



MINUTES

OCONEE COUNTY COUNCIL

Regular Meeting

April 20, 2021

MEMBERS, OCONEE COUNTY COUNCIL

Mr. John Elliott, Chairman, District I
Mr. Paul Cain, Vice Chairman, District III
Mr. Julian Davis III, Chairman Pro Tem, District IV
Mr. Glenn Hart, District V
Mr. Matthew Durham, District II

Oconee County Council met at 6:00 PM in Council Chambers, 415 South Pine Street, Walhalla, SC with all Council Members, County Administrator Amanda F. Brock, County Attorney David Root, & Katie D. Smith, Clerk to Council present.

Press: Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda were posted on the bulletin board at the County Administrative Offices, 415 South Pine Street, Walhalla, SC, and the County Council website [www.oconeesc.com/council]. In addition, it was made available [*upon request*] to the newspapers, radio stations, television stations and concerned citizens.

Members of the press present: Riley Morningstar & Jerry Beard, Photographer / The Journal

Call to Order

Mr. Elliott called the meeting to order at 6:00 p.m.

Public Comment Session

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.

Mr. Tony Adams addressed Council regarding the Free Gospel Holiness Church property in Westminster.

Mr. Charles “Burt” O’Shields addressed Council utilizing a handout [copy filed with backup materials] regarding Timberlake One Circle.

Mr. David McMahan addressed Council utilizing a handout [copy filed with backup materials] regarding Amendment IV.

The Clerk to Council received one [1] email [copy filed with backup materials] from Dr. Billy Campbell and Mr. Elliott read into the record.

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County Council Response to Public Comment

Mr. Elliott noted that once the Code Enforcement Officer is sworn in, he is to be in contact with Mr. O'Shields.

Mr. Davis responded to Mr. O'Shields' comments.

Moment of Silence

Mr. Elliott asked for a moment of silence prior to the Invocation by County Council Chaplain.

Invocation by County Council Chaplain

Mr. Root, County Council Chaplain, gave the invocation.

Pledge of Allegiance

Mr. Hart the Pledge of Allegiance to the Flag of the United States of America.

Approval of Minutes

Mr. Cain made a motion, seconded by Mr. Hart, approved 5 – 0, to approve the March 16, 2021 Regular Minutes as presented.

Mr. Cain made a motion, seconded by Mr. Hart, approved 5 – 0, to approve the March 19, 2021 Special Minutes as presented.

Administrator's Comments

Ms. Brock addressed Council with the following items:

- Several dispatchers from Oconee County Sheriff's Office Communications Department were present to accept Proclamation 2021-04
- Code Enforcement Officer is to be sworn in and certified at the County Council meeting on May 4, 2021

Attorney's Comments

None at this meeting.

Proclamation 2021-03

- Proclamation 2021-03 Recognizing April as National Donate Life Month

Mr. Elliott read **Proclamation 2021-03** into the record.

Mr. Cain made a motion, seconded by Mr. Davis, approved 5 – 0, to approve **Proclamation 2021-03** on first & final reading [picture filed with backup materials].

Ms. Leslie Hagerty, Director/Curator of the Oconee History Museum, came forward and accepted **Proclamation 2021-03**.

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Proclamation 2021-04

- Proclamation 2021-04 Recognizing the week of April 11, 2021 through April 17, 2021 as National Public Safety Telecommunications Week

Mr. Cain made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Proclamation 2021-04** on first & final reading [picture filed with backup materials].

Dispatchers that were present came forward to accept **Proclamation 2021-04**.

Presentation to Council

- Appalachian Council of Governments / *Mr. Steve Pelissier, Executive Director*
Presentation was removed from agenda – will be added to the May 4, 2021 Council agenda

Public Hearings for the Following Ordinances

If you are not able to attend in person and you would like to be heard during the public hearings, please contact Katie Smith at ksmith@oconeesc.com or 864-718-1023 so that she may coordinate your participation by telephone.

None Scheduled.

Third Reading of the Following Ordinances

None at this meeting.

Second Reading of the Following Ordinances

Ordinance 2021-08 “AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A SPECIAL SOURCE REVENUE CREDIT AGREEMENT BY AND BETWEEN OCONEE COUNTY, SOUTH CAROLINA AND A COMPANY KNOWN FOR THE TIME BEING AS “PROJECT RISE,” PROVIDING FOR THE PAYMENT OF A SPECIAL SOURCE REVENUE CREDIT TO SUCH COMPANY; AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT FOR DEVELOPMENT OF A JOINT COUNTY INDUSTRIAL AND BUSINESS PARK WITH PICKENS COUNTY, SOUTH CAROLINA; AND PROVIDING FOR OTHER MATTERS RELATED THERETO.”

