

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
PROCLAMATION 2021-15**

**A PROCLAMATION DECLARING OCTOBER 20, 2021 AS
SUPPORT YOUR LOCAL CHAMBER OF COMMERCE DAY**

Whereas, the Oconee County Chamber of Commerce works with businesses, merchants, and industry to advance the civic, economic, industrial, professional, and cultural life of the County of Oconee; and

Whereas, chambers of commerce have contributed to the civic and economic life of South Carolina since the founding of the Oconee County Chamber of Commerce in 1906; and

Whereas, this year marks the 109th anniversary of the founding of the U.S. Chamber of Commerce, a national institution purposed to represent the unified interests of the United States under President William Howard Taft; and

Whereas, the chamber of commerce and its members provide citizens with a robust business environment that increases employment, retail trade and commerce, and industrial growth in order to make the County of Oconee a better place to live; and

Whereas, the chamber of commerce encourages the growth of existing industries, services, and commercial enterprises and encourages new businesses and individuals to locate in the County of Oconee; and

Whereas, the State of South Carolina is home to international chambers of commerce, the South Carolina Chamber of Commerce, and more than 79 local chambers of commerce; and

Whereas, this year marks the 37th anniversary of the Carolinas Association of Chamber of Commerce Executives, a professional development organization for chamber of commerce professionals.

NOW, THEREFORE, we, the Oconee County Council, do hereby proclaim **October 20, 2021, as SUPPORT YOUR LOCAL CHAMBER OF COMMERCE DAY** in Oconee County and declare its significance to the citizens of the County.

APPROVED AND ADOPTED this 19th day of October, 2021.

OCONEE COUNTY, SOUTH CAROLINA

John Elliott, Chairman of County Council
Oconee County, South Carolina

Attest: _____
Jennifer C. Adams, Clerk to Council
Oconee County, South Carolina



A G E N D A

OCONEE COUNTY COUNCIL MEETING

October 19, 2021

6:00 PM

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

Call to Order

Moment of Silence

Invocation by County Council Chaplain

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

Appointment of Jennifer C. Adams as Clerk to County Council

Approval of Minutes

- October 5, 2021 Regular Minutes

County Attorney Comments

County Administrator Comments

Introduction of Voter Registration & Elections Director, Ms. Kristie Burr

Proclamations

PROCLAMATION 2021-15 SUPPORT YOUR LOCAL CHAMBER OF COMMERCE DAY 2021

Public Comment Session

[Limited to a total of forty (40) minutes, four (4) minutes per person]

If you are not able to attend in person and you have a comment, you may submit it by emailing jennifercadams@oconeesc.com or calling 864-718-1023, so that your comment may be read into the record.

Council Member Comments

Public Hearings for the Following Ordinances

If you would like to be heard during either of the public hearings, please contact Clerk to Council Jennifer C. Adams at jennifercadams@oconeesc.com or 864-718-1023 so that your participation by may be coordinated.

COUNCIL MEMBERS

John Elliott, Chair, District I

Paul Cain, Vice-Chair, District III

Julian Davis, III, Chair Pro Tem, District IV

Matthew Durham, District II

Glenn Hart, District V

Ordinance 2021-21 EXPENDITURE OF A PORTION OF LOCAL CORONAVIRUS FISCAL RECOVERY FUNDING THAT HAS BEEN ALLOCATED TO OCONEE COUNTY UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 (“ARPA”), AS FOLLOWS: (1) APPROPRIATING TWO MILLION, FOUR HUNDRED AND SEVENTY-FOUR THOUSAND, EIGHTY AND 00/100 (\$2,474,080.00) DOLLARS OF COUNTY ARPA FUNDING FOR PURPOSES OF NECESSARY WATER / WASTEWATER INFRASTRUCTURE IMPROVEMENTS FOR THE CITY OF WALHALLA (“WALHALLA WATER / WASTEWATER INFRASTRUCTURE PROJECT”); (2) AUTHORIZING THE EXPENDITURE, SUBJECT TO CERTAIN TERMS AND CONDITIONS, OF UP TO TWO MILLION, FOUR HUNDRED AND SEVENTY-FOUR THOUSAND, EIGHTY AND 00/100 (\$2,474,080.00) DOLLARS OF SUCH APPROPRIATED FUNDS FOR THE WALHALLA WATER / WASTEWATER INFRASTRUCTURE PROJECT; AND (3) OTHER MATTERS DIRECTLY RELATED THERETO.”

As directed by Council on September 7, 2021

Third Reading of the Following Ordinances

Ordinance 2021-21 [see caption above]

Second Reading of the Following Ordinances

Ordinance 2021-24 AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS, IN ONE OR MORE SERIES, TAX-EXEMPT OR TAXABLE, IN AN AMOUNT NOT TO EXCEED \$1,500,000 FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, EQUIPPING, OR REHABILITATING VARIOUS CAPITAL PROJECTS IN THE KEOWEE FIRE TAX DISTRICT; AUTHORIZING THE COUNTY ADMINISTRATOR TO PRESCRIBE THE FORM AND DETAILS OF THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS OF THE BONDS; PROVIDING FOR BORROWING IN ANTICIPATION OF THE ISSUANCE OF THE BONDS; AND OTHER RELATED MATTERS.

First & Final Reading of the Following Resolutions

RESOLUTION 2021-15 A RESOLUTION ADOPTING REDISTRICTING CRITERIA TO BE USED IN DEVELOPING THE 2020 REDISTRICTING PLAN.

Discussion Regarding Action Items

Title: W.K. Dickson Work Authorization # 7

Department(s): Airport

Amount: \$ 278,200.00

(AIP) Project No. 3-45-0016-030-2021 FAA 100% Funded

On November 15, 2016, Council approved the award of RFP 16-07 for Professional Engineer and Consulting Services for the Oconee County Airport to W.K. Dickson & Company, Inc., of Columbia, SC for a five-year term for services as needed. The County Airport now wishes to contract with WK Dickson for Engineering Design and Bid phase services associated with the rehabilitation of existing asphalt runway pavement. The construction work will be bid out separately and WK Dickson will oversee this work.

On August 24, 2021, the County accepted Grant Offer AIP 3-45-0016-030-2021, Rehabilitate Runway 7/25 Design.

COUNCIL MEMBERS

John Elliott, Chair, District I

Paul Cain, Vice-Chair, District III

Julian Davis, III, Chair Pro Tem, District IV

Matthew Durham, District II

Glenn Hart, District V

W.K Dickson Work Authorization #7 includes DBE Project Update, Project Development, Engineering Design, permitting, Bid Phase Services, Professional Services for Field Surveys, and Geotechnical Investigations associated with the rehabilitation of existing asphalt runway 7/25.

The FAA is providing 100% funding for the Rehabilitate Runway 7/25 Design Phase.

It is the staff's recommendation that Council:

- 1. Approve Work Authorization #7 from W.K. Dickson & Co., Inc. for Professional Engineer and Consulting Services for the Airport Runway 7/25 Rehabilitation in the amount of \$278,200.00.**
- 2. Authorize the County Administrator to approve and execute any change orders that may occur as long as the grant funding is approved by the FAA.**

Discussion regarding County Budgeting and Accounting Detail

Council Committee Reports

None scheduled for this meeting.

Board & Commission Appointments

The Board & Commission seats listed below are co-terminus with Council District seats and will require [in the 1st quarter of 2021] appointment and/or reappointment as follows:

Building Codes Appeal Board

1 At-Large Seat: No questionnaire on file for this seat

Executive Session

[upon reconvening Council may take a Vote and/or take Action on matters brought up for discussion in Executive Session, if required]

For the following purposes, as allowed for in § 30-4-70(a) of the South Carolina Code of Laws:

[1] Discuss an Economic Development matter, Project Queso.

Adjourn

COUNCIL MEMBERS

John Elliott, Chair, District I

Paul Cain, Vice-Chair, District III

Julian Davis, III, Chair Pro Tem, District IV

Matthew Durham, District II

Glenn Hart, District V



2020 REDISTRICTING BENCHMARK REPORT

OCONEE COUNTY

REPORT PREPARED BY:
South Carolina Revenue and Fiscal Affairs
Rembert Dennis Building, Room 419
1000 Assembly Street
Columbia, South Carolina 29201
(803)-734-3793

September 27, 2021

REDISTRICTING REPORT 2020
PRESENTED TO: OCONEE COUNTY

The South Carolina Revenue and Fiscal Affairs Office (RFA) has prepared the following analysis and accompanying maps regarding the redistricting for Oconee County Council.

RFA strives to release data that is complete, accurate, and useful. However, we ask that you notify us, either by email (redistricting@rfa.sc.gov) or phone (803-734-3793), of any discrepancies.

ITEMS TO NOTE PRIOR TO REVIEWING THIS REPORT:

- The 2020 Census presents new challenges regarding redistricting as the data below the state level will be affected by the U.S. Census Bureau's efforts with respect to differential privacy. The Bureau has stated that the total population in each state will be "as enumerated," but that all other levels of geography could have some variance from the raw data. This variance is referred to by the Census Bureau as "injecting noise" into the data and is an attempt to improve privacy. The bureau has indicated that no "noise" will be injected into the state total population, but it is likely that noise will be injected for every other level of geography. More noise is injected as the geography levels get smaller. In other words, population counts at the county, city, or block level may not be "as enumerated".
- Race is defined following the guidance provided in OMB Bulletin No. 00-02 which allocates population counts of a "minority race and white" category to the minority race. In Tables 2 and 3, NH DOJ Black is the sum of Non-Hispanic Black and Non-Hispanic Black and White as recommended by the Department of Justice (DOJ).

CONSIDERATIONS FOR PRELIMINARY PLAN:

In developing a preliminary plan, RFA recommends following constitutional and statutory provisions:

- The requirement of “one person, one vote” under the Equal Protection Clause of the 14th Amendment and accepted variances.
- The Voting Rights Act, primarily Section 2, which protects the interest of the racial minority population.
- Other applicable court decisions and federal and state law.

Further, RFA recommends the following set of traditional redistricting principles be considered:

- Districts or wards will be drawn contiguously, so that all parts of the district or ward are connected to each other.
- Districts or wards will be drawn to minimize the division of voting precincts.
- Districts or wards will be geographically compact to the extent practicable, such that nearby areas of population are not bypassed for a more distant population.
- Districts or wards will be drawn, when feasible, with respect to existing districts and communities of interests, which will require input from Council and the citizens.
- Districts or wards will be drawn to comply with other applicable court decisions and federal and state laws.

2020 CENSUS BENCHMARK REPORT

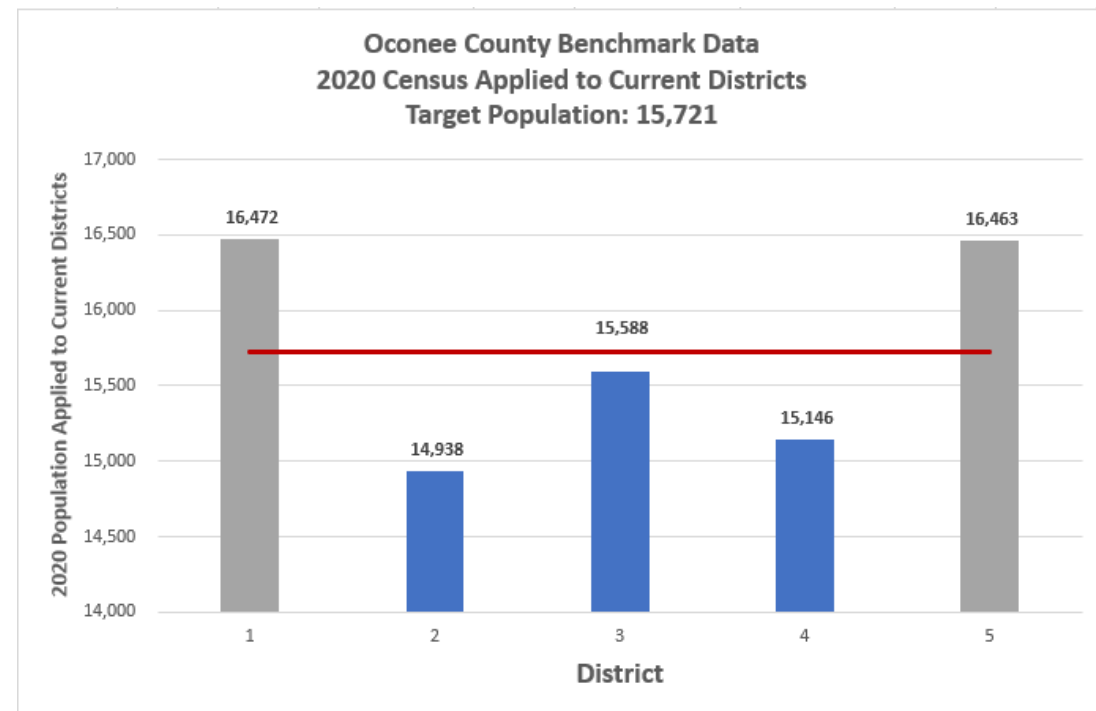
The population of Oconee County has increased 5.84% from 74,273 to 78,607. As a result, the ideal district changed from 14,855 to 15,721. The Benchmark Report noted a deviation range of 9.76% (the sum of the highest deviation, 4.77%, and the absolute value of the lowest deviation | -4.98% |) which is below the maximum range of 10%. RFA recommends a deviation range of 5%.

The following table and chart show which districts are (under-) or over-populated indicating potential adjustments needed to be within the allowable deviation range.

TABLE 1: 2020 CENSUS COUNTS APPLIED TO CURRENT DISTRICTS

District	2020 Census	Goal	Over/(Under)	% Deviation
1	16,472	15,721	751	4.77%
2	14,938	15,721	(783)	-4.98%
3	15,588	15,721	(133)	-0.85%
4	15,146	15,721	(575)	-3.66%
5	16,463	15,721	742	4.72%
Lowest Deviation:		-4.98%		
Highest Deviation:		4.77%		
Deviation Range:		9.76%		

CHART 1:



MAP 1:

Current County
Council District Lines and
Addresses of Incumbents

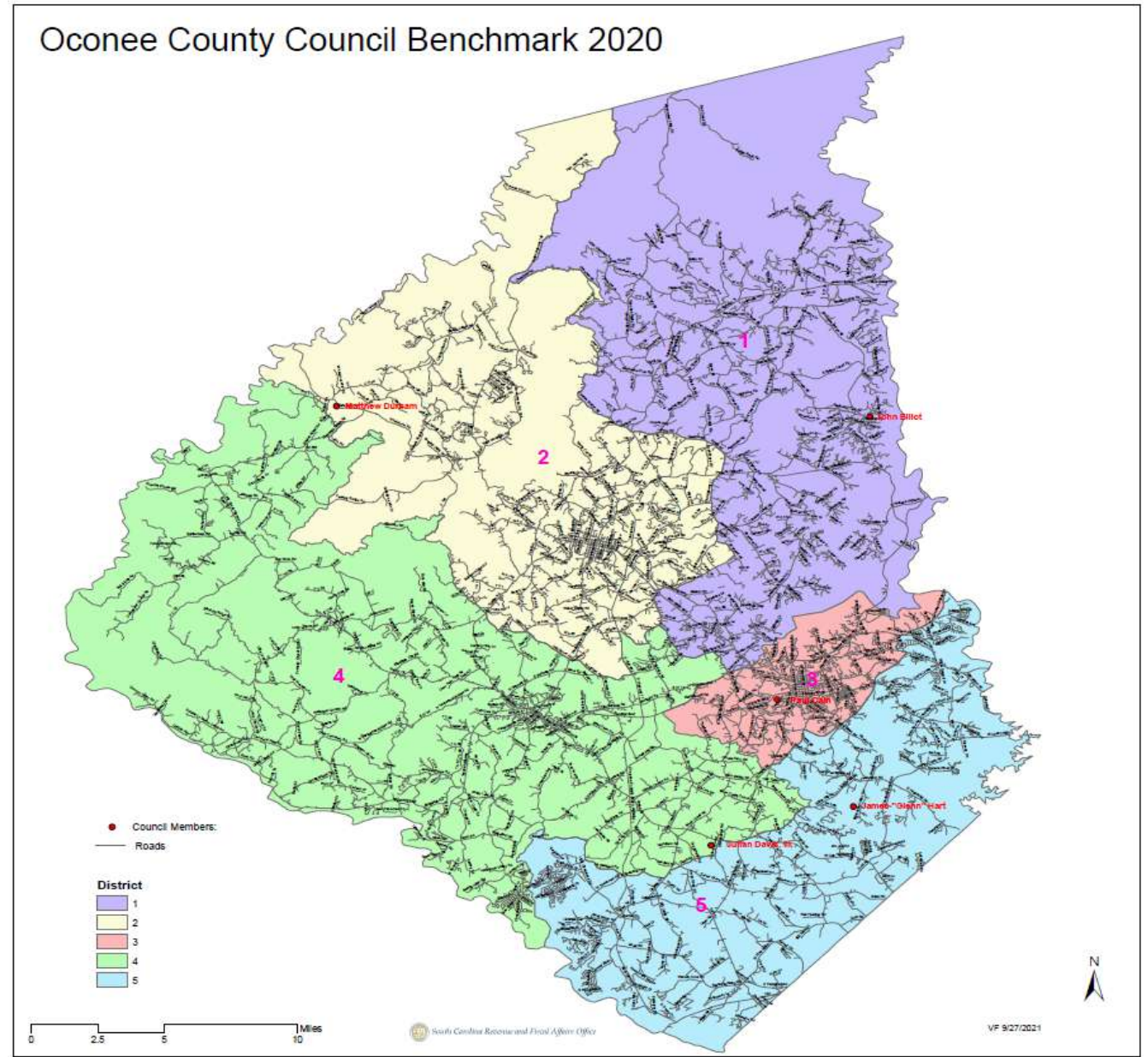


TABLE 2: TOTAL POPULATION BY RACE *RACE DEFINED USING DOJ DEFINITIONS. NOT HISPANIC OR LATINO IS ABBREVIATED AS NH.

District	Total	Hispanic	% Hispanic	NH White	% NH White	NH DOJ Black	% NH DOJ Black	NH Other Race	% NH Other Race
1	16,472	471	2.86%	15,073	91.51%	309	1.88%	619	3.76%
2	14,938	1,868	12.51%	11,939	79.92%	468	3.13%	663	4.44%
3	15,588	927	5.95%	10,470	67.17%	3,426	21.98%	765	4.91%
4	15,146	550	3.63%	13,329	88.00%	680	4.49%	587	3.88%
5	16,463	568	3.45%	13,885	84.34%	1,138	6.91%	872	5.30%
Total	78,607	4,384	5.58%	64,696	82.30%	6,021	7.66%	3,506	4.46%

TABLE 3: VOTING AGE POPULATION BY RACE *RACE DEFINED USING DOJ DEFINITIONS. NOT HISPANIC OR LATINO IS ABBREVIATED AS NH.

District	VAP Total	VAP Hispanic	% VAP Hispanic	VAP NH White	% VAP NH White	VAP NH DOJ Black	% VAP NH DOJ Black	VAP NH Other Race	% VAP NH Other Race
1	14,284	316	2.21%	13,268	92.89%	204	1.43%	496	3.47%
2	11,526	1,169	10.14%	9,576	83.08%	303	2.63%	478	4.15%
3	12,350	579	4.69%	8,685	70.32%	2,528	20.47%	558	4.52%
4	11,872	354	2.98%	10,607	89.34%	463	3.90%	448	3.77%
5	13,547	389	2.87%	11,654	86.03%	802	5.92%	702	5.18%
Total	63,579	2,807	4.41%	53,790	84.60%	4,300	6.76%	2,682	4.22%

RFA ANALYSIS RESULTS:

Preliminary results of our analysis indicate there does not appear to be racially polarized voting in Oconee County but more time is needed prior to making a recommendation.

- Voting data was analyzed to determine compliance with Section 2 of the Voting Rights Act.
- The results of the analysis are not absolute due to the limitations of the data; therefore, conclusions are to be used only as a precautionary measure.
- The following techniques were used:
 - Homogeneous Precinct Analysis (Appendix C) - This technique focuses on the racial mix of the precinct. SC voting data is limited for this technique since there is no way to determine the race of the candidate or the voter who cast the ballot.
 - Bivariate Ecological Regression Analysis (Appendix D) - This technique focuses on two aggregate variables and the relationship between them.

RFA RECOMMENDATIONS:

- RFA requests Council conduct a public meeting to discuss this report and solicit feedback from the public.
- RFA recommends Council adopt, through either a resolution or acceptance of this plan, the following traditional redistricting principles:
 - Districts or wards will be drawn contiguously, so that all parts of the district or ward are connected to each other.
 - Districts or wards will be drawn to minimize the division of voting precincts.
 - Districts or wards will be geographically compact to the extent practicable, such that nearby areas of population are not bypassed for a more distant population.
 - Districts or wards will be drawn to comply with other applicable court decisions and federal and state laws.
 - Districts or wards will be drawn, when feasible, with respect to existing districts and communities of interests, which will require input from Council and the citizens.
- Because of the potential effects of differential privacy, RFA recommends Council adopt a deviation range of 5%.

