



AMENDED A G E N D A
OCONEE COUNTY COUNCIL MEETING
Tuesday, June 15, 2010, 6:00 PM
Council Chambers, Oconee County Administrative Offices
415 South Pine Street, Walhalla, SC

1. Call to Order
2. Public Comment Session *(Limited to forty (40) minutes, four (4) minutes per person.)*
Comments MUST be related to a specific agenda item slated for action at this meeting
3. Extended Public Comment Session *(Limited to 2 citizens per meeting, prior scheduling required with Clerk to Council, five [5] minutes per person. Comments not limited to specific agenda item)*
 - No Citizens Signed up for Public Comment at this meeting.
4. Meeting Recess *[Meeting will Recess no later than 6:50 p.m.]*

5. Meeting Reconvenes *[Meeting will Reconvene at 7:00 p.m.]*
6. Moment of Silence
7. Pledge of Allegiance to the Flag of the United States of America
8. Approval of Minutes: June 1, 2010: Regular Meeting

Motion to Amend Agenda:

- Move Emergency Services Commission Report to beginning of meeting after approve of the minutes
 - Add Resolution R2010-08 to the Public Hearing [as previously advertised] and Consider Resolution approval after the Public Hearing is held
 - Remove Ordinance 2010-19 from Public Hearing & consideration for Third Reading at the request of the county attorney
9. Commission / Board Reports to Council [**ten minute maximum**]
 - Emergency Services Commission *[Board of Zoning Appeals will report on July 20, 2010]*
 10. Public Hearing regarding the Following Ordinances & Resolutions:
Resolution R2010-08 "IN SUPPORT OF THE ISSUANCE BY THE SOUTH CAROLINA JOBS-ECONOMIC DEVELOPMENT AUTHORITY OF ITS NOT EXCEEDING \$30,000,000 HOSPITAL REFUNDING REVENUE BONDS (OCONEE MEDICAL CENTER PROJECT), IN ONE OR MORE SERIES, PURSUANT TO THE PROVISIONS OF TITLE 41, CHAPTER 43, OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED"
~~**Ordinance 2010-19** "ORDINANCE CONVEYING RIGHT OF WAY ON SHEEP FARM ROAD"~~
This item has been pulled from consideration at this meeting at the request of the county attorney.
Ordinance 2010-20 "AN ORDINANCE AUTHORIZING AND APPROVING THE PROCEDURE FOR THE TRANSFER OF OCONEE COUNTY'S INTEREST IN CERTAIN REAL PROPERTY KNOWN AS THE TRI-COUNTY LANDFILL PROPERTY; AUTHORIZING THE TRANSFER OF OCONEE COUNTY'S INTEREST IN THE TRI-COUNTY LANDFILL PROPERTY IN THE EVENT OF AN ACCEPTABLE BID TO PURCHASE THE TRI-COUNTY LANDFILL PROPERTY; AND, FURTHER, APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SALES AGREEMENT AND DEED TO REAL PROPERTY IN THE EVENT OF AN ACCEPTABLE BID TO PURCHASE THE TRI-COUNTY LANDFILL PROPERTY; AND MATTERS RELATED THERETO"
 11. Consideration of the Following Resolutions:
[1] First & Final Reading of **Resolution R2010-08** [text above]
[2] First & Final Reading of **Resolution R2010-09** AUTHORIZING THE EXECUTION AND DELIVERY OF A MEMORANDUM OF UNDERSTANDING BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND POINTEWEST, INC. RELATING TO CERTAIN COUNTY-OWNED INFRASTRUCTURE; AND OTHER MATTERS RELATING THERETO" and **Memorandum of Understanding**

12. Consideration of the Following Ordinances:

[1] ~~Third & Final Reading of [Ordinance 2010-19](#)~~ [text above]

This item has been pulled from consideration at this meeting at the request of the county attorney.

