

RICHLAND COUNTY

SPECIAL CALLED MEETING AGENDA



Tuesday, DECEMBER 17, 2019

Immediately Following Zoning Public Hearing

COUNCIL CHAMBERS

RICHLAND COUNTY COUNCIL 2019



Bill Malinowski
District 1
2018-2022



Joyce Dickerson
District 2
2016-2020



Yvonne McBride
District 3
2016-2020



Paul Livingston
District 4
2018-2022



Allison Terracio
District 5
2018-2022



Joe Walker, III
District 6
2018-2022



Gwendolyn Kennedy
District 7
2016-2020



Jim Manning
District 8
2016-2020



Calvin "Chip" Jackson
District 9
2016-2020



Dalhi Myers
District 10
2016-2020



Chakisse Newton
District 11
2018-2022



Richland County Special Called Meeting

December 17, 2019
Immediately Following Zoning Public Hearing
Council Chambers
2020 Hampton Street, Columbia, SC 29201

1. **CALL TO ORDER** The Honorable Paul Livingston
 - a. Roll Call
2. **APPROVAL OF MINUTES** The Honorable Paul Livingston
 - a. Special Called Meeting: December 10, 2019 [PAGES 8-28]
3. **ADOPTION OF AGENDA** The Honorable Paul Livingston
4. **REPORT OF ATTORNEY FOR EXECUTIVE SESSION ITEMS** Larry Smith,
County Attorney
 - a. Richland County vs. SC Dept. of Revenue
5. **REPORT OF THE COUNTY ADMINISTRATOR** Leonardo Brown,
County Administrator
6. **REPORT OF THE CLERK OF COUNCIL** Kimberly Williams-Roberts,
Clerk to Council
7. **REPORT OF THE CHAIR** The Honorable Paul Livingston
8. **REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE** The Honorable Gwen Kennedy
 - a. Approval to Develop and Advertise CTC Funded Projects [PAGES 29-37]
 - b. County Sidewalk Program [PAGES 38-43]
 - c. I move that Richland County undertake a study regarding the existence/prevalence of PFAS in groundwater and soil throughout the County. If desired, the County should coordinate with all municipalities within its boundaries to derive a

comprehensive study on these harmful chemicals, and if necessary or warranted, a plan for corporate remediation[Myers] [PAGES 44-45]

9. REPORT OF THE ADMINISTRATION AND FINANCE COMMITTEE

The Honorable Joyce Dickerson

- a. Memorandum of Understanding – COMET – Mapping Services [PAGES 45-50]
- b. Approval of Award of Community Housing Development Organization (CHDO) funding [PAGES 51-55]
- c. Approval of Award of Southeast Sewer and Water Project – Division 1 & Division 2 [PAGES 56-61]
- d. Approval To Purchase Mobile Data Routers For Fire Vehicles [PAGES 62-69]
- e. Broad River WWTF Sequential Batch Reactor (SBR) Upgrade – Diffusers replacement [PAGES 70-75]
- f. Intergovernmental Agreement – Municipal Judge – Town of Blythewood [PAGES 76-82]

10. OTHER ITEMS

- a. Polo Rd. Sidewalk Project [PAGES 83-91]
- b. Harrison Rd. Sidewalk Project [PAGES 92-100]
- c. Approval of Grants for Blythewood Industrial Park [PAGES 101-110]

11. EXECUTIVE SESSION

12. MOTION PERIOD

- a. In my continued decade long battle for accountability, transparency, efficiency and effectiveness, I move that all county council standing committees, ad hoc committees and one time/short term committee meetings be held in Council Chambers as is the Transportation ad hoc committee with votes recorded in like fashion.
- b. Consider moving the Horizon meeting to Tuesday and have delivery of finished agendas to Council members by Thursday close of business

The Honorable Jim Manning

The Honorable Bill Malinowski and
The Honorable Yvonne McBride

- c. Resolution Honoring the Dutch Fork High School
Football team on winning their 4th straight championship

The Honorable Bill Malinowski

13. ADJOURNMENT



Special Accommodations and Interpreter Services Citizens may be present during any of the County's meetings. If requested, the agenda and backup materials will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), as amended and the federal rules and regulations adopted in implementation thereof. Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may request such modification, accommodation, aid or service by contacting the Clerk of Council's office either in person at 2020 Hampton Street, Columbia, SC, by telephone at (803) 576-2061, or TDD at 803-576-2045 no later than 24 hours prior to the scheduled meeting.



Richland County Council

SPECIAL CALLED MEETING
December 10, 2019 – 6:00 PM
Council Chambers
2020 Hampton Street, Columbia, SC 29204

COUNCIL MEMBERS PRESENT: Paul Livingston, Chair (via telephone); Dalhi Myers, Joyce Dickerson, Calvin “Chip” Jackson, Gwen Kennedy, Bill Malinowski, Jim Manning, Yvonne McBride, Chakisse Newton, Allison Terracio, and Joe Walker

OTHERS PRESENT: Michelle Onley, Kim Williams-Roberts, John Thompson, Ashiya Myers, Michael Niermeier, Ashley Powell, Angela Weathersby, Randy Pruitt, Cathy Rawls, Geo Price, Eden Logan, Nathaniel Miller, Allison Steele, Christine Keefer, Ronaldo Myers, Brad Farrar, James Hayes, Dale Welch, Stacey Hamm, Judy Carter, Jeff Ruble, Tariq Hussain, Chris Eversmann, Beverly Harris, Clayton Voignier, and Leonardo Brown

1. **CALL TO ORDER** – Ms. Myers called the meeting to order at approximately 6:00 PM.
2. **INVOCATION** – The invocation was led by the Honorable Chakisse Newton.
3. **PLEDGE OF ALLEGIANCE** – The Pledge of Allegiance was led by the Honorable Chakisse Newton.

POINT OF PERSONAL PRIVILEGE – Ms. Newton stated one of her relatives is watching from a hospital room, and she wanted to thank them for watching and their support.

Ms. Myers stated Mr. Livingston’s absence is pursuant to Rule 3.2: “Each member shall be within the Council Chambers during its meetings unless excused or necessarily prevented. The Chair, if notified prior to the meeting, may excuse any member from attendance at meetings of the Council and its committees for any stated period upon reason shown, and such excused absence shall be noted in the minutes.”

4. **APPROVAL OF THE MINUTES**

- a. **Regular Session: December 3, 2019** – Ms. Dickerson moved, seconded by Ms. McBride, to approve the minutes as submitted.

Ms. Newton requested that minutes reflect that she voted in favor of Item 13(a): “19-041MA, Gerald K. James, RU to RC (5.6 Acres), 4008 Leesburg Road, TMS # R25000-01-04F & # R25000-01-04A (Portion of)”.

Ms. Dickerson moved, seconded by Ms. McBride, to approve the minutes as corrected.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Walker, Dickerson and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

5. **ADOPTION OF THE AGENDA** – Ms. McBride moved, seconded by Ms. Newton, to adopt the agenda as published.

Mr. Farrar requested to add the following item under the Report of the Attorney for Executive Session: “Upper Township Lease Extension”.

Mr. Malinowski stated the rule on adding items to the agenda says, it takes 2/3 majority vote to add an item to the agenda. He believes, based on that rule, we need to vote to add the item, and then vote on the adopt of the agenda.

Ms. Dickerson moved, seconded by Ms. Newton, to amend the agenda to include the “Upper Township Lease Extension.”

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Walker, Dickerson and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

Ms. McBride moved, seconded by Ms. Newton, to adopt the agenda as amended.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Walker, Dickerson and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

6. **REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS**

a. Richland County vs. SC Dept. of Revenue

b. Upper Township Lease Extension – Mr. Farrar stated, as he understands it, the Upper Township Magistrate is getting a new building. The Certificate of Occupancy is hitting about the same time the present lease expires, so there is going to be a timing gap to try to get moved into new building. If we stay under the present lease, there is a holdover provision, and we would not pay a penalty. If you authorize the extension of the lease until January 31, 2020, it saves the County some money.

Ms. Kennedy moved, seconded by Ms. McBride, to extend the lease for the Upper Township Magistrate until January 31, 2020, under the present terms.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Walker, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

7. **CITIZENS' INPUT**

- a. For Items on the Agenda Not Requiring a Public Hearing – No one signed up to speak.

8. **CITIZENS' INPUT**

- a. Must Pertain to Richland County Matters Not on the Agenda (Items for which a public hearing is required or a public hearing has been scheduled cannot be addressed at this time.) – No one signed up to speak.

9. **REPORT OF THE COUNTY ADMINISTRATOR** – No report was given.

10. **REPORT OF THE CLERK OF COUNCIL**

- a. CentralSC Holiday Drop-In, December 12, 5:00 – 7:00 PM, CentralSC Atrium, 1201 Main Street, Suite 100 – Ms. Roberts reminded Council of the upcoming CentralSC Holiday Drop-In.
- b. Richland County's OSBO Business Appreciation Mixer, December 12, 6:00 – 8:00 PM, Decker Center – Community Room, 2500 Decker Boulevard – Ms. Roberts reminded Council of the upcoming OSBO Business Appreciation Mixer.
- c. Richland County Magistrate's Holiday Luncheon, December 13, 11:30 AM, Trinity Education Community and Conference Center, 2523 Richland Street – Ms. Roberts reminded Council of the upcoming Richland County Magistrate's Holiday Luncheon.
- d. January Council Meetings – Ms. Roberts stated the January meeting schedule is as follows:
1. Regular Session: January 7, 2020 – 6:00 PM
 2. Council Retreat: January 23 – 24, Charleston, SC

11. **REPORT OF THE CHAIR** – No report was given.

12. **APPROVAL OF CONSENT ITEMS**

- a. 19-041MA, Gerald K. James, RU to RC (5.6 Acres), 4008 Leesburg Road, TMS # R25000-01-04F & R2500-01-04F (Portion of) [THIRD READING] – Ms. Newton moved, seconded by Ms. Terracio, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Walker, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

13. **THIRD READING ITEMS**

- a. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County, the execution and delivery of a Public Infrastructure Credit Agreement to provide for public

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infrastructure credits to Ballpark, LLC; and other related matters – Mr. Jackson moved, seconded by Ms. Dickerson, to approve this item.

Ms. Dickerson stated she met with the Administrator and staff regarding these two (2) items, but she still has questions. She noted there were attorneys in the audience for the entities, but she does not recall getting a briefing from the Legal Department on this matter.

Mr. Farrar stated he has seen the material, and if it something that Council would like to add an Executive Session item, he would be glad to brief them. Outside counsel is also present that could address the matter.

Ms. Myers requested outside counsel, which represents the County on these matters, to come forward to address Ms. Dickerson's concerns.

Mr. Jones stated these documents are coming to Council, as a result of the adoption, by Council, through the recommendation of the Economic Development Committee, of the Commercial Incentives policy. The actual incentives are delivered through an Infrastructure Credit Agreement. About two (2) years ago, Mr. Smith, Mr. Farrar, and his office met to set up a set of form incentive documents that everyone was comfortable with. The forms include extremely strong indemnification for the County, and also include rights of the County to claw back incentives in the event that people do not do what they say they are going to do. They presented those form documents as the documents that will be used by all of these projects, and have done so with great success. From a legal standpoint, they are comfortable with the documents. From a policy standpoint, the documents are putting into effect the commercial development policy, adopted by Council, as recommended by the Economic Development Committee. He apologized for not briefing Ms. Dickerson personally, but encouraged her to attend the Economic Development Committee meeting, in the future, or meet with him personally.

Mr. Malinowski stated this is a Third Reading item, and he does not understand why on a Third Reading item, we cannot be given certification date, when so many things throughout the document hinge on a certification date.

Mr. Ruble stated the way the program is set up is the developer builds their project. They also build public infrastructure. Upon certifying that they have achieved what they said they were going to do, and they have committed and achieved building the public infrastructure, then they certify to the County for reimbursement of those funds. That is when we are able to offer the incentive. You do not have certification dates because that date has not been set.

Mr. Malinowski noted the statement in the document states, "The Company shall certify to the County achievement of the Investment Commitment by no later than [DATE]..." He stated he knows they have not achieved the commitment, but do we not give them a date they have to have achieved the commitment by.

Mr. Ruble stated they will not receive any incentive until they have accomplished the commitment.

Mr. Malinowski stated we are not giving them any incentive to get that incentive by leaving an open ended date.

Mr. Ruble stated it is sort of self-certifying. If they do not build, they do not get the incentive, so it polices itself.

Mr. Malinowski stated he could say that he is in the process of building five (5) or ten (10) years from now, and he is not going to be cut off because he is telling the County that he is still building. Therefore, his certification date has not arrived. It seems to him, if we are giving them an incentive we should give them a deadline by which they can collect those incentives.

Mr. Ruble stated they had not contemplated that because they do not receive incentives until after they have built.

Ms. Myers stated she agrees with Mr. Malinowski that some sunset should be applied.

Mr. Ruble stated they typically use a 5-year investment window. They could go back and address that. Since this is a Third Reading item, they would prefer to address this going forward.

Mr. Malinowski stated Richland County is not in the business of traffic signal, so who will be responsible for the maintenance and payment of the traffic signal once it is installed.

Mr. Ruble responded that the developer would be pay for the installation of the traffic signal. If the signal is on a State highway, SCDOT would be responsible, but it will not be Richland County.

Mr. Malinowski inquired if anyone discussed with CMRTA putting in the bus stop.

Mr. Ruble stated that would be something that would be between the CMRTA and the developer.

Mr. Manning stated, at one point, Council wanted to do something about blight and revivification. When we were talking about Decker Blvd. and the Master Plan District, which was covered in the referendum, we were told that we could not have nice looking, attractive lights because whenever someone hit the pole we would be responsible. He inquired if the Legislature had changed something in the last 3 months.

Mr. Ruble stated he could not speak to that. They do not get involved in vetting each of those public infrastructure items.

Ms. Myers inquired if it is prudent for our documents to state specifically that any maintenance, upkeep, repairs, or installation of traffic signals belong to the recipient, and not the County.

Mr. Farrar stated any time you take away the ambiguous about liability it is a helpful thing. He does not know if that has been negotiated, which would be a concern.

Mr. Malinowski inquired if this is time-sensitive, or can it be deferred.

Mr. Ruble stated he knows the developers believe it is time-sensitive.

Mr. Jackson stated, if our Legal Department assures us they will look into it, and address it, he is comfortable with moving it forward.

Mr. Jackson amended the motion to approve this item with the understanding that the issues raised tonight will be addressed, by the Legal Department, in the final document executed with the developers.

In Favor: Terracio, Jackson, Newton, Kennedy, Walker, Dickerson, Livingston and McBride

Opposed: Malinowski and Myers

Present but Not Voting: Manning

The vote was in favor.

POINT OF PERSONAL PRIVILEGE – Mr. Manning inquired if three (3) readings and a public hearing is covered in State law. It is sounding to him like three (3) readings is not another. This one looks like it needed a fourth reading. If he were to make a motion that we scrap three (3) readings and public hearing, and make a motion for four (4) readings and a public hearing, where would that be addressed.

Mr. Farrar stated that is covered in State law. It is an interesting question if you could go above what State law dictates.

Mr. Manning stated that is something the Rule and Appointments Committee could take up by seeing how many times we get to Third Reading and people have questions, and we do caveats and nebulous stuff.

POINT OF PERSONAL PRIVILEGE – Ms. Dickerson stated one of her concerns is, after a long debate with staff and our Administrator yesterday, things coming to us already prepared and laid out. She stated if we are going to start something we need to be engaged in the beginning before it gets to Economic Development, so Council can have some input. She believes the Chair should send things to Economic Development, rather than dropping prepared documents on us. She stated she does not get in on the first part of it, and then when it gets to committee she is told she can sit in on the committee meeting.

- b. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a Public Infrastructure Credit Agreement to provide for public infrastructure credits to B-6 Benet Horgler LLC; and other related matters – Mr. Jackson moved, seconded by Ms. Kennedy, to approve this item.

Mr. Malinowski stated, at First Reading, there was information contained in the ordinance, which Council voted on, that was not there at Second Reading, and is not here at Third Reading. He stated it was never pointed out any changes were made to the document. We need, as a Council, to be made aware of any changes that take place in these detailed documents.

Mr. Jackson stated he agrees any changes should be identified.

Mr. Malinowski stated we are using funds, which ultimately would be in the County's coffer to be used for something, to build a parking structure, which is considered economic development. However, out of the parking structure that is being built, the number of spaces available to the public is about 21%. So, how can we say this is a public infrastructure parking garage, when only 21% can be used by the public and the remaining 79% is used by the private people occupying the surrounding buildings.

Mr. Ruble stated the public infrastructure component was defined rather loosely, to include parking garages. He stated we previously had an incentive set up to promote student housing. What he heard from developers that were not receiving that incentive was that we were providing a mechanism for out of State developers to come into the County and line their pockets. One of the

things we intended to do with this program was to establish a mechanism, if we provided an incentive, where the money would be spent in Richland County. A parking garage, which we can argue about whether that is public infrastructure, or a mechanism to propel this development into happening, at the end of the day, it accomplishes one significant goal, which is to make sure somebody is not going to buy a yacht with money, but the money is being spent in Richland County.

Ms. Dickerson inquired if there is any way to ensure her that we can have a larger percentage in the parking lot. She stated she does not like for her citizens to be cheated. The developers should be more sensitive to the community, in terms of making sure we have more parking for the public versus it being consumed by the developer. She inquired if there is anyway it can be taken care of before we approve the minutes.

Mr. Ruble stated they discussed, at the EDC meeting, putting that in the policy guidelines, and we left it out. This is a tool that is used, called a multi-county park, and is a County incentive. However, if it happens in the City, the City has to consent. The City has discussed making that a requirement, on top of what we require.

Mr. Coble stated this policy, which was adopted by the County and the City, laid out the rules. All of the developers here know what the rules are, and come and invest in Richland County. The parking lot before you is 345 spaces; 74 are metered and available to the public, at all times, and 271 will be available to the public on a monthly basis. The City has given First Reading, and is scheduled for Second Reading for next week. If there is anything they can massage and work through, they certainly will do that. The developers want to invest in Richland County, and increase the tax base.

Mr. Malinowski stated what Mr. Coble is saying conflicts with the information Council has before them. He stated Mr. Coble is correct on the number of total spaces. The lowest level will provide 74 spaces for the general public. The remaining spaces will serve the residential and office uses within the Bull Street District. It says nothing about the public.

Mr. Coble stated the spaces are available for anyone to lease on a monthly basis.

Ms. McBride thanked Mr. Coble for sharing the information he has shared. Oftentimes, on Council, we abstain in voting, and it is not that we see the project as not good, but there are some missing points, so we need the additional information. In the future, we need to continue to have this type of discussion, even in committee meetings, and get the answers that we need. She fully supports economic development, but oftentimes she has abstained because she did not have enough information, or means of evaluating the benefits of these projects to the constituents. It is her goal to always put the constituents first, and get the information that is needed. Sometimes there is a gray area, so this is helping to clarify.

Ms. Myers stated she will be voting against this item because she does not feel that parking garages are economic development.

Ms. Terracio stated she supports what is going on at Bull Street, but she does know the more parking we create the more we contribute to traffic. She would like it to be considered, as we go forward with these development projects, that we consider ways to encourage public transportation use to move people more efficiently, and conveniently throughout the County.

In Favor: Terracio, Jackson, Kennedy, Manning, Walker, Dickerson, Livingston and McBride

Opposed: Malinowski, Newton and Myers

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The vote was in favor.

14. **REPORT OF THE ECONOMIC DEVELOPMENT COMMITTEE**

- a. Authorizing the expansion of the boundaries of the I-77 Corridor Regional Industrial Park jointly developed with Fairfield County to include certain property located in Richland County; the execution and delivery of a Public Infrastructure Credit Agreement to provide for public infrastructure credits to a company identified for the time being as Project Huger; and other related matters – Mr. Jackson stated the committee recommended approval of this item.

Ms. Dickerson inquired if this is First Reading by Title Only.

Mr. Farrar stated it appears the full ordinance in the packet; therefore, it would not be by title only.

Ms. Terracio stated has not been made aware of the address this item, so it would be difficult for her to support this in light of what constituents may think.

Mr. Ruble stated this came in at the last minute. If you would prefer, it can be deferred until February and get all of the pertinent information to Council.

Ms. Terracio made a substitute motion, seconded by Ms. Dickerson, to defer this item.

In Favor: Terracio, Malinowski, Newton, Myers, Kennedy, Walker, Dickerson, Livingston and McBride

Opposed: Jackson and Manning

The vote was in favor.

15. **REPORT OF THE RULES AND APPOINTMENTS COMMITTEE**

- a. Richland Memorial Board of Trustees – Five (5) Vacancies – Ms. Newton stated the committee recommended appointing Mr. Charles D. Waddell, Ms. Shirley D. Mills, Mr. Edwin B. Garrison, Dr. Traci Young Cooper and Mr. Carlton Boyd.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Walker, Dickerson, Livingston and McBride

The vote in favor was unanimous.

- b. Township Auditorium Board – One (1) Vacancy – Ms. Newton stated the committee recommended appointing Mr. Andrew N. Theodore.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Walker, Dickerson, Livingston and McBride

The vote in favor was unanimous.

- c. Central Midlands Regional Transit Authority – One (1) Vacancy – Ms. Newton stated this item was held in committee. The committee was notified that the CMRTA would like to reevaluate the make-up of their board. The committee would like to request additional information before they made a recommendation to Council.

- d. Lexington/Richland Alcohol and Drug Abuse Council – One (1) Vacancy – Ms. Newton stated the committee recommended re-advertising for this vacancy.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Walker, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

- e. Board of Assessment Appeals – Two (2) Vacancies – Ms. Newton stated the committee recommended re-advertising for these vacancies.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Walker, Dickerson, Livingston and McBride

Present but Not Voting: Manning

The vote in favor was unanimous.

16. **REPORT OF THE TRANSPORTATION AD HOC COMMITTEE**

- a. Transportation Project Budget Approval – Mr. Jackson stated the committee recommends approval of the requested budget.

Ms. Newton stated, immediately prior to the meeting, they were provided a new handout. She stated she wanted to understand what the new handout was, and if it applied to this item.

Mr. Brown stated, earlier the committee had a conversation about what made better sense to present to the body. At the time of the committee, there was a packet presented that included numbers for projects that were over the referendum. The committee had a tough time trying to digest why we would approve this, right now, knowing we have questions about how we are going to deal with items over the referendum. The committee recommended only approving the items that are not over the referendum. As a result, staff went back and took out the items that were showing over the referendum, so Council would only have in front of them what the committee recommended approving.

Ms. Newton stated, right now, we have projects on hold, pending a more comprehensive plan about how we are going to address the Penny. With that in mind, having removed the items that are above the referendum, she inquired as to what happens, if this is approved. What is the next step? Do those items remain on hold, but there are budgeted amounts available, when we are ready to move forward? Does approving this item immediately move things forward?

Mr. Jackson stated the plan is to move forward with the items before Council. Many of them have no legitimate reason for being on hold, except they got caught up in the items that were on the list that exceeded the referendum. The second step would be to hold a work session for those items in question, which are over the referendum.

Ms. Newton stated, from her perspective, she is looking to see a much more robust plan about how we are handling all of the Penny Projects. Once we have agreed on how we are going to handle the projects over the referendum, to look at those programs as a whole. For her, she would like to see

us move forward with these, as a result of a more comprehensive plan. So, if approving the budget is de facto saying, "Start these projects, right now", she would be a "No" vote. If it simply approving the funds, so they are set aside, she would support that.

