



MINUTES

OCONEE COUNTY COUNCIL

Regular Meeting

August 16, 2022

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
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, & Jennifer C. Adams, 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 / The Journal, Dick Mangrum / WGOG

Call to Order

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

Mr. Elliott opened the meeting reminding the public they have two opportunities to speak during Council meetings, which is during the public comment session and also during the public hearing session, if scheduled. Other than those two instances, the public should remain silent during the Council meeting. Anyone making a disturbance during the meeting will be asked to leave Council Chambers for the remainder of the meeting.

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. Davis led the Pledge of Allegiance to the Flag of the United States of America.

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Approval of Minutes

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 - 0, to approve the July 19, 2022 regular minutes as presented.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve the July 22, 2022 special meeting minutes as presented.

Attorney's Comments

Mr. Root asked for a motion to amend the agenda to add a board and commission appointment for the Planning Commission in light of the notification of resignation of the District I seat earlier in the day.

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to amend the agenda to include a board and commission appointment for the District I seat on the Planning Commission.

Mr. Root pointed out the updates to the attachment to **Ordinance 2022-14** to Council and the public, noting that the changes are to the County's benefit.

Mr. Root also noted that the agreement to **Ordinance 2022-20** has not been finalized, therefore it is not attached to the ordinance at this time.

Administrator's Comments

None at this meeting.

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, Jennifer C. Adams at jennifercadams@oconeesc.com or 864-718-1023, so that she may receive your comment and read it into the record.

Mr. Tom Markovich addressed Council in support of the proposed Oconee County Taskforce on Agriculture and voiced his concerns regarding land control.

Council Members Comments

Mr. Elliott noted the main two complaints he receives are related to road conditions and storm-water from new construction in the County.

Mr. Elliott made a motion, seconded by Mr. Cain, to direct staff to prepare a proposed Stormwater Ordinance that puts teeth in place for non-compliance with DHEC regulations related to stormwater runoff from construction sites and report directly back to Council with the proposed Stormwater Ordinance.

Mr. Cain commented that in his discussion with Mr. Coley, Planning and Zoning Director, it was noted that DHEC has preempted the enforcement of regulations related to stormwater runoff and asked for input from Mr. Root, County Attorney, as to what extent to which the County can regulate and enforce stormwater issues.

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Mr. Root informed Council that he would meet with Mr. Coley regarding stormwater regulations and take the above motion and do some research on the matter.

Motion approved 4 – 0.

Public Hearings for the Following Ordinances *If you would like to be heard during either of the public hearings, please contact Clerk to Council Jennifer C. Adams at jennifercadams@oconeesc.com or 864-718-1023 so that your participation may be coordinated.*

A PUBLIC HEARING TO RECEIVE COMMUNITY FEEDBACK, WITH SUBSEQUENT COUNCIL DISCUSSION, REGARDING THE PROPOSED ABANDONMENT OF A PORTION OF THORNBURG ROAD (TU-67) AND A PORTION OF DINKY LINE ROAD (TU-34).

Mr. Elliott opened the floor for Public Comment.

Mr. Rush Thrift addressed Council in support of the abandonment of the above mention roads and provided detailed documents and photographs [copies in backup] that, in his opinion, support the abandonment of a portion of these roads.

Mr. Adam Smith, a former property owner on Dinky Line Road and Thornburg Road, addressed Council in support of the abandonment of a portion of these roads, referencing littering and trespassing issues.

Mr. Lee Baker, a current property owner on Dinky Line Road and Thornburg Road, addressed Council in support of the abandonment of a portion of these roads, referencing speeding of ATV's, trespassing, and littering issues.

Ms. Trace Smith, a property owner on Dinky Line Road, addressed Council in support of the abandonment of a portion of these roads, citing increased criminal activity in this area, personal property damage, littering, and speeding ATV's.

Mr. Hart invited Kyle Reid, Oconee County Assistant Director of Public Works, to speak to Council regarding this matter.

Mr. Reid noted to Council that he has a few emails [copies in backup] from citizens in opposition of the abandonment of a portion of the above mentioned roads.

