



# A G E N D A

## OCONEE COUNTY COUNCIL MEETING

### August 16, 2022

### 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 Chaplin

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

#### Approval of Minutes

July 19, 2022 Regular Minutes

July 22, 2022 Special Minutes

#### County Attorney Comments

#### County Administrator Comments

#### 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](mailto: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](mailto:jennifercadams@oconeesc.com) or 864-718-1023 so that your participation may be coordinated.*

A PUBLIC HEARING TO RECEIVE COMMUNITY FEEDBACK, WITH SUBSEQUENT COUNCIL DISCUSSION, REGARDING THE PROPOSED ABANDONMENT OF A PORTION OF THORNBURG ROAD (TU-67) AND A PORTION OF DINKY LINE ROAD (TU-34).

**ORDINANCE 2022-14** AN ORDINANCE GRANTING CERTAIN EASEMENT AND/OR ENCROACHMENT RIGHTS TO CORE SVA SENECA EDINBURG, LLC, OR ITS AFFILIATE, AT OR NEAR PROPERTY COMMONLY REFERRED TO AS THE PIER.

#### COUNCIL MEMBERS

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Julian Davis, III, Chair Pro Tem, District IV

District II

Glenn Hart, District V

**ORDINANCE 2022-16** AN ORDINANCE AMENDING THE OCONEE COUNTY CONSERVATION BANK ORDINANCE, O.C. CODE SECTIONS 2-398 THROUGH 2-409.

**ORDINANCE 2022-17** AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT TO THE LEASE AGREEMENT BETWEEN OCONEE COUNTY, AS LESSOR, AND THE UNITED STATES OF AMERICA / DEPARTMENT OF AGRICULTURE, AS LESSEE, IN RELATION TO CERTAIN PREMISES LOCATED AT 301 WEST SOUTH BROAD STREET, WALHALLA, SOUTH CAROLINA.

**ORDINANCE 2022-19** AN ORDINANCE TO AMEND AND SUPPLEMENT ORDINANCE 2022-01, WHICH ESTABLISHED THE BUDGET FOR OCONEE COUNTY AND PROVIDED FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRI-COUNTY TECHNICAL COLLEGE SPECIAL REVENUE FUND, FOR THE EMERGENCY SERVICES PROTECTION SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, FOR THE PARKS, RECREATION, AND TOURISM CAPITAL PROJECTS FUND, FOR THE DEBT SERVICE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUNDS, FOR THE CAPITAL VEHICLE / EQUIPMENT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 AND ENDING JUNE 30, 2023, IN ORDER TO EFFECT A SUPPLEMENTAL APPROPRIATION; AND OTHER MATTERS RELATED THERETO.

### **Third Reading of the Following Ordinances**

**ORDINANCE 2022-14** AN ORDINANCE GRANTING CERTAIN EASEMENT AND/OR ENCROACHMENT RIGHTS TO CORE SVA SENECA EDINBURG, LLC, OR ITS AFFILIATE, AT OR NEAR PROPERTY COMMONLY REFERRED TO AS THE PIER.

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### **Second Reading of the Following Ordinances**

**ORDINANCE 2022-18** AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN IMPROVED REAL PROPERTY, CONSISTING OF APPROXIMATELY 2.83 ACRES, TO TRI-COUNTY TECHNICAL COLLEGE, WHICH PROPERTY WAS INITIALLY DEVELOPED AS THE “QUICKJOBS DEVELOPMENT CENTER” UNDER A COMMUNITY DEVELOPMENT BLOCK GRANT; AND OTHER MATTERS RELATED THERETO.

### **First Reading of the Following Ordinances**

**ORDINANCE 2022-20** AN ORDINANCE AUTHORIZING THE CONVERSION OF THAT CERTAIN FEE AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA (“COUNTY”) AND CASTO OCONEE, LLC, DATED AS OF JUNE 2, 2015, TO A PUBLIC INFRASTRUCTURE REIMBURSEMENT AGREEMENT BETWEEN THE COUNTY, CASTO OCONEE, LLC, AND CASTO OCONEE II, LLC; AUTHORIZING THE EXECUTION AND DELIVERY THEREOF; AND OTHER MATTERS RELATING THERETO.

