



# **AMENDED AGENDA**

## **OCONEE COUNTY COUNCIL MEETING**

### **November 21, 2017**

### **6:00 PM**

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

#### **Call to Order**

**Public Comment Session** *[Limited to a total of forty (40) minutes, four (4) minutes per person.]*

#### **Council Member Comments**

#### **Moment of Silence**

#### **Invocation by County Council Chaplain**

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

#### **Approval of Minutes**

- November 7, 2017 Regular Meeting

#### **Administrator Report & Agenda Summary**

#### **Public Hearings for the Following Ordinances**

**Ordinance 2017-26** “AN ORDINANCE TO AMEND **ORDINANCE 2017-01** 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 ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, AND FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, AMONG OTHER MATTERS, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018, IN CERTAIN LIMITED REGARDS; AND OTHER MATTERS RELATED THERETO.”

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

**Ordinance 2017-26** *[see caption above]*

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

**Ordinance 2017-25** “AN ORDINANCE AMENDING ARTICLE 8 OF CHAPTER 38 OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED REGARDS AND PARTICULARS PERTAINING TO “AMENDMENTS AND REZONING” GENERALLY AND “METHODS OF INITIAL REZONING” IN PARTICULAR; AND OTHER MATTERS RELATED THERETO.”

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

**Ordinance 2017-28** “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A GROUND LEASE AGREEMENT BETWEEN OCONEE COUNTY

AS LESSOR AND THE FOOTHILLS FARMSTEAD AS LESSEE; AND OTHER MATTERS RELATED THERETO.”

**Ordinance 2017-29** “AUTHORIZING OCONEE COUNTY, SOUTH CAROLINA, TO ENTER INTO AN EQUIPMENT ACQUISITION AND USE AGREEMENT FOR THE PURPOSE OF ACQUIRING CERTAIN EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$6,552,500; AUTHORIZING THE COUNTY ADMINISTRATOR TO DETERMINE CERTAIN MATTERS; AND OTHER MATTERS RELATING THERETO.”

**Ordinance 2017-30** “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT TO THE FEE AGREEMENT BETWEEN OCONEE COUNTY AND ITECH SOUTH, LLC, DATED AS OF APRIL 1, 2015, PROVIDING FOR THE INCLUSION OF EUGENE CARLTON MORRIS AND JUNE COPELAND MORRIS AS SPONSORS; AND OTHER MATTERS RELATED THERETO.”

**Ordinance 2017-31** “AN ORDINANCE AMENDING CHAPTER 38 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING SETBACK LANGUAGE FOR MULTI-FAMILY HOUSING STRUCTURES; AND OTHER MATTERS RELATED THERETO.”

## **First & Final Reading for the Following Resolutions**

### **Discussion Regarding Action Items**

#### **Drilling Services for Seneca Landfill - Groundwater Remediation Pilot Study / Solid Waste \$95,672.50**

Budget: **\$1,315,572.00**      Project Cost: **\$95,673.00**      Balance: **\$1,219,899.00**

At the September 5, 2017 Council Meeting, Council approved awards to Smith Gardner, Inc. for related engineering services and to Regenesis BioRemediation Products, Inc., to provide remediation products and their application to the Seneca Landfill for remediation as mandated by DHEC. Drilling services by an outside contractor are required for this remediation process. This bid is for drilling services for the installation of three soil borings, multiple injection wells, injection borings and one permanent groundwater monitoring well. The contractor must also drum any contaminated groundwater encountered during drilling.

On October 5, 2017 this bid was advertised and emailed to twelve bidders. On November 2, 2017, formal sealed bids were opened. Eight (8) companies originally submitted bids. One bid was a “No Bid”, two bids were rejected because of no Bid Bond and one bid was rejected because it was not signed, leaving four responsive bids. M & W Drilling, LLC, of Knoxville, TN, submitted the lowest responsive and responsible bid of \$86,975.00. A 10% contingency of \$8,697.50 has been added to this amount to allow for unforeseen drilling conditions and estimated amounts of contamination requiring disposal, bringing the award amount to \$95,672.50.

It is the staff’s recommendation that Council (1) approve the award of bid ITB 17-03, Drilling Services for the Seneca Landfill – Groundwater Remediation Pilot Study to M & W Drilling, LLC, of Knoxville, TN, in the amount of \$86,975.00, with a 10% contingency of \$8,697.50, for a total award of \$95,672.50 and (2) authorize the County Administrator to approve any Change Orders within the contingency amount.