APPENDIX A – POPULATION TREND

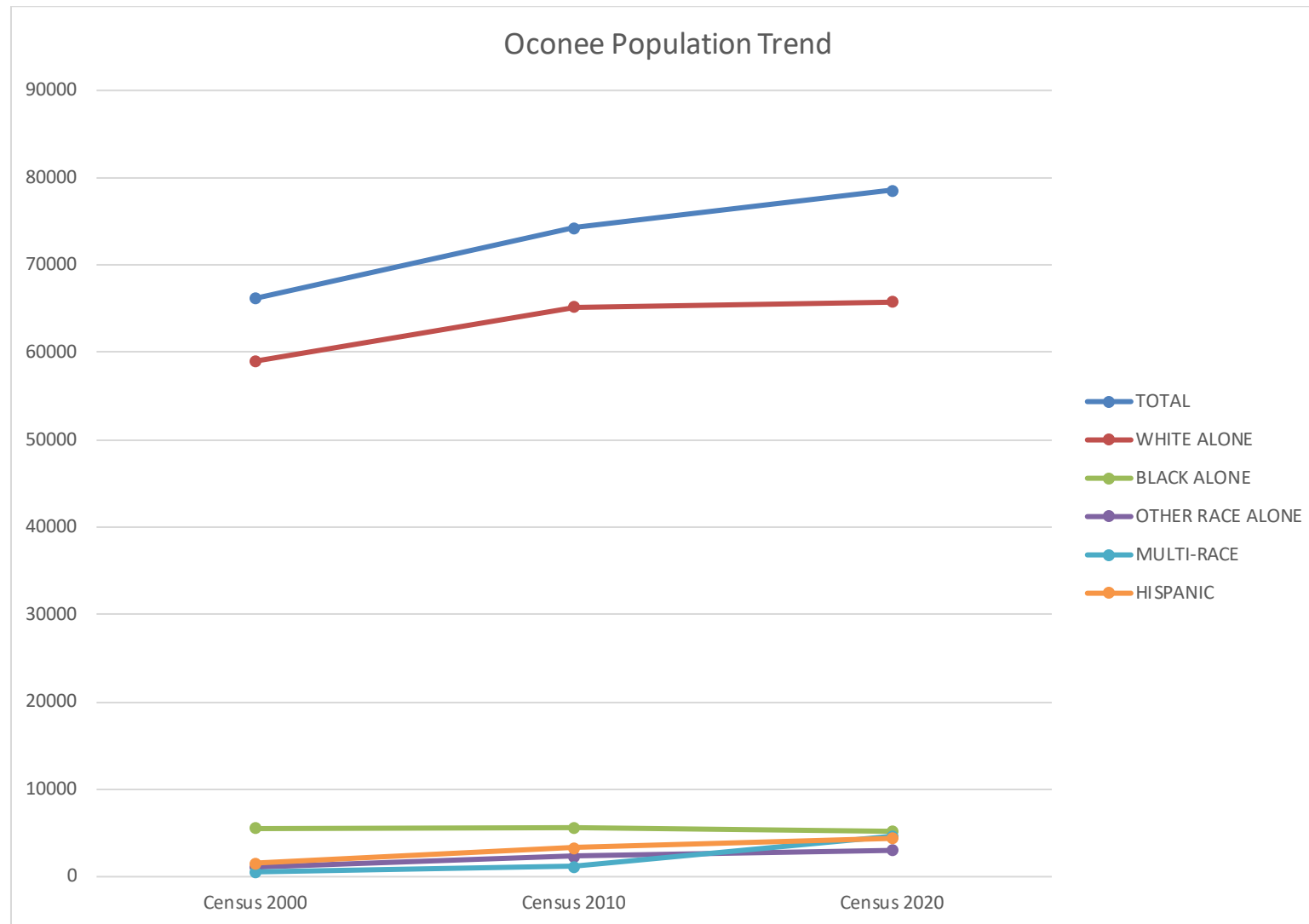
TABLE A-1 PERCENT CHANGE FROM 2010 TO 2020 BY DETAILED RACE CATEGORIES

DOJ Definitions*																										
County	Year	Total Pop	White Alone	Percent of Total	Black Alone	Percent of Total	Other Single Race	Percent of Total	Multiple Race	Percent of Total	Hispanic or Latino Population	Percent of Total	Non-Hispanic White*	Percent of Total	Non-Hispanic Black*	Percent of Total	Non-Hispanic American Indian and Alaska Native*	Percent of Total	Non-Hispanic Asian*	Percent of Total	Non-Hispanic Native Hawaiian and Other Pacific Islander*	Percent of Total	Non-Hispanic Other Race*	Percent of Total	Non-Hispanic Multiple Race*	Percent of Total
OCONEE	2010	74,273	65,177	87.75%	5,613	7.56%	2,308	3.11%	1,175	1.58%	3,349	4.51%	63,807	85.91%	6,015	8.10%	404	0.54%	515	0.69%	25	0.03%	55	0.07%	103	0.14%
	2020	78,607	65,766	83.66%	5,193	6.61%	3,011	3.83%	4,637	5.90%	4,384	5.58%	64,696	82.30%	6,021	7.66%	1,757	2.24%	819	1.04%	39	0.05%	573	0.73%	318	0.40%
Percent Change		5.84%	0.90%		-7.48%		30.46%		294.64%		30.90%		1.39%		0.10%		334.90%		59.03%		56.00%		941.82%		208.74%	

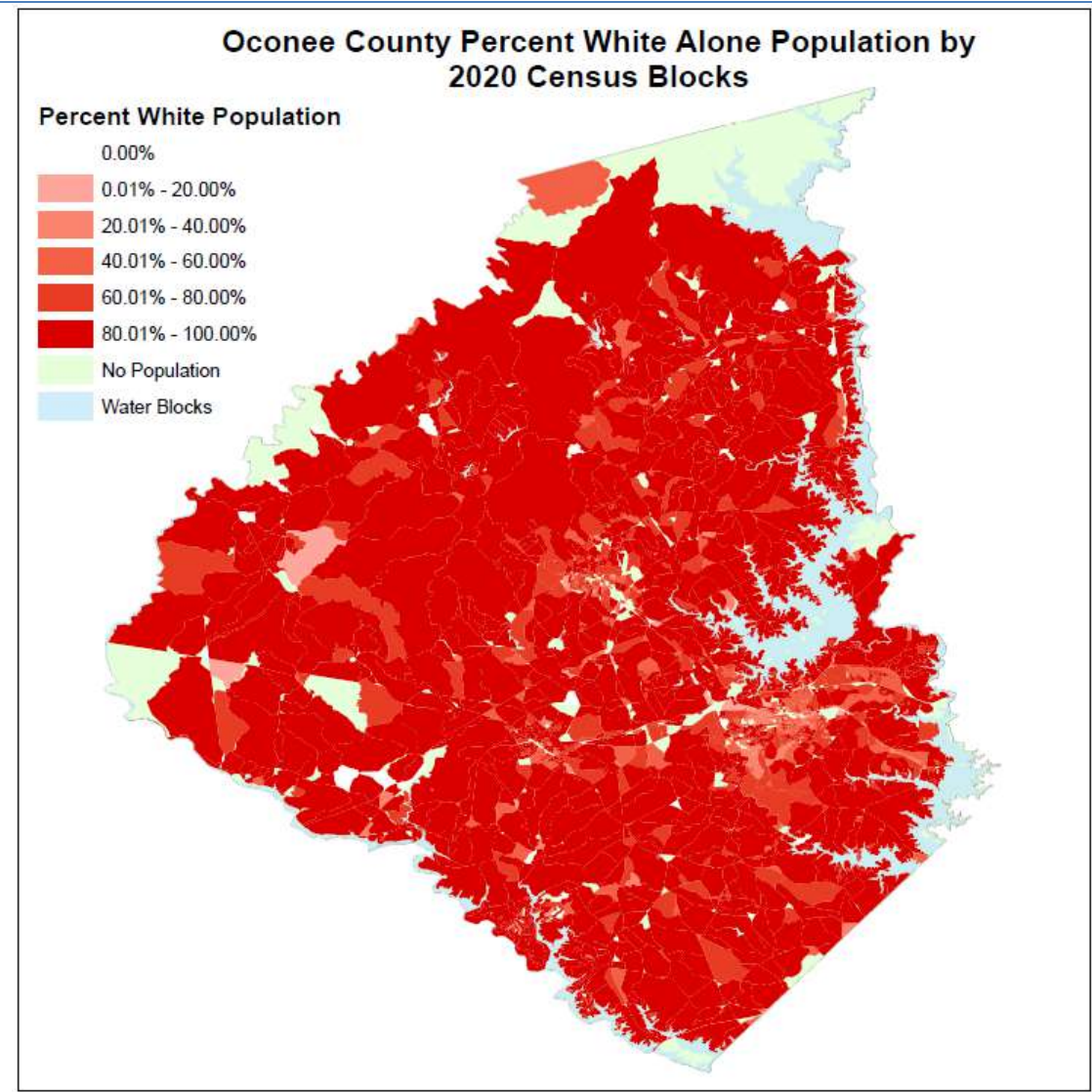
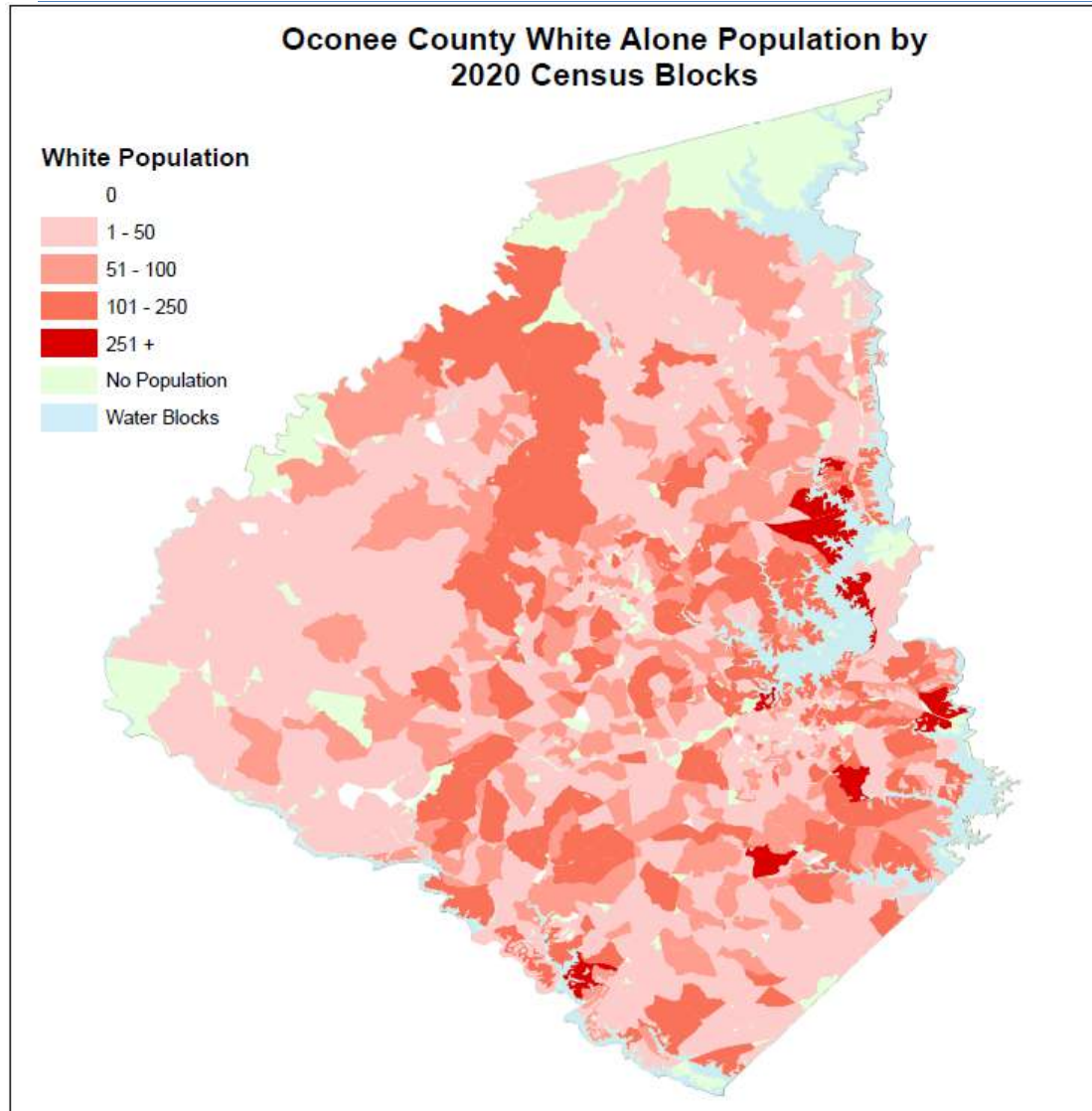
TABLE A-2 PERCENT CHANGE FROM 2010 TO 2020 BY SINGLE RACE CATEGORIES

County	Year	Total Population	White Alone	Percent of Total	Black Alone	Percent of Total	Other Single Race	Percent of Total	Multiple Race	Percent of Total
OCONEE	2010	74,273	65,177	87.75%	5,613	7.56%	2,308	3.11%	1,175	1.58%
	2020	78,607	65,766	83.66%	5,193	6.61%	3,011	3.83%	4,637	5.90%
Percent Change		5.84%	0.90%		-7.48%		30.46%		294.64%	

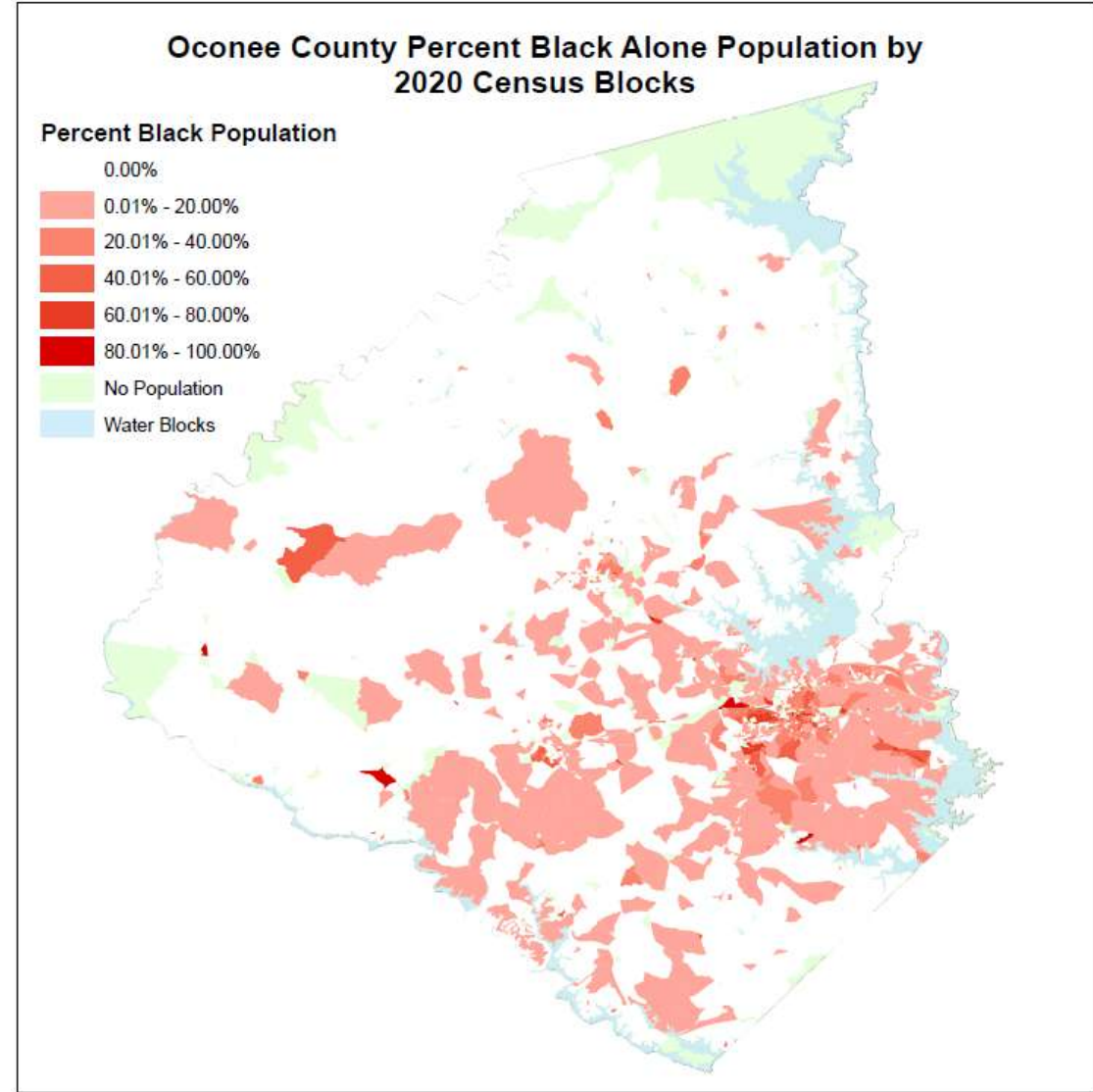
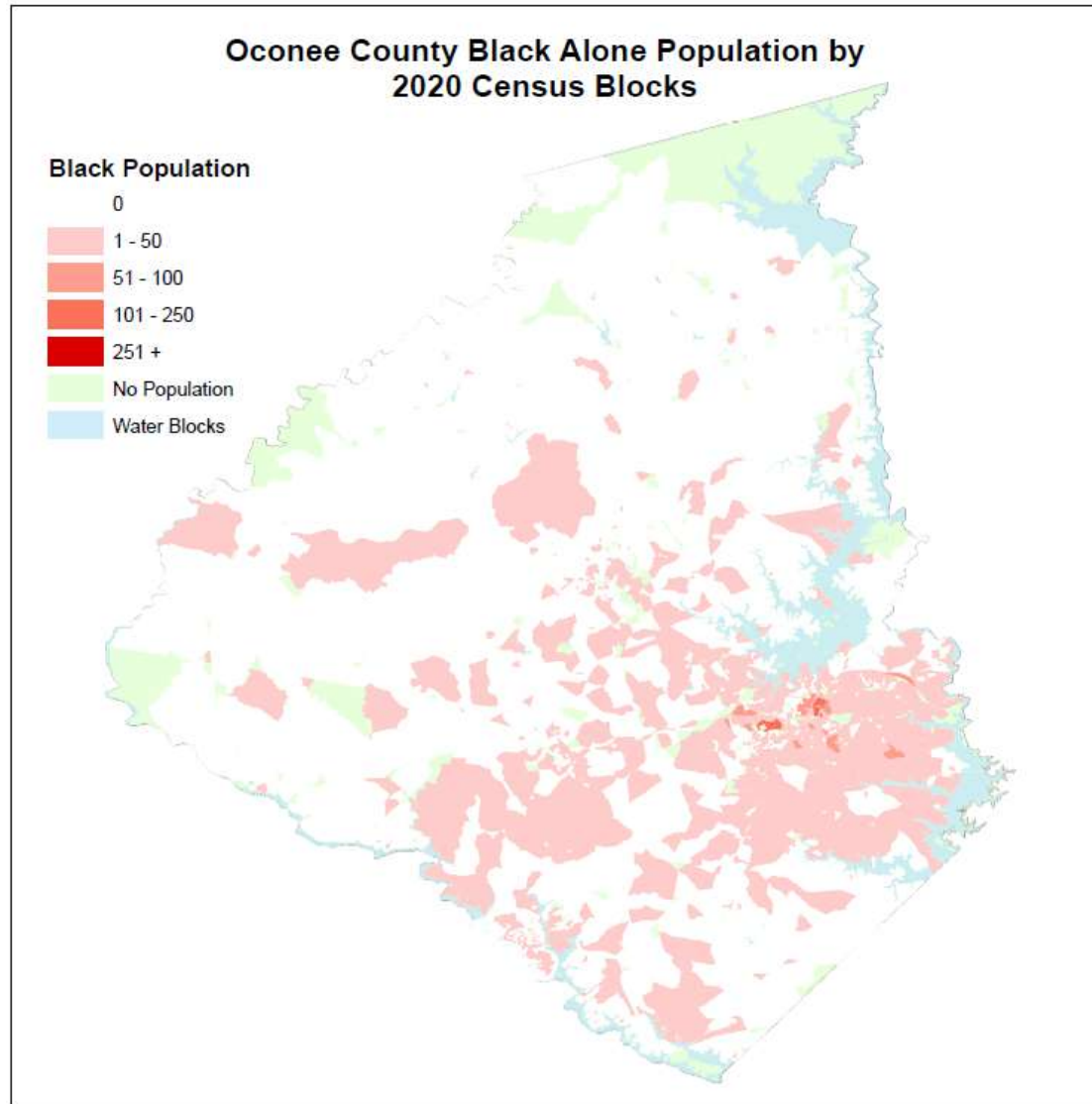
CHART A-1 POPULATION TREND BY SINGLE RACE, 2000 - 2020