Mr. Reid continued speaking to Council about a particular conversation with a Mr. Hampton, who lives on and utilizes Thornburg Road, noting that Mr. Hampton has a special needs son and is concerned that emergency response to his home could be compromised if a portion of the above mentioned roads are abandoned and he utilizes the above mentioned roads to travel to and from town to avoid the high speed traffic on HWY 123.

Mr. Reid continued on with the reading of the above mentioned emails from Mr. Gabriel Haney, Mr. Tim Bearing, and one verbal response from Mr. Grahl Haney, Sr. who all oppose the proposed abandonment of a portion of Thornburg Road (tu-67) and a portion of Dinky Line Road (tu-34).

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Mr. Reid responded to Mr. Hart noting that if Council voted in favor of the proposed road abandonment it would not be the final answer in this matter and further explained that Council would just consent to the abandonment and the citizens petitioning the abandonment would have to carry the matter through the court system.

Mr. Root stated a resolution regarding this matter will be on the agenda for the September 6, 2022 Council meeting and would include Mr. Reid's staff findings, then further explained the court process the petitioning citizens would then follow.

Mr. Davis stated the majority of the citizens that contacted him on this matter were in favor of the abandonment of the above mentioned roads and further commented that from his point of view emergency services would use a paved road over a gravel road when responding to a service call.

Mr. Davis also noted that he had viewed reports from the Sheriff's side of the issue and there have been multiple calls reporting crime in that area and hopefully the possible abandonment of a portion of these roads would result in less crime calls to that area.

Mr. Reid noted that while speaking to Mr. Hampton about his options for emergency care, Mr. Hampton did prefer to use Oconee Medical Center.

Mr. Root noted that no action is needed by Council at this time unless they wanted him to halt the forming of a resolution related to this matter.

Mr. Elliott closed the Public Hearing regarding the proposed abandonment of a portion of Thornburg Road (tu-67) and a portion of Dinky Line Road (tu-34).

ORDINANCE 2022-14 AN ORDINANCE GRANTING CERTAIN EASEMENT AND/OR ENCROACHMENT RIGHTS TO CORE SVA SENECA EDINBURG, LLC, OR ITS AFFILIATE, AT OR NEAR PROPERTY COMMONLY REFERRED TO AS THE PIER.

Mr. Elliott opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Elliott opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Elliott closed the Public Hearing regarding **Ordinance 2022-14**.

ORDINANCE 2022-16 AN ORDINANCE AMENDING THE OCONEE COUNTY CONSERVATION BANK ORDINANCE, O.C. CODE SECTIONS 2-398 THROUGH 2-409.

Mr. Elliott opened the floor for Public Comment.

Ms. Emily Hitchcock, Oconee County Conservation Bank Chair, spoke in favor of **Ordinance 2022-16** and offered to answer any questions that Council may have related to this matter.

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Mr. Elliott closed the Public Hearing regarding **Ordinance 2022-16**.

ORDINANCE 2022-17 AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT TO THE LEASE AGREEMENT BETWEEN OCONEE COUNTY, AS LESSOR, AND THE UNITED STATES OF AMERICA / DEPARTMENT OF AGRICULTURE, AS LESSEE, IN RELATION TO CERTAIN PREMISES LOCATED AT 301 WEST SOUTH BROAD STREET, WALHALLA, SOUTH CAROLINA.

Mr. Elliott opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Elliott opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Elliott closed the Public Hearing regarding **Ordinance 2022-17**.

ORDINANCE 2022-19 AN ORDINANCE TO AMEND AND SUPPLEMENT ORDINANCE 2022-01, 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 EMERGENCY SERVICES PROTECTION SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, FOR THE PARKS, RECREATION, AND TOURISM CAPITAL PROJECTS FUND, FOR THE DEBT SERVICE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUNDS, FOR THE CAPITAL VEHICLE / EQUIPMENT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 AND ENDING JUNE 30, 2023, IN ORDER TO EFFECT A SUPPLEMENTAL APPROPRIATION; AND OTHER MATTERS RELATED THERETO.

Mr. Elliott opened the floor for Public Comment.

