

LIMITED IN-PERSON ATTENDANCE PERMITTED

Due to the Novel Coronavirus pandemic and the ongoing state of emergency, in-person attendance at this Council meeting by members of the general public will be limited. Attendance will be limited to twenty percent of the stated maximum occupancy, which equates to thirty-four (34) persons (including Council members, other elected officials, and staff). Attendees will be required to sit in designated seats, appropriately spaced. In-person attendance will be allowed on a “first-come” basis.

*Additionally, to ensure the meeting otherwise remains open to the public, we will continue to broadcast it live on the County’s YouTube channel, which can be found via the County’s website at Oconeesc.com. Further, the public may call in and listen by dialing **888-475-4499 OR 877-853-5257** and entering meeting ID # **859 4443 3466**. And, individuals parked in close proximity to Council Chambers may listen to the meeting on FM 92.3.*



A G E N D A

OCONEE COUNTY COUNCIL MEETING

August 18, 2020

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.]

If you are not able to attend in person and you have a comment, you may submit it by contacting our Clerk to Council, Katie Smith at ksmith@oconeesc.com or 864-718-1023, so that she may receive your comment and read it into the record.

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

- July 21, 2020 Regular Minutes

Administrator Comments

Attorney Comments

Presentation to Council

- Create an Oconee County SC Commission on Native American Affairs / Luther Lyle

COUNCIL MEMBERS

Julian Davis, III, Chairman, District IV Paul Cain, Vice-Chair, District III
John Elliott, Chair Pro Tem, District I Wayne McCall, District II
Glenn Hart, District V

Proclamation 2020-05

- **Proclamation 2020-05** Recognizing the 100th Anniversary of the 19th Amendment and the efforts of the Women’s suffrage movement to guarantee the right for all women to vote

Proclamation 2020-06

- **Proclamation 2020-06** Proclaiming the Week of August 9th through August 15th as Rosa Clark Medical Center Awareness Week in Oconee County in Coordination with National Health Center Awareness Week

Public Hearings for the Following Ordinances

Ordinance 2020-09 “AN ORDINANCE AMENDING THE “SIGN CONTROL ORDINANCE OF OCONEE COUNTY, SOUTH CAROLINA.”

Ordinance 2020-10 “AN ORDINANCE AMENDING THE ENFORCEMENT AND PENALTY PROVISIONS OF THE “LITTER CONTROL ORDINANCE OF OCONEE COUNTY, SOUTH CAROLINA.”

Third Reading of the Following Ordinances

Ordinance 2020-09 *[see caption above]*

Ordinance 2020-10 *[see caption above]*

Second Reading of the Following Ordinances

[None Scheduled]

First Reading of the Following Ordinances

[None Scheduled]

First and Only Reading of the Following Ordinance

Ordinance 2020-14(E) “AN EMERGENCY ORDINANCE REQUIRING INDIVIDUALS TO WEAR FACE COVERINGS IN CERTAIN FACILITIES OWNED OR OPERATED BY OCONEE COUNTY; AND OTHER MATTERS RELATED THERETO.”

First & Final Reading for the Following Resolutions

Resolution 2020-05 “A RESOLUTION DIRECTING THE OCONEE COUNTY PLANNING COMMISSION TO CONDUCT STUDIES AND RECOMMEND AN IMPACT FEE ORDINANCE, PURSUANT TO S.C. CODE § 6-1-950.”

Resolution 2020-06 “A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A DIVE TEAM AGREEMENT BETWEEN THE OCONEE COUNTY EMERGENCY SERVICES DEPARTMENT AND THE OCONEE COUNTY SHERIFF’S OFFICE.”

COUNCIL MEMBERS

Julian Davis, III, Chairman, District IV Paul Cain, Vice-Chair, District III
John Elliott, Chair Pro Tem, District 1 Wayne McCall, District II
Glenn Hart, District V

Discussion Regarding Action Items

Refurbish 973C Caterpillar Track Loader / Solid Waste /

Estimated Amount \$238,201.21

Contingency: \$30,000.00

\$268,201.21

Budget: \$1,196,728 / **Project Cost:** \$268,201.21 / **Balance:** \$928,526.79

Funding from Capital Equipment and Vehicle Capital Project Fund

Solid Waste has a 2007 973C Caterpillar Track Loader that is used in the landfill to move material and haul debris. This piece of equipment continues to have breakdown issues; which is a result of many years / hours of wear and tear and is in need of replacement or refurbishing. Due to the cost of a new track loader vs. refurbish, the recommendation of the Vehicle Maintenance Director is to refurbish the track loader. Blanchard CAT will rebuild all of the mechanical parts on the machine; including new bearings and seals, and will include a 36 month / 5,000-hour powertrain warranty. Staff is requesting a contingency of \$30,000.00 to cover any unforeseen issues that arise during the refurbish. It is estimated that the refurbish repair of the track loader will take approximately 6 months.