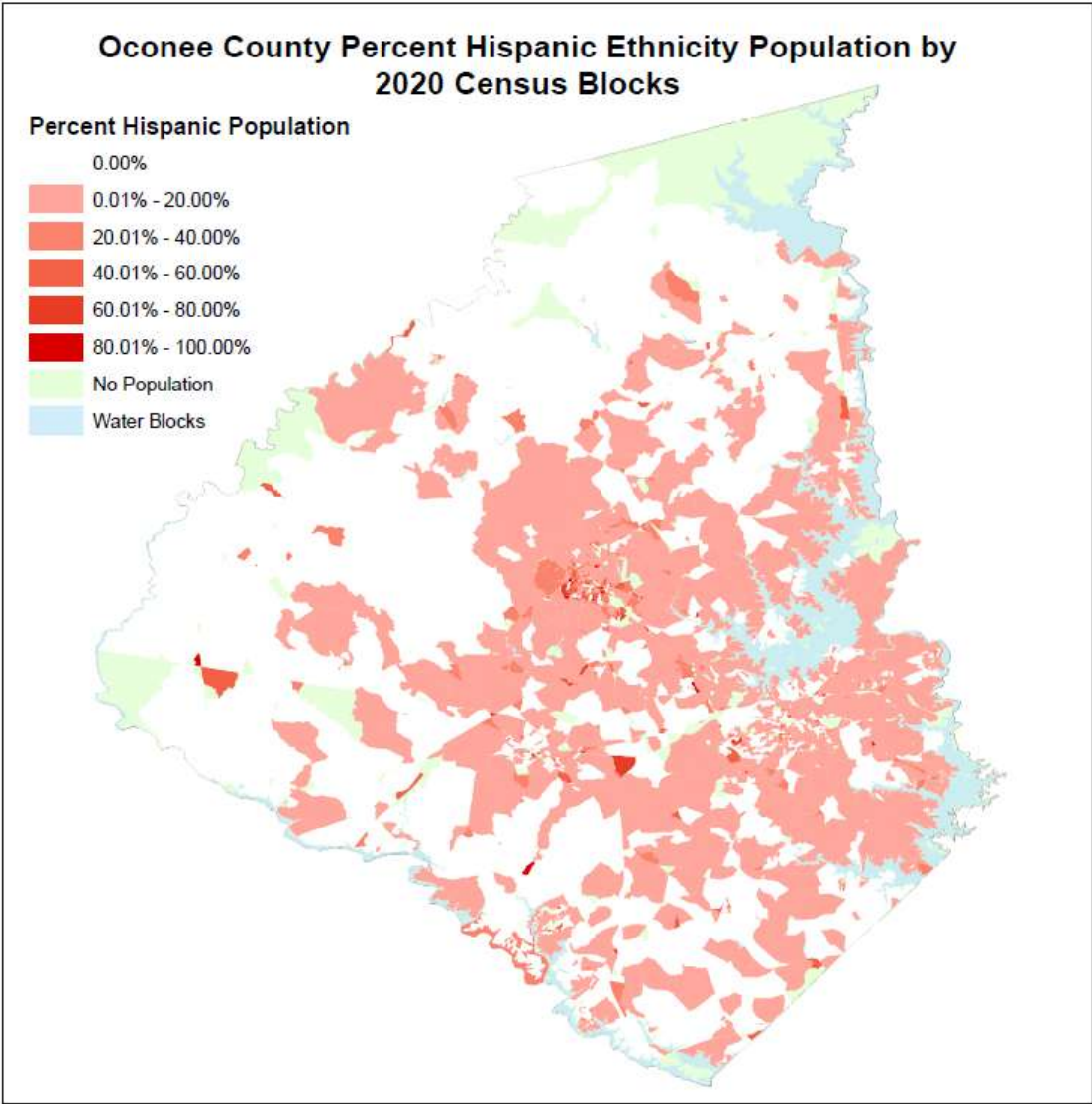
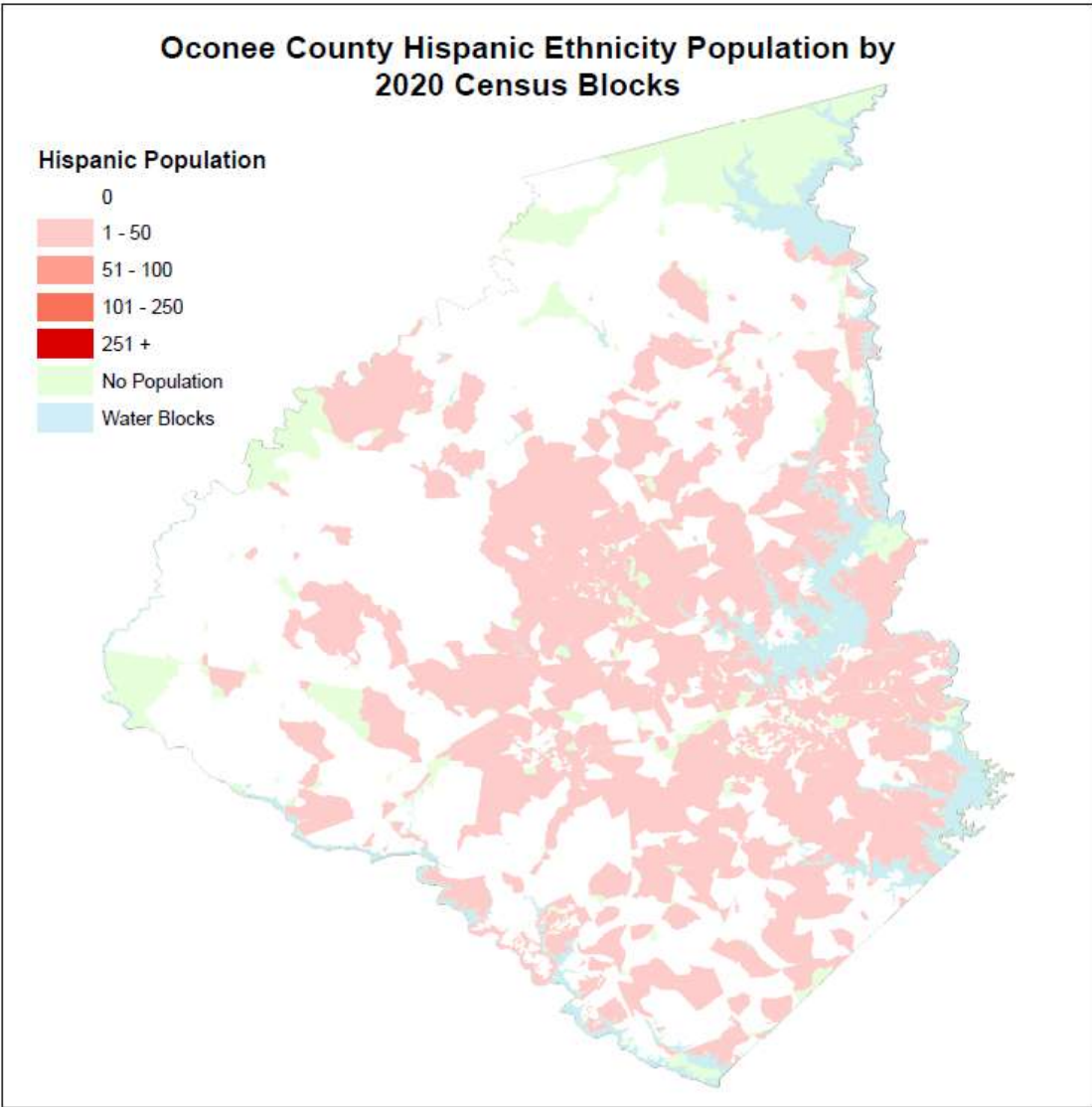


MAPS BY SINGLE RACE CATEGORY - WHITE



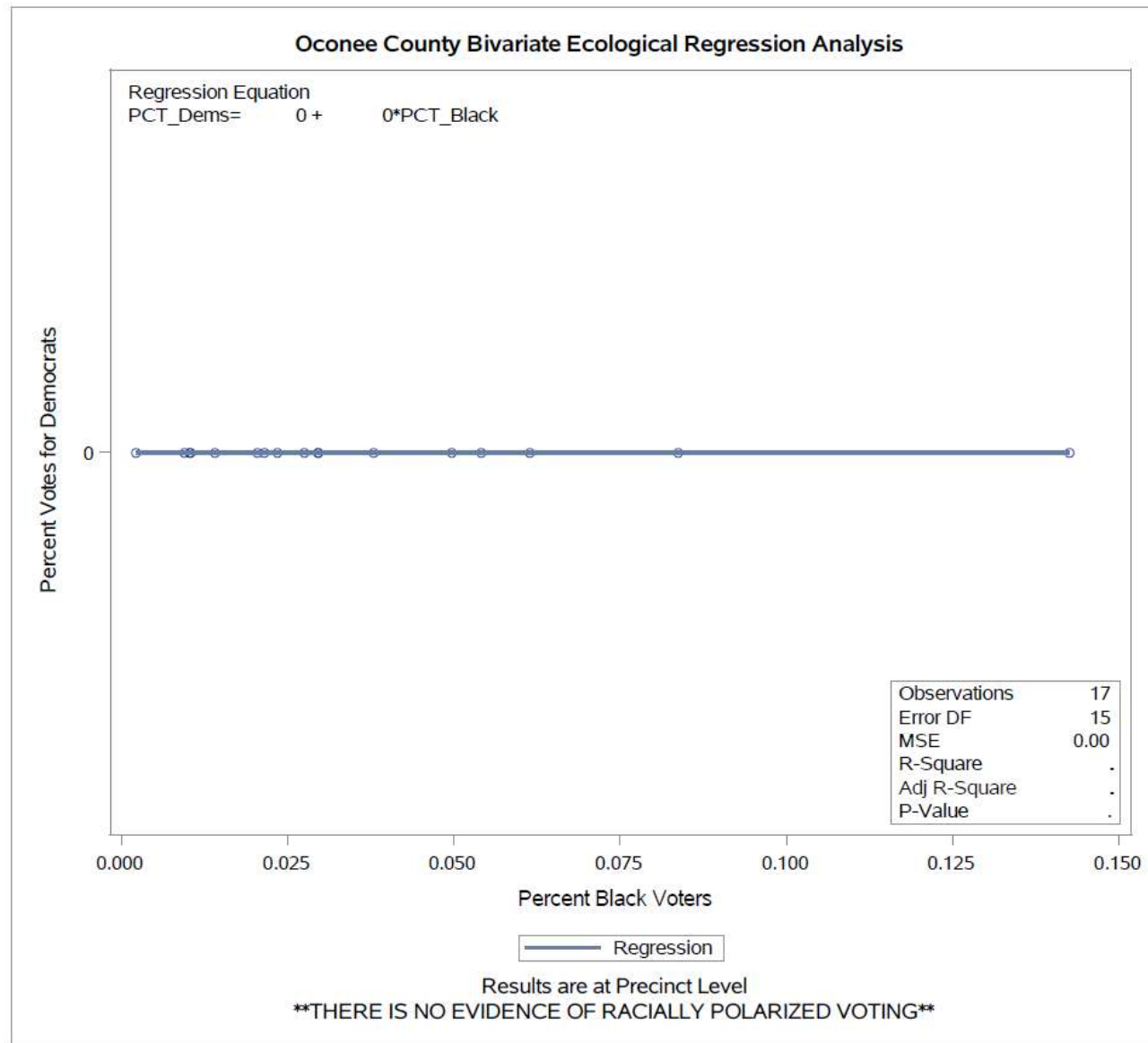
MAPS BY SINGLE RACE CATEGORY - BLACK





SC Results for Last Oconee County Council Election by Race

County Council District	Registered & Voted Last 5 Years	Percent White Registered Voters	Percent Black Registered Voters	Percent Other Registered Voters	Percent Votes for Winning Candidate	Winning Party	Total County District Voters	Party Ran Unopposed
1	Has Voted Last 5 Years	97.82%	0.70%	1.48%	-		-	-
1	Has Not Voted Last 5 Years	95.36%	2.23%	2.41%	-		-	-
2	Has Voted Last 5 Years	93.30%	1.91%	4.79%	98.65%	REP	5994	-
2	Has Not Voted Last 5 Years	86.85%	3.01%	10.14%	-		-	-
3	Has Voted Last 5 Years	75.15%	21.07%	3.78%	-		-	-
3	Has Not Voted Last 5 Years	70.48%	22.17%	7.35%	-		-	-
4	Has Voted Last 5 Years	94.40%	3.93%	1.67%	95.65%	REP	6691	-
4	Has Not Voted Last 5 Years	90.69%	5.45%	3.86%	-		-	-
5	Has Voted Last 5 Years	92.60%	5.25%	2.15%	98.52%	REP	6909	-
5	Has Not Voted Last 5 Years	90.14%	6.39%	3.47%	-		-	-



**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
RESOLUTION 2021-15**

**A RESOLUTION ADOPTING REDISTRICTING CRITERIA
TO BE USED IN DEVELOPING THE 2020 REDISTRICTING
PLAN.**

WHEREAS, the Oconee County Council (“County Council”) is responsible for County Council district redistricting (the “Redistricting Plan”) in conjunction with the 2020 U.S. Census; and

WHEREAS, County Council has determined that certain criteria should be followed in developing the Redistricting Plan and desires to express and endorse those criteria by this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE OCONEE COUNTY COUNCIL, IN MEETING DULY ASSEMBLED, THAT the following criteria are adopted for purposes of guiding the development of the Redistricting Plan based on 2020 census figures:

- Adhere to the constitutional requirement of one (1) person, one (1) vote and do so by following constitutionally-mandated equal protection requirements and accepted population variances;
- Adhere to the 1965 Voting Rights Act, as amended, and the controlling court decisions;
- Endeavor to draw districts contiguously, so that all parts of each district are connected to one another;
- Respect “Communities of Interest”;
- Attempt to maintain constituent consistency;
- Strive to avoid splitting voting precincts; and
- Solicit and consider public input.

RESOLVED this _____ day of _____, 2021, in meeting duly assembled.

ATTEST:

Clerk to Oconee County Council

John Elliott
Chair, Oconee County Council

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
ORDINANCE 2021-21**

AN ORDINANCE TO APPROPRIATE AND AUTHORIZE THE EXPENDITURE OF A PORTION OF LOCAL CORONAVIRUS FISCAL RECOVERY FUNDING THAT HAS BEEN ALLOCATED TO OCONEE COUNTY UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 (“ARPA”), AS FOLLOWS: (1) APPROPRIATING TWO MILLION, FOUR HUNDRED AND SEVENTY-FOUR THOUSAND, EIGHTY AND 00/100 (\$2,474,080.00) DOLLARS OF COUNTY ARPA FUNDING FOR PURPOSES OF NECESSARY WATER / WASTEWATER INFRASTRUCTURE IMPROVEMENTS FOR THE CITY OF WALHALLA (“WALHALLA WATER / WASTEWATER INFRASTRUCTURE PROJECT”); (2) AUTHORIZING THE EXPENDITURE, SUBJECT TO CERTAIN TERMS AND CONDITIONS, OF UP TO TWO MILLION, FOUR HUNDRED AND SEVENTY-FOUR THOUSAND, EIGHTY AND 00/100 (\$2,474,080.00) DOLLARS OF SUCH APPROPRIATED FUNDS FOR THE WALHALLA WATER / WASTEWATER INFRASTRUCTURE PROJECT; AND (3) OTHER MATTERS DIRECTLY RELATED THERETO.

WHEREAS, the 2019 Novel Coronavirus (“COVID-19”) is a respiratory disease that has caused severe illness and death by the SARS-CoV-2 virus, which is a new strain of coronavirus previously unidentified in humans and which can spread from person to person;

WHEREAS, recent numbers posted on the COVID Data Tracker website for the Centers for Disease Control and Prevention show that over 40 million Americans have been infected with COVID 19, and more than 650,000 deaths have resulted;

WHEREAS, COVID 19 has disrupted nearly every facet of American life, affecting families, schools, communities, and businesses in profound and unprecedented ways;

WHEREAS, the negative financial impact of COVID 19 on American society has been experienced in a variety of ways, including food and housing insecurity, business closures, job loss and long term unemployment, and a widespread want of opportunity;

WHEREAS, throughout the COVID-19 crisis, local governments were at the forefront of the response, addressing untold numbers and types of emergencies and exigencies;

WHEREAS, local governments remain uniquely positioned to take a leadership role in the recovery effort;

WHEREAS, on March 11, 2021, the American Rescue Plan Act (“ARPA”) was signed into law by the President of the United States;

WHEREAS, among other things, ARPA established the Coronavirus Local Fiscal Recovery Fund (“Fiscal Recovery Fund”), which provides for direct aid to counties and municipalities to

support their efforts in combating the impact of COVID-19 on their communities, residents, and businesses;

WHEREAS, the Fiscal Recovery Fund provides local governments, including Oconee County (“County”), with significant monetary resources, purposed to assist in responding to the COVID-19 public health emergency;

WHEREAS, financial assistance received by local governments through the Fiscal Recovery Fund may be used in several different ways, including but not limited to: (1) generally responding to the COVID-19 public health emergency or its negative economic impacts; (2) providing premium pay to eligible workers; (3) replacing lost public sector revenue; and (4) making necessary investments in water, sewer, or broadband infrastructure;

WHEREAS, the County has been allocated Fifteen Million, Four Hundred Fifty Thousand, Eight Hundred Seventy-Eight, and 00/100 (\$15,450,878.00) Dollars, to be received in two equal installments, one of which has been received, with the other to be received in approximately 12 months (collectively “County ARPA Funds”);

WHEREAS, the Fiscal Recovery Fund permits cooperation among units of local government in funding allowable projects. 31 CFR Part 35. (See *Supplementary Information, Section VI. Transfers.*);

WHEREAS, the City of Walhalla (“Walhalla”) has requested assistance from the County in order to construct, improve, and/or repair certain water / wastewater infrastructure, as more particularly described on the attached Exhibit A (the “Walhalla Water / Wastewater Infrastructure Project”);

WHEREAS, the Walhalla Water / Wastewater Infrastructure Project is a necessary infrastructure project within Oconee County, for it will, among other things: (1) ensure a reliable supply of clean and safe drinking water to current and future residents in the subject area and (2) increase water use efficiency and conservation;

WHEREAS, the County desires to assist Walhalla with the Walhalla Water / Wastewater Infrastructure Project by contributing up to Two Million, Four Hundred and Seventy-Four Thousand, Eighty and 00/100 (\$2,474,080.00) Dollars of County ARPA Funds.

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

Section 1. Appropriation. Two Million, Four Hundred and Seventy-Four Thousand, Eighty and 00/100 (\$2,474,080.00) Dollars of County ARPA Funds are hereby appropriated and set aside for the Walhalla Water / Wastewater Infrastructure Project.

Section 2. Expenditures. Expenditure of funds appropriated out of County APRA Funds for the Walhalla Water / Wastewater Infrastructure Project is approved in an amount up to Two Million, Four Hundred and Seventy-Four Thousand, Eighty and 00/100 (\$2,474,080.00) Dollars, subject to the following conditions:

- a) This appropriation and expenditure authorization only applies to available County ARPA Funds that have been received by the County from the United States Department of Treasury and which have not yet been otherwise appropriated.

- b) All federal requirements, specifically including applicable regulations promulgated by the United States Department of Treasury, shall be strictly adhered to in the administration of these funds.
- c) County and Walhalla shall enter into a subrecipient agreement, in a form common to federal grant funding, prior to the expenditure of County ARPA Funds for the Walhalla Water / Wastewater Infrastructure Project. The County Administrator is authorized to execute such an agreement on the advice of the County Attorney.
- d) The subrecipient agreement shall address all matters relevant to the County’s receipt of Fiscal Recovery Funds, including but not limited to regulatory compliance, accounting, reporting, audit preparation, use restrictions, and clawback provisions. 31 CFR Part 35.9.
- e) County reserves the right to discontinue the expenditure of funding appropriated for the Walhalla Water / Wastewater Infrastructure Project at any time based on: (1) emergency or exigent circumstances; (2) due to lack of available funds; (3) if the Walhalla Water / Wastewater Infrastructure Project is deemed an impermissible project, in whole or part, under ARPA, Department of Treasury regulations, or other legal authority; (4) for an actual or threatened breach of the subrecipient agreement; or (5) for convenience.

Section 4. Severability. Should any term, provision, or content of this Ordinance be deemed unconstitutional or otherwise unenforceable by any court of competent jurisdiction, such determination shall not affect the remainder of this Ordinance.

Section 5. General Repeal. All ordinances, orders, resolutions, and actions of the Oconee County Council inconsistent herewith are, to the extent of such inconsistency only, hereby repealed, revoked, and superseded.

Section 6. Effective Date. This Ordinance shall become effective and be in full force from and after public hearing and third reading in accordance with the Code of Ordinances of Oconee County, South Carolina.

ORDAINED in meeting, duly assembled, this ____ of _____, 2021.

ATTEST:

Clerk to Oconee County Council

John Elliott
Chair, Oconee County Council

First Reading: September 21, 2021
 Second Reading: October 5, 2021
 Third Reading: October 19, 2021
 Public Hearing: October 19, 2021

EXHIBIT A

CITY OF WALHALLA

"MAIN STREET to the MOUNTAINS"

Mr. Danny Edwards, Mayor

Mr. Danny Woodward, Mayor Pro Tem
Ms. Sarai Melendez, Councilwoman
Mr. Keith Pace, Councilman
Mrs. Gwen Owens, Councilwoman

Mr. Josh Roberts, Councilman
Mr. David Underwood, Councilman
Mr. Julian Stoudemire, City Attorney
Mr. Timothy B. Burton, City Administrator

August 19, 2021

Oconee County Council
Mr. Matthew Durham, Councilman (District 2)
415 S. Pine Street
Walhalla, SC 29691

RE: American Rescue Plan (ARP) Funds Request

Dear Councilman Durham:

I am contacting you on the behalf of the City of Walhalla to inquire if there are any funding opportunities from Oconee County in relation to its allocation of the American Rescue Plan. The City of Walhalla has identified several water and sewer infrastructure projects across its service area.

Project Background

The City of Walhalla Water System serves a wide area, both inside and outside of the Walhalla city limits. The system has experienced significant growth over the last 2 years, and currently serves approximately 7,000 customer accounts. Walhalla has identified two areas out in the county with the most growth, with those being North Highway 11 area (Council District 2) and the Poplar Springs area (Council Districts 1 and 4). There are considerable requests for new services in these areas and an overall system upgrade would increase capacity and reduce pipeline failures, therefore increasing benefit to the user. Walhalla has spent considerable time in the Poplar Springs area repairing lines. The maps in this document denote the area, with the proposed line upgrades noted by a red line. These maps show the extent of the projects and some the adjoining parcels that are supplied or have the potential to be supplied.

