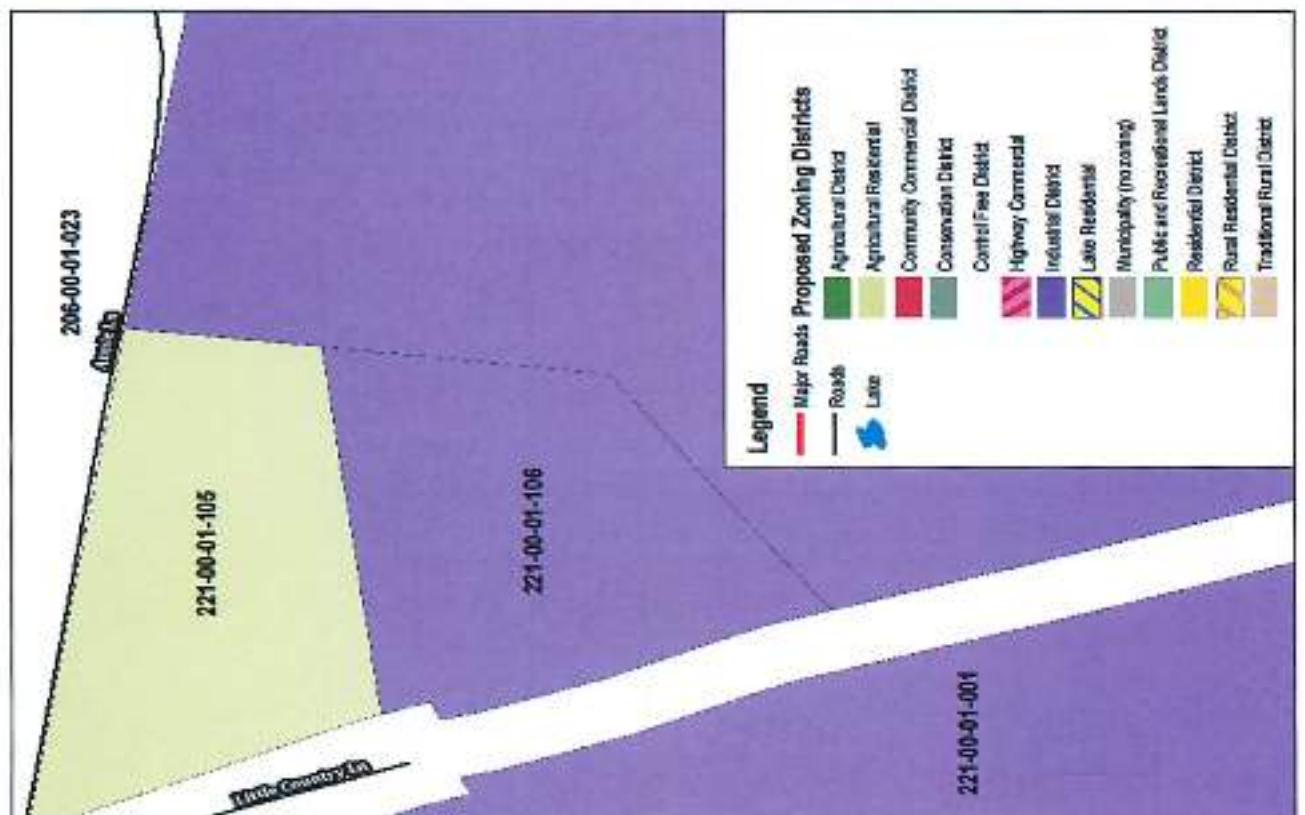
Council has directed that they receive their agenda packages a week prior to each Council meeting, therefore, Agenda Items Summaries must be submitted to the Administrator for his review/approval no later than 12 days prior to each Council meeting. It is the Department Head / Elected Officials responsibility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

A calendar with due dates marked may be obtained from the Clerk to Council.

Current Zoning



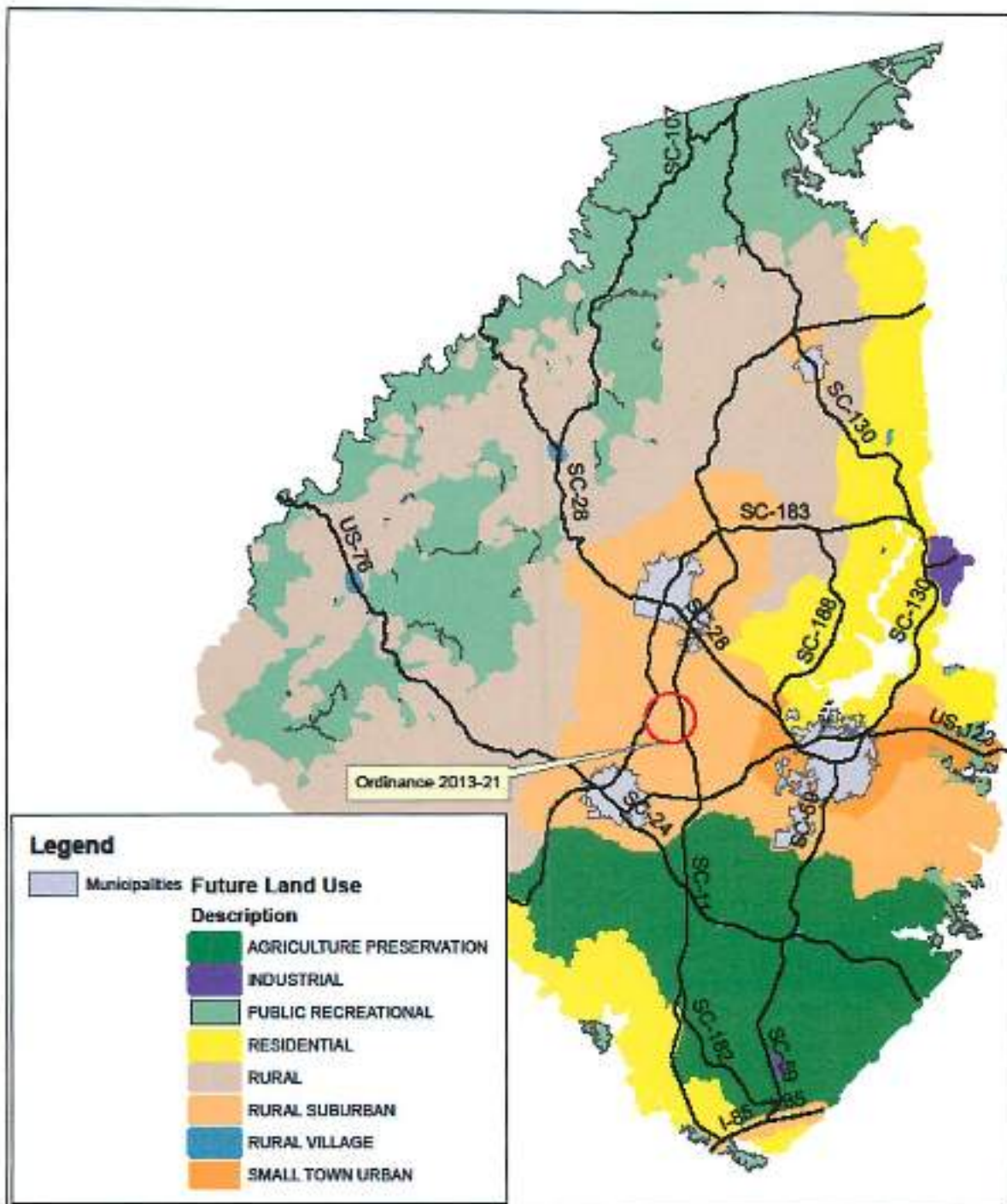
Proposed Zoning- 2013-21 Sub02



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.

A calendar with due dates marked may be obtained from the Clerk to Council.

Ordinance 2013-21 Request Sub02 Future Land Use Map Location



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.

A calendar with due dates marked may be obtained from the Clerk to Council.

**AGENDA ITEM SUMMARY
OCONEE COUNTY, SC**

COUNCIL MEETING DATE: August 20, 2013
COUNCIL MEETING TIME: 6:00 PM

ITEM TITLE [Brief Statement]:

First Reading [in title only] **Ordinance 2013- 22** "AN ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY IN OCONEE COUNTY AND THE CONVEYANCE OF CERTAIN REAL PROPERTY WITHIN THE GOLDEN CORNER COMMERCE PARK; AND OTHER MATTERS RELATED THERETO"

BACKGROUND DESCRIPTION:

This ordinance is dealing with the conveyance of land from within the Golden Corner Commerce Park to a Company that will in turn convey property within Oconee County to the Oconee County Government. In essence this is an exchange of parcels.

SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]:

N/A

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 / **Ne**

If yes, who is matching and how much:

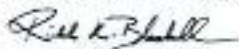
Approved by: _____ **Grants**

ATTACHMENTS

STAFF RECOMMENDATION [Brief Statement]:

Approve **Ordinance 2013-22** on first reading in title only.

Submitted or Prepared By:



Department Head/Elected Official

Approved for Submittal to Council:



T. Scott Moulder, County Administrator

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.

A calendar with due dates marked may be obtained from the Clerk to Council.

**AGENDA ITEM SUMMARY
OCONEE COUNTY, SC**

COUNCIL MEETING DATE: August 20, 2013
COUNCIL MEETING TIME: 6:00 PM

ITEM TITLE [Brief Statement]:

First Reading **Ordinance 2013-23** "AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDED FEE AGREEMENT BETWEEN OCONEE COUNTY AND GREENFIELD INDUSTRIES, INC., INCLUDING THE INCLUSION OF TDC CLEMSON LAND COMPANY, LLC, GREENTECH METAL RECYCLING, LLC AND TDC SAWS, LLC, AS CO-SPONSORS, AMENDING THE FEE AGREEMENT DATED AS OF DECEMBER 1, 2009; AND OTHER MATTERS RELATED THERETO"

BACKGROUND DESCRIPTION:

This ordinance accomplishes several things:

1. It amends the December 1, 2009 fee agreement between the County and Greenfield Industries, Inc. The reduction of the required minimum level of investment in the Project from \$18,000,000 to \$10,000,000 on or before December 31, 2013. This allows Greenfield to take advantage of State incentives associated with the 2009 expansion aligned with announced job creation. It also allows Greenfield to meet the fee agreement and participate in the fee-in-lieu-of-taxes (FILOT) program.
2. Greenfield will invest an additional not less than Five Million Dollars (\$5,000,000) in Oconee County, within the five year extension period. This means that Greenfield will invest no less than Fifteen Million Dollars (\$15,000,000) total in Oconee County.
3. It provides five year extension period pursuant to and in accordance with the overall Act, if the County approves such extension period. By doing this, it allows the investment period to be extended and Greenfield to make the additional investments referenced above.
4. Lastly, it includes several subsidiaries and associated companies of Greenfield into the overall agreement. It is to include TDC Clemson Land Company, GreenTech Metal Recycling, LLC and TDC Saws, LLC, as Co-Sponsors in the Project and the amended Greenfield Fee Agreement.

SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]:

N/A

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

STAFF RECOMMENDATION [Brief Statement]:

Approve Ordinance 2013-23 on first reading in title only.

Submitted or Prepared By:



Department Head/Elected Official

Approved for Submittal to Council:



T. Scott Moulder, County Administrator

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.

A calendar with due dates marked may be obtained from the Clerk to Council.

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
ORDINANCE 2013-23**

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDED FEE AGREEMENT BETWEEN OCONEE COUNTY AND GREENFIELD INDUSTRIES, INC., INCLUDING THE INCLUSION OF TDC CLEMSON LAND COMPANY, LLC, GREENTECH METAL RECYCLING, LLC AND TDC SAWS, LLC, AS CO-SPONSORS, AMENDING THE FEE AGREEMENT DATED AS OF DECEMBER 1, 2009; AND OTHER MATTERS RELATED THERETO

WHEREAS, Oconee County, South Carolina (the "County"), acting by and through its County Council (the "County Council"), is authorized and empowered under and pursuant to the provisions of Title 12, Chapter 44, Code of Laws of South Carolina, 1976, as amended (the "Act") to cause to be acquired properties (which such properties constitute "projects" as defined in the Act) and to enter into or allow financing agreements with respect to such projects; to provide for payment of a fee in lieu of taxes (the "FILOT") through a FILOT agreement (the "Fee Agreement") pursuant to the Act through which powers the industrial development of the State of South Carolina (the "State") will be promoted and trade developed by inducing manufacturing and commercial enterprises to locate and remain in the State and thus utilize and employ the manpower, agricultural products and natural resources of the State and benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally; and

WHEREAS, pursuant to an Oconee County ordinance dated December 15, 2009, the County Council authorized the execution by the County of a Fee Agreement dated as of December 1, 2009 (the "Greenfield Fee Agreement") with Greenfield Industries, Inc. ("Greenfield") for the purpose of financing the cost of the expansion and acquisition, by construction and purchase of buildings, improvements, machinery, equipment and fixtures which constitute a facility used for the purpose of manufacturing metal products in the County and all activities related thereto (the "Project"); and

WHEREAS, Greenfield has to date invested not less than Ten Million Dollars (\$10,000,000) in the Project pursuant to the Greenfield Fee Agreement and, is planning to invest an additional not less than Five Million Dollars \$5,000,000 in the Project, within a five year extension period provided pursuant to and in accordance with the Act, if the County approves such extension period; and

WHEREAS, Greenfield is desirous of amending the Greenfield Fee Agreement dated as of December 1, 2009, which states that the required minimum level of investment in the Project be not less than Eighteen Million Dollars (\$18,000,000), so as to revise the required minimum level of investment in the Project to Ten Million Dollars (\$10,000,000) during the Investment Period (as

defined in the Greenfield Fee Agreement) and no less than Fifteen Million Dollars (\$15,000,000) within an extended Project Investment Period, if an Investment Period extension of five years for the Project is agreed to by the County, and so as to include TDC Clemson Land Company, GreenTech Metal Recycling, LLC and TDC Saws, LLC, as Co-Sponsors in the Project and the amended Greenfield Fee Agreement (jointly hereafter the “Sponsors”); and

WHEREAS, the County Council has caused to be prepared and presented to this meeting the form of an amended Greenfield Fee Agreement by and between the County and the Sponsors which includes (1) the continuation of the same fee payments, in terms of calculation of payments made to the County, required under the Greenfield Fee Agreement; (2) the continuation of the same fee in lieu of tax payments as under the Greenfield Fee Agreement only for the time required for payments under the Greenfield Fee Agreement; (3) the reduction of the required minimum level of investment in the Project from \$18,000,000 to \$10,000,000 on or before December 31, 2013;(4) an approval of a five (5) year extension to the Investment Period for the Project under the Greenfield Fee Agreement, conditional upon and subject to a revised total investment of not less than \$15,000,000 in the Project by the end of the revised, extended Investment Period; (5) the appropriate agreements and terms to otherwise continue the terms and provisions, including expectations of the parties, and limitations of the Greenfield Fee Agreement, without change except as specified herein, and (6) the inclusion of TDC Clemson Land Company, GreenTech Metal Recycling, LLC and TDC Saws, LLC, as Co-Sponsors (jointly hereafter the “Sponsors”) in the amended Greenfield Fee Agreement. Provided, the amended Greenfield Fee Agreement shall provide that the reduction of the Fee Agreement minimum investment requirement to \$10,000,000 in (3), above, shall be contingent upon the Sponsors making the new, required minimum investment of \$15,000,000 in the Project within the extended Investment Period, subject to retroactive loss of FILOT treatment (including repayment, with interest, for additional amounts due, as for failure to meet statutory minimum investment requirements) for investments made past the end of the original Investment Period if the Project investment does not hit at least \$15,000,000 by the end of the extended Investment Period ; and

WHEREAS, it appears that the amended Greenfield Fee Agreement above referred to (the “Amended Greenfield Fee Agreement”), which is now before this meeting, is in appropriate form and is an appropriate instrument to be executed and delivered by the County for the purposes intended.

NOW, THEREFORE, BE IT ORDAINED by Oconee County, South Carolina, as follows:

Section 1. It is the intention of the County Council and the Sponsors that the amendment of the Greenfield Fee Agreement shall not diminish or enhance the value of the existing fee in lieu of tax arrangement between the County and Greenfield to either party, provided, the Sponsors shall now (with the Amended Greenfield Fee Agreement) have (i) a minimum required

2013 and, (ii) a minimum required investment level of \$15,000,000 in the Project on or before December 31, 2018.

Section 3. The terms of the Amended Greenfield Fee Agreement presented to this meeting and filed with the Clerk to the County Council be and they are hereby approved and all of the terms, provisions and conditions thereof are hereby incorporated herein by reference as if the Amended Greenfield Fee Agreement were set out in this Ordinance in its entirety. The Chairman of County Council and the Clerk to the County Council be and they are hereby authorized, empowered and directed to execute, acknowledge and deliver the Amended Greenfield Fee Agreement in the name and on behalf of the County, and thereupon to cause the Amended Greenfield Fee Agreement to be delivered to the Company. The Amended Greenfield Fee Agreement is to be in substantially the form now before this meeting and hereby approved, or with such minor changes therein as shall not be materially adverse to the County and as shall be approved by the officials of the County executing the same, their execution thereof to constitute conclusive evidence of their approval of any and all changes or revisions therein from the form of the Amended Greenfield Fee Agreement now before this meeting.

Section 4. The Chairman of the County Council and the Clerk to the County Council, for and on behalf of the County, are hereby each authorized and directed to do any and all things necessary to effect the execution and delivery of the Amended Greenfield Fee Agreement and the performance of all obligations of the County under and pursuant to the Amended Greenfield Fee Agreement.

Section 5. The provisions of this Ordinance are hereby declared to be separable and if any section, phrase or provisions shall for any reason be declared by a court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions hereunder.

Section 6. All orders, resolutions, ordinances and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its passage and approval.

Passed and approved this ___ day of _____, 2013.

OCONEE COUNTY, SOUTH CAROLINA

By: _____
Joel Thrift, Chairman of County Council
Oconee County, South Carolina

ATTEST:

By: _____
Elizabeth Hulse, Clerk to County Council
Oconee County, South Carolina

First Reading: August 20, 2013
Second Reading:
Public Hearing:
Third Reading:

STATE OF SOUTH CAROLINA
OCONEE COUNTY
ORDINANCE 2013-25

AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS (STONE POND SPECIAL TAX DISTRICT); SERIES 2014, OF OCONEE COUNTY, SOUTH CAROLINA, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$1,000,000; FIXING THE FORM AND CERTAIN DETAILS OF THE BONDS; AUTHORIZING THE CHAIRMAN OF COUNTY COUNCIL TO DETERMINE CERTAIN MATTERS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF; AMENDING ORDINANCE NO. 2012-28 OF THE COUNTY; AND OTHER MATTERS RELATING THERETO.

Enacted: _____, 2013

BE IT ORDAINED BY THE COUNTY COUNCIL OF OCONEE COUNTY, SOUTH CAROLINA, AS FOLLOWS:

SECTION 1. Definitions. Unless the context shall clearly indicate some other meaning, the terms defined in this Section shall have, for all purposes of this Ordinance, the meanings hereinafter specified, with the definitions equally applicable to both the singular and plural forms and vice versa. The term:

“Beneficial Owner” shall mean any purchaser who acquires beneficial ownership interest in an Initial Bond held by the Depository. In determining any Beneficial Owner the County the Registrar and the Paying Agent may rely exclusively upon written representations made and information given to the County, the Registrar and the Paying Agent, as the case may be, by the Depository or its Participants with respect to any Bond held by the Depository or its Participants in which a beneficial ownership interest is claimed.

“Bondholders” or the term **“Holders”** or any similar term shall mean the registered owner or owners of any outstanding Bond or Bonds.

“Bonds” shall mean the General Obligation Bonds (Stone Pond Special Tax District), Series 2014, or such other appropriate series designation, in the aggregate principal amount of not exceeding \$1,000,000 authorized to be issued pursuant to Section 3 hereof.

“Book-Entry Form” or **“Book-Entry System”** shall mean with respect to the Bonds, a form or system, as applicable, under which (i) the ownership of beneficial interests in the Bonds may be transferred only through a book-entry and (ii) physical Bond certificates in fully-registered form are registered only in the name of the Depository or its nominees as Holder, with the physical Bond certificates “immobilized” in the custody of the Depository. The book-entry maintained by the Depository is the record that identifies the owners of participatory interests in the Bonds, when subject to the Book-Entry System.

“Books of Registry” shall mean the registration books maintained by the Registrar in accordance with Section 9 hereof.

“Code” shall mean the Internal Revenue Code of 1986, as amended.

“Constitution” shall mean the Constitution of the State of South Carolina, 1895, as amended.

“County Council” shall mean the County Council of Oconee County, South Carolina.

“County” shall mean Oconee County, South Carolina.

“County Bond Act” shall mean Title 4, Chapter 15, of the South Carolina Code.

“Depository” shall mean any securities Depository that is a “clearing corporation” within the meaning of the New York Uniform Commercial Code and a “clearing agency” registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, operating and maintaining, with its Participants or otherwise, a Book-Entry System to record ownership of beneficial interests in the Bonds, and to effect transfers of the Bonds, in Book-Entry Form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“Government Obligations” shall mean any of the following: (1) cash; (2) United States Treasury Obligations – State and Local Government Series; (3) United States Treasury bills, notes, bonds or zero coupon treasury bonds all as traded on the open market; (4) direct obligations of the U.S. Treasury which have been stripped by the Treasury itself, including CATS TIGRS and similar securities; (5) obligations of any agencies or instrumentalities which are backed by the full faith and credit of the United States of America; (6) bonds or debentures issued by any Federal Home Loan Bank or consolidated bonds or debentures issued by the Federal Home Loan Bank Board; or (7) any legally permissible combination of any of the foregoing. Government Obligations must be redeemable only at the option of holder thereof.

“Initial Bonds” shall mean the Bonds initially issued in Book-Entry Form as provided in Section 6 hereof.

“Interest Payment Date” shall mean April 1 and October 1 of each year, or such other dates as determined by the Chairman of County Council, commencing on the date as determined by the Chairman of County Council.

“Letter of Representations” shall mean the Letter of Representations executed and delivered by the County to the Depository.

“Ordinance” shall mean this Ordinance.

“Participant” shall mean any bank, brokerage house or other financial institution for which, from time to time, the Depository effects book-entry transfers and pledges of securities deposited with the Depository.

“Paying Agent” shall mean a bank or trust company or the Oconee County Treasurer.

“Record Date” shall have the meaning set forth in Section 10 hereof.

“Registrar” shall mean a bank or trust company or the Oconee County Treasurer.

“South Carolina Code” shall mean the Code of Laws of South Carolina, 1976, as amended.

“State” shall mean the State of South Carolina.

“Stone Pond Ordinance” shall mean Ordinance No. 2012-28 of the County, enacted August 14, 2012, as modified and amended by this Ordinance.

“Stone Pond Special Tax District” shall mean the special tax district established pursuant to the Stone Pond Ordinance and Section 4-9-30 of the South Carolina Code.

SECTION 2. Findings and Determinations. The County Council hereby finds and determines:

(a) Pursuant to Section 4-9-10 of the South Carolina Code, the County operates under the Council-Administrator form of government, and the County Council constitutes the governing body of the County.

(b) Article X, Section 14 of the Constitution provides that each county shall have the power to incur bonded indebtedness in such manner and upon such terms and conditions as the General

Assembly shall prescribe by general law within the limitations set forth in Section 14 and Section 12 of Article X.

(c) Article X, Section 12 of the Constitution provides that no law shall be enacted permitting the incurring of bonded indebtedness by any county for infrastructure benefiting only a particular geographical section of the county unless a special assessment, tax or service charge in an amount designed to provide debt service on bonded indebtedness incurred for such purpose shall be imposed upon the area or persons receiving the benefit therefrom.

(d) Article X, Section 14 of the Constitution further provides that general obligation debt may be incurred only for a purpose which is a public purpose and which is a corporate purpose of the County. The power to incur general obligation debt shall include general obligation debt incurred by the County within the limitations prescribed by Article X, Section 12 of the Constitution. In determining the debt limitations imposed by subsection (7) of Section 14 bonded indebtedness incurred pursuant to Article X, Section 12 shall not be considered.

(e) Pursuant to the County Bond Act, the governing bodies of the several counties of the State may each issue general obligation bonds to defray the cost of any authorized purpose and for any amount not exceeding their applicable constitutional limit.

(f) The County Bond Act provides that as a condition precedent to the issuance of bonds an election be held and the result be favorable thereto. Title 11, Chapter 27 of the South Carolina Code provides that if an election be prescribed by the provisions of the County Bond Act, but not be required by the provisions of Article X of the Constitution, then in every such instance, no election need be held (notwithstanding the requirement therefor) and the remaining provisions of the County Bond Act shall constitute a full and complete authorization to issue bonds in accordance with such remaining provisions.

(g) The County, acting by and through the Oconee County Council (the "County Council"), is authorized pursuant to the provisions of Title 4, Chapter 9 of the South Carolina Code, to assess property and levy ad valorem property tax and uniform service charges, including the power to tax different areas at different rates related to the nature and level of governmental services provided.

Section 4-9-30(5)(a)(ii) of the South Carolina Code provides that when a petition is submitted to the county council signed by seventy-five percent (75%) or more of the resident freeholders who own at least seventy-five percent (75%) of the assessed valuation of real property in a proposed special tax district, the county council upon certification of the petition may pass an ordinance establishing the special tax district.

The resident freeholders of the Stone Pond Special Tax District, representing at least seventy-five percent (75%) of the resident freeholders and owning at least seventy-five percent (75%) of the total assessed valuation of real property therein, have properly submitted a petition the "Petition"), containing a designation of the boundaries of the Stone Pond Special Tax District, a description of the nature of services to be rendered therein, and the maximum level of taxes or user service charges, or both, authorized to be levied and collected, for such services in the Stone Pond Special Tax District, to the County Council, requesting that the County Council pass an ordinance establishing the Stone Pond Special Tax District as a special tax district. The Petition has been properly certified by certificate of the County Assessor dated May 8, 2012 and certificate of the County Auditor dated May 16, 2012. The County, acting by and through the County Council, has enacted the Stone Pond Ordinance establishing and providing for the operation of the Stone Pond Special Tax District.

(h) Pursuant to Section 4-9-30(d) of the South Carolina Code, before the issuance of any general obligation bonds to provide a service in a special tax district and the levy of a tax to retire the bonds at rates different from those levied in the remainder of the county related to the nature and level of government services to be provided in the special tax district, the county council shall first approve the issuance of the general obligation bonds and the levy of the tax to retire the bonds by ordinance.

(i) The proceeds derived from the sale of the Bonds shall be applied to pay (i) the costs of the repair and improvement of all streets and roadways in Stone Pond sufficient to cause such roads to meet the County's minimum standards for accepting and maintaining such streets and roadways as county streets and roadways, including, without limitation, patching, widening, intermediate leveling, surfacing, resurfacing, and improvement of driveways, storm drains, detention ponds, cul-de-sacs and split roads, and other repair and improvement of such streets and roadways and all associated structures, facilities, property, and infrastructure as shall be deemed necessary or desirable by the County in order for such streets and roadways to be accepted by the County; and any relocation or other improvement of or changes to utilities and structures, including, without limitation, underground utilities necessary to accomplish any of the foregoing (collectively, the "Project"); and (ii) the costs of issuance of the Bonds. The Project is necessary and in the best interest of the County. The issuance of the Bonds authorized by this Ordinance for such purposes is necessary and such Bonds will be issued for a corporate purpose and a public purpose of the County.

(j) It is now in the best interest of the County for the County Council to provide for the issuance and sale of not exceeding \$1,000,000 aggregate principal amount general obligation bonds of the County to provide funds for the purposes set forth in Section 2(i) above.

SECTION 3. Authorization and Details of Bonds. Pursuant to the aforesaid provisions of the Constitution and laws of the State, there is hereby authorized to be issued not exceeding \$1,000,000 aggregate principal amount of general obligation bonds of the County to obtain funds for the purposes set forth in Section 2(i) above, including any engineering, architectural, accounting, financial and legal fees relating thereto and other incidental costs of issuing the Bonds.

The Bonds shall be designated "\$1,000,000 [or principal amount issued] General Obligation Bonds (Stone Pond Special Tax District), Series 2014, of Oconee County, South Carolina".

The Bonds shall be issued as fully registered Bonds; shall be dated as of the date of their delivery or the first or the fifteenth day of month in which the Bonds are priced or delivered to the initial purchaser(s) thereof or such other date as determined by the Chairman of County Council; shall be in the denomination of \$5,000 or any integral multiple thereof not exceeding the principal amount of the Bonds maturing in each year unless issued as a single Bond in the entire principal amount of the issue; shall bear interest (calculated on the basis of a 360-day year comprised of twelve 30-day months) from their date payable on the Interest Payment Dates, at such rate or rates per annum as may be determined by the Chairman of County Council at the time of the sale thereof; and shall mature serially in successive annual installments on April 1 of each year as determined by the Chairman of County Council pursuant to Section 5 hereof.

SECTION 4. Redemption Provisions. The Bonds may be subject to redemption prior to maturity at such time or times and upon such terms and conditions as the Chairman of County Council or the County Administrator and the initial purchaser thereof agree upon.

SECTION 5. Determination of Certain Matters Relating to the Bonds. The Chairman of County Council and the County Administrator are hereby authorized and empowered to: (a) determine the original issue date of the Bonds; (b) determine whether any of the Bonds will be issued as term bonds and, if so, the principal amounts and maturity dates of the Bonds subject to mandatory sinking fund redemption; (c) determine the aggregate principal amounts of the Bonds; (d) determine the maturity schedule and the principal amounts of each maturity of the Bonds; (e) adjust the principal amounts of each maturity of the Bonds as prescribed in the Notice of Sale; (f) determine whether to receive proceeds of the Bonds by means of a periodic draw; (g) determine the date and time of sale of the Bonds; (h) determine the redemption provisions therefor; (i) approve the Registrar and Paying Agent as provided in Section 8 hereof; (j) determine whether one or more of the respective Series of Bonds shall be issued on a federally tax-exempt basis; (k) determine the Interest Payment Dates, as well as the first Interest Payment Date and the Principal Payment Date; and (l) negotiate and execute all other contracts which may be necessary in connection with the issuance of the Bonds. The Council further authorizes and empowers the Chairman of County Council and the County Administrator to award the sale of the Bonds to the lowest bidder therefor in accordance with the terms of the Notice of Sale for the Bonds. After the sale of the Bonds, the Chairman of County Council and the County Administrator shall submit a written report to the County Council setting forth the results of the sale of the Bonds.