Mr. Mickey Haney spoke to Council from a prepared statement [copy in backup] in opposition of **Ordinance 2022-19** and further noted that closing the airport for runway repairs during peak season was not a good idea in his opinion.

Mr. Elliott closed the Public Hearing regarding **Ordinance 2022-19**.

Third Reading of the Following Ordinances

ORDINANCE 2022-14 AN ORDINANCE GRANTING CERTAIN EASEMENT AND/OR ENCROACHMENT RIGHTS TO CORE SVA SENECA EDINBURG, LLC, OR ITS AFFILIATE, AT OR NEAR PROPERTY COMMONLY REFERRED TO AS THE PIER.

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to approve **Ordinance 2022-14** on third and final reading.

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ORDINANCE 2022-16 AN ORDINANCE AMENDING THE OCONEE COUNTY CONSERVATION BANK ORDINANCE, O.C. CODE SECTIONS 2-398 THROUGH 2-409.

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to approve **Ordinance 2022-16** on third and final reading.

ORDINANCE 2022-17 AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDMENT TO THE LEASE AGREEMENT BETWEEN OCONEE COUNTY, AS LESSOR, AND THE UNITED STATES OF AMERICA / DEPARTMENT OF AGRICULTURE, AS LESSEE, IN RELATION TO CERTAIN PREMISES LOCATED AT 301 WEST SOUTH BROAD STREET, WALHALLA, SOUTH CAROLINA.

Mr. Cain made a motion, seconded by Mr. Davis, approved 4 – 0, to approve **Ordinance 2022-17** on third and final reading.

ORDINANCE 2022-19 AN ORDINANCE TO AMEND AND SUPPLEMENT ORDINANCE 2022-01, 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 EMERGENCY SERVICES PROTECTION SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, FOR THE PARKS, RECREATION, AND TOURISM CAPITAL PROJECTS FUND, FOR THE DEBT SERVICE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUNDS, FOR THE CAPITAL VEHICLE / EQUIPMENT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 AND ENDING JUNE 30, 2023, IN ORDER TO EFFECT A SUPPLEMENTAL APPROPRIATION; AND OTHER MATTERS RELATED THERETO.

Mr. Davis made a motion, seconded by Mr. Cain, to approve **Ordinance 2022-19** on third and final reading.

Mr. Davis commented that Clemson Football season is not always the peak season for the airport, also there are many reasons to move ahead with the project and that the FAA Grant is a great opportunity for the airport and the County.

Mr. Elliott stated that the repairs to the runway have to occur before winter and that without those repairs, the airport could face the possibility of shutdown by the FAA.

Mr. Elliott further commented that the Oconee County Regional Airport is a tool for economic development for the County.

Mr. Davis agreed that there is no good time to shut down the airport.

Ms. Brock informed Council that Oconee County had no input on the repair schedule to the runway and the dates were set by the FAA and the contractor providing the work.

Ordinance 2022-19 approved 3 – 1, Mr. Hart opposed.

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Second Reading of the Following Ordinances

ORDINANCE 2022-18 AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN IMPROVED REAL PROPERTY, CONSISTING OF APPROXIMATELY 2.83 ACRES, TO TRI-COUNTY TECHNICAL COLLEGE, WHICH PROPERTY WAS INITIALLY DEVELOPED AS THE “QUICKJOBS DEVELOPMENT CENTER” UNDER A COMMUNITY DEVELOPMENT BLOCK GRANT; AND OTHER MATTERS RELATED THERETO.

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to approve **Ordinance 2022-18** on second reading.

First Reading of the Following Ordinances

ORDINANCE 2022-20 AN ORDINANCE AUTHORIZING THE CONVERSION OF THAT CERTAIN FEE AGREEMENT BETWEEN OCONEE COUNTY, SOUTH CAROLINA (“COUNTY”) AND CASTO OCONEE, LLC, DATED AS OF JUNE 2, 2015, TO A PUBLIC INFRASTRUCTURE REIMBURSEMENT AGREEMENT BETWEEN THE COUNTY, CASTO OCONEE, LLC, AND CASTO OCONEE II, LLC; AUTHORIZING THE EXECUTION AND DELIVERY THEREOF; AND OTHER MATTERS RELATING THERETO.