Mr. Jackson stated there are many projects that have already started, but they stopped. We are not talking about projects that never got started. We are talking about projects that were put on hold. If you recall, Council gave instruction to the County Administrator to put all projects on hold, until we could resolve the issues. All projects meant, projects that were started, had not started, were over the referendum, or under the referendum. This motion is to take those projects, which will not have a negative impact on the Transportation Program, and allow them to resume. For example, Greene Street Phase II Project is a project where the contract has been awarded, the bids have been received, and the contract has been signed; however, that project got put on hold because it is not the list of projects that were over the referendum. In order to free up projects where there is no logical reason for having them hold, we had to bring the motion to approve the budget, for which those dollars are in, for those projects. During the committee discussion, we talked about those projects, which are over the referendum, and how we could distinguish between the two and not allow the whole ship to go down, while we are waiting on a philosophical debate about whether or not we agree with not funding projects over the referendum. Quite frankly, he does not agree that all projects that are over the referendum should be put on hold because there are a number of projects, due to the gross inaccuracies of the organization that did the evaluation of projects in the beginning, who gave us some underestimations, which were out of whack with reality. Now we are making decisions based upon those erroneous numbers, and using that as a benchmark to determine whether or not projects can move forward. Secondly, there are many projects because of the cost of inflation, the cost of doing business now versus 7 ½ years ago, when they were approved, have gone up. Some of them are on hold for a miniscule amount, yet because they exceed the referendum, we have placed them on hold.

Mr. Malinowski noted, p.151 states, "Included in this ordinance was \$69,000,000 in new money..." He inquired as to where the new money came from.

Mr. Niermeier stated the new money is from the debt financing they have in their account. If for some reason they needed more, it would come from the revenue.

Mr. Malinowski stated, for clarification, that is the BAN funding.

Mr. Niermeier responded in the affirmative.

Mr. Hayes stated the \$69,000,000 is what Council approved as Penny revenue for FY20.

Mr. Malinowski noted, on pp. 158-159, there is a discrepancy in the whether the bids were over or under the project estimate for Sidewalk Packages S12 and S13.

Mr. Niermeier stated, within the referendum, there were dollar amounts assigned from the Parsons Brinckerhoff study. The independent estimates for Sidewalk Packages S12 and S13 were high. When the bids came in, they were lower than the independent estimates.

Ms. Dickerson inquired if we have any projects that are under budget.

Mr. Niermeier stated he would have to go back and look at that, in order to give a solid answer.

Mr. Walker stated it looks to him as though Mr. Niermeier is proposing, cumulatively, to spend \$113M on projects.

Mr. Niermeier responded in the affirmative.

Mr. Walker stated we allocated \$68.5M in Penny Funds for FY20.

Mr. Hayes stated we rolled over \$72M from FY19. What we added to that is the additional new money from FY20.

Mr. Walker stated, for clarification, the difference is made up by Penny Funds.

Ms. Myers stated we have conceded there is considerably less money, than we need, for the dirt roads. She would request that set of projects be removed, and we research alternative methods of paving that do not require those roads to be engineered to the standards of an interstate highway.

Mr. Niermeier stated the money you see in the budget is to finish out the current dirt road projects, as well as Package K, which is ready to go next. To Ms. Myers' point, he spoke with Ms. Steele and Mr. McNesby about looking at the dirt roads to see if we are overdesigning, and if we can get more. The initial report, on how to address the dirt roads, and to see if we can squeeze more mileage out of the \$40M allocated for dirt roads, is due to him in January.

Ms. Myers stated her concern is, if you spend \$300,000 on 6 dirt roads, and we come back later and we can do a ¼ mile dirt road for \$10,000 - \$20,000, as opposed to \$50,000 - \$75,000, we have blown through so much money that we cannot go back and help ourselves to do better.

Ms. Dickerson stated she would recommend discussing this matter at the work session, instead of dealing with it tonight.

Ms. Myers stated we are planning on spending \$11M in FY20 for dirt roads.

Mr. Jackson made a friendly amendment to remove the dirt road projects, and funding, until we have the work session.

Mr. Niermeier stated they need some of the funding for current construction of dirt roads. Right now, there are four (4) open dirt road packages. They have design contracts in place, where work has previously been done, and we are invoicing for. Because this is not an over the referendum item, and is able to move forward, we can release further dirt road packages.

Mr. Jackson amended his friendly amendment that we approve the budget to only include the dirt roads that are under contract, at the present time.

Ms. Myers inquired if Mr. Jackson means under contract or under construction. She stated, if they are under contract, it could mean we are in initial design phase. She noted we could scale back and get more out of the funding.

Mr. Niermeier stated there are four (4) packages underway, one (1) that is ready to be released that has five (5) roads on it. The five (5) OETs, which previously had different design jobs, have been told to stop until we give them guidance to move forward. The design(s) could be at a certain percentage that the OETs would need to complete it.

Ms. Myers inquired about how many roads we plan to spend \$11M on.

Mr. Niermeier stated it would equate to approximately \$1M per mile.

Ms. Myers stated that is her point.

Mr. Niermeier stated that is why they have come back, and questioned how they can do this differently.

Mr. Brown inquired if Mr. Niermeier is referencing "dirt turning" construction, or if we are talking about a certain amount of design completion.

Mr. Niermeier stated he is referencing "dirt turning" construction.

Mr. Brown stated, for clarification, the dirt road packages Mr. Niermeier referenced are literally where we have been turning dirt, and they were put on hold because of the process that we went through before today.

Mr. Niermeier stated no design, no right-of-way, just construction, building, and paving dirt roads.

Ms. Newton stated it sounds like there were projects where dirt was turning, which are now on hold. She was under the distinct impression that Council's instruction was where shovels were in the ground, and things were not over the referendum, they would keep going. Now it sounds like that is not the case. Second, looking at the list, Mr. Jackson stated projects that were in progress were put on hold. She is unclear at what is represented on the list, and would request additional clarification.

Mr. Niermeier stated the guidance given, and what they have been working off, is if there was dirt moving, it is was considered a construction project and continued. Everything else was paused.

Ms. Newton stated, for clarification, all of the projects that were actively under construction, and under the referendum amount, have continued. If that is the case, is it true that none of these projects have shovels in the ground, or have had it.

Mr. Niermeier stated some of them have not (i.e. Greene Street), but many are ongoing (i.e. resurfacing project, dirt road paving projects, and sidewalk projects).

Mr. Jackson restated his motion as follows: "to approve the budget before Council, to include the dirt road projects that cannot be stopped, and to remove the funding and not start any new dirt road projects until a work session is held in January/February."

Ms. Myers inquired if Mr. Jackson is defining construction to include design.

Mr. Jackson inquired as to the percentage of the design we said before.

Mr. Niermeier stated dirt roads are a little bit of a different animal. The initial design shows what kind of ground we need, and you can start from there.

Ms. Myers inquired if that includes design work.

Mr. Niermeier stated he is separating that. If we are moving dirt, the design has been done.

In Favor: Terracio, Jackson, Kennedy, Manning, Dickerson, Livingston and McBride

Opposed: Malinowski, Newton, Myers and Walker

The vote was in favor.

Mr. Jackson moved, seconded by Mr. Manning, to reconsider this item.

In Favor: Malinowski, Newton, Myers and Walker

Opposed: Terracio, Jackson, Kennedy, Manning, Dickerson, Livingston and McBride

The motion for reconsideration failed.

- b. Transportation Projects in Acquisition and Under Contract Approval – Mr. Jackson stated the committee recommended approval to move forward with Greene Street Phase II, North Springs/Harrington Intersection, and the award of S12 (Harrison Road) and S13 (Polo Road) Sidewalk Packages.

In Favor: Terracio, Jackson, Kennedy, Manning, Livingston and McBride

Opposed: Malinowski, Newton, Myers, Walker and Dickerson

The vote was in favor.

Mr. Jackson moved, seconded by Ms. Dickerson, to reconsider this item.

In Favor: Terracio, Malinowski, Newton, Myers, Walker and Dickerson

Opposed: Jackson, Kennedy, Manning, Livingston and McBride

The vote was in favor of reconsideration.

17. **OTHER ITEMS**

- a. Resolution in Support of Dreamers by Congress – Mr. Manning moved, seconded by Ms. Terracio, to approve this item.

Mr. Walker stated he believes this is a Federal issue, which he would defer to those elected, at that level, as Senators and Congressmen to address on the appropriate level and floor; therefore, he will be voting “No” because he does not feel like it is an issue this Council should be taking up.

Mr. Malinowski stated the resolution, as written, is nothing more than generality, statements of someone’s opinion, and we have no specific to backup any of the information that has been placed there. As we have seen recently, if someone breaks the law on behalf of their children, by assisting to get them into college, those youths have been expelled. Yet, here we have the case of parents breaking the law to get into this country, and those students are going to be allowed to attend college, at a reduced rate, due to being given in-State tuition, and potentially amnesty.

Mr. Jackson stated although he agrees, in principle, with the issues being raised regarding the appropriate level for it to be handled, in logistical details; however, he does support the resolution

of adding Richland County's support for the efforts of protecting those 7,000 DACA recipients in South Carolina. In terms of support of the resolution, we should recognize the need to offer our support for those individuals who are so vulnerable for negative implications by the Federal government, he supports the resolution in its intent.

Ms. Newton stated she also supports the intent of this resolution, which is to acknowledge there are people who live in our country, and contribute to our country, whose legal status is in limbo. She wholeheartedly support, not just the resolution, but the comprehensive Immigration Reform to address all of our issues. She feels torn on this because, while she supports the human beings, she recognizes that Richland County really has no authority in this matter. Nor can we affect any future legislation that may be shaped. She recognizes the importance of resolving this legal situation, and certainly sympathize with the plight of those who are suffering, but she does not see what this resolution does. This is not really an action for Richland County, as it is for our national legislators.

Ms. Terracio stated there have been many instances where local governments have been able to pass resolutions in support of various laws, and policies, which may or may not be in our jurisdiction. For instance, offshore drilling had lots of municipalities and local governments pass resolutions against it, even though they did not have in their own power the capacity to affect the change. It did send a message to the bodies of government that could make those changes. We saw people change their minds on those issues. While we cannot directly change any laws from here, we can make a statement that can be heard at other levels.

Mr. Manning stated he agrees this is not a matter we can vote on. If it was it would have been a motion for a County ordinance. To say there is nothing we can do, when this is what we can do. As a governing body, we can consider the information that has been presented to let the people who make those decisions know how we would feel, as an elected body. Obviously, we cannot do the work of Congress, and they cannot do our work.

Mr. Malinowski stated, as elected officials, we also, in casting our votes, are supposed to get some input from our constituents. Not that we will always vote the way they want us to, but we should make the effort to do that. He has not received any input, or reached out to any of his constituents on this one, so to vote one way or the other on this would be strictly a personal preference versus any input from constituents.

Ms. Dickerson stated she fully supports the intent, and she understands where we are. She has been following this very closely over the past year. One of her concerns is, she does not recall any of our Congressmen asking us to give them any support, as a Council, to help them make a decision. She does not want to dip into their business, and she thinks they should minimize how they dip into ours. The fact of the matter is, once the resolution was approved, who would receive it.

Mr. Manning stated the resolution would be forwarded to the Congressional District representatives and the South Carolina Senators.

In Favor: Terracio, Jackson, Kennedy, Manning and Livingston

Opposed: Malinowski, Newton, Myers, Walker and Dickerson

The motion failed.

- b. Authorizing the issuance and sale of not to exceed \$175,000,000 General Obligation Bond Anticipation Notes, Series 2020, or such other appropriate series designation, of Richland County,

South Carolina; fixing the form and details of the notes; providing for the payment of the notes and the disposition proceeds thereof; and other matters relating thereto – Mr. Brown stated this is the necessary mechanism, as a result of Council’s previous action to roll the BAN forward. Since February is the deadline, we need to do it on this side of the timeline, before the BAN expires.

Ms. Dickerson moved, seconded by Mr. Jackson, to approve this item.

Mr. Malinowski stated, on p. 178, it indicates the County, in February 2019, issued \$175M General Obligation Bond Anticipation Notes, to mature in February 2020. He inquired about how much of the \$175M was used.

Ms. Hamm stated we have spent approximately \$75M.

Mr. Malinowski inquired as to the cost to the County for the BAN.

Ms. Hamm responded between the interest earned, and the premium and interest we have to pay, it will be approximately \$1M.

Mr. Malinowski inquired about the cost of the new BAN.

Ms. Hamm stated it will probably be about the same.

Ms. Newton inquired if the answer Ms. Hamm provided Mr. Malinowski, on the cost of the BAN, was the total costs of the BANs we have had, or was that just the last one.

Ms. Hamm stated that is for the current BAN. We have had five (5) BANs.

Ms. Newton stated, for clarification, we used the BAN funds simply to use it. We were not required, from a budgetary perspective, to spend that money. In other words, we had enough money in our fund balance for the Penny.

Ms. Hamm stated she is not sure we would have had it at the time we needed to pay the invoices. She would have to look at the timing issue closer to give a definitive answer, but we have to spend the BAN funds first before we spend any of the Penny funds.

Ms. Newton stated she was under the impression that we did not have to use all of the BAN funds, but that we have to use them first to pay the BAN down. She inquired as to how much collectively the fees have been for the BANs we have had.

Ms. Hamm stated it would be approximately \$3.1M.

Mr. Jackson stated the challenge is cash flow, so even though the money may be there, it may not be there at the time we need to pay the bills.

Ms. Hamm stated last year we spent \$75M, and last year we brought in about \$45M, and we did have some fund balance left.

Ms. Myers inquired about the transition fees.

Ms. Hamm stated the total cost of issuance for all the BANs was about \$2M. The interest and premium costs offset most of the interest costs.

Mr. Walker stated we talk about the timing of money, and the timing of collections, we know when we are collecting money, which is quarterly. We have an idea of what we are going to be spending given that we rolled forward \$70M+ in fund balance. We allocated \$68M to the program next year, and we are going to spend about \$113M, per the budget just approved.

Mr. Hayes stated, of the \$68M, approximately \$45M is dedicated to transportation projects. We also fund the CMRTA, and there are in-house costs. Of the new money, he budgeted \$40M.

Mr. Walker suggested a better practice would be to not let the outflow drive the inflow. In other words, only spend what we have. If we need to slow down, slow down. If timing is the issue, let's fix the timing, not borrow and incur more costs, and continue to spend soft cost out of this program, which could be \$5.2M in transaction costs, associated with five (5) BANs over the course of the program.

Ms. Hamm stated the \$2M is part of the \$3.1M.

Mr. Walker stated there will be approximately \$300,000 in transaction fees, plus the interest we lose against the arbitrage, to issue the new BAN. According to what the Transportation Director said earlier, these costs could be someone's dirt road.

Mr. Jackson stated the work to move forward with this item has already been determined. The debate would be a great debate to have in January.

Mr. Walker inquired about the effect of a prevailing "No" vote on this item.

Mr. Brown stated, based on the last conversation, the County has a limited amount of time in which they can borrow funds, which means you would lose your ability to borrow funds to handle the Penny work.

Mr. Walker stated, per an earlier vote, it was decided to rollover the BAN. He inquired what a "No" vote, of this item, allowing the issuance and sale of the BAN, do.

Mr. Jones stated it would effectively undo the prior vote of Council.

Mr. Walker made a substitute motion, seconded by Mr. Malinowski, to deny this item.

In Favor: Terracio, Malinowski, Newton, Myers and Walker

Opposed: Jackson, Kennedy, Manning, Dickerson and Livingston

The substitute motion failed.

Ms. Myers stated, for clarification, what we are preserving is our right to go out for \$250M, in a bond, and we have rolled this BAN forward five (5) times now. In her opinion what we need to decide is, if we really have to have this money, to stop with the BANs, and go on with the bond. To put people's feet to the fire, as to whether it is good to be going out for money to move this program forward, or not.

Ms. Myers made a substitute motion, seconded by Ms. Terracio, to issue General Obligation Bonds, rather than Bond Anticipation Notes.

Mr. Jackson stated he, along with 6 – 7 of his colleagues, were not here when the referendum went to the public for a vote. He recalls, as a voter, that there were two (2) parts to the vote. One was for the referendum. The other part was to fund the effort. Though he may philosophically agree with his colleagues, in regards to the rate we are spending, and the cash flow and scheduling. The voters sent a very clear message to us, and he, as a representative of those in District 9, am very clear they said they wanted us to borrow the necessary funds to get the Penny projects done. He thought when we brought it in-house, from the PDT, and we talked about the huge savings we were going to incur, it would have solved the issue regarding us accelerating and moving forward, but apparently it seems like it has not. The problem now, in his opinion, that we are debating an issue that the acceleration of spending has yet to come. We talk about how much money we spent last year, and the year before, but that rate is going to accelerate, not decelerate over the next several years. So, when we talk about voting against allowing funding in the future, when the rate of spending is going to be at its highest, he wants to go on record to say he thinks that is a tremendous mistake, by this body, and very shortsighted. If we are going to pay-as-we-go, when we get to the point where we no longer have funds to pay, and we have to stop it, he wants us to remember the conversation tonight.

Ms. Dickerson stated, in the referendum, it clearly stated the bonding capacity was in there for up to \$450M, so if there is any changes to that we need to be doing three (3) readings and a public hearing to alter that.

Ms. Newton stated, with the failure of the previous motion, it means, in effect, we would be implementing Tryon’s model, which is pay-as-we-go.

Ms. Myers stated the reason she offered a substitute motion was to obviate this continuous cycle of are we going to borrow, or are we not going to borrow, so Council members that do not want to borrow money, can say it on the record, and the County does not incur fees every year to borrow money again.

Ms. Newton stated, looking at a pay-as-we go model, because we have constantly been having this BANs, and we have used the money. From her perspective, from what she has heard tonight, it could have been avoided with better planning. She does not think this is saying, let’s plan and then have to stop programs in the future. If you have a budget, and you know when the money is coming in, then you plan to that. Quite frankly, you do not allow yourself to get into a position where you run out of money. You do not go out and borrow all this extra money, in case you get an extra car or mortgage. You know how much money you have, and you plan accordingly. She would support a pay-as-you-go model, based on the fact that we have had these BANs in the past that we have not used.

Mr. Malinowski agrees with Mr. Jackson that the people did vote for the issuance of up to \$450M in bonds, but nobody was told what the cost would be for issuance, which could have made a difference to some voters.

Ms. Myers stated the referendum does not require us to borrow money. It says, “We may.” She stated we are not disavowing what the voters voted for if we decide it is more prudent not to borrow money.

Opposed: Terracio, Malinowski, Jackson, Newton, Manning, Walker, Dickerson and Livingston

Present but Not Voting: Myers and Kennedy

The substitute motion failed.

Mr. Walker requested the difference between operational capabilities of the BAN and Bond.

Mr. Jones stated the County had a referendum in 2012, and State law says you have to issue something within five (5) years to preserve your ability to issue. At that time, Council adopted an ordinance (057-17HR) that gave the County the ability to issue up to \$250M of bonds. At that point, Council decided \$450M was not necessarily, so Council voted to issue up to \$250M, in bonds. Even at that time, there was still some disagreement over the pace of spending and projects, as a result BANs were used, instead of bonds. The crucial difference is BANs are shorter terms obligations. The interest on which, typically is cheaper, because they are short-term. As a result, each time the County has done a large BAN (\$250M, \$175M and another \$175M). In each instance, the County has done a short-term obligation because there was uncertainty about what the spending might look like. Originally, when this borrowing came up, there were three (3) options discussed:

- (1) To roll the BAN – Because there is still uncertainty about whether or not \$175M is necessary, or whether there is a different amount necessary. Rolling the BAN, in effect, is putting a pin in the matter, to revisit in a year;
- (2) Cash-on-Hand to pay off the BAN – If you did that, you effectively foreclose any future borrowing. There would be no reason to do any other borrowing because the BAN would be paid off. Of course, you would have to come up with \$175M, in order to do that. There was concern that could impact the ability to pay for projects.
- (3) Issue a \$175M Bond – If we issue a bond today, we would be issuing a long-term obligation, and effectively locking ourselves into borrowing \$175M, and you would be borrowing on long-term rates, which admittedly would be higher than a one-year rate on a BAN. However, it would be fair to point out that long-term rates are historically low right now.

Ms. Myers stated the reason she suggested that is if people want to borrow money, tell taxpayers you want to borrow money. In other words, she is saying make a decision rather than revisiting this next year.

In Favor: Jackson, Kennedy, Manning, Dickerson and Livingston

Opposed: Terracio, Malinowski, Newton, Myers and Walker

The motion failed.

Ms. Myers inquired if we need to consider an item to pay off the outstanding amount of the BAN the County holds.

Ms. Hamm stated in February we would have to pay the \$175M, plus the \$5M in interest, for a total of \$180M.

Ms. Myers inquired as to how much is left from the original amount.

Ms. Hamm stated approximately \$100M.

Ms. Myers stated, for clarification, we need \$80M pay off the BAN.

Mr. Hayes stated there is approximately \$60M in fund balance.

Ms. Hamm stated that means we would have to come up with an additional \$20M. The County should receive a quarterly payment of \$10M in January.

Mr. Brown stated, his understanding is, by not doing this, you would be going on a cash basis. So, then you would have to default to build the program to whatever cash flow that you would have. In effect, anything that you have been doing with projected dollars, you would now have to go back and do with cash dollars, and timely match that up.

Mr. Jackson moved, seconded by Ms. Dickerson, to reconsider this item.

In Favor: Terracio, Jackson, Newton, Myers, Kennedy, Manning, Dickerson and Livingston

Opposed: Malinowski and Walker

The vote was in favor.

Mr. Jackson stated he is sensitive to his colleagues that are reluctant to support the BAN. However, maybe a more appropriate motion might be to request a lesser amount. If \$175M is too high, and not palpable to his colleagues, is there a number less than that that would be more in line with sort of paying as we go, but not making us totally bankrupt, and waiting on new money to come in.

Mr. Niermeier stated, if you recall, staff made a recommendation to bond \$150M, which would probably be the highest amount. What it would really take to find out what the lower number would be would entail taking the delays they have encountered and develop a new schedule, but we do not have the time.

Mr. Brown suggested deferring this item until after Executive Session to give Mr. Niermeier some time to get some idea of what that number would be.

Ms. Myers moved, seconded by Mr. Jackson, to issue a BAN not to exceed \$175M, with the understanding that is a true up to number, and staff will fill in the actual number that they need, rather than reflexively \$175M.

Ms. Newton stated, for clarification, the motion is for a General Obligation Bond or a BAN.

Ms. Myers responded that it is for a BAN.

Ms. Newton stated the BAN is for up to \$175M, with the idea that staff will come back with specific recommendations that would keep us as close to a pay-as-we-go program, or just up to \$175M.

Ms. Myers stated the goal is to only borrow what we need, and keep us reasonably close to the pay-as-we-go model.

In Favor: Terracio, Jackson, Newton, Myers, Kennedy, Manning, Dickerson and Livingston

Opposed: Malinowski and Walker

The vote was in favor.

POINT OF PERSONAL PRIVILEGE – Mr. Jackson stated he wanted to go on record, and make it clear to the public, and his colleagues that it is not his intent to stop, kill, slow, maim, lame, debilitate the

Transportation Program going forward. At the same time, he wants to be as prudent as everyone up here. His votes are to support the projects continuing to move. The significant amount that is being done in his district does not come to a screeching halt, when there are voters who have expected us to do the work, continue the work and complete the work. However, he does not want us to borrow more than we can spend. While, at the same time, he does not want us hamstrung into a process that will not allow us to accelerate that process, as we go forward, simply because we want to shut the Penny Program down.

POINT OF PERSONAL PRIVILEGE – Ms. Dickerson stated she has a lot of interest in this. Many of her projects are here. Some people this does not affect, but it affects a whole lot of us. She stated it is important to her to carry the message to them. Since this project started, we have been negatively portrayed in the newspaper, and she thinks it is time for us to come to a point where we can try to work together to show the public we are attempting to carry this program forward.