SECTION 6. Book-Entry Bonds. If requested by the initial purchaser of the Bonds, the Initial Bonds will be eligible securities for the purposes of the Book-Entry System of transfer maintained by the Depository, and transfers of beneficial ownership of the Initial Bonds shall be made only through the Depository and its participants in accordance with rules specified by the Depository. Such beneficial ownership must be of \$5,000 principal amount of Bonds of the same maturity or any integral multiple of \$5,000.

The Initial Bonds will be issued in fully-registered form, as a single Bond or one Bond for each of the maturities of the Bonds, in the name of Cede & Co., as the nominee of the Depository. When any principal of, premium, if any, or interest on the Initial Bonds becomes due, the County shall transmit or cause the Paying Agent to transmit to the Depository an amount equal to such installment of principal, premium, if any, and interest. Such payments will be made to Cede & Co. or other nominee of the Depository as long as it is owner of record on the applicable Record Date. Cede & Co. or other nominee of the Depository shall be considered to be the owner of the Initial Bonds so registered for all purposes of this Ordinance, including, without limitation, payments as aforesaid and receipt of notices. The Depository shall remit such payments to the Beneficial Owners of the Bonds or their nominees in accordance with its rules and regulations.

Notices of redemption of the Initial Bonds or any portion thereof shall be sent to the Depository in accordance with the provisions of this Ordinance.

The Depository is expected to maintain records of the positions of Participants in the Initial Bonds, and the Participants and persons acting through Participants are expected to maintain records of the Beneficial Owners in the Initial Bonds. The County, the Paying Agent and the Registrar make no assurances that the Depository and its Participants will act in accordance with such rules or expectations on a timely basis, and the County, the Paying Agent and the Registrar shall have no responsibility for any such maintenance of records or transfer of payments by the Depository to its Participants, or by the Participants or persons acting through Participants to the Beneficial Owners.

The County, the Paying Agent and the Registrar may treat the Depository (or its nominee) as the sole and exclusive owner of the Bonds registered in its name for the purpose of payment of the principal of, premium, if any, or interest on the Bonds, giving any notice permitted or required to be given to Bondholders

under this Ordinance, registering the transfer of Bonds, obtaining any consent or other action to be taken by Bondholders and for all other purposes whatsoever, and shall not be affected by any notice to the contrary. The County, the Paying Agent and the Registrar shall not have any responsibility or obligation to any Participant, any person claiming a beneficial ownership interest in the Bonds under or through the Depository or any Participant, or any other person which is not shown on the Books of Registry of the County maintained by the Registrar as being a Bondholder, with respect to: the accuracy of any records maintained by the Depository or any Participant or the maintenance of any records; the payment by the Depository or any Participant of any amount in respect of the principal of, premium, if any, or interest on the Bonds; the sending of any transaction statements; the delivery or timeliness of delivery by the Depository or any Participant of any notice which is permitted or required to be given to Bondholders thereunder; the selection of Bondholders to receive payments upon any partial redemption of the Bonds; or any consent given or other actions taken by the Depository as a Bondholder.

SECTION 7. Successor Depository. If (a) the Depository determines not to continue to act as Depository for the Bonds and gives reasonable notice to the Registrar and the County, or (b) the County has advised the Depository of the County's determination that the Depository is incapable of discharging its duties, then the County shall attempt to retain another qualified securities depository to replace the Depository. Upon receipt by the County or the Registrar of the Initial Bonds together with an assignment duly executed by the Depository, the County shall execute and deliver to the successor Depository, the Bonds of the same principal amount, interest rate and maturity. If the County is unable to retain a qualified successor to the Depository, or the County has determined that it is in its best interest not to continue the Book-Entry System of transfer or that interests of the Beneficial Owners of the Bonds might be adversely affected if the Book-Entry System of transfer is continued (the County undertakes no obligation to make any investigation to determine the occurrence of any events that would permit it to make any such determination), and has made provision to so notify Beneficial Owners of the Bonds by mailing an appropriate notice to the Depository, upon receipt by the County of the Initial Bonds together with an assignment duly executed by the Depository, the County shall execute, authenticate and deliver to the Depository Participants Bonds in fully-registered form, in substantially the form set forth in Section 12 of this Ordinance in the denomination of \$5,000 or any integral multiple thereof.

SECTION 8. Designation of Registrar and Paying Agent. Both the principal of and interest on the Bonds shall be payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts. Within twenty-four (24) hours after receipt of bids, the successful bidder, if any, for the Bonds may designate, subject to the approval of the Chairman of County Council, the Registrar and the Paying Agent for the Bonds. The Registrar and the Paying Agent, respectively, shall be a bank, trust company, depository or transfer agent located either within or without the State. In the event the successful bidder fails to designate the Registrar and the Paying Agent within twenty-four (24) hours after receipt of bids, or the Chairman of County Council does not approve the Registrar and the Paying Agent designated by the successful bidder, the Registrar and the Paying Agent shall be designated by the Chairman of County Council. In the event the Bonds are issued as a single fully-registered bond, the Oconee County Treasurer may act as Paying Agent and Registrar for the Bonds as determined by the Chairman of County Council.

SECTION 9. Registration, Transfer and Exchange of Bonds. The County shall cause Books of Registry to be kept at the offices of the Registrar for the registration and transfer of the Bonds. Upon presentation at its office for such purpose the Registrar shall register or transfer, or cause to be registered or transferred, on such Books of Registry, the Bonds under such reasonable regulations as the Registrar may prescribe.

Each Bond shall be transferable only upon the Books of Registry of the County, which shall be kept for such purpose at the principal office of the Registrar, by the registered owner thereof in person or by his duly authorized attorney upon surrender thereof together with a written instrument of transfer satisfactory to the Registrar duly executed by the registered owner or his duly authorized attorney. Upon the transfer of any such Bond the Registrar on behalf of the County shall issue in the name of the transferee a new fully registered Bond or Bonds, of the same aggregate principal amount, interest rate and maturity as the surrendered Bond. Any Bond surrendered in exchange for a new registered Bond pursuant to this Section shall be canceled by the Registrar.

The County, the Paying Agent and the Registrar may deem or treat the person in whose name any fully registered Bond shall be registered upon the Books of Registry as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes and all such payments so made to any such registered owner or upon his order and shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the County nor the Paying Agent or the Registrar shall be affected by any notice to the contrary. In all cases in which the privilege of transferring Bonds is exercised, the County shall execute and the Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. Neither the County nor the Registrar shall be obliged to make any such transfer of Bonds during the fifteen (15) days preceding an Interest Payment Date on such Bonds.

SECTION 10. Record Date. The County hereby establishes a record date (the "Record Date") for the payment of interest or for the giving of notice of any proposed redemption of Bonds, and such Record Date shall be not more than fifteen (15) days preceding an Interest Payment Date on such Bond or in the case of any proposed redemption of Bonds, such Record Date shall be not more than fifteen (15) days prior to the mailing of notice of redemption of Bonds.

SECTION 11. Mutilation, Loss, Theft or Destruction of Bonds. In case any Bond shall at any time become mutilated in whole or in part, or be lost, stolen or destroyed, or be so defaced as to impair the value thereof to the owner, the County shall execute and the Registrar shall authenticate and deliver at the principal office of the Registrar, or send by registered mail to the owner thereof at his request, risk and expense a new Bond of the same series, interest rate and maturity and of like tenor and effect in exchange or substitution for and upon the surrender for cancellation of such defaced, mutilated or partly destroyed Bond, or in lieu of or in substitution for such lost, stolen or destroyed Bond. In any such event the applicant for the issuance of a substitute Bond shall furnish the County and the Registrar evidence or proof satisfactory to the County and the Registrar of the loss, destruction, mutilation, defacement or theft of the original Bond, and of the ownership thereof, and also such security and indemnity in an amount as may be required by the laws of the State of South Carolina or such greater amount as may be required by the County and the Registrar. Any duplicate Bond issued under the provisions of this Section in exchange and substitution for any defaced, mutilated or partly destroyed Bond or in substitution for any allegedly lost, stolen or wholly destroyed Bond shall be entitled to the identical benefits under this Ordinance as was the original Bond in lieu of which such duplicate Bond is issued, and shall be entitled to equal and proportionate benefits with all the other Bonds of the same series issued hereunder.

All expenses necessary for the providing of any duplicate Bond shall be borne by the applicant therefor.

SECTION 12. Execution of Bonds. The Bonds shall be executed in the name of the County with the facsimile or manual signature of the Chairman of County Council attested by the facsimile or manual

signature of the Clerk to the Council under a facsimile of the seal of the County impressed, imprinted or reproduced thereon; provided, however, the facsimile signatures appearing on the Bonds may be those of the officers who are in office on the date of enactment of this Ordinance. The execution of the Bonds in such fashion shall be valid and effectual, notwithstanding any subsequent change in such offices. The Bonds shall not be valid or become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. Each Bond shall bear a certificate of authentication manually executed by the Registrar in substantially the form set forth herein.

SECTION 13. Form of Bonds. The Bonds and the certificate of authentication shall be in substantially the following forms. In the event the Bonds will be held by a single Bondholder, the form of bond may be revised as a single fully registered Bond for each maturity or a single fully registered bond which sets forth all maturing principal amounts.

(FORM OF BOND)

UNITED STATES OF AMERICA
 STATE OF SOUTH CAROLINA
 OCONEE COUNTY
 GENERAL OBLIGATION BOND
 (STONE POND SPECIAL TAX DISTRICT)
 SERIES 2014

No. R- __

| | | | |
|----------------------|----------------------|-------------------------------|--------------|
| INTEREST <u>RATE</u> | MATURITY <u>DATE</u> | ORIGINAL <u>ISSUE DATE</u> | <u>CUSIP</u> |
|----------------------|----------------------|-------------------------------|--------------|

REGISTERED HOLDER:

PRINCIPAL AMOUNT: _____ DOLLARS

KNOW ALL MEN BY THESE PRESENTS, that Oconee County, South Carolina (the "County"), is justly indebted and, for value received, hereby promises to pay to the Registered Holder named above, or registered assigns, the principal amount shown above on the maturity date shown above (unless this Bond shall be subject to prior redemption and shall have been duly called for previous redemption and the payment of the redemption price made or provided for), upon presentation and surrender of this Bond at the principal office of _____, as paying agent (the "Paying Agent"), in _____, State of _____, and to pay interest on such principal amount from the date hereof at the interest rate per annum shown above (calculated on the basis of a 360-day year comprised of twelve 30-day months) until this Bond matures. Interest on this Bond is payable semiannually on April 1 and October 1 of each year commencing _____, until this Bond matures or prior redemption, and shall be payable by check or draft mailed to the person in whose name this Bond is registered on the registration books of the County maintained by the registrar, presently _____, as registrar (the "Registrar"), in _____, _____, at the close of business on the fifteenth (15th) day of the calendar month preceding each semi-annual interest payment date. The principal of, redemption premium, if any, and interest on this Bond are payable in any coin or currency of the United States of America which is, at the time of payment, legal tender for public and private debts; provided, however, that interest on this fully registered Bond shall be paid by check or draft as set forth above.

This Bond shall not be entitled to any benefit under the Ordinance (hereafter defined), nor become valid or obligatory for any purpose, until the Certificate of Authentication hereon shall have been duly executed by the Registrar.

For the payment hereof, both principal and interest, as they respectively mature and for the creation of such sinking fund as may be necessary therefor, the full faith, credit and taxing power of the County are irrevocably pledged and there shall be levied annually by the Auditor of the County and collected by the Treasurer of the County in the same manner as other county taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal and interest on this Bond as they respectively mature and to create such sinking fund as may be necessary therefor.

This Bond is one of a series of Bonds of like date of original issue, tenor and effect, except as to date of authentication, number, date of maturity, principal amount, registered holder, redemption provisions and rate of interest, aggregating \$_____, issued pursuant to and in accordance with the Constitution and laws of the State of South Carolina, including Article X of the Constitution of the State of South Carolina, 1895, as amended; Title 4, Chapter 15, Code of Laws of South Carolina, 1976, as amended; Title 11, Chapter 27, Code of Laws of South Carolina, 1976, as amended; and Ordinance No. 2013-__ duly enacted by the County Council on _____, 2013.

[Redemption provisions]

This Bond and the series of which it is one is transferable as provided in the Ordinance, only upon the books of the County kept for that purpose at the principal office of the Registrar by the registered holder in person or by his duly authorized attorney upon surrender of this Bond together with a written instrument of transfer satisfactory to the Registrar duly executed by the Registered Holder or his duly authorized attorney. Thereupon a new fully registered Bond or Bonds of the same aggregate principal amount, interest rate, redemption provisions, if any, and maturity shall be issued to the transferee in exchange therefor as provided in the Ordinance. The County, the Registrar and the Paying Agent may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal hereof and interest due hereon and for all other purposes.

Under the laws of the State of South Carolina, this Bond and the interest hereon are exempt from all State, county, municipal, school district and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of the State of South Carolina to exist, to happen and to be performed precedent to or in the issuance of this Bond exist, have happened and have been performed in regular and due time, form and manner as required by law; that the amount of this Bond, together with all other indebtedness of the County, does not exceed the applicable limitation of indebtedness under the laws of the State of South Carolina; and that provision has been made for the levy and collection of a tax, without limit, on all taxable property in the County sufficient to pay the principal of and interest on this Bond as the same shall respectively mature and to create such sinking fund as may be necessary therefor.

IN WITNESS WHEREOF, OCONEE COUNTY, SOUTH CAROLINA, has caused this Bond to be signed with the facsimile or manual signature of the Chairman of the County Council, facsimile or manual signature of the Clerk to the County Council and the seal of the County impressed, imprinted or reproduced hereon.

OCONEE COUNTY, SOUTH CAROLINA

Chairman, County Council

(SEAL)

ATTEST:

Clerk, County Council

[FORM OF REGISTRAR'S CERTIFICATE OF AUTHENTICATION]

This bond is one of the Bonds described in the within mentioned Ordinance of Oconee County, South Carolina.

as Registrar

By: _____
Authorized Officer

Date of Authentication: _____

The following abbreviations when used in the inscription on the face of this Bond shall be construed as though they were written out in full according to applicable laws or regulations.

TEN COM - As tenants in common

UNIF GIFT MIN. ACT

TEN ENT - As tenants by the
entireties

(Cust.) Custodian (Minor)

JT TEN - As joint tenants
with right of
survivorship and
not as tenants in
common

under Uniform Gifts to Minors

(State)

Additional abbreviations may also be used though not in list above.

FORM OF ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto _____

(Name and address of Transferee)

the within Bond and does hereby irrevocably constitute and appoint _____ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated:

Signature Guaranteed:

(Authorizing Officer)

Signature(s) must be guaranteed by an institution which is a participant in the Securities Transfer Agents Medallion Program ("STAMP") or similar program.

NOTICE: The signature to this agreement must correspond with the name of the registered holder as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

A copy of the final approving opinion to be rendered shall be attached to each Bond and preceding the same a certificate shall appear, which shall be signed on behalf of the County with a facsimile signature of the Clerk to the County Council. The certificate shall be in substantially the following form:

[FORM OF CERTIFICATE]

IT IS HEREBY CERTIFIED that the following is a true and correct copy of the final approving opinion of McNair Law Firm, P.A. approving the issue of bonds of which the within bond is one, the original of which opinion was manually executed, dated and issued as of the date of delivery of and payment for the bonds and a copy of which is on file with the County Council of Oconee County, South Carolina.

OCONEE COUNTY, SOUTH CAROLINA

By: _____
Clerk, County Council

SECTION 14. Security for Bonds. The full faith, credit and taxing power of the County are hereby irrevocably pledged for the payment of the principal and interest on the Bonds as they respectively mature and for the creation of such sinking fund as may be necessary therefor. There shall be levied annually by the Auditor of the County and collected by the Treasurer of the County in the same manner as

other County taxes are levied and collected, a tax, without limit, on all taxable property in the County sufficient to pay the principal and interest of the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor. It is County Council's intent that the annual tax to be levied for the payment of the principal and interest on the Bonds shall be reduced in each year by the amount of the revenue collected from the imposition of Stone Pond Taxes (as defined in the Stone Pond Ordinance) levied in the Stone Pond Special Tax District so that the levy of a tax on all taxable property in the County is necessary only when the revenue from the Stone Pond Taxes is insufficient to pay principal and interest on the Bonds.

The Council shall give the Auditor and Treasurer of the County written notice of the delivery of and payment for the Bonds and they are hereby directed to levy and collect annually, on all taxable property in the County, a tax, without limit, sufficient to pay the principal and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

SECTION 15. Defeasance. The obligations of the County under this Ordinance and the pledges, covenants and agreements of the County herein made or provided for, shall be fully discharged and satisfied as to any portion of the Bonds, and such Bond or Bonds shall no longer be deemed to be outstanding hereunder when:

(a) such Bond or Bonds shall have been purchased by the County and surrendered to the County for cancellation or otherwise surrendered to the County or the Paying Agent and is canceled or subject to cancellation by the County or the Paying Agent; or

(b) payment of the principal of and interest on such Bonds either (i) shall have been made or caused to be made in accordance with the terms thereof, or (ii) shall have been provided for by irrevocably depositing with the Paying Agent in trust and irrevocably set aside exclusively for such payment, (1) moneys sufficient to make such payment, or (2) Government Obligations maturing as to principal and interest in such amounts and at such times as will ensure the availability of sufficient moneys to make such payment and all necessary and proper fees, compensation and expenses of the Paying Agent. At such time as the Bonds shall no longer be deemed to be outstanding hereunder, such Bonds shall cease to draw interest from the maturity date thereof and, except for the purposes of any such payment from such moneys or Government Obligations, shall no longer be secured by or entitled to the benefits of this Ordinance.

SECTION 16. Exemption from State Taxes. Both the principal of and interest on the Bonds shall be exempt, in accordance with the provisions of Section 12-2-50 of the South Carolina Code, from all State, county, municipal, school district and all other taxes or assessments, except estate or other transfer taxes, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.

SECTION 17. Sale of Bonds, Form of Notice of Sale. The Bonds shall be offered for public sale on the date and at the time designated by the Chairman of County Council or the County Manager. A Notice of Sale in the form set forth below shall be distributed to prospective bidders and a summary of such Notice of Sale shall be published in a newspaper having general circulation in the State of South Carolina and/or in a financial publication published in the City of New York not less than seven (7) days prior to the date set for such sale.

The Notice of Sale shall be in substantially the following form:

NOTICE OF SALE

\$ _____ [or principal amount issued] GENERAL OBLIGATION BONDS
(STONE POND SPECIAL TAX DISTRICT), SERIES 2014
OF OCONEE COUNTY, STATE OF SOUTH CAROLINA

Time and Place of Sale: NOTICE IS HEREBY GIVEN that bids for the purchase of \$ _____ General Obligation Bonds (Stone Pond Special Tax District), Series 2014 __, of Oconee County, South Carolina (the "Bonds") will be received on behalf of the County Council of Oconee County, South Carolina (the "County"), in the Oconee County Administrative Offices, 415 South Pine Street, Walhalla, South Carolina 29691, until 11:00 a.m., South Carolina time, on _____, 2013, or such other date and time as may be established by the County and communicated by Thomson Municipal Market Monitor not less than 48 hours prior to the time proposals are to be received.

Mailed or Hand-Delivered Proposals: Each mailed or hand-delivered proposal shall be enclosed in a sealed envelope marked "Proposal for General Obligation Bonds (Stone Pond Special Tax District), Series 2014 __, Oconee County, South Carolina" and should be mailed or hand-delivered to the Chairman of the County Council at the address in the first paragraph hereof.

Facsimile Proposals: The County will accept the facsimile transmission of a manually signed Official Bid Form or other form of bid at the risk of the bidder. The County shall not be responsible for the confidentiality of bids submitted by facsimile transmission. Any delay in receipt of a facsimile bid, and any incompleteness or illegible portions of such bid are the responsibility of the bidder. Bids by facsimile should be transmitted to the attention of Scott Moulder, County Administrator at 864.638.4246.

E-mail Proposals: E-mail proposals may be e-mailed to the attention of Scott Moulder, Administrator, at email address: smoulder@oconeesc.com with a copy to _____.

Electronic Proposals: Electronic proposals may be submitted through i-Deal's Ipreo Electronic Bid Submission System ("Ipreo"). No electronic bids from any other providers of electronic bidding services will be accepted. Information about the electronic bidding services of Ipreo may be obtained from i-Deal, 1359 Broadway, 2nd Floor, New York, New York 10018, Customer Support, telephone 212.849.5021.

PROPOSALS MAY BE DELIVERED BY HAND, BY MAIL, BY FACSIMILE TRANSMISSION, BY ELECTRONIC BID OR BY E-MAIL, BUT NO PROPOSAL SHALL BE CONSIDERED WHICH IS NOT ACTUALLY RECEIVED BY THE COUNTY AT THE PLACE, DATE AND TIME APPOINTED, AND THE COUNTY SHALL NOT BE RESPONSIBLE FOR ANY FAILURE, MISDIRECTION, DELAY OR ERROR RESULTING FROM THE SELECTION BY ANY BIDDER OF ANY PARTICULAR MEANS OF DELIVERY OF BIDS.

Book-Entry Only Bonds: The Bonds will be issued in fully registered form. A single Bond or one Bond representing each maturity will be issued to and registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), as registered owner of the Bonds, and each such Bond will be immobilized in the custody of DTC. DTC will act as the Depository for the Bonds. Individual purchases will be made in book-entry-only form in the principal amount of \$5,000 or any integral multiple thereof not exceeding the principal amount of Bonds maturing each year; purchasers will not receive physical delivery of certificates representing their interest in the Bonds

purchased. The winning bidder, as a condition to delivery of the Bonds, will be required to deposit the Bond certificates representing each maturity with DTC. Notwithstanding the foregoing, at the request of the successful bidder, the Bonds will be issued as one single fully registered bond and not issued through the book-entry system.

The Bonds: The Bonds will be issued in fully registered form; will be dated the date of their delivery; will be in denominations of \$5,000 each or any integral multiple thereof not exceeding the principal amount of Bonds maturing each year; and will mature serially in successive annual installments on April 1 in each of the years and in the principal amounts as follows:

| <u>Year</u> | <u>Principal Amount</u> | <u>Year</u> | <u>Principal Amount</u> |
|-------------|-------------------------|-------------|-------------------------|
|-------------|-------------------------|-------------|-------------------------|

The Bonds will bear interest from the date thereof payable semiannually on April 1 and October 1 of each year, commencing _____, until the Bonds mature. Interest will be calculated on the basis of a 360-day year comprised of twelve 30 day months.

Adjustment of Maturity Schedule. If, after final computation of the proposals, the County determines in its sole discretion that the funds necessary to accomplish the purposes for which the Bonds are being issued are either more or less than the proceeds of the sale of the amount of the Bonds as shown in this Notice of Sale, it reserves the right either to decrease or increase the principal amount of the Bonds (all calculations to be rounded to the near \$5,000), provided that any such decrease or increase shall not exceed 10% of the par amount. Such adjustment(s), if any, shall be made within twenty-four (24) hours of the award of the Bonds. In order to calculate the yield on the Bonds for federal tax law purposes and as a condition precedent to the award of the Bonds, bidders must disclose to the County in connection with their respective bids the price (or yield to maturity) at which each maturity of the Bonds will be reoffered to the public.

In the event of any adjustment of the maturity schedule for the Bonds as described herein, no rebidding or recalculation of the proposals submitted will be required or permitted. Nevertheless, the award of the Bonds will be made to the bidder whose proposal produces the lowest true interest cost solely on the basis of the Bonds offered, without taking into account any adjustment in the amount of the Bonds pursuant to this paragraph. The successful bidder may not withdraw its bid as a result of any changes made within these limits.

Redemption Provisions: The Bonds maturing on or prior to April 1, 202__, shall not be subject to redemption prior to their stated maturities. The Bonds maturing on or after April 1, 20__, shall be subject to redemption at the option of the County on or after April 1, 20__, as a whole or in part at any time, in such order of their maturities as the County shall determine and by lot within a maturity, at a redemption price equal to 100% of the principal amount of Bonds to be redeemed together with the interest accrued on such principal amount to the date fixed for redemption.

[Mandatory Sinking Fund Redemption: The Bonds will be subject to mandatory redemption if and to the extent the option to establish Term Bonds is exercised by the successful bidder.]

Registrar and Paying Agent: The Oconee County Treasurer or a bank designated by the purchaser and approved by the Chairman of the County Council will act as Paying Agent and Registrar for the Bonds.

Bid Requirements: Bidders shall specify the rate or rates of interest per annum which the Bonds

are to bear, to be expressed in multiples of 1/20 or 1/8 or 1/100 of 1% with no greater difference than three (3%) percent between the highest and lowest rates of interest named by a bidder. Bidders are not limited as to the number of rates of interest named, but the rate of interest on each separate maturity must be the same single rate for all Bonds of that maturity from their date to such maturity date. A BID FOR LESS THAN ALL THE BONDS OR A PRICE LESS THAN PAR WILL NOT BE CONSIDERED.

Award of Bid: The Bonds will be awarded to the bidder or bidders offering to purchase the Bonds at the lowest true interest cost (TIC) to the County. The TIC will be the nominal interest rate which, when compounded semiannually and used to discount all debt service payments on the Bonds (computed at the interest rates specified in the bid and on the basis of a 360-day year comprised of twelve 30-day months) to the dated date of the Bonds, results in an amount equal to the price bid for the Bonds. In the case of a tie bid, the winning bid will be awarded by lot. The County reserves the right to reject any and all bids or to waive irregularities in any bid. Bids will be accepted or rejected no later than 3:00 p.m., South Carolina time, on the date of the sale.

For the purpose of calculating the yield on the Bonds for Federal tax purposes as a condition precedent to the award of the Bonds, the successful bidder will, within 30 minutes after being notified of its winning bid, advise the County or its financial advisor by telephone confirmed by facsimile transmission of the initial offering prices of the Bonds to the public (expressed as a price, exclusive of accrued interest, or yield per maturity).

Good Faith Deposit: No good faith deposit is required.

Bank Qualified: The County has designated the Bonds as “qualified tax exempt obligations” under Section 265 of the Internal Revenue Code.]

Official Statement: The County deems the Preliminary Official Statement to be “final” as described in SEC Rule 15c2-12(b)(1) for the purposes of such Rule. Upon the award of the Bonds, the County will prepare a Final Official Statement (the “Official Statement”) in substantially the same form as the Preliminary Official Statement subject to minor additions, deletions and revisions as required to complete the Official Statement. Within seven (7) business days after the award of the Bonds, the County will provide the successful bidder, a sufficient quantity to comply with Rule G-32 of the Municipal Securities Rulemaking Board. The successful bidder agrees to supply to the County all necessary pricing information and any Underwriter identification necessary to complete the Official Statement within 24 hours after the award of the Bonds.

Continuing Disclosure: In order to assist the bidders in complying with S.E.C. Rule 15c2-12(b)(5), the County will undertake, pursuant to a Continuing Disclosure Certificate, to provide certain annual financial information and notices of the occurrence of certain events if material. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the Final Official Statement.

Purpose: The Bonds are issued for the purpose of defraying the costs of repair and improvements to streets and roadways in Stone Pond Special Tax District.

Legal Opinion: The County shall furnish upon delivery of the Bonds the final approving opinion of McNair Law Firm, P.A., Greenville, South Carolina, which opinion shall accompany each Bond, together with the usual closing documents, including a certificate that no litigation is pending affecting the Bonds.

Financial Advisor: Southwest Securities, Inc., has acted as Financial Advisor to the County in connection with the issuance of the Bonds. In this capacity, Southwest Securities, Inc. provided technical assistance in the preparation of the offering documents and assisted the County in preparing for this financing.

Certificate as to Issue Price: The successful bidder must provide a certificate to the County by the date of delivery of the Bonds, stating the initial reoffering price of the Bonds to the public (excluding bond houses and brokers) and the price at which a substantial amount of the Bonds were sold to the public, in form satisfactory to Bond Counsel. A sample copy of such a certificate may be obtained from Bond Counsel.

Delivery: The Bonds will be delivered through the facilities of The Depository Trust Company in New York, New York, on or about _____, 2013, at the expense of the County or at such other place as may be agreed upon with the purchasers at the expense of the purchaser. The purchase price then due must be paid in federal funds or other immediately available funds.

CUSIP Numbers: It is anticipated that CUSIP identification numbers will be printed on the Bonds, but neither the failure to print such numbers on any Bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the Bonds in accordance with the terms of its proposal. All expenses in relation to the printing of CUSIP identification numbers on the Bonds shall be paid for by the County provided, however, that the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall be paid for by the successful bidder.

Postponement: The County reserves the right to postpone, from time to time, the date established for the receipt of bids. The County will communicate any such change in the sale date through Thomson Municipal Market Monitor not less than 48 hours prior to the time bids are to be received. If any date fixed for the receipt of bids and the sale of the Bonds is postponed, any alternative sale date will be announced through Thomson Municipal Market Monitor at least 48 hours prior to such alternative sale date. On any such alternative sale date, any bidder may submit a sealed, facsimile, or electronic bid for the purchase of the Bonds in conformity in all respects with the provisions of this Notice of Sale, except for the date of sale and except for the changes announced through Thomson Municipal Market Monitor at the time the sale date and time are announced.