[2] Third & Final Reading of [Ordinance 2010-20](#) [text above]

[3] Second Reading of [Ordinance 2010-23](#) ‘AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND PROJECT GOLD DUST; AND OTHER MATTERS RELATING THERETO INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES’

This FILOT encourages Project Gold Dust to invest at least \$18,000,000 over the next 5-years. Although not required by a FILOT agreement the company planes to create at least 10 jobs over the next 5-years. These jobs will pay more than the County average. It is currently estimated that the agreement will bring approximately \$1,360,000 in fees to the County over the next 21 years. The Inducement Agreement and Resolution 2010-06 requesting a FILOT agreement for Project Gold Dust was approved on May 18, 2010. First Reading received approval on June 1, 2010.

A Cost Benefits Analysis will be provided before the Third Reading and Public Hearing.

It is the staff's recommendation that Council approved Ordinance 2010-23 on second reading.

[4] Second Reading of [Ordinance 2010-17](#) “AN ORDINANCE TO AMEND CHAPTER 26 OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, AS TO THE AMENDMENT OF CERTAIN UNIFIED ROAD STANDARDS FOR THE UNINCORPORATED AREAS OF OCONEE COUNTY, THE AMENDMENT OF ROAD CONSTRUCTION INSPECTION POLICIES AND PROCEDURES AND THE ESTABLISHMENT OF FUNDING FOR SUCH INSPECTIONS, AND THE REVISION OF ROAD SIGNAGE POLICIES AND PROCEDURES AND THE ESTABLISHMENT OF FUNDING FOR SUCH SIGNAGE; AND OTHER MATTERS RELATED THERETO”

[5] First Reading of [Ordinance 2010-24](#) “AN ORDINANCE TO AMEND THE AGREEMENT AUTHORIZED BY ORDINANCES NO. 2006-027, 2008-017 AND NO. 2010-04 RELATING TO THE INDUSTRIAL/BUSINESS PARK OF OCONEE AND PICKENS COUNTIES SO AS TO ENLARGE THE PARK”

This is related to Project Gold Dust for inclusion in the Industrial / Business Park for Oconee & Pickens Counties.

It is the staff's recommendation that Ordinance 2010-24 be approved on first reading.

[6] First Reading [in title only] of **Ordinance 2010-25** “AN ORDINANCE TO AMEND THE OCONEE COUNTY FLOOD DAMAGE PREVENTION ORDINANCE, ORDINANCE 2008-21, IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, AND TO RATIFY AND AFFIRM ALL OTHER PROVISIONS OF ORIDNANCE 2008-21 NOT AMENDED OR MODIFIED HEEREBY; AND OTHER MATTERS RELATED THERETO”

Oconee County recently reviewed and amended the Flood Damage Prevention Ordinance as part of the ongoing effort to address concerns identified by FEMA. As required, a copy of the document was submitted to FEMA, who notified the county that additional changes to the ordinance are required. The county attorney is developing the necessary amendments, which will be complete prior to second reading.

It is the staff's recommendation that Council take first reading of Ordinance 2010-25 in title only.

13. Discussion & Possible Action Items

[5 min. per Action Item]

[1] Communications / 5-Year Lease Agreement / SC Division of State IT / Long Mountain Radio Tower Use

For three years, the Oconee County Sheriff's Office [OCSO] Communications Division has utilized space on the SC highway Patrol Tower at Long Mountain under a verbal agreement allowing us to place backup radio systems at the site, which is adjacent to the county owned radio tower. The county installed a backup generator system and fuels it quarterly. This request is to establish a formal agreement as the management of this tower has been transferred to the state IT department. As a part of this lease, the county is under no direct financial obligation, but MUST keep the site generator fueled and perform routine site maintenance [grass, etc]. The grounding system required in the lease has already been established. The proposed term of this agreement is May 1, 2010 through April 30 2015.

It is the staff's recommendation that Council authorize the County Administrator to execute this lease as outlined above.