It is the staff's recommendation that Council [1] approve the refurbish of the 973C Caterpillar track loader in the estimated amount of \$238,201.21 plus \$30,000.00 contingency for a total amount of \$268,201.21 to Blanchard CAT of Columbia, SC. and [2] authorize the County Administrator to approve and sign any change orders within the contingency amount.

Dozer Rental for Landfill Change Order #2 - PO 53915 / Solid Waste / \$89,130.00

Budget: \$89,130 / **Project Cost:** \$89,130 / **Balance:** \$ 0.00

Funding from General Fund Solid Waste Department

In a previous Action Item for Refurbish of a 2007 Caterpillar 973 Track Loader, staff explained the down time of this machine is estimated to be six (6) months. Solid Waste uses this piece of equipment in the landfill to move material and haul debris and cannot be without equipment while under repair.

On June 15, 2020 the 2007 Caterpillar 973 Dozer was sent to Blanchard CAT for diagnostics and repair pricing. Purchase order number 53915 was issued to Flint Equipment of Simpsonville, SC in the amount of \$18,973.00 for one (1) month rental of a 2018 John Deere 1050K Dozer to keep the landfill operating. Change Order # 1 to PO 53915 was issued on July 22, 2020 in the amount of \$14,855.00 for a second month rental; current purchase order total is \$33,828.00.

The repair / refurbish is estimated to take +/- six (6) months. Rental of the 2018 John Deer 1050K Dozer will be required during the repair. Staff is requesting Council approval for an estimated six (6) additional months' rental at \$14,855.00 per month. The total request for Change Order #2 is \$89,130.00 making the purchase order total \$122,958.00.

COUNCIL MEMBERS

Julian Davis, III, Chairman, District IV Paul Cain, Vice-Chair, District III
John Elliott, Chair Pro Tem, District I Wayne McCall, District II
Glenn Hart, District V

It is the staff's recommendation that Council [1] approve Change Order # 2 PO 53915 to Flint Equipment of Simpsonville, SC for the rental extension of the 1050K Dozer in the amount of \$89,130.00. This will bring the total amount of the PO to \$122,958.00 and [2] authorize the County Administrator to sign / execute the change order.

Letter of Support to Oconee County Legislative Delegation

Request for Council to approve a letter of support to be sent to Oconee County Legislative Delegation regarding the opioid overdose epidemic in Oconee County.

Letter of Support to US Congressmen

Request for Council to approve a letter of support to be sent to the US Congressmen to preserve qualified immunity.

Council approval to transfer \$15,000 from the General Operational Fund to the Capital Projects Fund for a land acquisition per Council approval on July 21, 2020

Council Committee Reports

Law Enforcement, Public Safety, Health & Welfare / Mr. McCall.....[07/21/2020]
Planning & Economic Development / Mr. Cain.....[07/21/2020]

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

- *Building Codes Appeal Board.....1 At Large Seat**
- *Board of Zoning Appeals.....District 5**
- *Conservation Bank Board.....District 5 & 1 At Large Seat**
- *Arts & Historical Commission.....District 4**

**No questionnaires on file for the seats listed above*

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] Receive legal advice and discuss contractual matter, and related potential contractual matter, with respect to the disposition of certain County-owned property.*
- [2] Discussion regarding an Economic Development matter, Project Urban Mine.*
- [3] Discussion regarding an Economic Development matter, Project Dolly.*
- [4] Discussion regarding an Economic Development matter, Project Three Points.*

COUNCIL MEMBERS

Julian Davis, III, Chairman, District IV Paul Cain, Vice-Chair, District III
John Elliott, Chair Pro Tem, District 1 Wayne McCall, District II
Glenn Hart, District V

[5] Receive legal advice and discuss potential purchase of various property interests in relation to the extension of sewer infrastructure to I-85.

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.

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.

COUNCIL MEMBERS

Julian Davis, III, Chairman, District IV Paul Cain, Vice-Chair, District III
John Elliott, Chair Pro Tem, District 1 Wayne McCall, District II
Glenn Hart, District V