Additional Information: The Preliminary Official Statement of the County with respect to the Bonds is available via the internet at <https://official.statements.swst.com> and will be furnished to any person interested in bidding for the Bonds upon request to McNair Law Firm, P.A.. The Preliminary Official Statement should be reviewed by bidders prior to submitting a bid. Persons seeking information should communicate with:

| | |
|--|---|
| <p>Mark H. Pullium, Finance Director Oconee County 415 S. Pine Street Walhalla, SC 29691 Telephone: 864.364.5196 Email: mpullium@oconeesc.com</p> | <p>Daniel R. McLeod, Jr., Esquire McNair Law Firm, P.A. Post Office Box 447 Greenville, SC 29602 Telephone: 864.271.4940 E-mail: dmcleod@mcnair.net</p> |
| <p>Brian Nurick Southwest Securities Inc.</p> | <p>Brandon T. Norris, Esq. McNair Law Firm, P.A.</p> |

1219 Assembly Street, Suite 202
Columbia, South Carolina 29201
Telephone: 803.765.1004
E-mail: brian.nurick@swst.com

Post Office Box 447
Greenville, SC 29602
Telephone: 864.271.4940
E-mail: mburns@mcnair.net

Oconee County, South Carolina

SECTION 18. Notice of Private Sale. In the event the Bonds are not offered for sale under the provisions of Section 17 hereof, not less than seven (7) days prior to the delivery of the Bonds, notice of intention to sell the Bonds at private sale shall be given by publication in a newspaper of general circulation in the County.

The Notice shall be in substantially the following form:

NOTICE REGARDING SALE OF \$1,000,000
GENERAL OBLIGATION BONDS (STONE POND SPECIAL TAX DISTRICT),
SERIES 2014 OF
OCONEE COUNTY, SOUTH CAROLINA

NOTICE IS HEREBY GIVEN that pursuant to the provisions of *S.C. Code § 11-27-40(4)*, the County Council (the "County Council") of Oconee County, South Carolina (the "County"), by Ordinance No. _____ enacted on _____, approved the sale of \$1,000,000 General Obligation Bonds (Stone Pond Special Tax District) Series 2014 (the "Bonds"), of the County. The Bonds will be sold to _____ at a purchase price of \$ _____; will bear interest at the rate of ___% per annum; will be dated as of the date of its delivery; and will mature on April 1 in the following years and principal amounts:

| <u>Year</u> | <u>Principal Amount</u> |
|-------------|-------------------------|
|-------------|-------------------------|

Oconee County, South Carolina

SECTION 19. Preliminary and Final Official Statement. The Council hereby authorizes and directs the County Administrator to prepare, or cause to be prepared, a Preliminary Official Statement to be distributed to prospective purchasers of the Bonds together with the Notice of Sale. The Council authorizes the County Administrator to designate the Preliminary Official Statement as "near final" for purposes of Rule 15c2-12 of the Securities and Exchange Commission. The County Administrator is further authorized to see to the completion of the final form of the Official Statement upon the sale of the Bonds so that it may be provided to the purchaser of the Bonds.

SECTION 20. Continuing Disclosure. The County hereby covenants and agrees that it will comply with and carry out all of the provisions of a Continuing Disclosure Certificate, in substantially the form attached hereto as Exhibit A. Notwithstanding any other provisions of this Ordinance, failure of the County to comply with the Continuing Disclosure Certificate shall not be considered an event of default.

and no liability for damages shall attach therefor. The sole remedy for such failure to comply shall be that any Bondholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the County to comply with their obligations under this Section.

SECTION 21. Filings with Central Repository. In accordance with Section 11-1-85 of the South Carolina Code, the County covenants that it will file or cause to be filed with a central repository for further availability in the secondary bond market when requested: (a) a copy of the annual independent audit of the County within thirty days (30) of the County's receipt thereof; and (b) within thirty (30) days of the occurrence thereof, relevant information of an event which, in the opinion of the County, adversely affects more than five (5%) of the County's revenue or its tax base.

SECTION 22. Deposit and Use of Proceeds. The proceeds derived from the sale of the Bonds shall be deposited with the Treasurer of the County in a special fund to the credit of the County, separate and distinct from all other funds, and shall be expended from time to time and made use of by the County Council as follows:

(a) Any premium shall be placed in the sinking fund established pursuant to Section 4-15-150 of the South Carolina Code;

(b) Accrued interest, if any, shall be applied to the payment of the first installment of interest to become due on the Bonds; and

(c) The balance of the proceeds shall be applied upon warrant or order of the Council for the purposes set forth in this Ordinance and to defray the costs and expenses of issuing the Bonds.

SECTION 23. Notice of Public Hearing. The Council hereby ratifies and approves the publication of a notice of public hearing regarding the Bonds and this Ordinance, such notice in the form attached hereto as Exhibit B, having been published in the *Daily Journal Messenger*, a newspaper of general circulation in the County, not less than 15 days prior to the date of such public hearing.

SECTION 24. Federal Tax Covenants. The County covenants and agrees with the holders of the Bonds that it will not take any action which will, or fail to take any action which failure will, cause interest on the Bonds to become includable in the gross income of the bondholders for federal income tax purposes pursuant to the provisions of the Code and regulations promulgated thereunder in effect on the date of original issuance of the Bonds and that no use of the proceeds of the sale of the Bonds shall be made which, if such use had been reasonably expected on the date of issue of such Bonds would have caused the Bonds to be "arbitrage bonds", as defined in the Code, and to that end the County hereby shall:

(a) comply with the applicable provisions of Section 103 and Sections 141 through 150 of the Code and any regulations promulgated thereunder so long as the Bonds are outstanding;

(b) establish such funds, make such calculations and pay such amounts, in the manner and at the times required in order to comply with the requirements of the Code relating to required rebates of certain amounts to the United States; and

(c) make such reports of such information at the times and places required by the Code.

The County Administrator and Finance Director, or either of them acting alone, are hereby authorized to adopt written procedures to ensure the County's compliance with federal tax matters relating to such Bonds.

SECTION 25. Designation of Bonds. The County Council hereby authorizes the Chairman of the County Council and the County Administrator to designate any of the Bonds in accordance with the applicable provisions of the Code, as "qualified tax-exempt obligations" as defined in the Code. The Chairman of the County Council and the County Administrator shall determine that the County Council and all subordinate entities thereof do not anticipate to issue more than \$10,000,000 in tax-exempt bonds or other tax-exempt obligations in the year in which the Bonds are issued (other than private activity bonds) except for qualified 501(c)(3) bonds.

SECTION 26. Authority to Obtain Bond Insurance; Execution of Documents. The County Administrator and the Assistant County Administrator for Administration are hereby authorized to submit applications to municipal bond insurance companies for bond insurance or other credit enhancements relating to the Bonds. The Chairman of County Council and the County Administrator are hereby authorized to accept on behalf of the County the proposal deemed most advantageous to the County.

SECTION 27. Appointment of Commission. The County Council hereby ratifies the appointment of the following individuals to serve as commissioners of the Commission (as defined in the Stone Pond Ordinance) of the Stone Pond Special Tax District in accordance with the provisions of the Stone Pond Ordinance, with such appointments and ending on the dates set forth below:

| | |
|---|-----------------|
| Jim DeNisco, Commission Chairman | August 13, 2014 |
| Brett Smagala, Commission Vice Chairman | August 13, 2016 |
| John Hubbard, Commissioner | August 13, 2016 |

SECTION 28. Declaration of Intent to Reimburse Certain Expenditures. This Ordinance shall constitute the County's declaration of official intent pursuant to Regulation §1.150-2 of the Code to reimburse the County from a portion of the proceeds of the Bonds for expenditures it anticipates incurring (the "Expenditures") with respect to the Project prior to the execution and delivery of the Bonds. The Expenditures which are reimbursed are limited to Expenditures which are: (a) properly chargeable to a capital account (or would be so chargeable with a proper election or with the application of the definition of placed in service under Regulation §1.150-2 of the Code) under general federal income tax principals; or (2) certain *de minimis* or preliminary Expenditures satisfying the requirements of Regulation §1.150-2(f) of the Code. The source of funds for the Expenditures with respect to the acquisition of the Equipment will be the County's general fund. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid; or (b) the date such project was placed in service, but in no event more than three (3) years after the original Expenditures.

SECTION 29. Miscellaneous. The County Council hereby authorizes the County Administrator to retain McNair Law Firm, P.A. as bond counsel and Southwest Securities, Inc. as financial advisor in connection with the issuance of the Bonds. The County Council further authorizes the Chairman of County Council, County Administrator and the Assistant County Administrator for Administrative Services and Finance, and the Clerk to County Council to execute such documents and instruments as may be necessary to effect the issuance of the Bonds or make modifications in any documents including but not limited to the form of the Bond or Notice of Sale. The County Council hereby authorizes the Chairman to County Council, to negotiate the terms of, and execute in the name and on behalf of the County, investment agreements,

forward delivery agreements, repurchase agreements and other agreements in connection with the Bonds, to prepare and solicit bids for providers of such agreements and to execute, in the name and on behalf of the County, written confirmations of any such agreements and other documents as may be necessary in connection therewith.

SECTION 30. Repeal of Conflicting Ordinances. All rules, regulations, ordinances, and parts thereof, procedural or otherwise, in conflict herewith or the proceedings authorizing the issuance of the Bonds are, to the extent of such conflict, hereby repealed and this Ordinance shall take effect and be in full force from and after its enactment.

SECTION 31. Effective Date.

This Ordinance shall become effective and enforced from and after _____, 2013.

[Signature page to follow]

Enacted by the County Council of Oconee County, South Carolina, this ___ day of _____,
2013.

OCONEE COUNTY, SOUTH CAROLINA

(SEAL)

Chairman, County Council
Oconee County, South Carolina

ATTEST:

Administrator, Oconee County, South Carolina

Clerk to County Council,
Oconee County, South Carolina

Date of First Reading: August 20, 2013
Date of Second Reading: _____, 2013
Date of Public Hearing: _____, 2013
Date of Third Reading: _____, 2013

[Signature page]

EXHIBIT A

FORM OF CONTINUING DISCLOSURE CERTIFICATE

This Continuing Disclosure Certificate (the "Disclosure Certificate") is executed and delivered by Oconee County, South Carolina (the "County") in connection with the issuance of \$_____ General Obligation Bonds (Stone Pond Special Tax District), Series 2014__ of Oconee County, South Carolina (the "Bonds"). The Bonds are being issued pursuant to Ordinance No. 2013-__ enacted by the County Council of the County on _____, 2013 (the "Ordinance"). The County covenants and agrees as follows:

SECTION 1. Purpose of the Disclosure Certificate. This Disclosure Certificate is being executed and delivered by the County for the benefit of the beneficial owners and in order to assist the Participating Underwriters (defined below) in complying with the Rule (defined below).

SECTION 2. Definitions. The following capitalized terms shall have the following meanings:

"Annual Report" shall mean any Annual Report provided by the County pursuant to, and as described in, Sections 3 and 4 of this Disclosure Certificate.

"Bonds" shall mean the \$_____ General Obligation Bonds (Stone Pond Special Tax District), Series 2014__, Oconee County, South Carolina, dated _____, 2013.

"Dissemination Agent" shall mean the County or any successor Dissemination Agent designated in writing by the County and which has filed with the County a written acceptance of such designation.

"Listed Events" shall mean any of the events listed in Section 5(a) of this Disclosure Certificate.

"National Repository" shall mean for purposes of the Rule, the Electronic Municipal Market Access (EMMA) system created by the Municipal Securities Rulemaking Board.

"Participating Underwriter" shall mean _____ and any other original underwriter of the Bonds required to comply with the Rule in connection with offering of the Bonds.

"Repository" shall mean each National Repository and each State Depository, if any.

"Rule" shall mean Rule 15c2-12(b)(5) adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time.

"State Depository" shall mean any public or private repository or entity designated by the State of South Carolina as a state depository for the purpose of the Rule. As of the date of this Disclosure Certificate, there is no State Depository.

SECTION 3. Provision of Annual Reports.

(a) The County shall, or shall cause the Dissemination Agent to provide, not later than February 1 of each year, commencing in 2014, to the Repository an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Certificate. Not later than fifteen (15) business days prior to such date the County shall provide the Annual Report to the Dissemination Agent, if other than the County; provided, that if the audited financial statements required pursuant to Section 4 hereof to be included in the Annual Report are not available for inclusion in the Annual Report as of such date,

unaudited financial statements of the County may be included in such Annual Report in lieu thereof, and the County shall replace such unaudited financial statements with audited financial statements within fifteen (15) days after such audited financial statements become available for distribution. The Annual Report may be submitted as a single document or as separate documents comprising a package, and may cross-reference other information as provided in Section 4 of this Disclosure Certificate; provided that the audited financial statements of the County may be submitted separately from the balance of the Annual Report.

(b) If the County is unable to provide to the Repository an Annual Report by the date required in subsection (a), the County shall send a notice to the Municipal Securities Rulemaking Board and State Depository, if any, in substantially the form attached hereto as Exhibit A.

(c) The Dissemination Agent shall:

(1) determine each year prior to the date for providing the Annual Report the name and address of each National Repository and each State Depository, if any; and

(2) if the Dissemination Agent is other than the County, file a report with the County and (if the Dissemination Agent is not the Registrar) the Registrar certifying whether the Annual Report has been provided pursuant to this Disclosure Certificate, and, if provided, stating the date it was provided, and listing the Repository to which it was provided.

SECTION 4. Content of Annual Reports.

The County's Annual Report shall contain or incorporate by reference the most recent audited financial statements, which shall be prepared in conformity with generally accepted accounting principles (or, if not in such conformity, to be accompanied by a qualitative discussion of the differences in the accounting principles and the impact of the change in the accounting principles on the presentation of the financial information) applicable to governmental entities such as the County, and shall, in addition, contain or incorporate by reference the following information as provided in the Official Statement under the headings:

- [
- (a) THE BONDS—Security;
 - (b) DEBT STRUCTURE—Outstanding Indebtedness of the County for the preceding fiscal year;
 - (c) CERTAIN FISCAL MATTERS— Market Value/Assessment summary of taxable property in County for preceding fiscal year;
 - (d) Tax levy for the County for current fiscal year;
 - (e) Tax collections for the County for preceding fiscal year; and
 - (f) Ten largest taxpayers (including fee-in-lieu-of-tax) for the County for preceding fiscal year.]

Any or all of the items listed above may be included by specific reference from other documents, including official statements of debt issues with respect to which the County is an “obligated person” (as defined by the Rule), which have been previously filed with the National Repository or the Securities and Exchange Commission. If the document incorporated by reference is a final official statement, it must be available from the Municipal Securities Rulemaking Board. The County will clearly identify each such document so incorporated by reference.

SECTION 5. Reporting of Significant Events.

(a) This Section 5 shall govern the giving of notices of the occurrence of any of the following events (the "Listed Events"):

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders;
- (8) Bond calls;
- (9) Tender offers;
- (10) Defeasances;
- (11) Release, substitution, or sale of property securing repayment of the securities;
- (12) Rating changes;
- (13) Bankruptcy, insolvency, receivership or similar event of the County;
- (14) The consummation of a merger, consolidation, or acquisition involving the County or the sale of all or substantially all of the assets of the County other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms;
- (15) Appointment of a successor or additional trustee or the change of name of a trustee.

(b) Whenever the County obtains knowledge of the occurrence of a Listed Event described in subsections (a)(2), (7), (8), (11), (14), or (15) above, the County shall as soon as possible determine if such event would be material under applicable federal securities laws. If the County determines that knowledge of the occurrence of such event would be material under applicable federal securities laws, the County shall promptly, and no later than 10 days after the occurrence of the event, file a notice of such occurrence with the Municipal Securities Rulemaking Board and the State Depository.

(c) Whenever the County obtains knowledge of the occurrence of a Listed Event described in subsections (a)(1), (3), (4), (5), (6), (9), (10), (12), or (13) above, the County shall promptly, and no later than 10 days after the occurrence of the event, file a notice of such occurrence with the Municipal Securities Rulemaking Board and the State Depository.

(d) Notwithstanding the foregoing, notice of Listed Events described in subsections (a)(8), (9), and (10) above need not be given under this subsection any earlier than the notice (if any) of the underlying event is given to owners of affected Bonds. For the purposes of the event identified in (a)(13) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the County in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the County, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the County.

SECTION 6. Termination of Reporting Obligation. The County's obligations under this Disclosure Certificate shall terminate upon the defeasance, prior redemption or payment in full of all of the Bonds.

SECTION 7. Dissemination Agent. The County may, from time to time, appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Disclosure Certificate, and may discharge any such Agent, with or without appointing a successor Dissemination Agent. The initial Dissemination Agent shall be the County.

SECTION 8. Amendment; Waiver. Notwithstanding any other provision of this Disclosure Certificate, the County may amend this Disclosure Certificate and any provision of this Disclosure Certificate may be waived, if such amendment or waiver is supported by an opinion of counsel expert in federal securities laws acceptable to the County, to the effect that such amendment or waiver would not, in and of itself, cause the undertakings herein to violate the Rule if such amendment or waiver had been effective on the date hereof but taking into account any subsequent change in or official interpretation of the Rule.

SECTION 9. Additional Information. Nothing in this Disclosure Certificate shall be deemed to prevent the County from disseminating any other information, using the means of dissemination set forth in this Disclosure Certificate or any other means of communication, or including any other information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is required by this Disclosure Certificate. If the County chooses to include any information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is specifically required by this Disclosure Certificate, the County shall have no obligation under this Disclosure Certificate to update such information or include it in any future Annual Report or notice of occurrence of a Listed Event.

SECTION 10. Default. In the event of a failure of the County, or the Dissemination Agent to comply with any provision of this Disclosure Certificate, any beneficial owner may take such actions as may be necessary and appropriate, including seeking injunctive relief or specific performance by court order, to cause the County, or the Dissemination Agent, as the case may be, to comply with its obligations under this Disclosure Certificate. A default under this Disclosure Certificate shall not be deemed an event of default under the Ordinance, and the sole remedy under this Disclosure Certificate in the event of any failure of the County, or the Dissemination Agent to comply with this Disclosure Certificate shall be an action to compel performance.

SECTION 11. Duties, Immunities and Liabilities of the Dissemination Agent. The Dissemination Agent shall have only such duties as are specifically set forth in this Disclosure Certificate, and the County agrees to indemnify and save the Dissemination Agent, its officers, directors, employees and agents, harmless against any loss, expense and liabilities which they may incur arising out of or in the exercise or performance of their powers and duties hereunder, including the costs and expenses (including attorneys' fees) of defending against any claim of liability, but excluding liabilities due to the Dissemination Agent's negligence or willful misconduct. The obligations of the County under this Section shall survive resignation or removal of the Dissemination Agent and payment of the Bonds.

SECTION 12. Beneficiaries. This Disclosure Certificate shall inure solely to the benefit of the County, the Dissemination Agent, the Participating Underwriters, and Holders from time to time of the Bonds and shall create no rights in any other person or entity.

SECTION 13. Counterparts. This Disclosure Certificate may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

OCONEE COUNTY, SOUTH CAROLINA

By: _____
County Administrator

Dated: ____, 201__

NOTICE TO REPOSITORIES OF FAILURE TO FILE ANNUAL REPORT

Name of Issuer: Oconee County, South Carolina

Name of Bond Issue: \$_____ General Obligation Bonds (Stone Pond Special Tax District),
Series 2014, Oconee County, South Carolina

Date of Issuance: _____, 201_

NOTICE IS HEREBY GIVEN that Oconee County, South Carolina (the "County") has not provided an Annual Report with respect to the above-named Bonds as required by Sections 3 and 4 of the Continuing Disclosure Certificate executed and delivered by the County as Dissemination Agent. The County has notified us in writing that the Annual Report will be filed by _____.

Dated: _____

OCONEE COUNTY, SOUTH CAROLINA

[Signature page of Continuing Disclosure Certificate]

Exhibit B

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the County Council of Oconee County, South Carolina (the "County"), during the ___ p.m. meeting of Oconee County Council on _____, 2013, at the Council Chamber of Oconee County Council, 415 South Pine Street, Walhalla, South Carolina.

The purpose of the public hearing is to consider an Ordinance authorizing the issuance and sale of general obligation bonds (the "Bonds") of the County in the aggregate principal amount of not exceeding \$_____, the proceeds of which shall be applied to pay (i) the costs of

; and (ii) the costs of issuance of the Bonds.

The full faith, credit, and taxing power of the County will be pledged for the payment of the principal of and interest on the Bonds and a tax, without limit, will be levied and collected annually, in the same manner other County taxes are levied and collected, on all taxable property of the County sufficient to pay the principal of and interest on the Bonds as they respectively mature and to create such sinking fund as may be necessary therefor.

At the public hearing all taxpayers and residents of the County and any other interested persons who appear will be given an opportunity to express their views for or against the Ordinance and the issuance of the Bonds.

OCONEE COUNTY, SOUTH CAROLINA

**STATE OF SOUTH CAROLINA
OCONEE COUNTY
RESOLUTION R2013-16**

A RESOLUTION TO ESTABLISH A COMMISSION TO CONSIDER PROPOSALS FOR FUNDING CAPITAL PROJECTS IN OCONEE COUNTY, SOUTH CAROLINA, PURSUANT TO SECTION 4-10-300, *ET SEQ.*, OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; TO PROVIDE FOR THE COMPOSITION AND APPOINTMENT OF SUCH COMMISSION; AND OTHER MATTERS RELATED THERETO.

WHEREAS, in accordance with Section 4-10-300, *et seq.*, of the Code of Laws of South Carolina, 1976, as amended (the "Act"), the governing body of a county may impose a one percent sales and use tax (a "Capital Project Sales Tax") by ordinance, subject to a referendum, within the county area for a specific purpose or specific purposes and for a limited amount of time; and

WHEREAS, pursuant to the Act, the governing body of a county is authorized to create a commission, consisting of six members, all of whom must be residents of the county, appointed as set forth in Section 4-10-320 of the Act, to consider proposals for funding capital projects within the county area, and to formulate the referendum question that is to appear on the ballot pursuant to Section 4-10-330(D) of the Act; and

WHEREAS, the Oconee County Council ("County Council"), being the governing body of Oconee County, South Carolina (the "County"), a body politic and corporate and political subdivision of the State of South Carolina, desires to create a commission in accordance with Section 4-10-320 of the Act to consider proposals for funding capital projects within the County area and to formulate a referendum question regarding the imposition of a Capital Project Sales Tax which shall appear on a referendum ballot in accordance with the provisions of the Act;

NOW, THEREFORE, be it resolved by County Council, in a meeting duly assembled, that:

Section 1. Creation of Commission. There is hereby created as a "commission", within the meaning of Section 4-10-320 of the Act, the Oconee County Capital Project Sales Tax Commission (the "Commission"). The Commission shall consist of six (6) members, all of whom must be residents of the County, appointed as set forth in Section 4-10-320 of the Act.

Section 2. Effective Date. This resolution shall be effective immediately upon its adoption.

Section 3. Repeal and Rescission. All orders and resolutions in conflict herewith are, to the extent of such conflict only, repealed and rescinded.

APPROVED AND ADOPTED this 20th day of August, 2013.

OCONEE COUNTY, SOUTH CAROLINA

By: _____
Joel Thrift, Chairman of County Council,
Oconee County, South Carolina

ATTEST:
By: _____
Elizabeth G. Hulse, Clerk to County Council
Oconee County, South Carolina

Capital Project Sales Tax Act

Article 3

SECTION 4-10-320 Commission creation; composition.

(A) The governing body of any county is authorized to create a commission subject to the provisions of this section. The commission consists of six members, all of whom must be residents of the county, appointed as follows:

(1) The governing body of the county must appoint three members of the commission.

Oconee County Council will appoint three members to serve on this commission from the unincorporated areas of the county. There is not a time frame that these appointments must be completed within.

(2) The municipalities in the county must appoint three members, who must be residents of incorporated municipalities within the county, and who are selected according to the following mechanism:

(a) **The total population of all incorporated municipalities within the county, as determined by the most recent United States census, must be divided by three, the result being an apportionate average.**

(b) **The respective population of each municipality in the county must be divided by the apportionate average to determine an appointive index.**

(c) Each municipality in the county appoints a number of members to the commission equal to the whole number indicated by their appointive index. However, no single municipality may appoint more than two members to the commission; unless there is only one municipality in the county, and in such case the municipality is entitled to three appointments to the commission.

| | <u>2010 Population</u> | <u>Apportionate Average</u> | <u>Appointive Index</u> | <u># Appointees</u> | |
|--------------|----------------------------|---------------------------------|-----------------------------|---------------------|---|
| Salem | 135 | ↓ | ↓ | ↓ | |
| Seneca | 8102 | | | | |
| Walhalla | 4263 | | | | |
| West Union | 291 | | | | |
| Westminster | 2418 | | | | |
| Total | 15,209 / 3 = 5069.7 | | | | |
| Salem | 135 / | 5069.7 = | 0.03 | ↓ | |
| Seneca | 8102 / | 5069.7 = | 1.60 | | |
| Walhalla | 4263 / | 5069.7 = | 0.84 | | |
| West Union | 291 / | 5069.7 = | 0.06 | | |
| Westminster | 2418 / | 5069.7 = | 0.48 | | |
| Salem | | | 0.03 = | | 0 |
| Seneca | | | 1.60 = | | 1 |
| Walhalla | | | 0.84 = | | 0 |
| West Union | | | 0.06 = | | 0 |
| Westminster | | | 0.48 = | | 0 |

(d) When less than three members are selected to the commission in accordance with the prescribed appointive index method, the remaining member or members must be selected in a joint meeting of the commission appointees of the municipalities in the county. The member or members must be chosen from among the residents of the municipalities in the county that before this time have not provided a representative for the commission.

The City of Seneca is the only municipality to select a member based on the appointive index method.

The City of Seneca representative to the Commission in a meeting of the Commission must select the remaining two representatives from citizens living in one of the other four municipalities in the county.

(e) In the event no municipality is entitled to appoint a member to the commission pursuant to the formula in subitem (c) of this subsection, the municipality with the highest appointive index must be deemed to have an appointive index of one.

(B) When the governing body of any county creates a commission, it must be created in accordance with the procedures specified in subsection (A) and only upon the request of the governing body of the county. **If within the thirty-day period following the adoption of a resolution to create the commission, one or more of the municipalities fails or refuses to appoint their proportionate number of members to the commission, the county governing body must appoint an additional number of members equal to the number that any such municipality is entitled to appoint. A vacancy on the commission must be filled in the manner of the original appointment.**

(C) The commission created pursuant to this section must consider proposals for funding capital projects within the county area. The commission then formulates the referendum question that is to appear on the ballot pursuant to Section 4-10-330(D).



QUESTIONNAIRE FOR BOARD / COMMISSION

PLEASE PRINT

[For all yes/no questions please circle appropriate answer.]

_____ Initial Appointment Request _____ Reappointment Request

Date Received: _____
Questionnaires will be maintained on file for one year only.
 If you wish your Questionnaire to continue to be considered you will need to contact the Clerk to Council to extend the date.
 Once a candidate is appointed they will be removed from consideration for any other Board/Commission.

| Areas of Interest [please check one or more categories <u>and/or</u> specific board or commission. | Board / Commissions Applicable to Interests |
|---|--|
| AERONAUTICS | Aeronautics Commission |
| PUBLIC SAFETY, HEALTH & WELFARE | Anderson-Oconee Behavioral Health Services Commission |
| REGULATORY | Building Codes Appeal Board Board of Zoning Appeals |
| PLANNING ACTIVITIES | Appalachian Council of Governments Board of Directors Board of Zoning Appeals Capital Projects Advisory Committee Conservation Bank Board Economic Development Commission Planning Commission Scenic Highway Committee |
| EDUCATION | Library Board |
| TOURISM & RECREATION | Parks, Recreation & Tourism Commission Scenic Highway Committee |
| | Capital Project One Cent Sales Tax Commission <small>(must live in unincorporated areas of the county to be eligible)</small> |

Requirements for each Board/Commission may be view in the Oconee County Code of Ordinances on the county website www.oconeesc.com/council

| | |
|-----------------------------|--|
| Required Information | Name: _____ <div style="display: flex; justify-content: space-between; width: 90%; margin-left: 20px;"> [First] [Middle] [Last] </div> |
| | Home Address: _____ |
| | Home Phone: _____ Work Phone: _____ Cell Phone: _____ |
| | Email Address: _____ |
| | Legal Resident of Oconee County? Yes / No County Council District #: 1 2 3 4 5 and At Large |

Occupation: _____ Present Employer: _____

Please Circle which best describes the level of education you last completed:
 Some High School High School Graduate/GED Some College College Graduate Professional Degree

Do you currently serve on any other state, county, city or community boards or commissions? **Yes / No** If yes, list below:

Do you have any interest in any business that is, or will do business with the Oconee County? **Yes / No** If yes, list below:

Do you have any conflict of interest or reason to routinely abstain from a vote? **Yes / No** If yes, list below:

Are you currently serving as an appointed or elected official in any other jurisdiction? **Yes / No** If yes, list below:

Summary of Qualifications or Experience that you feel would be beneficial to Oconee County *[please either write on back of form or attach document for inclusion with this Questionnaire]:*

[Please return completed form to Clerk to Council, 415 S. Pine Street, Walhalla, SC 29691]

STATE OF SOUTH CAROLINA
OCONEE COUNTY
RESOLUTION R2013-17

AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE-PURCHASE AGREEMENT IN THE AMOUNT OF NOT EXCEEDING \$2,005,150 TO DEFRAY THE COSTS OF ACQUIRING VARIOUS EQUIPMENT AS APPROVED IN THE COUNTY'S 2013-14 ANNUAL BUDGET; AND OTHER MATTERS RELATING THERETO.

Dated: August 20, 2013

BE IT RESOLVED BY THE COUNTY COUNCIL OF OCONEE COUNTY, SOUTH CAROLINA, AS FOLLOWS:

Section 1. Findings and Determinations. The County Council (the "Council") of Oconee County, South Carolina (the "County"), hereby finds and determines:

(a) Pursuant to Section 4-9-10, Code of Laws of South Carolina 1976, as amended (the "South Carolina Code"), the County operates under the Council-Administrator form of government and the Council constitutes the governing body of the County.

(b) Section 4-9-30 of the Code empowers all counties to acquire real property by purchase or gift; to lease, sell or otherwise dispose of real and personal property; to acquire tangible personal property and supplies; and to make and execute contracts.

(c) The Council pursuant to Ordinance No. 2013-01 (the "Budget Ordinance"), effective July 1, 2013, in Section 15 thereof authorized the acquisition of certain equipment for the use of the County in an aggregate amount of not exceeding \$2,005,150. To accomplish such acquisition, the Budget Ordinance empowered the Chairman of County Council and the County Administrator, on behalf of the County, to enter into one or more Lease Purchase Agreements with banks or other financial institutions pursuant to a Resolution to be adopted by Council.