Project Scope/Benefit- North Highway 11

The area served by the North Highway 11 water main include growth areas around the new Walhalla High School and the Lake Keowee area (Knox Road, Keowee School Road, Crooked Creek Road, Stamp Creek Landing Road), Country Junction area, Kelley Mill Road. The proposed North Hwy 11 project would have a direct impact on approximately 2,500 customer accounts, and would consist of installing approximately 19,000 linear feet of 12" ductile iron water main. The current line is a 6" line, that is 56 years old. The project would connect to the existing 12" main located along Sangamo Rd., in West Union, and continue north along Hwy 11 to the SC 183 bridge. The project would provide an increase in

Mr. Danny Edwards, Mayor

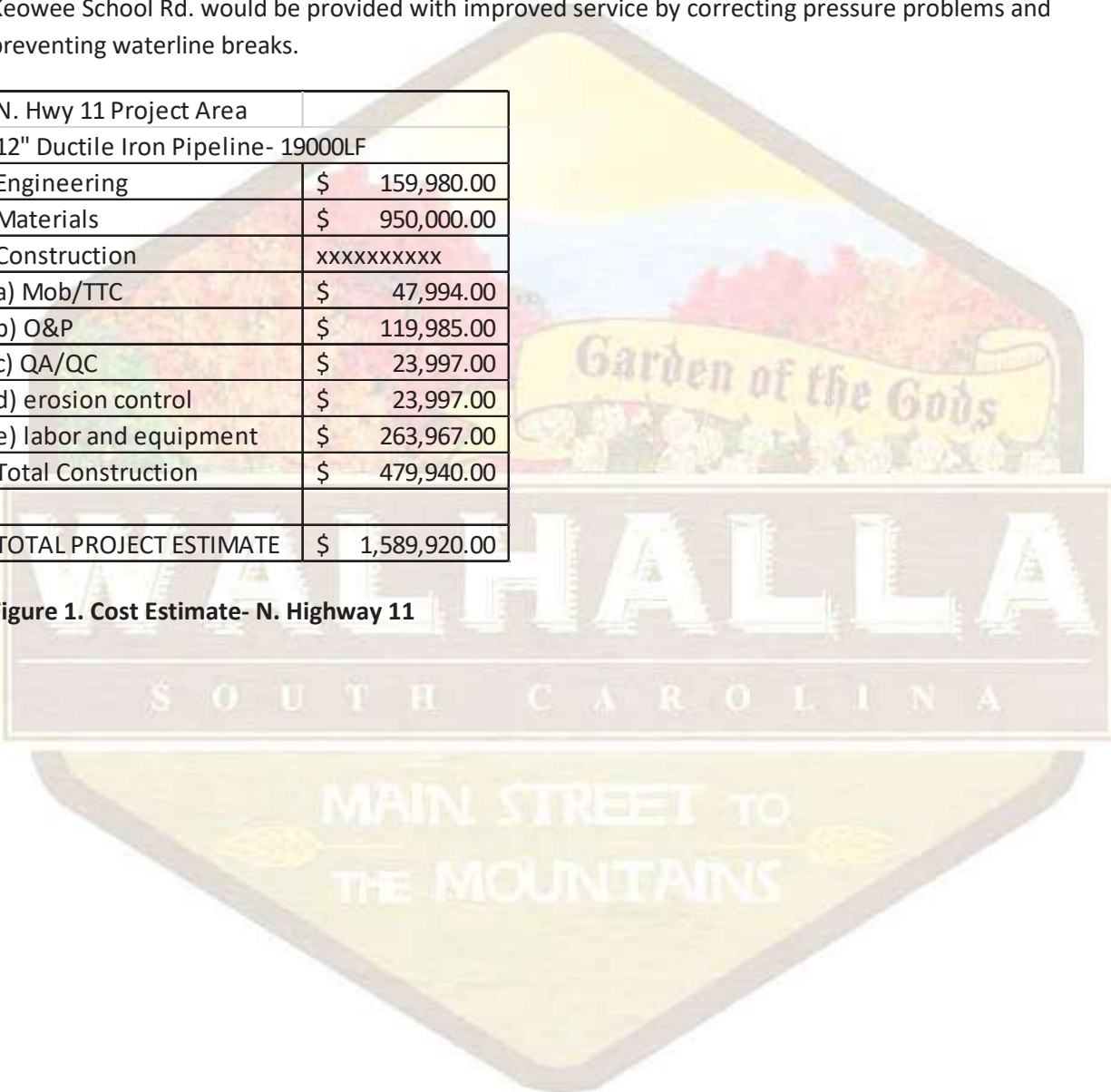
Mr. Danny Woodward, Mayor Pro Tem
 Ms. Sarai Melendez, Councilwoman
 Mr. Keith Pace, Councilman
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Mr. Josh Roberts, Councilman
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capacity to the SC 183 booster station, allowing for improved service in the Walhalla High School area. The project would also provide a decrease in maintenance issues in the Lake Keowee area, which is currently served by a much smaller main. Several hundred acres of property along Hwy 11, SC 183, and Keowee School Rd. would be provided with improved service by correcting pressure problems and preventing waterline breaks.

N. Hwy 11 Project Area	
12" Ductile Iron Pipeline- 19000LF	
Engineering	\$ 159,980.00
Materials	\$ 950,000.00
Construction	xxxxxxxxxx
a) Mob/TTC	\$ 47,994.00
b) O&P	\$ 119,985.00
c) QA/QC	\$ 23,997.00
d) erosion control	\$ 23,997.00
e) labor and equipment	\$ 263,967.00
Total Construction	\$ 479,940.00
TOTAL PROJECT ESTIMATE	\$ 1,589,920.00

Figure 1. Cost Estimate- N. Highway 11



Mr. Danny Edwards, Mayor

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Mr. Keith Pace, Councilman
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Mr. Josh Roberts, Councilman
Mr. David Underwood, Councilman
Mr. Julian Stoudemire, City Attorney
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NORTH HWY 11 WATER PROJECT

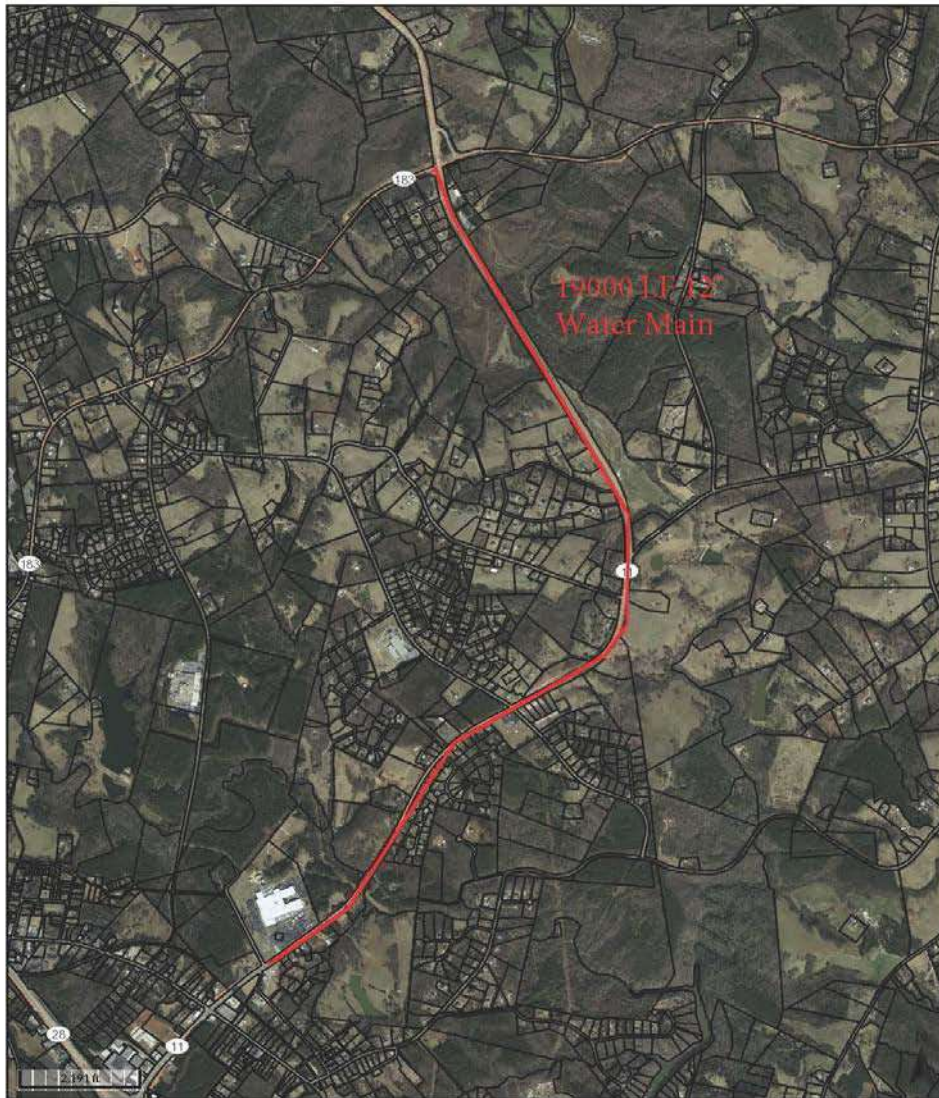


Figure 2. Project Location- H. Highway 11

Mr. Danny Edwards, Mayor

Mr. Danny Woodward, Mayor Pro Tem
 Ms. Sarai Melendez, Councilwoman
 Mr. Keith Pace, Councilman
 Mrs. Gwen Owens, Councilwoman

Mr. Josh Roberts, Councilman
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 Mr. Timothy B. Burton, City Administrator

Project Scope/Benefit- Poplar Springs

The Poplar Springs area is served by one 6" water main, fed from only one direction, which is nearing capacity due to rapid growth in the area. Recent line breaks, and the lack of a system loop in the area, have resulted in large scale outages that last for several hours until repairs are made. In the last ten months there have been 12 large system line breaks. We have collectively spent \$60,000 in labor, equipment, and materials making repairs in this area. Areas served include Poplar Springs Rd, Shrine Club Rd., Dickard Rd, and Albert's Rd. Several new homes have been built in recent months. The proposed project consists of 12,000 linear feet of 10" water main would also provide a backup supply to 700 customer accounts.

Poplar Springs Project Area	
10" Ductile Iron Pipeline- 12000LF	
Engineering	\$ 101,040.00
Materials	\$ 480,000.00
Construction	xxxxxxxxxx
a) Mob/TTC	\$ 30,312.00
b) O&P	\$ 75,780.00
c) QA/QC	\$ 15,156.00
d) erosion control	\$ 15,156.00
e) labor and equipment	\$ 166,716.00
Total Construction	\$ 303,120.00
TOTAL PROJECT ESTIMATE	\$ 884,160.00

Figure 3. Cost Estimate- Poplar Springs

Mr. Danny Edwards, Mayor

Mr. Danny Woodward, Mayor Pro Tem
Ms. Sarai Melendez, Councilwoman
Mr. Keith Pace, Councilman
Mrs. Gwen Owens, Councilwoman

Mr. Josh Roberts, Councilman
Mr. David Underwood, Councilman
Mr. Julian Stoudemire, City Attorney
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POPLAR SPRINGS AREA WATER PROJECT

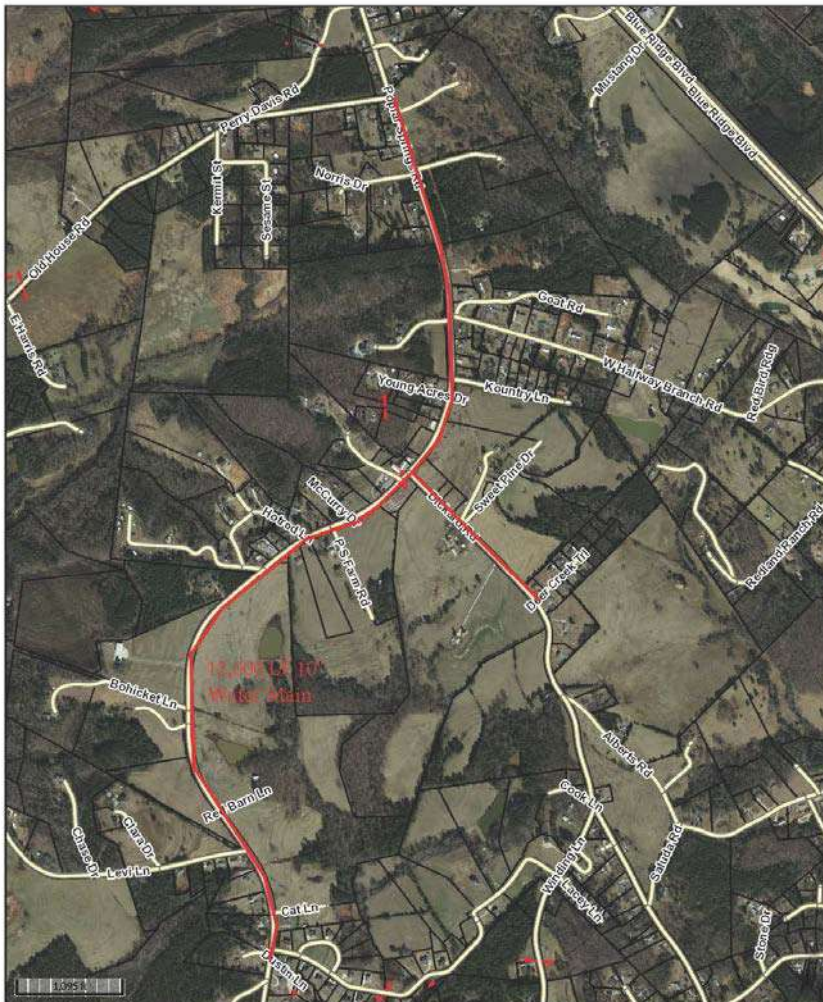


Figure 4. Project Location- Poplar Springs

Mr. Danny Woodward, Mayor Pro Tem
Ms. Sarai Melendez, Councilwoman
Mr. Keith Pace, Councilman
Mrs. Gwen Owens, Councilwoman

Mr. Danny Edwards, Mayor

Mr. Josh Roberts, Councilman
Mr. David Underwood, Councilman
Mr. Julian Stoudemire, City Attorney
Mr. Timothy B. Burton, City Administrator

Project Estimate- Combined

Combined Project Estimate	
N. Highway 11	\$ 1,589,920.00
Poplar Springs	\$ 884,160.00
TOTAL ESTIMATE	\$ 2,474,080.00

We understand these costs are very high, however, in recent months all construction supplies have nearly doubled in price. Many suppliers are now only providing a quote valid for one day. These estimated costs include engineering, materials, and construction. Currently, it is very difficult to estimate a construction completion date, as materials are scarce and other projects are competing for time. If funded, work would begin within two months on the procurement process and having the projects ready for bid.

Project Rationale

To date, Walhalla has not received funding from the State of South Carolina in relation to ARP. Our funding is transferred from the Treasury to the state then to municipalities. Currently, there is no timeline for distribution of funds to municipalities. When Walhalla does receive its allocation, it will also be put towards water and sewer infrastructure projects both inside and outside the city. Unknown funding timeline and rising costs coupled with the fact that both of these projects benefit residents of the county is why we are making this funding request. If not funded, we would rely on fund balance and currently there is not enough in reserves to complete this project along with other deferred maintenance projects across the system. It is projected that this project can reduce customer loss of service by up to 80% which will also extend the life of existing infrastructure. An additional benefit to requesting this funding from Oconee County will allow Walhalla to begin working on infrastructure projects that will benefit county residents in a timely fashion. It is proposed to use a design-build procurement process to expedite construction and possibly reduce costs. Design-build projects can often get projects on the ground quicker than the time it takes for a traditional design-bid-build project.

CITY OF WALHALLA

"MAIN STREET to the MOUNTAINS"

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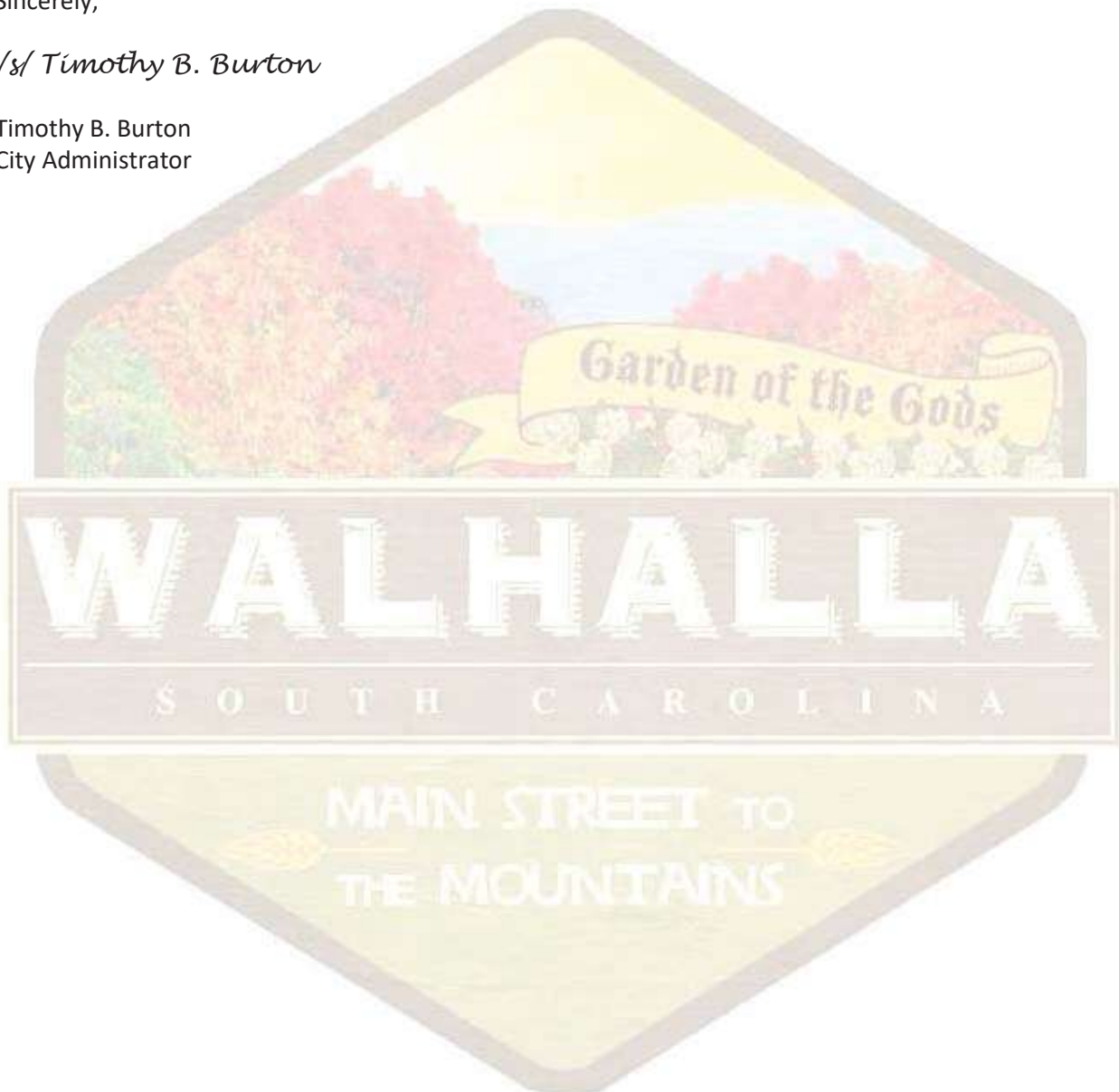
Mr. Josh Roberts, Councilman
Mr. David Underwood, Councilman
Mr. Julian Stoudemire, City Attorney
Mr. Timothy B. Burton, City Administrator

I thank you in advance for your consideration of possible funding. I look forward to answering any questions that you may have.

Sincerely,

/s/ Timothy B. Burton

Timothy B. Burton
City Administrator



OCONEE COUNTY, SOUTH CAROLINA

ORDINANCE NO. 2021-24

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS, IN ONE OR MORE SERIES, TAX-EXEMPT OR TAXABLE, IN AN AMOUNT NOT TO EXCEED \$1,500,000 FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, EQUIPPING, OR REHABILITATING VARIOUS CAPITAL PROJECTS IN THE KEOWEE FIRE TAX DISTRICT; AUTHORIZING THE COUNTY ADMINISTRATOR TO PRESCRIBE THE FORM AND DETAILS OF THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS OF THE BONDS; PROVIDING FOR BORROWING IN ANTICIPATION OF THE ISSUANCE OF THE BONDS; AND OTHER RELATED MATTERS.

ADOPTED: NOVEMBER 16, 2021

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AN ORDINANCE

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS, IN ONE OR MORE SERIES, TAX-EXEMPT OR TAXABLE, IN AN AMOUNT NOT TO EXCEED \$1,500,000 FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, EQUIPPING, OR REHABILITATING VARIOUS CAPITAL PROJECTS IN THE KEOWEE FIRE TAX DISTRICT; AUTHORIZING THE COUNTY ADMINISTRATOR TO PRESCRIBE THE FORM AND DETAILS OF THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS OF THE BONDS; PROVIDING FOR BORROWING IN ANTICIPATION OF THE ISSUANCE OF THE BONDS; AND OTHER RELATED MATTERS.

THE OCONEE COUNTY, SOUTH CAROLINA, COUNTY COUNCIL ORDAINS:

SECTION 1. Findings. The County Council (“Council”) of the Oconee County, South Carolina (“County”), finds and determines:

(a) Article X, Sections 12 and 14 of the Constitution of the State of South Carolina, 1895, as amended (“Constitution”), provides that each county may incur general obligation bonded indebtedness upon such terms and conditions as the General Assembly may prescribe by general law subject to the following limitations: (i) such debt must be incurred only for a purpose which is a public purpose and a corporate purpose for a county, and (ii) unless excepted therefrom, such debt may be issued in an amount not exceeding eight percent of the assessed value of all taxable property of such county (“Bonded Debt Limit”).

(b) Pursuant to Title 4, Chapter 15, Code of Laws of South Carolina, 1976, as amended (“County Bond Act”), the county council of any county of the State may issue general obligation bonds for any corporate purpose of such county for a special tax district up to any amount not exceeding the Available Debt Limit (as defined below).

(c) The County Bond Act provides that as a condition precedent to the issuance of bonds an election be held and result favorably thereto. Chapter 27, Title 11, Code of Laws of South Carolina, 1976, as amended, provides that if an election be prescribed by the provisions of the County Bond Act, but is not 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.

(d) The County has created the Keowee Fire Tax District, as a special tax district of the County, according to section 4-9-30(5), Code of Laws of South Carolina, 1976, as amended, an Ordinance of the Oconee County Council enacted on August 19, 2003, as codified in the Code of Ordinances, Oconee County, South Carolina, Article IV of Chapter 14.

(e) The County has determined to acquire, construct, equip, or rehabilitate various capital projects, as more fully described in Section 20 (collectively, “Projects”), and to approve the procurement of the same as described in this Ordinance.

(f) The assessed valuation of all property in the Keowee Fire Tax District in the County as of September 23, 2021 (unaudited), for purposes of computation of the Bonded Debt Limit, is not less than \$50,707,880. Eight percent of this assessed valuation is \$4,056,630.40 (“Keowee Bonded Debt Limit”). As of the date

of this Ordinance (unaudited), the County has outstanding no more than \$525,755.00 of limited-tax general obligation indebtedness subject to the Keowee Bonded Debt Limit. As of the adoption of this Ordinance, the difference between the Keowee Bonded Debt Limit and the principal amount of the outstanding general obligation indebtedness subject to the Keowee Bonded Debt Limit (“Available Debt Limit”) is the amount of general obligation indebtedness which the County may incur without a referendum, which is no less than: \$3,530,875.00.

(g) The Council has found it is in the best interest of the County for the Council to provide for the issuance of one or more general obligation bonds of the County, pursuant to the provisions of the Constitution and laws of the State of South Carolina, in aggregate \$1,500,000 for the purpose of: (i) funding all or a portion of the Projects; and (ii) paying the costs of issuance related to the Bonds (defined below).