Council’s meetings shall be conducted pursuant to the South Carolina Freedom of Information Act, Council’s Rules and the Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition. This agenda may not be inclusive of all issues which Council may bring up for discussion at this meeting. Items are listed on Council’s agenda to give public notice of the subjects and issues to be discussed, acted upon, received as information and/or disposed of during the meeting. Items listed on Council’s agenda may be taken up, tabled, postponed, reconsidered, removed or otherwise disposed of as provided for under Council’s Rules, and Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition, if not specified under Council’s rules.

**Roll Off Recycling Containers / Solid Waste / \$114,780.00**

Budget: **\$114,780.00**

Project Cost: **\$114,780.00**

Balance: **\$0**

This Invitation to Bid was issued on October 10, 2017 for Roll Off Recycling Containers for the Solid Waste department. This bid is for (8) 40 yard open top containers, (6) 20 yard open top containers and (9) 20 yard enclosed containers with a 10 yard box style roof. These containers will be used in the convenience centers throughout the County for processing and hauling of recyclables.

On November 7, 2017, formal sealed bids were opened. Ten companies were originally notified of this bid opportunity. Five companies submitted bids with Nu-Life Environmental, Inc., of Easley, SC, submitting the lowest overall bid in the amount of \$114,780.00.

It is the staff’s recommendation that Council approve the award of ITB 17-04 for Roll Off Recycling Containers to Nu-Life Environmental, Inc., of Easley, SC, in the amount of \$114,780.00.

**Board & Commission Appointments (IF ANY)** [Seats listed are all co-terminus seats]

<b>Building Codes Appeal Board</b> .....	1 At Large Seat
<b>Conservation Bank Board</b> .....	District II
<b>Board of Zoning Appeals</b> .....	District V
<b>Agricultural Advisory Board</b> .....	District III

**Unfinished Business** [to include Vote and/or Action on matters brought up for discussion, if required]

[None scheduled.]

**New Business** [may include items which may be scheduled for final action at a future meeting, if required]

[None scheduled.]

**Council Committee Reports**

**Budget, Finance, & Administration** / Ms. Cammick.....[11-14-2017]

**Real Estate, Facilities, & Land Management** / Mr. Davis.....[11-14-2017]

**Recreation Review Task Force** / Mr. Davis.....[10-24-2017]

**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] Discussion regarding an Economic Development matter, Project Omega.

**Second Reading of the Following Ordinances [continued]**

**Ordinance 2017-27** “An ordinance authorizing the execution and delivery of a Memorandum of Understanding (“MOU”) by and between the Oconee Economic Alliance (“OEA”), Oconee County, and Project Omega which memorializes and authorizes certain economic development incentives for Project Omega, including the transfer by the County to the OEA of approximately twenty-two acres of County-owned real property located within the Oconee Industry and Technology Park, along with economic development funds to be determined on the basis of three appraisals for the purpose of OEA facilitating the construction of a building to house the expansion of Project Omega’s manufacturing facilities, and authorizing the acceptance by the County of ownership of Project Omega’s existing manufacturing facility for future use or resale; also authorizing the execution of all other agreements necessary to give effect to the MOU; all

Council’s meetings shall be conducted pursuant to the South Carolina Freedom of Information Act, Council’s Rules and the Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition. This agenda may not be inclusive of all issues which Council may bring up for discussion at this meeting. Items are listed on Council’s agenda to give public notice of the subjects and issues to be discussed, acted upon, received as information and/or disposed of during the meeting. Items listed on Council’s agenda may be taken up, tabled, postponed, reconsidered, removed or otherwise disposed of as provided for under Council’s Rules, and Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition, if not specified under Council’s rules.

contingent on certain investment and the creation of jobs by Project Omega; and all other matters related thereto.”

## Adjourn

Assisted Listening Devices [ALD] are available to accommodate the special needs of citizens attending meetings held in Council Chambers. ALD requests should be made to the Clerk to Council at least 30 minutes prior to the meeting start time.

County Council, Committee, Board & Commission meeting schedules, agendas are posted at the Oconee County Administration Building & are available on the County Council Website.

Council's meetings shall be conducted pursuant to the South Carolina Freedom of Information Act, Council's Rules and the Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition. This agenda may not be inclusive of all issues which Council may bring up for discussion at this meeting. Items are listed on Council's agenda to give public notice of the subjects and issues to be discussed, acted upon, received as information and/or disposed of during the meeting. Items listed on Council's agenda may be taken up, tabled, postponed, reconsidered, removed or otherwise disposed of as provided for under Council's Rules, and Model Rules of Parliamentary Procedure for South Carolina Counties, latest edition, if not specified under Council's rules.