An Economic Development matter

Mr. Cain made a motion, seconded by Mr. Davis, approved 5 – 0, to approve **Ordinance 2021-08** on second reading.

First Reading of the Following Ordinances

Ordinance 2021-09 “AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE “LITTER CONTROL ORDINANCE OF OCONEE COUNTY, SOUTH CAROLINA.””

Forwarded from the Law Enforcement, Public Safety, Health & Welfare Committee

Mr. Davis made a motion, seconded by Mr. Cain, to approve **Ordinance 2021-09** on first reading.

Mr. Durham made a motion, seconded by Mr. Hart, to send Ordinance 2021-09 back to the Law Enforcement, Public Safety, Health & Welfare Committee for rewording and bring back to full Council.

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Lengthy discussion continued to include referring this ordinance back to the Committee or amending the motion on the floor.

Mr. Durham made a motion, seconded by Mr. Davis, approved 5 – 0, to amend Attachment B to add “consistent with SC State Statutory authority and powers” at the end of the sentence under Sec. 12-178, Enforcement, subsection (a), item (i).

Mr. Elliott called for a vote on the motion as amended. The motion passed, 5 – 0.

Ordinance 2021-10 “AN ORDINANCE REPEALING ORDINANCE 2021-04, WHICH REQUIRED INDIVIDUALS TO WEAR FACE COVERINGS IN CERTAIN FACILITIES OWNED OR OPERATED BY OCONEE COUNTY.”

General Government matter

Mr. Davis made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Ordinance 2021-10** on first reading.

Lengthy discussion continued.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 1 [Mr. Cain opposed] to amend the sunset provision expiration date to May 30, 2021 on Ordinance 2021-10.

Mr. Elliott called for a vote on the motion as amended. The motion passed, 4 – 1 [Mr. Cain opposed].

First & Final Reading of the Following Resolutions

None at this meeting.

Discussion Regarding Action Items

Request Council approval to accept the Challenges to the Affordable and Attainable Housing in Oconee County document provided by the Planning Commission as public record

Forwarded from the Planning Commission

2020 Comprehensive Plan recognizes that there are challenges to affordable and attainable housing in Oconee County. This document gives brief summary of the research that was gathered.

It is staff’s recommendation that County Council accept the Challenges to Affordable and Attainable Housing in Oconee County document provided by the Planning Commission as public record.

Mr. Mike Smith, Planning Commission Chairman, came forward and addressed Council utilizing a handout entitled “Challenges to Affordable and Attainable housing in Oconee County” [copy filed with backup materials] and gave a brief overview.

Mr. Cain made a motion, seconded by Mr. Davis, approved 5 – 0, to accept the Challenges to Affordable and

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Attainable Housing in Oconee County document provided by the Planning Commission as public record.

Southern Disaster Recovery / Emergency Services / \$369,270.00

Budget: 150,000.00 [County Match Funds to-date] / **Project Cost:** 92,317.50 / **Balance:** \$57,682.50

\$276,952.50 will be paid by the Emergency Watershed Protection Grant

Staff is requesting Council Approval to Award the Debris Clearing and Disposal to Southern Disaster Recovery, LLC (SDR) as per the pricing in Contract Agreement #1928. This is priced per task associated with each location to be cleared. SDR provided estimated Cubic Yards of debris to be removed for each location priced at the rate listed in Contract Agreement # 1928. These quantities may vary after all debris is removed.

There are nine (9) sites within Oconee County that require debris clean up. At this time matching funds are available to complete site numbers 5-8 listed on the S.C State Damage Survey Report (DSR). The estimated total for these 4 sites is \$369,270.00 (Grant portion \$276,952.50 County match \$92,317.50).

A large portion of the debris removal projects identified by Oconee County Emergency Services lie within the City of Seneca. Because of this circumstance, Oconee County will need to work in concert with the City of Seneca in relation to access rights, the provision of in-kind services, and related matters.