[2] Transfer Between Projects in Special Revenue & Capital Project Funds

Several projects in the special revenue and capital projects funds have surplus or deficit fund balances that need to be adjusted. In order to clear up these balances and close completed projects, staff is requesting that Council approve transfers between projects and funds in order to use the surpluses to cover the deficits. The remaining surplus would be transferred back to the General Fund.

Surplus Funds:

Correction of Auditor's Entry from 2005-2006 and 2006-2007 \$ 116,409.00

Deficit Funds:

Sheriff's Victims Assistance Special Revenue Fund \$(46,395.30)

Animal Shelter Capital Project Fund \$(437.46)

Other County Infrastructure – SWAG Agreement Capital Project Fund \$(9,947.00)

Rural Fire Trucks Capital Project Fund \$(32,044.00)

Total to General Fund \$ 27,585.24

It is the staff's recommendation that Council allow transfer of funds to cover the shortages on the accounts identified above and the unused balance to be transferred to the General Fund.

[3] Transfer Expenditures & Remaining Funds for Airport Land Acquisition to Capital Projects

The County plans to purchase a parcel of land for the county airport. In order to be eligible for reimbursement from FAA grant funds, the acquisition must follow federal guidelines. The purchase will not be completed by June 30, 2010. As the expenditures are reimbursable by FAA grant funds, staff requests the transfer of funds budgeted for the purchase to the fund that will be used to account for the grant receipt. Reimbursements for airport land acquisition often take more than a year to receive, but when received the general fund will be reimbursed for 95% of the original expenditures.

It is the staff's recommendation that Council approve the transfer of expenditures and remaining funds for the airport land acquisition to the capital projects fund used to account for airport grants..

[4] Professional Engineering Services Contract / \$65,000.00 / Phase II, C&D landfill expansion

On February 3, 2009, Council approved Phase I of the C&D Cell 1 Expansion project to B.P. Barber and Associates. Phase I included a determination of need and consistency, hydrogeological services, wetlands investigation and engineering services necessary for the permitting process. Phase II, which was included in this original proposal, could not be completed until Crooks Road was actually closed. Therefore, Council recommended \$65,000 be included in the FY09-10 budget to complete Phase II which is the final stage of the permitting process. A hearing date of June 16, 2010, has been set for the actual closing of Crooks Road. Under the Request for Qualifications # 06-17 for Professional Services, B. P. Barber & Associates was selected as qualified to provide Environmental and Engineering services. County Council approved a contract and fee schedule Feb 20, 2007 and this contract is in its third renewal period. The County has used B. P. Barber & Associates since 2007 for a variety of engineering projects.

It is the staff's recommendation that Council approve the award of the contract for professional engineering services to B. P. Barber and Associates of Columbia, SC, in the amount of \$65,000.00 for the Phase II, Engineering Services portion of the C&D landfill expansion across Crooks Road noting that this amount includes a contingency of \$9,500.

[5] Bid 09-29 / \$99,384.54 / Printing & Mailing Tax Notices

In the past Oconee County has used QS1/Smith Data for the generation of tax notices which the County mailed. The County was not receiving any discounts from the US Postal Service. The existing notices were printed on "data mailers" which were hard to open and not easily understood. This bid was issued to contract with an outside firm that will furnish all labor, equipment, materials & postage to provide tax bill forms, print tax bills from data provided by the County, fold and insert into envelopes, presort, deliver to the US Post Office and mail first class.

It is the staff's recommendation that Council award Bid 09-29, Printing & Mailing of all types of tax notices to Laser Print Plus of Columbia SC, for an estimated amount not to exceed \$99384.54 for [1] one year with an option to renew for an additional four one year terms, and [2] authorize the County Administrator to execute the renewal contracts provided the company's work is satisfactory.

