

**A G E N D A**

**OCONEE COUNTY COUNCIL MEETING**

**TUESDAY, APRIL 15, 1997**

**3:00 PM**

1. Call to Order
2. Invocation
3. Approval of Minutes
4. Discussion Regarding Landfill Fees - Mr. Ken Johns, Mayor, City of Walhalla
5. Update Regarding HOME Program Grant in County - Mr. Ned Workman/Ms. Vickie Strother, Administrators
6. Discussion Regarding Acceptance of CDBG Communities Liveable Grant for Renovation of Gignilliat Park School - Mr. David Riggs
7. Consideration of Acceptance of Department of Commerce Liveable Communities Grant No. 3-W-96-008 for the Oconee Family Learning Center - Ms. Judy Romano, SC Appalachian Council of Governments
8. (a) Discussion & Clarification Regarding the Collection of Parking Fees at High Falls Park  
  
(b) First Reading of Ordinance 97-6, "AN ORDINANCE TO APPOINT AND COMMISSION COUNTY PARK RANGERS AS CODE ENFORCEMENT OFFICERS" in title only - Mr. Alex James, PRT Director
9. Consideration of Bids for Wheel/Rim Crusher - Mr. Jack Hirst, Solid Waste Director & Ms. Marianne Dillard, Purchasing Agent
10. Old Business
11. New Business
12. Adjourn

**A G E N D A**

April 15, 1997 - 3:00 pm

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Prior to the regular Council Meeting at 3:00 pm there will be an open meeting April 15, 1997 at 2:30 pm in Council Chambers, 208 Booker Drive, Walhalla, SC for the public to express their concerns to Council. Anyone wishing to speak will need to sign in and give the subject on which they wish to express their concerns.

There will be a meeting of the Roads & Transportation Committee, Monday, April 14, 1997 at 3:00 pm in Council Chambers, 208 Booker Drive, Walhalla, SC for the purpose of discussing possible changes regarding:

Ordinance 82-14, "AN ORDINANCE ESTABLISHING THE ACCEPTANCE OF ROADS IN SUBDIVISIONS & REPEALING ORDINANCE 82-6"

Ordinance 91-9, "AN ORDINANCE ESTABLISHING CRITERIA FOR ACCEPTING ROADS OTHER THAN SUBDIVISION ROADS FOR COUNTY MAINTENANCE AND TO REPEAL ORDINANCE 82-7"

**Proposed Increases in Rock Prices**

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There will be a meeting of the Law Enforcement, Safety, Health Welfare & Services Committee Tuesday, April 15, 1997 at 1:00 pm at the Gignilliat Park School for the purpose of touring the facility. From there the committee will go to the Seneca Health Clinic for the purpose of touring that facility. From that facility the committee will meet in Council Chambers, 208 Booker Drive, Walhalla for any discussion regarding these two facilities.

Old & new business will be discussed in both committee meetings as necessary.

**MEMBERS, OCONEE COUNTY COUNCIL**

Ms. M. Fran Burrell, District I    Mr. J. Harold Thomas, District II  
Mr. Harry R. Hamilton, District III    Mrs. Ann H. Hughes, District IV  
Mr. Charles R. "Chuck" Timms, District V

**MINUTES, OCONEE COUNTY COUNCIL MEETING**

The regular meeting of the Oconee County Council was held Tuesday, April 15, 1997 at 3:00 pm in Council Chambers with all Council Members and the County Attorney present.

Members of the press notified (by mail):  
Journal/Tribune, Keowee Courier, Westminster News, Anderson Independent, Greenville News, WGOG Radio, WSNW Radio, WCCP Radio, WPEK Radio, The Times Upstate, Northland Cablevision, WYFF TV, WSPA TV & WLOS TV.

**Press**

Members of the press present: Dick Mangrum - WGOG Radio, Terry Cregar - Greenville News, Greg Oliver - Journal Tribune & Ashton Hester - Keowee Courier.

The meeting was called to order by Supervisor - Chairman Orr who welcomed the guests and media.

**Call to Order**

The invocation was given by Mr. Hamilton

**Invocation**

Ms. Burrell made a motion, seconded by Mrs. Hughes, approved 5 - 0 that the minutes of the April 1, 1997 meeting be adopted as printed.

