



MINUTES
OCONEE COUNTY COUNCIL MEETING
Regular Meeting
May 19, 2015

MEMBERS, OCONEE COUNTY COUNCIL
Mr. Wayne McCall, District II, Council Chairman
Mr. Paul Cain, District III, Vice Chairman
Ms. Edda Cammick, District I, Chairman Pro Tem
Mr. Joel Thrift, District IV
Mr. Reg Dexter, District V

Oconee County Council met at 6:00 PM in Council Chambers, 415 South Pine Street, Walhalla, SC with all Council Members, County Administrator Scott Moulder, County Attorney Thomas Martin and Elizabeth G. Hulse, Clerk to Council present.

Press: Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda were posted on the bulletin board at the County Administrative Offices, 415 South Pine Street, Walhalla, SC, and the County Council website [www.oconeese.com/council]. In addition it was made available [*upon request*] to the newspapers, radio stations, television stations and concerned citizens.

Members of the press present: Ray Chandler/Anderson Independent, Dick Mangrum/WGOG Radio, Ashton Hester/Keowee Courier & Steven Bradley/The Daily Journal.

Call to Order

Mr. McCall called the meeting to order at 6:00 p.m.

Public Comment Session

Mr. Berry Nichols addressed Council regarding two issues: [1] his request that Council use existing county owned property for a Tri County Technical College campus, and [2] his request for qualified drivers to assist the Veteran's Affairs office.

County Council Response to Public Comment

Mr. McCall requested that the media advertise the need for qualified VA van drivers.

Moment of Silence

Mr. McCall asked for a moment of silence prior the Invocation by the County Chaplain.

After the Moment of Silence; Mr. Thrift thanked Council, county staff and the public on behalf of himself and his family for the kind words, flowers, and cards of support upon the death of his father the previous week.

Invocation by County Council Chaplain:

Mr. Tom Martin, County Council Chaplain, gave the invocation.

Pledge of Allegiance:

Mr. Martin led the Pledge of Allegiance to the Flag of the United States of America.

Approval of Minutes:

Mr. Cain made a motion, seconded by Mr. Dexter, approved 5 – 0 to amend the May 8, 2015 special called meeting minutes to add “alleged” to page 1, Lawsuit Discussion, paragraph 4, line 4 after the word documented.

Mr. Dexter made a motion, seconded by Mr. Cain, approved 5 – 0 to amend the May 8, 2015 special called meeting backup material to add a document left out of material presented to clerk to inclusion after the meeting.

Mr. Dexter made a motion, seconded by Thrift, approved 5 – 0 to approve the May 5, 2015 regular meeting, May 8, 2015 special called meeting and the May 8, 2015 special called meeting minutes as amended.

First & Final Reading of the Following Proclamations

Proclamation P2015-06 “A PROCLAMATION FOR NATIONAL SAFE BOATING WEEK”

Mr. Thrift made a motion, seconded by Mr. Dexter, approved 5 – 0 to approve **Proclamation P2015-06** on first & final reading. A member of the US Coast Guard Auxiliary was present to accept the proclamation.

Presentations to Council by Outside Organizations

Community Relations Council Creation / Ms. Sandra Ligon, SC Human Affairs Commission

Ms. Ligon addressed Council utilizing several handouts [copies filed with these minutes] requesting Council create a Community Relations Committee in Oconee County. Discussion followed. Mr. McCall thanked Ms. Ligon for her presentation.

Mr. Thrift made a motion, seconded by Mr. Cain, approved 5 – 0 to direct staff to draft a Resolution for creation of an Oconee County Community Relations Council for the June 2, 2015 regular meeting.

