



# A G E N D A

## OCONEE COUNTY COUNCIL MEETING

### June 16, 2015

### 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 / Mr. Tom Martin

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

#### Approval of Minutes

- June 2, 2015 Regular Meeting
- June 9, 2015 Special Meeting [*Budget Ordinance Public Hearings*]

#### First & Final Reading of the Following Proclamations

**Proclamation P2015-07** "HONORING OCONEE MACHINE & TOOL AT THEIR 50<sup>TH</sup> ANNIVERSARY"

#### Administrator Report & Agenda Summary

#### Public Hearings regarding the Following Ordinances

**Ordinance 2015-17** "AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV, DIVISION 9, SECTION 2-400(a) (OCONEE COUNTY CONSERVATION BANK BOARD MEMBERSHIP) OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY; AND OTHER MATTERS RELATED THERETO"

#### Third & Final Reading of the Following Ordinances

**Ordinance 2015-01** "AN ORDINANCE TO ESTABLISH THE BUDGET FOR OCONEE COUNTY AND TO PROVIDE 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, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016"

**Ordinance 2015-02** "AN ORDINANCE TO ESTABLISH THE BUDGET FOR THE SCHOOL DISTRICT OF OCONEE COUNTY (the "School District") AND TO PROVIDE FOR THE LEVY OF TAXES FOR THE OPERATIONS OF THE SCHOOL DISTRICT OF OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016"

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, 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.

**Ordinance 2015-03** “AN ORDINANCE TO PROVIDE FOR THE LEVY OF TAXES FOR THE KEOWEE FIRE SPECIAL TAX DISTRICT AND TO ESTABLISH THE BUDGET FOR THE KEOWEE FIRE SPECIAL TAX DISTRICT FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016”

**Ordinance 2015-17** “AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV, DIVISION 9, SECTION 2-400(a) (**OCONEE COUNTY CONSERVATION BANK BOARD MEMBERSHIP**) OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY; AND OTHER MATTERS RELATED THERETO”

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

**Ordinance 2015-18** “AN ORDINANCE AMENDING CHAPTER 12, ARTICLE 2, SECTION 12-34 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY; REGARDING **NOISE REGULATIONS** OF THE COUNTY, AND OTHER MATTERS RELATED THERETO”

**Ordinance 2015-19** “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN INFRASTRUCTURE FINANCE AGREEMENT AMONG OCONEE COUNTY, SOUTH CAROLINA AND COMPANY OR COMPANIES KNOWN TO THE COUNTY AS **PROJECT CRYSTAL**, WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY, WHEREBY SUCH PROPERTY WILL RECEIVE CERTAIN INFRASTRUCTURE CREDITS IN RESPECT OF INVESTMENT IN RELATED INFRASTRUCTURE; AND OTHER MATTERS RELATED THERETO”

The Oconee Economic Alliance, on behalf of the County, has worked with this company’s leadership to win this capital investment for our community. This ordinance would put into place the agreed upon infrastructure tax credit (i.e. special source revenue credit) between the County and the Company.

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

**Ordinance 2015-20** “AN ORDINANCE TO DEVELOP A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK IN CONJUNCTION WITH PICKENS COUNTY, SUCH INDUSTRIAL/BUSINESS PARK TO BE GEOGRAPHICALLY LOCATED IN OCONEE COUNTY AND ESTABLISHED PURSUANT TO SEC. 4-1-170 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED; TO PROVIDE FOR A WRITTEN AGREEMENT WITH PICKENS COUNTY TO PROVIDE FOR THE EXPENSES OF THE PARK, THE PERCENTAGE OF REVENUE APPLICATION, AND THE DISTRIBUTION OF FEES IN LIEU OF AD VALOREM TAXATION; AND OTHER MATTERS RELATED THERETO” *[re: Project Crystal]*

The Oconee Economic Alliance, on behalf of the County, has worked with this company’s leadership to secure this capital investment and job creation opportunity for our community. This ordinance would put into place the agreed upon infrastructure tax credit (i.e. special source revenue credit). It will also establish a multi-county industrial park (MCIP) standing associated to this economic development project with Pickens County.

**Ordinance 2015-21** *[In Title Only]* “AN ORDINANCE AMENDING CHAPTER 4 OF THE OCONEE COUNTY CODE OF ORDINANCES PERTAINING TO ANIMALS, IN LIMITED REGARDS AND PARTICULARS ONLY; AND OTHER MATTERS RELATED THERETO”

Ms. Cammick is introducing this ordinance to in part amend the length of time a dog or cat is impounded in Oconee County.

## First Reading of the Following Resolutions

### **Resolution R2015-11 “A RESOLUTION TO CREATE A COMMUNITY RELATIONS COUNCIL IN OCONEE COUNTY, SOUTH CAROLINA”**

Action to table this Resolution was made at the June 2, 2015 regular council meeting to allow for further study & to allow Administrator to explore potential litigation ramifications of forming a Council and to report back at the June 16, 2015 regular Council meeting. Upon approval of this Resolution, the Oconee County Board/Commission Questionnaire will need to be updated to include this new Council and its specific membership requirements.