**Minutes**

Mr. Ken Johns, Mayor of Walhalla, addressed Council regarding the fees to be charged when the regional landfill is opened stating he felt all citizens of the county, not just the municipalities should have to pay the same fee.

**Landfill Fees**

Mr. David Riggs addressed Council regarding the county accepting a Department of Commerce Liveable Communities Grant for the school district in the amount of \$250,000. Mr. Riggs main objection seemed to be the fact that this grant addresses at risk children and adults. Mr. Riggs further stated the school district would be dispensing birth control methods at this facility.

**Grant No.  
3-W-96-008**

However, Ms. Judy Romano, SC Appalachian Council of Governments, assured Council these funds are for the renovation of the building only and it will house programs that are already in place.

Upon recommendation of the Law Enforcement, Safety, Health, Welfare & Services Committee, Council voted unanimously to accept the grant.

Ms. Burrell made a motion, seconded by Mr. Thomas, approved 4 - 1 (Mr. Timms voting against) that a temporary gate be placed at the entrance of South Cove & High Falls Parks for the collection of parking fees and Mr. James, PRT Director report the success rate of these gates to Council in October, 1997.

**PRT**

Mr. Hamilton made a motion, seconded by Ms. Burrell, approved 5 - 0 that Ordinance 97-6, "AN ORDINANCE TO ADOPT & COMMISSION COUNTY PARK RANGERS AS CODE ENFORCEMENT OFFICERS" be adopted on first reading in title only. (See attached information)

**Ord. 97-6**

Upon recommendation of Mr. Jack Hirst, Solid Waste Director, & Ms. Marianne Dillard, Purchasing Agent, Ms. Burrell made a motion, seconded by Mrs. Hughes, approved 5 - 0 that the bid for a wheel crusher be awarded to Southeastern Environment & Waste Equipment Co. who was low bid at \$6,797.70 including tax. (See attached bid sheet)

**Solid Waste**

Mr. Hamilton, Chairman, Law Enforcement, Safety, Health, Welfare & Services Committee, informed Council it was the recommendation of the committee that the Health Department proceed with securing an architect for the design of the Seneca Clinic at the budgeted amount of \$10,000 and that they also seek federal funding in the amount of \$300,000, state funding in the amount of \$300,000 and local funding in the amount of \$300,000. This recommendation was adopted 5 - 0.

**LEC  
(Health Dept.)**

Mr. Thomas, Chairman, Roads & Transportation Committee, informed Council the committee was continuing to meet and the proposed ordinances were not final at this time.

**Roads**

Mr. Thomas further stated it was the recommendation of the committee that prices at the Rock Crusher be increased as per the attached proposal beginning July 1, 1997.

Mr. Timms made a motion, seconded by Mr. Thomas approved 5 - 0 that Mrs. Barbara Jones be appointed to the Parks, Recreation & Tourism Commission with her term commencing immediately and expiring December 31, 1997 as this is an unexpired term.

**PRT Appt.**

Mr. Thomas made a motion, seconded by Ms. Burrell, approved 4 - 1 (Mr. Timms voting against) that Resolution 97-5, "A RESOLUTION BY THE OCONEE COUNTY COUNCIL TO EXPRESS ITS OPPOSITION TO HOUSE BILL 3863" be adopted on first and final reading.

**Res. 97-5**

Upon request of Mr. Lee Davis, Motor Pool Foreman, Mr. Thomas made a motion, seconded by Mrs. Hughes, approved 5 - 0 that \$5,000 be taken from contingency and placed in line item 10 012 00541 05422 Supervisor Diesel, to cover expenses for the remainder of this fiscal year.

**Motor Pool  
(Cont'cy)**

Mr. Thomas stated he would like for Council to go on record expressing concern regarding the construction problems of the new school just being completed on the Coffee Road.