(d) The County desires to enter into a lease-purchase or other agreement (the "Lease Agreement") with a bank or other financial institution selected by the Chairman and the County Administrator for the purpose of financing the acquisition of some or all of the various items of equipment (the "Equipment") described in Exhibit A attached hereto.

(e) The Lease Agreement will not constitute a "financing agreement" and the Equipment will not constitute an "asset" as such terms are defined in Section 11-27-110 of the South Carolina Code. Thus, the principal amount of the Lease Agreement will not be included when calculating the County's constitutional debt limit under Article X, Section 14 of the Constitution of the State of South Carolina.

(f) The Lease Agreement will be subject to annual appropriation by the County Council.

(g) It is in the best interest of the County to acquire the Equipment by entering into the Lease Agreement. The Lease Agreement will enable the County to purchase the Equipment which will provide services necessary or useful to the operations of the County government.

Section 2. Approval of Lease/Purchase Financing; Authority to Determine Certain Matters Relating to the Lease/Purchase Financing. The Equipment described in Exhibit A shall be acquired pursuant to a lease purchase financing which is hereby approved in the aggregate principal amount of not exceeding \$2,005,150. A Request for Proposals in substantially the form set forth as Exhibit B hereto shall be distributed to various banks and other financial institutions in the County and other areas as the Finance Director determines. The County Council hereby authorizes to the County Administrator the authority to: (a) determine the payment schedule under the Lease Agreement; (b) determine the date and time for receipt of bids under the Request for Proposals; (c) award the sale of the lease-purchase financing to the bidder (the "Bidder") that provides the most advantageous proposal therefor in accordance with the terms of the Request for Proposals; and (d) adjust the description and estimated costs of the Equipment set forth in Exhibit A attached hereto.

Section 3. Approval of Lease Agreement. Without further authorization, the Chairman of County Council and the County Administrator are authorized to approve the form, terms and provisions of the Lease Agreement proposed by the Bidder. The Chairman of County Council and the County Administrator are hereby authorized, empowered and directed to execute, acknowledge and deliver the Lease Agreement in the name and on behalf of the County. The Lease Agreement is to be in the form as shall be approved by the Chairman of County Council and the County Administrator, their execution thereof to constitute conclusive evidence of such approval.

Section 4. Execution of Documents. The Chairman of County Council, County Administrator, Finance Director and Clerk to County Council are fully empowered and authorized to take such further action and to execute and deliver such additional documents (including, but not limited to, any project fund agreements or escrow agreements) as may be reasonably requested by the Bidder to effect the delivery of the Lease Agreement in accordance with the terms and conditions therein set forth, and the transactions contemplated hereby and thereby, and the action of such officers in executing and delivering any of such documents, in such form as the County Administrator shall approve, is hereby fully authorized. The County Council hereby further authorizes the County Administrator to retain Southwest Securities, Inc., as financial advisor to the County in connection with the Lease Agreement.

Section 5. Federal Tax Covenant. The County, as lessee, agrees and covenants that it will not take any action which will, or fail to take any action which failure will, cause interest components of the lease payments under the Lease Agreement to become includable in the gross income for federal income tax purposes pursuant to the provisions of the Internal Revenue Code of 1986, as amended (the "IRC") and regulations promulgated thereunder in effect on the date of original issuance of the Lease Agreement and that it will comply with all applicable provisions of Section 103 and Sections 141 through 150 of the IRC, and any regulations promulgated thereunder, to maintain the exclusion from gross income for federal income tax purposes of the interest portion of the lease payments under the Lease Agreement; and to that end the County shall:

- (a) comply with the applicable provisions of Section 103 and Sections 141 through 150 of the IRC and any regulations promulgated thereunder so long as the Lease Agreement is outstanding;
- (b) establish such funds, make such calculations and pay such amounts in the manner and at the times required in order to comply with the requirements of the IRC relating to required rebates of certain amounts to the United States; and
- (c) make such reports of such information at the times and places required by the IRC.

The County will timely file Form 8038-G in accordance with the applicable regulations of the Internal Revenue Service.

The County covenants that, in accordance with Section 265(b)(3) of the IRC, it is hereby designating the Lease Agreement as a "qualified tax-exempt obligation" and that it does not reasonably anticipate that it will issue more than \$10,000,000 in tax-exempt obligations which are not "private activity bonds" during calendar year 2013 all within the meaning of Section 265(b)(3) of the Code.

The County Administrator is hereby authorized to adopt written procedures on behalf of the County to ensure the County's compliance with federal tax matters relating to the Lease Agreement.

This Resolution shall constitute the County's declaration of official intent pursuant to Regulation §1.150-2 of the Code to reimburse the County from a portion of the proceeds of the Lease Agreement for expenditures it anticipates incurring in an approximate amount of \$400,000 (the "Expenditures") with respect to the Equipment prior to the execution and delivery of the Lease Agreement. Expenditures which may be reimbursed are limited to Expenditures which are: (a) properly chargeable to capital account (or would be so chargeable with a proper election or with the application of the definition of placed in service under Regulation §1.150-2 of the Code) under general federal income tax principals; or (b) certain *de minimis* or preliminary Expenditures satisfying the requirements of Regulation §1.150-2(f) of the Code. The source of funds for the Expenditures with respect to the Equipment will be the County's general fund. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid; or (b) the date the Equipment is placed in service, but in no event more than three (3) years after the original Expenditures.

Section 6. Filings with Central Repository. In compliance with Section 11-1-85 of the South Carolina Code, the County covenants that it will file or cause to be filed with a central repository for further availability in the secondary bond market when requested: (a) a copy of the annual audit of the County within thirty (30) days of the County's receipt thereof; and (b) within thirty (30) days of the occurrence thereof, relevant information of an event which, in the opinion of the County, adversely affects more than five percent (5%) of the County's revenue or its tax base.

Section 7. Severability. All orders, resolutions and parts thereof, procedural or otherwise, in conflict herewith or the proceedings authorizing the execution of the Lease Agreement are, to the extent of such conflict, hereby repealed.

Section 8. Effective Date. This Resolution shall be effective upon its adoption by the County Council for Oconee County, South Carolina.

[Execution Page Follows]

Adopted this 20th day of August, 2013.

OCONEE COUNTY, SOUTH CAROLINA

(SEAL)

Chairman, County Council
Oconee County, South Carolina

ATTEST:

Administrator, Oconee County, South Carolina

Clerk to County Council,
Oconee County, South Carolina

[Execution Page]

Exhibit A

Equipment

**Oconee County, South Carolina
Departmental Capital Requests
2013-2014 Budget**

| Description | New or Replacement | Quantity | Cost Per Unit | FY 2014 Total Request | FY 2014 Administrator Recommended | FY 2014 Council Approved |
|--|--------------------|----------|---------------|-----------------------|-----------------------------------|--------------------------|
| Sheriff (101) | | | | | | |
| 2013 Chevrolet Tahoe 4x2 Utility (SUV) Pursuit Package (4 without Pursuit) | Replacement | 14 | 30,650 | 429,100 | 400,000 | 400,000 |
| Fire Departments(102) | | | | | | |
| Car | Replacement | 1 | 35,000 | 35,000 | 35,000 | 35,000 |
| Equipment for vehicles | | | 70,000 | 70,000 | 70,000 | 70,000 |
| Emergency Services (105) | | | | | | |
| Rescue Response Vehicle | Replacement | 5 | 31,500 | 157,500 | 157,500 | 157,500 |
| Detention Center (106) | | | | | | |
| Live Scan Fingerprint System | Replacement | 1 | 29,930 | 29,930 | 29,930 | 29,930 |
| South Cove Park (204) | | | | | | |
| Destination Playground | Replacement | 1 | 75,000 | 75,000 | 75,000 | 75,000 |
| High Falls Park (203) | | | | | | |
| Skid Steer with Bucket and Pallet Fork and Backhoe attachments | Replacement | 1 | 32,000 | 32,000 | 32,000 | 32,000 |
| Assessor (301) | | | | | | |
| Ford Escape 4x4 Intermediate 4 door vehicle | Replacement | 1 | 24,000 | 24,000 | 24,000 | 24,000 |
| Treasurer (306) | | | | | | |
| Full size Sedan - 4 Door, 5-Passanger, Chevrolet Equinox | Replacement | 1 | 19,870 | 19,870 | 19,870 | 19,870 |
| Roads and Bridges (601) | | | | | | |
| Fuel Truck | Replacement | 1 | 101,300 | 101,300 | 101,300 | 101,668 |
| Sign Truck F-450 | Replacement | 1 | 46,300 | 46,300 | 46,300 | 46,300 |
| Paving Machine | Replacement | 1 | 212,000 | 212,000 | 212,000 | 212,000 |
| Trackhoe | Replacement | 1 | 318,500 | 318,500 | 318,500 | 318,500 |
| Mini Excavator | Replacement | 1 | 128,700 | 128,700 | 128,700 | 128,700 |
| Pneumatic Roller (9 wheel roller) | Replacement | 1 | 47,700 | 47,700 | 47,700 | 47,700 |
| Batwing Mower for Tractor | New | 1 | 21,200 | 21,200 | 21,200 | 21,200 |
| Samurai Boom | Replacement | 1 | 47,700 | 47,700 | 47,700 | 47,700 |
| Shoulder Build Attachment | New | 1 | 26,500 | 26,500 | 26,500 | 26,500 |
| Sand Storage Shed for DAR Location | New | 1 | 4,500 | 4,500 | 4,500 | 4,500 |

**Oconee County, South Carolina
 Departmental Capital Requests
 2013-2014 Budget**

| Description | New or Replacement | Quantity | Cost Per Unit | FY 2014 Total Request | FY 2014 Administrator Recommended | FY 2014 Council Approved |
|--|--------------------|----------|---------------|-----------------------|-----------------------------------|--------------------------|
| Solid Waste (718) | | | | | | |
| Replacement of 7 compactors at MCC'S 10, 9, 5 & 1 | Replacement | 7 | 19,910 | 139,370 | 139,370 | 139,370 |
| Airport (720) | | | | | | |
| Equipment Replacement | | | 19,960 | 19,960 | 19,960 | 19,960 |
| Vehicle Maintenance (721) | | | | | | |
| F250 Truck with Mechanic type bed to replace a 1996 F250 | Replacement | 2 | 23,876 | 47,752 | 47,752 | 47,752 |
| Total Capital Requests | | | | 2,033,882 | 2,004,782 | 2,005,150.00 |

2,005,150.00

Exhibit B

Form of Request for Proposals

REQUEST FOR PROPOSALS

**Oconee County, South Carolina
Lease-Purchase Financing, 2013**

Response Due: _____, _____, 2013
12:00 Noon, South Carolina Time

BANK QUALIFIED

Oconee County, South Carolina (the "County"), is requesting proposals from various banks and financial institutions for not exceeding \$ _____ tax-exempt lease-purchase financing to defray the costs of acquisition of certain equipment as described herein. The County invites interested parties to submit a proposal to finance the equipment by specifying a rate of interest and other conditions for such financing.

PROPOSALS MAY BE DELIVERED BY HAND, BY MAIL, BY FACSIMILE TRANSMISSION OR BY E-MAIL, BUT NO PROPOSAL SHALL BE CONSIDERED WHICH IS NOT ACTUALLY RECEIVED BY THE COUNTY AT THE PLACE, DATE AND TIME APPOINTED, AND THE COUNTY SHALL NOT BE RESPONSIBLE FOR ANY FAILURE, MISDIRECTION, DELAY OR ERROR RESULTING FROM THE SELECTION BY ANY BIDDER OF ANY PARTICULAR MEANS OF DELIVERY OF BIDS.

Mailed or Hand Delivered Bids: Each mailed or hand delivered proposal should be mailed or delivered to:

Oconee County, South Carolina
Attn: Scott Moulder, County Administrator
415 South Pine Street
Walhalla, SC 29691

Facsimile Bids: The County will accept the facsimile transmission of a proposal at the risk of the bidder. The County shall not be responsible for the confidentiality of bids submitted by facsimile transmission. Any delay in receipt of a facsimile bid, and any incompleteness or illegible portions of such bid are the responsibility of the bidder. Bids by facsimile transmission should be transmitted to the attention of Scott Moulder, County Administrator, Fax No. 864.638.4246.

E-Mail Bids: Electronic proposals may be e-mailed to the attention of Scott Moulder, County Administrator, at smoulder@oconeesc.com, with a copy to Michael W. Burns, Special Counsel, at mburns@mcnair.net, and a copy to Brian Nurick, Financial Advisor, at bnurick@swst.com.

Please note that this solicitation is also being sent to a number of other institutions as well and that the County reserves the right to select the proposal determined to be the most advantageous to the County in its sole discretion. The selection process will be heavily weighted toward lowest financing costs. The County reserves the right to reject any or all bid proposals as well as negotiate with the lowest responsible bidder.

I. Terms and Conditions:

- (a) Amount to be Financed: Not exceeding \$ _____.
- (b) Payments: _____ (____) approximately equal annual principal and interest payments under the Lease Agreement will be due and payable _____, 20____ to and including _____, 20____.

Unless otherwise designated by a bidder, interest on the lease will be calculated based on a 360-day year comprised of twelve 30-day months.

- (c) Guarantee of Interest Rate: The interest rate, costs and other terms of the bid submitted must be guaranteed from the date of your proposal to the closing date (expected to be on or about _____, 2013).
- (d) Equipment: See attached Exhibit A.
- (e) Form of Lease-Purchase Agreement: A bidder's proposed form of lease agreement ("Lease Agreement") should be provided within three (3) business days of the award of the successful proposal.
- (f) Non-appropriation: A non-appropriation provision acceptable to the County must be included in the Lease Agreement.
- (g) Non-substitution: A non-substitution provision is not permitted to be included in the Lease Agreement.
- (h) Deficiency Judgment: No deficiency judgment can be assessed or imposed against the County nor will the full faith, credit and taxing power of the County be pledged to the payment of the Lease Agreement.
- (i) Title: Title to the Equipment identified in the attached Exhibit A will be in the name of the County subject to the lessor's rights under the Lease Agreement.
- (j) Acquisition/Escrow Account: The County will require the successful bidder to transfer by Federal funds the full amount of this financing on the date of the closing. If a bidder requires that the Acquisition/Escrow Account be held by it or its designee, the bidder should so indicate in its proposal. Otherwise the County retains the right to designate a bank to act as custodian of the Acquisition/Escrow Account. The Acquisition/Escrow Account must be an interest bearing account. Interest earnings in the Acquisition/Escrow Account must accrue to the County. The Acquisition/Escrow Account will be structured to allow payments therefrom to be made: (1) to the County to reimburse it for amounts expended by the

County on the Equipment; and (2) to the vendors for payment of the Equipment as directed by the County.

- (k) **Costs of Issuance:** All such costs relating to the preparation of the Lease Agreement and fees of special counsel will be paid by the County. Any fees and costs of the bidder to be paid by the County must be stated in the response to the Request for Proposals. The Lease Agreement must allow the County to pay its legal fees and costs related to execution and delivery of the Lease Agreement out of the proceeds of the Lease Agreement.
- (l) **Insurance:** The County is insured through the South Carolina Insurance Reserve Fund. The Equipment will be insured in a similar manner at face value. The lessor may be listed as a loss-payee, but may not be listed as an additional insured under the County's insurance coverage.
- (m) **Lease Agreement Designated as Qualified Tax-Exempt Obligation:** The County will designate the Lease Agreement as a "qualified tax-exempt obligation" for purposes of Section 265 of the Internal Revenue Code of 1986 (the "Code") relating to the ability of financial institutions to deduct from income for federal income tax purposes interest expense that is allocable to carrying and acquiring tax-exempt obligations.
- (n) **Closing:** The County expects to accept the successful proposal on _____, 2013, and to close the transaction on or about _____, 2013.

II. **Proposal Requirements.**

- (a) The proposal must be in writing. It is preferred that a bidder's proposal not be subject to further credit or underwriting approval.
- (b) No response may be modified by a bidder after it has been submitted.
- (c) Proposals should include: the name, address, and telephone number of your institution; the primary contact; and identity of legal counsel, if any.
- (d) Proposals must be accompanied with a list of all requirements and conditions associated with the bid.
- (e) Proposals must indicate a single interest rate for the lease term. Bidders are requested to include an amortization schedule showing annual payment amounts for the term of the financing.
- (f) Proposals must provide full disclosure of all financing costs, including any closing, legal, and tax opinion charges.
- (g) Any prepayment penalty or other fee requirements should be detailed in the proposal.

III. Evaluation of Proposals and Award.

The Lease Agreement will be awarded to the bidder that provides the most advantageous proposal, as determined by the County in its sole and absolute discretion. Proposals will be evaluated by the officials of the County based on various factors, including the interest rate, redemption terms, additional credit or underwriting approval, additional covenants and terms, if any, and other conditions set forth therein. The County reserves the right to reject any and all bids or to waive irregularities in any proposal. The County expects to accept the successful proposal by __:00 p.m. on _____, 2013.

IV. Legal Opinion. The execution and delivery of the Lease Agreement is subject to the approving opinion of the McNair Law Firm, P.A., Special Counsel.

V. Financial Advisor: Southwest Securities, Inc., has acted as Financial Advisor to the County in connection with the Lease Agreement. In this capacity, Southwest Securities, Inc. provided technical assistance in the preparation of this Request for Proposals and assisted the County in preparing for this financing.

VI. Tax Exemption and Other Tax Matters. The Code, and the Treasury Regulations promulgated thereunder, includes provisions that relate to tax exempt obligations, such as the Lease Agreement, including, among other things, permitted uses and investment of the proceeds of the Lease Agreement and the rebate of certain net arbitrage earnings from the investment of such proceeds to the United States Treasury. Noncompliance with these requirements may result in interest paid under the Lease Agreement becoming subject to federal income taxation retroactive to the date of issuance of the Lease Agreement. The County has covenanted to comply with the requirements of the Code to the extent required to maintain the exclusion of interest on the Lease Agreement from gross income for federal tax purposes. Failure of the County to comply with these covenants could cause the interest on the Lease Agreement to be taxable retroactively to its date of issuance.

The Code imposes an alternative minimum tax on a taxpayer's alternative minimum taxable income. Interest on the Lease Agreement is not an item of tax preference for purposes of the federal alternative minimum tax imposed on individuals and corporations; however, such interest is taken into account in determining adjusted current earnings for purposes of computing the alternative minimum tax imposed on certain corporations.

The accrual or receipt of interest on the Lease Agreement may affect the federal income tax liability of the recipient. The extent of these other tax consequences will depend upon the recipient's particular tax status or other items of income or deduction. Prospective purchasers of the Lease Agreement should be aware that ownership of the Lease Agreement may result in collateral federal income tax consequences to certain taxpayers, including, without limitation, financial institutions, property and casualty insurance companies, individual recipients of Social Security or Railroad Retirement benefits, certain S corporations with "excess net passive income," foreign corporations subject to the branch profits tax, life insurance companies and taxpayers otherwise entitled to claim the earned income credit and taxpayers who may be deemed to have incurred or continued indebtedness to purchase or carry or have paid or incurred certain expenses allocable to the Lease Agreement. Special Counsel will not express any opinion as to such collateral tax consequences. Prospective purchasers of the Lease Agreement should consult their tax advisors as to collateral federal income tax consequences.

Special Counsel has not undertaken to determine (or to inform any person) whether any action taken (or not taken) or event occurring (or not occurring) after the date of issuance of the Lease Agreement may

affect the tax status of interest on the Lease Agreement. In rendering its opinion, Special Counsel will rely upon certificates and representations of the County with respect to certain material facts solely within the knowledge of the County relating to the application of the proceeds of the Lease Agreement.

VII. Investment Letter. The lessor will be requested to execute a letter to the County in substantially the form submitted with this Request for Proposals.

VIII. Additional Information.

If you should have any questions regarding the Request for Proposals, you should contact:

Scott Moulder, ICMA-CM
Oconee County Administrator
864.638.4244
e-mail: smoulder@oconeesc.com

Mark H. Pullium
Oconee County Finance Director
864.364.5196
email: mpullium@oconeesc.com

Daniel R. McLeod, Jr.
McNair Law Firm, P.A.
864.271.4940
email: dmcleod@mcnair.net

Brian Nurick
Southwest Securities, Inc.
859.410.2602
e-mail: brian.nurick@swst.com

Michael W. Burns
McNair Law Firm, P.A.
864.271.4940
email: mburns@mcnair.net

s/

Chairman of County Council,
Oconee County, South Carolina

Dated: _____, 2013.

Exhibit A
Equipment

**Oconee County, South Carolina
Departmental Capital Requests
2013-2014 Budget**

| Description | New or Replacement | Quantity | Cost Per Unit | FY 2014 Total Request | FY 2014 Administrator Recommended | FY 2014 Council Approved |
|--|--------------------|----------|---------------|-----------------------|-----------------------------------|--------------------------|
| Sheriff (101) | | | | | | |
| 2013 Chevrolet Tahoe 4x2 Utility (SUV) Pursuit Package (4 without Pursuit) | Replacement | 14 | 30,650 | 429,100 | 400,000 | 400,000 |
| Fire Departments(102) | | | | | | |
| Car | Replacement | 1 | 35,000 | 35,000 | 35,000 | 35,000 |
| Equipment for vehicles | | | 70,000 | 70,000 | 70,000 | 70,000 |
| Emergency Services (105) | | | | | | |
| Rescue Response Vehicle | Replacement | 5 | 31,500 | 157,500 | 157,500 | 157,500 |
| Detention Center (106) | | | | | | |
| Live Scan Fingerprint System | Replacement | 1 | 29,930 | 29,930 | 29,930 | 29,930 |
| South Cove Park (204) | | | | | | |
| Destination Playground | Replacement | 1 | 75,000 | 75,000 | 75,000 | 75,000 |
| High Falls Park (203) | | | | | | |
| Skid Steer with Bucket and Pallet Fork and Backhoe attachments | Replacement | 1 | 32,000 | 32,000 | 32,000 | 32,000 |
| Assessor (301) | | | | | | |
| Ford Escape 4x4 Intermediate 4 door vehicle | Replacement | 1 | 24,000 | 24,000 | 24,000 | 24,000 |
| Treasurer (306) | | | | | | |
| Full size Sedan - 4 Door, 5-Passanger, Chevrolet Equinox | Replacement | 1 | 19,870 | 19,870 | 19,870 | 19,870 |
| Roads and Bridges (601) | | | | | | |
| Fuel Truck | Replacement | 1 | 101,300 | 101,300 | 101,300 | 101,668 |
| Sign Truck F-450 | Replacement | 1 | 46,300 | 46,300 | 46,300 | 46,300 |
| Paving Machine | Replacement | 1 | 212,000 | 212,000 | 212,000 | 212,000 |
| Trackhoe | Replacement | 1 | 318,500 | 318,500 | 318,500 | 318,500 |
| Mini Excavator | Replacement | 1 | 128,700 | 128,700 | 128,700 | 128,700 |
| Pneumatic Roller (9 wheel roller) | Replacement | 1 | 47,700 | 47,700 | 47,700 | 47,700 |
| Batwing Mower for Tractor | New | 1 | 21,200 | 21,200 | 21,200 | 21,200 |
| Samurai Boom | Replacement | 1 | 47,700 | 47,700 | 47,700 | 47,700 |
| Shoulder Build Attachment | New | 1 | 26,500 | 26,500 | 26,500 | 26,500 |
| Sand Storage Shed for DAR Location | New | 1 | 4,500 | 4,500 | 4,500 | 4,500 |

**Oconee County, South Carolina
 Departmental Capital Requests
 2013-2014 Budget**

| Description | New or Replacement | Quantity | Cost Per Unit | FY 2014 Total Request | FY 2014 Administrator Recommended | FY 2014 Council Approved |
|--|--------------------|----------|---------------|-----------------------|-----------------------------------|--------------------------|
| Solid Waste (718) | | | | | | |
| Replacement of 7 compactors at MCC'S 10, 9, 5 & 1 | Replacement | 7 | 19,910 | 139,370 | 139,370 | 139,370 |
| Airport (720) | | | | | | |
| Equipment Replacement | | | 19,960 | 19,960 | 19,960 | 19,960 |
| Vehicle Maintenance (721) | | | | | | |
| F250 Truck with Mechanic type bed to replace a 1996 F250 | Replacement | 2 | 23,876 | 47,752 | 47,752 | 47,752 |
| Total Capital Requests | | | | 2,033,882 | 2,004,782 | 2,005,150.00 |

2,005,150.00

**AGENDA ITEM SUMMARY
OCONEE COUNTY, SC**

**COUNCIL MEETING DATE: Aug. 20, 2013
COUNCIL MEETING TIME: 6:00 PM**

ITEM TITLE OR DESCRIPTION:

Mountain Lakes CVB Funding FY 2014

BACKGROUND OR HISTORY:

PRT Commission and PRT staff recommends \$166,200 from State and Local ATAX funds for the 2013-14 Mountain Lakes CVB funding. It is estimated that \$75,000 will come from 65% State ATAX fund, \$35,684 will come from the 30% State ATAX fund and \$55,516 will come from Local ATAX fund. Exact amounts from each account will be determined upon receipt of the 4th Quarter State ATAX check in August 2013. Total amount will not exceed \$166,200

This request was unanimously approved by the PRT Commission on 7-18-13. The Mountain Lake CVB has two full time positions and continues to support and promote Oconee County tourism and product development efforts. These funds are the operating funds for the CVB for FY 14. A portion (30%) of the State ATAX is mandated to go directly to the CVB and is included in the amount requested. It automatically goes to the CVB each quarter from the quarterly check.

SPECIAL CONSIDERATIONS OR CONCERNS:

COMPLETE THIS PORTION FOR ALL PROCUREMENT REQUESTS:

Does this request follow Procurement Ordinance #2001-15 guidelines? Yes / No [review #2001-15 on Procurement's website]
If no, explain briefly: No. ATAX funding of CVB

FINANCIAL IMPACT:

Estimated \$55,516 from the Local ATAX fund, \$75,000 from the 65% State ATAX fund and \$35,684 from the 30% State ATAX fund.

Local ATAX balance = \$115,372

State ATAX balance = \$53,196

COMPLETE THIS PORTION FOR ALL GRANT REQUESTS:

Are Matching Funds Available:

If yes, who is matching and how much:

ATTACHMENTS

STAFF RECOMMENDATION:

Staff recommends approval of \$166,200 from State and Local ATAX accounts. Exact amounts from each account will be determined upon receipt of the 4th Quarter State ATAX check in August.

Reviewed By/ Initials:

_____ County Attorney _____ Finance _____ Grants _____ Procurement

Submitted or Prepared By:

Approved for Submittal to Council:

**Phil Shirley – PRT Director
Department Head/Elected Official**


Scott Moulder-Oconee County Administrator

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.

A calendar with due dates marked may be obtained from the Clerk to Council.

AGENDA ITEM SUMMARY
OCONEE COUNTY, SC

COUNCIL MEETING DATE: Aug. 20, 2013
COUNCIL MEETING TIME: 6:00 PM

ITEM TITLE OR DESCRIPTION:

Lake Hartwell Access Areas request from US Army Corp of Engineers

BACKGROUND OR HISTORY:

US Army Corp of Engineers, by letter, has asked Oconee County to consider leasing up to 7 additional access areas on Lake Hartwell. Due to Federal budget constraints, seven (7) access areas have been placed on the possible closure list and are being offered by lease to County government in order to keep access open around the lake. Oconee currently has a lease through June 30, 2017 for eight (8) access areas including Holders, Seneca Creek, Timberlake, Lake Shore, Barton's Mill, Port Bass, Mountain Bay and South Union. The proposed request would add the following by lease: Lawrence Bridge Recreation Area, Martin's Creek, FairPlay Recreation Area, Choestoea, Mullin's Ford Recreation Area, Tabor and Hwy. 123 Fishing Pier. Current sites are cleaned 5 times a week during peak times and 2-3 days a week during non-peak times.

SPECIAL CONSIDERATIONS OR CONCERNS:

COMPLETE THIS PORTION FOR ALL PROCUREMENT REQUESTS:

Does this request follow Procurement Ordinance #2001-15 guidelines? Yes / No [review #2001-15 on Procurement's website]
If no, explain briefly:

FINANCIAL IMPACT:

Estimated to add a minimum of \$32,136 in part time personnel costs. Other additional cost will be a maintenance vehicle to haul a mower, and cleaning supplies.

COMPLETE THIS PORTION FOR ALL GRANT REQUESTS:

Are Matching Funds Available: Yes / No
If yes, who is matching and how much:

ATTACHMENTS

Power Point presentation

STAFF RECOMMENDATION:

The majority of the proposed sites are very well used by the public and staff recommends doing what we can to keep them open for access. However, three of these sites are Recreation areas that will require daily attention for trash pick-up, restroom cleaning and maintenance. Additional manpower will be required for upkeep of the proposed sites and staff does not recommend moving forward if additional manpower will not be added to the current PRT levels.