### **Resolution R2015-12 “A RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY IN OCONEE COUNTY, SOUTH CAROLINA, BY OCONEE COUNTY”**

This Resolution relates to a property purchase for the Cheohee Valley Fire Substation in a not to exceed amount of \$25,000.

## Discussion Regarding Action Items

### **ITB 14-19 / Lonely Road Box Culvert / Roads & Bridges / \$130,317.12**

This bid includes all construction services to demolish and remove a failed 72” corrugated metal pipe; install a new 6’ x 10’ precast concrete box culvert with wing walls and headwalls and any required roadway upgrades and erosion control measures for the Lonely Road creek crossing of Stamp Creek. On May 27, 2015, formal sealed bids were opened for the Lonely Road Box Culvert, ITB 14-19. Twenty-three companies were originally notified of this bid opportunity with three companies submitting bids. The low bid of \$118,470.12 was submitted by Thrift Development of Seneca, SC. A 10% contingency amount of \$11,847.00 has been added to cover any unforeseen conditions for a total award amount of \$130,317.12.

**It is the staff’s recommendation that Council [1] approve the award of ITB 14-19, Lonely Road Box Culvert to Thrift Development, Inc., of Seneca, SC in the amount of \$118,470.12, with a 10% contingency of \$11,847.00, for a total award of \$130,317.12; and [2] authorized the County Administrator to approve any change orders within the contingency amount.**

### **Local ATAX Grants / \$37,500**

Oconee PRT actively pursues sporting events that will have a positive economic impact on the local economy. The Road Titans 300 was started last year and is a three day cycling event where elite riders ride a minimum of 100 miles per day for a total of 300 mile and over 30,000 feet of elevation change. Our goal is to also reach 300 riders. By contract, the Mystery fishing organization will be named in the fall, but will be a championship event consisting of over 300 anglers for a 5 day event. The Fishers of Men District Championship will be held in Spring 2016 and expects to bring in 160 anglers for a 5 day event.

**It is the staff’s recommendation that Council approve the Local ATAX grants as presented for the projects listed on the backup material.**

### **Mountain Lakes Convention Visitor’s Bureau [CVB] FY 2015-2016 Funding**

PRT Commission and PRT staff recommends \$132,000 from State and Local ATAX funds for 2015-16 Mountain Lakes CVB funding. It is estimated that \$85,000 will come from 65% State ATAX fund and \$47,000 will come from Local ATAX fund. Exact amounts from each account will be determined upon receipt of the 4<sup>th</sup> Quarter State ATAX check in August 2015. This request was unanimously approved by the PRT Commission on 5-14-15. In addition to the funds requested, a portion of the State ATAX (30% Fund) is mandated to go directly to a tourism promotion agency (CVB) and automatically goes to the CVB each quarter upon receipt of the check. The target budget for FY16 is \$256,000, which factors in the approval of the Mountain Lakes CVB employees to become County employees. If the CVB remains in its current structure, the t Estimated \$47,000 from the Local ATAX fund and \$85,000 from the 65% State ATAX fund. See attached breakdown of all ATAX funding for the CVB FY16 and expected check dates.

**It is the staff’s recommendation to approve \$132,000 from State and Local ATAX accounts. [Exact amounts from each account will be determined upon receipt of the 4<sup>th</sup> Quarter State ATAX check in August.]**

### **ITB 14-13 / Printing & Mailing All Types Tax Notices / \$169,531.00**

This bid was issued to contract with an outside firm that will furnish all labor, equipment, materials and postage to provide tax bills and assessment forms, print notices and bills from data provided by the County, fold and insert into envelopes, presort, deliver to US Post Office and mail. QS1/Smith Data will generate the data files that will be provided electronically to Laser Print Plus. The pricing requested in this bid was based on estimated quantities as follows: 75,000 Real Estate Tax Bills processed in October; 65,000 Personal Property Tax Bills processed annually, 5-6,000 per month; 60,000 Receipts, the majority in October, but also on a monthly basis as needed; 63,000 Assessment Notices (fifth year of re-assessment); 2,000 Assessment Notices (non-reassessment years 1-4); 7,500 Delinquent Execution Tax Notices; 2,500 Certified Delinquent Tax Notices and 5,000 Address Change Cards. This should save the County money in postal expenses, and also provide tax notices that are easy to read and understand and a return envelope to be used for tax payments. On April 7, 2015, formal sealed bids were opened for Printing and Mailing of All Type Tax Notices. Nineteen companies were originally notified of this bid opportunity. Four companies submitted bids, with Laser Print Plus, of Columbia, SC, submitting the lowest bid of 169,531.00, based on the estimated quantities.