SECTION 2. *Authorization and Details of Bonds and the Projects.* Pursuant to the aforesaid provisions of the Constitution and laws of the State of South Carolina, the County is authorized to issue an amount not to exceed the aggregate of \$1,500,000 in limited-tax, general obligation bonds of the County to be designated “Limited-Tax General Obligation Bonds of Oconee County, South Carolina” (“Bonds”) for the purposes set forth in Section 1(e). The Bonds also may be issued in one or more series, taxable or tax-exempt, from time to time as may be determined in the manner provided below with such further designation of each series to identify the year in which such bonds are issued.

The Bonds may be issued as fully-registered bond; dated the date of their delivery or such other date as may be selected by the County Administrator; may be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of the Bonds maturing in each year; shall be numbered from R-1 upward; shall bear interest, if any, from their date as may be determined by the County Administrator; and shall mature as determined by the County Administrator.

SECTION 3. *Delegation of Certain Details of the Bonds to the County Administrator.* The Council expressly delegates to the County Administrator determinations regarding the Bonds as are necessary or appropriate, including the form of the Bonds (or BANs) and whether to issue bonds as provided by any state or federal economic recovery or “stimulus” laws. The County Administrator is further directed to consult with the County’s bond counsel in making any such decisions.

SECTION 4. *Registrar/Paying Agent.* Both the principal installments 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. The County Treasurer’s Office or a qualified financial institution shall serve as the Registrar/Paying Agent for the Bonds (“Registrar/Paying Agent”) and shall fulfill all functions of the Registrar/Paying Agent enumerated herein.

SECTION 5. *Registration and Transfer.* The County shall cause books (herein referred to as the “registry books”) to be kept at the offices of the Registrar/Paying Agent, for the registration and transfer of the Bonds. Upon presentation at its office for such purpose, the Registrar/Paying Agent shall register or transfer, or cause to be registered or transferred, on such registry books, the Bonds under such reasonable regulations as the Registrar/Paying Agent may prescribe.

The Bonds shall be transferable only upon the registry books of the County, which shall be kept for such purpose at the principal office of the Registrar/Paying Agent, 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/Paying Agent, duly executed by the registered owner or his duly authorized attorney. Upon the transfer of the Bonds, the Registrar/Paying Agent on behalf of the County shall issue in the name of the transferee new fully registered Bonds, of the same aggregate principal amount, interest rate and maturity as the surrendered Bonds. Any Bond surrendered in exchange for a new registered Bond

pursuant to this Section shall be canceled by the Registrar/Paying Agent.

The County and the Registrar/Paying Agent may deem or treat the person in whose name the fully registered Bonds shall be registered upon the registry books as the absolute owner of such Bonds, whether such Bonds shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bonds and for all other purposes, and all such payments so made to any such registered owner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such Bonds to the extent of the sum or sums so paid, and neither the County nor the Registrar/Paying Agent shall be affected by any notice to the contrary. In all cases in which the privilege of transferring the Bonds is exercised, the County shall execute, and the Registrar/Paying Agent shall authenticate and deliver the Bonds in accordance with the provisions of this Ordinance. Neither the County nor the Registrar/Paying Agent shall be obliged to make any such transfer of the Bonds during the period beginning on the Record Date (as defined in Section 6 hereof) and ending on an interest payment date.

SECTION 6. *Record Date.* The County establishes a record date (“Record Date”) for the payment of interest or for the giving of notice of any proposed redemption of the Bonds, and such Record Date shall be the 15th day of the calendar month next preceding an interest payment date on the Bonds or, in the case of any proposed redemption of the Bonds, such Record Date shall not be more than 15 days prior to the mailing of notice of redemption of the Bonds.

SECTION 7. *Lost, Stolen, Destroyed or Defaced Bonds.* In case the Bonds 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/Paying Agent shall authenticate and deliver at the principal office of the Registrar/Paying Agent, or send by registered mail to the owner thereof at his request, risk and expense, a new Bond of the same 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/Paying Agent evidence or proof satisfactory to the County and the Registrar/Paying Agent of the loss, destruction, mutilation, defacement or theft of the original Bond, and of the ownership thereof, and also such security and indemnity in such 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/Paying Agent. 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.

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

SECTION 8. *Book-Entry Only System.*

(a) Notwithstanding anything to the contrary herein, so long as the Bond is being held under a book-entry system of a securities depository, transfers of beneficial ownership of the Bond will be effected pursuant to rules and procedures established by such securities depository. The initial securities depository for the Bond will be The Depository Trust Company (“DTC”), New York, New York. DTC and any successor securities depositories are hereinafter referred to as the “Securities Depository.” The Bond shall be registered in the name of Cede & Co., as the initial Securities Depository nominee for the Bond. Cede & Co. and successor Securities Depository nominees are hereinafter referred to as the “Securities Depository Nominee.”

(b) As long as a book-entry system is in effect for the Bond, the Securities Depository Nominee will be recognized as the holder of the Bond for the purposes of (i) paying the principal, interest and premium, if

any, on such Bond, (ii) if the Bond is to be redeemed in part, selecting the portions of such Bond to be redeemed, (iii) giving any notice permitted or required to be given to bondholders under this ordinance, (iv) registering the transfer of the Bond, and (v) requesting any consent or other action to be taken by the holder of such Bond, and for all other purposes whatsoever, and the County shall not be affected by any notice to the contrary.

(c) The County shall not have any responsibility or obligation to any participant, any beneficial owner or any other person claiming a beneficial ownership in the Bond which is registered to a Securities Depository Nominee under or through the Securities Depository with respect to any action taken by the Securities Depository as holder of the Bond.

(d) The County shall pay all principal, interest and premium, if any, on the Bond issued under a book-entry system, only to the Securities Depository or the Securities Depository Nominee, as the case may be, for such Bond, and all such payments shall be valid and effectual to fully satisfy and discharge the obligations with respect to the principal of and premium, if any, and interest on such Bond.

(e) In the event that the County determines that it is in the best interest of the County to discontinue the book-entry system of transfer for the Bond, or that the interests of the beneficial owners of the Bond may be adversely affected if the book-entry system is continued, then the County shall notify the Securities Depository of such determination. In such event, the County shall appoint a Registrar/Paying Agent which shall authenticate, register, and deliver physical certificates for the Bond in exchange for the Bond registered in the name of the Securities Depository Nominee.

(f) In the event that the Securities Depository for the Bond discontinues providing its services, the County shall either engage the services of another Securities Depository or arrange with a Registrar/Paying Agent for the delivery of physical certificates in the manner described in (e) above.

(g) In connection with any notice or other communication to be provided to the holder of the Bond by the County or by the Registrar/Paying Agent with respect to any consent or other action to be taken by the holder of the Bond, the County or the Registrar/Paying Agent, as the case may be, shall establish a record date for such consent or other action and give the Securities Depository Nominee notice of such record date not less than 15 days in advance of such record date to the extent possible.

SECTION 9. *Execution of Bonds.* The Bonds shall be executed in the name of the County with the manual or facsimile signature of the County Council Chairman and attested by the manual or facsimile signature of the Clerk to County Council under a facsimile of the seal of the County which shall be impressed, imprinted, or reproduced thereon. The Bonds shall not be valid or become obligatory for any purpose unless there shall have been endorsed thereon a certificate of authentication. The Bonds shall bear a certificate of authentication manually executed by the Registrar/Paying Agent in substantially the form set forth herein.

SECTION 10. *Form of Bonds.* The Bonds shall be in the form as determined by the County Administrator under Section 3.

SECTION 11. *Security for Bonds.* The full faith, credit and taxing power of the County are irrevocably pledged for the payment of the principal and interest of the Bonds as they mature and to create a sinking fund to aid in the retirement and payment thereof, provided, however, there shall be levied and collected annually upon all taxable property in only the Keowee Fire Tax District in the County an ad valorem tax, without limitation as to rate or amount, sufficient for such purposes.

SECTION 12. *Exemption from State Taxation.* Both the principal of and interest on the Bonds shall

be exempt, in accordance with the provisions of Section 12-2-50 of the Code of Laws of South Carolina, 1976, as amended, from all State, county, municipal, school district and all other taxes or assessments, direct or indirect, general, or special, whether imposed for the purpose of general revenue or otherwise, except inheritance, estate and transfer taxes, but the interest thereon may be includable in certain franchise fees or taxes.

SECTION 13. *Sale of Bond, Form of Notice of Sale.* The Bonds may be sold at a public or private sale, as authorized by Section 11-27-40(4) of the Code of Laws of South Carolina, 1976, as amended, as the County Administrator may determine, using a Notice of Sale or other similar Notice, as the County Administrator may determine.

SECTION 14. *Deposit and Application of Proceeds.* It is expected that proceeds of the Bonds will be fully drawn at Closing. The proceeds of the Bonds or of BANs (authorized under Section 16 of this Ordinance), when drawn, will be deposited in a bond account fund for the County and shall be expended and made use of as follows:

(a) any accrued interest, if any, shall be applied to the payment of the first installment of interest to become due on the Bonds or BANs; and

(b) the remaining proceeds shall be expended and made use of to defray the cost of issuing the Bonds or BANs and to defray the costs of the Project. Pending the use of such proceeds, the same shall be invested and reinvested in such investments as are permitted under State law. Earnings on such investments shall be applied either to defray Project costs or, if not so required, to pay principal on the Bonds.

SECTION 15. *Defeasance.*

(a) If a series of bonds issued pursuant to this Ordinance shall have been paid and discharged, then the obligations of the Ordinance hereunder, and all other rights granted thereby shall cease and determine with respect to such series of bonds. A series of bonds shall be deemed to have been paid and discharged within the meaning of this Section under any of the following circumstances:

(i) If the Registrar/Paying Agent (or, if the County is the Registrar/Paying Agent, a bank or other institution serving in a fiduciary capacity) (“Escrow Agent”) shall hold, at the stated maturities of the bonds, in trust and irrevocably appropriated thereto, moneys for the full payment thereof; or

(ii) If default in the payment of the principal of such series of bonds or the interest thereon shall have occurred, and thereafter tender of payment shall have been made, and the Escrow Agent shall hold, in trust and irrevocably appropriated thereto, sufficient moneys for the payment thereof to the date of the tender of payment; or

(iii) If the County shall have deposited with the Escrow Agent, in an irrevocable trust, either moneys in an amount which shall be sufficient, or direct general obligations of the United States of America, which are not subject to redemption by the issuer prior to the date of maturity thereof, as the case may be, the principal of and interest on which, when due, and without reinvestment thereof, will provide moneys, which, together with the moneys, if any, deposited with the Escrow Agent at the same time, shall be sufficient to pay, when due, the principal, interest, and redemption premium or premiums, if any, due and to become due on such series of bonds and prior to the maturity date or dates of such series of bonds, or, if the County shall elect to redeem such series of bonds prior to their stated maturities, and shall have irrevocably bound and obligated itself to give notice of redemption thereof in the manner provided in the form of the bonds, on and prior to the redemption date or dates of such series of bonds, as the case may be; or

(iv) If there shall have been deposited with the Escrow Agent either moneys in an amount which shall be sufficient, or direct general obligations of the United States of America the principal of and interest on which, when due, will provide moneys which, together with the moneys, if any, deposited with the Escrow Agent at the same time, shall be sufficient to pay, when due, the principal and interest due and to become due on such series of bonds on the maturity thereof.

(b) In addition to the above requirements of paragraph (a), for this Ordinance to be discharged with respect to a series of bonds, all other fees, expenses, and charges of the Escrow Agent have been paid in full at that time.

(c) Notwithstanding the satisfaction and discharge of this Ordinance with respect to a series of bonds, the Escrow Agent shall continue to be obligated to hold in trust any moneys or investments then held by the Escrow Agent for the payment of the principal of, premium, if any, and interest on, such series of bonds, to pay to the owners of such series of bonds the funds so held by the Escrow Agent as and when payment becomes due.

(d) Any release under this Section shall be without prejudice to the rights of the Escrow Agent to be paid reasonable compensation for all services rendered under this Ordinance and all reasonable expenses, charges, and other disbursements and those of their respective attorneys, agents, and employees, incurred on and about the performance of the powers and duties under this Ordinance.

(e) Any moneys which at any time shall be deposited with the Escrow Agent by or on behalf of the County for the purpose of paying and discharging any bonds shall be and are assigned, transferred, and set over to the Escrow Agent in trust for the respective holders of such bonds, and the moneys shall be and are irrevocably appropriated to the payment and discharge thereof. If, through lapse of time or otherwise, the holders of such bonds shall no longer be entitled to enforce payment of their obligations, then, in that event, it shall be the duty of the Escrow Agent to transfer the funds to the County.

(f) In the event any bonds are not to be redeemed within the 60 days next succeeding the date the deposit required by Section 15(a)(iii) or (iv) is made, the County shall give the Escrow Agent irrevocable instructions to mail, as soon as practicable by registered or certified mail, a notice to the owners of the bonds at the addresses shown on the registry books that (i) the deposit required by subparagraph (a)(iii) or (a)(iv) of this Section 15 has been made with the Escrow Agent, (ii) the bonds are deemed to have been paid in accordance with this Section and stating the maturity or redemption dates upon which moneys are to be available for the payment of the principal of, and premium, if any, and interest on, the bonds, and (iii) stating whether the County has irrevocably waived any rights to redeem the bonds, or any of them, prior to the maturity or redemption dates set forth in the preceding clause (ii).

(g) The County covenants and agrees that any moneys which it shall deposit with the Escrow Agent shall be deemed to be deposited in accordance with, and subject to, the applicable provisions of this Section, and whenever it shall have elected to redeem bonds, it will irrevocably bind and obligate itself to give notice of redemption thereof and will further authorize and empower the Escrow Agent to cause notice of redemption to be given in its name and on its behalf.

SECTION 16. Authority to Issue Bond Anticipation Notes. If the County Administrator should determine that issuance of BANs pursuant to Chapter 17 of Title 11 of the Code (“BAN Act”) rather than the Bonds would result in a substantial savings in interest under prevailing market conditions or for other reasons would be in the best interest of the County, the County Administrator is further requested and authorized to effect the issuance of one or more series of BANs pursuant to the BAN Act. If BANs are issued and if, upon the maturity thereof, the County Administrator should determine that further issuance of BANs rather than the Bonds would result in a substantial savings in interest under then prevailing market

conditions or for other reasons would be in the best interest of the County, the County Administrator is requested to continue the issuance of BANs until the County Administrator determines to issue the Bonds on the basis as aforesaid, and the Bond is issued.

SECTION 17. *Details of Bond Anticipation Notes.* Subject to changes in terms required for any particular issue of BANs, the BANs shall be subject to the following particulars:

(a) The BANs shall be dated and bear interest from the date of delivery thereof or, if the BAN is issued on a draw-down basis, from the date of each such advance, payable upon the stated maturity thereof, at the rate negotiated by the County Administrator and shall mature on such date, not to exceed one year from the issue date thereof, as shall be determined by the County Administrator.

(b) The BANs shall be numbered from one upwards for each issue and shall be in the denomination of \$5,000 or any integral multiple thereof requested by the purchaser thereof. The BANs shall be payable, both as to principal and interest, in legal tender upon maturity, at the principal office of a bank designated by the County or, at the option of the County, by the purchaser thereof.

The BANs also may be issued as one or more fully registered “draw-down” style instruments in an aggregate face amount not exceeding the maximum amount permitted hereunder, to a lending institution under terms which permit the balance due under such note or notes to vary according to the actual cash needs of the County, as shall be determined by the County Administrator. In such event, the County may draw upon such note or notes as it needs funds so long as the maximum outstanding balance due under such note or notes does not exceed the aggregate face amount thereof.

(c) The County Administrator is authorized to negotiate or to arrange for a sale of the BANs and to determine the rate of interest to be borne thereby.

(d) The BANs shall be in the form as determined by the County Administrator under Section 3.

(e) The BANs shall be issued in fully registered or bearer certificated form or a book-entry-only form as specified by the County, or at the option of the County, by the purchaser thereof; provided that once issued, the BANs of any particular issue shall not be reissued in any other form and no exchange shall be made from one form to the other.

(f) In the event any BAN is mutilated, lost, stolen or destroyed, the County may execute a new BAN of like date and denomination as that mutilated, lost, stolen or destroyed; provided that, in the case of any mutilated BAN, such mutilated BAN shall first be surrendered to the County, and in the case of any lost, stolen or destroyed BAN, there shall be first furnished to the County evidence of such loss, theft or destruction satisfactory to the County, together with indemnity satisfactory to it; provided that, in the case of a holder which is a bank or insurance company, the agreement of such bank or insurance company to indemnify shall be sufficient. In the event any such BAN shall have matured, instead of issuing a duplicate BAN, the County may pay the same without surrender thereof. The County may charge the holder of such BAN with its reasonable fees and expenses in this connection.

(g) Any BAN issued in fully-registered form shall be transferable only upon the books of registry of the County, which shall be kept for that purpose at the office of the County as note registrar (or its duly authorized designee), by the registered owner thereof or by his attorney, duly authorized in writing, upon surrender thereof, together with a written instrument of transfer satisfactory to the County as note registrar, duly executed by the registered owner or his duly authorized attorney. Upon the transfer of any BAN, the County shall issue, subject to the provisions of paragraph (h) below, in the name of the transferee, a new BAN or BANs of the same aggregate principal amount as the unpaid principal amount of the surrendered

BAN. Any holder of a BAN in fully registered form requesting any transfer shall pay any tax or other governmental charge required to be paid with respect thereto. As to any BAN in fully-registered form, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal and interest of any BAN in fully-registered form shall be made only to or upon the order of the registered holder thereof, or his duly authorized attorney, and the County shall not be affected by any notice to the contrary, but such registration may be changed as herein provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon such BAN to the extent of the sum or sums so paid.

(h) BANs issued in fully registered form, upon surrender thereof at the office of the County (or at such office as may be designated by its designee) as note registrar, with a written instrument of transfer satisfactory to the County, duly executed by the holder of the BAN or his duly authorized attorney, may, at the option of the holder of the BAN, and upon payment by such holder of any charges which the County may make as provided in paragraph (i), be exchanged for a principal amount of BANs in fully registered form of any other authorized denomination equal to the unpaid principal amount of surrendered BANs.

(i) In all cases in which the privilege of exchanging or transferring BANs in fully registered form is exercised, the County shall execute and deliver BANs in accordance with the provisions of such Ordinance. All BANs in fully registered form surrendered in any such exchanges or transfers shall forthwith be canceled by the County. There shall be no charge to the holder of such BAN for such exchange or transfer of BANs in fully registered form except that the County may make a charge sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such exchange or transfer.

SECTION 18. *Security for Bond Anticipation Notes.* For the payment of the principal of and interest on the BANs as the same shall fall due, so much of the principal proceeds of the Bond when issued shall and is directed to be applied, to the extent necessary, to the payment of the BANs; and, further, the County covenants and agrees to effect the issuance of sufficient BANs or bonds in order that the proceeds thereof will be sufficient to provide for the retirement of any BANs issued pursuant hereto.

SECTION 19. *Tax and Securities Laws Covenants.*

(a) The County covenants that no use of the proceeds of the sale of the Bond or BANs authorized hereunder shall be made which, if such use had been reasonably expected on the date of issue of such Bond or BANs would have caused the Bond or BANs to be “arbitrage bonds,” as defined in the Code, and to that end the County shall comply with all applicable regulations of the Treasury Department previously promulgated under Section 103 of the Internal Revenue Code of 1954, as amended, and any regulations promulgated under the Code so long as the Bond or BANs are outstanding.

(b) The County further covenants to take all action necessary, including the payment of any rebate amount, to comply with Section 148(f) of the Code and any regulations promulgated thereunder.

(c) The County covenants to file IRS form 8038, if the Code so requires, at the time and in the place required therefore under the Code.

(D) The County Administrator is authorized to determine whether to declare the Bonds as “qualified tax-exempt obligations” according to Section 265(b)(3) of the Code.

SECTION 20. *Project Description and Procurement.* In accordance with the Code of Ordinances, Oconee County, South Carolina, Article V of Chapter 2, specifically sections 2-423, 2-428, and 2-444, the County hereby procures the Projects as are described in the attached Exhibit A, and more generally described as a One E-ONE 95’ Rear Mount Platform, Four-Man Cab, with a Cummins X15 605HP Engine,

SideStacker Tandem Axle Body, a 500 Gallon Water Tank, Center Mounted Ladder Storage Tunnel, a Waterous CSU 2000 GPM Pump, Advanced Aerial Control System, an Akron StreamMaster II Aerial Tip Monitor and a Breathing Air Platform with One 444CF Cylinder, or similar item(s), and related equipment.

SECTION 21. *Authorization for County Officials to Execute Documents.* The Council authorizes the County Administrator, Clerk to County Council and other County Officials to execute and consent to such documents and instruments, including, *e.g.*, purchase-sale agreements, option contracts, lease-purchase agreements, or other similar agreements, as may be necessary to effect the intent of this Ordinance, the issuance of the Bonds, and any documents related to the transfer to, or acquisition from (or both), the Projects.

SECTION 22. *Amendments.* The County Council, at any time and from time to time may enact amending or supplementing ordinances without the consent or concurrence of any registered owner of any Bond so long as the amendment or supplement does not materially and negatively impact any right of any holder of a Bond outstanding at the time of the enactment of the amendment or supplement.

SECTION 23. *Publication of Notice of Adoption of Ordinance.* Pursuant to the provisions of Section 11-27-40 of the Code, the County Administrator, at his option, is authorized to arrange to publish a notice of adoption of this Ordinance.

SECTION 24. *Retention of Bond Counsel and Other Suppliers.* The Council authorizes the County Administrator to retain the law firm of King Kozlarek Law LLC, as its bond counsel, in connection with the issuance of the Bonds.

The Council further authorizes the County Administrator to enter such contractual arrangements with printers and the suppliers of other goods and services necessary to the sale, execution and delivery of the Bond as is necessary and desirable. To the extent feasible, such arrangements shall be made with persons of sound reputation after obtaining two or more bids for such services; however, the County Administrator is authorized to make such arrangements without obtaining bids or quotes where (i) the services to be provided are unique or (ii) it is impractical to obtain bids in order to comply with any time requirements with respect to the issuance and sale of the Bond or (iii) the County has had previous experience with a supplier who has performed reliably and satisfactorily.