Reviewed By/ Initials:

_____ County Attorney _____ Finance _____ Grants _____ Procurement

Submitted or Prepared By:

Department Head/Elected Official

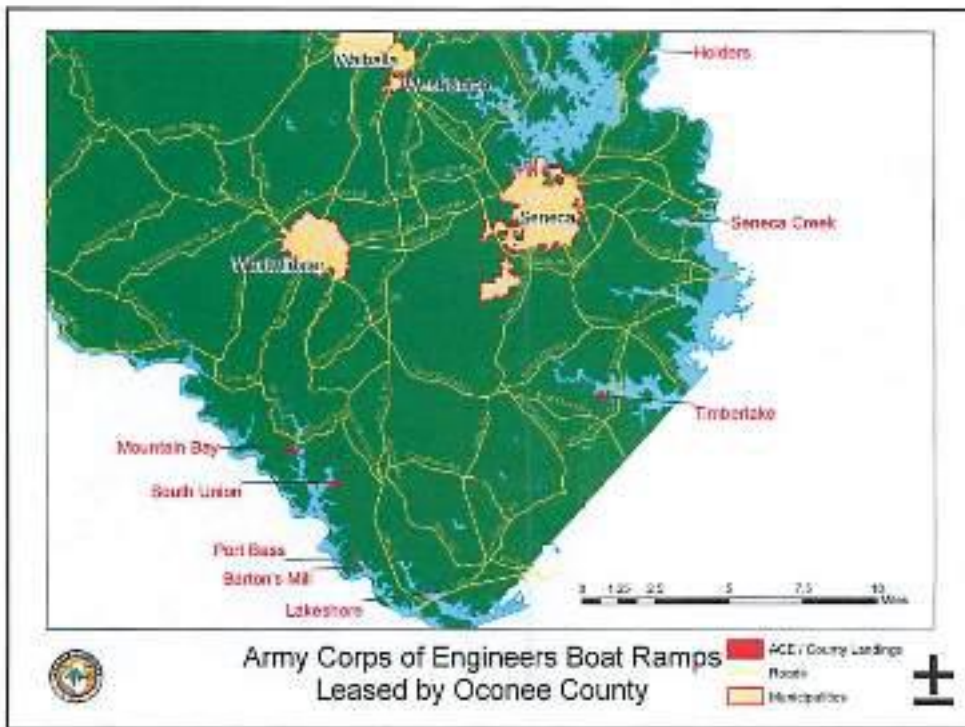
Approved for Submittal to Council:

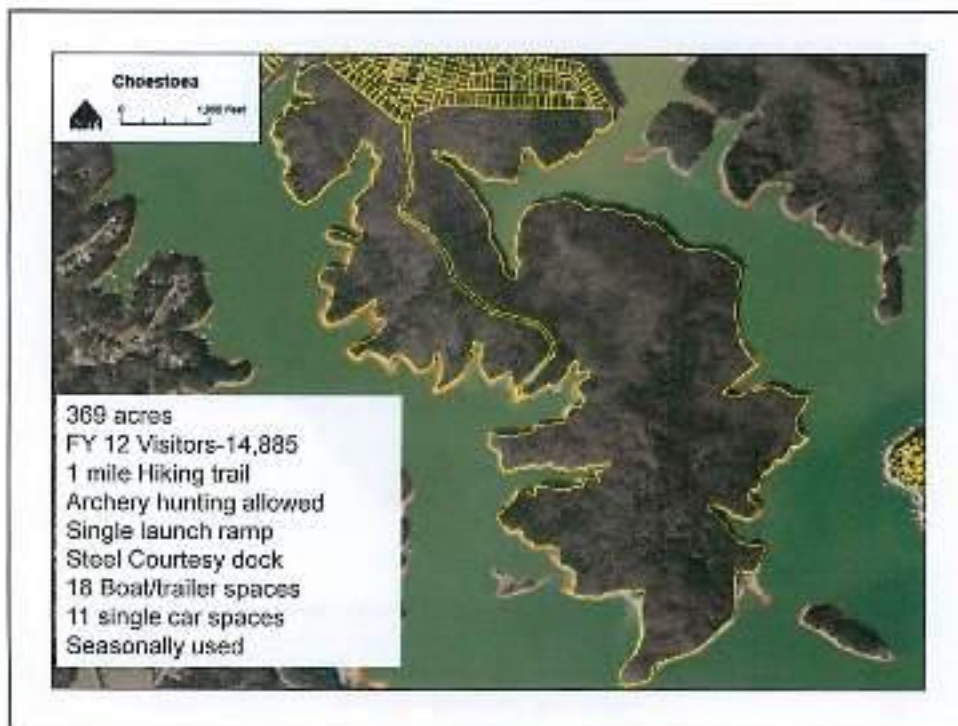
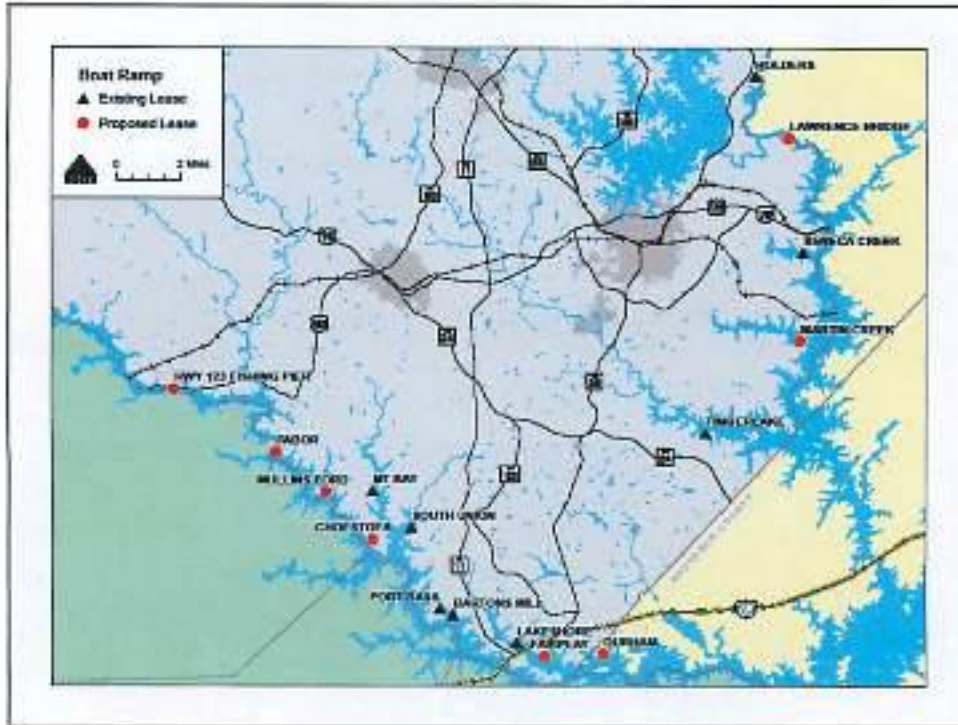


Scott Moulder, County Administrator

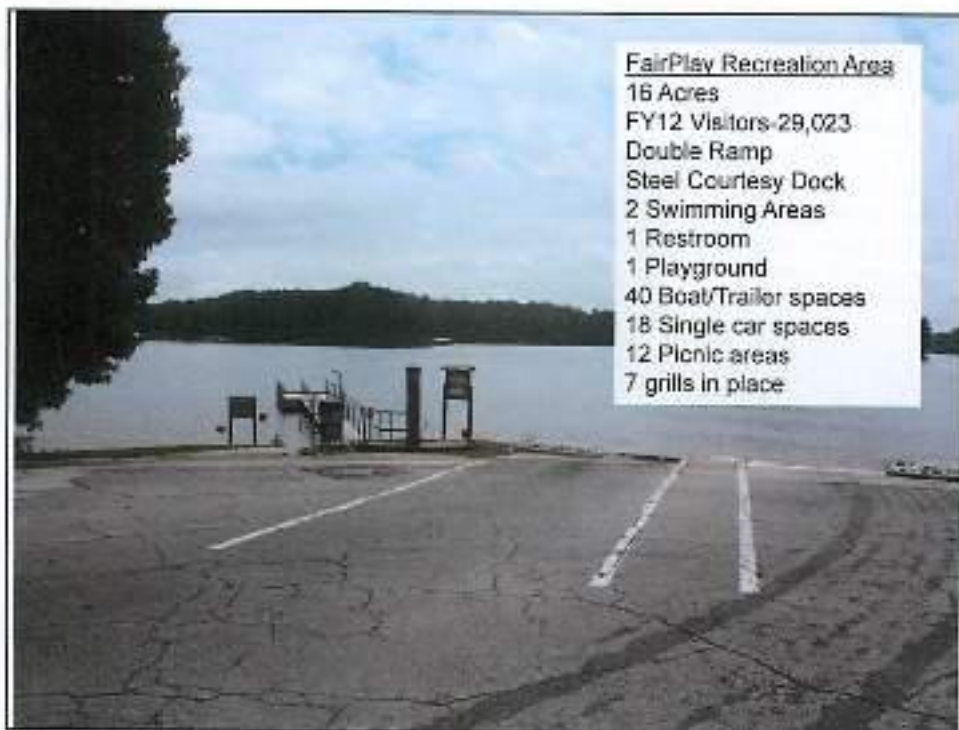
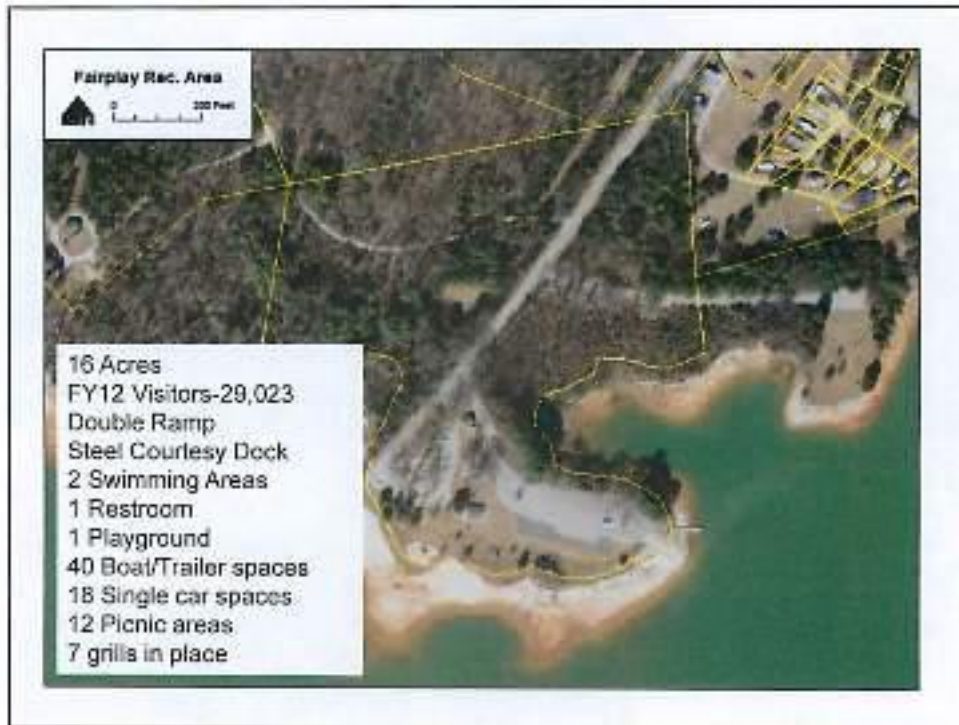
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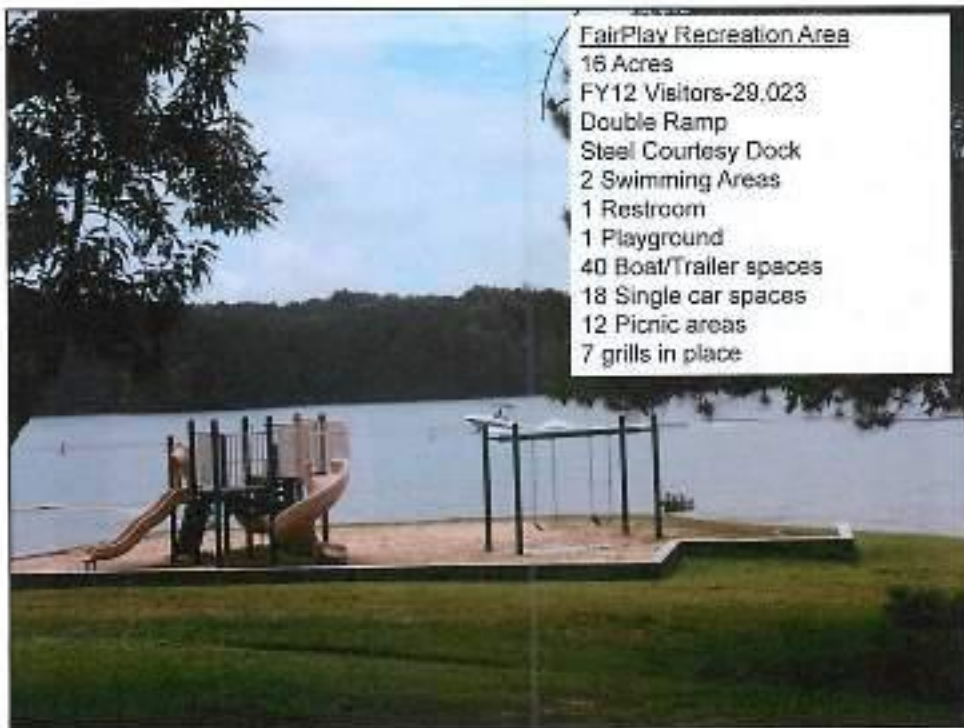
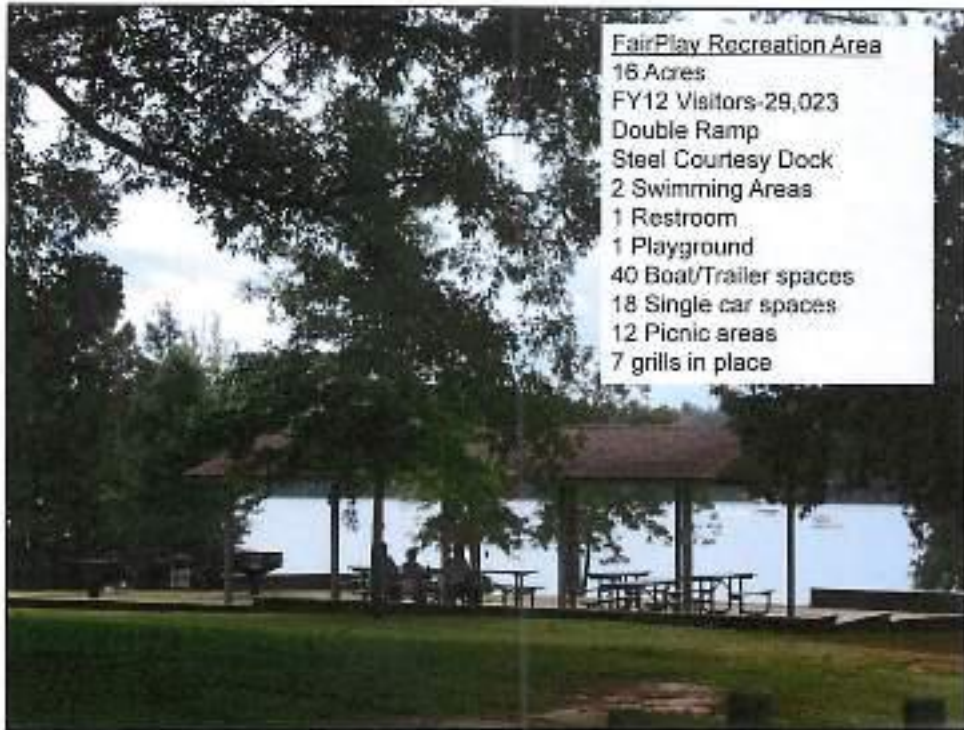
A calendar with due dates marked may be obtained from the Clerk to Council.



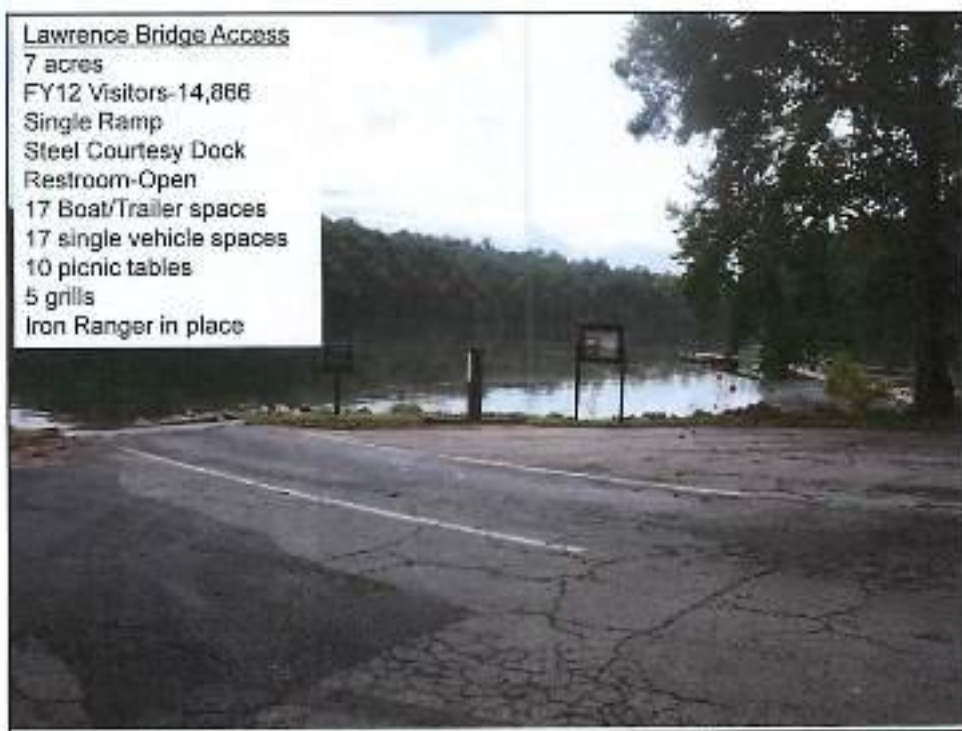














Lawrence Bridge Access

7 acres
FY12 Visitors-14,866
Single Ramp
Steel Courtesy Dock
Restroom-Open
17 Boat/Trailer spaces
17 single vehicle spaces
10 picnic tables
5 grills
Iron Ranger in place



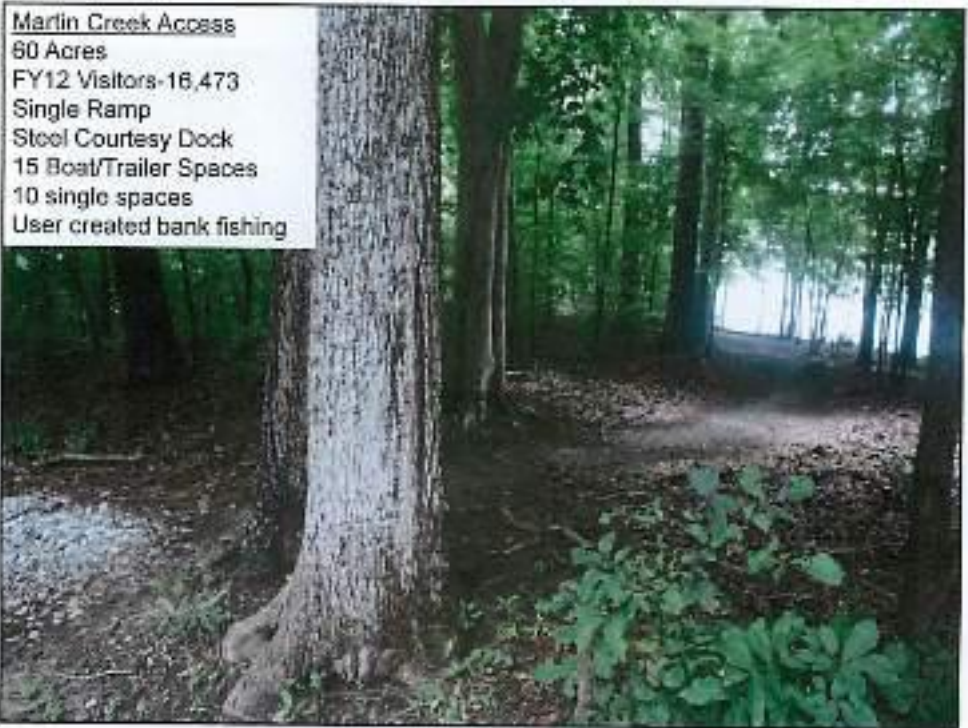
Martin Creek

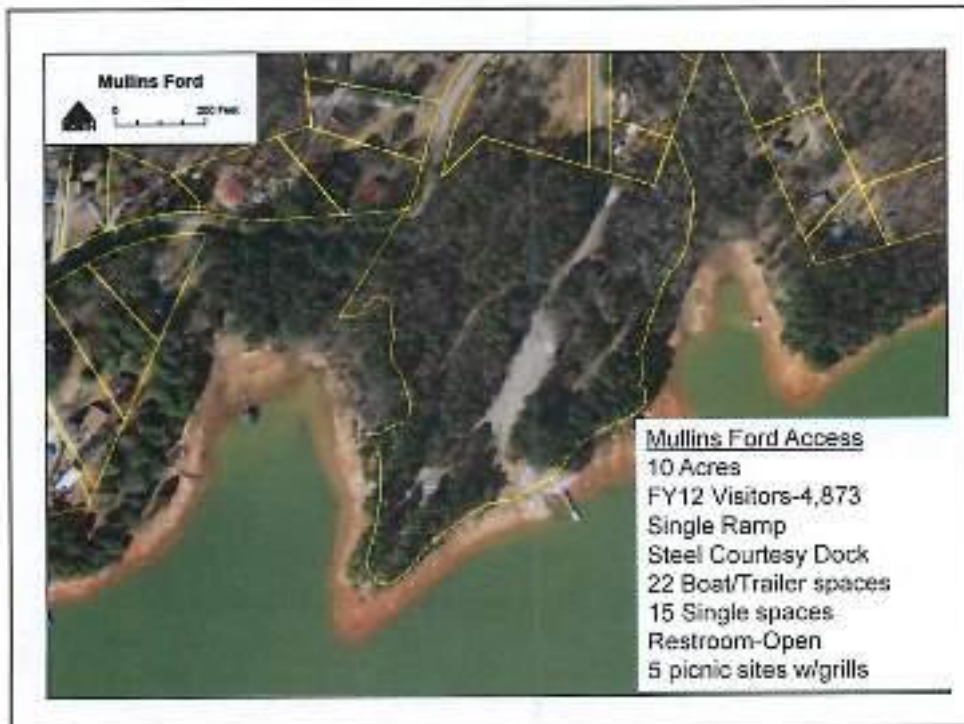


Martin Creek Access

60 Acres
FY12 Visitors-16,473
Single Ramp
Steel Courtesy Dock
15 Boat/Trailer Spaces
10 single spaces
User created bank fishing





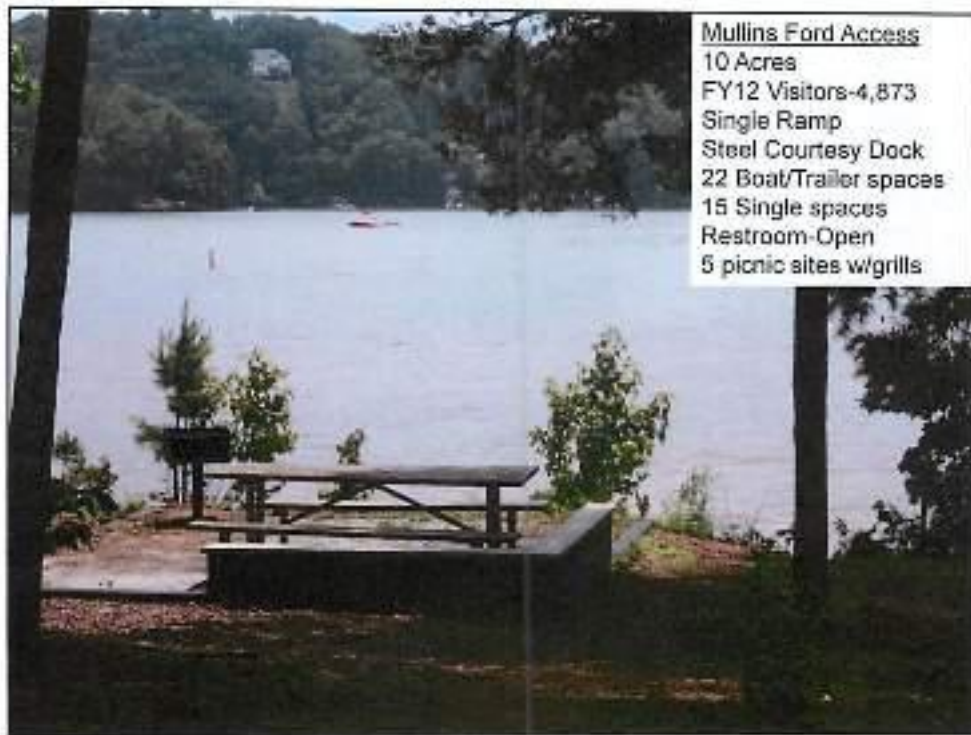


Mullins Ford Access
10 Acres
FY12 Visitors-4,873
Single Ramp
Steel Courtesy Dock
22 Boat/Trailer spaces
15 Single spaces
Restroom-Open
5 picnic sites w/grills

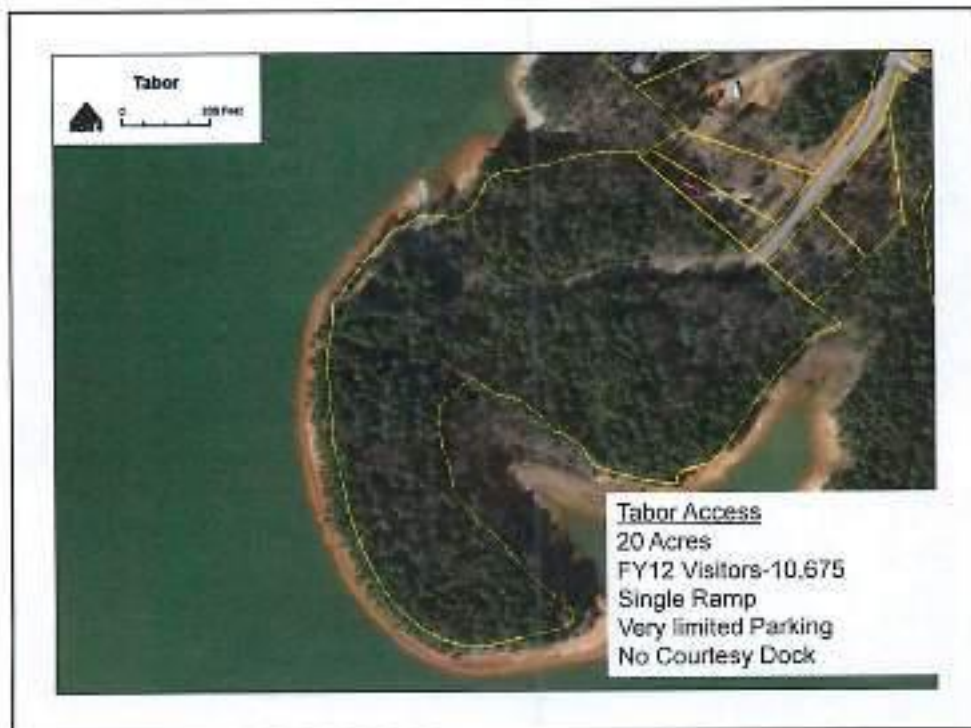


Mullins Ford Access
10 Acres
FY12 Visitors-4,873
Single Ramp
Steel Courtesy Dock
22 Boat/Trailer spaces
15 Single spaces
Restroom-Open
5 picnic sites w/grills

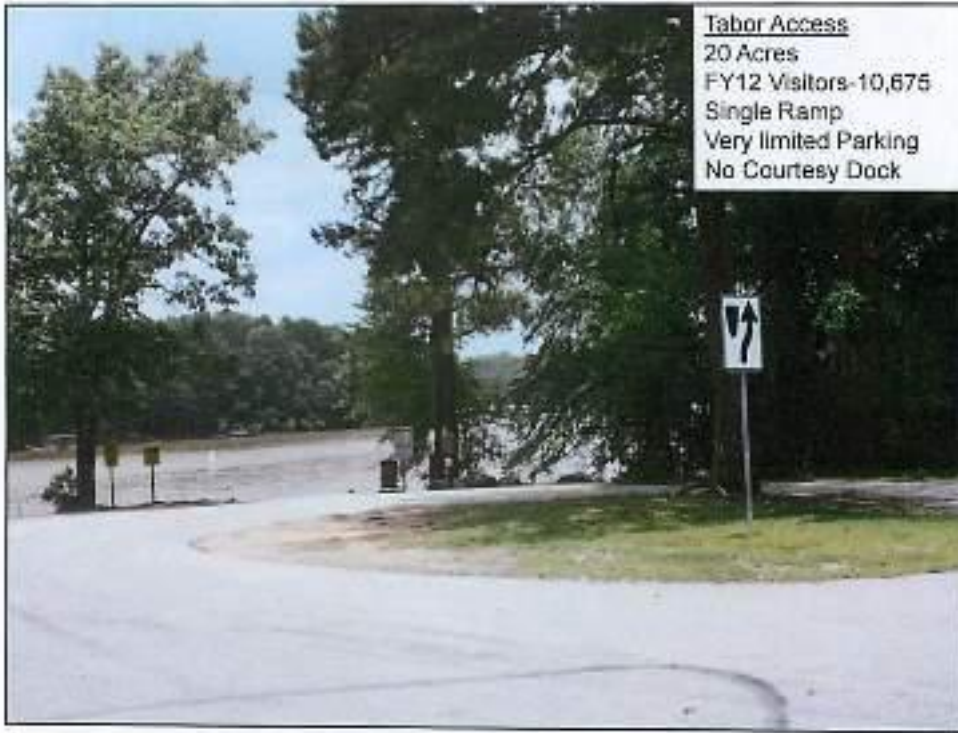




Mullins Ford Access
10 Acres
FY12 Visitors-4,873
Single Ramp
Steel Courtesy Dock
22 Boat/Trailer spaces
15 Single spaces
Restroom-Open
5 picnic sites w/grills



Tabor Access
20 Acres
FY12 Visitors-10,675
Single Ramp
Very limited Parking
No Courtesy Dock



Questions?