Mr. Cain made a motion, seconded by Mr. Davis, approved 4 – 0, to approve **Ordinance 2022-20** on first reading.

ORDINANCE 2022-21 AN ORDINANCE TO SUPPLEMENT ORDINANCE 2021-14, WHICH APPROPRIATED AND AUTHORIZED THE EXPENDITURE OF TWO MILLION AND 00/100 (\$2,000,000.00) DOLLARS OF LOCAL CORONAVIRUS FISCAL RECOVERY FUNDING RECEIVED BY OCONEE COUNTY (“COUNTY”) UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 (“ARPA”) FOR PURPOSES OF THE SALEM WATER INFRASTRUCTURE PROJECT (“PROJECT”), BY APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF AN ADDITIONAL FIVE HUNDRED, FIFTY THOUSAND, AND 00/100 (\$550,000.00) DOLLARS FOR THE PROJECT, SO THAT THE TOTAL APPROPRIATION AND EXPENDITURE AUTHORIZATION FOR THE PROJECT WILL NOW TOTAL TWO MILLION, FIVE HUNDRED, FIFTY THOUSAND, AND 00/100 (\$2,550,000.00) DOLLARS; AND OTHER MATTERS RELATED THERETO.

Mr. Davis made a motion, seconded by Mr. Hart, approved 4 – 0, to approve **Ordinance 2022-21** on first reading.

First & Final Reading for the Following Resolutions

RESOLUTION 2022-14 A RESOLUTION EXPRESSING OCONEE COUNTY COUNCIL'S SUPPORT FOR THE APPLICATION OR APPLICATIONS OF BELL SOUTH TELECOMMUNICATIONS, LLC D/B/A AT&T (AT&T) TO THE SOUTH CAROLINA OFFICE OF REGULATORY STAFF (ORS) PER A COMPETITIVE APPLICATION PROCESS FOR A GRANT OR GRANTS FROM THE AMERICAN RESCUE PLAN ACT (ARPA) PROGRAM (GRANT PROGRAM) TO MAKE HIGH-SPEED BROADBAND

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SERVICE AVAILABLE VIA FIBER OPTIC INFRASTRUCTURE TO SPECIFIED PRIORITY AREAS OF OCONEE COUNTY TO ADDRESS THE DIGITAL DIVIDE.

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to approve **Resolution 2022-14** on first and final reading.

RESOLUTION 2022-15 A RESOLUTION ESTABLISHING THE OCONEE COUNTY TASK FORCE ON AGRICULTURE.

Mr. Cain made a motion, seconded by Mr. Davis, to approve **Resolution 2022-15** on first and final reading.

Mr. Cain commented that he believes it is urgent create this taskforce to consider different options related to farmland loss and not to limit farmer’s rights to sell their property.

Motion approved 4 – 0.

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to take a ten-minute recess.

Council returned from recess at 7:12 p.m. on a motion made by Mr. Davis, seconded by Mr. Cain, approved 4 – 0.

Discussion Regarding Action Items

Discuss and take appropriate action on potential intergovernmental agreement relating to the expansion of wastewater services in the County. This item was formerly discussed as, or is related to, Project Harmony

Mr. Elliott asked if Mr. John Camey was in attendance and he was not.

Mr. Hart noted that the State of South Carolina has \$490 million dollars set aside for sewer treatment and explained that Oconee County could apply to receive these funds in what he called a “once in a lifetime opportunity” and it could help Oconee County take control of their destiny if they partnered with Anderson County for a sewer treatment facility.

Mr. Hart addressed Mr. Elliott stating that the facility could be located in the Fair Play area.

Mr. Chris Eleazer, OJRSA Executive Director, addressed Council with information related the current wastewater treatment facility in Oconee County in regards to the capacity of the current facility, potential costs for updates and expansion, and metal treatment allocations.

Mr. Eleazer also noted that the OJRSA will be applying for the funding set aside by the State of South Carolina for sewer treatment that Mr. Hart mentioned and updated Council on the status of getting sewer to I-85.