SECTION 25. *General Repealer.* All ordinances, rules, regulations, resolutions, and parts thereof, procedural, or otherwise, in conflict herewith or the proceedings authorizing the issuance of the Bond are, to the extent of such conflict, repealed and this Ordinance shall take effect and be in full force from and after its adoption.

OCONEE COUNTY, SOUTH CAROLINA

Chairman, County Council

(SEAL)
ATTEST:

Clerk to County Council

First Reading: October 5, 2021
Second Reading: October 19, 2021
Public Hearing: November 16, 2021
Third Reading: November 16, 2021

EXHIBIT A
PROJECT DESCRIPTION AND PROPOSAL INFORMATION

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
ORDINANCE 2021-22**

AN ORDINANCE AUTHORIZING (A) THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BY AND BETWEEN OCONEE COUNTY, SOUTH CAROLINA (“COUNTY”), AND PROJECT RUBY SLIPPER WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY, WHEREBY SUCH PROPERTY WILL BE SUBJECT TO CERTAIN PAYMENTS IN LIEU OF TAXES, INCLUDING THE PROVISION OF CERTAIN SPECIAL SOURCE CREDITS; (B) THE COUNTY TO TRANSFER REAL PROPERTY OWNED BY THE COUNTY TO PROJECT RUBY SLIPPER; (C) THE COUNTY TO CREATE A MULTI-COUNTY INDUSTRIAL/BUSINESS PARK WITH PICKENS COUNTY, SOUTH CAROLINA, AND DESIGNATE THE PROPERTY TO BE OWNED BY PROJECT RUBY SLIPPER AS MULTI-COUNTY PARK PROPERTY; AND (D) 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 (the “FILOT Act”), Title 4, Chapter 1 (the “Multi-County Park Act”), and Title 4, Chapter 29, of the Code of Laws of South Carolina 1976, as amended, to enter into agreements with industry whereby the industry would pay fees-in-lieu-of taxes with respect to qualified industrial projects; to provide infrastructure credits against payment in lieu of taxes for reimbursement in respect of investment in certain infrastructure enhancing the economic development of the County; through all such 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 or remain in the State and thus utilize and employ the manpower, products and 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 the FILOT Act, and in order to induce investment in the County, the County Council adopted on October 19, 2021 an inducement resolution (the “Inducement Resolution”) with respect to certain proposed investment by [] (the “Company”) which was known to the County at the time as “Project Ruby Slipper”), with respect to the acquisition, construction, and installation of land, buildings, improvements, fixtures, machinery, equipment, furnishings and other real and/or tangible personal property to constitute a new facility in the County for the manufacture of affordable housing and associated products (collectively, the “Project”); and

WHEREAS, the Company has represented that the Project will involve an investment of approximately \$15,400,000 in “economic development property” (as such term is defined in the FILOT Act) subject (non-exempt) to *ad valorem* taxation (in the absence of the Fee Agreement) in the County and the creation of approximately 215 new, full-time jobs at the Project, all within the Investment Period (as such term is defined in the hereinafter defined Fee Agreement); and

WHEREAS, as a further inducement for the Company to locate in the County, the County has determined to sell approximately 27 acres (a portion of the Oconee Industry and Technology Park) (as determined by final survey, collectively, “Land”) to the Company for a price of \$10,000 per acre according to the terms and conditions of a purchase and sale agreement, the substantially final form of which is attached as Exhibit C and incorporated herein by reference (“PSA”); and

WHEREAS, the County has determined, solely on the basis of the information supplied to it by the Company, that the Project will be a “project” and “economic development property” as such terms are defined in the FILOT Act, and that the Project would serve the purposes of the FILOT Act; and

WHEREAS, pursuant to the authority of Section 4-1-170 of the Multi-County Park Act and Article

VIII, Section 13 of the South Carolina Constitution, the County intends to cause the Project, to the extent not already therein located, to be placed in a joint county industrial and business park such that the Project will receive the benefits of the Multi-County Park Act; and

WHEREAS, the County has caused to be prepared and presented to the Council the form of an agreement for Development of a Joint County Industrial Park (Project Ruby Slipper) by and between the County and Pickens County (“MCIP Agreement”), the substantially finally form of which is attached as Exhibit B, pursuant to which the Land shall be located in a “Park” upon the approval of this Ordinance by the County and the approval of a separate ordinance by the Pickens County Council; and

WHEREAS, pursuant to the Inducement Resolution, the County identified the Project as a “project” for purposes of the FILOT Act and indicated the County’s intent to (a) enter into a FILOT Agreement with the Company, the substantially final form of which is attached as Exhibit A and incorporated herein by reference (the “Fee Agreement”), whereby the County would provide therein for a payment of a fee-in-lieu-of taxes by the Company with respect to the Project, and (b) provide for certain infrastructure credits to be claimed by the Company against its payments of fees-in-lieu-of taxes with respect to the Project pursuant to Section 4-1-175 of the Multi-County Park Act; and

WHEREAS, the Company has caused to be prepared and presented to the County Council the form of the Fee Agreement, which the Company proposes the County will execute and deliver; and

WHEREAS, it appears that the document above referred to, which is now before this meeting, is in appropriate form and is an appropriate instrument to be executed and delivered or approved by the County for the purposes intended;

NOW, THEREFORE, BE IT ORDAINED, by the County Council as follows:

Section 1. Based solely on information supplied by the Company, it is hereby found, determined, and declared by the County Council, as follows:

- (a) The Project will constitute a “project” and “economic development property” as said terms are referred to and defined in the FILOT Act;
- (b) The Project is anticipated to benefit the general public welfare of the County by providing services, employment, recreation, or other public benefits not otherwise provided locally;
- (c) The Project gives rise to no pecuniary liability of the County or any incorporated municipality or a charge against the general credit or taxing power of either;
- (d) The purposes to be accomplished by the Project are proper governmental and public purposes; and
- (e) The benefits of the Project are anticipated to be greater than the costs.

Section 2. The form, terms, and provisions of the Fee Agreement and the MCIP Agreement presented to this meeting are hereby approved and all of the terms and provisions thereof are hereby incorporated herein by reference as if the Fee Agreement and the MCIP Agreement were set out in this Ordinance in its entirety. The Chairman of the County Council and/or the County Administrator are hereby authorized, empowered and directed to execute, acknowledge and deliver the Fee Agreement and the MCIP Agreement in the name of and on behalf of the County, and the Clerk to County Council is hereby authorized and directed to attest the same, and thereupon to cause the Fee Agreement and the MCIP Agreement to be delivered to the Company and cause a copy of the same to be delivered to the Oconee County Auditor and Assessor. The Fee Agreement and the MCIP Agreement are to be in substantially the form now before this meeting and hereby approved, with such minor changes therein as shall be approved by the officials of the County executing the same, upon advice of Counsel to the County, and as are not materially adverse to the County, such official’s execution thereof to constitute conclusive evidence of such official’s approval of any

and all changes or revisions therein from the form the Fee Agreement and the MCIP Agreement now before this meeting.

Section 3. The County intends to use its commercially reasonable efforts to designate the Project and the Land as part of the Park or a separate multi-county industrial or business park, if not already so designated, and intends to use its commercially reasonable efforts to maintain the Project and the Land within the boundaries of a multi-county industrial or business park pursuant to the provisions of the MCIP Act and Article VIII, Section 13(D) of the State Constitution on terms which provide, for all jobs created at the Project through the end of the investment period set forth in the Agreement, any additional job tax credits afforded by the laws of the State for projects located within multi-county industrial or business parks, and on terms, and for a duration, which facilitate the special source revenue credits. Sharing of expenses and revenues of the County and any partner county shall be as set forth in the MCIP Agreement (or applicable agreement related to any subsequent multi-county industrial or business park).

Section 4. The County authorizes the sale of the Land, and the form, terms, and provisions of the PSA presented to this meeting are hereby approved and all of the terms and provisions thereof are hereby incorporated herein by reference as if the PSA was set out in this Ordinance in its entirety. The Chairman of the County Council and/or the County Administrator are hereby authorized, empowered and directed to execute, acknowledge, and deliver the PSA in the name of and on behalf of the County, and the Clerk to County Council is hereby authorized and directed to attest the same, and thereupon to cause the PSA to be delivered to the Company. The PSA is to be in substantially the form now before this meeting and hereby approved, with such minor changes therein as shall be approved by the officials of the County executing the same, upon advice of Counsel to the County, and as are not materially adverse to the County, such official's execution thereof to constitute conclusive evidence of such official's approval of any and all changes or revisions therein from the form the PSA now before this meeting.

Section 5. The Chairman of the County Council and/or the County Administrator, for and on behalf of the County, are hereby authorized and directed to do any and all things necessary to effect the execution and delivery of the Fee Agreement and the MCIP Agreement and the performance of all obligations of the County thereunder.

Section 6. 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 7. All ordinances, resolutions, and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed. This ordinance shall take effect and be in full force from and after its passage by the County Council.

ENACTED in meeting duly assembled this _____ day of _____, 2021.

OCONEE COUNTY, SOUTH CAROLINA

(SEAL)

By: _____
John Elliott
Chairman of County Council

ATTEST:

By: _____
Jennifer C. Adams
Clerk to County Council

First Reading: October 19, 2021
Second Reading: November [], 2021
Public Hearing: December [], 2021
Third Reading: December [], 2021

EXHIBIT A
FORM OF FEE AGREEMENT

EXHIBIT B
FORM OF MCIP AGREEMENT

EXHIBIT C
FORM OF PURCHASE AND SALE AGREEMENT

STATE OF SOUTH CAROLINA

COUNTY OF OCONEE

I, the undersigned Clerk to County Council of Oconee County, South Carolina, do hereby certify that attached hereto is a true, accurate and complete copy of an ordinance which was given reading, and received unanimous approval, by the County Council at its meetings of _____, 2021, _____, 2021, and _____, 2021, at which meetings a quorum of members of County Council were present and voted, and an original of which ordinance is filed in the permanent records of the County Council.

Dated: _____, 2021

Clerk, Oconee County Council

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
RESOLUTION R2021-10**

A RESOLUTION AUTHORIZING, UNDER CERTAIN CONDITIONS, THE EXECUTION AND DELIVERY BY OCONEE COUNTY, SOUTH CAROLINA OF A FEE IN LIEU OF TAX AGREEMENT WITH PROJECT RUBY SLIPPER WITH RESPECT TO AN INDUSTRIAL PROJECT IN THE COUNTY WHEREBY THE PROJECT WOULD BE SUBJECT TO PAYMENT OF CERTAIN FEES IN LIEU OF TAXES, AND WHEREBY PROJECT RUBY SLIPPER WILL BE PROVIDED CERTAIN CREDITS AGAINST FEE PAYMENTS IN REIMBURSEMENT OF INVESTMENT IN RELATED QUALIFIED INFRASTRUCTURE; AND PROVIDING FOR RELATED MATTERS.

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 (the “*FILOT Act*”), and Title 4, Chapter 1 (the “*Multi-County Park Act*”), Code of Laws of South Carolina 1976, as amended (the “*Code*”), to enter into agreements with industry, to offer certain privileges, benefits and incentives as inducements for economic development within the County; to acquire, or cause to be acquired, properties as may be defined as “projects” in the Act and to enter agreements with the business or industry to facilitate the construction, operation, maintenance and improvement of such projects; to enter into or allow financing agreements with respect to such projects; and to accept any grants for such projects through which powers the industrial and business development of the State will be promoted, whereby the industry would pay fees-in-lieu-of taxes (the “*FILOT*”) with respect to qualified industrial projects; to provide credits against payment in lieu of taxes for reimbursement in respect of investment in certain infrastructure serving the County or the project, including improved or unimproved real estate and personal property, including machinery and equipment, used in the manufacturing or industrial enterprise (collectively, “*Infrastructure*”); through all such 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 or remain in the State and thus utilize and employ the manpower, products and resources of the State and benefit the general public welfare the County by providing services, employment, recreation or other public benefits not otherwise provided locally; and

WHEREAS, Project Ruby Slipper (the “*Company*”) has requested that the County assist in the acquisition, construction and installation of land, buildings, improvements, fixtures, machinery, equipment, furnishings and other real and/or tangible personal property to constitute a manufacturing facility in the County (collectively, the “*Project*”), which will result in expected investment by the Company in the Project of approximately \$15,400,000 in non-exempt investment and the expected creation of approximately 215 new, full-time jobs (with benefits) in connection therewith, by December 31 of the fifth year after the first year which any portion of the Project is first placed in service; and

WHEREAS, the Company has requested that the County enter into a fee in lieu of tax agreement with the Company, thereby providing for certain fee in lieu of tax and infrastructure credit incentives with respect to the Project; and

WHEREAS, the County has determined on the basis of the information supplied to it by the Company that the Project would be a “project” and “economic development property” as such terms are defined in the FILOT Act and that the Project would serve the purposes of the FILOT Act; and

WHEREAS, pursuant to the authority of Section 4-1-170 of the Multi-County Park Act and Article VIII, Section 13 of the South Carolina Constitution (collectively, the “**Multi-County Park Authority**”), the County intends to place the site on which the Project will be located in a multi-county industrial and business park (a “**Park**”) established by the County pursuant to qualifying agreement with an adjoining South Carolina county (the “**Park Agreement**”); and

WHEREAS, the County has determined and found, on the basis of representations of the Company, that the Project is anticipated to benefit the general public welfare of the County by providing services, employment, recreation or other public benefits not otherwise provided locally; that the Project will give rise to no pecuniary liability of the County or any incorporated municipality or a charge against the general credit or taxing power of either; that the purposes to be accomplished by the Project, *i.e.*, economic development, creation of jobs, and addition to the tax base of the County, are proper governmental and public purposes; that the inducement of the location of the Project within the County and State is of paramount importance; and that the benefits of the Project will be greater than the costs; and the County has agreed to effect the delivery of an Inducement Agreement on the terms and conditions hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED, by the County Council as follows:

Section 1. (a) Pursuant to the authority given to County Council by the South Carolina Constitution, the Code, the FILOT Act and the Multi-County Park Act, and subject to the enactment of required legislative authorizations by the County Council (and the partner county in connection with the Park Agreement), and for the purpose of providing development incentives for the Project through the payment by the Company of fees in lieu of taxes with respect to the Project pursuant to Section 12-44-40 of the Act, there is hereby authorized to be executed a fee in lieu of tax agreement (the “**FILOT Agreement**”) between the Company and the County. The FILOT Agreement shall provide an assessment ratio of 6% for Project property and the normal investment period and a 30-year term allowed under the FILOT Act. The millage rate for Project property for FILOT purposes shall be fixed for the entire term of the FILOT Agreement at the cumulative property tax millage rate levied on behalf of all taxing entities within which the Project is located as of June 30, 2020, which millage rate was .2278.

(b) Pursuant to the Multi-County Park Act, the County Council will use its best efforts to cause the site of the Project to be located in a Park. Pursuant to Section 4-1-175 of the Multi-County Park Act, and for the purpose of providing reimbursement to the Company for certain of its investment in qualified Infrastructure within the meaning and purposes of Section 4-29-68 of the Code, the FILOT Agreement shall provide for a 35% special source tax credit against payments in lieu of taxes for the each of the first five (5) years in which fees are paid under the Fee Agreement.

Section 2. The provisions, terms, and conditions of the FILOT Agreement shall be prescribed and authorized by subsequent ordinance(s) of the County Council, which, to the extent not prohibited by law, shall be consistent with the terms of this Resolution.

Section 3. All orders, resolutions, and parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed. This resolution shall take effect and be in full force from and after its passage by the County Council.

Section 4. The authorization of the execution and delivery of the documents related to the FILOT Agreement, and all other related documents or obligations of the County is subject to the compliance by the County Council with the provisions of the Home Rule Act regarding the procedural requirements for adopting ordinances and resolutions.

Section 5. It is the intention of the County Council that this resolution shall constitute an inducement resolution with respect to the Project, within the meaning of the FILOT Act.

DONE in meeting duly assembled this 19th day of October, 2021.

OCONEE COUNTY, SOUTH CAROLINA

(SEAL)

By: _____
John Elliott
Chairman of County Council

ATTEST:

By: _____
Jennifer C. Adams
Clerk to County Council

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
RESOLUTION 2021-14**

A RESOLUTION DECLARING OCONEE COUNTY, SOUTH CAROLINA TO BE A RIGHT-TO-LIFE COUNTY, ENCOURAGING A CULTURE OF LIFE, DIGNITY, AND OPPORTUNITY FOR ALL, AND URGING THE CITIZENS OF OCONEE COUNTY TO PROMOTE THE INALIENABLE RIGHT TO LIFE AND THE INHERENT DIGNITY OF ALL HUMAN BEINGS THROUGH ALL STAGES OF LIFE, FROM PRE-BIRTH TO NATURAL DEATH.

WHEREAS, the Declaration of Independence affirms that all men are created equal and have been endowed by the Creator with unalienable rights - chief among them the right to life - and that the protection of these rights is an affirmative duty of government; and

WHEREAS, the Fifth and Fourteenth Amendments to the United States Constitution provide for the protection of human life and liberty; and

WHEREAS, Article I, Section 3 of the Constitution of the State of South Carolina declares that the “privileges and immunities of citizens of this State and of the United States under this Constitution shall not be abridged, nor shall any person be deprived of life, liberty, or property without due process of law, nor shall any person be denied the equal protection of the laws.”; and

WHEREAS, the Supreme Court of the United States in *Poelker v. Doe*, 432 U.S. 519, 521 (1977) found that “the Constitution does not forbid a State or city, pursuant to democratic processes, from expressing a preference for normal childbirth”; and

WHEREAS, the Oconee County Council desires to express its deep conviction that all human beings through all stages of life, from pre-birth to natural death, should be afforded protection from acts of cruelty and that they should be treated humanely, with dignity, and opportunity.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. The Oconee County Council hereby recognizes and declares the full humanity of the pre-born child and declares Oconee County, South Carolina to be a right-to-life county, where the dignity of all human beings through all stages of life, from pre-birth to natural death, will be promoted.

Section 2. The Oconee County Council further resolves to provide greater awareness of the many programs and facilities available that provide compassionate support for mothers and fathers of pre-born children, those with special needs, the abused, and the elderly. This resolution is purposed to help the County become a place that truly welcomes and protects human life and dignity. Action taken as a result of this resolution will aim to promote a culture of life and

compassion within the community and to provide opportunities for all citizens of Oconee County, helping all to live with dignity and hope.

RESOLVED this ____ day of _____, 2021, in meeting duly assembled.

ATTEST:

Clerk to Oconee County Council

John Elliott
Chair, Oconee County Council

PROCUREMENT - AGENDA ITEM SUMMARY

OCONEE COUNTY, SC

COUNCIL MEETING DATE: 10/19/2021

ITEM TITLE:

Title: W.K. Dickson Work Authorization # 7

Department(s): Airport

Amount: \$ 278,200.00

FINANCIAL IMPACT:

Procurement was approved by Council in Fiscal Year 2021-2022 budget process.

Finance Approval: _____

Budget: **\$278,200.00** Project Cost: **\$278,200.00**

Balance: \$0.00

(AIP) Project No. 3-45-0016-030-2021 FAA 100% Funded

BACKGROUND DESCRIPTION:

On November 15, 2016, Council approved the award of RFP 16-07 for Professional Engineer and Consulting Services for the Oconee County Airport to W.K. Dickson & Company, Inc., of Columbia, SC for a five-year term for services as needed. The County Airport now wishes to contract with WK Dickson for Engineering Design and Bid phase services associated with the rehabilitation of existing asphalt runway pavement. The construction work will be bid out separately and WK Dickson will oversee this work.

On August 24, 2021, the County accepted Grant Offer AIP 3-45-0016-030-2021, Rehabilitate Runway 7/25 Design.

W.K Dickson Work Authorization #7 includes DBE Project Update, Project Development, Engineering Design, permitting, Bid Phase Services, Professional Services for Field Surveys, and Geotechnical Investigations associated with the rehabilitation of existing asphalt runway 7/25.

SPECIAL CONSIDERATIONS OR CONCERNS:

The funding for these services was included as part of the Federal Aviation Administration (FAA) Airport Improvement Program Project No. 3-45-0016-030-2021. The FAA is providing 100% funding for the Rehabilitate Runway 7/25 Design Phase.

ATTACHMENT(S):

Work Authorization #7 W.K. Dickson & Co., Inc.

STAFF RECOMMENDATION:

It is the staff's recommendation that Council

1. Approve Work Authorization #7 from W.K. Dickson & Co., Inc. for Professional Engineer and Consulting Services for the Airport Runway 7/25 Rehabilitation in the amount of \$278,200.00.
2. Authorize the County Administrator to approve and execute any change orders that may occur as long as the grant funding is approved by the FAA.

Submitted or Prepared By: _____ **Approved for Submittal to Council:** _____

Tronda C. Popham, Procurement Director

Amanda F. Brock, 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.

WORK AUTHORIZATION # 7

September 3, 2021

IN ACCORDANCE WITH
GENERAL SERVICES AGREEMENT FOR PROFESSIONAL SERVICES
BETWEEN OWNER AND CONSULTANT (RFQ# 16-03, RFP# 16-07)

Dated: November 17, 2016

RUNWAY PAVEMENT REHABILITATION DESIGN/BID & DBE PLAN UPDATE (FY 2021-2023)

Oconee County Airport (CEU), Seneca, South Carolina

This Work Authorization, made and entered into this 16th day of September, 2021, by and between the OWNER:

Oconee County
415 South Pine Street,
Walhalla, South Carolina 29691

and the CONSULTANT:

W.K. Dickson & Co., Inc.
1320 Main Street, Suite 400
Columbia, South Carolina 29201

Amends the AGREEMENT executed by and between the parties hereto on the 17th day of November 2016, into which this Work Authorization is hereby incorporated and made a part hereof, to specify the following:

Project Overview

The OWNER wishes the CONSULTANT to provide professional Surveying, Geotechnical Investigation, Engineering Design, and Bid phase services associated with the rehabilitation of the existing asphalt runway pavement at the Oconee County Regional Airport (CEU), a construction project estimated to cost approximately \$3.5M. Per the 2016 Statewide Airfield Pavement Management System Update prepared for the South Carolina Aeronautics Commission, the 5,000' x 100' runway was given Pavement Condition Index (PCI) values ranging from 57 to 77, with a weighted composite PCI of 68 (which is considered to be "fair" condition per the pavement evaluation criteria). These figures reflect the need for immediate pavement rehabilitation measures.