PROCUREMENT - AGENDA ITEM SUMMARY

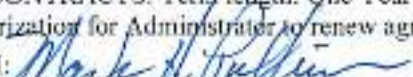
OCONEE COUNTY, SC

COUNCIL MEETING DATE: August 20, 2013

ITEM TITLE:

Procurement #: RFP 12-15 Title: **Fiber Restoration, Location & Maintenance Services For Broadband Project FOCUS** Department(s): IT Amount: \$491,400.00

FINANCIAL IMPACT:

- Procurement was approved by Council in Fiscal Year 2013-2014 budget process.
MULTI-TERM CONTRACTS: Term length: One Year with Four One-Year Renewals
 Requesting authorization for Administrator to renew agreements through contract term: Yes No
Finance Approval: 

BACKGROUND DESCRIPTION:

Oconee County (the "County") is seeking a qualified contractor to provide fiber emergency restoration and maintenance services necessary to maintain approximately 250 miles of fiber optic cable and conduit infrastructure. The majority of the 250+ mile network is buried 36+ inches deep and was either installed via horizontal boring or vibratory plowing. The objectives of this RFP are to establish a contractor to support the County's needs for Restoration, Locating, New Build/Customer Connections, Engineering, Splicing, Fiber Testing & Troubleshooting, Egress and Maintenance of the fiber network, and maintaining the Telvent database, which contains Oconee County fiber network information. The objective of emergency restoration services is to respond to fiber optic cable and conduit infrastructure damage 24 hours per day, 7 days per week, and 365 days per year to restore damaged fiber optic infrastructure in a timely manner. For these services, we will pay GeoVision an annual maintenance amount of \$291,400.00.

The second objective is to install additional and maintain existing fiber optic infrastructure on an as-needed basis. For the second part of this RFP, the vendor quoted hourly and per foot pricing for the following services on an as-needed basis: New network construction (the County provides the fiber and the vendor will provide hand holes, conduit, etc.), splicing, fiber testing and trouble-shooting, engineering and permitting, and egress for new installations. The County will contract with GeoVision for these services at an estimated amount, not to exceed \$200,000.00 for the remainder of FY 2013-2014. The majority of these costs will be reimbursed by Broadband customers.

On July 18, 2013, formal sealed proposals were opened for this project. Twenty-three firms were originally notified of this opportunity and one firm submitted a proposal. Their proposal met all the requirements of the RFP.

ATTACHMENT(S):

None – the price breakdown provided in the RFP document is considered proprietary and confidential under Section 30-4-40(c) under State Statutes.

STAFF RECOMMENDATION :

Award RFP 12-15 Fiber Restoration, Location and Maintenance Services to GeoVision of Sylva, NC, (1) for an annual maintenance contract amount of \$291,400.00, and (2) an estimated not to exceed amount of \$200,000.00 for as-needed services as outlined in the RFP, for a grand total of \$491,400.00 for FY 2013-2014, and (3) to authorize the County Administrator to renew the annual maintenance contract for an additional four years.

Submitted or Prepared By: 
Robyn Courtright, Procurement Director

Approved for Submittal to Council: 
T. Scott Moulder, County Administrator

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.

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PROCUREMENT - AGENDA ITEM SUMMARY

OCONEE COUNTY, SC

COUNCIL MEETING DATE: August 20, 2013

ITEM TITLE:

Procurement #: ITB 13-01 Title: Cobb Bridge Paint Removal & Replacement Department: Roads & Bridges Amount: \$481,800.00

FINANCIAL IMPACT:

- Procurement was approved by Council in Fiscal Year 2013-2014 budget process.
- CONTINGENCY FUNDING: Amount/Percent: 10% or \$43,800.00 Description: Contingency amount is requested to be used if any unforeseen circumstances are encountered.
Finance Approval: _____

BACKGROUND DESCRIPTION:

This bid is for qualified contractors to remove and dispose of existing lead based paint and clean and paint all steel surfaces of Cobb Bridge. This bridge is a single span steel Parker Through Truss bridge, approximately 153 feet long, 26 feet tall and 19 feet wide spanning the Chauga River. It is estimated the original bridge was constructed in the 1940's and moved to its current location on Cobb Bridge Road in the early 1960's. The work is being performed to restore and preserve the bridge. All bidders must be SSPC (The Society for Protective Coatings) QP2 Certified.

On August 6, 2013, formal sealed bids were opened. Sixteen companies were originally notified of this bid opportunity. Only one response was received from Gulf Coast Contracting, LLC, of Holiday, FL, who submitted a bid in the amount of \$438,000.00. Procurement followed up with the non-responding companies to discover the reason why they did not bid. See attached bidder's list. Davis & Floyd, the engineering company that is managing this project, has checked references and is recommending award to Gulf Coast Contracting, LLC.

ATTACHMENT(S):

1. Bidder's List showing reasons for non-response.
2. Davis & Floyd Recommendation Letter
3. Bid Form from Gulf Coast Contracting

STAFF RECOMMENDATION :

It is the staff's recommendation that Council approve the award of ITB 13-01 to Gulf Coast Contracting, LLC, of Holiday, Florida in the amount of \$438,000 plus an additional 10% contingency amount, for a total award amount of \$481,800.00.

Submitted or Prepared By: _____ Approved for Submittal to Council: _____
Robyn Courtright, Procurement Director T. Scott Moulder, County Administrator

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.

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**Cobb Bridge Paint Removal Replacement
ITB 13-01**

| Company | Rep | Address1 | City | State | Reason for Not Bidding |
|--|-----------------------|--------------------|----------------|-------|--|
| A. M. Tuck, Inc. | Karen Dent | P O Box 486 | Greenwood | SC | We do not have the qualifications or the correct equipment to do this project. We are bridge builders. |
| Astron General Contracting Co., Inc. | Pete Hadiaris | 123 Center St. | Jacksonville | NC | Missed the pre-bid. Had concerns about the location. |
| Gulf Coast Contracting, LLC | Anita Tsesselis | 4125 Lewis Ave | Holiday | FL | Submitted Bid. |
| J Davis Const Inc | Joel Davis | 12245 S Hwy 11 | Westminster | SC | We do not have the required certification. |
| J. M. Wilkerson Construction Co., Inc. | Brett Hawley | 1734 Sands Place | Marietta | GA | Deleted bid without reading. |
| MJM Construction LLC | Katerina Makryllos | 643 Bayshore Drive | Tarpon Springs | FL | Visited the bridge. Their equipment (80' trailer) is too large and roads leading to bridge were too small. |
| Olympus Painting | Lisa Moran | | Tarpon Springs | FL | Could not meet schedule. |
| Phillips Industrial | Scott McLaughlin | | Goosecreek | SC | We do not bid bridge work. |
| R.E. Burns & Sons Co., Inc. | Kevin Burns | P O Box 7168 | Statesville | NC | With our current backlog of work, we decided to pass on any new projects. |
| Republic Contracting Corporation | Jim Deierlein, Jr. VI | P O Box 9167 | Columbia | SC | Our company builds or replaces bridges, not bridge painting. |
| S & D Industrial Painting | Irene | | Tarpon Springs | FL | Time limit did not fit into their work load. |
| SAFFO Contractors | Carolyn | P O Box 7035 | Wilmington | NC | Did not respond. |
| Seminole Equipment | Jim Klimis | | Tarpon Springs | FL | Won't fit into their schedule. |
| T.J.C. Inc. | Terry Doyle | | Chester | SC | Too short of notice - could not fit into his work schedule. |
| Tinney Painting Inc. | John Tinney | | Wilmington | NC | Decided not to bid. |
| Zorn Co, Inc. | Tucker Harding | P O Box 842 | Seneca | SC | We will not be bidding this project |
| | | | | | |
| | | | | | |
| | | | | | |

DAVIS & FLOYD

August 7, 2013

Robyn M. Courtright
Procurement Director
Oconee County
415 South Pine Street
Walhalla, SC 29691

Re: Cobb Bridge Paint Removal & Replacement
D&F Job Number 12976.06

Dear Mrs. Courtright

We have completed our review of the bid for the referenced project submitted by Gulf Coast Contracting, LLC (Gulf Coast) of Holiday Florida. The bid package was submitted as specified in the bid documents and their bid package contains the required certification. Their total bid of \$438,000 is approximately \$69,000 less than our engineer's estimate which we find reasonable and expected. In addition, Gulf Coast submitted with their package 4 references. We talked with two of the references and their assessment of Gulf Coast is similar. Both reported positive experiences working with them. Both had projects that finished ahead of schedule, with no change orders and both reported that Gulf Coast did quality work and addressed any issues that came up very quickly and appropriately. One of the references stated that Gulf Coast had the right equipment to do his project and that the Gulf Coast's owner was onsite during the project.

Davis & Floyd, Inc. recommends that Oconee Count move forward with Gulf Coast Contracting, LLC for this project.

If you have any questions or need additional assistance please do not hesitate to call.

Very truly yours,

DAVIS & FLOYD, INC.



Andy Castro, PE
Associate

Engineering | Architecture | Environmental | Laboratory

1319 Highway 72/221 East Greenwood, SC 29649 (864) 229 5211

davisfloyd.com

COUNTY OF OCONEE
Procurement Office, 415 S. Pine Street, Room 104, Walhalla, SC 29691
Phone: (864) 638-4141 / Fax: (864) 638-4142

BID FORM

BID NUMBER: 13-01 **DATE:** July 15, 2013

OPENING DATE AND TIME: AUGUST 6, 2013 AT 2:00PM EST

OPENING LOCATION: Oconee County Procurement Office
 County Administrative Building, Room 104
 415 S. Pine Street, Walhalla, SC 29691

PROCUREMENT OF: COBB BRIDGE PAINT REMOVAL & REPLACEMENT

| Item No. | Unit | Description | Total |
|----------|------|--|---------------------------------|
| 7101000 | LS | Cleaning and Painting of Existing Structural Steel | \$ 338,000. ⁰⁰ |
| 7091395 | LS | Environmental and Worker Protection | \$ 100,000. ⁰⁰ |
| | | GRAND TOTAL | \$ 438,000.⁰⁰ |

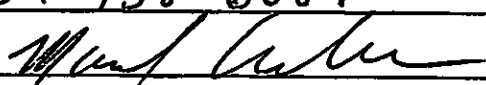
Attach proof of contractor's SSPC OP2 Certification.

FIRM NAME: Gulf Coast Contracting, LLC

ADDRESS: 4125 Louis Avenue

CITY/STATE/ZIP: Holiday FL 34691

PHONE: 727-938-6081 FAX: 727-937-0967

SIGNATURE:  Title: Manager

Print Signature: Manuel Gialousis Date: Aug 2, 2013

By signing this Bid Form, the Bidder acknowledges that he/she has read this document and understands the provisions, agrees to be bound by its terms and conditions, will adhere to scheduling requirements stated herein and is capable of providing all required products and/or services.

PROCUREMENT - AGENDA ITEM SUMMARY
OCONEE COUNTY, SC

COUNCIL MEETING DATE: August 20, 2013

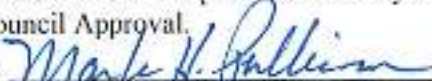
ITEM TITLE:

Procurement #: ITB 13-02 Title: Road Paving 2013-2014

Department(s): Road and Bridges

Amount: \$679,843.90

FINANCIAL IMPACT:

- Procurement was approved by Council in Fiscal Year 2013-2014 budget process.
 - CONTINGENCY FUNDING: Amount: \$61,804.00 Description: A 10% contingency is requested to account for fluctuating asphalt prices, variations in estimated unit quantities and any other unforeseen items that may arise. No additional Roads will be added without County Council Approval.
- Finance Approval: 

BACKGROUND DESCRIPTION:

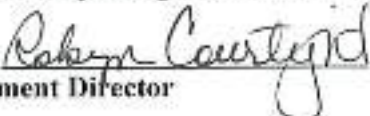
On August 7, 2013, formal sealed bids were opened for paving of approximately three and a half miles of County roads (see attached Tentative Road List). The methods of paving are Simple Overlay, Reconstruction Mill in Place, Excavation with Removal, Variable Mill, and Reconstruction Mill in Place Road Widening. Twenty-seven companies were originally notified of this bid opportunity with three companies submitting bids. King Asphalt, Inc., (located in Liberty, SC, Pickens County) submitted the lowest bid in the amount of \$618,039.90.

ATTACHMENT(S):

1. Bid Tab
2. Tentative Road List (from ITB)
3. Contract

STAFF RECOMMENDATION:

It is the staff's recommendation that Council (1) approve the Award of ITB 13-02, Road Paving 2013-2014 to King Asphalt, Inc., of Liberty, SC, in the amount of \$618,039.90 plus contingency in the amount of \$61,804.00 for a total award of \$679,843.90. Staff also recommends Council (2) authorize the County Administrator to approve any change orders within the contingency amount.

Submitted or Prepared By: 
Robyn Courtright, Procurement Director

Approved for Submittal to Council: 
T. Scott Moulder, County Administrator

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| Bidders | | Ashmore Bro's, Inc | | Hubbard Paving | | King Asphalt, Inc | | |
|---------------------------------------|------|--|------------|----------------|------------|-------------------|------------|---------------------|
| Address | | Greer, SC | | Walhalla, SC | | Liberty, SC | | |
| Approx Qty | Unit | Description | Unit Price | Extended Price | Unit Price | Extended Price | Unit Price | Extended Price |
| 5,365 | Ton | Surface, Type C, w/SCDOT Stone Specs | 80.15 | 430,004.75 | 75.00 | 402,375.00 | 72.00 | 386,280.00 |
| 613 | Ton | Intermediate, Type C, Patching w/SCDOT Stone Specs | 114.45 | 70,157.85 | 104.00 | 63,752.00 | 85.00 | 52,105.00 |
| 27,370 | SY | Milling in place | 0.85 | 17,790.50 | 1.15 | 31,475.50 | 1.35 | 36,949.50 |
| 7,043 | SY | Variable Mill | 1.60 | 11,268.80 | 1.50 | 10,564.50 | 1.85 | 11,820.95 |
| 3,518 | SY | Excavation with Removal | 5.30 | 18,645.40 | 4.50 | 15,831.00 | 4.85 | 17,062.30 |
| 1,349 | SY | Reconstrucion Mill in Place Road Widening | 5.85 | 7,891.65 | 2.00 | 2,698.00 | 7.00 | 9,443.00 |
| 4,608 | TON | Hauling County stone | 6.65 | 30,643.20 | 5.00 | 23,040.00 | 4.50 | 20,736.00 |
| 33,253 | SY | Set Up | 1.65 | 54,867.45 | 1.00 | 33,253.00 | 1.05 | 34,915.65 |
| 300 | CY | Unsuitable Material | 25.00 | 7,500.00 | 35.00 | 10,500.00 | 26.00 | 7,800.00 |
| 0 | SY | Geogrid Material | 30.00 | 0.00 | 0.00 | 0.00 | 5.00 | 0.00 |
| 769 | CY | Shoulder Build | 32.30 | 24,838.70 | 26.00 | 19,994.00 | 35.00 | 26,915.00 |
| 9,210 | SY | Seeding | 1.00 | 9,210.00 | 0.60 | 5,526.00 | 1.25 | 11,512.50 |
| 15 | EA | Compaction Test | 80.00 | 1,200.00 | 25.00 | 375.00 | 60.00 | 900.00 |
| 15 | EA | Core Testing | 135.00 | 2,025.00 | 125.00 | 1,875.00 | 60.00 | 900.00 |
| 15 | EA | Nuclear Testing | 80.00 | 1,200.00 | 75.00 | 1,125.00 | 60.00 | 900.00 |
| | | | | 687,243.30 | | | | 618,039.90 |
| | | | | | | | | *Denotes math error |
| Acknowledged Reciept of Addendum No 1 | | | Yes | | Yes | | Yes | |
| Bid Bond | | | Yes | | Yes | | Yes | |

Tentative Road Improvement List

| Road Name | Directions | Road Number | Length | Width | Type of Construction |
|-----------------|---|-------------|--------|-------|----------------------------|
| Lakeland Rd | EAST ON WEST OAK HWY FROM CROSSROADS THROUGH TOWNVILLE, LEFT ON S-02 (ANDERSON COUNTY), LEFT ON PLANTATION RD, CROSS BACK INTO COCONUT COUNTY, AT STOP SIGN (ANDERSON) RD WILL BEGIN STRAIGHT AHEAD TO LEFT (LAWNSVILLE | SE-429 | 1,700 | 21 | M/I in Place |
| Lake Terrace | EAST ON WEST OAK HWY FROM CROSSROADS THROUGH TOWNVILLE, LEFT ON S-02 (ANDERSON COUNTY), LEFT ON PLANTATION RD, RIGHT ON LAKEFRONT RD, WILL BE THE FIRST STREET ON THE LEFT | SE-430 | 206 | 20 | M/I in Place |
| Westlake Dr | NORTH ON HOLLISTER HWY FROM SENECA, LEFT ON RAYMOND LN, WILL BE ON THE LEFT PAST EAST WATERFORD DR. WATERPOD POINT SUB | SE-484 | 4,632 | 22 | Variable M/I |
| Jule Ln | NORTH ON KINGSBEE SCHOOL RD FROM BOUNTYLAND, WILL BE ON THE LEFT PAST THORON RD. (EMERALD POINT SUB) | WA-311 | 453 | 20 | Excavation with Removal |
| Topaz Ct | NORTH ON KINGSBEE SCHOOL RD FROM BOUNTYLAND, LEFT ON LAUREL, 600-699 WILL BE ON THE RIGHT, 700-799 WILL BE ON THE LEFT (EMERALD POINT SUB) | WA-310 | 765 | 20 | Excavation with Removal |
| Brookridge Dr | NORTH ON S HIGHWAY 11 FROM WEST UNION, LEFT ON BROOKSIDE DR, WILL BE ON THE LEFT | WA-336 | 1,838 | 20 | Simple Overlay |
| Pine Terrace Dr | EAST ON HILMSON BLVD FROM SENECA, RIGHT ON DAVIS CREEK RD, LEFT ON HIGH HILL RD, LEFT ON STRAZARD DR, WILL BE FIRST STREET ON RIGHT | SE-243 | 406 | 21 | M/I in Place |
| Stratford Dr | EAST ON CLIMSON BLVD FROM SENECA, RIGHT ON DAVIS CREEK RD, LEFT ON HIGH HILL RD, WILL BE SECOND STREET, RUNS BOTH DIRECTIONS AT STOP SIGN, CAN BE ACCESSED FROM WAYSIDE CT | SE-242 | 2,380 | 22 | M/I in Place Road Widening |
| Ridgeview Ln | EAST ON WILKS HWY FROM FRIENDSHIP RD, WILL BE ON THE RIGHT PAST VILLA DR | SE-331 | 2,189 | 20 | M/I in Place |
| Cedar Ct | EAST ON WILKS HWY FROM FRIENDSHIP RD, RIGHT ON RIDGEVIEW LN, WILL BE THE FIRST STREET ON THE RIGHT | SE-332 | 185 | 20 | M/I in Place |
| Dawn Dr | FROM MAIN SE IN WESTMINSTER SOUTH ON 2 RD AT W RD, RIGHT TURNS INTO 3RD FAIRMILL, RIGHT ON MILLER FAIRMILL, WILL BE THE FIRST STREET ON RIGHT | CF-2 | 2,692 | 19 | M/I in Place Road Widening |
| Wickfield Ln | NORTH ON BURNS MILL RD FROM WEST UNION, WILL BE ON THE LEFT APPROXIMATELY ONE HALF MILE (BURNS MILL SUB) | WA-256 | 1,280 | 20 | M/I in Place |
| Berry Ln | NORTH ON BURNS MILL RD FROM WEST UNION, LEFT ON WICKFIELD, WILL BE THE FIRST STREET ON THE LEFT (BURNS MILL SUB) | WA-260 | 371 | 20 | M/I in Place |

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE**

THIS AGREEMENT made and entered into this ___ day of _____, 2013 , by and between OCONEE COUNTY, South Carolina (hereinafter "the COUNTY") and, King Asphalt, Inc., (hereafter "the CONTRACTOR").

1. SCOPE OF WORK

For and in consideration of the Unit prices hereinafter specified, (see Attachment A Bid Form), CONTRACTOR agrees to perform on behalf of the COUNTY certain road construction and asphalt surfacing at the direction of Oconee County, the total of such work not to exceed \$618,039.90 dollars. The Roads and Bridges Manager of Oconee County shall elect roads to be constructed by the CONTRACTOR at the prices stated in the contractor's bid proposal.

PROGRESS PAYMENTS

Payments are to be made for work described above on the tenth (10th) day of the month or as mutually agreed to in writing by the County and the Contractor. However, CONTRACTOR agrees to pay, as liquidated damages, the sum of five hundred (\$500.00) dollars per day for all days in excess of agreed completion date listed below under Section 3, Contract Period.

The COUNTY shall retain 10% of all payments to insure payments insure full compliance with the contract.

CONTRACT PERIOD

The Contract Period and effective term of the Agreement shall run on or about August 21, 2013, until November 15, 2013, unless the parties mutually agree in writing to extend the same.

OBLIGATIONS OF CONTRACTOR

The CONTRACTOR shall furnish, for a contract price specified herein, all labor, materials, equipment, machinery and supplies necessary to perform and complete construction and asphalt surfacing of the roads according to the general plans and specifications, to cause to be paid subcontractors, material, men and suppliers for such equipment, as well as any lessors thereof.

CONTRACTOR agrees to comply with all Federal, state and local laws and regulations with regard to road construction and paving.

CONTRACTOR shall employ certified personnel and equipment to prepare daily analysis reports that provide information regarding plant mix, including bitumen content, gradation, marshal stability. The COUNTY shall be supplied with a copy of this daily analysis report. If CONTRACTOR is running State work and COUNTY work simultaneously, the CONTRACTOR will submit a copy of the State's analysis report in lieu of a separate report for the COUNTY work. COUNTY reserves the right, at its discretion, to employ a qualified independent testing agency to perform testing at the plant site or from the product delivered to the job site, using CONTRACTOR'S equipment at no additional cost to the COUNTY, to verify that specified mix design is being batched.

- a. Prior to any payments, CONTRACTOR will furnish to the COUNTY a performance bond and payment surety in the penal sum of \$618,039.90 dollars issued by a good and sufficient surety company licensed to do business in the State of South Carolina. Said bond shall be acquired by the CONTRACTOR at its own expense and provide appropriate provisions warranting that the construction and work performed by the CONTRACTOR or its employees or subcontractors shall be free of defects in workmanship and materials for a period of one (1) year from date of acceptance of the total contract by the COUNTY.
- b. CONTRACTOR will furnish to the COUNTY proof to the satisfaction of the County that the CONTRACTOR is licensed to do business in the State of South Carolina.
- c. CONTRACTOR shall submit proof of valid policies currently in force for worker's compensation insurance for all employees of the CONTRACTOR, as well as Commercial General Liability insurance of at least \$2,000,000 limit.
- d. CONTRACTOR shall furnish at all times in all phases of construction qualified key personnel including, but not limited to, operators, laborers, one foreman, plus sufficient trucks and drivers.
- e. CONTRACTOR may assign only one crew at a time per road to COUNTY work, unless approved by the Oconee County Roads and Bridges Manager at least 24-hours prior to second crew beginning work. No asphalt work is authorized without an Inspector on site. Any work done without an Inspector present is subject to removal and replacement solely at the CONTRACTOR'S expense.

2. DUTIES AND OBLIGATIONS OF THE COUNTY

- a. COUNTY shall pay CONTRACTOR for work and service performed by it according to the provisions of this agreement in the manner specified herein.
- b. The COUNTY warrants that it has sufficient and valid right-of-ways for the roads upon which CONTRACTOR is to perform services. The COUNTY will, on a regular basis, consult with and be available for direction and designation of work to be done according to the terms of the Agreement, in such a matter as to prevent undue stoppage or delay of work on the part of the CONTRACTOR.
- c. Notwithstanding any other provisions of this agreement, the parties understand and agree that nothing herein shall require the COUNTY to designate any specific amount of work for the CONTRACTOR and its crew to perform and may elect to work or cause to be reworked only such of its roads as it deems to be in the best interests and needs, not to exceed the maximum contract sum specified herein, all without the consent of the CONTRACTOR.

3. GOVERNING LAW

- a. The parties mutually agree that the terms and conditions hereof shall be governed by and construed under the laws of the State of South Carolina, and that any controversy hereunder shall be submitted to and come within the jurisdiction of the Courts of Oconee County, S.C.

- b. The specifications and bid package #13-02, which was duly awarded by the Oconee County Council are hereby made an integral part of this contract by reference and is to be adhered to unless specifically altered by this contract.

TO ALL OF WHICH the parties have heretofore agreed, and in witness whereof have hereunto placed their Seals and cause these present to be executed by their officers and agents authorized to do so this date and date first above written.

Signed, Sealed and Delivered
In the Presence of:
(As to County)

OCONEE COUNTY (SEAL)

By: _____
Joel Thrift
Oconee County Council Chair

(As to Contractor)

(SEAL)

By: _____

COUNTY OF OCONEE
Procurement Office, 415 S. Pine Street, Room 104, Walhalla, SC 29691
Phone: (864) 638-4141 / Fax: (864) 638-4142

"REVISED" BID FORM

BID NUMBER: 13-02 DATE: July 17, 2013
OPENING DATE AND TIME: August 7, 2013 @ 2:00 pm
OPENING LOCATION: Oconee County Procurement Office
County Administrative Building, Room 104
415 S. Pine Street, Walhalla, SC 29691
PROCUREMENT OF: Road Paving 2013-2014

| Approx Qty | Unit | Description | Unit Price | Total Estimated |
|--|------|--|------------|-----------------|
| 5,365 | Ton | Surface, Type C, w/SCDOT Stone Specs | 72.00 | \$ 386,280.00 |
| 613 | Ton | Intermediate, Type C, Patching w/SCDOT Stone Specs | 85.00 | \$ 52,105.00 |
| 27,370 | SY | Milling in place | 1.35 | \$ 34,949.50 |
| 7,043 | SY | Variable Mill | 1.65 | \$ 11,620.95 |
| 3,518 | SY | Excavation with Removal | 4.85 | \$ 17,062.30 |
| 1,349 | SY | Reconstruction Mill in Place Road Widening | 7.00 | \$ 9,443.00 |
| 4,608 | TON | Hauling county stone | 4.50 | \$ 20,736.00 |
| 33,253 | SY | Set Up | 1.05 | \$ 34,915.65 |
| 300 | CY | Unsuitable Material | 26.00 | \$ 8,034.00 |
| 0 | SY | Geogrid Material | 5.00 | \$ 0.00 |
| 769 | CY | Shoulder Build | 35.00 | \$ 26,915.00 |
| 9,210 | SY | Seeding | 1.25 | \$ 11,512.50 |
| 15 | Each | Compaction Test | 60.00 | \$ 900.00 |
| 15 | Each | Core Testing | 60.00 | \$ 900.00 |
| 15 | Each | Nuclear Testing | 60.00 | \$ 900.00 |
| *DO NOT WRITE IN ANY ADDITIONAL PRICING. ALL COST SHALL BE INCLUDED IN UNIT PRICE* | | | | |
| Contractor's Grand Total | | | | \$ 618,273.90 |

*Math Error

FIRM NAME: King Asphalt, Inc.
SIGNATURE: Charles G. Hayward Title: Vice President
Print Signature: CHARLES G. HAYWARD Date: 8-7-13

By signing this Bid Form, the Bidder acknowledges that he/she has read this document and understands the provisions, agrees to be bound by its terms and conditions, will adhere to scheduling requirements stated herein and is capable of providing all required products and/or services.



PROCUREMENT - AGENDA ITEM SUMMARY
OCONEE COUNTY, SC

COUNCIL MEETING DATE: August 20, 2013

ITEM TITLE:

Title: **TEN CHEVROLET TAHOES**

Department: **SHERIFF'S OFFICE**

Amount: **\$265,430.00**

FINANCIAL IMPACT:

- Procurement was approved by Council in Fiscal Year 13/14 budget process.
 - COOPERATIVE PROCUREMENTS: State Contract #: 4400005789
- Finance Approval: Mark A. Bulliam

BACKGROUND DESCRIPTION:

Sheriff's fleet vehicles necessary for fiscal year 2013-2014 operations include (10) ten 2014 Chevrolet Tahoes with the Police Pursuit package. The only options added to the Tahoes are dual batteries (necessary to operate lights, sirens, etc), locking differential and a left hand spotlight. The new vehicles will replace high-mileage vehicles currently used in the Sheriff's fleet. The vehicles being replaced will be sold as surplus on GovDeals.com or replace older vehicles used in other County departments. The Fleet Maintenance Director also approves this purchase.

SPECIAL CONSIDERATIONS OR CONCERNS:

This purchase is contingent on the approval of the lease/purchase funding, authorized in the 2013-2014 budget allocations.

ATTACHMENT(S):

1. Quote from Love Chevrolet for 10 Tahoes
2. State Contract

STAFF RECOMMENDATION:

It is the staff's recommendation that Council approve purchase of ten 2014 Chevrolet Tahoes to Love Chevrolet, of Columbia, SC, in the amount of \$265,430.00, per State Contract # 4400005789.

Submitted or Prepared By: Robyn Courtwright
Robyn Courtwright, Procurement Director

Approved for Submittal to Council: T. Scott Moulder
T. Scott Moulder, County Administrator

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.

A calendar with due dates marked may be obtained from the Clerk to Council.

TRUCK, 4 X 2 UTILITY (SUV), FULL SIZE, 4 DOOR, PURSUIT PACKAGE, FLEX-FUEL

Contract No: 4400005789 **Current Contract Term:** 11/01/2012 – 10/31/2013
Order Cut-Off Date: 08/22/2013
After the cut-off date above all orders will be for 2014 models, at the same price, until September 1, 2013.