Lengthy discussion followed by Council related to the above mentioned potential agreement relating to wastewater services.

Mr. Hart stated that he would like the MOU from Mr. John Camey of Anderson County to be entered in to the minutes.

Mr. Davis stated he would like to see an authorization from Anderson County before the MOU was entered into the official minutes.

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Ms. Brock stated she would be happy to reach out to Anderson County for this above mentioned authorization.

Title: Air Traffic Control Services

Department: Airport

Amount: TBD

There is no dollar amount associated with this approval request. The Oconee County Regional Airport includes the cost for these services in each year's budget request. These Services are as needed and depends on the number of Clemson Home Games that require temporary air traffic control. The services each year shall not exceed the approved budget amount for Air Traffic Control Services without prior Council approval.

The Oconee County Regional Airport experiences increased air traffic during the weekends of Clemson home football games. Due to safety issues, an air traffic control provider is required. Airport Staff contacted the Federal Aviation Administration (FAA) for options to place a temporary tower for weekends of Clemson home football games. The FAA does not provide any mobile air traffic towers.

Air Boss, Inc. specializes in temporary air traffic control services during these busy weekends and is a FAA certified Air Traffic Controller. At the start of the season, an FAA official from Greenville-Spartanburg International Airport (Greer Approach) will come to the Oconee County Regional Airport to review and certify Air Boss, Inc.'s operation; including employee certifications and the mobile air traffic unit.

Air Boss, Inc. is the sole provider of temporary mobile air traffic control services in our region. For the reasons stated above, this is considered to be Sole Source service.

The cost is \$12,000.00 per weekend, as needed, and the total amount will depend on the number of Clemson Home Games.

It is the staff's recommendation that Council:

- 1. Approve the award of as needed air traffic control services to Air Boss, Inc. of Belmont, NC.***
- 2. Authorize the County Administrator to execute the contract documents and to renew this contract for up to four (4) one-year terms, as long as the amount does not exceed the amount budgeted for Temporary Air Traffic Control and the services provided are satisfactory.***

Mr. Cain made a motion, seconded by Mr. Davis, to approve the award of as needed air traffic control services to Air Boss, Inc. of Belmont, NC and to authorize the County Administrator to execute the contract documents and to renew this contract for up to four (4) one-year terms, as long as the amount does not exceed the amount budgeted for Temporary Air Traffic Control and the services provided are satisfactory.

Mr. Davis clarified that if there is no home Clemson football game, there would be no cost incurred for Air Traffic Control Services.

Motion approved 4 – 0.

**Title: Change Order #1, PO 53694 Thomas & Hutton
Engineering Services for Seneca Creek Access Area**

Department: PRT

Original PO Amount: \$103,390.00

Change Order 1: \$ 13,500.00

PO Total: \$116,890.00

Procurement was approved by Council in Fiscal Year 2022-2023 budget process.

Funding will come from designated PRT Capital Projects millage.

The Seneca Creek Access Area project includes relocating the existing ramp for improved use at low water levels, adding a lane to make a 3-lane ramp, provide for parking of up to 50 boats/trailers, and the addition of a kayak launch, fishing pier, picnic area and bank fishing trail.

This project is being completed in phases. This change order request is for additional Engineering services required due to restroom size and location revision. The additional services include: revise the picnic area due to the larger bathroom facility, revise the path to concrete, revise picnic pads to concrete, add concrete benches and concrete trash receptacles with covers, design water and sewer utility services for the bathroom facility including grinder pump station, and add rip-rap armor protection at the lake bank adjacent to the project per the Corps of Engineers requirements.

At the October 1, 2019 meeting, Council approved the award of Engineering Services for Seneca Creek Access Project to Thomas & Hutton of Greenville, SC in the amount of 103, 390.00 under RFP 15-09 On-Call Engineering. RFP 15-09 expired and has since been replaced with RFP 20-02.

At the June 21, 2021 meeting, Council approved, the Award of RFP 20-02 On Call Engineering Services to Thomas and Hutton of Greenville, SC for Category E: On Call General Engineering Services. The Fee's in this change order corresponds with RFP 20-02 fee schedule.