Administrator’s Report & Agenda Summary

Mr. Moulder briefly reviewed with Council and for the public’s benefit specifics related to the following matters before Council at this meeting:

- Public Hearings: 2015-06
- Third & Final Readings: 2015-06 [Mr. Moulder requested tabling third reading to the next meeting to allow Council to fully review amended documents presented at this meeting]
- Second Reading for Ordinances: 2015-01, 2015-02, 2015-03
- First Reading for Ordinances: 2015-17
- First & Final Reading for Resolutions: R2015-09, R2015-10
- Discussion Items
- Council Committee Reports

Mr. Moulder lastly requested that Council consider amending the agenda to review a PRT Commission ATAX funding recommendation.

Mr. Cain made a motion, seconded by Thrift, approved 5 – 0 to amend the agenda to add a first reading in title only of a new ordinance: **Ordinance 2015-TBD** [in title only] “AN ORDINANCE AMENDING CHAPTER 12, ARTICLE 2, SECTION 12-34 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”.

Public Hearings regarding the Following Ordinances

Ordinance 2015-06 “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BY AND BETWEEN OCONEE COUNTY, SOUTH CAROLINA (THE “COUNTY”) AND **CASTO SOUTHEAST REALTY SERVICES, LLC** OR ITS ASSIGNEE (THE “COMPANY”) INCLUDING AN INFRASTRUCTURE IMPROVEMENT CREDIT RELATING TO THE FEES IN LIEU OF TAXES THEREUNDER PURSUANT TO TITLE 12, CHAPTER 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED AND THE PLACEMENT OF RELATED PROPERTY IN A MULTICOUNTY INDUSTRIAL BUSINESS DEVELOPMENT PARK ESTABLISHED BY THE COUNTY; AUTHORIZING THE EXECUTION AND DELIVERY OF AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF SENECA RELATED TO THIS MATTER; AND OTHER MATTERS RELATING THERETO”

Mr. McCall opened the floor for Public Comment.

Mr. McCall asked if any citizens wished to address Council – no citizens addressed Council.

Mr. McCall asked if any citizens wished to submit written comments regarding this ordinance; no citizen presented any written comments for the record.

Mr. McCall closed the Public Hearing regarding **Ordinance 2015-06**.

Third & Final Reading of the Following Ordinances

Ordinance 2015-06 “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BY AND BETWEEN OCONEE COUNTY, SOUTH CAROLINA (THE “COUNTY”) AND **CASTO SOUTHEAST REALTY SERVICES, LLC** OR ITS ASSIGNEE (THE “COMPANY”) INCLUDING AN INFRASTRUCTURE IMPROVEMENT CREDIT RELATING TO THE FEES IN LIEU OF TAXES THEREUNDER PURSUANT TO TITLE 12, CHAPTER 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED AND THE PLACEMENT OF RELATED PROPERTY IN A MULTICOUNTY INDUSTRIAL BUSINESS DEVELOPMENT PARK ESTABLISHED BY THE COUNTY; AUTHORIZING THE EXECUTION AND DELIVERY OF AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF SENECA RELATED TO THIS MATTER; AND OTHER MATTERS RELATING THERETO

Mr. Cain asked the Chair for permission to address a Casto representative present; Mr. Tom Lowell. Mr. McCall asked Mr. Lowell to step to the microphone. Mr. Lowell stated that delaying third and final reading for one meeting would not negatively impact their timeline for this project.

Mr. Thrift made a motion, seconded by Mr. Dexter, to table **Ordinance 2015-06** for third & final reading to the June 2, 2015 regular Council meeting.

Second Reading of the Following Ordinances

Ordinance 2015-01 “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, 2015 AND ENDING JUNE 30, 2016”

Mr. Thrift made a motion, seconded by Mr. Cain, approved 5 – 0 to approve **Ordinance 2015-01** on second reading.

Ordinance 2015-02 “AN ORDINANCE TO ESTABLISH THE BUDGET FOR THE SCHOOL DISTRICT OF OCONEE COUNTY (the “School District”) AND TO PROVIDE FOR THE LEVY OF TAXES FOR THE OPERATIONS OF THE SCHOOL DISTRICT OF OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016”

Mr. Thrift made a motion, seconded by Mr. Cain, approved 5 – 0 to approve **Ordinance 2015-02** on second reading.