Ms. Newton stated she does support the Penny Program, and deeply believe we need these roads. We need them for safety and infrastructure purposes. We need them to be the kind of successful community that we want to be. Her votes for this are not votes to stop the program, but rather to demonstrate that we are having prudent planning, in terms of how we are executing the project, from an operational perspective, and from a fiscal perspective. Not only does she believe in this penny, but for our County to succeed we are going to need a Penny in the future. The only way we do that is to restore trust in this program, and showing we are being prudent with our dollars, and our plans.

- c. FY20 – District 7 Hospitality Tax Allocations – Ms. Dickerson moved, seconded by Mr. Jackson, to approve this item.

Mr. Walker stated he has not been voting in district Hospitality Tax allocation because he has a fundamental disagreement with the way we allocate Hospitality Tax. He would like to see the program revisited, and the way we distribute the dollars revisited. He is going to begin to vote, as of tonight, against all of the allocations. It is not a vote against any of colleagues. It is not a vote against any of the entities that are receiving the funds. It is just a fundamental vote against the way we do it.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson and Livingston

Opposed: Walker

The vote was in favor.

Ms. Dickerson moved, seconded by Mr. Manning, to reconsider this item.

In Favor: Walker

Opposed: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Dickerson and Livingston

The motion for reconsideration failed.

18. **EXECUTIVE SESSION**

Ms. Dickerson moved, seconded by Ms. Terracio, to go into Executive Session.

In Favor: Terracio, Newton, Myers, Kennedy, Dickerson and Livingston

Opposed: Malinowski, Jackson and Walker

The vote was in favor.

Council went into Executive Session at approximately 8:07 PM and came out at approximately 9:10 PM

Ms. Terracio moved, seconded by Ms. Dickerson, to come out of Executive Session.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Walker, Dickerson and Livingston

Present but Not Voting: Manning

The vote in favor was unanimous.

- a. Richland County vs. SC Dept. of Revenue – Ms. Newton moved, seconded by Ms. Terracio, to proceed as discussed in Executive Session.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Walker, Dickerson and Livingston

The vote was in favor.

Ms. Myers read into the record the following statement:

During our standing update, regarding the South Carolina DOR audit, Richland County Council members were made aware that a purported letter from South Carolina DOR to Council Chair Livingston was publicly provided. Richland County remains in negotiations with SCDOR regarding issues surrounding the Penny. Richland County will provide a statement once we have received and reviewed the relevant information. We remain committed to transparency and to resolving all disputes with SCDOR so that Richland County can move forward with the Penny. Thank you.

19. **MOTION PERIOD** – There were no motions submitted.

20. **ADJOURNMENT** – The meeting adjourned at approximately 9:21 PM

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Committee Chair Gwendolyn Kennedy and Members of the Committee
Prepared by: Christopher S. Eversmann, PE, Interim Director
Department: Public Works
Date Prepared: November 25, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	December 05, 2019
Budget Review	James Hayes via email	Date:	December 05, 2019
Finance Review	Stacey Ham via email	Date:	December 05, 2019
Approved for Council consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM	
Committee	Development & Services		
Subject:	Approval to develop and advertise CTC funded road projects		

Recommended Action:

Staff recommends approval for county staff to proceed with the development, staff design, and advertisement for construction of the following projects that have been conditionally approved by the County Transportation Committee (CTC):

1. Repair and resurfacing of Running Fox Road, West Meadowbrook Drive, and Loan Oak Lane in the Wildewood Subdivision (District 9);
2. Resurfacing of Riverwalk Way and Stockland Road in the Riverwalk Subdivision (District 1); and
3. Resurfacing of the intersection of Miles and Three Bears Roads (Districts 9 and 10).

Motion Requested:

Move to direct appropriate County Staff to proceed with the project development, staff design, and advertisement for construction of the repair and resurfacing projects of the roads/intersections named herein using the "C" Funds previously approved by the County Transportation Committee (CTC).

Request for Council Reconsideration: Yes

Fiscal Impact:

The funds for these projects were conditionally approved by the CTC in their meeting on October 29, 2019 as follows:

Running Fox Road, West Meadowbrook Drive, and Loan Oak Lane	\$258,572
Riverwalk Way and Stockland Road	\$694,509
Intersection of Miles and Three Bears Roads	\$ 63,132

Each of the above cost estimates include a 20% contingency. The CTC condition for approval cited above is County Council approval of these projects. If County Council does not approve these projects, the funds will not be issued to Richland County and revert to the CTC for future use on other projects.

Motion of Origin:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

Discussion:

Each of these three project requests for paved road repair and resurfacing originated with citizens directly approaching the County Transportation Committee (CTC).

Running Fox Road, West Meadowbrook Drive, and Loan Oak Lane

These roads are not included in Transportation – Penny Resurfacing Program; they were still privately owned when all of the County roads were evaluated and prioritized. In 2013, County Council directed staff to accept 40 roads “as is” into the County Road Maintenance System. These three roads were a part of the accepted 40 roads. The CTC asked County staff to prepare a cost estimate for the improvements. The cost estimate and a map of the roads were provided to the CTC (see attached).

Riverwalk Way and Stockland Road

The request for resurfacing of these two roads came from a citizen directly to the CTC. The Transportation - Penny Program staff has indicated these roads are not included in any of the upcoming resurfacing project packages. The CTC asked County staff to prepare a cost estimate for the improvements. The cost estimate and a map of the roads were provided to the CTC (see attached).

Intersection of Miles and Three Bears Roads

The request for resurfacing of this intersection came from a citizen directly to the CTC. The Transportation - Penny Program staff has indicated these roads are not included in any of the upcoming resurfacing project packages. The CTC asked County staff to prepare a cost estimate for the improvements. The cost estimate and a map of the roads were provided to the CTC (see attached).

Attachments:

1. Running Fox Road, West Meadowbrook Drive, and Loan Oak Lane – location map / cost estimate
2. Riverwalk Way and Stockland Road – location map / cost estimate
3. Intersection of Miles and Three Bears Roads – location map / cost estimate

Wildewood Paving Project

Attachment 1

Legend

- Full Depth
- Mill and Fill 2"
- Parcels
- Roads
 - County Paved
 - Private or Other
 - County Unpaved
 - SCDOT



DISCLAIMER: This is a product of the Richland County Public Works Department. The data depicted here have been developed with extensive cooperation from other county departments, as well as other federal, state and local governments agencies. Reasonable efforts have been made to ensure the accuracy of this map. Richland County expressly disclaims responsibility for damages or liability that may arise from the use of this map.

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Richland County Public Works
400 Powell Rd.
Columbia, SC 29203



Wildewood Subdivision Select Roadway. Resurfacing Engineer's Cost Estimate.

9/11/2019

<u>Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Cost</u>	<u>Total Cost</u>
Mobilization	1	LS	\$ 20,000.00	\$ 20,000.00
Traffic Control	1	LS	\$ 20,000.00	\$ 20,000.00
Mill/Rem. Existing Asphalt (Var.)	7981	SY	\$ 5.00	\$ 39,905.00
Remove/Replace Damaged Curb	1300	LF	\$ 40.00	\$ 52,000.00
Prime Coat	7981	SY	\$ 1.50	\$ 11,971.50
Surface Type C HMA	716	TN	\$ 100.00	\$ 71,600.00
SUBTOTAL				\$ 215,476.50
20% Contengency				\$ 43,095.30
TOTAL				\$ 258,571.80

Road Repairs On:

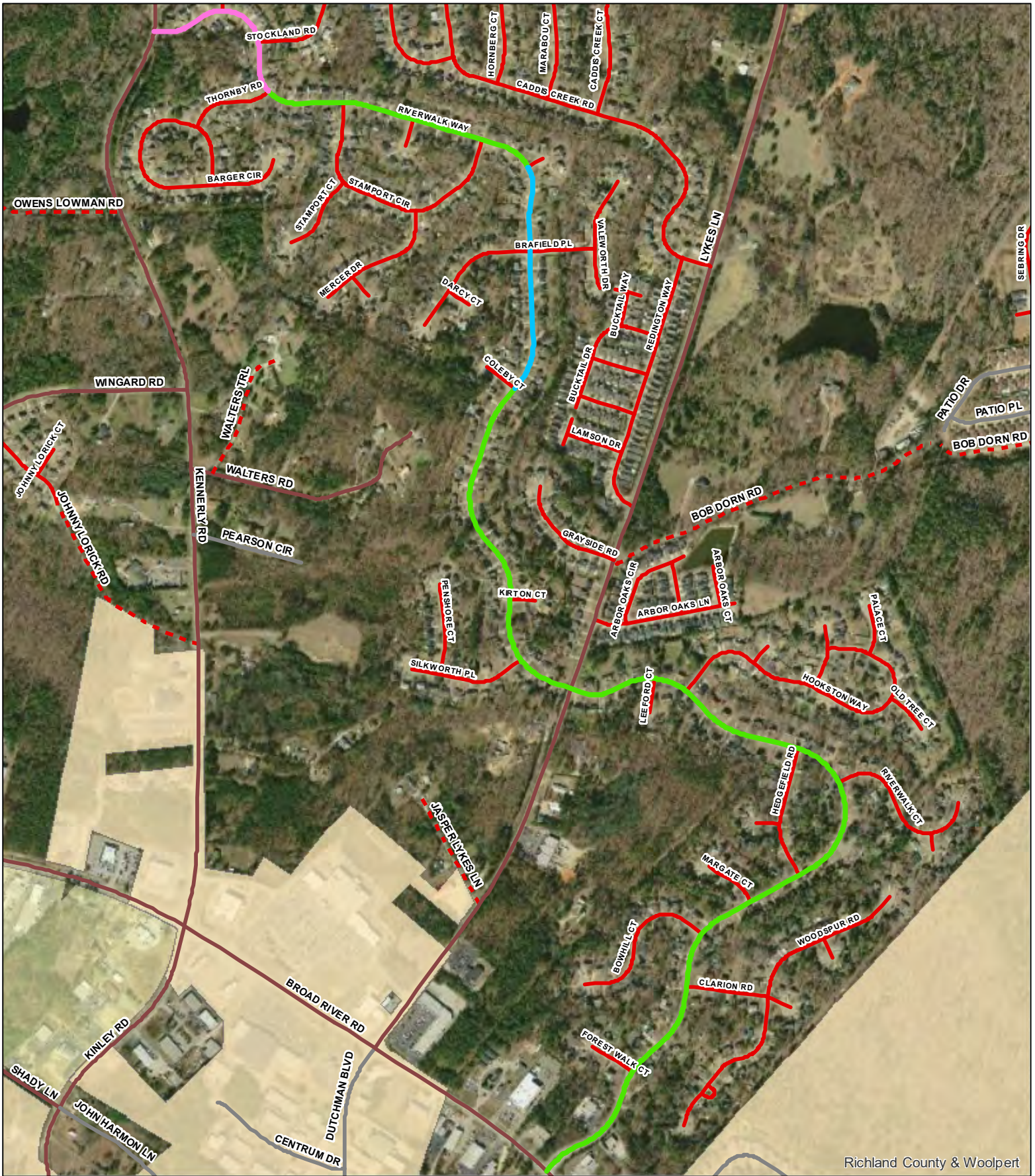
Running Fox W
Meadow Brook Dr
Lone Oak Ln

Mileage

0.28
0.22
0.12

TOTAL

0.62



Richland County & Woolpert

Riverwalk Way Paving Project

- Legend**
- Mill and Fill 2" Type C HMA
 - 4" Full Depth Patch
 - Penny Transportation Resurface Complete
- City of Columbia**
- Columbia

- Roads**
- County Paved
 - Private or Other
 - County Unpaved
 - SCDOT



1 in = 705 feet

Attachment 2

DISCLAIMER: This is a product of the Richland County Public Works Department. The data depicted here have been developed with extensive cooperation from other county departments, as well as other federal, state and local governments agencies. Reasonable efforts have been made to ensure the accuracy of this map. Richland County expressly disclaims responsibility for damages or liability that may arise from the use of this map.

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 Richland County Public Works
 400 Powell Rd.
 Columbia, SC 29203



Richland County & Woolpert

Stockland Road Paving Project

Legend

- Mill and Fill 2" Type C HMA
- 4" Full Depth Patch
- Parcels

Roads

- County Paved
- Private or Other
- County Unpaved
- SCDOT



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 Columbia, SC 29203



Riverwalk Way and Stockland Rd Resurfacing, Engineer's Cost Estimate

10/10/2019

<u>Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Cost</u>	<u>Total Cost</u>
Mobilization	1	LS	\$ 20,000.00	\$ 20,000.00
Traffic Control	1	LS	\$ 20,000.00	\$ 20,000.00
Mill/Rem. Existing Asphalt (Var.)	26378	SY	\$ 5.00	\$ 131,890.00
Remove/Replace Damaged Curb	900	LF	\$ 40.00	\$ 36,000.00
Prime Coat	26378	SY	\$ 1.50	\$ 39,567.00
Surface Type C HMA	3313	TN	\$ 100.00	\$ 331,300.00
SUBTOTAL				\$ 578,757.00
20% Contengency				\$ 115,751.40
TOTAL				\$ 694,508.40

Road Repairs On:

Riverwalk Way
Stockland Rd

Mileage

1.7
0.43

TOTAL

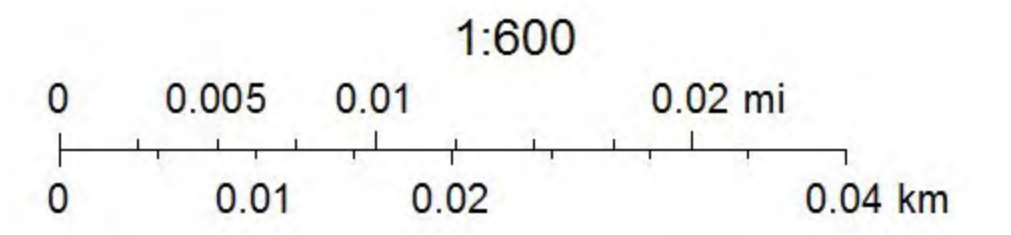
2.13

THREE BEARS ROAD WORK AREA



October 15, 2019

- Addresses
- Parcels
-  2" Mill and Fill



Richland County

Miles Rd - Three Bears Rd Intersection Resurfacing, Engineer's Cost Estimate

10/15/2019

<u>Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Cost</u>	<u>Total Cost</u>
Mobilization	1	LS	\$ 20,000.00	\$ 20,000.00
Traffic Control	1	LS	\$ 20,000.00	\$ 20,000.00
2" Milling/Rem. Existing Asphalt	394	SY	\$ 15.00	\$ 5,910.00
Remove/Replace Damaged Curb	30	LF	\$ 40.00	\$ 1,200.00
2" Surface Type C HMA	55	TN	\$ 100.00	\$ 5,500.00
SUBTOTAL				\$ 52,610.00
20% Contengency				\$ 10,522.00
TOTAL				\$ 63,132.00

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Committee Chair Gwendolyn Kennedy and Members of the Committee
Prepared by: Christopher S. Eversmann, PE, Interim Director
Department: Public Works
Date Prepared: November 14, 2019 **Meeting Date:** November 21, 2019

Legal Review	Elizabeth McLean via email	Date:	November 15, 2019
Budget Review	James Hayes via email	Date:	November 14, 2019
Finance Review	Stacey Hamm via email	Date:	November 14, 2019
Approved for Council consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM	
Committee	Development & Services		
Subject:	County Sidewalk Program		

Recommended Action:

Staff recommends approval of the proposed County Sidewalk Program as presented.

Motion Requested:

“I move that Richland County Council direct the County Director of Public Works, in accordance with Section 21-22 (“Sidewalks”), to implement a program, as briefed herein, for the retrofit development, and maintenance and repair of a network of sidewalks as a component of the **County Road Maintenance System**, for the use and benefit of the Citizens of Richland County.”

Request for Council Reconsideration: No

Fiscal Impact:

The proposed primary funding sources for this construction program would be grants provided by the County Transportation Committee (CTC) and the South Carolina Department of Transportation (SCDOT) (which have been the historical sources for sidewalk construction for many years). Maintenance would continue to be paid for from the Roads & Drainage Maintenance Division operating budget.

Motion of Origin:

There is no associated Council motion of origin. This request was based on Administration direction subsequent to the October 22, 2019 Administration & Finance Committee meeting.

Council Member	
Meeting	
Date	

Discussion:

Subsequent to the October 22, 2019 A&F Committee meeting in which two sidewalk design services Briefing Documents (BDs) were considered and deferred, Administration directed the development of a formal sidewalk program for consideration by County Council. That proposed program is contained as an attachment.

Attachments:

1. Sidewalk Program

Sidewalk Program

Richland County Department of Public Works

Updated: November 25, 2019

Sidewalk Program – Section 21-22 of the County’s *Code of Ordinances* states that The Director of Public Works shall be responsible for establishing a systematic program for identifying, prioritizing, and implementing sidewalk construction, maintenance, and / or improvement projects. The principal focus for such a program will be:

- the safety of children walking to school and to school bus stops, or;
- to neighborhood / public recreation facilities.

New Development versus Retrofit development of existing public roadways – The construction of sidewalks within newly developed neighborhoods is addressed by Richland County Development Standards. The focus of this program, as indicated above, is the retrofit of existing public (County and SCDOT) roadways with sidewalks (where ones did not previously exist) that enhance safety and quality of life, particularly for children walking to school or to park facilities.

Recent past sidewalk project activities – There have been three primary funding / project sources for sidewalk design and construction projects since the advent of the Transportation – Penny Program. They are:

- Transportation – Penny Program
- County Transportation Committee, “C” Program Funds (CTC)
- Transportation Alternative Program (TAP), (SCDOT)

Recent Transportation – Penny Program projects include:

Construction:

Magnolia and School House Road Sidewalk	\$926,868
Koon Road, Malinda, and Farmview Street Sidewalk	\$276,729

Under Design:

Alpine Road Sidewalk	\$4,293,589
Harrison Road Sidewalk	\$3,333,684
Percival Road Sidewalk	\$2,469,449
Clemson Road, Phase I Sidewalk	\$392,056
Polo Road Sidewalk	\$4,373,355
Sunset Drive Sidewalk	\$2,429,000

Recently completed County Transportation Committee (CTC) projects include:

Summit Sidewalk	\$462,659
Median/Miramar Sidewalk	\$239,992

Recently completed Transportation Alternative Program (TAP) projects include:

Columbia High School	\$263,907
New Handicapped Curb Ramps (ADA compliance)	\$314,274

Identification and prioritization of current and future Transportation – Penny Program sidewalk projects are beyond the purview of this program proposal.

Identification and prioritization of current County Transportation Committee (CTC) sidewalk projects has been an informal application of past project rating practices in use by the CTC in 2010. **The key difference has been that projects have been considered and advanced on an individual basis instead of being grouped, developed, rated, and advanced on an annual basis.**

Maintenance and Repair – Maintenance and repair, as differentiated from capital construction, refers to the ongoing obligation of a local government to keep its infrastructure in a safe and efficient condition. Sidewalks, as a component of the **County Road Maintenance System**, are especially vulnerable to maintenance challenges that may subject the County to liability (such as trip hazards due to buckling from tree root intrusion).

Recurring maintenance and repair tends to be limited in scope and, thereby, better suited for execution by a Force Account Labor (*i.e.* – a Public Works Agency), as opposed by a private sector contractor.

During Fiscal Year 2019 (FY-19), the Roads & Drainage Maintenance Division (RDM) performed maintenance and repair work on concrete sidewalks associated with 42 One Stop Customer Service Requests (CSRs). This effort was part of the RDM operating budget as part of the Road Maintenance Fund. Please note that some individual CSRs identify a neighborhood / area which could require multiple repairs.

During Fiscal Year 2018 (FY-18), the Engineering Division (EGR) engaged a contractor to perform maintenance and repair work on concrete sidewalks (primarily associated with the grinding of unsafe ridges in sidewalk panel joints caused by tree root intrusion) in the amount of \$27,262. This effort was part of the RDM capital budget as part of the Road Maintenance Fund.

Retrofit development program elements (not otherwise covered by the Transportation – Penny Program):

- The program shall be approved by County Council.
- Applicable only to Public Roads (County and SCDOT) within the unincorporated County, with higher priority assigned to County Roads.
- Not applicable to municipalities unless so directed by County Council on a project-by-project basis.

- The primary funding sources shall be “C” Program Funds issued by the CTC and TAP Grants issued by the SCDOT, unless otherwise provided for by the County’s Budget / Capital Process.
- The program shall be managed by the County Engineer under the direct supervision of the Director of Public Works.
- All requests for projects shall originate as follows:
 - o From citizens in the One Stop system;
 - o From County Council members;
 - o Official requests from the County Transportation Commission (CTC);
 - o Official requests from School Boards for schools;
 - o Official requests from Recreation Commission for parks.
- All requests, regardless of source, shall be evaluated, rated, and ranked in a uniform and consistent manner according to the criteria on the attached form.
- Preliminary project development, based on all requests received, as well as ranking and rating shall be performed by County staff under the supervision of the County Engineer and approved by County Council annually.
- The program shall be managed on the basis of the County Fiscal Year with an annual cutoff date for project requests of June 30th.
- It is recognized that the appropriation of “C” Funds for projects is under the authority of the County Transportation Committee (CTC); this program provides for the County’s orderly identification, scoping, and rating / prioritization of projects for their consideration.
- All projects shall be compliant with the Americans with Disabilities Act (ADA).

Motion – I move that Richland County Council direct the County Director of Public Works, in accordance with Section 21-22 (“Sidewalks”), to implement a program, as briefed herein, for the retrofit development, and maintenance and repair of a network of sidewalks as a component of the **County Road Maintenance System**, for the use and benefit of the Citizens of Richland County.

Future proactive steps / other strategic considerations:

- From preliminary GIS analysis, there are 74 Public Schools and 59 Parks in the unincorporated County. Some percentage of these are potential future retrofit project locations.
- Review and rating recommended projects from the Planning and Community Development Department’s Neighborhood Improvement Plan.
- Review and rating of projects identified in other sources such as CMCOG studies.
- Future performance of a county-wide sidewalk master plan.



**Richland County Department of Public Works
Sidewalk Retrofit Development Project Ranking Form**

Road Name: _____ Start Point / Address: _____
 Road Number (SCDOT): _____ End Point / Address: _____
 Length (in feet): _____ Sketch Attached: Yes No

School OR Park Vicinity (Rank 1 to 10 Points)

- Located within 1½ mi of school or park
- School bus access and stop locations or park
- Safest route to and from school

Residential / Commercial Business Volume (Rank 1 to 5 Points)

- Number of residents / commercial business within 1 mi of sidewalk request
- Population density

Traffic Levels & Safety Improvements (Rank 1 to 10 Points)

- Average Daily Traffic (ADT) on road
- Speed limit on road

Cost & Constructability (Rank 1 to 5 Points)

- Determine construction cost per mile and total project cost
- Evaluate major factor effecting cost

Right-of-Way (ROW) & Drainage Considerations (Rank 1 to 5 Points)

- Adequate ROW
- Required condemnations
- Identify drainage concerns

County Road Maintenance System Road (Add 5 Points)

Total



Agenda Briefing

To: Committee Chair Gwendolyn Kennedy and Members of the Committee
Prepared by: Ifeolu Idowu, Sanitary Engineer
Department: Utilities
Date Prepared: November 13, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	December 09, 2019
Budget Review	James Hayes via email	Date:	November 14, 2019
Finance Review	Stacey Hamm via email	Date:	November 14, 2019
Approved for Council consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM	
Committee	Development & Services		
Subject:	Perfluoroalkyl and Polyfluoroalkyl Substances (PFAS)		

Recommended Action:

Staff does not recommend any action.

Motion Requested:

None.

