



A G E N D A

OCONEE COUNTY COUNCIL MEETING

February 17, 2015

6:00 PM

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

Call to Order

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

Council Member Comments

Moment of Silence

Invocation by County Council Chaplain / Mr. Tom Martin

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

Approval of Minutes

- February 3, 2015 Regular Meeting

Administrator Report & Agenda Summary

Public Hearing for the Following Ordinances

Ordinance 2014-33 "AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND **ITT ENIDINE INC** AND OTHER MATTERS RELATING THERETO INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES RELATED TO THE PROJECT"

Ordinance 2015-05 "AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT TO THE AMENDED FEE AGREEMENT BETWEEN OCONEE COUNTY AND **GREENFIELD INDUSTRIES, INC.**, TO INCLUDE THE ADDITION OF TDC GREENFIELD PROPERTIES LLC, AS A CO-SPONSOR, AMENDING THE AMENDED FEE AGREEMENT DATED AS OF OCTOBER 1, 2013; AND OTHER MATTERS RELATED THERETO"

Third & Final Reading of the Following Ordinances

Ordinance 2014-33 *[See Caption Above]*

~~NOTE:~~ A motion to amend the caption *[to include the company name]* will be required as part of the third and final reading for this ordinance.

Ordinance 2015-05 *[See Caption Above]*

Second Reading of the Following Ordinances

[None scheduled at this meeting.]

First Reading of the Following Ordinances

Ordinance 2015-08 “AN ORDINANCE AMENDING CHAPTER 32 AND CHAPTER 38 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING SETBACKS, AND AMENDING CHAPTER 38 REGARDING AGRICULTURAL RESIDENTIAL ZONING DISTRICTS IN CERTAIN LIMITED REGARDS AND PARTICULARS; AND OTHER MATTERS RELATED THERETO”

Proposed Ordinance 2015-08 stems from a desire to ensure Oconee’s land use regulations are clear and easy to use by staff and citizens by clarifying setback standards. To achieve this Ord. 2015-08 will move current setbacks found in Chapter 32 Article 6 Sec. 32-214 to Chapter 38 Article 10 Sec. 38-10.2. In addition, Ord. 2015-08 will amend the definition and intent section of the Agricultural Residential District found in Chapter 38 Article 10 Sec. 38-10.12, to reflect the agreement between all parties resolving litigation concerning ARD, as to how the intent and definition portions of the ARD section should read. The Commission voted unanimously, on November 17, 2014, to direct staff to draft amendment language that moves the setback provisions found in Chapter 32 Article 6 to the Control Free District in Chapter 38 Article 10. As noted above, the setback provisions contained within Chapter 32 Article 6 Sec. 32-214.d apply to property zoned in the Control Free District. Moving the setbacks in Sec. 32-214.d to Sec. 38-10.2 would be beneficial because all of the County’s setback provisions would be in one place and any variance requests would be made to the Board of Zoning Appeals which considers most other variance requests. On January 26, 2015, the Planning Commission voted, unanimously, to recommend that Council adopt Ord. 2015-08.

Ordinance 2015-09 [Title Only] “AN ORDINANCE AMENDING SECTION 12-34 OF ARTICLE II OF CHAPTER 12 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING NOISE REGULATIONS OF THE COUNTY; AND OTHER MATTERS RELATED THERETO.”

Proposed Ordinance 2015-09 stems from a desire to ensure Oconee’s land use regulations take into account the evolving needs of industrial development. The Oconee Economic Alliance and Community Development Department have identified an area of Oconee’s code of ordinances that staff would recommend be amended to reflect changes in the economic development industry. Specifically, the issue at hand is Oconee’s noise ordinance. Ord. 2015-09 would add warehousing and distribution uses under exempted uses. As the Council knows, these types of uses and the logistics involved are an important part of the economic environment in Oconee, and that importance is growing not only for new industrial partners but for existing ones as well. On January 26, 2015, the Planning Commission voted, unanimously, to recommend that County Council adopt Ord. 2015-09 as presented.