[6] Bid 09-32 / \$350,000 / Rock Quarry / Drilling and Blasting

The county has an existing contract with Orica, USA that is eligible for renewal, however, during the last year the blaster assigned to the Rock Quarry left Orica and since that time we have had numerous communication issues and difficulties with orica following proper blasting procedures per SC Law. Based on this fact the contract was put out for bid. On May 18, 2010, formal sealed bids were opened for five year drilling and blasting term contracts. Six companies were originally notified of this bid; three companies submitted bids.

It is the staff's recommendation that Council award Bid 09-32, Drilling & Blasting for the Oconee County Rock Quarry to Powderman Products, LLC for an estimated amount of \$350,000, for [1] a period of one year with the option for renewal for up to four one year terms, and [2] authorize the County Administrator to execute the renewal contracts provided the company's work is satisfactory.

[7] Oconee County Detention Center Roof Repair/Replacement / \$64,810.51

The Detention Center and renovated LEC building are covered with asphalt shingles which have severely deteriorated. A substantial amount of the mineral granule covering has separated from the asphalt, in some places exposing the fiberglass interior. There have been leaks in both buildings, which were patched as a temporary way of stopping the leaks. There are a few areas with "spongy" underlayment, most likely due to water damage.

The renovated LEC, which now houses Emergency Management and the Sheriff's Patrol Division, was renovated in 2005; however re-shingling the roof was not part of this renovation. Despite uncertainty about future use of the Detention Center, the roof needs to be recovered before further deterioration occurs. This is a structurally sound building with additional useful life and needs to be protected from imminent water damage due to decomposition of the roof.

This is a two phase project as a section of the roof, over the Detention Center's Sally Port, is flat modified not shingled. This section protects the Radio Equipment Room which houses control stations for Public Safety and Communications. It is crucial to emergency communications that this area be protected from water damage. The contractor providing flat modified roof services does not provide shingle roof services; therefore, three purchase orders will be issued for this project; (1) to J. Davis Construction, of Westminster, SC, for the shingled roof, (1) to Interstate Roofing, of Charlotte, NC, based on School District of Oconee County (SDOC) Bid # 159-529, for the labor to replace the flat modified roof and (1) to Best Distributing of Charlotte, NC, based on SDOC Bid #389-529, for the materials needed to replace the flat modified roof. The flat modified roof information is provided for informational purposes as they are associated with this project, but do not require Council's approval.

It is the staff's recommendation that Council approve J. Davis Construction of Westminster, SC, to perform design/build services to remove & replacing the shingled roof on the Oconee County Detention Center and renovated Law Enforcement Center, for \$57,666.16 [with \$7,144.35 reserved for contingency], for a total of \$64,810.51

[8] Change Order #1 to Purchase Order #47051 / \$1,300,000.00 / Additional Road Paving

On February 2, 2010, Council approved the award of Bid # 09-10 for Road Paving to Venesky in the amount of \$1,068,281.81. This bid gave a specific list of roads to be paved, but allowed for the County to add or delete roads as necessary, depending on available funding. Also, the bid allowed for the cost of asphalt materials to be indexed to the SCDOT liquid asphalt index and this cost to be reviewed monthly to determine the price of the asphalt mix. The bid form called for unit prices with estimated quantities, so the cost to add additional paving projects can be easily calculated. Venesky has completed all assigned paving projects successfully & the Roads Department requests additional roads be paved with this contract, per attached Tentative Roads List. Venesky has agreed to hold all unit prices in the bid.

It is the staff's recommendation that Council approve Change Order #1 to Purchase Order #47051 to Venesky Asphalt Paving & Grading of Easley, SC, in the amount of \$1,300,000.00 for additional roads to be paved per this contract.