**ORDINANCE 2022-21** AN ORDINANCE TO SUPPLEMENT ORDINANCE 2021-14, WHICH APPROPRIATED AND AUTHORIZED THE EXPENDITURE OF TWO MILLION AND 00/100 (\$2,000,000.00) DOLLARS OF LOCAL CORONAVIRUS FISCAL RECOVERY FUNDING RECEIVED BY OCONEE COUNTY (“COUNTY”) UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 (“ARPA”) FOR PURPOSES OF THE SALEM WATER INFRASTRUCTURE PROJECT (“PROJECT”), BY APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF AN ADDITIONAL FIVE HUNDRED, FIFTY THOUSAND, AND 00/100 (\$550,000.00) DOLLARS FOR THE PROJECT, SO THAT THE TOTAL APPROPRIATION AND EXPENDITURE AUTHORIZATION FOR THE PROJECT WILL NOW TOTAL TWO MILLION, FIVE HUNDRED, FIFTY THOUSAND, AND 00/100 (\$2,550,000.00) DOLLARS; AND OTHER MATTERS RELATED THERETO.

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## First & Final Reading for the Following Resolutions

**RESOLUTION 2022-14** A RESOLUTION EXPRESSING OCONEE COUNTY COUNCIL'S SUPPORT FOR THE APPLICATION OR APPLICATIONS OF BELLSOUTH TELECOMMUNICATIONS, LLC D/B/A AT&T (AT&T) TO THE SOUTH CAROLINA OFFICE OF REGULATORY STAFF (ORS) PER A COMPETITIVE APPLICATION PROCESS FOR A GRANT OR GRANTS FROM THE AMERICAN RESCUE PLAN ACT (ARPA) PROGRAM (GRANT PROGRAM) TO MAKE HIGH-SPEED BROADBAND SERVICE AVAILABLE VIA FIBER OPTIC INFRASTRUCTURE TO SPECIFIED PRIORITY AREAS OF OCONEE COUNTY TO ADDRESS THE DIGITAL DIVIDE.

**RESOLUTION 2022-15** A RESOLUTION ESTABLISHING THE OCONEE COUNTY TASK FORCE ON AGRICULTURE.

## Discussion Regarding Action Items

**Discuss and take appropriate action on potential intergovernmental agreement relating to the expansion of wastewater services in the County. This item was formerly discussed as, or is related to, Project Harmony**

**Title: Air Traffic Control Services**

**Department: Airport**

**Amount: TBD**

There is no dollar amount associated with this approval request. The Oconee County Regional Airport includes the cost for these services in each year's budget request. These Services are as needed and depends on the number of Clemson Home Games that require temporary air traffic control. The services each year shall not exceed the approved budget amount for Air Traffic Control Services without prior Council approval.

The Oconee County Regional Airport experiences increased air traffic during the weekends of Clemson home football games. Due to safety issues, an air traffic control provider is required. Airport Staff contacted the Federal Aviation Administration (FAA) for options to place a temporary tower for weekends of Clemson home football games. The FAA does not provide any mobile air traffic towers.

Air Boss, Inc. specializes in temporary air traffic control services during these busy weekends and is a FAA certified Air Traffic Controller. At the start of the season, an FAA official from Greenville-Spartanburg International Airport (Greer Approach) will come to the Oconee County Regional Airport to review and certify Air Boss, Inc.'s operation; including employee certifications and the mobile air traffic unit.

Air Boss, Inc. is the sole provider of temporary mobile air traffic control services in our region. For the reasons stated above, this is considered to be Sole Source service.

The cost is \$12,000.00 per weekend, as needed, and the total amount will depend on the number of Clemson Home Games.