**School**

Ms. Burrell made a motion, seconded by Mr. Hamilton, approved 5 - 0 that Oconee County act as the lead county for the Regional CDBG Economic Development and Planning Grant. (See attached request)

**COG  
(Planning  
Grant)**

Mr. Cain, County Attorney, informed Council that the county had been successful in having the Oconee County Sewer Commission removed from the lawsuit filed by the Public Service Commission requesting that the Sewer Commission be appointed receiver for the Newry Sewer system. This does not alleviate the problem, there is a possibility there is some state grants available. It is estimated that it will take an excess of \$1,000,000 to correct the problem. To be eligible for these grants the following would be necessary:

**Newry  
Sewer**

- (1) A plan would have to be in place
- (2) The Newry System would have to be tied into the county sewer system
- (3) Some degree of rate increase for the people in Newry

Mr. Cain hopes to have an update on this matter at the next Council Meeting.

Ms. Burrell made a motion, seconded by Mr. Timms, approved 5 - 0 that Council go into executive session for a legal briefing.

**Executive  
Session**

Council went back into open session for the purpose of adjourning only.

**Open  
Session**

Adjourn: 5:35 pm

**Adjourn**

Minutes, Oconee County Council Meeting  
Tuesday, April 15, 1997 - 3:00 pm  
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Submitted By:

Opal O. Green  
Opal O. Green  
Council Clerk

Reviewed By:  
Harrison E. Orr  
Supervisor-Chairman  
Oconee County Council



## OCONEE COUNTY SHERIFF'S DEPT.

208 BOOKER DRIVE, COUNTY MAILROOM  
WALHALLA, SOUTH CAROLINA 29691

JAMES SINGLETON, SHERIFF

November 21, 1995

Alex James  
PRT Director  
Oconee County

RE: Code Enforcement Officers

Dear Alex:

This letter is in reference to the memo I received concerning code enforcement officers being activated in Oconee County. As I stated to you at an earlier date I do not object to the code officers if the Oconee County Council approves them. However, please understand that the officers would be working directly under the supervisor and the county council not the sheriff's office.

Please see the attached memo from the South Carolina Department of Public Safety which regulates the procedures of the South Carolina Criminal Justice Academy.

Sincerely,

A handwritten signature in cursive script that reads "James Singleton".

James Singleton  
Sheriff  
Oconee County Sheriff's Office

JS/vb

cc: Supervisor Norman Crain  
County Attorney Tim Cain



## South Carolina Department of Public Safety

Office of General Counsel

November 15, 1995

By Fax 803-638-4106

Sheriff James Singleton  
Oconee County Sheriff's Office  
208 Booker Drive, County Mailroom  
Wahalla, South Carolina 29691

Re: Code Enforcement Officers

Dear Sheriff Singleton:

Enclosed is a memo dated August 25, 1995, in which I discuss the issue of Code Enforcement Officers and recommendations.

It is clear by the language of Section 4-9-145, SC Code Ann (Law Co-op) Supp 1995, that code enforcement officers do not work for the sheriff of the county and that they have no custodial arrest powers. Therefore I conclude that if your county governing body desires to create code enforcement officers for the purpose of using them in the parks of the county, they would not have custodial arrest powers. They may issue county tickets if such exist in Oconee.

An alternative to the contemplated county action is for the governing body to fund additional positions within your office. You could then assign these positions to enforcement duties within the parks and if they were certified as full deputies, use them for other enforcement duties throughout the county. You would also have the option of creating, by job description, special duty deputies. The job description would limit the authority of such deputies to enforcement of a limited number of laws and ordinances within the confines of the park property and not allow them to perform regular duties outside the park property. If you choose this route, I would be certain to put them in a different uniform and perhaps a different patch and other markings.

As we discussed, the use of special deputies so limited by job description is the practice in some counties. The one that comes to mind most readily is Sheriff Sloan's use of limited duty deputies to provide courthouse security here in Richland County.

I hope that this information is helpful to you.

With kindest personal regards, I am

Sincerely,

Henry Ray Wengrow  
Associate General Counsel

## M E M O R A N D U M

TO: File

FROM: Henry Ray Wengrow, Associate General Counsel

RE: Code Enforcement Officers Training

DATE: August 25, 1995

The purpose of this memo is to provide guidance to persons inquiring as to the training and certification requirements of "code enforcement officers" commissioned under the authority of either Section 4-9-145 or Section 5-7-32 , SC Code Ann (Law Co-op) Supp 1995):

The governing body of a county may appoint and commission as many code enforcement officers as may be necessary for the proper security, general welfare, and convenience of the county. These officers are vested with all the powers and duties conferred by law upon constables in addition to duties imposed upon them by the governing body of the county. However, no code enforcement officer commissioned under this section may perform a custodial arrest. These code enforcement officers shall exercise their powers on all private and public property within the county. (emphasis added) Section 4-9-145, SC Code Ann (Law Co-op) Supp 1995).