[9] New PO / \$200,076.88 / Purchase of VoIP (Voice Over Internet Protocol) Equipment

Oconee County currently has multiple phone systems including VOIP, POTs, (Plain Old Telephone Systems) and Centrex with no standards. Communication is limited to basic POTs connection with no voicemail and only minimal features. The County has planned to implement a system to unify all facilities to a single system to lower overall cost and increase patron service. The system will allow expansion to include future services such video conferencing, integrated security, voicemail to email, and electronic faxing. Oconee County's cross-functional team has been working with Cisco directly to revamp the current systems. The amount of \$200,076.88 does not include trade in discounts which will be given directly by Cisco.

On February 16, 2010, County Council Awarded ITB 09-17 Cisco Hardware Equipment, Voice Products, Software and/or Services to Pomeroy IT, Hebron, KY, Thomas Glover and Associates, Inman, SC and VC3 of Columbia, SC for a period of one year with the option to renew for four additional one year periods. These three vendors offered the highest discount rate off Cisco list prices and this award allowed for future quotes to be requested for Cisco equipment and/or services on an as-needed basis. Procurement requested quotes for the VoIP Equipment from these three vendors, and TGA did not respond. Overall, the lowest quote was received from Pomeroy Technology Solutions.

The total cost for the equipment is \$200,076.88 without taking into account discounts given by Cisco for any trade-in equipment such as switches or servers. The Information Technology Department is working closely with Cisco in determining the dollar amount that will be given for the trade-in and feels that with this discount, the total amount will not exceed \$150,000.00.

It is the staff's recommendation that Council award the purchase of VoIP Equipment to Pomeroy Technology Solutions of Hebron, KY, in the amount of \$200,076.88.

[10] Westminster Library Expansion FY 09-10 Budgeted Funds Transfer to FY 10-11

A portion of the funds in the Expansion Fund [\$20,000 approximate account balance] committed in a parcel exchange to accommodate future expansion of the Oconee County Library, Westminster Branch, meet the OCPL system five-year capital plan. The Library is working with the City of Westminster and an adjoining property owner to accomplish this task. The balance of these funds are allocated to space programming and design for expansion, subject to grant or other funding at a later date.

Documents are presented for your consideration as part of this request to include "A" = sketch of proposed library expansion; "B" = property to be exchanged according to agreement, and a proposed Agreement.

It is the staff's recommendation that Council approve the transfer to FY 2010-2011 of a portion of the funds in the library expansion fund for an expansion at the Westminster Branch of the Oconee County Public Library.

[11] Affirm Council Chair Action to Authorize Administrator to effect repair of Rock Quarry's Telsmith 52 Cone Crusher / in an amount not to exceed \$125,000

This equipment is approximately nine (9) years old, has processed about 4,600,000 tons of rock. In this time period, the quarry has produced and sold approximately \$32,276,532.00 in products. The crusher is integral to the crushing process. Loss in production is potentially \$15,000.00 for each day the plant is down. County operations and local vendors who depend on our products could be negatively impacted as stockpiles are exhausted.

An inspection of the cone crusher revealed failing upper and lower thrust bearings. We have been advised by an authorized Telsmith repair center that the best case scenario is approximately two (2) weeks down time at an approximate cost of \$50,000.00 or less. The worst case scenario could be four (4) to six (6) weeks down time and a repair cost of \$100,000.00. The cost of a new 52 cone crusher is approximately \$440,000.00. A used crusher cost approximately \$330,000.00 and either could be delivered in approximately one (1) week.

It is the staff's recommendation that Council affirm the Council Chairman's action to authorize the Administrator to direct the repair the cone crusher as soon as possible in an amount not to exceed \$125,000.00.

14. Board & Commission Appointments *[None at this meeting]*
15. Council Committee Reports
16. Administrator Report
17. Old Business
18. New Business
19. Adjourn

[This agenda is not inclusive of all issues which Council may bring up for discussion at this meeting.]

Oconee County Council & Committee meeting schedules and agendas
are posted at the Oconee County Administration Building
and are available on the County Council Website www.oconeesc.com/council.html
[All upcoming meetings will be held in Council Chambers unless otherwise noted]