*It is the staff's recommendation that Council:*

**1. Approve the award of as needed air traffic control services to Air Boss, Inc. of Belmont, NC.**

**2. Authorize the County Administrator to execute the contract documents and to renew this contract for up to four (4) one-year terms, as long as the amount does not exceed the amount budgeted for Temporary Air Traffic Control and the services provided are satisfactory.**

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**Title: Change Order #1, PO 53694 Thomas & Hutton  
Engineering Services for Seneca Creek Access Area**

**Department: PRT**

**Original PO Amount: \$103,390.00**

**Change Order 1: \$ 13,500.00**

**PO Total: \$116,890.00**

**Procurement was approved by Council in Fiscal Year 2022-2023 budget process.**

***Funding will come from designated PRT Capital Projects millage.***

The Seneca Creek Access Area project includes relocating the existing ramp for improved use at low water levels, adding a lane to make a 3-lane ramp, provide for parking of up to 50 boats/trailers, and the addition of a kayak launch, fishing pier, picnic area and bank fishing trail.

This project is being completed in phases. This change order request is for additional Engineering services required due to restroom size and location revision. The additional services include: revise the picnic area due to the larger bathroom facility, revise the path to concrete, revise picnic pads to concrete, add concrete benches and concrete trash receptacles with covers, design water and sewer utility services for the bathroom facility including grinder pump station, and add rip-rap armor protection at the lake bank adjacent to the project per the Corps of Engineers requirements.

At the October 1, 2019 meeting, Council approved the award of Engineering Services for Seneca Creek Access Project to Thomas & Hutton of Greenville, SC in the amount of 103, 390.00 under RFP 15-09 On-Call Engineering. RFP 15-09 expired and has since been replaced with RFP 20-02.

At the June 21, 2021 meeting, Council approved, the Award of RFP 20-02 On Call Engineering Services to Thomas and Hutton of Greenville, SC for Category E: On Call General Engineering Services. The Fee's in this change order corresponds with RFP 20-02 fee schedule.

***It is the staff's recommendation that Council:***

- 1. Approve Change Order #1 to PO # 53694 in the amount of \$13,500.00, purchase order total \$116,890.00 to Thomas & Hutton for Additional Engineering Services for Seneca Creek Access.***
- 2. Authorize the County Administrator to sign / execute the change order.***

**Title: 2021 Bell B30E Articulated Haul Truck**

**Department: Rock Quarry**

**Amount: \$309,000.00**

**Procurement was approved by Council in Fiscal Year 2022-2023 budget process.**

**Budget: \$309,000.00**

**Project Cost: \$309,000.00**

**Balance: \$0.00**

This purchase is for a 2021 Bell B30E haul truck which has a 30-ton capacity, onboard weight system, auto grease system, and pitch and roll sensor with bed liner. It will be used daily to move rip rap from the area of manufacture to the stockpiles and strip dirt from the rock before production. This truck will also be used as a backup haul truck to move material from the pit when needed.

The Quarry requires a minimum of three (3) haul trucks running material from the pit at all times; one additional truck is required and must be an articulated haul truck for rip rap transportation.

In December 2021, the Rock Quarry haul truck (1998 Terex) experienced transmission failure. On December 23, 2021, a purchase order was issued to National Equipment Dealers, LLC (dba as May-RHI, LLC) for a 3-month rental of this 2021 Bell B30E Articulated Haul Truck. Due to the unavailability of parts and the demand for the use of the machine, the rental was extended for another 4-months. National Equipment Dealers (dba: May Equipment) has offered \$20,000.00 for the trade-in of the 1998 Terex Articulating Haul Truck with 25,000 plus hours.

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The rental truck currently has 1,255 hours. May-RHI has offered to sell this piece of equipment to the County for \$364,707.73 and apply \$35,707.73, 100% of the amount paid for the rental, to the purchase price.

Staff obtained pricing on 2 additional pieces of used equipment and the price of a New Bell B30E Articulated Haul Truck.

- 2020 Bell B30E, 2,772 hours, \$329,000.00, located in Austell, Georgia
- 2020 Bell B30E, 1,984 Hours, \$371,700.00, located in Verona, Kentucky
- NEW Bell B30E Articulated Haul Truck \$401,250.00, with discounts applied \$345,542.27. The new truck would not be available until the 1st quarter of 2023.

