



**NEWBERRY COUNTY COUNCIL
COUNTY COUNCIL AGENDA
Newberry Courthouse Annex
1309 College Street, Newberry, SC 29108
October 16, 2024
6:00 P.M.**

Call to Order: Todd Johnson, Chairman
Invocation and Pledge of Allegiance: Les Hipp, Council Member

1. Adoption of Consent Agenda:
 - a. Newberry County Council Work Session – October 7, 2024.
 - b. Newberry County Council Meeting – October 7, 2024.
2. Additions, Deletions & Adoption of the Agenda.
3. Recognitions:
 - a. Employee Service
 - i. Rebecca Gaffney 5 years Animal Control
 - ii. Mary Cleveland 10 years NCSO
 - iii. William Claytor 15 years NCSO
 - iv. Elizabeth Folk 45 years Clerk to Court
4. A Proclamation recognizing October as Manufacturing Month in Newberry County.
5. Ordinance 09-01-2024. An Ordinance Approving the Terms of an Intergovernmental Agreement Between Newberry County and the Newberry County Water and Sewer Authority.
 - a. Public Hearing.
 - b. Third Reading.

6. Consideration and Approval of a Bid for Hazardous Material Removal Services for the Old Gallman School CPST Project (Bid Number 2024-6).
7. Consideration and Approval of a Proposal for Arborist Services in Lynch's Woods (RFP 2024-08).
8. Consideration and Approval of the purchase of one or more ambulances for EMS.
9. Consideration and Approval of the purchase of a replacement fire tanker truck for Bush River Fire Department.
10. County Council may take action on matters discussed during the 5 p.m. Work Session.
11. Appointments.
12. Public Comments.
13. Comments/Requests from County Administrator.
14. Comments/Requests from Council.
15. Future meetings:
 - a. Newberry County Council Work Session – November 6 at 5 p.m.
 - b. Newberry County Council – November 6 at 6 p.m.
 - c. Veterans Day – Offices Closed - November 11.
 - d. Newberry County Executive Committee – November 12 at 6 p.m.
 - e. Newberry County Council Work Session – November 20 at 5 p.m.
 - f. Newberry County Council – November 20 at 6 p.m.
16. Adjournment.

**NEWBERRY COUNTY COUNCIL WORK SESSION
MINUTES
October 7, 2024**

Newberry County Council met on Wednesday, October 7, 2024, at 5:02 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a Work Session.

Notice of the meeting was duly advertised, as required by law.

PRESENT: Todd Johnson, Chairman
Leon Fulmer, Council Member
Travis Reeder, Council Member
Karl Sease, Council Member
Johnny Mack Scurry, Council Member
Jeff Shacker, County Administrator
Karen Brehmer, Deputy County Administrator
Sheriff Lee Foster, NCSO
Brian Kelly, GIS
Tommy Long, Emergency Services Director
Liz McDonald, Assessor
Eric Nieto, I.T. Director
Josh Rowe, Public Works Director
Kenny Shealy, Assessor's Office
Brandon Wicker, Emergency Services Coordinator
Andrew Wigger, Clerk to Council/PIO

ABSENT: Robert Shealy, Vice-Chairman
Les Hipp, Council Member
Joanie Winters, County Attorney

Mr. Johnson called the meeting to order at 5:02 p.m.