Ordinance 2015-12 [Title Only] “AN ORDINANCE TO REVISE AND AMEND SECTION 34-1 OF THE OCONEE COUNTY CODE OF ORDINANCES, BY DELETING AND RESCINDING THE SECTION IN ITS ENTIRETY; AND OTHER MATTERS RELATED THERETO”

The Oconee County Infrastructure Advisory Commission met on Wednesday, February 5, 2015, and took up discussion regarding [1] possibly dissolving the Commission as the established goals have been met, and [2] there are other avenues that most members already participate in; therefore, this group is becoming redundant. [Copy of their final minutes presented as information.] The Commission voted unanimously [with 14 of 17 members present] to request that Council take first reading in title only of an ordinance to dissolve the Oconee County Infrastructure Advisory Commission effective upon adoption of an ordinance.

Ordinance 2015-13 [Title Only] “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND PROJECT MOLD AND INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES RELATED TO THE PROJECT; EXTENDING THE TERM OF THE JOINT COUNTY INDUSTRIAL AND BUSINESS PARK FOR THE PROJECT UNTIL DECEMBER 31, 2023; AND OTHER MATTERS RELATING THERETO”

First & Final Reading of the Following Resolutions

Resolution R2015-03 “A RESOLUTION EXPRESSING INTENT TO CEASE COUNTY MAINTENANCE ON AND TO AUTHORIZE COUNTY CONSENT TO JUDICIAL ABANDONMENT AND CLOSURE OF A CERTAIN OCONEE COUNTY ROAD; AND OTHER MATTERS RELATED THERETO”

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

First & Final Reading of the Following Proclamations

PROCLAMATION P2015-01 "A PROCLAMATION ESTABLISHING FEBRUARY 23, 2015 AS HONOR OUR WORLD WAR II HEROES DAY"

Discussion Regarding Action Items

PO# 50044, Change Order #2 / Sewer South Project / \$207,683.00

On November 9, 2012, Oconee County entered into a contract with URS Corporation of Greenville, SC, for preliminary engineering services for sewer services to Golden Corner Commerce Park and southern Oconee County. These initial services were \$19,900.00 and did not require Council approval. At the January 22, 2013 meeting Council approved moving forward with this project. Change Order #1 in the amount of \$717,830.00 was approved by Council at the February 5, 2013 meeting. URS has assisted Procurement in issuing and awarding three bids for this project: ITB 13-04 – 10" & 12" Force Main, ITB 13-09 – New 1800 GPM Pump Station and ITB 14-03 Wastewater Treatment Plant Improvements. The Force Main project is complete and the WWTP project will begin in March. This new proposal from URS for Change Order #2 includes Relocation of the Pump Station, Recommendations for Interim No Flow, Redesign of the Electrical Room, Relocate Access Road and Force Main, Grants Administration and additional Construction Administration and Observation services. Under the Request for Proposals #11-15, On Call Professional Engineering Consultant Services, URS Corporation was accepted as qualified to provide General Engineering Services. County Council approved a contract and fee schedule at the March 20, 2012, County Council Meeting. Note: PO 49624 originally issued to URS was converted to PO 50044 in June of 2013 due to an upgrade in the County's accounting system.

It is the staff's recommendation that Council approve Change Order #2 for PO 50044, to URS Corporation of Greenville, SC, to perform general engineering services for the Sewer South Project, per the attached proposal, not to exceed \$207,683.00. This will bring the total cost of the project to a total of \$945,413.00.

Board & Commission Appointments

Scenic Highway Committee.....1 At Large Seat.....1 New Questionnaire
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No Questionnaires on file for following Open Seats:

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| Conservation Bank Board | District III | [Appointments by Category] |
| Parks, Recreation & Tourism Commission | 1 At Large Seats | [Appointments by Category] |
| Building Codes Appeal Board | District III | |

Council Committee Reports

[to include Vote and/or Action on matters brought up for discussion, if required]

- Law Enforcement, Public Safety, Health & Welfare Committee / Mr. McCall
- Budget, Finance & Administration Committee / Ms. Cammick

Old Business

[to include Vote and/or Action on matters brought up for discussion, if required]

- Humane Society Funding
- In-House Attorney Discussion

New Business

[None scheduled at this meeting.]

[to include Vote and/or Action on matters brought up for discussion, if required]

Executive Session

[for the purpose of discussing a pending litigation matter]

- Vote and/or Action on matters discussed in Executive Session [if required]

Adjourn

Assisted Listening Devices [ALD] are available to accommodate the special needs of citizens attending meetings held in Council Chambers. ALD requests should be made to the Clerk to Council at least 30 minutes prior to the meeting start time.

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

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