Scope of Services

1. BASIC SERVICES

A. Project Development

The CONSULTANT shall provide, at a minimum, the following elements:

- Prepare a Final Grant Application on the County's behalf; and submit to the Federal Aviation Authority (FAA) and the South Carolina Aviation Commission (SCAC).
- Prepare the necessary scopes and Task Orders.
- Coordinate periodically with the FAA and SCAC.
- Meet with the FAA and SCAC.
- Attend monthly meetings with the OWNER.
- Prepare and submit, on Oconee County's behalf, an FY 2021 Grant Pre-Application to the FAA and FY 2022 Final Grant Applications to the FAA and SCAC.
- Monthly grant draw requests to the FAA and SCAC.
- Quarterly reporting to the FAA.
- Grant close-out documentation and submittal.
- "Other" required administrative tasks to administer the grants.

B. Design

The CONSULTANT shall provide the following elements:

- Conduct pre-design site visit with project design team.
- Set up base file for design, incorporating newly acquired survey data.
- Prepare engineering design plans suitable for bidding, including the following:
 - Perform soil erosion and sediment control calculations and prepare soil erosion control plans.
 - Evaluate current drainage patterns and perform drainage calculations and prepare drainage plans, as necessary.
 - Prepare grading plans, profiles, and cross-sections for the runway, including affected taxiways that tie-in to the runway.
 - Perform pavement design calculations and prepare pavement cross-sections for the runway rehabilitation.
 - Prepare runway marking plans and details.
- Prepare front end contract documents and technical specifications suitable for bid.
- Prepare the Construction Safety Phasing Plan document/booklet.
- Modify the existing Storm Water Pollution Prevention Plan (SWP3), as necessary.
- Prepare an Engineer's Design Report.
- Attend and Conduct 30%, 60%, and 90% design review meetings with the OWNER.
- Coordinate design efforts with the FAA ATL ADO.
- Coordinate with the FAA Air Traffic Organization Eastern Service Center.
- Prepare a preliminary quantity take-off, a preliminary cost estimate, a final quantity take-off, and a final cost estimate.



C. Permitting

The CONSULTANT shall provide the following elements:

- SCDHEC Erosion and Sediment Control Permit
- FAA 7460-1 Notices of Proposed Construction or Alteration. Includes up to three (3) submittals to the FAA (during construction conditions, post-construction conditions, and the Construction Safety and Phasing Plan document).
- Oconee County permitting, as required.

D. Bidding

The CONSULTANT shall provide the following elements:

- Coordinate the bid process with the Oconee County Procurement Department.
- Prepare the "Issued for Bid" set of Engineering Plans.
- Prepare the "Issued for Bid" set of Contract Documents & Technical Specifications.
- Prepare and submit Advertisement for Bid to Oconee County Procurement Department and local newspaper.
- Prepare for, attend, and conduct a non-mandatory pre-bid meeting, including field review of construction elements with meeting attendees.
- Respond to all Requests for Information (RFIs) received from potential bidders prior to the RFI deadline; and prepare and issue addenda, as necessary.
- Prepare for, attend, and conduct a bid opening.
- Review and analyze bids, prepare an itemized bid tabulation spreadsheet, review required Contract Document elements (DBE requirements, insurance requirements, bonding requirements, etc.), interview apparent low bidder (if necessary), and prepare a recommendation of award letter to OWNER.

2. SPECIAL SERVICES

A. Field Survey

The CONSULTANT shall provide surveying services as follows:

- Prepare a topographic survey of the project area, including field location of all above-ground site features (lighting, signage, drainage structures, etc.).
- The topography of the existing pavement will be shown in one-tenth foot (0.1') contours and the topography of the surrounding grade in one-foot (1') contours.
- A number (TBD) of permanent benchmarks will be established in the field, outside of the limits of construction/disturbance. Said benchmarks will be set with a vertical tolerance of 0.01' and a horizontal tolerance of 0.10'.
- The survey will be prepared in accordance with the Standards of Practice Manual for Land Surveying in South Carolina. Horizontal datum will be South Carolina state plane NAD83/2012. Elevation datum will conform to the North American Vertical Datum of 1988.



B. Geotechnical Investigation

The CONSULTANT shall provide geotechnical services as follows:

- Obtain pavement cores and soil borings to assist in more accurately determining the existing runway pavement and subsurface cross-sections and condition. This information, along with the geotechnical engineer's recommendations for site preparation and pavement rehabilitation measures, will help the CONSULTANT to recommend a course of action that ensures a proper and economical approach to achieving the correct design strength for the critical aircraft.
- The geotechnical investigation report shall include, at a minimum, the following:
 - Descriptions of subsurface conditions, including detailed boring records and soil profiles with a Boring Location Map.
 - Recommendations for site preparation (including undercutting of unsuitable soils recommendations), backfilling, and compaction.
 - Consistency of the subsurface materials and their suitability to support the anticipated loads.
 - Total pavement thickness, including asphalt/concrete and base material.
 - Classification tests and summary of the laboratory results, including California Bearing Ratio (CBR) Testing.
 - A total of 31 pavement cores and soil borings (to depths of 10 feet or refusal) will be performed in the project area. Locations of the proposed core locations shall be coordinated with the CONSULTANT.

C. DBE Plan Update

The CONSULTANT shall provide the following elements:

- Develop the updated three-year DBE Overall Goal and Methodology for the OWNER, in accordance with the requirements of 49 CFR Part 26; and is based on projects proposed for FY 2021 – FY 2023. Based on the Airport Capital Improvement Plan (ACIP), consider realistic possibilities for each project for goal development and consider opportunities in both construction and in professional services. More specifically, this shall consist of:
 - Establishing overall and/or contract DBE goals.
 - Developing a Step 1 Base Figure for the relative availability of ready, willing, and able DBEs, using an FAA-acceptable methodology for the agreed-upon "market area" or project service area.
 - Making appropriate adjustments, if necessary, to the base figure (Step 2), using methods acceptable to FAA and consistent with the regulation.
 - Proposing the estimated race-neutral and race-conscious split of base figure.
 - Conducting public participation requirements of the regulation, i.e. consultation with representative minority and/or women contractor organizations and publishing the notice to the public, announcing the proposed overall goal methodology and its availability for a 45-day public review and comment period. This includes conducting the necessary demographic/market area analysis to determine the "relative availability" of DBEs by NAICS codes or similar acceptable means. This will be based on



reviews of projected FY 2021 AIP projects/types at the Airport. This will also include reviewing historical DBE performance, historical bidders' lists, and/or collecting information from small and disadvantaged business development agencies.

- Develop the appropriate narrative text documenting the updated DBE methodology, to be submitted to the FAA Civil Rights office on behalf of the OWNER. The DBE methodology shall conform to the requirements of 49 CFR Part 26. CONSULTANT will coordinate the review and approval of the methodology with the FAA.

CONSULTANT will coordinate the following tasks with the OWNER:

- Compile available historic information on bidders and DBEs for the Project's Service Area. The identification of previous successful bidders on similar projects is necessary in order to help determine the airport's market area.
- Review any recent disparity study, availability study, or similar document (if available).
- Review proposed DBE overall goal and methodology prior to submittal to the FAA.

FEE SCHEDULE

1. BASIC SERVICES

A. Project Development	Lump Sum	\$ 37,600.00
B. Design	Lump Sum	\$ 116,200.00
C. Permitting	Lump Sum	\$ 9,300.00
D. Bidding	Lump Sum	\$ 20,400.00
E. Expenses (Mileage, Meals, Lodging)	Cost, Estimated	\$ 600.00
	Basic Services Subtotal	\$183,500.00

2. SPECIAL SERVICES

A. Field Survey	Cost	\$ 40,000.00
B. Geotechnical Investigation	Cost	\$ 47,800.00
C. DBE Plan	Lump Sum	\$ 6,900.00
	Special Services Subtotal	\$ 94,700.00

WORK AUTHORIZATION # 7 TOTAL \$278,200.00



ADDITIONAL COSTS

All permit fees (estimated to be approximately \$2,150.00) and advertising costs (estimated to be approximately \$1,000.00), shall be paid for by the OWNER.

ADDITIONAL SERVICES

The OWNER shall pay the CONSULTANT for additional services, which are not specifically called for in the above Scope of Services, in accordance with the CONSULTANT'S rate schedule in effect at the time; and will be subject to prior approval by the OWNER.

PROJECT SCHEDULE

Consultant shall endeavor to complete the above services prior to the Federal Fiscal Year FAA Final Grant Application deadline, estimated to be May 2022.

This work is eligible for participation by the Federal Aviation Administration (FAA) and the South Carolina Aeronautics Commission (SCAC). Grant assistance is included in the Project Development Phase.

IN WITNESS WHEREOF, the parties hereto have made and executed this Contract as of the date and year first written above.

OWNER:

CONSULTANT:

OCONEE COUNTY, SOUTH CAROLINA

W.K. DICKSON & CO., INC.

By: *Amanda F. Broch*
Amanda F. Broch
Administrator

By: *Terry A. Macaluso*
Terry A. Macaluso, P.E.
Vice President

Date: 09.16.2021

Date: September 3, 2021



Oconee County Council

Oconee County
Administrative Offices
415 South Pine Street
Walhalla, SC 29691

Phone: 864-718-1023
Fax: 864 718-1024

E-mail:
ksmith@oconeesc.com

John Elliott
Chairman
District I

Matthew Durham
District II

Paul A. Cain
Vice Chairman
District III

Julian Davis, III
Chairman Pro Tem
District IV

J. Glenn Hart
District V



The Oconee County Council will meet in 2021 on the first and third Tuesday of each month with the following exceptions:

- April, July, & August meetings, which will be **only** on the third Tuesday of each of the three months;
- December meeting, which will be **only** the first Tuesday of the month.

All Council meetings, unless otherwise noted, are held in Council Chambers, Oconee County Administrative Offices, 415 South Pine Street, Walhalla, South Carolina.

Oconee County Council will also hold a Planning Retreat beginning at 9:00 a.m. on Friday, February 19, 2021 in Council Chambers to establish short and long term goals.

Oconee County Council will also meet on Tuesday, January 4, 2022 in Council Chambers at which point they will establish their 2022 Council and Committee meeting schedules.

Oconee County Council will also hold a Budget workshop on Friday, March 19, 2021 in Council Chambers.

Additional Council meetings, workshops, and/or committee meetings may be added throughout the year as needed.

Oconee County Council Committees will meet in 2021 prior to County Council meetings on the following dates/times in Council Chambers located at 415 South Pine Street, Walhalla, South Carolina unless otherwise advertised.

The Law Enforcement, Public Safety, Health, & Welfare Committee at 4:30 p.m. on the following dates: February 16, April 20, July 20, & September 21, 2021.

The Transportation Committee at 4:30 p.m. on the following dates: February 16, April 20, July 20, & September 21, 2021.

The Real Estate, Facilities, & Land Management Committee at 4:30 p.m. on the following dates: March 16, May 18, August 17, & October 19, 2021.

The Planning & Economic Development Committee at 4:30 p.m. on the following dates: March 16, May 18, August 17, & October 19, 2021.

The Budget, Finance, & Administration Committee at 9:00 a.m. on the following dates: February 19 [Strategic Planning Retreat] & March 19 [Budget Workshop] and 5:00 p.m. on the following dates: April 13 & May 4, 2021.

From: Amanda Brock
To: "classadmgr@upstatetoday.com"
Subject: RE: Classified Ad# 34437 Confirmation
Date: Tuesday, September 28, 2021 10:31:00 AM
Attachments: image001.jpg
image002.png

Approved for publication-
Kind regards~

Amanda F. Brock
Administrator
Oconee County
415 S. Pine St. / Walhalla / SC
29691
864.638.4245
abrock@oconeesc.com

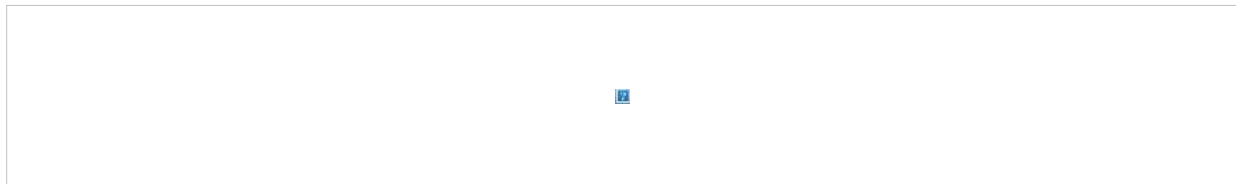
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From: classadmgr@upstatetoday.com [mailto:classadmgr@upstatetoday.com]
Sent: Tuesday, September 28, 2021 10:31 AM
To: Amanda Brock <abrock@oconeesc.com>
Subject: Classified Ad# 34437 Confirmation

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you validate the sender and know the content is safe.

Good Morning, Attached is the proof of your second ad. Please verify that the ad copy, billing address, and run date of 9/29 are approved by three today. Thank you and have a blessed day! Heather



Classified Advertising Invoice

OCONEE COUNTY ADMIN. DEPT.
415 S PINE ST
WALHALLA, SC 29691

Acct#:63421
Ad#:34437
Phone#:864-638-4245
Date:09/28/2021

Salesperson: HMCALISTER Classification: Legals Ad Size: 1.0 x 4.000

Advertisement Information:

Description	Start	Stop	Ins.	Cost/Day	Total
The Journal	09/29/2021	09/29/2021	1	59.12	59.12

Payment Information:

Date: 09/28/2021 Order# 34437 Type BILLED ACCOUNT

Total Amount: 59.12
Amount Due: 59.12

Comments: Public Hearing Ordinance 2021-21

Attention: Please return the top portion of this invoice with your payment including account and ad number.

Ad Copy





6719

October 19, 2021

Public Comment

SIGN IN SHEET

6:00 PM

The Public Comment Sessions at this meeting is limited to a total of 40 minutes, 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.

PLEASE PRINT

	FULL NAME	PURPOSE OF COMMENT
1	DAVID DIAC	PROCESS
2	PERRY SMITH	TBD
3	MICKY HANG	TBD
4	HAYDEN LUYE	RIGHT TO LIFE
5	DAVID McMAHAN	RIGHT OF LIFE
6	Steve Haslep	Right to Life
7	LIZ KUEMMERER	Body Sovereignty
8	Janie Shipley	Right to Life
9	Theresa Meyerring	Right to Life
10	Nancy Cothell	Right to Life
11	Jody Goulin	County govt - stick to ^{county} issues!
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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
SIGN IN SHEET
OCONEE COUNTY COUNCIL MEETING
DATE: October 19, 2021 6:00 p.m.**

Public Comment: Redistricting Plan and Process

RESOLUTION 2021-15 A RESOLUTION ADOPTING REDISTRICTING CRITERIA TO BE USED IN DEVELOPING THE 2020 REDISTRICTING PLAN.

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.

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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

1.	Janie Shipley
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**PUBLIC HEARING
SIGN IN SHEET
OCONEE COUNTY COUNCIL MEETING
DATE: October 19, 2021 6:00 p.m.**

Ordinance 2021-21

AN ORDINANCE TO APPROPRIATE AND AUTHORIZE THE EXPENDITURE OF A PORTION OF LOCAL CORONAVIRUS FISCAL RECOVERY FUNDING THAT HAS BEEN ALLOCATED TO OCONEE COUNTY UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 ("ARPA"), AS FOLLOWS: (1) APPROPRIATING TWO MILLION, FOUR HUNDRED AND SEVENTY-FOUR THOUSAND, EIGHTY AND 00/100 (\$2,474,080.00) DOLLARS OF COUNTY ARPA FUNDING FOR PURPOSES OF NECESSARY WATER / WASTEWATER INFRASTRUCTURE IMPROVEMENTS FOR THE CITY OF WALHALLA ("WALHALLA WATER / WASTEWATER INFRASTRUCTURE PROJECT"); (2) AUTHORIZING THE EXPENDITURE, SUBJECT TO CERTAIN TERMS AND CONDITIONS, OF UP TO TWO MILLION, FOUR HUNDRED AND SEVENTY-FOUR THOUSAND, EIGHTY AND 00/100 (\$2,474,080.00) DOLLARS OF SUCH APPROPRIATED FUNDS FOR THE WALHALLA WATER / WASTEWATER INFRASTRUCTURE PROJECT; AND (3) OTHER MATTERS DIRECTLY RELATED THERETO.

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.

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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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General Fund Monthly Council Report

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Council Approved Pay Increases, Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
General Fund Revenue										
080 Encumbrance Roll from FY 2020						(693,572.75)				
080 Local Revenue	51,430,440.00	51,430,440.00	912,513.80	1,314,857.59	985,787.11	3,213,158.50	-	48,217,281.50	94%	Tax Collections Start in October.
081 State Revenue	3,945,212.00	3,945,212.00	3,373.78	-	387.55	3,761.33	-	3,941,450.67	100%	Quarterly Revenues
082 Federal Revenue	199,500.00	199,500.00	-	-	1,303.50	1,303.50	-	198,196.50	99%	Quarterly Revenues
090 Other Financing Sources	1,260,000.00	1,260,000.00	-	-	964.39	964.39	-	1,259,035.61	100%	Quarterly or Year End Posting
Total General Fund Revenue	56,835,152.00	56,835,152.00	915,887.58	1,314,857.59	988,442.55	2,525,614.97	-	53,615,964.28		
General Fund Expenditures										
101 Sheriff	9,769,341.00	10,016,679.21	749,550.21	743,831.52	781,238.75	2,274,620.48	118,388.11	7,376,332.41	76%	
103 Coroner	303,470.00	312,109.78	18,900.99	21,956.33	21,850.07	62,707.39	878.66	239,883.95	79%	
104 Communications	1,718,079.00	1,745,111.39	135,849.55	124,042.96	135,474.58	395,367.09	12,382.46	1,310,329.45	76%	
106 Law Enforcement Center	4,617,760.00	4,678,724.32	326,202.77	348,779.99	397,599.06	1,072,581.82	548,060.54	2,997,117.64	65%	Yearly Encumbrances
107 Ems & Fire Services	6,347,010.00	6,561,720.88	253,980.48	203,224.37	235,443.58	692,648.43	207,388.35	5,446,973.22	86%	
110 Animal Control	658,107.00	665,507.85	30,859.75	46,680.64	54,241.25	131,781.64	17,800.97	508,524.39	77%	
202 Parks, Recreation, & Tour	769,984.00	778,822.69	159,141.88	35,098.75	69,058.64	263,299.27	1,325.78	505,358.95	66%	
203 High Falls Park	452,549.00	458,260.43	42,888.41	53,154.93	38,018.78	134,062.12	834.69	317,652.19	70%	
204 South Cove Park	554,386.00	559,777.06	37,822.04	50,846.26	55,669.80	144,338.10	-	410,047.90	74%	
205 Chau Ram Park	373,660.00	378,251.41	29,230.94	-	35,423.73	64,654.67	1,594.68	307,410.65	82%	
206 Library	1,469,376.00	1,495,888.13	141,393.96	123,918.28	106,374.26	371,686.50	10,482.01	1,087,207.49	74%	
301 Assessor	1,037,941.00	1,058,078.69	63,465.35	104,467.34	76,215.64	244,148.33	34,219.14	759,573.53	73%	
302 Auditor	603,155.00	612,713.30	44,847.11	39,023.34	46,048.41	129,918.86	71,647.22	401,588.92	67%	Yearly Encumbrances
303 Brd Of Assessment Appeals	12,003.00	12,003.00	54.70	140.87	50.45	246.02	-	11,756.98	98%	
305 Tax Collector	459,939.00	471,053.73	40,925.56	15,619.31	33,642.79	90,187.66	151,775.96	217,975.38	47%	Yearly Encumbrances
306 Treasurer	645,385.00	654,430.36	50,893.27	49,853.48	74,269.15	175,015.90	71,004.18	399,364.92	62%	Yearly Encumbrances
402 Dept Of Social Services	13,200.00	13,200.00	904.28	962.15	997.24	2,863.67	-	10,336.33	78%	
403 Health Department	29,134.00	29,134.00	1,431.25	1,036.34	1,602.07	4,069.66	-	25,064.34	86%	
404 Veterans' Affairs	213,403.00	217,523.83	14,358.92	14,419.99	14,666.38	43,445.29	2,344.39	167,613.32	79%	
501 Clerk Of Court	696,419.00	708,591.53	66,683.66	50,808.69	45,175.92	162,668.27	4,503.91	529,246.82	76%	
502 Probate Court	377,073.00	383,939.97	37,802.67	27,292.88	30,513.13	95,608.68	2,962.99	278,501.33	74%	
504 Solicitor	1,013,700.00	1,034,043.75	67,466.96	61,181.04	56,464.84	185,112.84	-	828,587.16	82%	
509 Magistrate	938,198.00	953,612.96	86,764.88	64,357.75	63,176.84	214,299.47	4,592.88	719,305.65	77%	
510 Public Defender	250,000.00	250,000.00	-	-	-	-	-	250,000.00	100%	
601 Road Department	2,967,509.00	3,013,337.72	172,533.97	160,756.70	185,825.74	519,116.41	10,925.50	2,437,467.09	82%	
702 Building Codes	651,582.00	661,650.09	68,943.97	39,780.33	54,572.18	163,296.48	7,098.66	481,186.86	74%	
704 County Council	311,016.00	312,340.20	15,525.44	26,727.26	27,299.92	69,552.62	59,065.54	182,397.84	59%	Yearly Encumbrances
705 Direct Aid	671,867.00	680,667.00	41,500.00	53,492.00	68,546.00	163,538.00	3,400.00	504,929.00	75%	
706 Delegation	96,389.00	98,098.55	7,371.83	7,319.00	6,758.31	21,449.14	602.80	74,337.06	77%	
707 Economic Development	682,691.00	690,046.60	25,152.04	24,794.93	26,172.27	76,119.24	3,000.00	603,571.76	88%	
708 Finance Department	679,902.00	695,666.44	88,834.89	54,053.86	55,103.68	197,992.43	3,758.68	478,150.89	70%	
709 Non-Departmental	2,887,364.00	3,111,156.27	71,589.93	56,388.31	54,573.34	182,551.58	223,015.87	2,481,796.55	86%	
710 Human Resources	344,375.00	354,473.08	19,563.52	26,236.84	36,497.56	82,297.92	2,755.28	259,321.80	75%	
711 Information Technology	1,132,226.00	1,145,550.70	59,000.83	106,259.75	113,955.22	279,215.80	3,987.22	849,022.98	75%	Yearly Encumbrances
712 Planning Department	388,924.00	394,675.15	13,430.82	17,159.08	19,718.33	50,308.23	1,089.02	337,526.75	87%	