1. Discussion and consideration of the purchase of a fire tanker truck for Bush River Fire Department.

- Mr. Shacker said there was an accident over the summer and a tanker was lost. Mr. Long said the price for the new tanker came in at \$565,106, from Spartan Fire and Emergency Apparatus.
- Mr. Long said they received insurance payments on the wrecked tanker in the amount of \$170,800 and \$24,885 for the equipment. He said the difference comes out to \$369,424.
- Mr. Long said they have money in the budget to buy a new ambulance this year, but it won't be delivered until next year and after looking at the budget with Mr. Shacker, there are funds to cover the truck. He said they hope to have the new tanker delivered by February.
- Mr. Johnson asked if this is to replace the tanker lost in the accident a few months prior. Mr. Long said that is correct.
- Mr. Long said he got a comparative bid, but it was about \$20,000 more than the bid presented to council.
- Mr. Johnson asked if this was a new truck or a used truck. Mr. Long said this is a brand-new truck and is a pumper tanker and has a bigger pump than the previous truck, and that will benefit the county on ISO.
- Mr. Johnson asked Mr. Shacker how the non-appropriation clause affects the determination they buy the ambulance next year. Mr. Shacker said they would have the option to not appropriate.
- Mr. Shacker then showed a spreadsheet showing the purchase of the tanker and ambulance. Mr. Shacker said what is not in the budget this year (on the revenue side), are the insurance claims from the tanker that was totaled and the sale of property on SC 121, which resulted in \$229,800. They also made the change where they are diverting FILOT revenue to capital items. All of this combined gives a total revenue of a little over a million dollars.

- After the cost of the new tanker, the county will be left with a balance of \$449,973.
- Mr. Long said what they were asking for tonight was to get the purchase order for the tanker and the ambulance.

2. Discussion and consideration of the purchase of an ambulance for EMS.

- Mr. Shacker said they need to start looking at purchasing an ambulance every year.
- Mr. Long said they would be looking at getting the new ambulance delivered in July and the price came in at \$437,232.
- Mr. Long said they would like to lock in two ambulances and the other would come in the November timeframe, but he thinks they can lock in the same price for both.
- Mr. Johnson asked for the turnaround time on ambulances. Mr. Long said they are promising this ambulance by July so they will probably start working on it in November.
- Mr. Long said most of their ambulances have over 100,000 miles.
- Mr. Sease asked if they defer getting the ambulance until next fiscal year, will they have the same price or will it increase. Mr. Shacker said what they are asking is the county commit to the ambulance purchase now, and they would take delivery during the next fiscal year. He said ideally, it would be nice to lock in two ambulances now at today's price.
- Mr. Johnson said usually if they get \$100,000 for a truck, they aren't going to be able to turn around and buy another half million dollar truck off of insurance. He added he doesn't have a problem doing the truck and the two ambulances, but he would like to wait until the next meeting. He said he does not want to spend that much money of the taxpayers' money without having it on the agenda and the residents to have the opportunity to come and speak.
 - Mr. Fulmer added he would prefer to do it when the other council members are present, as well.

- Mr. Fulmer asked if that would be enough time. Mr. Long said he only hopes they will not get sold prior to the next meeting.
 - The purchase of the tanker and the two ambulances will be presented to council during the October 16, 2024, meeting.
3. Update on the status of Newberry County following Hurricane Helene and on Newberry County's storm recovery efforts.
- Mr. Shacker echoed the words of council and acknowledged the exceptional job everyone did responding to this event. Mr. Shacker quoted Mr. Long as saying that he has not encountered an event like this where it was countywide. Mr. Shacker said there is nothing like being on a team and he was impressed with Mr. Long, Mr. Wicker, the Newberry County Sheriff's Office, Newberry County Public Works and then what the Newberry County Assessor's Office is doing with damage assessment. He then recognized Newberry County Administration giving out water and staffing the offices when they were short-handed. He mentioned the Newberry County Auditor and Treasurer Office working through internet issues, Mr. Nieto resolving the issues. GIS being critical. He said everyone contributed and he was so impressed and proud to be part of it.
 - Mr. Long said he worked in the grocery business for 24 years and he dealt with the aftermath of disasters, including people going crazy wanting milk, bread and eggs. However, what he witnessed in the dispatch room at 5 a.m. on September 27, 2024, will forever be sketched in his head. He said it was the most organized chaos he has ever witnessed, and everyone in that room did everything in their power to make sure all residents were safe. He said once he saw what was going on, he went into EOC to immediately activate everyone to ensure the safety of residents. He said they started getting the PODs (Points of Distribution) set up to provide supplies to the community. Mr. Long said they had county staff, city staff, volunteers from all over, the S.C. National Guard and they don't

know how valuable it was for everyone to come out without begin asked.