Request for Council Reconsideration: Yes

Fiscal Impact:

Presently, the South Carolina Department of Health and Environmental Control (DHEC) has no regulatory limit for Perfluoroalkyl and Polyfluoroalkyl Substances (PFAS); therefore, Richland County is not required to test any of its systems. However, DHEC randomly tests for these contaminants in water systems and notifies the provider of any positive results. Facilities with PFAS contamination will be responsible for cleanup. The County Attorney’s Office will provide further information under separate cover.

If County Council desires and/or if DHEC requires any preliminary testing, the Utilities Department has funding for ten (10) tests this fiscal year. Further testing would require additional funding.

Motion of Origin:

I move that Richland County undertake a study regarding the existence/prevalence of PFAS in groundwater and soil throughout the County. If desired, the County should coordinate with all municipalities within its boundaries to derive a comprehensive study on these harmful chemicals, and if necessary or warranted, a plan for corporate remediation.

Council Member	Dalhi Myers, District 10
Meeting	Special Called Meeting
Date	September 10, 2019

Discussion:

PFAS refer to a broad group of perfluoroalkyl and polyfluoroalkyl substances that have been recently classified as emerging contaminants. PFAS are synthetic chemicals with specific properties that make them attractive for a variety of industrial applications. As a result, these chemicals are found in a variety of everyday items such as, but not limited to, food packages, non-stick cookware, cleaning products, electronic devices, and clothing items. The group of PFAS commonly found in the environment are perfluorooctanoic acid (PFOA), perfluorooctane sulfonate (PFOS), and GenX. The latter is a brand name used to describe high performance fluoropolymers synthesized without the use of PFOA.

Although PFAS have been used in the United States since the 1940s, they have recently become a major source of concern to regulatory bodies due to their prevalence and toxicity. PFAS are characterized as “persistent chemicals,” which implies that they are typically resistant to environmental degradation. Prolonged human exposure and bioaccumulation in wildlife of PFOA and PFOS could have harmful effects on people. The most consistent findings from human epidemiology studies reveal that exposure to these chemicals can lead to increased cholesterol levels. There are limited studies related to the impacts of the chemicals on infant birth weights, the effects on the immune system, PFOA as a cancer causing agent, and PFOS disrupting the thyroid hormone. Based on studies reported on the United States Environmental Protection Agency’s (EPA) website, PFOA and PFOS caused tumors and complications to the immune system, reproduction and development, and the liver and kidney of laboratory animals.

A recent survey led by the EPA revealed relatively high concentrations of PFAS in public drinking waters tested in numerous communities across the United States. The study reveals that the number of industrial sites that use PFA compounds, military fire training sites, and the number of wastewater treatment plants within a public water supply are major predictors of the concentrations and detection frequencies of PFA in the water systems.

Currently, there are no limits or imposed remediation procedures on PFAS by regulatory bodies. The fate, transport, toxicity, and environmental remediation of PFAS as a contaminant is an ongoing collective research effort by experts in different applicable fields of study. However, the effect of the presence of these chemicals in the human body has been linked to numerous health challenges such as cancer, infertility, immune system disorder, and impaired developmental growth in fetuses and children.

Per the DHEC Compliance Engineer, Mr. Maurer, “PFAS are not currently regulated in South Carolina. Therefore, we do not currently require water systems to test or treat for PFAS. If a water system would like to self-test, I believe the only certified sampling method for drinking water is EPA Method 537.1”. The City of Columbia informed staff it has only performed one test two years ago. Tests cost \$300 - \$500 each and require expertly trained personnel as well as a facility to collect samples and perform the lab test to avoid any contamination and false results.



Agenda Briefing

To: Committee Chair Joyce Dickerson and Members of the Committee
Prepared by: Janet Claggett, Chief Information Officer (CIO)
Department: Information Technology
Date Prepared: November 22, 2019 **Meeting Date:** December 17, 2019

Legal Review	Brad Farrar via email	Date:	November 25, 2019
Budget Review	James Hayes via email	Date:	November 25, 2019
Finance Review	Stacey Hamm via email	Date:	November 25, 2019
Approved for Council consideration:	Assistant County Administrator	Ashley M. Powell, Assoc. AIA, AICP	
Committee	Administration & Finance		
Subject:	Memorandum of Understanding (MOU) - COMET		

Recommended Action:

Staff recommends approval of the Memorandum of Understanding (MOU) with the COMET so as to display COMET’s transportation data on RichlandMaps.com to include COMET’s routes and stops and to update map layers from COMET as they are received. This MOU is intended to benefit the residents who are served by COMET.

Motion Requested:

Move to approve staff’s recommendation.

Request for Council Reconsideration: Yes

Fiscal Impact:

Staff has determined the hard cost to Richland County to be zero. The soft cost to Richland County would be a few hours of GIS labor per quarter, which is considered negligible. The large benefit to residents would far outweigh the negligible hours of GIS labor. There would be zero cost to COMET.

Motion of Origin:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

Discussion:

The Executive Director/CEO of the Central Midlands Regional Transit Authority, Mr. John Andoh, has requested the county's GIS website display the COMET's routes, stops, and transportation information to provide a public service to residents. Staff agrees that hosting the COMET data on the GIS website does indeed provide a worthwhile public service.

If approved, there would be zero cost to Richland County and zero cost to COMET.

The MOU ensures that Richland County assumes no liability for the accuracy or reliability of the COMET's data. The COMET agrees to indemnify and hold harmless the County from any possible related claims. Either party can terminate the MOU with sixty (60) days' written notice with no preconditions.

Attachments:

1. Unexecuted Memorandum of Agreement (MOU) with COMET

this information or the quality of the services provided for herein and expressly disclaims liability for errors and omissions in its contents or performance. No warranty of any kind, express or implied, including but not limited to the warranties of non-infringement of third party rights, title, merchantability, fitness for a particular purpose and freedom from computer virus, is given with respect to the information or services provided for herein. Neither the County nor its officers, employees or agents shall be liable for any loss or injury caused in whole or in part by use of the information or services described or provided for in this Agreement. Other than making COMET data available on RichlandMaps.com, Richland County will not redistribute any COMET data, regardless of the requestor.

The COMET understands and agrees that the maps, information and services obtained by virtue of this Memorandum is used at the COMET's risk and discretion and that the COMET will be solely responsible for any damages to The COMET's or any third party's computer systems or loss of data that results from any use of the services set forth herein. The COMET is responsible for ensuring that anyone using the information resulting from the services provided for in this Memorandum is informed that the burden for determining accuracy, completeness, timeliness, merchantability and fitness for or the appropriateness for use rests solely on the user accessing the information or services. Further, that the user acknowledges and accepts all inherent limitations of the maps, data, information and services, including the fact that the maps and data are periodically updated, corrected and revised.

The maps and associated data provided herein do not represent or constitute a survey, nor anything that should be relied upon as establishing a legal right or interest in property. Plans and maps are produced for posting on the Internet and are not necessarily the most complete. County

assumes no liability for the accuracy of the data delineated on any map, information or services provided herein, either expressed or implied.

4. Within the limits of statutes prescribing liability, The COMET indemnifies and holds harmless the County of and from any and all claims, demands, damages, attorneys' fees, costs, actions, cause of action, or suit in law or equity of whatsoever kind or nature whether heretofore or hereafter accruing or whether now known or not known for the use of any information, data, maps or services provided by County pursuant to this Agreement.

5. This Memorandum shall commence on the date set forth above and shall continue unless terminated by either party upon such party giving sixty (60) days' written notice to the other party of its intent to terminate this agreement. Written notices must be forwarded to:

Richland County
Attn: County Administrator
2020 Hampton Street
P.O. Box 192
Columbia, SC 29202

The COMET
Attn:

6. This Memorandum may be amended in writing by the parties.

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the day and year first above written.

WITNESSES:

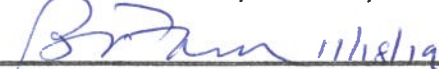
RICHLAND COUNTY

By:
Its:

THE COMET

By:
Its:

Richland County Attorney's Office



Approved As To LEGAL Form Only
No Opinion Rendered As To Content



Agenda Briefing

To: Committee Chair Joyce Dickerson and Members of the Committee
Prepared by: Jennifer Wladischkin, Procurement Manager
Department: Finance – Procurement Division
Date Prepared: November 05, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	November 13, 2019
Budget Review	James Hayes via email	Date:	November 13, 2019
Finance Review	Stacey Hamm via email	Date:	November 14, 2019
Approved for Council consideration:	Assistant County Administrator	Ashley M. Powell, Assoc. AIA, AICP	
Committee	Administration & Finance		
Subject:	Approval of award of Community Housing Development Organization (CHDO) funding		

Recommended Action:

Staff recommends award of FY2018 and FY2019 Federal HOME Investment Partnership funds in the amount of \$528,144.00 for the development of four affordable rental housing units for very low income households at Shakespeare Crossing, located in the New Castle/Trenholm Acres Master Plan area, County Council District 3. HUD requires 15% of the annual HOME allocation to be awarded to Community Housing Development Organizations (CHDO) within two years of receipt of those funds. This award will satisfy HUD HOME commitment requirements through year 2020.

Community Assistance Provider, a County designated Community Housing Development Organization (CHDO), and the owner and developer of Shakespeare Crossing, submitted a request to receive HOME funding through a competitive application process with intent to construct the second quad. By its conclusion, the project will have created 24 units of affordable workforce housing.

Motion Requested:

Move to approve the award HOME funds in the amount of \$528,144.00 to Community Assistance Provider for the construction of a four unit townhouse in the New Castle/Trenholm Acres master plan area.

Request for Council Reconsideration: Yes

Fiscal Impact:

Richland County must commit FY18-19 and FY19-20 HOME funds or risk losing FY 2019 funds to US Department of Housing Urban Development (HUD); otherwise, there is no fiscal impact to the County's general fund.

All HOME funds come from the US Department of Housing Urban Development grant managed by the County's Community Development Division.

Motion of Origin:

There is no Council motion of origin associated with this request.

Council Member	
Meeting	
Date	

Discussion:

Community Assistance Provider, the owner/developer of Shakespeare Crossing, will match the funding request and build another quad concurrently. By doing so, the project will be 50% complete, bringing the number of completed units to 12. The first 4 units were funded by the South Carolina Housing Finance Development Authority. There is a waiting list for these units, and first occupancy is expected by January 2020.

Due to funding availability, the apartments are on schedule to be constructed in 4 phases. This phase will satisfy the 2015 contract between Richland County and Community Assistance Provider. This project will be counted toward the Assessment of Fair Housing 5 year goal to create 1,000 units of affordable housing by year 2021. As reviewed by County Staff, there are no issues presented and no foreseeable delays moving forward. Community Assistance Provider has more than 20 years' experience developing affordable housing within Richland County.

Procurement issued Solicitation RC-226-P-2020, "Community Housing Development Organizations (CHDO)". An evaluation team of three County personnel was selected based on their experience and qualifications.

Two firms responded to the solicitation, and the evaluator's scores were consolidated to establish the highest ranked Offeror - Community Assistance Provider.

Attachments:

1. Consolidated Evaluation Scoring Sheet
2. Ranking Memo

Consolidated Evaluations			
Evaluation Criteria RC-226-P-2020 CHDO	Maximum Percentage	Community Assistance Provider	Santee Lynches
PROJECT STRATEGY/READINESS	30		
#1		28	25
#2		30	30
#3		30	25
		88	80
PROJECT BUDGET	30		
#1		26	24
#2		30	25
#3		25	25
		81	74
PROJECT QUALITY and EXPERIENCE	25		
#1		22	23
#2		25	15
#3		25	20
		72	58
AFFORDABILITY	15		
#1		14	14
#2		15	15
#3		15	15
		44	44
TOTAL	100	285	256

Shakespeare Crossing, a twenty-four unit rental complex, is being constructed on the 6000 block of Shakespeare Road in Richland County. The development is very near Columbia Mall and one street away from Two Notch Road (Hyw. #1) which is main thoroughfare that runs through the City of Columbia and Richland County. The site is close to virtually every imaginable amenity as well as commercial, retail and light industrial areas. There are businesses located within walking distance and opportunities for new business startups.

This new construction project will be built by Community Assistance Provider in partnership with other community development corporations that serve this area. Community Assistance Provider (CAP) will manage the build-out and will be the managing partner of the complex. CAP has been in existence for 15 years and has developed and managed several projects in Richland County, Lexington County and Newberry County. CAP's Zion Place Project in Richland County boasts geothermal heating and air and received Gold LEED Certification. The organization also provides housing rehabilitation services throughout our entire fifteen county service area. CAP currently owns and manages over 150 units across several counties which benefit the low to moderate income clients that we serve. CAP is both a seasoned housing developer and a seasoned property management agent.

Federal, State and Foundation funds are expected to be delivered to the Shakespeare development for the purchase and build-out of the apartments. The economic impact of this development is a win for all. The Community, Richland County, local businesses (Construction Contractors) and the non-profit developers will benefit from the influx of these economic development funds.

According to the United States Bureau of Labor Statistics, every fifty thousand (\$50,000) dollars invested in new construction creates or sustains one full-time job in the construction industry. This means that the expected \$650,000 plus, in investment required for phase I of the construction project, will create or sustain thirteen (13) jobs. The apartment complex will create additional full-time jobs after build-out as they will need to be managed and maintained on an ongoing basis.

The community will benefit immediately as property values increase, the crime rate shrinks and new sources of income will begin to circulate for the existing businesses within the community. The Community also benefits from having new, quality, safe, decent and affordable housing in the area. The complex will attract young professionals and serve to re-vitalize this area which was once the economic engine of NE Columbia.

This site is located in a well established residential area. However, there has been very little new construction since the 1960's. The long time residents of the area are very involved and are actively seeking revitalization within their neighborhoods. They welcome the new development in hopes of providing decent housing for family members and friends that might be looking for newer accommodations or simply want to live in the desirable NE section of the County.

Shakespeare Crossing will each offer the latest in energy efficiency. The units will feature 15 SEER central HVACs, energy star appliances, double paned insulated windows, low flow water faucets and energy efficient lighting. These energy efficient products reduce monthly utility bills and will increase disposable income for the residents. These beautiful newly constructed apartments will consist of 1,160 heated square feet with each containing 3 bedrooms, 2 full baths, living room, kitchen with energy efficient appliances, laundry, telephone and internet hookups. The apartments will be available only to income eligible families. Several of the units will be fully handicap accessible. CAP also has experience in providing devices for the hearing and /or sight impaired resident.

CAP's Property Managers implement "House Rules" which prevent residents from activities that may disturb the peaceful relaxation of others. Tenants will be income eligible according to the program guidelines and we will also check for any criminal activity prior to leasing an apartment. The highest standards of neighborhood cooperation and courtesy must be adhered to in order to remain a resident of Shakespeare Crossing complex. As with all of apartment complexes, a unit maybe made available to local police officers at a discount.

Due to financial constraints, the apartments are scheduled to be constructed in 4-phases. Each phase will consist of constructing 4 to 8 apartments for a total of 24 townhouse apartments. Each phase is expected to take 12 months due to the timing of the financial commitments to the project. The 3.5 acre site is properly zoned with utilities available. The site will easily accommodate the units in a horseshoe configuration with a minimum of 2 parking spaces per unit in the interior of the horseshoe.

The first phase of construction will layer financing from Richland County, Midlands Housing Trust Fund, Wells Fargo, SC Housing and the partners. This development will create jobs, deliver outside funds to Richland County and provided needed quality housing in the area; a win-win for all. The first phase will include the site work, i.e., removal of trees, cement pads, excavation and grading of the entire parcel in preparation for subsequent construction.

Shakespeare Crossing will not discriminate against any protected group per Federal, State and/or HUD regulations. Both the letter and the spirit of the Fair Housing Regulations will be utilized to be certain that all are treated with fairness and equality.

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Committee Chair Joyce Dickerson and Members of the Committee
Prepared by: Jennifer Wladischkin, Procurement Manager
Department: Finance - Procurement Division
Date Prepared: November 22, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	November 27, 2019
Budget Review	James Hayes via email	Date:	December 04, 019
Finance Review	Stacey Hamm via email	Date:	December 04, 2019
Approved for Council consideration:	Assistant County Administrator	Ashley M. Powell, Assoc. AIA, AICP	
Committee	Administration & Finance		
Subject:	SE Sewer and Water Project award of Division 1 & 2		

Recommended Action:

Staff recommends that the County Council approves the awarding of construction of Division I and II of the SE Sewer and Water Project to Tom Brigman Contractors, contingent on the appropriation of bond funds.

Motion Requested:

Move to approve staff's recommendations as noted above.

Request for Council Reconsideration: Yes

Fiscal Impact:

The funding will be provided through Utilities System Revenue Bonds not to exceed \$35,000,000. The County Council approved Third Reading of the bond ordinance at its December 3, 2019 meeting.

Motion of Origin:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

Discussion:

The project is necessary to provide access to public sewer service to existing residences, small businesses, government offices and churches in the southeast area of Richland County which do not currently have access to a public sewer system. Additionally, the project will provide access to public sewer service of up to five (5) existing private wastewater treatment facilities to connect to the system and eliminate their current discharges. Consequently, it will also re-direct existing wastewater flow from the residents, schools, and businesses in the vicinity of Garners Ferry Road (US Highway 378) to the County system per Intergovernmental Agreement signed on September 23, 2019 instead of flowing to the City of Columbia.

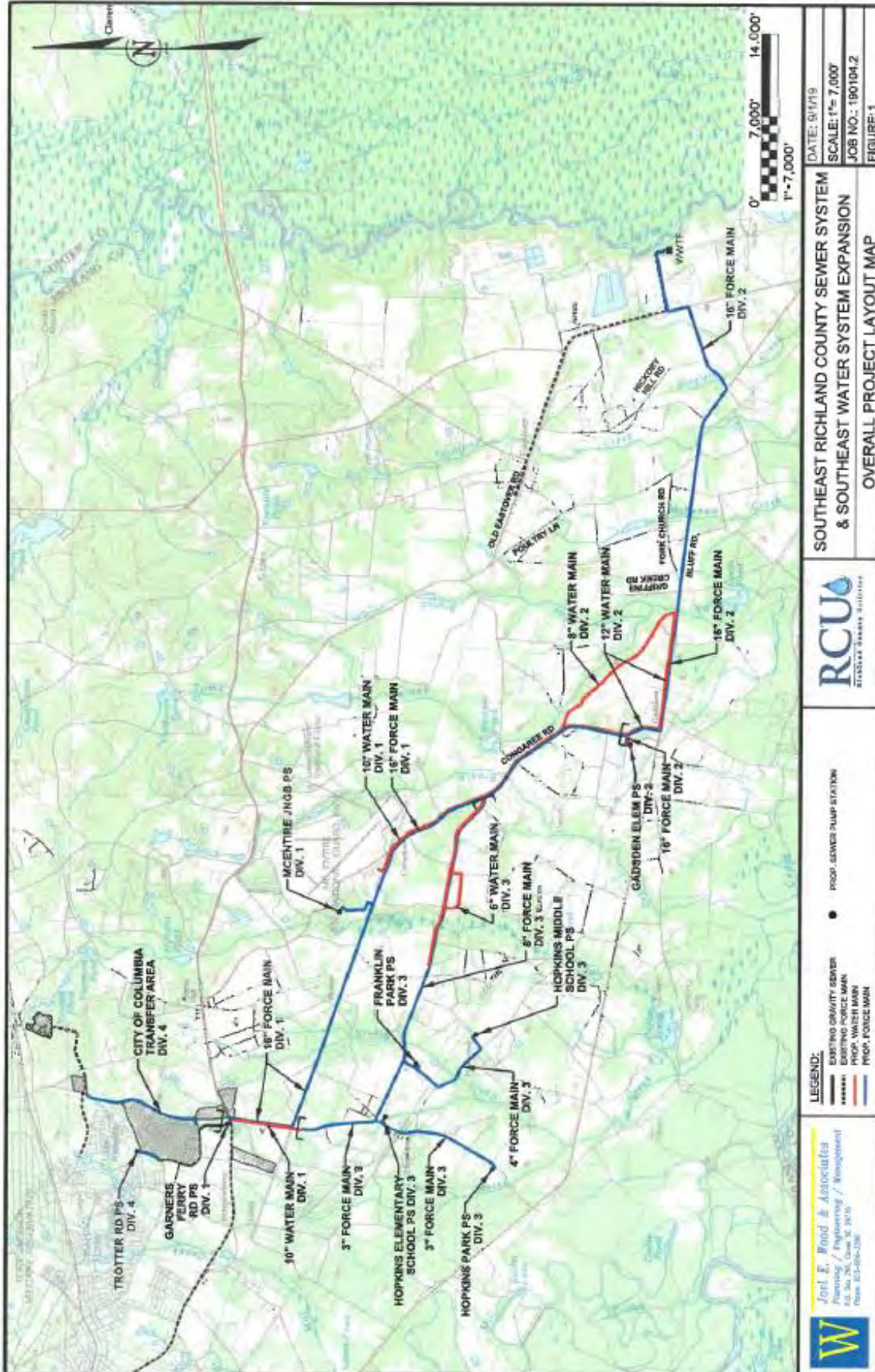
Procurement issued a solicitation for bids for construction on October 11, 2019. A mandatory pre-bid was held on October 22 at the Decker Center which was attended by over 30 prime contractors and subcontractors. The bid was divided into four divisions, to be awarded individually. Seven contractors submitted bids which were opened on November 13, 2019. There were three (3) bids for Division I, four (4) bids for Division II, one (1) bid for Division III and one (1) bid for Division IV. Attached is the breakdown of the bid tabulation by division.

The estimated total construction cost for Division 1 & 2 was \$18,315,000. The lowest bids we have received were from Tom Brigman Contractors with total construction cost of \$14,980,962.05.

The estimate for construction of Division 3 was \$6,042,000.00. The only bid received for Division 3 was \$9,996,337.00. The estimate for construction of Division 4 was \$1,965,000.00, and the only bid received for Division IV was \$3,962,372.00. Staff recommends no award for Divisions III and IV and will reissue a Request for Bid for those two Divisions.

Attachments:

1. SE Sewer & Water Map
2. Bid Tabulation by Division
3. Engineer's Recommendation



DATE: 9/1/19
 SCALE: 1"= 7,000'
 JOB NO.: 190104.2
 FIGURE: 1

**SOUTHEAST RICHLAND COUNTY SEWER SYSTEM
 & SOUTHEAST WATER SYSTEM EXPANSION**
 OVERALL PROJECT LAYOUT MAP



- LEGEND:**
- EXISTING GRAVITY SEWER
 - EXISTING FORCE MAIN
 - PROP. GRAVITY SEWER
 - PROP. FORCE MAIN
 - PROP. SEWER PUMP STATION

W *Joint E. Bond & Associates*
 Planning / Engineering / Management
 P.O. Box 295, Oconee St. 31030
 Phone: 678-886-0306

Solicitation/Quote Number: RC-254-B-2020	Date Issued: 10/11/19	Due Date: 11/13/19 Time Due: 2:00PM EST	PAGE_1__ OF2__
Department: Utilities	Requisition#	Buyer: Jennifer Wladischkin	Number of Addendum(s) Issued: 2
Representative:	Purchase Order Number:	Bid Bond % 5	Apparent Low Bidder:

Tabulation Sheet

Item #	Supplies/Services/Equipment	U/I	Qty	Vendor: Tom Brigman Const	Vendor: CBG	Vendor: McClam	Vendor: DS Utilities
1	Division 1			\$8,124,000.99 No discount	No bid	No bid	\$8,930,794.80 No discount
2	Division 2			\$6,856,961.06 No discount	\$8,274,676.25 No discount	\$7,515,460.88 No discount	No bid
3	Division 3			No bid	No bid	No bid	No bid
4	Division 4			No bid	No bid	No bid	No bid
	TOTAL			\$14,980,962.05	\$8,274,676.25	\$7,515,460.88	\$8,930,794.80
Name & Title of Certifying Official: Jennifer Wladischkin				Name & Title of Assistant:			
Signature				Signature			
Date 11/13/2019				Date			

Solicitation/Quote Number: RC-254-B-2020	Date Issued: 10/11/19	Due Date: 11/13/19 Time Due: 2:00PM EST	PAGE <u>2</u> OF <u>2</u>
Department: Utilities	Requisition#	Buyer: Jennifer Wladischkin	Number of Addendum(s) Issued: 2
Representative:	Purchase Order Number:	Bid Bond % 5	Apparent Low Bidder:

Tabulation Sheet

Item #	Supplies/Services/Equipment	U/I	Qty	Vendor: Stutts & Williams	Vendor: TCO Construction	Vendor: Legacy*	Vendor:
1	Division 1			\$11,166,245.00 No discount	No bid	No bid	
2	Division 2			No bid	\$7,638,991.52 No discount	\$8,166,393.00 No discount	
3	Division 3			\$9,996,377.00 No discount	No bid	No bid	
4	Division 4			\$3,962,372.00 No discount	No bid	No bid	
	TOTAL			\$25,124,994.00	\$7,638,991.52	\$8,166,393.00	
Name & Title of Certifying Official: Jennifer Wladischkin				Name & Title of Assistant:			
Signature				Signature			
Date 11/13/2019				Date			

*Legacy flagged as non-responsive, did not complete all sections of the bid. Due to Legacy being the third lowest bid no further determination will be forthcoming unless the lowest then the second lowest bidders fail to go to contract.