It is the staff's recommendation that Council **[1]** approve the Award to Southern Disaster Recovery, LLC of Greenville, SC for Debris Clearing and Removal, per Agreement # 1928 and Amendment dated 3-15-2021; **[2]** approve debris cleaning for SDR sites 5, 6, 7, & 8 in an estimated amount of \$369,270.00 (Grant portion \$276,952.50 County match \$92,317.50); **[3]** authorize the County Administrator to approve any change orders for DSR site numbers 5, 6, 7, & 8 as long as the amounts do not exceed amounts approved in the Emergency Watershed Protection Grant, matching funds or in-kind match. The Final amount will depend on the amount debris that is removed from each site; and **[4]** authorize the County Administrator to approve debris clearing on site numbers 9 and 12 as match funding or in-kind match becomes available.

Mr. Cain made a motion, seconded by Mr. Davis, to **[1]** approve the Award to Southern Disaster Recovery, LLC of Greenville, SC for Debris Clearing and Removal, per Agreement # 1928 and Amendment dated 3-15-2021; **[2]** approve debris cleaning for SDR sites 5, 6, 7, & 8 in an estimated amount of \$369,270.00 (Grant portion \$276,952.50 County match \$92,317.50); **[3]** authorize the County Administrator to approve any change orders for DSR site numbers 5, 6, 7, & 8 as long as the amounts do not exceed amounts approved in the Emergency Watershed Protection Grant, matching funds or in-kind match. The Final amount will depend on the amount debris that is removed from each site; and **[4]** authorize the County Administrator to approve debris clearing on site numbers 9 and 12 as match funding or in-kind match becomes available.

Lengthy discussion continued.

Regarding the previous motion made by Mr. Cain, seconded by Mr. Davis, it was approved 4 – 1 [Mr. Hart opposed] to **[1]** approve the Award to Southern Disaster Recovery, LLC of Greenville, SC for Debris Clearing and Removal, per Agreement # 1928 and Amendment dated 3-15-2021; **[2]** approve debris cleaning for SDR sites 5, 6, 7, & 8 in an estimated amount of \$369,270.00 (Grant portion \$276,952.50 County match

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Officer Body Armor / Sheriff's Office / \$66,684.60

Budget: \$66,684.60 / **Project Cost:** \$66,684.60 / **Balance:** \$0.00

This purchase is for twenty-seven (27) new vests for SWAT officers. These vests will replace aging/expired vests. Vests expire within five (5) years of the manufacturer date and all of our current vests are expired or within one year of expiring. These are Level 3A vests which provide a higher level of protection against pistol and rifle ammunition. The SWAT team needs a higher level of protection due to the nature of their high-risk duties. These vests will increase officer safety and reduce liability in high-risk situations.

It is the staff's recommendation that Council approve the purchase of Officer Vests to Lawmen's Supply of Raleigh, NC, in the amount of \$66,684.60, per State Contract #4400018551.

Mr. Davis made a motion, seconded by Mr. Cain, approved 5 – 0, to approve the purchase of Officer Vests to Lawmen's Supply of Raleigh, NC, in the amount of \$66,684.60, per State Contract #4400018551.

Officer Uniforms / Animal Control, Detention Center, Sheriff / \$184,033.68

Budget: \$201,700.00 / **Project Cost:** \$184,033.68 / **Balance:** \$17,666.32

Procurement pending approval of the FY 21-22 budget

The Sheriff's Office, Animal Control and Detention Center purchase officer uniforms on an as needed basis. These items include, but are not limited to; uniform trousers, cargo pants, shirts, jackets, rain gear, hats, traffic vests, gloves and belts. Combining items for the three departments into one bid allows the County to obtain better pricing through higher volume discounting. The term of this contract is for one year with the option to renew for four additional one-year periods and will begin on July 1, 2021.

On March 4, 2021 formal sealed bids were opened for Officer Uniforms. Twelve firms were originally notified of this bid opportunity. Three firms submitted bids, with DesignLab, Inc., of Greenville, SC, submitting the lowest, responsive bid of \$184,033.68. Bid totals were calculated using estimated quantities of the items each using department requires. Actual item quantities ordered will vary depending on the County's needs and fund availability.

It is the staff's recommendation that Council [1] approve the award of ITB 20-04, Officer Uniforms for Animal Control, Detention Center and Sheriff, to DesignLab, Inc., of Greenville, SC; in the estimated amount of \$184,033.68 and [2] authorize the County Administrator to renew the bid for up to four one-year periods, provided the work is satisfactory and the amounts do not exceed amounts budgeted for Officer Uniforms.