A municipality may appoint and commission as many code enforcement officers as may be necessary for the proper security, general welfare, and convenience of the municipality. These officers are vested with all the powers and duties conferred by law upon constables in addition to duties imposed upon them by the governing body of the municipality. However, no code enforcement officer commissioned under this section may perform a custodial arrest. These code enforcement officers shall exercise their powers on all private and public property within the municipality. (emphasis

added) Section 5-7-32, SC Code Ann (Law Co-op)  
Supp 1995)

The law enforcement training act (Sections 23-6-400 et seq., SC Code of Laws Ann (Law Co-op Supp 1995)) requires that Law Enforcement Officers be certified and qualified by the Department of Public Safety and further provides for expiration and renewal of this certification every three years. A Law Enforcement Officer is defined as one who is:

... hired by and regularly on the payroll of the State or any of its political subdivisions, who is granted statutory authority to enforce all or some of the criminal, traffic, and penal laws of the State and who possesses, with respect to those laws, the power to effect arrests for offenses committed or alleged to have been committed. (emphasis added) Section 23-6-400(D)(1).  
SC Code Ann (Law Co-op) Supp 1995.

Since it is clear that the General Assembly meant to limit code enforcement officers by not granting them custodial arrest powers, it appears also that the General Assembly did not mean to require code enforcement officers to be certified by the Department of Public Safety.

Prior to the creation of code enforcement officers in 1990 (county) and 1994 (city) persons serving in the capacity of code enforcement officers were commissioned by the Governor through SLED under Section 23-1-60 as constables without compensation from the State. Since a constable without compensation had no restriction on his/her powers of arrest, and provided they were regularly on the payroll of a political subdivision, these persons were within the definition of a law enforcement and were trained and certified as Class 3-SLE (see SC Code Reg. 38-130(C)).

Based on the above, it was the opinion of the General Counsel of the Criminal Justice Academy prior to July 1, 1993 that code enforcement officers were not required to be trained and certified by the Academy. Reorganization of State Government after that date does not, in my opinion, change that conclusion.

A further question that arises is the authority of code enforcement officers to carry a firearm. On the one hand a code enforcement officer is "vested with all the powers and duties conferred by law upon constables" and on the other hand has no authority to "perform a custodial arrest."

The right to carry a pistol is limited in this state to "regular, salaried law enforcement officers..." (emphasis added) Section 16-23-20(1), SC Code Ann (Law Co-op) Supp 1995. It is not clear that code enforcement officers are law enforcement officers under Section 16-23-20(1), and until the General Assembly clarifies the matter, no definite answer to the authority of such persons to carry a pistol can be given.

City Council is the employing entity.

The fact that there is no requirement for training and certification of code enforcement officers under state law, does not mean that the employing entity is not liable for proper training of all employees and to neglect to do so will expose the entity to civil liability under various theories recognized by state and federal courts.

It is recommended that employers of code enforcement officers develop and implement a training program for their code enforcers. Such training should include as a minimum the following topics:

1. Laws of arrest to include investigative detention, arrest with and without a warrant, searches of the person and the concept of "frisk," use of force, and liability concerns as well as juvenile matters. Emphasis should be on the fact that code enforcement officers cannot perform custodial arrest.
2. Searches and seizures to include warrant requirements as well as exceptions to the Warrant requirement, probable cause, the scope of the search, and the exclusionary rule should be included in this topic.
3. Constitutional law to include the Bill of Rights, the three branches of Government, and role of the police and the courts, the structure of the court system and Liability concerns.
4. Evidence to include the basic rules of evidence, Miranda warnings, presentation of a case in the courtroom, chain of custody, witnesses, the burden of proof and the role of the Judge and the jury.
5. Firearms training if the determination is made that these officers will carry firearms.
6. Local ordinances and ordinance tickets should be taught.