JOEL E. WOOD & ASSOCIATES

PLANNING • ENGINEERING • MANAGEMENT

November 19, 2019

Main Office

2160 Filbert Highway
York, SC 29745

P.O. Box 296
Clover, SC 29710

Tel.: (803) 684-3390
Fax.: (803) 628-2891

Ms. Jennifer Wladischkin, CPPM
Procurement Manager
Richland County Government
2020 Hampton Street, Suite 3064
Columbia, SC 29204

**REF: RECOMMENDATION TO AWARD CONTRACT
BID ID # RC-254-B-2020
RICHLAND COUNTY SOUTHEAST SEWER AND WATER PROJECT**

Dear Ms. Wladischkin:

Kings Mountain, NC

104 N. Dilling St.
Kings Mountain, NC
28086

P.O. Box 296
Clover, SC 29710

Tel.: (704) 739-2565
Fax.: (704) 739-2565

On November 13, 2019 Richland County Procurement received Bids for the above referenced project. We were provided a copy of the "Bid Tabulation" by the Procurement Office for our review.

After completing my review and checking of the Bids, I recommend that the County make an award of Division 1 and Division 2 for the above referenced project to Tom Brigman Contractors, Inc. for \$8,124,000.99 (Division 1) and \$6,856,961.06 (Division 2) for a total of \$14,980,962.05 for both Divisions. The total for both Divisions is below the "Engineer's Estimate" for the two Divisions. The recommendation to award is contingent upon availability of funds for the project.

Should you have any questions or need any additional information, please feel free to contact me.

Sincerely,

JOEL E. WOOD & ASSOCIATES, P. L. L. C.

Joel E. Wood, P.E., Managing Partner

Attch.
CC. RCU

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Committee Chair Joyce Dickerson and Members of the Committee
Prepared by: Michael A. Byrd, Director
Department: Emergency Services
Date Prepared: November 14, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	December 03, 2019
Budget Review	James Hayes via email	Date:	December 03, 2019
Finance Review	Stacey Hamm via email	Date:	December 04, 2019
Other Review:	Jennifer Wladischkin, Procurement Manger	Date:	December 03, 2019
Approved for Council consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM	
Committee	Administration & Finance		
Subject:	Approval To Purchase Mobile Data Routers For Fire Vehicles		

Recommended Action:

The Emergency Services Department recommends approval to purchase mobile data routers to replace outdated and unsupported mobile data routers currently used in fire vehicles.

Motion Requested:

Move to approve the purchase of Sierra Routers including support equipment, installation and system start-up support in the amount of \$152,626.80 from Simple Com Technologies

Request for Council Reconsideration: Yes

Fiscal Impact:

This is a planned expense. Funding is included in the Emergency Services budget account 1206220000-5295.

Motion of Origin:

There is no association Council motion of origin.

Council Member	
Meeting	
Date	

Discussion:

Emergency fire vehicles have mobile data terminals installed inside the cab so first responders have access to call data, maps, stored CAD data and AVL data. The current hardware is out-of-date and is no longer supported by the vendor. The mobile data equipment relies on routers to download or upload data through a radio frequency signal.

ESD began converting to the new system and equipment last year, and the Sierra Routers are needed to continue the conversion project. The new routers will convert the data for document uploads/downloads, back up communications, and AVL data.

The department currently uses Verizon wireless services available through the State Contract. Verizon requires Simple Com equipment for this project; it is also needed to maintain compatibility with existing equipment.

This purchase is a sole source procurement. The County's I.T. Department has been involved in this project and has reviewed and approved the purchase. The total amount exceeds the \$100,000 threshold of the County Administrator's approval; therefore, the Council's approval is required.

Attachments:

1. Quote from Simple Com Technologies
2. Sole Source Procurement Form



Robert Christ II
Robert Christ
 803-576-2015

PROJECT QUOTATION

Customer:
 Richland County FD
 1410 Laurens Street
 Columbia, SC 29204
 ATTN: Henry Lewis

PROJECT QUOTE for FD Fleet
 * 83 MP70 Gateways (No Price Change from 2018 Project)
 * Antennas
 * Installation Included
 * Support and Warranty included

Date: 10/1/19

SALESPERSON	JOB	SHIPPING METHOD	DUE DATE	TERMS
B. McKeon	FD Mobile Data Project	Shipping and Handling Fed Ex or UPS Ground. Prepaid and billed unless otherwise specified.	TBD	Net30

QTY	PART #	DESCRIPTION	UNIT PRICE	LINE TOTAL
Modems				
83	1104073	Sierra Wireless MP70 LTE-A Pro Vehicle Router with Wi-Fi - Ethernet/Serial/USB/GPS + Wi-Fi - North America - Includes DC Power Cable - 3 Year Warranty - Replacement for PN: 1102743 - No Price change from 2018 RCEMS Project	\$845.96	\$70,214.60
Accessories				
83	6001121	Sierra Wireless AirLink 6in1 Dome Antenna - 2xLTE, GNSS, 3xWiFi, 2.4/5GHz - Bolt Mount - White - (1) Antenna required for each vehicle - No Price change from 2018 RCEMS Project	\$250.00	\$20,750.00
83	SCT-MISC-INSTALL	Miscellaneous wiring components for installation - Fuse holders, fuses - Wiring - Connectors	\$25.00	\$2,075.00
83	SCT-SIM2-VZW	Industrial SIM Card - Rugged - Designed for industrial or telematics installations - Lifetime Warranty - No Price change from 2018 RCEMS Project	\$9.00	\$747.00

SLH

Installation				
83	SVC-PROV	Wireless Account Activation and Service Provisioning - Includes configuration setup and testing - One time fee - No Price change from 2018 RCEMS Project	\$45.00	\$3,735.00
48	SVC-MDM-INSTALL	Modem and Antenna Installation in FD Apparatus/Vehicles: - Modem Installation, testing and validation - Single antenna installation - Integration with computer if present - One time fee - No Price change from 2018 RCEMS Project	\$350.00	\$16,800.00
35	SVC-MDM-INSTALL-CG	Modem and Antenna Installation in FD Apparatus/Vehicles: - Modem Installation, testing and validation - Single antenna installation - Integration with computer if present - One time fee - Includes HAVIS CHARGE GUARD shut down timers (0-4 hrs)	\$475.00	\$16,625.00
1	SVC-TL	Travel and Lodging for management and install staff - Covers cost for long term presence by SCT staff - Covers fuel and travel charges for installers - No Price change from 2018 RCEMS Project	\$3,800.00	\$3,800.00
Software, Service & Support				
0	9010214	AirLink AMM/MG90 Implementation Services NOT REQUIRED - AMM Existing at RCEMS	\$0.00	\$0.00
83	9010329	AirLink Complete AMM - For MP70 - 2 Years - Annual Support Services, Includes: - Tier 1 technical support from SCT & Sierra Wireless - 2 Year Period - FD and EMS will co-terminate AMM & Support service in 2021	\$210.00	\$17,430.00
				\$0.00
Subtotal				\$152,176.60
Estimated Shipping & Handling				\$450.00
Total				\$152,626.60

Simple Com Tools Return & Exchange Policy

We want you to be 100% satisfied with your purchase. We also understand that sometimes a product is not a perfect fit or what you expected and needs to be returned. Here is how we deal with returns.

Items Damaged In Shipment

If you find something was damaged during shipment, please email support@simplecomtools.com right away. Include a description of the damages, and pictures if possible. This information is very helpful to us in assessing how we package our orders and helps prevent similar problems in the future. We'll get replacements for the damaged goods out to you as quickly as possible.

Return Request Time Period

Products may be returned within 30 days of original purchase date. Depending on circumstances, we may choose to extend the return period to the actual product delivery date. Any return period extensions are at our discretion.

Return of Unused Items

We will be happy to arrange for a return or exchange of any unused items purchased. Your purchased product must be returned in salable condition with the original packaging, including Universal Product Code (UPC), manuals, parts, cables, and product packing materials. Simply contact us via phone or email at support@simplecomtools.com and provide the reason for the return as well as the equipment information, purchase date, and the specific device serial numbers (IMEI or ESN) if applicable.

Returned of Used of Modified Items

Used items are a bit different. We will be happy to arrange for a return or exchange of any used items purchased provided that they are also in salable condition with the original packaging, including Universal Product Code (UPC), manuals, parts, cables, and product packing materials. Used items must be functional and without an installation marks, scratches, torn or missing labels or other issues that make the item unsuitable for resale. Again, simply contact us via phone or email at support@simplecomtools.com and provide the reason for the return as well as the equipment information, purchase date, and the specific device serial numbers (IMEI or ESN) if applicable. If we determine that the item is not in the condition where it is able to be resold, the item cannot be returned.

Returned of Special Order Items

Special order items are non-returnable. This includes custom cable assemblies, antennas with special cable lengths, and items not normally stocked by SCT that were special ordered by SCT on behalf of the customer.

Returns of Products Outside Return Period based on Defect

In the product return request is outside the return period and request is due to a product performance issue, the product will be handled as a warranty repair or exchange. We will be glad to examine the product to determine if the issue is a manufacturer error or failure due to defective materials, and we will repair or exchange the item(s) as needed. This process may or may not involve sending the product(s) back to the manufacturer for their assessment, repair or exchange. Determination of whether the repair or exchange will be provided by SCT or by the manufacturer is done on a case-by-case basis and is at the discretion of SCT and/or the product manufacturer.

Shipping Items Back for Return

Items should not be shipped back to us until you have contacted us and an RMA has been issued. Once we determine an item is suitable for return, we will issue a RMA number and provide instructions for its return. If the product returned has any data or configuration information stored in memory, then we suggest that the item be cleared and return to factory defaults before shipment. SCT shall not be responsible for the storage transfer of such data or information to another product given to the customer as an exchange, or for the loss of any data or information or to maintain the confidentiality of any data or information still residing on the returned product. SIM cards should also be removed before shipment. SCT will not be responsible for recovering or returning SIM cards left inside returned equipment.

Return Shipping Costs

Shipping costs related to the return of products is the responsibility of the customer. We do not pay for or reimburse for return shipping, nor do we issue return shipping labels.

Refunds

Refunds will be processed within 30 days of the receipt and evaluation of the returned product. Refunds will be provided either by check, a credit to the credit card used to make the purchase, or a credit memo to the customer account that can be applied to future purchases. Service, delivery, support, and installation charges are non-refundable once performed.





SOLE SOURCE PROCUREMENT

Definitions utilized in determining a True Sole Source Purchases

Sole Source is when only *one Vendor/Contractor* possesses unique and singularly available capacity to meet the requirements such as technical specifications and qualifications, ability to deliver at and in a particular and desired time. When the required equipment, supplies, construction, goods or services are available from only one source and no other type will satisfy the need.

Sole Source must be justified with information of efforts undertaken to locate possible alternative supplier. Whenever using Sole Source rather than full and open competition, provide an explanation of the reason *why* specifications suitable for full and open competition could not be developed or meet your needs; *why* it is necessary; *how* is it in the county's best interest.

A "True Sole Source" is when a product is available from only one source, often determined by patent or copyright protection, proprietary rights and capacity of one supplier to provide superior capabilities unobtainable from any other supplier for similar products.

The County Administrator is required to approve when purchases are estimated to cost in excess of fifteen thousand dollars (\$15,000.00).

The following are examples describing circumstances which could necessitate a "Sole Source":

- (a) Where the compatibility of equipment, accessories, or replacement parts is the paramount consideration;
- (b) Where a sole supplier's item is needed for trial use or testing;
- (c) Where a sole source supplier's item is to be procured for resale;
- (d) Where public utility services are to be procured;
- (e) Where the item is one of a kind; and
- (f) Printed forms, pamphlets, brochures, exclusive of printing equipment.

1. REQUIRING DEPARTMENT:

Emergency Services Department

NAME OF REQUESTOR:

Michael Byrd

2. DESCRIPTION OF ACTION.

a. State if procurement is: Non-Urgent Sole Source Urgent Sole Source

b. For the Sole Source provide the following:

Company:

SIMPLECOM

Point of Contact:

Brian McKeon

Email:

brian@simplecom.pro

Telephone #:

704-839-2468 x 1001

Fax #:

N/A

3. DESCRIPTION OF SUPPLIES/SERVICES, ESTIMATED DOLLAR VALUE AND DELIVERY REQUIREMENTS. Give a short description of the item or service required, the estimated cost, and required delivery date. Project Cost \$152,626.80

Emergency fire vehicles mobile data terminals current hardware is out-of-date -

4. EXPLANATION OF SOLE SOURCE CIRCUMSTANCES. For Sole Source Requirements:

(a) Explain why the item (s) is needed and what will happen if it's not received by the Required Delivery Date (RDD). Describe impact on overhaul/availability schedules, impact to support, personnel safety issues, potential environmental damages, etc., and include the dollar value associated with late delivery:

Emergency fire vehicles have mobile data terminals installed inside the cab so first responders have access to call data, maps, stored CAD data and AVL data. The current hardware is out-of-date and is no longer supported by the vendor.

Required Delivery Date (RDD): January 30, 2020

Cost: \$152,626.80

(b) Explain the unique features/function of the item and why only one manufacturer can provide it. Discuss why a similar product from another manufacturer will not work:

The mobile data equip. relies on routers to download/upload data through a radio frequency signal. Sierra Routers are needed to continue conversion project. New routers will convert data, back up communications/AVL data.

(c) If the item can only be obtained from the OEM (Original Equipment Manufacturer), discuss the proprietary (i.e. owned by the company, not for public release) Design, drawing, specification requirements:

The department currently uses Verizon wireless services available through the State Contract Verizon requires Simple Com equipment for this project and it is needed to stay compatible with existing equipment in the system.

(d) If there is a higher order requirement mandating a particular manufacturer (Public Safety equipment, goods and services), cite the requirement and who approved or required its usage:

(e) For component repair or replacement parts, explain any compatibility requirements, including a description of the existing equipment and the interface requirements:

5. PROPRIETARY INFORMATION: If sole source is based on proprietary data, a statement to that effect is all that is required in response to this block. The equipment, goods, process and software are proprietary to:


CERTIFICATIONS

I CERTIFY THAT THE FACTS AND REPRESENTATIONS UNDER MY COGNIZANCE WHICH ARE INCLUDED IN THIS JUSTIFICATION ARE COMPLETE AND ACCURATE AND IS BEING PROCURED PURSUANT TO THE AUTHORITY OF RICHLAND COUNTY CODE OF ORDINANCES.

REQUESTOR

Name, Title and Signature:

Michael Byrd, Director ESD



Account Code:
1206220000-529500

Telephone:
803-576-3400

Date:
11/25/19

I CERTIFY THAT THE FACTS AND REPRESENTATIONS UNDER MY COGNIZANCE WHICH ARE INCLUDED IN THIS JUSTIFICATION ARE COMPLETE AND ACCURATE AND IS BEING PROCURED PURSUANT TO THE AUTHORITY OF RICHLAND COUNTY CODE OF ORDINANCES.

DEPARTMENT DIRECTOR

Name and Signature:

Michael Byrd, Director ESD



Date:

November 24, 2019

BUYER

Name and Signature:

Date:

November 24, 2019

PROCUREMENT MANAGER

Name and Signature

Date:

November 24, 2019

ADMINISTRATOR (Purchases in excess of \$15,000)

Name and Signature

Date:

November 24, 2019

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Committee Chair Joyce Dickerson and Members of the Committee
Prepared by: Jennifer Wladischkin, Procurement Manager
Department: Finance – Procurement Division
Date Prepared: December 04, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	December 05, 2019
Budget Review	James Hayes via email	Date:	December 06, 2019
Finance Review	Stacey Hamm via email	Date:	December 06, 2019
Approved for Council consideration:	Assistant County Administrator	Ashley M. Powell, Assoc. AIA, AICP	
Committee	Administration & Finance		
Subject:	Broad River WWTF Sequential Batch Reactor (SBR) Upgrade – Diffusers replacement		

Recommended Action:

Staff recommends approval of awarding of replacement of diffusers in the sequential batch reactor (SBR) to Republic Contracting Corporation.

Motion Requested:

Move to approve staff’s recommendation to award replacement of diffusers in the Sequential Batch Reactor (SBR) to Republic Contracting Corporation.

Request for Council Reconsideration: Yes

Fiscal Impact:

The funding is provided through Utilities System Revenue Bonds which the Council originally approved for Utility System Fund Annual Budget to fund a corrective action plan in the amount of \$3,103,000. The Council approved the funding on the third reading on March 5, 2019. The funding was a loan from the general fund that will be paid back with the bond funding once issued.

Motion of Origin:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

Discussion:

The Broad River Waste Water Treatment Facility (BRWWTF) has experienced several violations of the discharge limits by regulatory bodies. Some of these violations resulted in consent orders that required a corrective action plan.

Utilities staff in conjunction with a consultant evaluated the facility and identified repair and renewal (R&R) projects that are required to bring the facility to optimal operation as well as meets the requirements of regulatory bodies. A list of the identified R&R project and corresponding cost estimates were presented and approved by County Council on March 5, 2019 (attached).

The sequential batch reactor (SBR) upgrade is one of the R&R projects identified in the corrective action plan. The upgrade will require that existing diffused aeration system be replaced with a fixed fine bubble diffuser system. The proposed replacement is to eliminate the clogging of diffusers typically experienced with the aerated diffusers.

Procurement issued a solicitation for bids for the replacement of diffusers on November 1, 2019. A bid opening was held on December 2, 2019 at 3:00 p.m. and four (4) contractors submitted bids. The estimated total cost for the diffuser replacement was \$1,089,000.00. The lowest, responsive, responsible bidder was Republic Contracting Corporation with total replacement cost of \$878,000.00.

Attachments:

1. Excerpt from the March 05, 2019 Council meeting minutes
2. Bid Tabulation
3. Engineer's Recommendation

selling items, send it to a standing committee, and act on it in the standing committee. Attachment 1

Mr. Livingston stated, keep in mind, these committees currently exist. We are just deciding on whether we want for them to continue.

Dr. Yudice stated, from staff's perspective, it would be fine if we send the previously referenced item through the A&F Committee. The policy that staff is currently working on is the "property purchase and sell policy.

Ms. Myers stated she thinks we definitely need Renaissance Oversight Ad Hoc Committee. If it is the will of Council, the Property Distribution Management Ad Hoc and the Renaissance Oversight Ad Hoc Committees could be folded together. In addition, the Courthouse Ad Hoc Committee could be a subset of the Renaissance Committee. It seems to her that those things all need to be working together anyway.

Ms. Dickerson stated it was brought to her attention that the Courthouse Ad Hoc Committee was dissolved and that part was placed under the Renaissance.

It was the consensus of Council to take of the remaining item in the Administration and Finance Committee, and disband the committee.

- ❖ Richland Renaissance Oversight Ad Hoc Committee – The word "oversight" was removed from the title of the committee. (i.e. Richland Renaissance Ad Hoc Committee).

13. OPEN/CLOSE PUBLIC HEARINGS

- a. An Ordinance Amending the Fiscal Year 2019 Fire Service Fund Annual Budget by \$368,410 to cover the personnel expenses for the 11 positions under the SAFER Grant from January 1 to June 30, 2019 with funds from Fund Balance in the Fire Services Fund – No one signed up to speak.
- b. An Ordinance Amending the Fiscal Year 2019 Broad River Utility System Fund Annual Budget to fund a corrective action plan in the amount of \$3,103,000 incident to a South Carolina Department of Health and Environmental Control Administrative Process responded to by the Department of Utilities with funds from the unassigned funds from General Fund Fund Balance – No one signed up to speak.

14. APPROVAL OF CONSENT ITEMS

- a. An Ordinance Amending the Fiscal Year 2019 Fire Service Fund Annual Budget by \$368,410 to cover the personnel expenses for the 11 positions under the SAFER Grant from January 1 to June 30, 2019 with funds from Fund Balance in the Fire Services Fund [THIRD READING]
- b. An Ordinance Amending the Fiscal Year 2019 Broad River Utility System Fund Annual Budget to fund a corrective action plan in the amount of \$3,103,000 incident to a South Carolina Department of Health and Environmental Control Administrative Process responded to by the Department of Utilities with funds from the unassigned funds from General Fund Fund Balance [THIRD READING]
- c. 18-042MA, Cynthia Watson, RS-HD to MH, Bluff Road, TMS # R16103-05-03 [SECOND READING]

- d. 18-048MA, James A. Kassler, RU to NC (1 Acre), 3970 Leesburg Road, TMS # R25000-01-40 [SECOND READING]
- e. Public Works: Medium Bulldozer procurement
- f. Public Works: Asphalt Patch Truck procurement
- g. Utilities: Award of contract for SCADA System Upgrade
- h. Alvin S. Glenn Detention Center: Award of Contract or Inmate Healthcare

Mr. Manning moved, seconded by Ms. Dickerson, to approve the consent items.

In Favor: Terracio, Malinowski, Jackson, Newton, Myers, Kennedy, Manning, Walker, Dickerson, Livingston and McBride

The vote in favor was unanimous.

15. **THIRD READING ITEMS**

- a. An Ordinance Amending the Richland County Code of Ordinances; Chapter 17, Motor Vehicles and Traffic; Article II, General Traffic and Parking Regulations; Section 17-10, Parking in Residential and Commercial Zones of the County; so as to define vehicles subject thereto – Ms. Dickerson moved, seconded by Mr. Malinowski, to defer this item for additional information.

Mr. Manning requested a friendly amendment to re-open the public hearing on this item.

In Favor: Terracio, Malinowski, Newton, Myers, Kennedy, Manning, Walker, Dickerson, and Livingston

Opposed: McBride

Present but Not Voting: Jackson

The vote was in favor.

16. **SECOND READING ITEMS**

- a. An Ordinance Amending the Fiscal Year 2019 Broad River Utility System Fund Annual Budget to fund the upgrade of the Cedar Cove and Stoney Point communities low energy treatment (LET) Sanitary Sewer System in the amount of \$2,500,000 with funds from the fund balance of the Broad River Utility System Proprietary Fund – Mr. Malinowski moved, seconded by Ms. Terracio, to approve this item.