Mr. Cain made a motion, seconded by Mr. Davis, approved 5 – 0, to [1] approve the award of ITB 20-04, Officer Uniforms for Animal Control, Detention Center and Sheriff, to DesignLab, Inc., of Greenville, SC;

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in the estimated amount of \$184,033.68 and [2] authorize the County Administrator to renew the bid for up to four one-year periods, provided the work is satisfactory and the amounts do not exceed amounts budgeted for Officer Uniforms.

Tires for Heavy Equipment / Rock Quarry & Vehicle Maintenance / \$180,617.64

Budget: \$180,617.64 / **Project Cost:** \$180,617.64 (Based on Estimated Quantities) / **Balance:** \$0.00

Procurement pending approval of the FY 21-22 budget

The Rock Quarry & Vehicle Maintenance purchase tires and have existing tires repaired for numerous pieces of heavy equipment, as needed, throughout the year. Bid totals were calculated using estimated quantities of the tires that may be required. Actual quantities ordered will vary depending upon the County's needs. The term of this contract is for one year with the option to renew for four additional one-year periods and will begin on July 1, 2021.

On February 23, 2021, formal sealed bids were opened for tires for heavy equipment. Three companies were originally notified of this bid opportunity. Three companies submitted bids, with Interstate Tire Service, LLC, of Pelzer, SC, submitting the lowest, responsive bid of \$180,617.64.

It is the staff's recommendation that Council [1] approve the Award of Bid #20-05 to Interstate Tire Service, LLC, of Pelzer, SC, for the estimated amount of \$180,617.64 and [2] authorize the County Administrator to renew the bid for up to four one-year periods, provided their work is satisfactory and the amounts do not exceed amounts budgeted for Heavy Equipment Tires.

Mr. Cain made a motion, seconded by Mr. Davis, approved 5 – 0, to [1] approve the Award of Bid #20-05 to Interstate Tire Service, LLC, of Pelzer, SC, for the estimated amount of \$180,617.64 and [2] authorize the County Administrator to renew the bid for up to four one-year periods, provided their work is satisfactory and the amounts do not exceed amounts budgeted for Heavy Equipment Tires.

Payroll and Human Capital Management Software / Finance / Human Resources / \$126,970.75

Budget: \$150,000.00 / **Project Cost:** \$126,970.75 / **Balance:** \$23,029.25

Procurement pending approval of the FY 21-22 budget

Paylocity offers a solution for Oconee County by building a payroll and human resource program in-house to meet The County's diverse scheduling and needs. Our current provider cannot meet our multiple scheduling and needs due to limitations on their behalf. Paylocity maintains and builds their software in-house and are constantly upgrading as needs arise. Paylocity is currently integrated with Planned Administrators, Inc. and the State Retirement System; therefore, creating a seamless and effortless transition. This ensures employee information is transitioned to the new software system with no errors and minimizing staff time.

Paylocity charges for year one (1) is \$126,970.75; which includes a one-time implantation fee of \$3,250.00. After the first year of service, the yearly fee is \$123,720.75 per year.

It is the staff's recommendation that Council approve the sole source purchase of Payroll and Human Capital Management Software to Paylocity of Schaumburg, IL in the amount of \$126,970.75.

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Mr. Cain made a motion, seconded by Mr. Hart, approved 5 – 0, to approve the sole source purchase of Payroll and Human Capital Management Software to Paylocity of Schaumburg, IL in the amount of \$126,970.75.

Board & Commission Appointments

Building Codes Appeal Board

No nomination was made for the At-Large seat during this meeting.

Executive Session:

Mr. Hart made a motion, seconded by Mr. Cain, approved 5 – 0, to enter into Executive Session 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 Drift.

[2] Receive legal advice and discuss a contractual matter, and related potential contractual matter, with respect to the disposition of certain county owned property.

[3] Discussion regarding potential acquisition and transfer of real property to Emergency Services.

Council entered Executive Session at 7:02 p.m.

Council returned from Executive Session at 8:14 p.m. on a motion made by Mr. Hart, seconded by Mr. Cain, approved 5 – 0.

Mr. Elliott stated that no action was taken in Executive Session.

Mr. Hart made a motion, seconded by Mr. Cain, approved 5 – 0, to [1] approve the confidentially agreement in relation to Project Drift and [2] authorize the County Administrator to execute the document on behalf of the County.

Adjourn:

Mr. Hart made a motion, approved unanimously, to adjourn at 8:15 p.m.

Respectfully Submitted:

Katie D. Smith
Clerk to Council

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