It is the staff's recommendation that Council:

- 1. Approve Change Order #1 to PO # 53694 in the amount of \$13,500.00, purchase order total \$116,890.00 to Thomas & Hutton for Additional Engineering Services for Seneca Creek Access.***
- 2. Authorize the County Administrator to sign / execute the change order.***

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to approve Change Order #1 to PO # 53694 in the amount of \$13,500.00, purchase order total \$116,890.00 to Thomas & Hutton for Additional Engineering Services for Seneca Creek Access and to authorize the County Administrator to sign / execute the change order.

Title: 2021 Bell B30E Articulated Haul Truck

Department: Rock Quarry

Amount: \$309,000.00

Procurement was approved by Council in Fiscal Year 2022-2023 budget process.

Budget: \$309,000.00

Project Cost: \$309,000.00

Balance: \$0.00

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This purchase is for a 2021 Bell B30E haul truck which has a 30-ton capacity, onboard weight system, auto grease system, and pitch and roll sensor with bed liner. It will be used daily to move rip rap from the area of manufacture to the stockpiles and strip dirt from the rock before production. This truck will also be used as a backup haul truck to move material from the pit when needed.

The Quarry requires a minimum of three (3) haul trucks running material from the pit at all times; one additional truck is required and must be an articulated haul truck for rip rap transportation.

In December 2021, the Rock Quarry haul truck (1998 Terex) experienced transmission failure. On December 23, 2021, a purchase order was issued to National Equipment Dealers, LLC (dba as May-RHI, LLC) for a 3-month rental of this 2021 Bell B30E Articulated Haul Truck. Due to the unavailability of parts and the demand for the use of the machine, the rental was extended for another 4-months. National Equipment Dealers (dba: May Equipment) has offered \$20,000.00 for the trade-in of the 1998 Terex Articulating Haul Truck with 25,000 plus hours.

The rental truck currently has 1,255 hours. May-RHI has offered to sell this piece of equipment to the County for \$364,707.73 and apply \$35,707.73, 100% of the amount paid for the rental, to the purchase price.

Staff obtained pricing on 2 additional pieces of used equipment and the price of a New Bell B30E Articulated Haul Truck.

- 2020 Bell B30E, 2,772 hours, \$329,000.00, located in Austell, Georgia
- 2020 Bell B30E, 1,984 Hours, \$371,700.00, located in Verona, Kentucky
- NEW Bell B30E Articulated Haul Truck \$401,250.00, with discounts applied \$345,542.27. The new truck would not be available until the 1st quarter of 2023.

The Rock Quarry is currently renting this piece of equipment and National Equipment Dealers, LLC (dba as May-RHI, LLC) is allowing 100% (\$35,707.73) of the amount paid for the rental to be applied to the purchase.

National Equipment Dealers, LLC, dba as May-RHI, LLC, has offered a trade in amount of \$20,000.00 for the 1998 Terex Articulating Haul Truck.

It is the staff's recommendation that Council:

1. Approve the purchase of the 2021 Bell B30E Articulating Haul Truck from National Equipment Dealers (dba: May/RHI) of Columbia, SC in the amount of \$309,000.00.

2. Approve the trade-in for the 1998 Terex Articulating Haul Truck.

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to approve the purchase of the 2021 Bell B30E Articulating Haul Truck from National Equipment Dealers (dba: May/RHI) of Columbia, SC in the amount of \$309,000.00 and to approve the trade-in for the 1998 Terex Articulating Haul Truck.

Title: Fourteen (14) Chevrolet Tahoe PPV Responders

Department: Sheriff's Office

Amount: \$558,972.00

Funds were appropriated for this procurement by Council in the Fiscal Year 2021-2022 & 2022-2023 budget processes.