→ Political entities can develop the recommended training program by utilizing Criminal Justice Academy Division developed lesson plans for the reserve police officer program. These classes are now taught throughout the state at various technical colleges (for a fee) and by law enforcement departments. Firearms training can be obtained by using the certified firearms instructors with various police departments.

All this should be carefully documented and retained in the files of the employee.

April 8, 1997

Bid Tabulation - Wheel Crusher for Solid Waste

Bid No.96-55  
Walhalla, SC 29691

BIDDER	Southeastern Environmental & Waste Equip. Co.	Itco Tire Co.	Baker Waste Equipment	Tire Resource Systems, Inc.	Nu-Life Environmental, Inc.
Base Bid	6,474.00	6,750.00	8,700.00	11,595.00	no bid
Sales Tax	323.70	337.50	435.00	579.75	
Freight			300.00		
<b>TOTAL</b>	<b>\$ 6,797.70</b>	<b>\$ 7,087.50</b>	<b>\$ 9,435.00</b>	<b>\$ 12,174.75</b>	
Alternate: Diesel engine wheel crusher	9,474.00	\$3,300 extra	12,790.00	15,995.75	11,600.00
Warranty	1 year parts 90 days labor	90 days parts & labor	1 year	1 year	6 months
Delivery	21 days	3-4 weeks	3-4 weeks	30 days	3 days

Attended Bid Opening: Marianne Dillard, Jenny Peay, Roger Williams, Jim Smith, Gary Dietzschold - Oconee County

BID NO. 96-55

(Use this number on envelopes and all related correspondence.)

**BID FORM**  
**OCONEE COUNTY PURCHASING DEPARTMENT**  
**201 W. MAIN STREET, WALHALLA, SC 29691**

The S.E.W.E. Co. Columbia, S.C.  
submits herewith our Bid in response to bid request number shown above, and in compliance with the description(s) and/or specification(s) attached hereto for wheel crusher

BASE BID \$ 6474.00  
S. C. Sales Tax (5%) 323.70  
TOTAL Bid Price \$ 6797.70

**ALTERNATE:**

Diesel engine wheel crusher \$ 9474.00

Warranty (please state) 1 YEAR ON PARTS - EXCLUDING WEAR PARTS - PUMP & CYLINDER  
90 DAYS ON LABOR - 90 days  
S.E.W.E. Co. "is" the Authorized Dealer & Repair for "S.C."

Bid shall include delivery to location stated on Bid Notice. Repair for "S.C."

Show any exception, deviation, extra computation, or information on Bid Supplemental Form attached hereto.

Delivery Date: 21 days P.R.O. Gas units kept in stock - in Columbia, SC

Bidding Organization: S.E.W.E. Co.

Mailing Address: 104 Chesney Lane - Columbia, SC 29209

Signature of Bidders Representative: Rex Norris

Title: owner Date: 4/3/97

Telephone: 803-783-0214

Fax: 803 252-7066

Southeastern Environmental and  
Waste Equipment Co.  
104 Chesney Lane  
Columbia, SC 29209  
(803) 783-0214 Rex Norris

**BID NO. 96-55**

(Use this number on envelopes and all related correspondence.)

**BID FORM  
OCONEE COUNTY PURCHASING DEPARTMENT  
201 W. MAIN STREET, WALHALLA, SC 29691**

The ITCO TIRE COMPANY  
submits herewith our Bid in response to bid request number shown above, and in compliance with the description(s) and/or specification(s) attached hereto for wheel crusher

BASE BID \$ 6750.<sup>00</sup>  
S. C. Sales Tax (5%) 337.<sup>50</sup>  
TOTAL Bid Price \$ 7087.<sup>50</sup>

**ALTERNATE:**

Diesel engine wheel crusher \$ 3300.<sup>00</sup> extra  
Warranty (please state) 90 DAYS PARTS AND LABOR

Bid shall include delivery to location stated on Bid Notice.  
Show any exception, deviation, extra computation, or information on Bid Supplemental Form attached hereto.