In Favor: Terracio, Malinowski, Jackson, Walker, Livingston and McBride

Abstain: Dickerson

Present but Not Voting: Newton, Myers, Kennedy, Manning



**CERTIFIED AS A TRUE AND CORRECT
TABULATION OF BIDS RECEIVED**

John D. Peake, Jr.
Vice President

CERTIFIED BIDS RECEIVED

PROJECT: Broad River WWTP SBR Diffuser Replacement/RC259-B-2020
Richland County, SC

TCG PROJECT NO.: 100342.03

PLACE: Richland County Procurement Office Conference Room
2020 Hampton Street, Suite 3064
Columbia, SC 29204

DATE: December 2, 2019 **TIME:** 3:00 p.m.

CONTRACTOR	AMOUNT OF BID	ORDER OF BIDS
Republic Contracting Corporation	\$878,000.00	1
North American Construction Company	\$961,713.00	2
J.S. Haren Company	\$1,055,000.00	3
M.B. Kahn Construction Company	\$1,075,750.00	4



December 3, 2019

Ms. Kathy Coleman, Contracts Specialist
Richland County Procurement Office
2020 Hampton Street, Suite 3064
Columbia, SC 29204

**RE: Broad River WWTP SBR Diffuser Replacement
RC-259-B-2020
Richland County, SC**

Dear Ms. Coleman:

Sealed bids for the referenced project were received at 3:00 P.M. on December 2, 2019 at Richland County's Office of Procurement located at 2020 Hampton Street, Suite 3064, Columbia, SC. Each of the sealed bids were publicly opened and read aloud. A total of four bids were received ranging from a low bid of \$878,000.00 to a high bid of \$1,075,750.00. The engineer's opinion of probable construction cost was \$1,100,000.00. The apparent low bidder for the project is Republic Contracting Corporation from Columbia, SC.

Based on our investigation, Republic Contracting Corporation has the appropriate Contractor's licenses, bonding capacity and experience to complete the project. All other documentation required at the time of bid is satisfactory and in compliance with the bidding documents.

Enclosed are the Certified Bid Tabulation and the Notice of Award (NOA). Once approved by Council, please complete NOA and return to our office. If you should have any questions, please do not hesitate to contact me.

Very truly yours,

THE CONSTANTINE GROUP, INC.

A handwritten signature in blue ink, appearing to read 'John D. Peake, Jr.' with a stylized flourish at the end.

John D. Peake, Jr.
Vice President & Regional Manager

cc: Jani Tariq Hussain

4400 St. Andrews Road
Suite B
Columbia, SC 29210



803-462-5258



www.tcgeng.com

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Committee Chair Joyce Dickerson and Members of the Committee
Prepared by: Ashiya A. Myers, Assistant to the Administrator
Department: Administration
Date Prepared: November 05, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	December 12, 2019
Budget Review	James Hayes via email	Date:	December 11, 2019
Finance Review	Stacey Hamm via email	Date:	December 11, 2019
Other Review:	Chief Magistrate Tomothy Edmond	Date:	December 11, 2019
Approved for Council consideration:	County Administrator	Leonardo Brown, MBA, CPM	

Committee: Administration & Finance

Subject: Intergovernmental Agreement – Municipal Judge – Town of Blythewood

Recommended Action:

Chief Magistrate Edmond recommends approving the Intergovernmental Agreement (IGA) with the Town of Blythewood for the municipal judge.

Motion Requested:

Move to accept the Chief Magistrate’s recommendation to enter into an IGA with the Town of Blythewood for the municipal judge.

Request for Council Reconsideration: Yes

Fiscal Impact:

There is no fiscal impact to the County. Per the IGA, the municipality shall pay compensation for its municipal judge, including, but not limited to FICA and state retirement.

Motion of Origin:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

Discussion:

Chief Magistrate Tomothy Edmond has reviewed the agreement. The mayor and legal counsel of the of the Town of Blythewood have also reviewed the agreement and have given their approval of the stated terms.

Attachments:

1. Draft Intergovernmental Agreement – Town of Blythewood
2. In Summary Court Order – Town of Blythewood

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

INTERGOVERNMENTAL
AGREEMENT
TOWN OF BLYTHEWOOD

This Agreement made and entered in to between the COUNTY OF RICHLAND, a political subdivision of the State of South Carolina, hereinafter referred to as the “County”, and the TOWN OF BLYTHEWOOD, a political subdivision of the State of South Carolina, hereinafter referred to as the “Town”.

WHEREAS, in accordance with the laws of the State of South Carolina, the Town is desirous of providing under its existing adopted ordinances, and Appointed Judge being a qualified magistrate, in good standing, and serving presently within the magisterial system for the County; and

WHEREAS, the town shall appoint such magistrate to serve as its municipal judge for such term (s) as agreed to herein below, and for such compensation as set by Town, and agreed to by County and further consented to by the appointed municipal judge; and

WHEREAS, the County is willing to permit the Honorable Diedra Wilson Hightower, a magistrate of the County in good standing, hereinafter referred to as “Judge Hightower” to serve as the Town of Blythewood Municipal Court Judge; and

WHEREAS, The County and Town are authorized to enter into this Agreement by virtue of the provisions of Sections 4-9-40 and 14-25-25 of the South Carolina Code of Laws 1976, as amended, and as further authorized by Order(s) of the South Carolina Supreme Court in existence preceding this agreement.

NOW, THEREFORE, it is mutually agreed by and between the Town and County, with consent of Judge Tomothy Edmond and Judge Hightower as follows:

1. Judge Hightower shall serve as the Municipal Court Judge for the Town of Blythewood, South Carolina for a term of four years within the conditions of this agreement
2. Judge Hightower shall perform all functions and provide such services to the Town as have been customarily rendered or provided for by Municipal Judges within the ordinances of Town, consisting of, but not limited to conducting bench and jury trials, issuing warrants, cease and desist orders, setting bonds, setting fines and penalties for violations of ordinances under due process, and such other duties and functions as shall be agreed upon by the parties and the Town provided for by law. The provision of such services shall be in a time and manner so as not to interfere with Judge Hightower’s regular duties with Richland County as a magistrate.
3. While performing the functions and duties of the Municipal Judge, Judge Hightower shall be totally responsible and dedicated to the benefit and objectives

of the judicial system of the Town, without interference from or influence by the County, its employees, or its Council. Judge Hightower when acting for and on behalf of the Town's judicial system shall under this intergovernmental agreement be authorized on behalf of Town, to hold Court and related Courtroom functions in such location as at time is assigned to him for holding Court as a magistrate for the County.

4. In order to compensate the County for the services of Judge Hightower for serving as Town Municipal Judge, the Town shall pay the County the sum of One Hundred (\$100.00) Dollars per month, plus the employer's share of FICA, State Retirement, and any other sums customarily paid by an employer, (calculated on the monthly prorated amount paid), said sum being due on or before the last day of each month that said judicial services are rendered to Town. Said sum shall constitute the compensation to Judge Hightower for services as Municipal Judge hereunder for retainer and availability under this intergovernmental agreement.

Notwithstanding the foregoing, in the event Judge Hightower, on behalf of the Town solely under its judicial system, is called upon to render services by holding court or hearings for specific matters relating to the Town ordinances, then in such event the Town and Judge Hightower may agree upon additional compensation for such services, not to exceed the sum equivalent to that amount paid by the County for such time expended in a like such case or matter to be calculated and based upon the hourly salary at such time otherwise owing to Judge Hightower by the County for like services.

5. All compensation for Judge Hightower services as a Town Municipal Judge, including but not limited to FICA and state retirement, shall be paid by the Town according to paragraph 4, above to the extent such compensation is earned for services provided for herein. The sums paid to the County for the services of Judge Hightower, less the deductions set forth herein, shall be duly paid over to Judge Hightower. In the event that Judge Hightower's services as Town Municipal Judge terminate for any reason, this Agreement shall automatically terminate, the compensation paid by the Town to the County pursuant to this Agreement shall cease, and no further payments pursuant to this Agreement shall be made to Judge Hightower.

It is further understood and agreed by the parties and Judge Hightower, is evidenced by her signature below, that for the purposes of determining Judge Hightower's

salary under S. C. Code Section 22-8-40(i) only, no monies paid pursuant to the Agreement shall constitute Judge Hightower salary from Richland County, but shall be considered merely as a pass through payment from the Town for services rendered as a Town Municipal Judge pursuant this Agreement. As such, cessation of payments pursuant to this Agreement shall not constitute a reduction of salary under S. C. Code Section 22-8-40(i) and the County shall not be required to pay Judge Hightower any monies to compensate for the loss of monies associated with cessation of her services as a Town Municipal Judge under this Agreement.

6. This agreement may be terminated by the Town, the County or Judge Hightower by giving all other parties thirty (30) days written notice of termination, excepting of course if Judge Hightower ceases to be a magistrate, or the immediate termination for breach of contract, either of which would not require notice but constitute termination.
7. This Agreement may be amended, modified or changed only by written agreement of the Council of Richland County and Council of Town of Blythewood; except that, the Town reserves the right to alter or change, from time to time, the compensation rendered to Judge Hightower for her services to the Town without further approval of the County or according to the terms hereof. Any such change in compensation shall be reported within thirty (30) days to the County by the Town.
8. The Town shall be responsible for defending any and all claim(s), demands, and/or actions brought against the Town and/or Judge Hightower arising out of or from any act(s) and/or omissions(s) on the part of Judge Hightower during the course of providing such judicial services to the Town according to authorities of law.
9. The assignment of Judge Hightower as the Municipal Judge for the Town shall be mad by the Chief Summary Court Judge (“Chief Magistrate”) for Richland County, S. C. in accordance with the terms of this Agreement. Additionally, the Town shall comply with the requirements of S. C. Code Ann. Section 14-25-15 2004), and in particular (i) shall pursuant to subsection (A) appoint and qualified”; and (ii) shall pursuant to subsection (B) “notify South Carolina Court Administration of” the appointment of Judge Hightower as Municipal Judge for Town of Blythewood, South Carolina.

(Remainder of page left intentionally blank)

IN WITNESS WHEREOF, the County has caused this Agreement to be executed and the Town has, by direction of its Town Council, caused the Agreement to be executed this 01 day of October, 2019, which shall be known as the effective date of this Agreement.

WITNESSES:

RICHLAND COUNTY

By:

TOWN OF BLYTHEWOOD

By :Bryan Franklin
Blythewood Mayor

AND I DO SO CONSET AND AGREE:

Diedra Wilson Hightower
As Richland County Magistrate
And Individually

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)
TOWN OF BLYTHWOOD)

IN THE SUMMARY COURT
ORDER

Pursuant to the Order of the Chief Justice of the South Carolina Supreme Court.

IT IS HEREBY ORDERED that the Honorable Diedra Wilson Hightower, Magistrate for Richland County, shall serve as Municipal Court Judge for the Town of Blythewood, South Carolina, under the terms and conditions set forth in an agreement between the Town of Blythewood and the County of Richland. It is further ordered that Judge Hightower shall be compensated according to the agreement for this service.

IT IS FURTHER ORDERED that the Honorable Sandra Ann Sutton, Magistrate for Richland County, shall also serve as Municipal Court Judge for the Town of Blythewood under the terms and conditions set forth in an agreement between the Town of Blythewood and the County of Richland. It is further ordered that Judge Sutton shall not be additionally compensated for this service.

IT IS FURTHER ORDERED that in the event these magistrates are in any way unable to serve, any magistrate of the County shall be temporarily empowered to serve until such time as Magistrate Hightower and Magistrate Sutton are able to serve or until their replacements are appointed. These magistrates shall not receive additional compensation during this temporary service. The compensation referred to in the above mentioned intergovernmental contracts shall continue to be paid to the above mentioned Judge Hightower through the terms and conditions of the said contract.

This Order revokes the previous Order dated November 4, 2013. The provisions of this Order are effective immediately and remain in effect unless amended or revoked by subsequent Order.

AND IT IS SO ORDERED.

The Honorable Tomothy C. Edmond
Chief Administrative Judge
Richland County Summary Courts

Dated this 4th day of November 2019.

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Chair Paul Livingston and Members of Council
Prepared by: Michael A. Niermeier, Director
Department: Richland County Transportation
Date Prepared: December 13, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	December 13, 2019
Budget Review	Stacey Hamm via email	Date:	December 13, 2019
Finance Review	James Hayes via email	Date:	December 13, 2019
Approved for Council consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM	
Subject: Polo Rd. Sidewalk Project			

Recommended Action:

The following recommendations are provided for Council action:

1. Per Council decision on December 10 to move forward with the project and in accordance with Council decision on August 1 to move forward with the 50 top sidewalk projects as shown in attachment 2, approve the award of Polo Rd. SUP project to Palmetto Sitework Services, LLC in the amount of \$1,876,851.50 and approve a 10% contingency in the amount of \$187,685.15.
2. Rebid the project to try and get bids closer to the referendum amount.
3. Descope the project and redesign it to fit within the referendum amount.

Motion Requested:

Move to approve recommendation desired.

Request for Council Reconsideration: Yes

Fiscal Impact:

Funds are available and included in the \$21,002,370 available for the 50 out of 56 approved sidewalks (Council approved).

Motion of Origin:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

Discussion:

The Polo Rd. Sidewalk Project consists of installing a shared-use path along the north side of Polo Rd. from Alpine Rd. to Mallet Hill Rd. The design of this project as a SUP was already complete before Council approved removing SUPs from future designs. The referendum amount for Polo Road Sidewalk is \$403,444. The engineering estimate for the project was \$2,935,771. The proposed award is over the referendum amount, under the engineering estimate, and within the total referendum amount allocated for the 50 approved sidewalk projects.

The bid opening for this project was held on October 30th, 2019 and the results are listed below.

1. Palmetto Sitework Services, LLC - \$1,876,851.50
2. Palmetto Corp. of Conway, Inc. - \$2,203,937.19
3. AOS Specialty Contractors, Inc. - \$2,311,665.75
4. Corley Construction, LLC - \$2,731,528.35

Attachments:

1. Signed Award Recommendation
2. Richland Penny Sidewalk Prioritization

**RICHLAND COUNTY FINANCE DEPARTMENT
PROCUREMENT DIVISION**

2020 Hampton Street, Suite 3064
Columbia, SC 29201
803-576-2130



November 25, 2019

To: Mr. Leonardo Brown, County Administrator
From: Jennifer Wladischkin, Manager of Procurement
Mr. Michael Niermeier, Director of Transportation
Re: PDT-180-IFB-2020 Sidewalk Package S13 Polo Road SUP

Dear Mr. Brown:

A bid opening was held at 2:00 PM on Wednesday, October 30, 2019 at the Richland County Office of Procurement at 2020 Hampton Street for the Sidewalk Package S13 Polo Road SUP Project. Procurement has reviewed the four (4) submitted bids for Sidewalk Package 513 Polo Road SUP, which were submitted via Bid Express and found no discrepancies. The bids received were as follows.

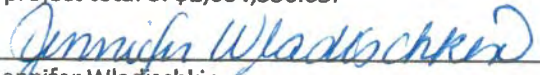
SIDEWALK PKG S13 POLO RD SUP- BID RESULTS SUMMARY	
BIDDER	SUBMITTED BID
Palmetto Sitework Services	\$1,876,851.50
Palmetto Corp of Conway	\$2,203,937.19
AOS Specialty	\$2,311,665.75
Corley Construction	\$2,731,528.35


Further review shows that Palmetto Sitework Services is duly licensed in South Carolina to perform this work. A copy of their license is attached.

A Mandatory Pre-Bid Conference was held at 10:00 AM on October 9, 2019 during which attendees gained information and bidding directives for the project. Sign-In Sheets for the Pre-Bid Meeting are attached indicating interested firms that were in attendance.


Attached is a final bid tab sheet for your reference, which indicates Palmetto Sitework Services' bid to be 37.8% below the Engineer's Estimate of \$3,018,745.32 for the project. A review of the low bid also shows a commitment of 30.7% utilization of Small Local Business Enterprise (SLBE) companies which exceeds the goal of 25% for this project.

I, jointly with the Director of Transportation, recommend that a contract be awarded to the lowest, responsible bidder- Palmetto Siteworks Services. It is recommended that a 10% construction contingency of \$187,685.15 be included for a project total of \$2,064,536.65.


Jennifer Wladischkin
Procurement Manager


Michael Niermeier
Transportation Director

With your approval, this project will be presented to the Transportation Ad Hoc committee.


Mr. Leonardo Brown
County Administrator



TRANSPORTATION PROGRAM

SIGN IN SHEET

Project: Sidewalk Package S13 (Polo Road SUP)

Date: October 9, 2019

Meeting Time: 10:00 AM

NAME/Business	EMAIL	PHONE
Tamara Neeley / PDT	tneeley@richlandpenny.com	
Perry Mayhew / PDT	pmayhew@richlandpenny.com	726-3576
MIKE LA GALA AOS SPECIALT CONTRACTORS	m.l.gala@aossc.org	240-447-1524
Chris Branham J.C. Wilkie Construction, LLC	cbranham@jcwilkie.com	803-808-3220
Erica Wade Richland County DSRB	wade.eric@richlandcounty.sc.gov	803-576-1540
Margaret Jones Richland County DSRB	jones.margaret@richlandcountysc.com	803-576-1540
Steven Schuchfeld PALMETTO CORP	SWEAVER@PALMETTOCORP.COM	843.365.2156
JOHN DEIERLEIN - REPUBLIC CONTRACTING	JDeierlein@RepublicContracting.com	803-783-4920
Lynn Blizzard - Kershaw Builders Inc.	blizzardl@movesdirt.com	803-458-9672
R & G Construction	randy.construction@gmail.com	864-992-9676

Dale Collier, PDT

dcollier@richlandpenny.com 803-917-6258



TRANSPORTATION PROGRAM

SIGN IN SHEET

Project: Sidewalk Package S13 (Polo Road SUP)

Date: October 9, 2019

Meeting Time: 10:00 AM

NAME/Business	EMAIL	PHONE
Taylor Brothers Const Co	collier@taylorbrothers.com	600 7167
David Beatty	dbeatty@richlandpenny.com	726-6159
Gerard Walker	gwalker@richlandpenny.com	726-6151
AT Tolleson Ltd. Company Andy Tolleson	ATollesone@tollesonltd.com	783-9001
Palmetto SiteWork Services Jack Lee	jlee@pswslc.com	478-972-8377
RC Procurement Jennifer Wladischkin	wladj@richlandcountyga.gov	576-2126
RC Procurement Kathy S. Coleman	Coleman.Kathy@richlandcountyga.gov	903-576-2134
Rashed Munnwakki / Transportation RC	munnwakki.rashed@rc	803-849-4230
Corky Construction LLC	Corky Const 88915@earthlink.net	803 513-1269
First Construction Management Roger Holcomb	Roger@1stmgmt.org	843-647-7434
Sydney Hamilton	Sydney.hamilton@medhunts.com	803-520-2961
Rebecca Connelly PDTUH	rconnelly@richlandpenny.com	803-605-2389

Submitted Bids

Business	Status	Bid Total	Submitted at	Signed by
AOS Specialty Contractors, Inc.	Responsive	\$2,311,665.75	2019-10-30 17:43:30 UTC	Joni Peterson
Palmetto Sitework Services LLC	Responsive	\$1,876,851.50	2019-10-30 17:00:16 UTC	Edward Hannay Jr
Corley Construction, LLC	Responsive	\$2,731,528.35	2019-10-30 15:54:32 UTC	Todd Corley
Palmetto Corp of Conway, Inc	Responsive	\$2,203,937.19	2019-10-30 16:46:32 UTC	Shawn Godwin

[Print this page](#)

Board: Commercial Contractors

PALMETTO SITEWORK SERVICES LLC
1737 JOE S JEFFORDS HWY
ORANGEBURG, SC 29115
(803)536-3143

License number: 119837
License type: GENERAL CONTRACTOR
Status: ACTIVE
Expiration: 10/31/2020
First Issuance Date: 12/30/2015
Classification: HY5
Qualified By: Financial Statement
President / Owner: KARL M STOLLER, MGR
Vice President: J DREW EVANS, VP OPERATIONS

[Click here for Classification definitions and licensee's contract dollar limit](#)

Supervised By

RHOAD ROGER (COG)

[File a Complaint against this licensee](#)

Board Public Action History:

[View Orders](#)

[View Other License for this Person](#)

No Orders Found

CURRENT CLASSIFICATION ABBREVIATIONS and PROJECT/DOLLAR LIMITATIONS

The two-letters on a license indicates the designated classification(s) of work (i.e. **BD3**); the number behind the letters indicates their designated dollar limit per contract (i.e. **BD3**); see classifications & project/dollar limits below:

GENERAL CONTRACTOR classifications	MECHANICAL CONTRACTOR classifications
Asphalt Paving AP	Air Conditioning AC
Boiler Installation BL	Electrical EL
Boring & Tunneling (no technical exam) BT	Heating HT
Bridges BR	Lightning Protection LP
Building (BD, LB, UB) * BD	Packaged Equipment PK
Concrete CT	Plumbing PB
Concrete Paving CP	Pressure and Process Piping **** 1P/2P
General Roofing GR	Refrigeration RG
Glass & Glazing GG	
Grading GD	
Highway ** HY	
Highway Incidental (no technical exam) HI	
Interior Renovation (no technical exam) IR	
Marine MR	
Masonry (no technical exam) MS	
Pipelines PL	
Pre-Engineered Metal Buildings MB	
Public Electrical Utility *** 1U/2U	
Railroad (no technical exam) RR	
Specialty Roofing SR	
Structural Framing SF	
Structural Shapes (no technical exam) SS	
Swimming Pools SP	
Water & Sewer Lines WL	
Water & Sewer Plants WP	
Wood Frame Structures WF	

* **Building (BD):** includes GR, IR, MB, MS, SS, WF.

"LB" - qualifier took Limited Building exam - can only apply as Group #1, #2, or #3; cannot work over 3 stories.

"UB" - qualifier took Unlimited Building exam.

** **Highway (HY):** includes AP, CP, BR, GD, HI.

*** **Public Electrical Utility (1U/2U):** "1U" given to those licensed prior to 4/1/99 and can engage in stadium lighting work. "2U" given to those licensed after 4/1/99 and cannot engage in stadium lighting work.

**** **Pressure and Process Piping (1P/2P):** "1P" given to those licensed prior to 4/1/99 and can engage in boiler work; "2P" given to those licensed after 4/1/99 and cannot engage in boiler work.