Model: Chevrolet Tahoe PPV (CC10706) **Commodity Code:** 07180

Contractor: Love Chevrolet Company **Contact Person:** Donna Casey
PO Box 8387
Columbia, SC 29202 **E-Mail:** dcasey@loveauto.com

Telephone: (803) 794-9004 ext. 7 **Fax:** (803) 926-7467

Delivery: 90-120 Days ARO

| |
|---------------------------------|
| Base Price: \$ 25,288.00 |
|---------------------------------|

ADDS:

Spot Light (Door Mounted – Left Hand) \$ 396.00

DEDUCTS:

NONE

Click link below for an itemized listing of items included in the "Base Price":

[TRUCK, 4X2 UTILITY, PURSUIT PACKAGE, FULL SIZE, 4 DOOR, FLEX FUEL](#)

[Link to "Law Enforcement Vehicle Index"](#)

Love Chevrolet Company
P.O. Box 8387
Columbia, South Carolina 29202
(803) 794-9000



AUG 5 2013 PM 3:12

2014 CHEVROLET TAHOE POLICE PPV
STATE CONTRACT # 4400005789
LOVE CHEVROLET COMPANY
DON LOCKHART 803-513-5905
FAX 803-926-7467
dlockhart@loveauto.com

BASE PRICE \$25288.00

BLACK EXTERIOR
EBONY 40/20/40 INTERIOR
REAR VINYL AND VINYL FLOOR
COVERING

OPTIONS:
DUAL BATTERIES \$ 190.00
LOCKING DIFFERENTIAL \$ 369.00
SPOTLIGHT LEFTHAND \$ 396.00
S.C. TAX \$ 300.00

TOTAL EACH \$26543.00

| Chevrolet Impala | Chevrolet Caprice | Chevrolet Tahoe | Ford Sedan Police Interceptor | Ford SUV Police Interceptor | Dodge Charger |
|-------------------|-------------------|------------------|-------------------------------|-----------------------------|------------------|
| \$20,117.00 | \$26,489.00 | \$25,288.00 | \$24,077.00 | \$25,678.00 | \$23,545.00 |
| Front Wheel Drive | Rear Wheel Drive | Rear Wheel Drive | All Wheel Drive | All Wheel Drive | Rear Wheel Drive |
| 17 MPG | 15 MPG | 15 MPG | 17 MPG | 16 MPG | 16 MPG |
| 6 Cylinder | 8 Cylinder | 8 Cylinder | 6 Cylinder | 6 Cylinder | 8 Cylinder |

Based on all of the research that my staff and I have done, it is my recommendation that we purchase the Police Package Chevrolet Tahoe as our patrol vehicle.

As you can see from the above data, there is not a substantial difference in gas mileage and with the exception of the Impala; there is not that much difference in price.

I prefer the Tahoe because of the rear wheel drive, all equipment and gear are for the most part climate controlled, higher ground clearance, more room for the officer and prisoner, officers can see better into vehicles on traffic stops, the ergonomic benefits, communications accessibility, equipment wiring with dual batteries, and the trunk accessibility.

The most important aspect I think is the lifecycle costs. This accounts for vehicle costs, fuel, maintenance, repairs, and most importantly depreciation. If we will sell these vehicles between 130,000 and 150,000 miles, we will get three times the price of what we can sell a sedan.



GOVERNMENT FLEET

MANAGING PUBLIC SECTOR VEHICLES & EQUIPMENT

Hoover Police Department Runs 100% E-85 Fleet

May 2006, Government Fleet - Feature

By Cheryl Knight

Residents of the City of Hoover, Ala., are breathing cleaner air thanks to the addition of alternative-fuel vehicles to the city's fleet of police vehicles. The Hoover Police Department (HPD) now operates 100 percent of its flexible-fuel vehicles (FFVs) on E-85. The HPD operates 104 E-85 Chevrolet Tahoe police pursuit vehicles, making it the largest E-85-fueled law enforcement fleet in the nation. HPD serves the City of Hoover, a suburb of Birmingham with a population of almost 63,000. **Police Department Fuels E-85 Vehicles at On-site Facility**

The FFVs are fueled on-site at the Hoover Public Safety Facility, which has two dispensers with two hoses each. The facility, built in 2004 with a grant from Central Alabama Clean Cities provided by Alabama Partners for Clean Air, is available for use by other public agencies. The HPD uses approximately 24,000 gallons of E-85 a month. HPD officers carry E-85 fueling cards activated by a personal identification number. Information, such as miles between refueling and gallons of ethanol pumped, is collected with each swipe of the card. This information is then used for operational analysis. **Tahoe E-85s Offer Performance & Environmental Benefits**

Hoover first became interested in FFVs for its police fleet in 2004 when the Central Alabama coalition arranged for the department to demo a Chevrolet Tahoe police vehicle. When considering the switch to the Chevrolet FFVs, the HPD was particularly impressed with the higher-octane levels ethanol offered. According to Dave Lindon, fleet management director of the City of Hoover, the 2005-model year Tahoes provide the fleet with multiple benefits. "We have had no fuel issues and have been very pleased with the performance and operation of the Tahoes," he said. "It is a superb police vehicle for us." Lindon said that the primary benefits of E-85 are cleaner air and less dependency on foreign oil. "E-85 has become our fuel of choice," he added. **HPD Officer Feedback Overwhelmingly Positive to E-85**

Driver acceptance of the switch to E-85 vehicles has been remarkably high. In fact, by the time the vehicles arrived on-site last year, most officers had test-driven the demo vehicle and had received training from Lindon. "Our officers really love this vehicle," Lindon said. "Their feedback has been very positive." Lindon worked directly with Hoover Mayor Tony Petelos during the implementation. "Mayor Petelos continued to push the process and remain supportive of the alt-fuel program," he said. The city's plans to implement alt-fueled vehicles doesn't stop with E-85. Officials are now pursuing the use of biodiesel in heavy-duty city vehicles, and they plan to convert many vehicles to flex-fuel.

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POLICE VEHICLE EVALUATION Model Year 2013



Chevrolet Impala 9C1 3.6L



Chevrolet Caprice 9C1 6.0L





Dodge Charger 2.65 5.7L

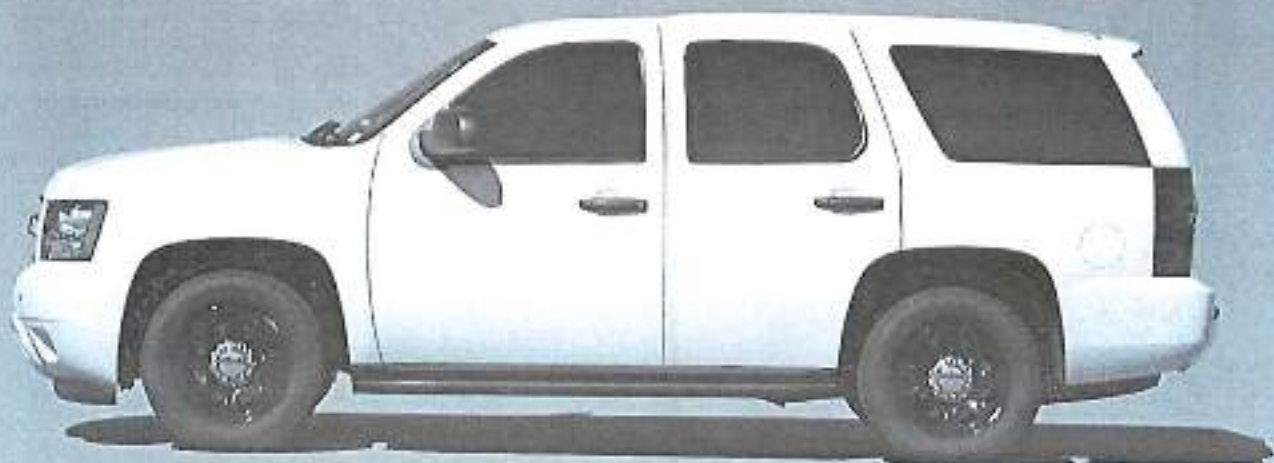
Ford Police Interceptor AWD 3.7L



Ford Police Interceptor Utility AWD 3.7L



Chevrolet Tahoe PPV 2WD 5.3L



ERGONOMICS AND COMMUNICATIONS

| ERGONOMICS | Chevrolet Caprice | Chevrolet Impala | Chevrolet Tahoe | Dodge Charger | Ford Police Interceptor | Ford Police Interceptor Utility |
|---|--------------------------|-------------------------|------------------------|----------------------|--------------------------------|--|
| FRONT SEAT | | | | | | |
| Padding | 6.10 | 6.50 | 7.30 | 6.70 | 6.40 | 6.80 |
| Depth of Bucket Seat | 5.60 | 5.60 | 7.20 | 6.50 | 5.70 | 6.30 |
| Adjustability – Front to Rear | 5.00 | 6.70 | 7.20 | 7.90 | 6.50 | 6.80 |
| Upholstery | 6.80 | 6.30 | 7.30 | 6.80 | 7.00 | 7.00 |
| Bucket Seat Design | 6.70 | 6.60 | 7.40 | 6.90 | 6.50 | 7.00 |
| Headroom | 6.70 | 6.70 | 8.90 | 7.70 | 7.20 | 8.50 |
| Seatbelts | 4.80 | 6.00 | 7.00 | 7.10 | 7.40 | 7.60 |
| Ease of Entry and Exit | 6.50 | 6.30 | 8.30 | 7.30 | 5.90 | 8.40 |
| Overall Comfort Rating | 5.00 | 5.90 | 7.70 | 6.40 | 5.90 | 7.10 |
| REAR SEAT | | | | | | |
| Leg room – Front seat back | 7.90 | 5.00 | 7.50 | 5.30 | 4.90 | 7.00 |
| Ease of Entry and Exit | 7.40 | 5.50 | 6.80 | 4.70 | 4.70 | 7.60 |
| INSTRUMENTATION | | | | | | |
| Clarity | 6.10 | 7.00 | 7.60 | 8.00 | 5.80 | 6.10 |
| Placement | 6.40 | 7.10 | 7.40 | 7.70 | 5.80 | 6.30 |
| VEHICLE CONTROLS | | | | | | |
| Pedals, Size, and Position | 6.70 | 6.30 | 7.20 | 7.20 | 6.90 | 6.80 |
| Power Window Switch | 5.80 | 7.00 | 7.80 | 7.70 | 7.40 | 7.30 |
| Inside Door Lock Switch | 5.20 | 6.30 | 8.30 | 7.90 | 7.20 | 7.20 |
| Automatic Door Lock Switch | 5.40 | 6.10 | 7.00 | 7.20 | 5.30 | 6.00 |
| Outside Mirror Controls | 5.90 | 5.90 | 7.20 | 7.10 | 7.10 | 7.20 |
| Steering Wheel, Size, Tilt Release, and Surface | 7.10 | 6.00 | 7.30 | 7.80 | 7.30 | 7.10 |
| Heat/AC Vent Placement and Adjustability | 6.30 | 6.80 | 7.50 | 7.70 | 7.20 | 7.30 |
| VISIBILITY | | | | | | |
| Front (Windshield) | 7.50 | 7.40 | 8.50 | 8.20 | 7.10 | 7.70 |
| Rear (Back Window) | 6.20 | 5.90 | 6.20 | 6.50 | 4.40 | 5.20 |
| Left Rear Quarter | 5.80 | 5.70 | 5.50 | 5.40 | 5.30 | 6.60 |
| Right Rear Quarter | 6.00 | 6.00 | 5.50 | 5.50 | 5.30 | 6.50 |
| Outside Rear View Mirrors | 5.20 | 4.90 | 8.10 | 7.00 | 7.60 | 7.70 |
| COMMUNICATIONS | | | | | | |
| Dashboard Accessibility | 5.20 | 7.10 | 7.55 | 8.20 | 6.45 | 6.30 |
| Trunk Accessibility | 6.73 | 6.95 | 8.05 | 8.33 | 5.75 | 5.55 |
| Engine Compartment | 7.11 | 6.67 | 7.42 | 7.94 | 4.92 | 5.17 |
| TOTAL SCORES | 173.14 | 176.22 | 206.72 | 198.67 | 175.02 | 192.12 |

TEST VEHICLE DESCRIPTION SUMMARY

| | Chevrolet Caprice 9C1 3.6L | Chevrolet Caprice 9C1 6.6L | Chevrolet Impala 9C1 3.6L | Chevrolet Tahoe PPV-2WD |
|------------------------------------|-------------------------------|-------------------------------|------------------------------|----------------------------|
| ENGINE DISPLACEMENT - CU. IN. | 217 | 354 | 217 | 327 |
| ENGINE DISPLACEMENT - LITERS | 3.6 | 6.0 | 3.6 | 5.3 |
| ENGINE FUEL SYSTEM | SIDI | SPFI | SIDI | SFI |
| HORSEPOWER (SAE NET) | 301 | 335 | 302 | 320 |
| TORQUE (FT. LBS.) | 255 | 284 | 282 | 325 |
| COMPRESSION RATIO | 11.3:1 | 10.4:1 | 11.3:1 | 9.5:1 |
| AXLE RATIO | 2.92:1 | 2.92:1 | 2.44:1 | 3.08 |
| TURNING CIRCLE - FT. CURB TO CURB | 38 | 38 | 38 | 39 |
| TRANSMISSION | 6 Speed auto | 6 Speed auto | 6 Speed auto | 6 Speed auto |
| TRANSMISSION MODEL NUMBER | 6L45 | 6L80E | 6T70 | 6L50E |
| LOCKUP TORQUE CONVERTER | Yes | Yes | Yes | Yes |
| TRANSMISSION OVERDRIVE | Yes | Yes | Yes | Yes |
| TIRE SIZE | P235/50R | P235/50R | P235/55R | P265/52R |
| WHEEL RIM SIZE - INCHES | 18 | 18 | 17 | 17 |
| GROUND CLEARANCE - INCHES | 5.0 | 5.8 | 6.5 | 8.0 |
| BRAKE SYSTEM | Power, AntiLock | Power, Anti-Lock | Power, Anti-Lock | Vacuum boost, Anti-Lock |
| BRAKES - FRONT TYPE | Vented Disc | Vented Disc | Vented Disc | Disc |
| BRAKES - REAR TYPE | Vented Disc | Vented Disc | Solid Disc | Disc |
| FUEL CAPACITY - GALLONS | 19 | 19 | 17 | 28 |
| FUEL CAPACITY - LITERS | 72 | 72 | 64 | 98 |
| OVERALL LENGTH - INCHES | 204.2 | 204.2 | 203.4 | 202.0 |
| OVERALL HEIGHT - INCHES | 58.7 | 58.7 | 58.7 | 73.9 |
| TEST WEIGHT - LBS. | 4074 | 4206 | 3754 | 5310 |
| WHEELBASE - INCHES | 118.5 | 118.5 | 118.5 | 115 |
| HEADROOM FRONT - INCHES | 38.7 | 38.7 | 38.4 | 41.1 |
| HEADROOM REAR - INCHES | 37.8 | 37.6 | 37.8 | 38.2 |
| LEGRoom FRONT - INCHES | 42.2 | 42.2 | 42.3 | 41.3 |
| LEGRoom REAR - INCHES | 43.2 | 43.2 | 37.6 | 39.0 |
| SHOULDER ROOM FRONT - INCHES | 59.1 | 59.1 | 58.7 | 65.2 |
| SHOULDER ROOM REAR - INCHES | 59.0 | 59.0 | 58.6 | 65.2 |
| HIPROOM FRONT - INCHES | 58.7 | 58.7 | 56.4 | 60.3 |
| HIPROOM REAR - INCHES | 57.5 | 57.9 | 57.2 | 60.0 |
| INTERIOR VOLUME FRONT - CU. FT. | 58.0 | 66.0 | 56.5 | 64.1 |
| INTERIOR VOLUME REAR - CU. FT. | 56.5 | 65.5 | 55.7 | 57.7 |
| INTERIOR VOLUME COMB. - CU. FT. | 117 | 112 | 105 | 122 |
| TRUNK VOLUME - CU. FT. | 17.4 | 17.4 | 18.6 | 108.9 |
| | Gas | Gas | Gas | Gas |
| EPA MILEAGE - CITY - MPG Label | 18 | 10 | 17 | 15 |
| EPA MILEAGE - HIGHWAY - MPG Label | 26 | 24 | 28 | 21 |
| EPA MILEAGE - COMBINED - MPG Label | 21 | 18 | 21 | 17 |

TEST VEHICLE DESCRIPTION SUMMARY

| | Dodge Charger 3.6L 2.65:1 | Dodge Charger 3.6L 3.07:1 | Dodge Charger 5.7L 2.65:1 | Dodge Charger 5.7L 3.05:1 |
|------------------------------------|------------------------------|------------------------------|------------------------------|------------------------------|
| ENGINE DISPLACEMENT – CU. IN. | 220 | 220 | 345 | 345 |
| ENGINE DISPLACEMENT – LITERS | 3.6 | 3.6 | 5.7 | 5.7 |
| ENGINE FUEL SYSTEM | SPFI | SPFI | SPFI | SPFI |
| HORSEPOWER (SAE NET) | 202 | 202 | 370 | 370 |
| TORQUE (FT. LBS.) | 270 | 250 | 397 | 397 |
| COMPRESSION RATIO | 10.2:1 | 10.2:1 | 10.5:1 | 10.5:1 |
| AXLE RATIO | 2.65:1 | 3.07:1 | 2.65:1 | 3.05:1 |
| TURNING CIRCLE – FT. CURB TO CURB | 38.9 | 38.9 | 38.9 | 38.9 |
| TRANSMISSION | 5 Speed elec. auto | 5 Speed elec. auto | 5 Speed elec. Auto | 5 Speed elec. Auto |
| TRANSMISSION MODEL NUMBER | A560 | A560 | A530 | A560 |
| LOCKUP TORQUE CONVERTER | Yes | Yes | Yes | Yes |
| TRANSMISSION OVERDRIVE | Yes | Yes | Yes | Yes |
| TIRE SIZE | P225/60R | P225/60R | P225/60R | P225/60R |
| WHEEL RIM SIZE – INCHES | 18 | 18 | 18 | 18 |
| GROUND CLEARANCE – INCHES | 5.2 | 6.2 | 6.2 | 5.2 |
| BRAKE SYSTEM | Power, Anti-Lock | Power, Anti-Lock | Power, Anti-Lock | Power, Anti-Lock |
| BRAKES – FRONT TYPE | Vented Disc | Vented Disc | Vented Disc | Vented Disc |
| BRAKES – REAR TYPE | Vented Disc | Vented Disc | Vented Disc | Vented Disc |
| FUEL CAPACITY – GALLONS | 19 | 19 | 19 | 19 |
| FUEL CAPACITY – LITERS | 72 | 72 | 72 | 72 |
| OVERALL LENGTH – INCHES | 200.1 | 200.1 | 200.1 | 200.1 |
| OVERALL HEIGHT – INCHES | 58.2 | 65.2 | 58.2 | 58.2 |
| TEST WEIGHT – LBS. | 4093 | 4095 | 4308 | 4316 |
| WHEELBASE – INCHES | 120 | 120 | 120 | 120 |
| HEADROOM FRONT – INCHES | 38.6 | 38.6 | 38.6 | 38.6 |
| HEADROOM REAR – INCHES | 36.7 | 36.7 | 36.7 | 36.7 |
| LEGROOM FRONT – INCHES | 41.8 | 41.8 | 41.8 | 41.8 |
| LEGROOM REAR – INCHES | 40.1 | 40.1 | 40.1 | 40.1 |
| SHOULDER ROOM FRONT – INCHES | 59.5 | 59.5 | 59.5 | 59.5 |
| SHOULDER ROOM REAR – INCHES | 57.9 | 57.9 | 57.9 | 57.9 |
| HIPROOM FRONT – INCHES | 55.2 | 55.2 | 55.2 | 55.2 |
| HIPROOM REAR – INCHES | 55.1 | 55.1 | 55.1 | 55.1 |
| INTERIOR VOLUME FRONT – CU. FT. | 55.6 | 65.6 | 65.6 | 55.6 |
| INTERIOR VOLUME REAR – CU. FT. | 49.3 | 49.31 | 49.3 | 49.3 |
| INTERIOR VOLUME COMB. – CU. FT. | 104.9 | 104.9 | 104.9 | 104.9 |
| TRUNK VOLUME – CU. FT. | 16.5 | 16.5 | 16.5 | 16.5 |
| | Gas | Gas | Gas | Gas |
| EPA MILEAGE – CITY – MPG Label | 18 | 18 | 16 | 16 |
| EPA MILEAGE – HIGHWAY – MPG Label | 27 | 27 | 25 | 25 |
| EPA MILEAGE – COMBINED – MPG Label | 21 | 21 | 19 | 19 |

TEST VEHICLE DESCRIPTION SUMMARY

| | Ford Police Interceptor FWD 3.6L | Ford Police Interceptor AWD 3.6L | Ford Police Interceptor EcoBoost AWD 3.5L |
|------------------------------------|-------------------------------------|-------------------------------------|---|
| ENGINE DISPLACEMENT – CU. IN. | 214 | 214 | 214 |
| ENGINE DISPLACEMENT – LITERS | 3.5 | 3.5 | 3.5 |
| ENGINE FUEL SYSTEM | SMFI | SMFI | SDI |
| HORSEPOWER (SAE NET) | 210 | 205 | 165 |
| TORQUE (FT. LBS.) | 254 | 254 | 350 |
| COMPRESSION RATIO | 10.8:1 | 10.6:1 | 10.0:1 |
| AXLE RATIO | 3.16:1 | 3.39:1 | 3.16:1 |
| TURNING CIRCLE – FT. CURB TO CURB | 38.4 | 38.4 | 38.4 |
| TRANSMISSION | 6 Speed elec. Auto | 6 Speed elec. Auto | 6 Speed elec. auto |
| TRANSMISSION MODEL NUMBER | 6F50 | 6F50 | 6F55 |
| LOCKUP TORQUE CONVERTER | Yes | Yes | Yes |
| TRANSMISSION OVERDRIVE | Yes | Yes | Yes |
| TIRE SIZE | 245/55R | 245/55R | 245/55R |
| WHEEL RIM SIZE – INCHES | 18 | 18 | 18 |
| GROUND CLEARANCE – INCHES | 6.0 | 6.0 | 5.3 |
| BRAKE SYSTEM | Power, ABS | Power, ABS | Power, ABS |
| BRAKES – FRONT TYPE | Vented Disc | Vented Disc | Vented Disc |
| BRAKES – REAR TYPE | Vented Disc | Vented Disc | Vented Disc |
| FUEL CAPACITY – GALLONS | 19 | 19 | 19 |
| FUEL CAPACITY – LITERS | 71.9 | 71.9 | 71.9 |
| OVERALL LENGTH – INCHES | 202.9 | 202.9 | 202.9 |
| OVERALL HEIGHT – INCHES | 61.3 | 61.3 | 61.3 |
| TEST WEIGHT – LBS. | 4202 | 4301 | 4444 |
| WHEELBASE – INCHES | 112.9 | 112.9 | 112.9 |
| HEADROOM FRONT – INCHES | 39.0 | 39.0 | 39.0 |
| HEADROOM REAR – INCHES | 36.7 | 36.7 | 36.7 |
| LEGROOM FRONT – INCHES | 41.9 | 41.9 | 41.9 |
| LEGROOM REAR – INCHES | 39.9 | 39.9 | 39.9 |
| SHOULDER ROOM FRONT – INCHES | 57.9 | 57.9 | 57.9 |
| SHOULDER ROOM REAR – INCHES | 56.9 | 56.9 | 56.9 |
| HIPROOM FRONT – INCHES | 56.3 | 56.3 | 56.3 |
| HIPROOM REAR – INCHES | 55.9 | 55.9 | 55.9 |
| INTERIOR VOLUME FRONT – CU. FT. | 54.8 | 54.8 | 54.8 |
| INTERIOR VOLUME REAR – CU. FT. | 48.1 | 48.1 | 48.1 |
| INTERIOR VOLUME COMB. – CU. FT. | 103.0 | 103.0 | 103.0 |
| TRUNK VOLUME – CU. FT. | 16.6 | 16.6 | 16.6 |
| | Gas | Gas | Gas |
| EPA MILEAGE – CITY – MPG Label | 19 | 17 | 16 |
| EPA MILEAGE – HIGHWAY – MPG Label | 24 | 24 | 23 |
| EPA MILEAGE – COMBINED – MPG Label | 21 | 20 | 19 |

TEST VEHICLE DESCRIPTION SUMMARY

| | Ford Police Interceptor AWD 3.7L | Ford Police Interceptor AWD Utility 3.7L |
|------------------------------------|-------------------------------------|--|
| ENGINE DISPLACEMENT - CU. IN. | 226 | 226 |
| ENGINE DISPLACEMENT - LITERS | 3.7 | 3.7 |
| ENGINE FUEL SYSTEM | SMPI | SMPI |
| HORSEPOWER (SAE NET) | 305 | 304 |
| TORQUE (FT. LBS.) | 279 | 279 |
| COMPRESSION RATIO | 10.5:1 | 10.5:1 |
| AXLE RATIO | 3.38:1 | 3.68:1 wAWD |
| TURNING CIRCLE - FT. CURB TO CURB | 38.4 | 38.8 |
| TRANSMISSION | 5 Speed elec. auto | 5 Speed elec. Auto |
| TRANSMISSION MODEL NUMBER | 6F50 | 6F50 |
| LOCKUP TORQUE CONVERTER | Yes | Yes |
| TRANSMISSION OVERDRIVE | Yes | Yes |
| TIRE SIZE | 245/55R | 245/55R |
| WHEEL RIM SIZE - INCHES | 18 | 18 |
| GROUND CLEARANCE - INCHES | 5.0 | 5.0 |
| BRAKE SYSTEM | Power, ABS | Power, ABS |
| BRAKES - FRONT TYPE | Vented Disc | Vented Disc |
| BRAKES - REAR TYPE | Vented Disc | Vented Disc |
| FUEL CAPACITY - GALLONS | 18 | 18.5 |
| FUEL CAPACITY - LITERS | 71.8 | 70.4 |
| OVERALL LENGTH - INCHES | 202.9 | 197.1 |
| OVERALL HEIGHT - INCHES | 61.3 | 69.2 |
| TEST WEIGHT - LBS. | 4354 | 4684 |
| WHEELBASE - INCHES | 112.9 | 112.8 |
| HEADROOM FRONT - INCHES | 39.0 | 41.4 |
| HEADROOM REAR - INCHES | 38.7 | 40.1 |
| LEGROOM FRONT - INCHES | 41.9 | 40.8 |
| LEGROOM REAR - INCHES | 39.8 | 41.6 |
| SHOULDER ROOM FRONT - INCHES | 57.9 | 61.3 |
| SHOULDER ROOM REAR - INCHES | 58.0 | 60.9 |
| HIPROOM FRONT - INCHES | 56.3 | 57.3 |
| HIPROOM REAR - INCHES | 55.9 | 56.8 |
| INTERIOR VOLUME FRONT - CU. FT. | 54.8 | 59.7 |
| INTERIOR VOLUME REAR - CU. FT. | 48.1 | 58.7 |
| INTERIOR VOLUME COMB. - CU. FT. | 103.0 | 118.4 |
| TRUNK VOLUME - CU. FT. | 16.6 | 35.1 |
| | Gas | Gas |
| EPA MILEAGE - CITY - MPG Label | 18 | 18 |
| EPA MILEAGE - HIGHWAY - MPG Label | 25 | 21 |
| EPA MILEAGE - COMBINED - MPG Label | 21 | 18 |

2008 Chevrolet Tahoe LS 2WD


[More media](#)

| Year | Make/Brand | Model | VIN/Serial | Miles | Title Restriction |
|------|------------|-------|-------------------|---------|-------------------|
| 2008 | Chevrolet | Tahoe | 1GNFC13C38R131371 | 118,712 | No |

| Condition | Category |
|-----------------|---------------------|
| See Description | SUV |

| | |
|--|--------------------|
| Auction Ends: | 8/22/13 2:30 PM ET |
| Remaining: | 2 Days 22 Hrs |
| Refresh Bid & Time | |
| Reserve Not Met | |
| Starting Bid: | \$5,000.00 |
| Bids: | 9 |
| High Bidder: | d*****d |
| Current Bid: | \$8,800.00 |
| Bid Increment: | \$100.00 |
| Minimum Bid: | \$8,900.00 |
| Terms and Conditions | |

1,076 visitors

2008 Chevrolet Tahoe LS 2WD SPORT UTILITY 4-DR, 4.8L V8 OHV 16V Silver in color. Vehicle was used by police chief and has never had any decals or markings on it. Vehicle is in good condition with 118712 miles on it. There are no known problems with this vehicle. One small tear in drivers seat. All other police equipment has been removed.

» Seller Information

[Ask a question](#)

Seller Name: [Atocna, AL](#) [view seller's other assets](#)

Asset Contact: [Teresa Hutchens](#) (Phone: 205-589-2311)

Asset Location: 2844 Main St
Atocna, Alabama 35952-8782
[Map to this location](#)

Q Inspection

Most items offered for sale are used and may contain defects not immediately detectable. Bidders may inspect the property prior to bidding. Bidders must adhere to the inspection dates and times indicated in the item description.

\$ Payment

Payment in full is due not later than 5 business days from the time and date of the Buyer's Certificate. Acceptable forms of payment are U.S. Currency, Certified Cashiers Checks, Money Orders, or a Company Check (with Bank Letter guaranteeing funds - mandatory). **If payment is not received within 5 days from the auction end date and time, the seller reserves the right to reclaim and repossess the item and the buyer will be prohibited from the use of GovDeals**

🚚 Removal

All items must be removed within 10 business days from the time and date of issuance of the Buyer's Certificate. Purchases will be released only upon receipt of payment as specified. Successful bidders are responsible for loading and removal and any and all property awarded to them from the place where the property is located as indicated on the website and in the Buyer's Certificate. A daily storage fee of \$10.00 may be charged for any item not removed within the 10 business days allowed and stated on the Buyer's Certificate. **If the item is not removed within 10 days from the auction end date and time, the seller reserves the right to reclaim and repossess the item and the buyer will be prohibited from the use of GovDeals**

📷 Media

15

GovDeals

A LIQUIDITY SERVICES MARKETPLACE



August 19, 2013, 03:58 PM ET P16

166 0 2

2008 Ford Crown Victoria Police Interceptor


[More media](#)

| Year | Make/Brand | Model | VIN/Serial | Miles | Condition | Category |
|------|------------|----------------|-------------------|---------|-----------------|-------------|
| 2008 | Ford | Crown Victoria | 2FACP71V68X118937 | 157,857 | See Description | Automobiles |

2008 Ford Crown Victoria Police Interceptor SEDAN 4-DR, 4.0L V8 SOHC 16V FFV.

Additional Info: [INSPECTION SHEET 23237.pdf](#)

| | |
|--|--------------------|
| Auction Ends: | 9/16/13 8:00 AM ET |
| Remaining: | 27 Days 16 Hrs |
| Refresh Bid & Time | |
| Starting Bid: | \$500.00 |
| Bids: | 9 |
| High Bidder: | p*****m |
| Current Bid: | \$1,650.00 |
| Bid Increment: | \$50.00 |
| Minimum Bid: | \$1,700.00 |
| Terms and Conditions | |

329 visitors

» Seller Information

[Ask a question](#)

Seller Name: Beaufort County, SC [view seller's other assets](#)

Asset Contact: [Rick Diment](#) (Phone: 843-255-2362)

Asset Location: 102 Industrial Village Rd
Beaufort Industrial Village, Building 3
Beaufort, South Carolina 29908-4291
[Map to this location](#)

Q Inspection

The GovDeals Vehicle Inspection Form can be found by clicking "Additional Info".