Delivery Date: 3 to 4 WEEKS FROM ORDER DATE.  
Bidding Organization: ITCO TIRE  
Mailing Address: 712 N. MAIN ST. MAULDIN, SC 29662  
Signature of Bidders Representative: Benny Borchert  
Title: Equipment Sales mgr. Date: 3-26-97  
Telephone: 864-297-8870 or 1-800-768-8477  
Fax: 864-297-9861

**BID SUPPLEMENTAL FORM**  
**OCONEE COUNTY PURCHASING DEPARTMENT**  
**201 WEST MAIN STREET**  
**WALHALLA, SOUTH CAROLINA 29691**

DATE: 3-26-97 BID NO 96-55

The ITCO TIRE takes the following exceptions:  
(Bidder)

A representative from Tire Service Equipment will be on hand to train personell on equipment and how to service equipment, at no extra charge.

SIGNATURE: Benny Bostky

**BID NO. 96-55**

(Use this number on envelopes and all related correspondence.)

**BID FORM**  
**OCONEE COUNTY PURCHASING DEPARTMENT**  
**201 W. MAIN STREET, WALHALLA, SC 29691**

The BAKER WASTE EQUIPMENT  
submits herewith our Bid in response to bid request number shown above, and in compliance with the description(s) and/or specification(s) attached hereto for wheel crusher

BASE BID	ARC 280	\$ 8700 <sup>00</sup>
S. C. Sales Tax (5%)		435 <sup>00</sup>
		<u>FREIGHT 300<sup>00</sup></u>
TOTAL Bid Price		\$ 9435 <sup>00</sup>

**ALTERNATE:**

Diesel engine wheel crusher	WC500 DLX	\$ 12,790 <sup>00</sup>
Warranty (please state)	<u>1 YEAR</u>	

Bid shall include delivery to location stated on Bid Notice.

Show any exception, deviation, extra computation, or information on Bid Supplemental Form attached hereto.

Delivery Date: 3 - 4 WEEKS

Bidding Organization: BAKER WASTE EQUIPMENT

Mailing Address: 102 BOULDER RD GREENVILLE, S.C. 29607

Signature of Bidders Representative: [Signature]

Title: SALES MGR Date: 4/10/97

Telephone: 864 288 4777

Fax: 864 288 7418

**BID SUPPLEMENTAL FORM**  
**OCONEE COUNTY PURCHASING DEPARTMENT**  
**201 WEST MAIN STREET**  
**WALHALLA, SOUTH CAROLINA 29691**

DATE: 4/10/97 BID NO 96-55

The BAKEN WASTE EQUIPMENT takes the following exceptions:  
(Bidder)

ARC 280 — 1 man operation  
60 wheels per hour

ARC 500 — 33 HP John Deere Diesel (electric)  
120 wheels per hour — 1 man operation  
2 yr. warranty on engine

SIGNATURE: 

**BID NO. 96-55**

(Use this number on envelopes and all related correspondence.)

**BID FORM  
OCONEE COUNTY PURCHASING DEPARTMENT  
201 W. MAIN STREET, WALHALLA, SC 29691**

The Tire Resource Systems, Inc.  
submits herewith our Bid in response to bid request number shown above, and in compliance with the description(s) and/or specification(s) attached hereto for wheel crusher

BASE BID	\$ 11,595.00
S. C. Sales Tax (5%)	579.25
TOTAL Bid Price	\$ 12,174.75

**ALTERNATE:**

Diesel engine wheel crusher	\$ 15,995.75
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Warranty: (please state) One year. See attached sample.

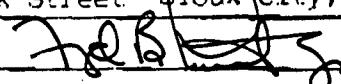
Bid shall include delivery to location stated on Bid Notice.

Show any exception, deviation, extra computation, or information on Bid Supplemental Form attached hereto.

Delivery Date: within 30 days of receipt of order.

Bidding Organization: Tire Resource Systems, Inc.