General Fund Monthly Council Report

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Council Approved Pay Increases, Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
713 Procurement	176,724.00	182,966.34	23,644.00	13,146.51	12,144.31	48,934.82	1,240.02	126,549.16	72%	
714 Facilities Maintenance	1,404,957.00	1,422,377.55	83,662.12	129,974.79	104,843.79	318,480.70	5,909.12	1,080,567.18	77%	
715 Registration & Elections	244,996.00	249,068.53	61,406.37	16,059.91	15,705.91	93,172.19	1,276.31	150,547.50	61%	
716 Soil & Water Conservation	84,043.00	85,027.09	3,769.66	4,241.90	4,570.31	12,581.87	-	71,461.13	85%	
717 Administrator's Office	1,569,130.00	866,418.47	29,802.63	26,957.20	38,909.92	95,669.75	2,430.36	1,471,029.89	94%	
718 Solid Waste Department	5,411,117.00	5,590,009.06	171,533.39	378,986.67	408,813.26	959,333.32	1,692,058.42	2,759,725.26	51%	Yearly Encumbrances
720 Airport	1,381,264.00	1,433,152.50	102,172.19	136,064.22	230,290.07	468,526.48	30,338.14	882,399.38	64%	Yearly Encumbrances
721 Vehicle Maintenance	962,684.00	980,736.89	67,889.24	72,657.64	78,968.82	219,515.70	4,271.71	738,896.59	77%	
735 Register Of Deeds	317,244.00	330,158.21	22,032.11	23,896.02	26,576.28	72,504.41	49,942.14	194,797.45	61%	Yearly Encumbrances
741 County Attorney	398,876.00	434,970.04	17,780.26	19,966.73	20,318.79	58,065.78	-	340,810.22	85%	
095 Other Financing Uses	747,000.00	747,000.00	-	-	-	-	-	747,000.00	100%	
Encumbrance Reserve add to Dept	-	(693,572.75)	-	-	-	-	-	-		
Total General Fund Expenditures	56,835,152.00	56,835,152.00	3,568,558.80	3,575,616.86	3,963,379.37	11,107,555.03	3,368,351.71	42,359,245.26	80%	

Rock Quarry Fund Monthly Council Report

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Council Approved Pay Increases, Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenue										
080 Encumbrance Roll from FY 2020						-				
080 Local Revenue	6,760,000.00	6,805,755.90	567,947.43	606,720.22	476,126.68	1,650,794.33	-	5,154,961.57	76%	
Total Revenue	6,760,000.00	6,805,755.90	567,947.43	606,720.22	476,126.68	1,650,794.33	-	5,154,961.57		
Expenditure										
719 Rock Quarry	5,107,050.00	5,110,797.10	74,178.58	357,138.78	326,597.87	757,915.23	865,583.56	3,487,298.31		
Lease Payment	702,453.00	702,453.00	-	-	-	-		702,453.00		Payment due in May
095 Other Financing Uses	1,000,000.00	1,000,000.00	-	-	-	-		1,000,000.00		Transfers posted in June
Change in Net Assets (FB)	(49,503.00)	(49,503.00)						(49,503.00)		
Encumbrance Roll Over		(3,747.10)						(3,747.10)		
Total Expenditure	6,760,000.00	6,760,000.00	74,178.58	357,138.78	326,597.87	757,915.23	865,583.56	5,136,501.21		

Emergency Services Special Revenue Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues									Revenues	
080 Encumbrance Roll from FY 2020						-				
080 Local Revenue	1,512,000.00	1,512,000.00	14,820.66	13,521.99	15,311.80	43,654.45	-	1,468,345.55	97%	Tax Collections Start in October.
Total Revenue	1,512,000.00	1,512,000.00	14,820.66	13,521.99	15,311.80	43,654.45	-			
Expenditure										
020 Emergency Services Fund	1,512,000.00	1,590,253.16	8,112.37	5,054.68	18,497.10	31,664.15	22,878.07	1,535,710.94		Basic Station Expenditures are paid out quarterly
Encumbrance Roll Over		(78,253.16)								
Total Expenditures	1,512,000.00	1,512,000.00	8,112.37	5,054.68	18,497.10	31,664.15	2287807%			

Sheriff Victims' Services Special Revenue Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Council Approved Pay Increases, Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues										
Assessments	24,000.00	24,000.00	2,518.75	-	-	2,518.75	-	21,481.25	90%	
Surcharges	30,000.00	30,000.00	1,923.84	-	-	1,923.84	-	28,076.16	94%	
General Fund Transfer	137,000.00	137,000.00	-	-	-	-	-	137,000.00	100%	Transfers posted in June
Total Revenue	191,000.00	191,000.00	4,442.59	-	-	4,442.59	-	186,557.41		
Expenditure										
Victims Services Salaries (2)	127,753.00	127,753.00	10,162.83	9,683.54	10,474.05	30,320.42	-	97,432.58	76%	
Use of FB	63,247.00	63,247.00				-				
Total Expenditures	191,000.00	191,000.00			10,474.05	30,320.42	-	97,432.58		

Solicitor Victims' Services Special Revenue Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Council Approved Pay Increases, Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues										
Assessments	3,000.00	3,000.00	11.47	-	-	11.47	-	2,988.53	100%	
Surcharges	20,000.00	20,000.00	296.92	-	-	296.92	-	19,703.08	99%	
General Fund Transfer	110,000.00	110,000.00	-	-	-	-	-	110,000.00	100%	Transfers posted in June
Total Revenue	133,000.00	133,000.00	308.39	-	-	308.39	-	132,691.61		
Expenditure										
Victims Services Salaries (2)	74,319.00	74,319.00	5,700.71	5,657.82	5,711.09	17,069.62	-	57,249.38	77%	
	58,681.00	58,681.00				-		58,681.00		
Total Expenditures	133,000.00	133,000.00			5,711.09	17,069.62	-	115,930.38		

911 Communications Special Revenue Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues										
Encumbrance Reserve										
AT&T Surcharge	160,000.00	160,000.00	-	-	7,968.40	7,968.40	-	152,031.60	95%	Revenue posted Quarterly
Competitive Local Exchange Carrier	60,000.00	60,000.00	-	-	2,422.42	2,422.42	-	57,577.58	96%	Revenue posted Quarterly
State Wireless	70,000.00	70,000.00	-	-	-	-	-	70,000.00	100%	Revenue posted Quarterly
Budget and Control Board	200,000.00	200,000.00	-	-	-	-	-	200,000.00	100%	Revenue posted Quarterly
Use of Fund Balance	494,000.00	494,000.00	-	-	-	-	-	494,000.00	100%	
Total Revenue	984,000.00	984,000.00	-	-	10,390.82	10,390.82	-	973,609.18	99%	
Expenditure										
225 Communications 911 Funds	984,000.00	1,084,877.64	-	172,225.68	260,850.55	433,076.23	104,395.83	547,405.58	50%	Yearly Encumbrance
Encumbrance		(100,877.64)	-	-	-	-	-	-		
Total Expenditures	984,000.00	984,000.00	-	172,225.68	260,850.55	433,076.23	104,395.83	547,405.58		

Tri-County Technical College Special Revenue Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues										
Tax Collections	1,580,200.00	1,580,200.00	17,068.36	16,560.93	17,834.67	51,463.96	-	1,528,736.04	97%	Main Collection Months Nov - Feb
Total Revenue	1,580,200.00	1,580,200.00		16,560.93	17,834.67	51,463.96	-	1,528,736.04		
Expenditure										
TCTC Payments	1,580,200.00	1,580,200.00	-	19,863.00	17,166.18	37,029.18	-	1,543,170.82	98%	
Change in Fund Balance	-	-	-	-	-	-	-	-	0%	
Total Expenditures	1,580,200.00	1,580,200.00		19,863.00	17,166.18	37,029.18	-	1,543,170.82		

Road Maintenance Tax Special Revenue Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues										
Encumbrance Reserve										
Tax Collections	1,171,920.00	1,171,920.00	11,966.55	10,461.63	12,467.99	34,896.17	-	1,137,023.83	97%	Main Collection Months Nov - Feb
National Forestry Title I	220,000.00	220,000.00	-	-	-	-	-	220,000.00		
Other Finance Source	-	-	-	-	-	-	-	-		
Change in Fund Balance Increase(Decrease)	1,153,080.00	1,153,080.00	-	-	-	-	-	1,153,080.00		
Total Revenue	2,545,000.00	2,545,000.00		10,461.63	12,467.99	34,896.17	-	1,357,023.83		
Expenditures										
Expenditures	2,545,000.00	2,545,000.00	22,243.96	29,925.09	32,825.12	84,994.17	90,359.92	2,369,645.91	93%	Road Paving Encumbrance
Encumbrance Reserve										
Total Expenditures	2,545,000.00	2,545,000.00		29,925.09	32,825.12	84,994.17	90,359.92	2,369,645.91	93%	

Economic Development Capital Projects Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues										
Encumbrance Reserve										
Tax Collections	610,822.00	610,822.00	3,275.87	5,682.55	6,565.66	15,524.08	-	595,297.92	97%	Main Collection Months Nov - Feb
FILOT	500,000.00	500,000.00	-	-	-	-	-	500,000.00	100%	Prior Year Refund (CASTO)
Total Revenue	1,110,822.00	1,110,822.00	3,275.87	5,682.55	6,565.66	15,524.08	-	1,095,297.92		
Expenditures										
Encumbrance Reserve										
Expenditures	1,110,822.00	1,165,187.22	9,059.84	76,619.53	230,895.34	316,574.71	32,203.28	816,409.23	70%	
Encumbrance Reserve		(54,365.22)	-	-	-	-	-	-		
Total Expenditures	1,110,822.00	1,110,822.00	9,059.84	76,619.53	230,895.34	316,574.71	32,203.28	816,409.23		

Bridge and Culvert Capital Projects Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues										
Encumbrance Reserve										
Tax Collections	550,000.00	550,000.00	5,691.28	5,364.97	5,934.74	16,990.99	-	533,009.01	97%	Main Collection Months Nov - Feb
Use of Fund Balance	600,000.00	600,000.00	-	-	-	-	-	-		
Total Revenue	1,150,000.00	1,150,000.00	5,691.28	5,364.97	5,934.74	16,990.99	-	533,009.01		
Expenditures										
Encumbrance Reserve										
Expenditures	1,150,000.00	1,244,793.19	1,106.64	4,188.41	41,303.47	46,598.52	81,556.55	1,116,638.12	90%	
Encumbrance Reserve		(94,793.19)	-	-	-	-	-	-		
Total Expenditures	1,150,000.00	1,150,000.00	1,106.64	4,188.41	41,303.47	46,598.52	81,556.55	1,116,638.12		

Capital Equipment & Vehicle Capital Projects Fund

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Encumbrances Roll Overs and Transfers)	Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues										
Encumbrance Reserve										
Tax Collections	1,096,728.00	1,096,728.00	11,350.08	9,895.38	11,815.02	33,060.48	-	1,063,667.52	97%	Main Collection Months Nov - Feb
Insurance Proceeds	75,000.00	75,000.00	-	-	9,641.68	9,641.68	-	65,358.32	87%	
Sale of Capital Assets	50,000.00	50,000.00	-	-	-	-	-	50,000.00	100%	
Use of Fund Balance	200,000.00	200,000.00	-	-	-	-	-	-		
Total Revenue	1,421,728.00	1,221,728.00	11,350.08	9,895.38	21,456.70	42,702.16	-	1,179,025.84		
Expenditures										
Encumbrance Reserve										
Expenditures	1,421,728.00	1,421,728.00	-	-	-	-	-	1,421,728.00		
Sheriff	-	229,598.56	-	229,598.56	-	229,598.56	-	-		
Animal Control	-	-	-	-	-	-	-	-		
High Falls Park	-	-	-	-	-	-	-	-		
Chau Ram Park	-	-	-	-	-	-	-	-		
Assessor	-	-	-	-	-	-	-	-		
Road Dept	-	128,475.00	-	-	-	-	128,475.00	-		
Planning	-	26,127.00	-	-	-	-	26,127.00	-		
Administrator	-	-	-	-	-	-	-	-		
Solid Waste	-	313,700.23	-	-	-	-	313,700.23	-		
Encumbrance Reserve		(697,900.79)	-	-	-	-	-	-		
Total Expenditures	1,421,728.00	1,421,728.00	-	-	-	229,598.56	468,302.23	1,421,728.00	100%	

Parks, Recreation and Tourism

Budget Figures will show amended budgets due to transfers and Encumbrances	Original Budget	Amended Budget (Encumbrances Roll Overs and Transfers)		Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining Percent (75%)	Notes
Revenues											
Encumbrance Rollovers							(44,009.84)				
Tax Collections	717,051.00	717,051.00		7,367.33	6,670.82	7,707.51	21,745.66	-	695,305.34	97%	Oct 19 and April 20 Payments
Use of Fund Balance	782,949.00	782,949.00									
Total Revenue	1,500,000.00	1,500,000.00	-			7,707.51	21,745.66	-	695,305.34		High Point has not been allocated
Expenditures											
Expenditures	1,500,000.00	1,544,009.84		-	-	-	-	-	1,544,009.84	103%	
Encumbrance Rollovers		(44,009.84)		-	-	-	-	-	(44,009.84)		
Total Expenditures	1,500,000.00	1,500,000.00	-	-	-	-	-	-	1,500,000.00		

Debt Service Fund

Budget Figures will show	Original	Amended		Jul-21	Aug-21	Sep-21	Year To Date	Encumbrance	Remaining	Remaining	Notes
Revenues											
Tax Collections	1,868,306.00	1,868,306.00		16,994.84	15,821.43	21,812.16	54,628.43	-	1,813,677.57	97%	Oct 19 and April 20 Payments
Total Revenue	1,868,306.00	1,868,306.00	-			21,812.16	54,628.43	-	1,813,677.57		High Point has not been allocated
Expenditures											
2016B County GO Bond	398,232.00	398,232.00		-	-	16,116.00	16,116.00	-	382,116.00	96%	Oct 19 and April 20 Payments
2014 SSRB Refunding Bond	325,143.00	325,143.00		-	-	-	-	-	325,143.00	100%	Oct 19 and April 20 Payments
2017 GO Ref Bond Keowee Key	107,254.00	107,254.00		-	-	-	-	-	107,254.00	100%	Oct 19 and April 20 Payments
2019 GO Bond Kewoee Key Fire	58,378.00	58,378.00		-	-	-	-	-	58,378.00	100%	Oct 19 and April 20 Payments
2013 GO Bond Echo Hills	221,430.00	221,430.00		-	-	22,915.00	22,915.00	-	198,515.00	90%	Oct 19 and April 20 Payments
2020 GO Refunding Bond	757,869.00	757,869.00		-	-	58,184.50	58,184.50	-	699,684.50		
Total Expenditures	1,868,306.00	1,868,306.00	-	-	-	97,215.50	97,215.50	-	1,771,090.50		

PH 2021-21
10.19

PUBLISHER'S AFFIDAVIT

STATE OF SOUTH CAROLINA
COUNTY OF OCONEE


OCONEE COUNTY ADMIN. DEPT.

IN RE: Public Hearing Ordinance 2021-21

BEFORE ME the undersigned, a Notary Public for the State and County above named, This day personally came before me, Hal Welch, who being first duly sworn according to law, says that he is the General Manager 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 papers on 09/29/2021 and the rate charged therefore is not in excess of the regular rates charged private individuals for similar insertions.



Hal Welch
General Manager



Jessica Wells
Notary Public
State of South Carolina
My Commission Expires November 13, 2030

Subscribed and sworn to before me this
09/29/2021



Jessica Lee Wells
NOTARY PUBLIC
State of South Carolina
My Commission Expires
November 13, 2030

LEGAL NOTICES

LEGALS

South Pine Street, #202
Walhalla, SC 29691, within (8)
months after the date of the first
publication of this Notice. Editors
or within one (1) year from date of
death, whichever is earlier. CPC
62-3-801, et seq.), or such persons
shall be forever barred as their
claims.

ALL CLAIMS ARE required be
presented in written statements on
the prescribed form (Form #ES)
indicating the name and address of
the claimant, the basis of the claim,
the amount claimed, the date when
the claim will become due, the nature
of any uncertainty as to the claim,
and a description of any securities
to the claim.

Estate: James Mark Krueger
Date of Death: 08/15/2021
Case Number: 2021ES3700636
Personal Representative:
Dalores Krueger
Address: 230 Madison Shore Dr.,
Westminster, SC 29693

Estate: Larry Neal Benson
Date of Death: 07/31/2021
Case Number: 2021ES3700656
Personal Representative:
Loren Benson
Address: 211 Webb Ln.,
Walhalla, SC 29691
Attorney, if applicable:
Richard H. McDuff, Attorney at Law
Address: 119B Professional Park
Dr., Seneca, SC 29678

Estate: Martha Hairston Childs
Date of Death: 08/15/2021
Case Number: 2021ES3700634

LEGAL NOTICES

LEGALS

Personal Representative:
William N. Childs
Address: 520 Tokeena Rd.,
Seneca, SC 29678

Estate: Roguelan Poole Siegel
Date of Death: 08/22/2021
Case Number: 2021ES3700613
Personal Representative:
Lisa Berkemeier
Address: 530 Wayside Cr.,
Seneca, SC 29678

Estate: Carole Sue Smith
Date of Death: 07/07/2021
Case Number: 2021ES3700657
Personal Representative:
Shannon Moore
Address: 4045 Henry St.,
Wausau, WI 54403
Attorney, if applicable:
Timothy C. Merrell
Address: 119B Professional Park
Dr., Seneca, SC 29678

The Oconee County Conservation
Bank Board will hold a Special
Meeting at 12:30 p.m., Wednesday,
September 29, 2021 in Oconee
County Council Chambers 415 S.
Pine Street, Walhalla SC 29691

There will be a public hearing held at
6 p.m., Tuesday, October 19, 2021 in
Oconee County Council Chambers
415 S. Pine St., Walhalla for the
following Ordinance:
Ordinance 2021-21 "AN ORDI-
NANCE TO APPROPRIATE AND
AUTHORIZE THE EXPENDITURE
OF A PORTION OF LOCAL CORO-
NAVIRUS FISCAL RECOVERY
FUNDING THAT HAS BEEN ALLO-
CATED TO OCONEE COUNTY

LEGAL NOTICES

LEGALS

UNDER THE AMERICAN RESCUE
PLAN ACT OF 2021 ("ARPA"), AS
FOLLOWS: (1) APPROPRIATING
TWO MILLION, FOUR HUNDRED
AND SEVENTY-FOUR THOUSAND,
EIGHTY AND 00/100
(\$2,474,080.00) DOLLARS OF
COUNTY ARPA FUNDING FOR
PURPOSES OF NECESSARY WAT-
TER / WASTEWATER INFRA-
STRUCTURE IMPROVEMENTS
FOR THE CITY OF WALHALLA
("WALHALLA WATER / WASTEWAT-
ER INFRASTRUCTURE PROJ-
ECT"); (2) AUTHORIZING THE
EXPENDITURE, SUBJECT TO
CERTAIN TERMS AND CONDI-
TIONS, OF UP TO TWO MILLION,
FOUR HUNDRED AND SEVENTY-
FOUR THOUSAND, EIGHTY AND
00/100 (\$2,474,080.00) DOLLARS
OF SUCH APPROPRIATED FUNDS
FOR THE WALHALLA WATER /
WASTEWATER INFRASTRUC-
TURE PROJECT; AND (3) OTHER
MATTERS DIRECTLY RELATED
THERE TO."

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Gerald Furney- Owner
113 Michelle Lane
Seneca, SC 29678

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Estate: Edna Eller
Address: P.O. Box 3
Richland, SC 29675

Estate: Robert W. Haar
Date of Death: 05/20/2021
Case Number: 2021ES3700591

Personal Representative:
David Haar
Address: 16 Lead Line Wy.,
Salem, SC 29676

Estate: Donald R. Levalley
Date of Death: 08/10/2021
Case Number: 2021ES3700578

Personal Representative:
Robert J. St. Denis
Address: 350 Samson Lane,
Salem, SC 29676

Estate: Annie Laura Smith
Date of Death: 07/22/2021

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WEDNESDAY, SEPTEMBER 29, 2021

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Walhalla, SC 29691, within eight (8) months after the date of the first publication of this Notice to Creditors or within one (1) year from date of death, whichever is earlier (SCPC 62-3-801, et seq.), or such persons shall be forever barred as to their claims.

ALL CLAIMS ARE required to be presented in written statements on the prescribed form (Form #371ES) indicating the name and address of the claimant, the basis of the claim, the amount claimed, the date when the claim will become due, the nature of any uncertainty as to the claim, and a description of any security as to the claim.

Estate: Hattie Ruth Boggs
Date of Death: 07/14/2021
Case Number: 2021ES3700686

Personal Representative:
Anita N. Conley
Address: 368 Old Salem Way,
Martinez, GA 30907

Attorney, if applicable:
Thomas B. Peterman

LEGALS

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Estate: Marvin Olan Kyle, Jr.
Date of Death: 08/12/2021
Case Number: 2021ES3700663

Personal Representative:
Marlene Kyle Ball
Address: PO Box 922
Lake Junaluska, NC 28745

Attorney, if applicable:
M. Ed McLaurin
Address: PO Box 1900
10 Commons Blvd.,
Seneca, SC 29678

Estate: Paul Eugene Campbell
Date of Death: 06/08/2021
Case Number: 2021ES3700693

Personal Representative:
Anita N. Conley
Address: 368 Old Salem Way,
Martinez, GA 30907

Attorney, if applicable:
Thomas B. Peterman

LEGALS

LEGAL NOTICES