Ordinance 2015-03 “AN ORDINANCE TO PROVIDE FOR THE LEVY OF TAXES FOR THE KEOWEE FIRE SPECIAL TAX DISTRICT AND TO ESTABLISH THE BUDGET FOR THE KEOWEE FIRE SPECIAL TAX DISTRICT FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016”

Mr. Thrift made a motion, seconded by Mr. Cain, approved 5 – 0 to approve **Ordinance 2015-03** on second reading.

First Reading of the Following Ordinances

Ordinance 2015-17 “AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV, DIVISION 9, SECTION 2-400(a) (OCONEE COUNTY CONSERVATION BANK BOARD MEMBERSHIP) OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY; AND OTHER MATTERS RELATED THERETO”

Mr. Cain made a motion, seconded by Ms. Cammick, approved 5 – 0 to approve **Ordinances 2015-01** on first reading.

Ordinance 2015-TBD [*in title only*] “AN ORDINANCE AMENDING CHAPTER 12, ARTICLE 2, SECTION 12-34 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”.

Mr. Cain stated that the amendment he is requesting is specifically related to outdoor concerts. Discussion followed.

Mr. Cain made a motion, seconded by Ms. Cammick, approved 5 – 0 to approve **Ordinances 2015-TBD** on first reading in title only.

First & Final Reading of the Following Resolutions

Resolution R2015-09 “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” *[Todd Bridge Road]*

Mr. Thrift made a motion, seconded by Mr. Dexter, approved 5 – 0 to approve **Resolutions R2015-09** on first and final reading.

Resolution R2015-10 “A RESOLUTION TO AUTHORIZE THE ACCEPTANCE OF A CERTAIN RIGHT-OF-WAY FROM THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION; AND OTHER MATTERS RELATED THERETO” *[Brook Lane/Sheep Farm Rd]*

Mr. Dexter made a motion, seconded by Thrift, approved 5 – 0 to approve **Resolutions R2015-10** on first and final reading.

Discussion Regarding Action Items

ITB 14-18 / New Stub Taxiway for Airport / \$637,149.59 / 5% County Match

Mr. Cain made a motion, seconded by Mr. Dexter, approved 5 – 0 to [1] approve the award of bid ITB 14-18 to Rifenburg Construction, Inc., of Zebulon, NC, in the amount of \$579,226.90, with a 10% contingency of \$57,922.69 for a total award of \$637,149.59, and [2] authorize the County Administrator to approve any Change Orders within the contingency amount.

Council Committee Reports

Budget, Finance & Administration Committee / Ms. Cammick

Ms. Cammick read from a prepared statement [copy filed with these minutes] highlighting discussions, direction and recommendations to staff from the May 12, 2015 meeting.

Old Business:

None scheduled at this meeting.

New Business:

Local ATAX / Recommendation for HVAC for Heritage Center/ \$30,000

Mr. Thrift made a motion, seconded by Mr. Cain, approved 5 – 0 to approve the recommendation from the PRT Commission to expend local ATAX funds up to a maximum of \$30,000 to assist the Oconee Heritage Center with installation of a new HVAC system.

CAT Bus Grant Funding for Trial Period

Mr. Cain made a motion, seconded by Mr. Thrift, to direct Administrator to explore/identify grand funding and costs to extend the CAT bus service to the City of Walhalla for a trial period.

Mr. Cain made a motion, seconded by Mr. Thrift, approved 5 – 0 to amend the motion to include the City of Westminster.

Mr. Cain called for the vote. The motion as amended was approved 5 – 0.

Adjourn

Ms. Cammick made a motion, approved unanimously 5 – 0, to adjourn at 7:16 p.m.

Respectfully Submitted:

Elizabeth G. Hulse
Clerk to Council