\$ Payment

PAYMENT IN FULL IS DUE NO LATER THAN 5 BUSINESS DAYS FROM THE TIME AND DATE OF BUYER'S CERTIFICATE. ITEMS MUST BE PICKED UP NO LATER THAN 10 DAYS AFTER PURCHASE. Acceptable forms of payment are: Certified Cashier's Check, Bank Check, or Money Order. ABSOLUTELY NO CASH! Winning bidder must come to Beaufort County Purchasing at: 102 Industrial Village Road Beaufort Industrial Village, Building 3 Beaufort, SC 29908-4291. Checks shall be made payable to: Beaufort County Treasures Office.

🚚 Removal

All items must be removed within 10 business days from the time and date of issuance of the Buyer's Certificate. The Buyer will make all arrangements and perform all work necessary, including packing, loading and transportation of the property. Property may be removed between the hours of 9am - 4pm. NOTE: There are no personnel to assist you. There is no loading dock, no forklift service, nor any other type of moving/lifting devices available for use. So please bring any needed assistance/moving/lifting devices with you.

📷 Media



💡 Special Instructions

16



August 19, 2013, 03:54 PM ET P16

160 1

2008 Dodge Charger SE



[More media](#)

| Year | Make/Brand | Model | VIN/Serial | Miles |
|---------------------------------|-----------------------------|--------------|--------------------|---------|
| 2008 | Dodge | Charger | 2D3KA43H30H4227500 | 141,839 |
| Condition | Category | Inventory ID | | |
| See Description | Automobiles | PO 0804 | | |

| | |
|--|--------------------|
| Auction Ends: | 8/21/13 8:00 AM ET |
| Remaining: | 1 Day 16 Hrs |
| Refresh Bid & Time | |
| Reserve Not Met | |
| Buyer's Premium: | 10.00% |
| Starting Bid: | \$1,500.00 |
| Bids: | 4 |
| High Bidder: | J****E |
| Current Bid: | \$2,500.00 |
| Bid Increment: | \$100.00 |
| Minimum Bid: | \$2,600.00 |
| Terms and Conditions | |

3,024 visitors

2008 Dodge Charger SE SEDAN 4-DR, 5.7L V8 OHV 16V

Vehicle starts and runs, Engine runs, needs repair, needs engine, Vehicle Serviced every 3,000 miles

Transmission: automatic, operable, 2 wheel drive

Exterior: white, Minor dents/scratches, Windows-no cracked glass, decals removed impressions remain, emergency equip-removed, holes in exterior

Interior: Color gray, cloth seats torn, Stock Radio AM/FM CD, A/C-cold, dual air bags, i, tilt steering, remote mirrors, power windows/door locks/steering.

Note: Please inspect items prior to placing a bid.

Inspections are by appointment only. Please contact NORI RHODES (police dept) at 903.854.4919 or nrhodes@d.corsicana.tx.us

ONCE THE ITEM HAS BEEN REMOVED FROM THE SELLERS LOCATION; ALL SALES ARE FINAL. PLEASE REVIEW THE SELLERS TERMS AND CONDITIONS OF SALE.

» Seller Information [Ask a question](#)



Seller Name: Corsicana, TX [\[view seller's other assets\]](#)
 Asset Contact: [Nori Rhodes](#) (Phone: 903-854-4919)
 Asset Location: 203 N 12th St
 Corsicana, Texas 75110
[Map to this location](#)

Q Inspection

Note: The bidder is encouraged to inspect and determine the condition of property prior to bidding. Inspections are by appointment only! Please contact Nori Rhodes at 903.854.4919 or nrhodes@d.corsicana.tx.us

\$ Payment

Payment methods for this item are Wire Transfer, PayPal, or credit cards (visa, Mastercard, American Express*, Discover) only. *American Express is not available for buyers on probation. PayPal and credit card purchases are limited to below \$5,000.00 and Bidders residing in the United States, Canada and Mexico Only. If the winning bid plus applicable taxes, if any indicated, and the buyer's premium, equals more than \$4,900.00, Wire Transfer must be used. If Wire Transfer is chosen, a Wire Transfer Transaction Summary page will provide payment and account information. The Wire Transfer must be completed within 5 days.

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2008 Chevrolet Impala Police



[More media](#)

| Year | Make/Brand | Model | VIN/Serial | Miles | Condition | Category | Inventory ID |
|------|------------|--------|-------------------|--------|-----------------|------------|--------------|
| 2008 | Chevrolet | Impala | 2G1WS553381381512 | 93,348 | See Description | Automobils | HHPD13012 |

** A 7.5% Administrative Fee Will Be Added To The Winning Bid** **PLEASE NOTE: THIS VEHICLE IS ONLY AVAILABLE MONDAY THROUGH THURSDAY FOR INSPECTION OR REMOVAL** 2008 Chevrolet Impala Police SEDAN 4-DR, 3.9L V6 OHV 12V FFV. Unit starts runs and drives. No issues have been noted, however, overall condition is unknown. Please inspect for further information. 93348 miles.

| | |
|--|--------------------|
| Auction Ends: | 8/25/13 6:18 PM ET |
| Remaining: | 6 Days 2 Hrs |
| Refresh Bid & Time | |
| Admin Fee: | 7.50% |
| Starting Bid: | \$1,500.00 |
| Bids: | 13 |
| High Bidder: | K*****A |
| Current Bid: | \$2,300.00 |
| Bid Increment: | \$50.00 |
| Minimum Bid: | \$2,350.00 |
| Terms and Conditions | |

432 visitors

CUSTOMERS ARE NOT PERMITTED TO WORK ON VEHICLES ON OUR SITES

NAME ON TITLE MUST MATCH NAME ON BUYERS CERTIFICATE, NO EXCEPTIONS

SERVICE RECORDS ARE NOT AVAILABLE FOR ANY OF OUR VEHICLES

Hours of operation are Monday - Friday from 8:00 a.m. to 4:00 p.m.

Note: Please inspect items prior to placing a bid. Inspections are by appointment only. Please contact Brad Short at (937) 307-0421, or e-mail shortb@mcchlo.org to schedule an inspection. ***(Surplus stored at various local locations.)**

» Seller Information



Seller Name: [Montgomery County, OH](#) [\[view seller's other assets\]](#)
 Asset Location: 451 W 3rd St
 (Payments Only)
 Dayton, Ohio 45422-0031
[Map to this location](#)

Q Inspection

Appointments must be made 24 hours in advance. **PLEASE NOTE: THIS VEHICLE IS ONLY AVAILABLE MONDAY THROUGH THURSDAY FOR INSPECTION OR REMOVAL**

\$ Additional Fees

Administrative Fee: 7.50%

🚗 Removal

Appointments must be made 24 hours in advance. **NAME ON TITLE MUST MATCH NAME ON BUYERS CERTIFICATE, NO EXCEPTIONS**
 CUSTOMERS ARE NOT PERMITTED TO WORK ON VEHICLES ON OUR SITES

PLEASE NOTE: THIS VEHICLE IS ONLY AVAILABLE MONDAY THROUGH THURSDAY FOR INSPECTION OR REMOVAL

18



NOTES
BUDGET, FINANCE & ADMINISTRATION COMMITTEE
COUNCIL CHAMBERS
OCONEE ADMINISTRATIVE OFFICES, WALHALLA, SC
July 23, 2013

Presentation regarding Proposed Capital One Cent Sales Tax

Mr. Art Holbrooks, Strategic Planner and Special Projects, gave a PowerPoint presentation highlighting the following topics related to a proposed one cent sales tax:

- Purpose of the Tax
- 8-Year Limit for Tax [change in state law]
- Nature of Funded Projects
- Advisory Commission – Role in Effort
- Commission Membership
- Project List
- Referendum Question
- County Election Commission Role
- Timing of Tax Imposition
- Revenue Collection & Administration
- Remaining Funds at Termination of Tax
- Proposed Timeline
- Actions Requested of Committee
- Questions/Comments

Mr. Holbrooks also provided a draft Resolution and a copy of Chapter 4, Article 3, Capital Project Sales Tax Act.

MOTION TO AFFIRM REQUIRED: Direct the Administrator to place the draft resolution on an upcoming regular Council meeting agenda.

South Carolina Association of Counties [SCAC] Legislative Policy Development Process

Mr. Dexter reviewed with the Committee the July 2, 2013 SCAC memo to County Officials requesting Council input regarding legislative policy issues. Mr. Dexter also provided those present with a draft response letter highlighting five areas of concern.

The Committee approved two additional items for the letter:

1. Oppose any legislation that would prohibit individual counties and/or the SCAC from lobbying the state legislature on behalf of the counties.
2. Streamline/Centralize IT functions to eliminate hacking, improve security for all residents and reduce costs.

Sewer for the Golden Corner Commerce Park [GCCP]

Mr. Dexter voiced concerns with the process related to several aspects of the sewer project for the GCCP to include; changes in requirements established by the Department of Commerce related to a \$500,000 ARC grant; multiple engineering studies, and delays in bidding part or all of the project. Mr. Dexter and Mr. Moulder reviewed assistance from Mr. Dirk Reiss, Appalachian Council of Governments [ACOG] regarding the ARC grant and the project. It was noted that Mr. Reiss contacted on the county's behalf the Tennessee Valley Authority [TVA] who have agreed to administer the federal funds in lieu of the Department of Commerce in an effort to keep the project moving forward.

MOTION TO AFFIRM REQUIRED: Direct the Administrator to move forward with the bid process for the 13+ miles of sewer lines separately; putting the bid on the street in August 2013. It was noted that the bid for the lift station will be held until after the ARC grant award; expected in the fall.



**Oconee County
Council Office**

Oconee County
Administrative Offices
415 South Pine Street
Walhalla, SC 29691
www.oconeesc.com

Phone: 864 718 1023
Fax: 864 718 1024

E-mail:
phulse@oconeesc.com

Paul Corbeil
Vice Chairman
District I

Wayne McCall
District II

Archie Barron
District III

Joel Thrift,
Chairman
District IV

Reg Dexter
District V

MISSION STATEMENT

It is the mission of
Oconee County
to provide our current
and future citizens
and visitors
quality services
and to protect our
neighborhoods, heritage
and environment
by managing growth
and change through smart,
inclusive planning.



August 12, 2013

South Carolina Association of Counties
P.O. Box 8207
Columbia, SC 29202-8207

ATTN: Mr. Michael B. Cone [sent via USMail & fax 803-252-0379]
Executive Director

Dear Mr. Cone:

In regard to your July 2, 2013 memorandum pertaining to an input request on "SCAC Legislative Policy Development Process", Oconee County Council has decided to respond as a County Position Statement.

This Council is aware of the many issues addressed by the South Carolina Legislature that pertain to local government. In general, this Council strongly opposes any legislation that erodes home rule.

In open conversation, Oconee County Council has agreed to the following:

1. The Legislature should establish a strong act that funds state sub-divisions and the many state mandated agencies.
 - a. We support full funding of a Local Government Fund [LGF] that prohibits arbitrary reducing of the fund as a priority.
 - b. We would suggest supporting an amendment to the State Constitution that would establish a LGF that could not be altered.
2. The issue of "solid waste" is a home rule concern. This legislature should stay out of this area.
3. Prohibiting texting while driving is an issue that the legislature should address. We support legislation pertaining to "distracted driving" which prohibits specifically texting while driving.
4. Personal property tax regulations should be addressed so that laws treat citizens equally and equitably. Airplane ownership should be treated/taxed in the same fashion as boat ownership.
5. Legislation that has a negative effect on our agricultural community should be opposed.
6. Oppose any legislation that would prohibit individual counties and/or the SCAC from lobbying the state legislature on behalf of the counties.
7. Streamline/Centralize IT functions to eliminate hacking, improve security for all residents and reduce costs.

This Council is aware that the above is only a few of the issues that will be forthcoming. We, as a Council or individually, will be available to express our concerns as they arise. Please be advised Councilman McCall requested his name not appear on this letter.

Thank you for this opportunity.

Sincerely,

Oconee County Council

Joel Thrift, Chairman

Paul Corbeil, Vice Chairman

Archie Barron, District III

Reg Dexter, District V

**AGENDA ITEM SUMMARY
OCONEE COUNTY, SC**

**COUNCIL MEETING DATE: August 20, 2013
COUNCIL MEETING TIME: 6:00 PM**

ITEM TITLE [Brief Statement]:

2013 Edward Byrne Memorial JAG Grant Notification

BACKGROUND DESCRIPTION:

Oconee County Sheriff's Department received an allocation of \$21,652 from the Bureau of Justice Assistance. The grant program requires the grant application be made available for the County Council and the public to review and comment on the proposed use of funds.

The Sheriff's Department plans to use the funds from this program to purchase two all-terrain vehicles.

SPECIAL CONSIDERATIONS OR CONCERNS [only if applicable]:

Comments should be directed to Captain Ken Washington at 864-638-4117 or in writing to the Oconee County Sheriff's Department.

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: Not applicable

If yes, who is matching and how much: **There are no matching funds required.**

However the quote exceed allocated amount for grant. The Sheriff's Department will use \$685.88 from their budget to cover remaining balance.

Approved by : _____ Grants

ATTACHMENTS

Application and public notice.

STAFF RECOMMENDATION [Brief Statement]:

No action needed.

Submitted or Prepared By:

Kim Wilbanks
Department Head/Elected Official

Approved for Submittal to Council:


T. Scott Moulder, County Administrator

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.

A calendar with due dates marked may be obtained from the Clerk to Council.

Oconee County, South Carolina

Edward Byrne Memorial Justice Assistance Grant (JAG) Local Solicitation

Program Narrative

The agency receiving funding for the eligible unit of local government (Oconee County) will be the Oconee County Sheriff's Office. The County of Oconee has a population of approximately 74,418 persons (2011 US Census estimate) and covers 625 square miles. It is located in the extreme northwest corner of South Carolina, bordering North Carolina and Georgia. Oconee County lies roughly equidistant between the major metropolitan areas of Atlanta, GA and Charlotte, NC. Interstate 85, a high volume traffic corridor between these two cities, traverses the southern end of the County. Oconee County has a large influx of visitors, especially during the summer months due to the attraction of lakes, rivers, parks, and national forests.

The Oconee County Sheriff's Office is the primary (and largest) law enforcement agency in Oconee County. There are eight five (85) sworn officers who protect unincorporated areas of the County and also provide assistance to municipal police agencies when requested. Deputies investigate a wide range of personal and property crimes, including murders, assaults, sexual batteries, robberies, burglaries, thefts and financial crimes. The enforcement of drug offenses is a top priority due to their cause and effect relationship with other crimes. The sale, distribution, and manufacture of methamphetamines has become a significant problem. Our officers are very active in drug interdiction on I-85, a major drug trafficking route between Atlanta, GA and Charlotte, NC. The presence of a major operational nuclear facility (Duke Power's Oconee Nuclear Station) in our County makes it a potential target for a terrorist act. The Sheriff's Office works very closely with the security team at the Station in training and emergency preparedness.

Considering the amount of money available and nature of our situation, the acquisition of equipment will be the most beneficial use of the funds. The Justice Assistance Grant will be used to procure equipment, technology, and material directly related to our basic law enforcement functions.

Project Objectives

- Protect the lives and property of all citizens and visitors to Oconee County.
- Enforce the laws of the State of South Carolina and ordinances of the County of Oconee in an honest, fair, and impartial manner.
- Attack the root causes of crime by working in partnership with individual citizens, neighborhoods, communities, and private organizations, schools and other public agencies to identify and solve problems which ultimately lead to crimes.

- Aggressively implement strategies to arrest persons who commit offenses that lead to more serious crimes and erode neighborhoods.
- Properly prepare criminal cases for successful prosecution.
- Actively help crime victims and witnesses in securing the protection and assistance they need.

Organization Capabilities and Competencies

The Oconee County Sheriff's Department possesses a distinct set of organization capabilities and competencies.

- Focus on internal processes and systems to ensure Oconee County citizen needs are met
- Ensure employee skills and efforts are directed toward achieving departmental goals
- Create departmental-specific competencies that provide exceptional training and preparation of officers

These organizational capabilities and competencies ensure the Oconee County Sheriff's Department remains: 1.) responsive to changes in crime patterns and needs of the community; 2.) builds relationships in the community with citizens of all ages, and; 3.) provides a high quality level of service due to the design, development, and delivery of measures to protect and move the community forward in a positive and proactive manner.

Further, the capabilities and competency level of the Oconee County Sheriff's Department extends to proper fund management. The Oconee County Sheriff's Department will work with the Oconee County Finance Department to ensure full compliance with all measures of the Edward Byrne Memorial Justice Assistance Grant Formula Program. All proposed grant expenditures will be reviewed and approved by Finance staff prior to commitment of funds to ensure the grant policies are followed. All drawdowns will also be completed in a thorough careful manner. Further, Oconee County Finance Department will set the Edward Byrne Memorial Justice Assistance Grant up as a special revenue fund to ensure these funds are accounted for separately as they are restricted for specific purposes. This will ensure the funds are distinctly separate from all other general funds and all other grant funds.

Activities

The Edward Byrne Memorial Justice Assistance Grant will be utilized to procure equipment, technology, and material directly related to our basic law enforcement functions. Our objectives (outlined above) for this project are to continue to preserve peace, prevent crime, apprehend criminals, protect life and property, recover stolen property, and enforce all State and County laws in a fair and impartial manner and to be consistent and humane to those in our custody and care. The equipment requested in the budget section of this grant will enable us to carry out and further these goals and objectives.

Timeline/Project Plan

The equipment and technology requested will be purchased over the first four quarters of the grant time frame. This will ensure that all personnel can be properly trained in the use of the equipment and that the equipment can be utilized by personnel as needed to continue meeting the objectives as outlined above.

Performance Measures

- Training on new equipment will be provided as needed
- All officers will document incidents/cases as appropriate and coordinate as needed with other agencies
- Expand coordination and cooperation among agencies

Budget Detail Worksheet

| Equipment | | | |
|----------------------|--|----------------------|---------------------|
| Item | | Computation | Cost |
| All Terrain Vehicles | | All Terrain Vehicles | \$ 12,429.08 |
| | | All Terrain Vehicles | \$ 10,309.28 |
| | | SUB-TOTAL | \$ 22,738.36 |

| BUDGET SUMMARY | | | | |
|-----------------------|----|----------------------------|--|---------------------|
| Budget Category | | | | Amount |
| Equipment | | | | \$ 12,228.94 |
| Supplies | | | | \$ 10,108.94 |
| | | TOTAL PROJECT COSTS | | \$ 22,337.88 |
| Federal Request | \$ | 21,652.00 | | |
| Non-Federal Amount | \$ | 685.88 | | |

Budget Narrative

| Equipment Budget Narrative |
|--|
| <p>All-terrain vehicle (ATV) will be used to patrol wooded areas that surround critical infrastructures such as Duke Power (a nuclear plant) that falls within our jurisdiction. The ATV's will be used for eradicating marijuana fields and used for surveillance in rural parts of the county. The ATV's will also be used during incidents such as disasters; transporting emergency personnel to dispatched locations.</p> |

Oconee County Sheriff's Department

Oconee County Sheriff's Department does not have pending applications submitted within the last 12 months for federally funded assistance that include requests for funding to support the same project being proposed under this solicitation and will cover the identical cost items outlined in the budget narrative and worksheet in the application under this solicitation

Review Narrative

The JAG application will be made available to the Oconee County Council on August 20, 2013. The public notice shown below was posted in the County's Administration building and on the Sheriff's website on July 9, 2013. The public has the opportunity to make comments at the County Council meeting or directly to the Sheriff's office as noted below.

Public Notice

The County of Oconee may receive \$21,652 from the Edward Byrne Memorial Justice Assistance Grant program, administered by the U.S. Bureau of Justice Assistance, Office of Justice Programs.

The purpose of this program is to assist local units of government in reducing crime and improving public safety through grants that increase resources available to law enforcement agencies. The Oconee County Sheriff's Office intends to use the funds, which do not require county match money, to purchase 2-all terrain vehicles (ATV).

If anyone wishes to make recommendations or comments about how these funds should be spent, please contact the Sheriff's Office in one of the following ways:

Call Captain Ken Washington at (864) 638-4117 or write to:

**Captain K. Washington
Oconee County Sheriff's Office
415 S. Pine Street
Walhalla, SC 29691**

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Oconee County Sheriff's Office
415 S. Pine Street
Walhalla, SC 29691**

Applicant Name: Oconee County, South Carolina

Project Title: Recovery Act: Edward Byrne Memorial
Justice Assistance Grant (JAG) Program: Local Solicitation – Oconee County Law
Enforcement Grant

Project Goals:

- **Protect the lives and property of all citizens and visitors to Oconee County.**
- **Enforce the laws of the State of South Carolina and ordinances of the County of Oconee in an honest, fair, and impartial manner.**
- **Attack the root causes of crime by working in partnership with individual citizens, neighborhoods, communities, and private organizations, schools and other public agencies to identify and solve problems which ultimately lead to crimes.**
- **Properly prepare criminal cases for successful prosecution.**
- **Actively help crime victims and witnesses in securing the protection and assistance they need.**
- **Aggressively pursue all available grant funding.**
- **Diligently strive to preserve jobs during these tough economic times.**

Strategies/Deliverables/Coordination Plans:

The Edward Byrne Memorial Justice Assistance Grant will be utilized to procure equipment, technology, and material directly related to our basic law enforcement functions. This equipment will be used to help us continue to meet our law enforcement goals. Our goals (outlined above) for this project are to continue to preserve peace, prevent crime, apprehend criminals, protect life and property, recover stolen property, and enforce all State and County laws in a fair and impartial manner and to be consistent and humane to those in our custody and care. The equipment requested in the budget section of this grant will enable us to carry out these goals. Strategy for the project will remain current Oconee County Sheriff's Department protocol. All arrests/cases will be recorded, coordinated, and reported to outside cooperating agencies as required.

Project Identifiers:

Crime Prevention
Equipment – All Terrain Vehicles
Officer Safety
Policing

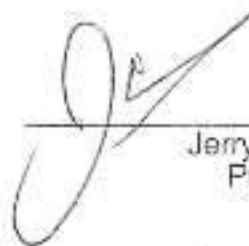
1

PUBLISHER'S AFFIDAVIT

STATE OF SOUTH CAROLINA
COUNTY OF OCONEE

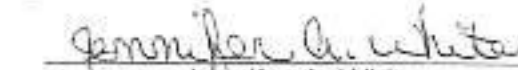
IN RE: Oconee County Council
Public Hearing
Ordinance 2013-09

BEFORE ME the undersigned, a Notary Public for the State and County above named, this day personally came before me, Jerry Edwards, who being first duly sworn according to law, says that he is the Publisher of **THE JOURNAL**, a newspaper published Tuesday through Saturday in Seneca, SC and distributed in **Oconee County, Pickens County** and the Pendleton area of **Anderson County** and the notice (of which the annexed is a true copy) was inserted in said paper on July 20, 2013 and the rate charged therefore is not in excess of the regular rates charged private individuals for similar insertions.



Jerry Edwards
Publisher

Subscribed and sworn to before me this
22nd day of July A.D. 2013



Jennifer A. White
Notary Public for South Carolina
My Commission Expires: 05/18/2014

REAL ESTATE/REN

FAIR OAKS VILLAGE taking applications for 1 & 2 bedroom apts. Rent based on income. This institution is an equal opportunity provider and employer. M-F 8am-4pm 862-8186 • TDD 711



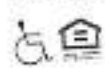
AFFORDABLE SENIOR HOUSING

62 yrs + Efficiency & 1BR apts Field Village Apts Vicki 864-865-1077 or TDD 1-800-735-2905



APPLICATIONS BEING ACCEPTED

62+ yrs. Rent based on income. CAT bus route. Sican Street Housing • Seneca 865-9968



Future Career logo with a magnifying glass over a resume icon.

Clip & YARD

DONATIONS NEEDED FOR A YARD SALE. We need to raise funds for a new roof for the Faith Tabernacle Holiness Church. No clothes needed. Please donate clean items and electronics that work. For cash donations, please call Louise at 706-481-1199. To schedule pick ups, call James, after 6PM, at 647-0931, please leave your name & number.

RECREATION



1995 20' PLAYCRAFT Pontoon, 70hp Force engine. Bimini top full sunbrella cover. \$3,250 OBO 865-0446



2005 TRITON 176 Sport Alum. Bass Boat. 50HP Johnson. 2 graphs, trolling motor, low hours. exc cond.. \$8500.00 710-6180

BOAT DOCK FOR sale - Lake Hartwell, 10' wide x 20' long with 4x40 walk way, 130 Arves Landing Rd., Lot #6, Westminster, SC. \$1200.00 firm. 708-754-2873

TRANSPORTATION

150 MOTORCYCLES

2002 SUZUKI HAYABUSA GSX 1300R, low miles, one owner, garage kept and under tarp. \$6500.00 Call 664-710-8950

155 SUVs

2005 FORD EXPLORER, 4WD. Excellent condition. Wife passed away, don't need. \$7500. 647-4437.

160 WANTED TO BUY



ALL JUNK CARS We pay \$325 - \$1200 for cars, trucks, buses • Same Day • Free Pickup • Cash Paid 864-844-3799

TRANSPORTATION



WANTED Junk Cars • Trucks Golfcarts Up to \$1500 7 days a week Will pay cash & pick-up same day 864-280-3519

161 AUTOS FOR SALE



05 CHEVROLET SUBURBAN LT Loaded 142K miles \$11,500 Pete's Auto 864-882-1467 402 S. Oak St. Seneca



06 MERCURY SABLE 57K miles • \$9,900. Pete's Auto 864-882-1467 402 S. Oak St. Seneca



10 LEXUS 70k miles • \$21,500 Pete's Auto 864-882-1467 402 S. Oak St. Seneca



2011 CHRYSLER TOWN & COUNTRY touring L 64,500k mi \$19,500 Pete's Auto 864-882-1467 402 S Oak St

TRANSPORTATION



11 HYUNDAI SONATA LTD. 47k miles • \$19,400 Pete's Auto 864-882-1467 402 S. Oak St. Seneca

1996 GEO METRO. 5spd. 45MPG highway. Good condition. \$2695 OBO. 647-6349.

1999 MERCURY GRAND Marquis GS 78k miles loaded excellent shape \$4900 864-643-7870

2000 BUICK LESABRE Custom, only 88k miles, dk met green wigrey cloth. New tires. Good MPG. Pretty shiny like new. \$4,800. 654-3450.



2005 CHRYS SEBRING CONV. 82,000 miles 6 cylinder Very good condition. \$6,500 • 664-886-9165



2008 GRAND MARQUIS 87,000mi, full size spare w/matching wheels, new battery. \$8750. 864-944-2122




97 CADILLAC EL DORADO 57k miles • \$5,500 Pete's Auto 864-882-1467 402 S. Oak St. Seneca.

LEGALS

The City of Walhalla is requesting proposals from qualified design-build firms for the design, construction, and project management of the Main Street Streetscape Project. The project includes the revitalization of a four block section of Walhalla's Main Street from Ann Street to Tugaloo Street. The revitalization will include new water & sewer mains, sidewalks, paving, installation of medians, landscaping and appurtenances. Proposals will be accepted until Wednesday August 14, 2013, 2:30PM. All proposals must be submitted in a sealed envelope marked "Streetscape". Interested firms may pick up a project information package at Walhalla City Hall, 206 N Church St, Walhalla, SC 29681 (864) 638-4343. The City reserves the right to reject any and all proposals.

The Oconee County Council will hold a Public Hearing for Ordinance 2013-09 "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" on Tuesday, August 20, 2013 at 8:00 a.m. in Council Chambers, Oconee County Administrative Offices, 415 S Pine Street, Walhalla, SC. Citizens wishing to speak regarding these ordinances may do so by signing up at the meeting. Written comments may be submitted at any time prior to the hearing for inclusion in the official record. Submit written comments to the Clerk to Council, 415 South Pine Street, Walhalla, South Carolina, 29691.



Oconee County
Council Office

T. Scott Moulder
Administrator

Oconee County
Administrative Offices
415 South Pine Street
Walhalla, SC 29691

Phone: 864 718 1023
Fax: 864 718 1024

E-mail:
btulise@oconeesc.com

Paul Corbeil
Vice Chairman
District I

Wayne McCall
District II

Archie Barron
District III

Joel Thrift
District IV
Chairman

Reginald T. Dexter
District V



.....LEGAL AD.....

**PLEASE ADVERTISE IN THE NEXT ISSUE
OF YOUR NEWSPAPER**

The Oconee County Council will hold a Public Hearing for **Ordinance 2013-09** "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 " on Tuesday, August 20, 2013 at 6:00 p.m. in Council Chambers, Oconee County Administrative Offices, 415. S. Pine Street, Walhalla, SC.

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Beth Hulse

From: Beth Hulse
Sent: Thursday, July 18, 2013 10:51 AM
To: Beth Hulse; classadmgr@upstatetoday.com
Subject: Public Hearing: 2013-09 / 8-20-2013
Attachments: 071713 - PH 2013-09 8-20-13.doc

Please run at your earliest convenience.
Thanks.

Elizabeth G. Hulse

Clerk to County Council

Oconee County Administrative Offices
415 South Pine Street
Walhalla, SC 29691
864-718-1023
864-718-1024 [fax]
bhulse@oconeesc.com
www.oconeesc.com/council

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Beth Hulse

From: Beth Hulse
Sent: Thursday, July 18, 2013 10:51 AM
To: Beth Hulse; Chad Dorsett; Greenville News (localnews@greenvillenews.com); Kevin; Norman Cannada (ncannada@upstatetoday.com); Ray Chandler; Westminster News / Keowee Courier (westnews@bellsouth.net); WGOG (dickmangrum@wgog.com); WSPA TV - Channel 7 (assignmentdesk@wspa.com)
Subject: Public Hearing: Ordinance 2013-09

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Elizabeth G. Hulse

Clerk to County Council

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864-718-1024 [fax]
bhulse@oconeesc.com
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