*** DOLLAR LIMITATIONS AND NET WORTH/SURETY BOND REQUIREMENTS***

GENERAL CONTRACTORS				MECHANICAL CONTRACTORS			
Group#	\$ Limit per Contract	Net Worth/ Total Equity	Surety Bond Amount	Group #	\$ Limit per Contract	Net Worth/ Total Equity	Surety Bond Amount
Group #1	\$50,000	\$10,000	\$20,000	Group #1	\$17,500	\$3,500	\$7,000
Group #2	\$200,000	\$40,000	\$80,000	Group #2	\$50,000	\$10,000	\$20,000
Group #3	\$500,000	\$100,000	\$200,000	Group #3	\$100,000	\$20,000	\$40,000
Group #4	\$1,500,000	\$175,000	\$350,000	Group #4	\$200,000	\$40,000	\$80,000
Group #5	\$Unlimited	\$250,000	\$500,000	Group #5	\$Unlimited	\$200,000	\$400,000

Revised 06/2018



**Richland Penny Transportation Program
July 2019 Sidewalk Status**

ACTIVE / COMPLETED REFERENDUM PROJECTS (50)

2015 PRIORITY	DISTRICT	PROJECT NAME	TERMINI	TERMINI	LENGTH (MILES)	COMMENTS	REFERENDUM AMOUNT	*PROGRAMMED COST
Complete	5	Blossom St.	Williams St.	Huger St.	.1 (460')	Complete	\$41,564	\$0
Complete	5	Gervais St.	Gist St.	450' w Gist	0.1 (450')	Complete	\$8,638	\$0
Complete	5	Gervais St.	Gist St.	Huger St.	0.18	Complete	\$84,100	\$0
High	4	Jefferson St. (S-363)	Sumter St.	Bull St. (SC 277)	0.13	Complete	\$381,242	\$166,448
High	6	Maple St. (City)	Kirby St. (City)	Gervais St. (US 1)	0.1 (346')	Complete	\$132,502	\$94,308
High	4	Mildred Ave. (S-797)	Westwood Ave. (S-860)	Duke Ave. (S-126)	0.1 (430')	Complete	\$151,536	\$94,308
High	5, 6	Senate St. (S-351)	Gladden St. (S-351)	King St. (S-142)	0.26	Complete	\$476,230	\$142,718
High	4	Wildwood Ave. (S-203)	Monticello Rd. (S-215)	Ridgewood Ave. (S-76)	0.14	Complete	\$264,449	\$72,867
High	10	Wiley St. (S-1093)	Superior St. (S-448)	Edisto Ave. (City)	0.15	Complete	\$280,896	\$95,892
High	3	Windover St. (S-1372)	Two Notch Rd. (US 1)	Belvedere Dr. (S-1358)	0.1 (546')	Complete	\$187,942	\$72,867
High	3	Harrison Rd. (S-93)	Two Notch Rd. (US 1)	Forest Dr. (SC 12)	1.17	Available to construct.	\$600,000	\$1,951,365
High	3	Magnolia St. (S-94, City)	Two Notch Rd. (US 1)	Pinehurst Rd. (S-943)	0.44	In Construction. 2019 completion.	\$828,458	\$509,862
High	5	Shandon St. (City)	Rosewood Dr. (SC 16)	Heyward St. (City)	0.14	Deferred by Council based on public input.	\$268,514	\$0
High	4	Sunset Dr. (SC 16)	Elmhurst Rd. (S-1405)	River Dr. (US 176)	0.74	Design underway. 2020 Construction.	\$364,522	\$2,490,208
High	11	Lower Richland	Rabbit Run Rd. (S-2089)	Garners Ferry Rd. (US 76)	0.55	To be constructed with the widening project.	\$260,077	\$0
High	11	Leesburg Rd.	Garners Ferry Rd. (US 76)	Semmes Rd. (City)	4	2019 Construction (Part of SCDOT Widening)	\$475,200	\$0
High	8, 9, 10	Polo Rd. (S-2214)	Mallet Hill Rd. (City)	Alpine Rd. (S-63)	1.69	Available to construct	\$403,444	\$2,935,771
Medium	4	Calhoun St. (City)	Gadsden St. (City)	Wayne St. (City)	0.1 (518')	Complete	\$91,106	\$0
Medium	4	Franklin St. (S-165)	Sumter St.	Bull St. (SC 277)	0.29	Complete	\$785,585	\$166,448
Medium	10	Royster St. (Capers)	Mitchell St. (S-1989)	Superior St. (S-448)	0.1 (428')	Complete	\$95,357	\$124,409
Medium	5,10	Superior St. (City) (Marion)	Whaley St. (City)	Airport Blvd. (City)	0.18	Complete	\$778,852	\$83,807
Medium	9, 10	Clemson Rd. (S-52)	Two Notch Rd. (US 1)	Percival Rd. (SC 12)	3.39	Available to construct.	\$564,728	\$413,086
Medium	6	Pelham Dr. (City)	Gills Creek Pkwy (City)	Garners Ferry Rd. (US 76)	1.52	Complete	\$346,774	\$65,415
Medium	3	School House Rd. (S-1350)	Two Notch Rd. (US 1)	Ervin St. (S-1350)	0.26	In Construction. 2019 completion.	\$482,882	\$509,862
Medium	5	Prospect Rd. (S-357)	Wilmot Ave. (City)	Yale St. (S-360)	0.28	Deferred by Council based on public input.	\$137,938	\$0
Medium	5	Shandon St. (City)	Wilmot Ave. (City)	Wheat St. (City)	0.1 (426')	Deferred by Council based on public input.	\$179,071	\$0
Medium	3, 8, 10	Alpine Rd. (S-63)	Two Notch Rd. (US 1)	Percival Rd. (SC 12)	2.41	Late 2019 construction	\$452,075	\$4,431,225
Medium	6	Percival Rd. (SC 12)	Forest Dr. (SC 12)	Decker Blvd. (S-151)	1.52	2020 construction	\$700,000	\$2,547,062
Low	2	Blythewood Rd. (S-59)	I-77	Main St. (S-21)	0.54	Complete	\$191,601	\$0
Low	5	Bratton St. (S-139)	King St. (S-142)	Maple St. (City)	0.21	Complete	\$386,602	\$83,807
Low	4, 5	Broad River Rd. (US 176)	Greystone Blvd. (S-3020)	Broad River Bridge	0.48	Complete	\$109,367	\$0
Low	4	Colonial Dr. (S-228)	Harden St. (SC 555)	Academy St. (SC 16)	0.37	Complete	\$1,012,704	\$0
Low	2	Columbiana Dr. (City)	Lex. Co. Line	Lake Murray Blvd. (SC 60)	0.98	Complete	\$486,272	\$0
Low	4	Grand St. (S-809/S-1502)	Shealy St. (City)	Hydrick St. (S-1422)	0.45	Complete	\$714,622	\$83,807
Low	4, 5	Laurel St. (S-337)	Gadsden St. (City)	Pulaski St. (City)	0.19	Complete	\$359,066	\$0
Low	5	Lincoln St. (City)	Heyward St. (City)	Whaley St. (City)	0.1 (553')	Complete	\$198,475	\$0
Low	5	Lyon St. (S-821)	Gervais St. (US 1)	Washington St. (City)	0.21	Complete	\$194,410	\$0
Low	3	Pinehurst Rd. (S-943)	Harrison Rd. (S-93)	Forest Dr. (SC 12)	0.7	Complete	\$1,649,672	\$0
Low	11	Veterans St. (S-1534)	Garners Ferry Rd. (US 76)	Wormwood Dr. (city)	0.34	Complete	\$171,602	\$0
Low	6, 11	Veterans St. (S-1534)	Coachmaker Rd. (City)	Coatsdale Rd. (City)	0.1 (336')	Complete	\$45,915	\$0
Low	4, 5	Wayne St. (City)	Calhoun St. (City)	Laurel St. (S-337)	0.2	Complete	\$366,828	\$0
Low	3	Koon Rd. (S-456)	Malinda Rd. (City)	Farmview St. (City)	0.16	In Construction. 2019 Completion.	\$92,891	\$283,137
Low	5	Tryon St. (City)	Catawba Ave. (City)	Heyward St. (City)	0.19	Complete	\$354,446	\$65,415
Low	6	Fort Jackson Blvd (SC 760)	Wildcat Rd. (US 76)	I-77	0.53	Design pending approval	\$343,543	\$470,245
Low	5	Park St. (City)	Gervais St. (US 1)	Senate St. (S-351)	0.1 (504')	Assigned to City	\$170,570	\$170,570
Low	11	Atlas Rd. (S-50)	Fountain Lake Way (city)	Garners Ferry Rd. (US 76)	0.54	To be completed as part of Atlas Rd. widening	\$0	\$0
Low	10	Bluff Rd. (SC 48)	Rosewood Dr. (SC 16)	Beltline Blvd. (SC 16)	2.5	To be completed as part of Bluff Rd. widening	\$0	\$0
Low	1	Broad River Rd. (US 176)	Royal Tower Rd. (S-1862)	Woodrow St. (City)	0.77	To be completed as part of US 176 widening	\$0	\$0
Low	8, 9, 10	Polo Rd. (S-2214)	Two Notch Rd. (US 1)	Mallet Hill Rd.	1.89	Available to construct	\$0	\$0
Low	1	Broad River Rd. (US 176)	Lake Murray Blvd. (SC 60)	Western Ln. (S-2894)	1.6	No funding included in the Referendum. Beyond limits of Broad River Road included in Widening Category.	\$0	\$0
Total Referendum							\$16,672,268	
<i>Percival SCDOT CTC</i>							<i>\$1,811,423</i>	
<i>Alpine Bikeway (Referendum) Transfer</i>							<i>\$1,536,100</i>	
<i>Alpine SCDOT Federal Resurfacing</i>							<i>\$802,579</i>	
<i>Alpine TAP Grant</i>							<i>\$180,000</i>	
Total Active / Completed							\$21,002,370	\$18,124,907
Remaining funds:							\$2,877,464	

REMAINING REFERENDUM PROJECTS (6)

2015 PRIORITY	DISTRICT	PROJECT NAME	TERMINI	TERMINI	LENGTH (MILES)	COMMENTS	REFERENDUM AMOUNT	ESTIMATED COST
Medium	5	Huger St. (US 21)	Blossom St. (US 21)	Gervais St. (US 1)	0.6	Sidewalk exists from Blossom to College and from Senate to Gervais. Construct sidewalk from College to Senate.	\$256,861	\$849,259
Low	5, 10	Assembly St. (SC 48)	Whaley St. (City)	Beltline Blvd. (SC 16)	3.3	Construct sidewalk path from Whaley to Rosewood. Construct sidewalk adjacent to fairgrounds from Rosewood to George Rogers. Remainder to be constructed with Shop Road Widening.	\$1,920,257	\$2,315,019
Low	2, 4, 5	Broad River Rd. (US 176)	Harbison Blvd. (S-757)	Bush River Rd. (S-31)	5.1	Existing sidewalk from Piney Grove Rd. to Bush River Rd. Construct sidewalk from Harbison Blvd. to Piney Grove Rd.	\$2,408,361	\$2,986,582
Low	2	Broad River/LMB (US 176)	I-26	Harbison Blvd. (S-757)	1.24	Construction sidewalk.	\$2,499,420	\$2,466,907
Low	7, 8, 9	Clemson Rd. (S-52)	Longtown Rd (S-1051)	Two Notch Rd. (US 1)	4.46	Existing sidewalk from Longtown Rd. to Market Place Commons. Construct sidewalk from Market Place Commons to Old Clemson Rd.	\$465,696	\$2,383,452
Low	3, 7, 8, 9	Two Notch Rd. (US 1)	Alpine Rd. (S-63)	Spears Creek Church (S-53)	5.67	Sidewalk exists from Alpine to Lionsgate Dr. Construct sidewalk from Sesqui to Spears Creek Church.	\$2,703,507	\$7,187,113
Total Remaining							\$10,254,102	\$18,188,332
Funding Shortfall:							-\$7,934,230	
TOTAL							\$26,926,370	\$31,983,136
OUTSIDE FUNDING							\$4,330,102	\$4,330,102
GRAND TOTAL ALL							\$31,256,472	\$36,313,239
Total Funding Shortfall:							-\$5,056,766	

*Programmed = Spent or Committed

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Chair Paul Livingston and Members of Council
Prepared by: Michael A. Niermeier, Director
Department: Richland County Transportation
Date Prepared: December 13, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	December 13, 2019
Budget Review	James Hayes via email	Date:	December 13, 2019
Finance Review	Stacey Hamm via email	Date:	December 13, 2019
Approved for Council consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM	
Subject: Harrison Rd. Sidewalk Project			

Recommended Action:

The following recommendations are provided for Council action:

1. Per Council decision on December 10 to move forward with the project and in accordance with Council decision on August 1 to move forward with the 50 top sidewalk projects as shown in attachment 2, approve the award of Harrison Rd. Sidewalk Project to AOS Specialty Contractors, Inc. in the amount of \$1,507,122.00 and to approve a 10% contingency in the amount of \$150,712.20.
2. Rebid the project to try and get bids closer to the referendum amount.
3. Descope the project and redesign it to fit within the referendum amount.

Motion Requested:

1. Move to approve recommendation desired.

Request for Council Reconsideration: Yes

Fiscal Impact:

Funds are available and included in the \$21,002,370 available for the 50 out of 56 approved sidewalks (Council approved).

Motion of Origin:

This request did not originate with a Council motion.

Council Member	
Meeting	
Date	

Discussion:

The Harrison Rd. Sidewalk Project consists of installing a 5' sidewalk on one side of Harrison Rd. from Two Notch Rd. to Bagnal Dr. The referendum amount for Harrison Rd. Sidewalk is \$600,000. The engineering estimate for the project was \$1,954,365. The proposed award is over the referendum amount, under the engineering estimate, and within the total referendum amount allocated for the 50 approved sidewalk projects.

The bid opening for this project was held on November 21st, 2019 and the results are listed below.

1. AOS Specialty Contractors, Inc. - \$1,507,122.00
2. Palmetto Sitework Services, LLC - \$1,683,931.75
3. Palmetto Corp. of Conway, Inc. - \$2,660,872.25

Attachments:

1. Signed Award Recommendation
2. Richland Penny Sidewalk Prioritization

**RICHLAND COUNTY FINANCE DEPARTMENT
PROCUREMENT DIVISION**

 2020 Hampton Street, Suite 3064
 Columbia, SC 29201
 803-576-2130


November 25, 2019

To: Mr. Leonardo Brown, County Administrator
 From: Jennifer Wladischkin, Manager of Procurement
 Mr. Michael Niermeier, Director of Transportation
 Re: PDT-164-IFB-2020 Sidewalk Package S12 Harrison Road

Dear Mr. Brown:

A bid opening was held at 2:00 PM on Thursday, November 21, 2019 at the Richland County Office of Procurement at 2020 Hampton Street for the Sidewalk Package S12 Harrison Road. Procurement has reviewed the three (3) submitted bids for Sidewalk Package S12 Harrison Road, which were submitted via Bid Express and found no discrepancies. The bids received were as follows.

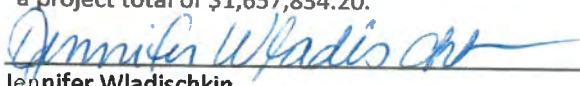
SIDEWALK PKG S12 HARRISON RD - BID RESULTS SUMMARY	
BIDDER	SUBMITTED BID
AOS Specialty Contractors, Inc.	\$1,507,122.00
Palmetto Sitework Services, LLC	\$1,683,931.75
Palmetto Corp of Conway	\$2,660,872.25

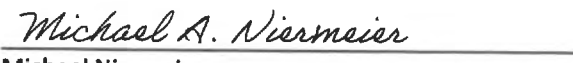
Further review shows that AOS Specialty Contractors, Inc. is duly licensed in South Carolina to perform this work. A copy of their license is attached.

A Mandatory Pre-Bid Conference was held at 10:00 AM on October 31, 2019 during which attendees gained information and bidding directives for the project. Sign-In Sheets for the Pre-Bid Meeting are attached indicating interested firms that were in attendance.

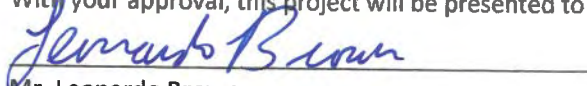
Attached is a final bid tab sheet for your reference, which indicates AOS Specialty Contractors, Inc's bid to be 32.7% below the Engineer's Estimate of \$2,242,121.72 for the project. A review of the low bid also shows a commitment of 19% utilization of Small Local Business Enterprise (SLBE) companies which equals the goal for this project.

I, jointly with the Director of Transportation, recommend that a contract be awarded to the lowest, responsible bidder-AOS Specialty Contractors, Inc. It is recommended that a 10% construction contingency of \$150,712.20 be included for a project total of \$1,657,834.20.


 Jennifer Wladischkin
 Procurement Manager


 Michael A. Niermeier
 Transportation Director

With your approval, this project will be presented to the Transportation Ad Hoc committee.


 Mr. Leonardo Brown
 County Administrator

[Print this page](#)

Board: Commercial Contractors

AOS SPECIALTY CONTRACTORS INC

1224 TWO NOTCH RD
LEXINGTON, SC 29073-3747
(803) 798-6831

License number: 111758

License type: GENERAL CONTRACTOR

Status: ACTIVE

Expiration: 10/31/2020

First Issuance Date: 07/27/2005

Classification: BD5 AP5 CP5 GD5 HI5 WL5 IR5 MS5 SP5 BT5 WP5 2U5 BR5 CT5 MR5 SS5

Qualified By: Financial Statement

President / Owner: DIANNE RUSHING

[Click here for Classification definitions and licensee's contract dollar limit](#)

Supervised By

[PLANTE JANE \(COG\)](#)

[WILKES LUKE \(COG\)](#)

[RUSHING DIANNE \(COG\)](#)

[File a Complaint against this licensee](#)

Board Public Action History:

[View Orders](#)

[View Other License for this Person](#)

[No Orders Found](#)

CURRENT CLASSIFICATION ABBREVIATIONS and PROJECT/DOLLAR LIMITATIONS

The two-letters on a license indicates the designated classification(s) of work (i.e. **BD3**); the number behind the letters indicates their designated dollar limit per contract (i.e. **BD3**); see classifications & project/dollar limits below:

GENERAL CONTRACTOR classifications	MECHANICAL CONTRACTOR classifications
Asphalt Paving AP	Air Conditioning..... AC
Boiler Installation..... BL	Electrical..... EL
Boring & Tunneling (no technical exam) BT	Heating..... HT
Bridges BR	Lightning Protection LP
Building (BD, LB, UB) * BD	Packaged Equipment..... PK
Concrete..... CT	Plumbing PB
Concrete Paving CP	Pressure and Process Piping **** 1P/2P
General Roofing..... GR	Refrigeration..... RG
Glass & Glazing GG	
Grading GD	
Highway ** HY	
Highway Incidental (no technical exam) HI	
Interior Renovation (no technical exam) IR	
Marine MR	
Masonry (no technical exam) MS	
Pipelines..... PL	
Pre-Engineered Metal Buildings MB	
Public Electrical Utility *** 1U/2U	
Railroad (no technical exam) RR	
Specialty Roofing SR	
Structural Framing SF	
Structural Shapes (no technical exam) SS	
Swimming Pools SP	
Water & Sewer Lines WL	
Water & Sewer Plants..... WP	
Wood Frame Structures..... WF	

- * **Building (BD):** includes GR, IR, MB, MS, SS, WF.
 "LB" - qualifier took Limited Building exam - can only apply as Group #1, #2, or #3; cannot work over 3 stories.
 "UB" - qualifier took Unlimited Building exam.
- ** **Highway (HY):** includes AP, CP, BR, GD, HI.
- *** **Public Electrical Utility (1U/2U):** "1U" given to those licensed prior to 4/1/99 and can engage in stadium lighting work. "2U" given to those licensed after 4/1/99 and cannot engage in stadium lighting work.
- **** **Pressure and Process Piping (1P/2P):** "1P" given to those licensed prior to 4/1/99 and can engage in boiler work; "2P" given to those licensed after 4/1/99 and cannot engage in boiler work.

*** DOLLAR LIMITATIONS AND NET WORTH/SURETY BOND REQUIREMENTS***

GENERAL CONTRACTORS				MECHANICAL CONTRACTORS			
Group#	\$ Limit per Contract	Net Worth/ Total Equity	Surety Bond Amount	Group #	\$ Limit per Contract	Net Worth/ Total Equity	Surety Bond Amount
Group #1	\$50,000	\$10,000	\$20,000	Group #1	\$17,500	\$3,500	\$7,000
Group #2	\$200,000	\$40,000	\$80,000	Group #2	\$50,000	\$10,000	\$20,000
Group #3	\$500,000	\$100,000	\$200,000	Group #3	\$100,000	\$20,000	\$40,000
Group #4	\$1,500,000	\$175,000	\$350,000	Group #4	\$200,000	\$40,000	\$80,000
Group #5	\$Unlimited	\$250,000	\$500,000	Group #5	\$Unlimited	\$200,000	\$400,000

Revised 06/2018



TRANSPORTATION PROGRAM

SIGN IN SHEET

Project: Sidewalk Package S12 (Harrison Road Sidewalk)

Date: October 31, 2019

Meeting Time: 10:00 AM

NAME/Business	EMAIL	PHONE
Jack Lee Palmetto Siteworks	jlee@pswsllc.com	(478) 972-8377
RICHARD GOODWIN	RGoodwin@C-I/Inc. Co	803 929 1181. 112
Cassi Rowntree - For Brent Weaver - Palmetto Corp	Bweaver@palmetto.com	843-365-2156
Mike Sweat / AUS Speciality Contractors	mike@aossc.org	803-798-6831
JAMES FORD - REPUBLIC CONTRACTING CORPORATION	jford@publiccontracting.com	803-783-4900
Jennifer Wladischkin RC Gov.	wladj@rcgov.us	803-576-2126
David Beatty - PDT	dbeatty@RichlandNY.com	726-6159
Markus S. Corley	80915@BellSouth.com Corley Const. 2003	803 781-3127
Margaret Jones - OSBO	jones.margaret@richlandcounty.sc.gov	803-576-1540
Michelle Rosenthal - OSBO	rosenthal.michelle@richlandcounty.sc.gov	803-576-1540
Cheryl Cook - OSBO	Cook.Cheryl@richlandcounty.sc.gov	576-1540



TRANSPORTATION PROGRAM

SIGN IN SHEET

Project: Sidewalk Package S12 (Harrison Road Sidewalk)
Date: October 31, 2019
Meeting Time: 10:00 AM

NAME/Business	EMAIL	PHONE
FNO construction + Associates Florence Ogburn	foburn@gmail.com	803.363.7760
Allison Stede - PC	stede@regulus	764-5610
Rashad Murrell-Kel	murrellkel.rashed@rc	803-849-4230
Taylor Neeley / Brownstone	tneeley@brownstonegroup.com	
Kathy Coleman / Richard County	coleman.kathy@richlandcountyva.gov	803-576-2134

General Info

Number: PDT-164-IFB-2020
Description: Richland County Sidewalk Package S12(Harrison Road Sidewalk) Mandatory Pre-bid 10/31/19@10:00am (see bid manual)
Deadline: 2019-11-21 19:00:00 UTC

Bids

Business	Bid Total	Submitted at	Signed by
AOS Specialty Contractors, Inc.	\$1,507,122.00	2019-11-21 18:15:45 UTC	Joni Peterson
Palmetto Sitework Services LLC	\$1,683,931.75	2019-11-21 17:34:59 UTC	Edward Hannay Jr
Palmetto Corp of Conway, Inc	\$2,660,872.25	2019-11-21 16:26:03 UTC	Shawn Godwin



**Richland Penny Transportation Program
July 2019 Sidewalk Status**

ACTIVE / COMPLETED REFERENDUM PROJECTS (50)