The Rock Quarry is currently renting this piece of equipment and National Equipment Dealers, LLC (dba as May-RHI, LLC) is allowing 100% (\$35,707.73) of the amount paid for the rental to be applied to the purchase.

National Equipment Dealers, LLC, dba as May-RHI, LLC, has offered a trade in amount of \$20,000.00 for the 1998 Terex Articulating Haul Truck.

***It is the staff's recommendation that Council:***

***1. Approve the purchase of the 2021 Bell B30E Articulating Haul Truck from National Equipment Dealers (dba: May/RHI) of Columbia, SC in the amount of \$309,000.00.***

***2. Approve the trade-in for the 1998 Terex Articulating Haul Truck.***

**Title: Fourteen (14) Chevrolet Tahoe PPV Responders**

**Department: Sheriff's Office**

**Amount: \$558,972.00**

**Funds were appropriated for this procurement by Council in the Fiscal Year 2021-2022 & 2022-2023 budget processes.**

**Budget: \$611,354.00      Project Cost: \$558,972.00      Balance: \$52,382.00**

On January 18, 2022, Council approved the purchase of seven (7) Pursuit-Rated F-150's. On August 8, 2022, Vic Bailey Ford, David Vetter, notified staff that the seven (7) Ford F-150's would not be manufactured as priced. Staff was notified that Ford opened a short window to reorder 2023 F-150 Responders with an increased price, from August 8 – 12, 2022. The increase to order the exact same units would total an additional \$75,439.00. Additionally, this time frame would not allow staff to obtain Council approval to issue a change order for the additional cost. Staff discussed the available options and found it in the best interest of the County NOT to proceed with this purchase and to request approval to replace this order with six (6) 2WD and one (1) 4WD Chevrolet Tahoe Police Pursuit Vehicles (PPVs).

The Fiscal year 2022-2023 Capital Replacement plan includes an additional seven (7) vehicles for the Sheriff's Office. Staff is requesting the purchase of two (2) 4WD Chevrolet Tahoe PPVs and five (5) 2WD Tahoe PPVs.

The SC State Contract for vehicles has not been awarded; therefore, neither order dates nor pricing is available. Procurement Staff contacted multiple Chevrolet dealerships trying to locate Tahoe PPVs, and there are none available. Staff also contacted Sourcewell National Auto Fleet, which stated that the ordering window for 2023 Tahoe PPVs was only open for 1 business day (5-20-2022) and closed Memorial Day (5-23-2022). Inventory is limited. The next order opening to order Tahoe PPVs is May/June 2023 for 2024 models. These vehicles would not be received until the end of 2023, at the earliest.

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Staff contacted Love Chevrolet, located in Columbia, SC, which had ordered additional 2023 Tahoe PPVs during the Chevrolet open order date. Love Chevrolet has enough 2023 Tahoe PPVs on order to meet the County's need. These vehicles are expected to be delivered to the dealership by December 2022, subject to the manufacturer's completion date.

The new vehicles will replace high-mileage vehicles or vehicles that have been involved in accidents and deemed a total loss. The high-mileage vehicles being replaced will be sold as surplus or will replace older vehicles used in other County departments. The Fleet Maintenance Director also approves this purchase.

Love Chevrolet of Columbia, SC has been the SC State Contract holder for Tahoe PPVs for several years.

***It is the staff's recommendation that Council approve the purchase of fourteen (14) Chevrolet Tahoe Police Pursuit SUV's from Love Chevrolet of Columbia, SC, in the amount of \$558,972.00.***

## **Council Committee Reports**

Law Enforcement, Public Safety, Health & Welfare / Mr. Davis ..... July 19, 2022  
Transportation / Mr. Hart ..... July 19, 2022

## **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:*

### **Arts and Historical Commission**

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

### **Conservation Bank Board**

District IV Seat: No questionnaire on file for this seat

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]*

- 1. Discuss contractual matter related to pending land acquisition near Airport.*
- 2. Discussion regarding an Economic Development matter, Project Bear.*

## **Adjourn**

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District II