- Mr. Long said they were able to set up FEMA disaster assistance for that day (October 7) and in the coming weeks they will have a DRC (Disaster Recovery Center) at the Newberry County Sheriff's Office, as well.
- Mr. Long said they also need to recognize the utility workers, water and sewer; all of them went above and beyond the call of duty. He said even the fuel companies brought fuel to the EOC, as did the Newberry County School District. He said all the support from the county was tremendous.
- Sheriff Foster said at the beginning, the dispatchers – who he said are the lowest paid public safety employees on the county payroll – did a stellar job. He said it started at about 2 a.m. then got worse at 5 a.m. He said council would not believe the number of calls that came in, calls ranging from trees being down, power lines being down, etc. He said dispatch handled the situation with grace and dignity. Sheriff Foster said Chief Deputy Wesley Boland, who handles NCSO communications, designed the county's communications system and the county never lost that, and the county helped other counties get their communications back up. Sheriff Foster said Mr. Boland opened up the backup EOC (located at the Newberry County Detention Center) and found out when they wired the generator for that section, the backup center wasn't completely done, meaning they were on battery backup. However, Mr. Boland and John Curley were able to get power to get a second set of dispatchers out there.
- Sheriff Foster said the total 911 calls during that period were 631, less than 100 seconds was the duration of most calls, calls were answered within 40 seconds. On the 803-321-2222 number, they answered 435 calls, doing so in the same amount of time. Dispatch made 364 outbound calls. Sheriff Foster said dispatchers rarely get complimented and he wanted to do so.

He added several of the dispatchers had to drive through the storm to get there.

- Sheriff Foster mentioned a story of getting help to a gentleman with a head injury and they sent deputies out, and with the help of others, were able to clear a path to get the man to the hospital.
- Sheriff Foster, in talking to their counterparts across the state, said Newberry County did better clearing roads and getting help. He also said in setting up the PODs, the NCSO staffed most of those locations, along with the S.C. National Guard at some places, and that they Newberry County Administration staff came and passed out water, and college and high school students showed up to help as well. At those PODs, 10,080 cases of water were distributed, and 2,064 Meals-Ready-to-Eat cases were distributed. They then took supplies to locations where the heavy damage occurred, like Chappells and Silverstreet.
- Sheriff Foster added that it was hectic, and they were trying to answer calls, answer people, and while they were out there working, people fed staff several times, restaurants from Columbia, Newberry, Prosperity, fed them to make sure they could keep going. He said every first responder left their houses, their families, to come and help others and it says a lot about the employees of Newberry County.
 - Mr. Johnson added that he saw deputies helping to keep lineman safe as they worked to get the power back up.
- Sheriff Foster added that they had a lot of residents arrive with their equipment to help clear fallen trees and it was a great effort by a lot of people.
- Mr. Rowe said as far as county-maintained roads, they had roughly 150 roads blocked and within two to three days, they had that number cut in half. He said that speaks volumes. He said during the course of this storm, Newberry County Public Works (made up of 12 people) cut 413 trees that were blocking roads. He said they had several roads with excess of 30 trees

on them, and two that had 60 trees on them. On average, there were 108 hours worked and to date, there are 5-10 roads that are still partially blocked.