2015 PRIORITY	DISTRICT	PROJECT NAME	TERMINI	TERMINI	LENGTH (MILES)	COMMENTS	REFERENDUM AMOUNT	*PROGRAMMED COST
Complete	5	Blossom St.	Williams St.	Huger St.	.1 (460')	Complete	\$41,564	\$0
Complete	5	Gervais St.	Gist St.	450' w Gist	0.1 (450')	Complete	\$8,638	\$0
Complete	5	Gervais St.	Gist St.	Huger St.	0.18	Complete	\$84,100	\$0
High	4	Jefferson St. (S-363)	Sumter St.	Bull St. (SC 277)	0.13	Complete	\$381,242	\$166,448
High	6	Maple St. (City)	Kirby St. (City)	Gervais St. (US 1)	0.1 (346')	Complete	\$132,502	\$94,308
High	4	Mildred Ave. (S-797)	Westwood Ave. (S-860)	Duke Ave. (S-126)	0.1 (430')	Complete	\$151,536	\$94,308
High	5, 6	Senate St. (S-351)	Gladden St. (S-351)	King St. (S-142)	0.26	Complete	\$476,230	\$142,718
High	4	Wildwood Ave. (S-203)	Monticello Rd. (S-215)	Ridgewood Ave. (S-76)	0.14	Complete	\$264,449	\$72,867
High	10	Wiley St. (S-1093)	Superior St. (S-448)	Edisto Ave. (City)	0.15	Complete	\$280,896	\$95,892
High	3	Windover St. (S-1372)	Two Notch Rd. (US 1)	Belvedere Dr. (S-1358)	0.1 (546')	Complete	\$187,942	\$72,867
High	3	Harrison Rd. (S-93)	Two Notch Rd. (US 1)	Forest Dr. (SC 12)	1.17	Available to construct.	\$600,000	\$1,951,365
High	3	Magnolia St. (S-94, City)	Two Notch Rd. (US 1)	Pinehurst Rd. (S-943)	0.44	In Construction. 2019 completion.	\$828,458	\$509,862
High	5	Shandon St. (City)	Rosewood Dr. (SC 16)	Heyward St. (City)	0.14	Deferred by Council based on public input.	\$268,514	\$0
High	4	Sunset Dr. (SC 16)	Elmhurst Rd. (S-1405)	River Dr. (US 176)	0.74	Design underway. 2020 Construction.	\$364,522	\$2,490,208
High	11	Lower Richland	Rabbit Run Rd. (S-2089)	Garners Ferry Rd. (US 76)	0.55	To be constructed with the widening project.	\$260,077	\$0
High	11	Leesburg Rd.	Garners Ferry Rd. (US 76)	Semmes Rd. (City)	4	2019 Construction (Part of SCDOT Widening)	\$475,200	\$0
High	8, 9, 10	Polo Rd. (S-2214)	Mallet Hill Rd. (City)	Alpine Rd. (S-63)	1.69	Available to construct	\$403,444	\$2,935,771
Medium	4	Calhoun St. (City)	Gadsden St. (City)	Wayne St. (City)	0.1 (518')	Complete	\$91,106	\$0
Medium	4	Franklin St. (S-165)	Sumter St.	Bull St. (SC 277)	0.29	Complete	\$785,585	\$166,448
Medium	10	Royster St. (Capers)	Mitchell St. (S-1989)	Superior St. (S-448)	0.1 (428')	Complete	\$95,357	\$124,409
Medium	5,10	Superior St. (City) (Marion)	Whaley St. (City)	Airport Blvd. (City)	0.18	Complete	\$778,852	\$83,807
Medium	9, 10	Clemson Rd. (S-52)	Two Notch Rd. (US 1)	Percival Rd. (SC 12)	3.39	Available to construct.	\$564,728	\$413,086
Medium	6	Pelham Dr. (City)	Gills Creek Pkwy (City)	Garners Ferry Rd. (US 76)	1.52	Complete	\$346,774	\$65,415
Medium	3	School House Rd. (S-1350)	Two Notch Rd. (US 1)	Ervin St. (S-1350)	0.26	In Construction. 2019 completion.	\$482,882	\$509,862
Medium	5	Prospect Rd. (S-357)	Wilmot Ave. (City)	Yale St. (S-360)	0.28	Deferred by Council based on public input.	\$137,938	\$0
Medium	5	Shandon St. (City)	Wilmot Ave. (City)	Wheat St. (City)	0.1 (426')	Deferred by Council based on public input.	\$179,071	\$0
Medium	3, 8, 10	Alpine Rd. (S-63)	Two Notch Rd. (US 1)	Percival Rd. (SC 12)	2.41	Late 2019 construction	\$452,075	\$4,431,225
Medium	6	Percival Rd. (SC 12)	Forest Dr. (SC 12)	Decker Blvd. (S-151)	1.52	2020 construction	\$700,000	\$2,547,062
Low	2	Blythewood Rd. (S-59)	I-77	Main St. (S-21)	0.54	Complete	\$191,601	\$0
Low	5	Bratton St. (S-139)	King St. (S-142)	Maple St. (City)	0.21	Complete	\$386,602	\$83,807
Low	4, 5	Broad River Rd. (US 176)	Greystone Blvd. (S-3020)	Broad River Bridge	0.48	Complete	\$109,367	\$0
Low	4	Colonial Dr. (S-228)	Harden St. (SC 555)	Academy St. (SC 16)	0.37	Complete	\$1,012,704	\$0
Low	2	Columbiana Dr. (City)	Lex. Co. Line	Lake Murray Blvd. (SC 60)	0.98	Complete	\$486,272	\$0
Low	4	Grand St. (S-809/S-1502)	Shealy St. (City)	Hydrick St. (S-1422)	0.45	Complete	\$714,622	\$83,807
Low	4, 5	Laurel St. (S-337)	Gadsden St. (City)	Pulaski St. (City)	0.19	Complete	\$359,066	\$0
Low	5	Lincoln St. (City)	Heyward St. (City)	Whaley St. (City)	0.1 (553')	Complete	\$198,475	\$0
Low	5	Lyon St. (S-821)	Gervais St. (US 1)	Washington St. (City)	0.21	Complete	\$194,410	\$0
Low	3	Pinehurst Rd. (S-943)	Harrison Rd. (S-93)	Forest Dr. (SC 12)	0.7	Complete	\$1,649,672	\$0
Low	11	Veterans St. (S-1534)	Garners Ferry Rd. (US 76)	Wormwood Dr. (city)	0.34	Complete	\$171,602	\$0
Low	6, 11	Veterans St. (S-1534)	Coachmaker Rd. (City)	Coatsdale Rd. (City)	0.1 (336')	Complete	\$45,915	\$0
Low	4, 5	Wayne St. (City)	Calhoun St. (City)	Laurel St. (S-337)	0.2	Complete	\$366,828	\$0
Low	3	Koon Rd. (S-456)	Malinda Rd. (City)	Farmview St. (City)	0.16	In Construction. 2019 Completion.	\$92,891	\$283,137
Low	5	Tryon St. (City)	Catawba Ave. (City)	Heyward St. (City)	0.19	Complete	\$354,446	\$65,415
Low	6	Fort Jackson Blvd (SC 760)	Wildcat Rd. (US 76)	I-77	0.53	Design pending approval	\$343,543	\$470,245
Low	5	Park St. (City)	Gervais St. (US 1)	Senate St. (S-351)	0.1 (504')	Assigned to City	\$170,570	\$170,570
Low	11	Atlas Rd. (S-50)	Fountain Lake Way (city)	Garners Ferry Rd. (US 76)	0.54	To be completed as part of Atlas Rd. widening	\$0	\$0
Low	10	Bluff Rd. (SC 48)	Rosewood Dr. (SC 16)	Beltline Blvd. (SC 16)	2.5	To be completed as part of Bluff Rd. widening	\$0	\$0
Low	1	Broad River Rd. (US 176)	Royal Tower Rd. (S-1862)	Woodrow St. (City)	0.77	To be completed as part of US 176 widening	\$0	\$0
Low	8, 9, 10	Polo Rd. (S-2214)	Two Notch Rd. (US 1)	Mallet Hill Rd.	1.89	Available to construct	\$0	\$0
Low	1	Broad River Rd. (US 176)	Lake Murray Blvd. (SC 60)	Western Ln. (S-2894)	1.6	No funding included in the Referendum. Beyond limits of Broad River Road included in Widening Category.	\$0	\$0

Total Referendum	\$16,672,268	
<i>Percival SCDOT CTC</i>	<i>\$1,811,423</i>	
<i>Alpine Bikeway (Referendum) Transfer</i>	<i>\$1,536,100</i>	
<i>Alpine SCDOT Federal Resurfacing</i>	<i>\$802,579</i>	
<i>Alpine TAP Grant</i>	<i>\$180,000</i>	
Total Active / Completed	\$21,002,370	\$18,124,907
Remaining funds:	\$2,877,464	

REMAINING REFERENDUM PROJECTS (6)

2015 PRIORITY	DISTRICT	PROJECT NAME	TERMINI	TERMINI	LENGTH (MILES)	COMMENTS	REFERENDUM AMOUNT	ESTIMATED COST
Medium	5	Huger St. (US 21)	Blossom St. (US 21)	Gervais St. (US 1)	0.6	Sidewalk exists from Blossom to College and from Senate to Gervais. Construct sidewalk from College to Senate.	\$256,861	\$849,259
Low	5, 10	Assembly St. (SC 48)	Whaley St. (City)	Beltline Blvd. (SC 16)	3.3	Construct sidewalk path from Whaley to Rosewood. Construct sidewalk adjacent to fairgrounds from Rosewood to George Rogers. Remainder to be constructed with Shop Road Widening.	\$1,920,257	\$2,315,019
Low	2, 4, 5	Broad River Rd. (US 176)	Harbison Blvd. (S-757)	Bush River Rd. (S-31)	5.1	Existing sidewalk from Piney Grove Rd. to Bush River Rd. Construct sidewalk from Harbison Blvd. to Piney Grove Rd.	\$2,408,361	\$2,986,582
Low	2	Broad River/LMB (US 176)	I-26	Harbison Blvd. (S-757)	1.24	Construction sidewalk.	\$2,499,420	\$2,466,907
Low	7, 8, 9	Clemson Rd. (S-52)	Longtown Rd (S-1051)	Two Notch Rd. (US 1)	4.46	Existing sidewalk from Longtown Rd. to Market Place Commons. Construct sidewalk from Market Place Commons to Old Clemson Rd.	\$465,696	\$2,383,452
Low	3, 7, 8, 9	Two Notch Rd. (US 1)	Alpine Rd. (S-63)	Spears Creek Church (S-53)	5.67	Sidewalk exists from Alpine to Lionsgate Dr. Construct sidewalk from Sesqui to Spears Creek Church.	\$2,703,507	\$7,187,113

Total Remaining	\$10,254,102	\$18,188,332
Funding Shortfall:	-\$7,934,230	

TOTAL	\$26,926,370	\$31,983,136
OUTSIDE FUNDING	\$4,330,102	\$4,330,102
GRAND TOTAL ALL	\$31,256,472	\$36,313,239
Total Funding Shortfall:	-\$5,056,766	

*Programmed = Spent or Committed

**RICHLAND COUNTY
ADMINISTRATION**

2020 Hampton Street, Suite 4069
Columbia, SC 29204
803-576-2050



Agenda Briefing

To: Chair Paul Livingston and Members of Council
Prepared by: Jeff Ruble, Director
Department: Economic Development
Date Prepared: December 13, 2019 **Meeting Date:** December 17, 2019

Legal Review	Elizabeth McLean via email	Date:	December 13, 2019
Budget Review	James Hayes via email	Date:	December 13, 2019
Finance Review	Tiffany Harrison via email	Date:	December 13, 2019
Approved for Council consideration:	Assistant County Administrator	Ashley M. Powell, Assoc. AIA, AICP	
Subject:	Approval of Grants for Blythewood Industrial Park		

Recommended Action:

Staff recommends approval to accept grant funding to design and prepare a graded site at the County-owned Blythewood Industrial Park.

Motion Requested:

Move to authorize the Administrator to sign documents to accept grants from the SC PowerTeam, Fairfield Electric Cooperative, the SC Department of Commerce and others to prepare a graded site at the Blythewood Industrial Park, and take the necessary steps to proceed with the project.

Request for Council Reconsideration: Yes

Fiscal Impact:

This is a net gain for the County. The County is being awarded \$2,370,272 in funding to clear, grub, and grade a site at the Blythewood Industrial Park. The funding commitments equal the project cost; therefore, there will be no out-of-pocket costs for the County. However, the County will benefit greatly from having a marketable economic development product that will enhance the competitiveness of the industrial park.

Motion of Origin:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

Discussion:

Richland County Economic Development (RCEDO) has received funding commitments in the amount of \$2,370,272 to clear, grub and grade a site in Fairfield Electric Cooperative's territory at the Blythewood Industrial Park. The grant commitments have an 18-month window, and there are two public procurement processes that will need to occur during that timeframe. Therefore, to ensure that the project can be completed within the deadline, RCEDO will need to begin the process with Budget, Finance, and Procurement in January 2020. Since Council will not meet in January, and this is a time sensitive matter, RCEDO is respectfully requesting that Council review and approve the request to accept grant funds at its 12/17/19 special called meeting. Upon receipt thereof, grant documents will be reviewed by the County Attorney's office and other appropriate staff.

Background

In March 2019, with recommendations from the SC Department of Commerce, independent site selection consultants and RCEDO staff, Richland County Council made a decision to proceed with purchasing approximately 1,349 acres to develop as a business and industrial park. After months of financial modeling, rezoning and other due diligence, the County closed on the property on November 1, 2019. The 1,349-acre site is divided into two electric service territories: Dominion Energy serves the ~ 339 acres to the south and Fairfield Electric Cooperative serves the ~ 1,010 acres on the north.

This is the first significant sized industrial property that Richland County has in electric cooperative service territory, and when it became clear that the County intended to purchase the property, RCEDO began conversations with Fairfield Electric's President to discuss opportunities to partner on developing properties in their section of the park. He encouraged the RCEDO team to work with the SC PowerTeam (the statewide marketing entity for the electric cooperatives) to develop a high impact project for the Site Readiness program. The SC PowerTeam recognized that grading a site would set the park up for quick success, and was extremely supportive of developing a site. The SC PowerTeam's engineers worked closely with RCEDO and the County's engineering consultant to identify a project location.

During the same time, the SC Department of Commerce announced that it opened a new funding round for its Site Enhancement Program. The PowerTeam and RCEDO discussed the proposed project with the DOC and were encouraged to submit a request for funding. On August 29, 2019, the SCDOC review committee recommended approval of a \$500,000 grant for the project with the contingency that the property be rezoned to industrial.

PowerTeam staff vetted the project with Fairfield Electric and after approval, planned to recommend funding for the project to its board. Once the County closed on the property, staff was in a position to present the project to its board at its next meeting. On December 11, 2019 the SC PowerTeam board met and approved their staff's recommendation to provide a \$1,420,272 grant to Richland County to design and clear, grub and grade Parcel 29 at the Blythewood Industrial Park.

In addition to these two grant commitments, Fairfield Electric Cooperative has committed \$450,000 to assist with this project - \$300,000 was deposited - and set aside in the economic development fund - earlier in 2019 to assist with an economic development project at this park, and \$150,000 has been committed from the License Fee program.

The estimated cost of the grading project and funding commitments is as follows:

Parcel 29 - Clear, Grubbing and Grading Cost Estimate	\$2,370,000
Funding Commitments	
PowerTeam Site Readiness Grant	\$1,420,272
SC Commerce Site Enhancement Grant	\$500,000
Fairfield Electric Funds Deposited in 2019	\$300,000
Fairfield Electric License Fee Grant	<u>\$150,000</u>
Total	\$2,370,272

The pledge of this \$2.37 million is proof of our economic development partners' commitment to the success of the Blythewood Industrial Park, and ensures that this site will compete on an international level.

The SC DOC and SC PowerTeam grants are reimbursable. The County will competitively select an engineering firm to design and oversee construction activities for this project. Once designed, the county will undergo another competitive selection process to select a contractor to complete construction activities.

Upon completion of the project, the County will be reimbursed for its expenditures. RCEDO will work with grants and budget to account for this project, and RCEDO will be responsible for managing the project and the grants. The \$450,000 from Fairfield Electric Cooperative will be available to use on the project as needed and RCEDO will provide proof that funds were used for the intended purpose.

Attachments:

1. Site location map
2. Project Cost Estimate
3. SC DOC Funding Commitment Letter
4. SCPowerTeam Funding Commitment Letter
5. Proof of \$300,000 Fairfield Electric Cooperative Deposit
6. \$150,000 Fairfield Electric Funding Commitment Letter

Z:\27015\27015.0000\Engineering\Drawings\Exhibits\27015.0000 - 320K SF Pad and Road Ext option 2.dwg - Jul 9, 2019 - 15:52:48 PM



ACCESS ROADWAY AND MASS GRADING EXHIBIT
 FOR PARCEL 29 AT THE
BLYTHEWOOD INDUSTRIAL SITES
 CLIENT:
 RICHLAND COUNTY ECONOMIC DEVELOPMENT
 LOCATION: RICHLAND COUNTY, SC
 DATE: 7/9/19 DRAWN BY: CGW SHEET: 1 OF 1
 JOB NUMBER: J-27015.0000 REVIEWED BY: RSO SCALE: 1" = 400'

THOMAS & HUTTON
 1501 Main Street • Suite 760
 Columbia, SC 29201 • 803.451.6789
 www.thomasandhutton.com

Conceptual Cost Estimate
Blythewood Industrial Sites
Parcel 29
Mass Grading Improvements

Mass Grading Improvements for a 320,000 SF Building Pad (±52 Acres) on Parcel 29

<u>Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Item</u>	<u>Unit Price</u>	<u>Total</u>
1	1	LS	Mobilization / Demobilization	\$ 54,000	\$ 54,000
2	50	AC	Clearing & Grubbing	\$ 4,500	\$ 225,000
3	1	EA	Construction Entrance	\$ 5,000	\$ 5,000
4	5,000	LF	Silt Fence	\$ 4.00	\$ 20,000
5	190,000	CY	Earthwork (Onsite Cut/Fill/Compaction)	\$ 6.00	\$ 1,140,000
6	2	EA	Sediment Marker	\$ 500	\$ 1,000
7	2	EA	Temporary Skimmer with Horeshoe Berm (complete configuration)	\$ 7,500	\$ 15,000
8	2	LS	Forebay Berm (Within Detention Basin)	\$ 7,500	\$ 15,000
9	990	LF	Porous Baffles (Within Detention Basin)	\$ 15.00	\$ 14,850
10	2	EA	Emergency Spillway	\$ 10,000	\$ 20,000
11	15	EA	Stone Check Dams	\$ 500	\$ 7,500
12	2	EA	Outlet Structure w/Filter Berm	\$ 25,000	\$ 50,000
13	96	LF	Storm Drainage Piping	\$ 75.00	\$ 7,200
14	100	SY	Rip Rap with Filter Fabric	\$ 85.00	\$ 8,500
15	9,000	SY	Erosion Control Blanket	\$ 3.00	\$ 27,000
16	50	AC	Grassing	\$ 4,500	\$ 225,000
Mass Grading Improvements Subtotal:				\$	1,835,050
Contingency:				\$	182,950
Topographic Survey:				\$	24,000
Subsurface Geotechnical Exploration:				\$	19,500
Engineering, Landscaping, Design & Permitting:				\$	140,000
Bidding & Award:				\$	9,500
Construction Observation/Administration/SCDHEC Inspections:				\$	105,000
Construction Materials Testing:				\$	54,000
Mass Grading Improvements Total:				\$	2,370,000

Notes:

1. Cost Estimate based on the Access Roadway & Mass Grading Exhibit dated 2/28/19.
2. Grassing includes all areas to be cleared.
3. Rip-rap placed at end of storm drainage pipes to act as an energy dissipater and provide erosion control.
4. A Geotechnical Exploration will be required before construction.
5. Construction Materials Testing by geotechnical firm will be necessary during construction.
6. Preliminary Estimate above is based on opinion and experience and subject to change pending Richland County & SCDHEC requirements at time of submittal and actual field conditions.
7. Cost estimate does not include property acquisition.



Henry McMaster
Governor

SOUTH CAROLINA
DEPARTMENT OF COMMERCE

Robert M. Hitt III
Secretary

August 29, 2019

Jeff Ruble
Director
Richland County Economic Development Office
1201 Main Street, Suite 910
Columbia, SC 29201

RE: SCDOC Site Enhancement Initiative – Richland County

Dear Jeff:

Congratulations on your successful application for funding from the South Carolina LocateSC Site Enhancement Initiative. I am pleased to inform you that \$500,000 has been approved to assist Richland County with road improvements and pad construction at the Blythewood Industrial Site.

However, before we are able to issue a grant award, the following requirements must be met and approved by our office:

1. Proof of the property rezoning to Limited Industrial 2 (LI-2) on the 163-acres in the Town of Blythewood

Commerce appreciates the opportunity to serve the citizens of Richland County and we look forward to working with you to ensure the success of this project. If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Jennifer R. Druce".

Jennifer R. Druce, SCCED
Program Director, Product Development

From: [Jamie W. Frost](#)
To: [TIFFANY HARRISON](#)
Cc: [JEFF RUBLE](#); [James Chavez](#); [Rebecca Breland](#)
Subject: Blythewood Industrial Site - Richland County, SC - SC Power Team Site Readiness Fund
Date: Friday, December 13, 2019 8:28:23 AM

Tiffany,

The SC Power Team is happy to announce that our Board met on December 11, 2019 and approved \$1,420,272 from the 2019 Site Readiness Fund for the Site Improvements associated with Parcel 29 at the Blythewood Industrial Site. As previously discussed this is a reimbursable grant and we will provide you, in the near future, a Site Readiness Fund Grant Agreement for your review and County signature. We are excited to work with Richland County on this project and based on a review of the Master Plan and Conceptual Layout we believe the \$1,424,272 in addition to the Funding provided by SC Department of Commerce, and Fairfield Electric, matched by the major commitment to purchase the property by Richland County, will provide ample resources to assist in the development of the property while maximizing flexibility to a prospective industry.

We look forward to getting started. Please do not hesitate to contact me at any time.

Sincerely,

Jamie

James (Jamie) W. Frost, II, P.E.
Senior Vice President Community Preparedness

Office: [803-978-7654](tel:803-978-7654) | **Mobile:** [803-600-6008](tel:803-600-6008)
E: jfrost@scpowerteam.com | **W:** www.SCpowerteam.com
[1201 Main Street, Suite 1710](#); Columbia, SC 29201





santee cooper

PO Box 2946101
Moncks Corner, SC 29461-2901
(843) 761-8000

OPERATING

Wells Fargo Bank, N.A.

DATE
12-19-2018

66-156
531

CHECK NO.
796381

Attachment 5

VENDOR NUMBER
521068

PAY THIS AMOUNT

\$***** 300,000.00

Three Hundred Thousand Dollars And Zero Cents*****

VOID AFTER SIX MONTHS

PAY TO THE
ORDER OF

THE COUNTY OF RICHLAND
2020 HAMPTON STREET
COLUMBIA, SC 29202

B. Shanon Williams
James B. ...

THE FACE OF THIS DOCUMENT HAS A MULTI COLORED BACKGROUND ON WHITE PAPER WITH A VOID FEATURE & AN ENDORSEMENT BACKER

⑈ 796381 ⑆ ⑆ 053101561 ⑆ 2079900428834 ⑆

INVOICE DATE		INVOICE/REF NUMBER	INVOICE DESCRIPTION	INVOICE AMOUNT	DISCOUNT AMOUNT	NET AMOUNT
12-18-2018		FEC UTC	Fairfield Electric UTC funds to Richland Cou	300,000.00	0.00	300,000.00
						300,000.00
Mccall, William D - 32684 - A201		***** NOTICE TO VENDORS/CUSTOMERS ***** If You Have Any Questions Concerning This Check Please Call 843-761-4055				

1240000000 - 221000

JL 1/10/19



Your Touchstone Energy® Partner



December 12, 2019

Jeff Ruble
Richland County Economic Development
1201 Main Street, Suite 910
Columbia, SC 29201

Dear Jeff,

As I recently discussed with you, Fairfield Electric Cooperative will designate \$150,000 of our RDA funds for 2019 for the Blythewood Business Park. We have an agreement in place with the South Carolina I-77 Alliance and they will hold the funds in their restricted account for infrastructure assistance and development of the park. I have enclosed a copy of the agreement.

We look forward to working with you and the county as the park develops.

Sincerely,

A handwritten signature in black ink, appearing to read "Douglas Payne", written in a cursive style.

Douglas Payne
Vice President, Member and Strategic Services



Your Touchstone Energy[®] Partner



December 12, 2019

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Richland County Economic Development
1201 Main Street, Suite 910
Columbia, SC 29201

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Douglas Payne
Vice President, Member and Strategic Services