Mailing Address: 4444 South York Street, Sioux City, IA. 51106-5129

Signature of Bidders Representative: 

Title: Regional Sales Manager Date: April 02, 1997

Telephone: (712) 255-5701 or (800) 755-8473 864 288 4777

Fax: (712) 255-9239 864 288 7418

**BID SUPPLEMENTAL FORM**  
**OCONEE COUNTY PURCHASING DEPARTMENT**  
**201 WEST MAIN STREET**  
**WALHALLA, SOUTH CAROLINA 29691**

DATE: April 02, 1997

BID NO 96-55

The Tire Resource Systems, Inc. takes the following exceptions:  
(Bidder)

Engine: Our engine is a 13 H. P. Kohler, Electric start gasoline Engine.  
Due to the fact that our machine does not crush the rim a larger engine is not required.

Rims Per Hour: Our De-Rimmer has a cycle time of seven seconds. De-Rimming three tires per minute (or ~~180~~ per hour) is possible, the only limitation is labor. Our customers have reported de-rimming 150 to 200 tires per hour on a consistant basis.

SIGNATURE: \_\_\_\_\_



**BID NO. 96-55**

(Use this number on envelopes and all related correspondence.)

**BID FORM  
OCONEE COUNTY PURCHASING DEPARTMENT  
201 W. MAIN STREET, WALHALLA, SC 29691**

The Nu-Life Environmental, Inc.  
submits herewith our Bid in response to bid request number shown above, and in compliance with the description(s) and/or specification(s) attached hereto for wheel crusher

BASE BID \$ No Bid  
S. C. Sales Tax (5%) -0-  
TOTAL Bid Price \$ No Bid

**ALTERNATE:**

Diesel engine wheel crusher \$ 11,600.00 \*\*  
Warranty (please state) 6 months, see attached ISUZU power unit warranty

Bid shall include delivery to location stated on Bid Notice.

Show any exception, deviation, extra computation, or information on Bid Supplemental Form attached hereto.

Delivery Date: 3 Days ARO

Bidding Organization: Nu-Life Environmental, Inc.

Mailing Address: P.O. Box 1527 Easley, S.C. 29641

Signature of Bidders Representative: *D.H. [Signature]*

Title: Inside Sales Manager Date: 01APR97

Telephone: 864/295-2183

Fax: 864/295-2707

\*\* Does not include sales tax.

**BID SUPPLEMENTAL FORM**  
**OCONEE COUNTY PURCHASING DEPARTMENT**  
**201 WEST MAIN STREET**  
**WALHALLA, SOUTH CAROLINA 29691**

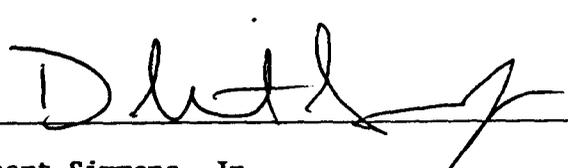
DATE: 01APR97 BID NO 96-55

The Nu-Life Environmental, Inc. takes the following exceptions:  
(Bidder)

Bidding an 86.3 Cubic Inch, 3-Cylinder ISUZU Diesel Engine. The life cycle of this engine should by far exceed that of a gasoline engine, thus justifying the cost difference.

Our unit utilizes three (3) 5" Diameter Cylinders to "crush" the rim. Each cylinder produces 42,215 pounds of force.

SIGNATURE: \_\_\_\_\_

  
D. Stuart Simmons, Jr.  
Inside Sales Manager

**A RESOLUTION BY THE OCONEE COUNTY COUNCIL  
TO EXPRESS ITS OPPOSITION TO HOUSE BILL 3863**

**RESOLUTION 97-5**

**WHEREAS**, H.3863 was introduced in the South Carolina House of Representatives on April 9, 1997, and provides that elected county officers be given complete autonomy from county administrators, appointed monitors and supervisors, and county governing body members; and

**WHEREAS**, H.3863 provides that once the county budget process has been completed, elected county officers have complete and unrestricted control over their budgets, unsubjected to reallocation, funds denial, funds withholding, or delay in funding; and

**WHEREAS**, the provisions of H.3863 undermine the home rule authority of county councils to manage the affairs of their counties, greatly diminishing their ability to exercise control over county departments as they were elected to provide; and

**WHEREAS**, H.3863 allows elected county officers and their departments to be granted privileges and immunities not provided to other county officials and departments, putting in place a hierarchy among officials and departments that disregards county policies, priorities, and needs; and

**WHEREAS**, were H.3863 to pass, the losers would be the taxpayers of this state who look to their county councils to provide accountability and control over county departments, agencies, and their budgets.