**It is the staff's recommendation that Council [1] Award Bid # 14-13 Printing & Mailing of All Type Tax Notices to Laser Print Plus of Columbia, SC, for an estimated amount of \$169,531.00 for one year, with an option to renew for four additional one-year periods, and [2] authorize the County Administrator to renew the bid for up to four one-year periods, provided their work is satisfactory.**

### **RFP 14-12 / Institutional Healthcare Services / Detention Center / \$254,820.00**

RFP 14-12 was issued on April 2, 2015 to select an outside firm to be responsible for medical care for inmates at the Detention Center. This contract is to start on July 1, 2015 with services to be provided in the existing jail until the transition to the new facility. Prior to this contract the County employed two full time nurses, contracted with an outside physician for weekly services and had an existing contract in place for institutional prescription drugs. All of these services will now be performed by Southern Health Partners. Their health care delivery system will comply with all industry and state standards for medical services provided to inmates. Eight firms were notified of this RFP and two proposals were received on April 30, 2015. An Evaluation Committee consisting of Kevin Davis, Mikal Fostervold, Steve Pruitt, Josh Stephens and Jeff Underwood reviewed and scored the proposals and unanimously recommended Southern Health Partners of Chattanooga, TN for award. This award of \$254,820 includes a "Cost Pool" amount of \$45,000. This amount will be paid to Southern Health Partners and is for the purpose of funding inmate medical expenses, which include prescription drugs and any off-site medical services. This pool amount is estimated based on the Average Daily Population and their professional experience with other detention centers of similar size. If more money is necessary for the pool, these funds will come from the medical budget approved for the Detention Center. Therefore, this award may increase over the course of the first year if the contracted "Cost Pool" amount of \$45,000 is exceeded.

**It is the staff's recommendation that Council [1] award of RFP 14-12, Institutional Healthcare Services to Southern Health Partners of Chattanooga, TN, in the amount of \$254,820.00; [2] approve any additions to the "Cost Pool" as long as the medical budget for the detention center is not exceeded, and [3] authorize the County Administrator to renew this contract for an additional four years, as long as the amount does not exceed the medical amount budgeted for the Detention Center.**

### **PO#51244, Change Order #1 / \$7,300 / Engineering Services / Mauldin Bridge Road / Total \$62,675**

At the August 19, 2014 meeting, Council approved a contract with Davis & Floyd to provide engineering services for the road and bridge design of Mauldin Mill Road over Richland Creek in the amount of \$55,375.00. Davis & Floyd prepared the plans and bid specifications and this bid was issued in March. Two bids were received and both bids were rejected because they exceeded the budget for this project. As a potential cost savings, Davis & Floyd has proposed additional geotechnical exploration necessary to determine if the bridge can be relocated so that both foundations can be supported by a soil foundation. The attached proposal from Davis & Floyd for \$7,300.00 now requires Council approval because this project exceeds the original approved amount.

Under the Request for Proposals #11-15, On Call Professional Engineering Consultant Services, Davis and Floyd, Inc., was accepted as qualified to provide Engineering Services for Category C: On Call Roadway & Bridge Services. County Council approved a contract and fee schedule at the March 20, 2012, County Council Meeting. This contract is currently in its third renewal period.

It is the staff's recommendation that Council approve the award of Change Order #1 to PO 51244 to Davis & Floyd, Inc., of Greenwood, SC for additional engineering services for Mauldin Mill Road over Richland Creek in the amount of \$7,300.00; bringing the PO total to \$62,675.

## Council Committee Reports

- Planning & Economic Development / Mr. Cain

## Old Business

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

### **Mortgage Electronic Registration Systems [MERS] Lawsuit / Mr. Moulder**

Council at their June 2, 2015 meeting directed the Administrator to look into the lawsuit pending in Allendale, Beaufort, Colleton, Hampton and Jasper counties and to identify if entering the lawsuit would be in the best interest of Oconee citizens.

### **Tri County Technical College [TCTC] / \$6.75 Million / Letter of Support for Student Success Center**

TCTC President Dr. Ronnie L. Booth requests in a letter dated May 21, 2015 [copy provided in the backup material] a letter of support from Oconee County by June 30, 2015 which will enable them to submit their project request to the State Budget & Control Board for approval at their October 2015 meeting. Once approved, the College will begin design work followed by site preparation in the spring and construction to begin in the summer of 2016. The total cost for the project, which will take approximately 4 years to complete, is \$42 million with the college utilizing \$15 million from its capital reserve fund before construction begins. TCTC does not need funding from the county until FY 2016-2017.

Approval of the request and the letter of support for the requested amount of \$6.75 million will allow TCTC to begin construction by July 1, 2016 [FY 2016-2017].

## New Business

*[None scheduled at this meeting.]*

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

## Executive Session *[for the purpose of discussing an Economic Development matter and two personnel matters]*

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

## 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.

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