Budget: \$611,354.00

Project Cost: \$558,972.00 Balance: \$52,382.00

On January 18, 2022, Council approved the purchase of seven (7) Pursuit-Rated F-150's. On August 8, 2022, Vic Bailey Ford, David Vetter, notified staff that the seven (7) Ford F-150's would not be manufactured as priced. Staff was notified that Ford opened a short window to reorder 2023 F-150 Responders with an increased price, from August 8 – 12, 2022. The increase to order the exact same units would total an additional \$75,439.00. Additionally, this time frame would not allow staff to obtain Council approval to issue a change

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order for the additional cost. Staff discussed the available options and found it in the best interest of the County NOT to proceed with this purchase and to request approval to replace this order with six (6) 2WD and one (1) 4WD Chevrolet Tahoe Police Pursuit Vehicles (PPVs).

The Fiscal year 2022-2023 Capital Replacement plan includes an additional seven (7) vehicles for the Sheriff's Office. Staff is requesting the purchase of two (2) 4WD Chevrolet Tahoe PPVs and five (5) 2WD Tahoe PPVs.

The SC State Contract for vehicles has not been awarded; therefore, neither order dates nor pricing is available. Procurement Staff contacted multiple Chevrolet dealerships trying to locate Tahoe PPVs, and there are none available. Staff also contacted Sourcewell National Auto Fleet, which stated that the ordering window for 2023 Tahoe PPVs was only open for 1 business day (5-20-2022) and closed Memorial Day (5-23-2022). Inventory is limited. The next order opening to order Tahoe PPVs is May/June 2023 for 2024 models. These vehicles would not be received until the end of 2023, at the earliest.

Staff contacted Love Chevrolet, located in Columbia, SC, which had ordered additional 2023 Tahoe PPVs during the Chevrolet open order date. Love Chevrolet has enough 2023 Tahoe PPVs on order to meet the County's need. These vehicles are expected to be delivered to the dealership by December 2022, subject to the manufacturer's completion date.

The new vehicles will replace high-mileage vehicles or vehicles that have been involved in accidents and deemed a total loss. The high-mileage vehicles being replaced will be sold as surplus or will replace older vehicles used in other County departments. The Fleet Maintenance Director also approves this purchase.

Love Chevrolet of Columbia, SC has been the SC State Contract holder for Tahoe PPVs for several years.

It is the staff's recommendation that Council approve the purchase of fourteen (14) Chevrolet Tahoe Police Pursuit SUV's from Love Chevrolet of Columbia, SC, in the amount of \$558,972.00.

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0, to approve the purchase of fourteen (14) Chevrolet Tahoe Police Pursuit SUV's from Love Chevrolet of Columbia, SC, in the amount of \$558,972.00.

Council Committee Reports

Mr. Davis provided information outlining discussions held at the July 19, 2022 Law Enforcement, Public Safety, Health and Welfare Committee meeting.

Mr. Hart provided information outlining discussions held at the July 19, 2022 Transportation Committee meeting.

Board & Commission Appointments

Arts and Historical Commission

At-Large Seat: No questionnaire on file for this seat

Conservation Bank Board

District IV Seat: No questionnaire on file for this seat1

At-Large Seat: No questionnaire on file for this seat

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Planning Commission

District I: One questionnaire on file for this seat.

Mr. Elliott nominated Ms. Teresa Spicer, seconded by Mr. Davis, approved 4 – 0, to serve on the Planning Commission District I seat.

Executive Session:

Mr. Davis made a motion, seconded by Mr. Cain, approved 4 – 0 to enter into Executive Sessions for the follow purposes, as allowed for § 30-4-70(a) of the South Carolina Code of Laws:

1. *Discuss contractual matter related to pending land acquisition near Airport.*
2. *Discussion regarding an Economic Development matter, Project Bear.*

Council entered into Executive Session at 7:51 p.m.

Council returned from Executive Session at 8:20 p.m. on a motion made by Mr. Cain, seconded by Mr. Davis, approved 4 - 0.

Mr. Cain made a motion, seconded by Mr. Elliott, approved 4 – 0, to direct staff to proceed with the land acquisition as discussed.

Mr. Cain made a motion, seconded by Mr. Davis, approved 4 – 0, to direct staff to proceed with easement negotiations as discussed.

Adjourn:

Mr. Hart made a motion, approved unanimously, to adjourn at 8:22 p.m.

Respectfully Submitted:

Jennifer C. Adams
Clerk to Council

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