Page 2 - Resolution 97-4

**NOW THEREFORE, BE IT RESOLVED** that the Oconee County Council, duly assembled this 15th day of April, 1997, does hereby express its strong opposition to House Bill 3863 and all the home rule principles it seeks to destroy.

**BE IT FURTHER RESOLVED** that Oconee County Council's opposition to H.3863 be made known by sending a copy of this resolution to every member of the Oconee County Legislative Delegation, the Speaker of the House of Representatives, and the Chairman of the House Judiciary Committee.

RATIFIED, ADOPTED & APPROVED THIS 15th day of April, 1997 by  
a vote of: \_\_\_\_\_YES \_\_\_\_\_NO

\_\_\_\_\_  
Harrison E. Orr  
Supervisor-Chairman  
Oconee County Council

Attest:

\_\_\_\_\_  
Opal O. Green  
Council Clerk

# Oconee County Rock Quarry

686 Rock Crusher Road  
Walhalla, SC 29691

Thomas S. Crumpton, Jr.  
Director

(864) 638-4214  
fax (864) 638-4215

Karen B. Kelley  
Administrative Asst.

## MEMORANDUM

TO: Opal Green  
FROM: Tommy Crumpton <sup>TC</sup>/<sub>KOK</sub>  
SUBJECT: Proposed Price Increase on Stone  
DATE: April 1, 1997

I would like to request that you assign these proposed price increases to a committee for approval at the next County Council Meeting. These prices will be implemented on July 1, 1997 upon final approval.

Thank you for all the consideration of this matter. If you should have any questions please feel free to contact me.

PRODUCT	LIBERTY	ANDERSON	DAVISON MIN.	OCONEE
CRUSHER RUN	6.30	6.30	6.20	5.15
CRUSHER RUN (#2)				4.25
2" x 3" CLEAN			8.10	6.35
SCREENINGS	7.40	7.40	7.35	4.30
1" x 1/2" CLEAN	8.10		8.25	6.35
789 - 1/2" x 3/8"	13.10	13.10	13.00	6.70
4" x 8" SURGE	8.60	8.60	8.50	5.50
RIP RAP (1 FT. +)	15.00	15.00	15.00	5.50
ASPHALT SAND	8.00		8.00	5.15
6M - 3/8" x 1" CLEAN	10.30		10.20	6.20

PRICES FOR OCONEE COUNTY ARE PROPOSED PRICES FOR 1997-98 BUDGET YEAR.  
 ALL OTHER PRICES ARE CURRENT PRICES AT VULCAN AND DAVISON MINERALS.  
 SEE ATTACHED PRICE SHEET FOR CURRENT PRICES AT OCONEE COUNTY.



*Appalachian*  
COUNCIL OF GOVERNMENTS

50 Grand Avenue • PO Drawer 6668  
Greenville, SC 29606 • (864) 242-9733

April 14, 1997

Mr. Harrison Orr  
County Supervisor  
Oconee County  
208 Booker Drive  
Walhalla, SC 29691

Dear Mr. Orr:

The Council of Governments is again requesting that Oconee County serve as the lead county for the Regional CDBG Economic Development and Planning Grant. This is the ninth consecutive year for which we are requesting that Oconee County fulfill this role.

The grant provides funds from the Department of Commerce to enhance economic development and planning activities. This year, the program emphasis is the collection and input of economic development data into a computer system that can be used for recruitment, infrastructure development, and general planning purposes.

By being designated as the lead county, Oconee would handle correspondence between the state, the COG and the other counties in the Appalachian region. There are also some limited record keeping responsibilities. COG staff would complete all required paperwork and coordinate with Ms. Green on other administrative matters. The grant imposes no financial obligations on the county.

We appreciate the support Oconee County has provided to this program in the past and look forward to working with you in the future. I especially want to thank Ms. Green for the assistance she provides. I will plan to attend the County Council meeting on April 15<sup>th</sup> to address any questions Council members may have.

With Regards;

Steve Pelissier  
Planning Director