- Mr. Johnson thanked Mr. Rowe and said, “an excellent job by all of their team.”
- Ms. McDonald presented a PowerPoint (included with these minutes) regarding damage assessment. She said three businesses were impacted by the storm and 137 residences. She added that they have \$8.8 million in estimated damages.
- Mr. Kelly showed a dashboard from data taken from the Palmetto Portal to look at county-wide totals, showing data relative to the storm.
- Mr. Shacker once again complimented everyone for the hard work they put in, including communication. Mr. Shacker said the company the county contracts with for debris maintenance had to de-mobilize, but the county will be able to work with SCDOT to get debris removed from local roads.
- Mr. Sease asked if the county is planning on doing a post-critique to see what they did well, what they can improve on, etc. Sheriff Foster said Mr. Long already held one last week.
- Mr. Johnson said that he speaks for all of council when he said they commend everyone that was a part of this and Newberry County residents who helped during this. He said he thanks God for the spirit that exist in Newberry County and the people of Newberry County.
- Sheriff Foster added that you hear a lot of people say not being prepared, he said this was a once and a lifetime situation (Category 2 Hurricane this far inland). He said this may never happen in our lifetimes again. He said we had plans, like buying from local gas stations, but they were out of power, and the backup didn't work, but working together, the county was able to find an alternative.

4. Adjournment.

- Mr. Sease made a motion to adjourn the meeting; Mr. Reeder provided the second and the motion carried 5-0 at 6:04 p.m.

NEWBERRY COUNTY COUNCIL

Todd Johnson, Chairman

Andrew Wigger, Clerk to Council

Minutes Approved: _____

Hurricane Helen Damage Assessment

Newberry County
September 27, 2024

Hurricane Helen Damage Assessment



Hurricane Helen Damage Assessment

Damage Assessment Team:

- Kenny Shealy, Chief Appraiser & Team Lead
- Brian Kelly, GIS Analyst II
- Brandon Granville, Appraiser
- Chris Monson, Appraiser
- Makenzie Nichols, Appraiser

Hurricane Helen Damage Assessment

Levels of Damage:

- Affected
- Minor
- Major
- Destroyed

Hurricane Helen Damage Assessment

Affected:



Hurricane Helen Damage Assessment

Minor:



Hurricane Helen Damage Assessment

Major:



Hurricane Helen Damage Assessment

Destroyed:



Hurricane Helen Damage Assessment Palmetto Portal

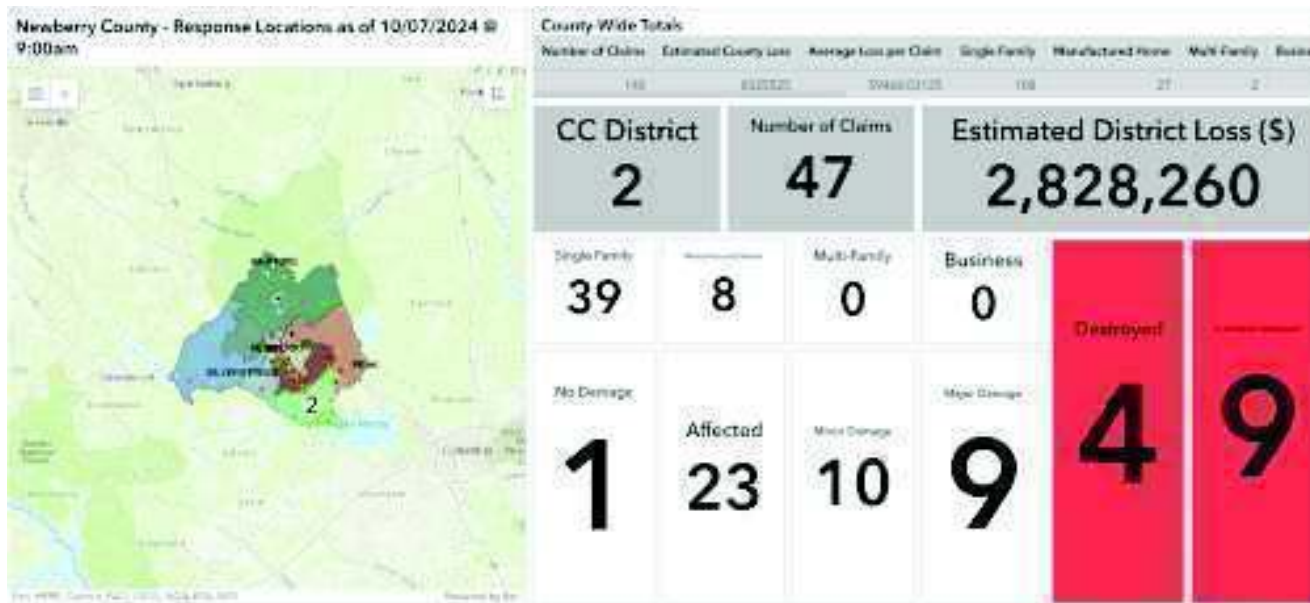
The screenshot displays the Palmetto Portal interface. At the top, there is a blue navigation bar with 'Home' and 'Newberry'. Below this, there are two tabs: 'ALL SITES' and 'MY SITES'. The main content area is a grid of seven cards, each with a red diamond icon and a blue 'ENTER' button. The cards are:

- Palmetto EOC**: South Carolina's Common Operating Picture, the system of record for real-world events.
- Palmetto Training**: Records of the Palmetto site, available to anyone with a Palmetto user account.
- Main Damage Assessment**: Gather PA and PK entries, display entries on a map, and produce FEMA reports.
- Mobile Damage Assessment**: The use by anyone going out into the field to gather PA and PK data when real world disaster.
- Radiological Emergency Preparedness**: Tracks equipment calibration due dates, short inventories, annual letter of certification workflow.
- Virtual EOC**: A Web 2.0 tool for better communication between EOC team members that are working in various locations.
- Hurricane Hub**: The Hurricane Hub serves as a one-stop shop for hurricane preparedness information and coordination. Certain pages will only be visible.

Hurricane Helen Damage Assessment

Brian Kelly presented a
GIS Dashboard of Damage by Council District

<https://www.arcgis.com/apps/dashboards/bdabd41098ec4b40b8ea343027ff7c01>



**NEWBERRY COUNTY COUNCIL
MINUTES
October 7, 2024**

Newberry County Council met on Wednesday, October 7, 2024, at 6:04 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a regular scheduled meeting.

Notice of the meeting was duly advertised, as required by law.

PRESENT: Todd Johnson, Chairman
Leon Fulmer Jr., Council Member
Travis Reeder, Council Member
Karl Sease, Council Member
Johnny Mack Scurry, Council Member
Jeff Shacker, County Administrator
Karen Brehmer, Deputy County Administrator
Sheriff Lee Foster, NCSO
Tommy Long, Emergency Services Director
Eric Nieto, I.T. Director
Josh Rowe, Public Works Director
Brandon Wicker, Emergency Services Coordinator
Andrew Wigger, Clerk to Council/PIO

ABSENT: Robert Shealy, Vice-Chairman
Les Hipp, Council Member
Joanie Winters, County Attorney

Mr. Johnson called the meeting to order at 6:04 p.m.

Mr. Fulmer led the invocation and Pledge of Allegiance.

1. Adoption of Consent Agenda:

- a. Newberry County Council Work Session – September 18, 2024.
- b. Newberry County Council Meeting – September 18, 2024.
- c. Newberry County Council Emergency Meeting – September 27, 2024.

- Mr. Scurry made a motion to accept the minutes as presented; Mr. Fulmer provided the second and the motion carried 5-0.

2. Additions, Deletions & Adoption of the Agenda.

- Mr. Fulmer made a motion to accept the agenda as presented; Mr. Sease provided the second and the motion carried 5-0.

3. Ordinance 09-01-2024. An Ordinance Approving the Terms of an Intergovernmental Agreement Between Newberry County and the Newberry County Water and Sewer Authority.

a. Public Hearing

- Mr. Brent Richardson, Manager of the NCWSA, said back in 2021, they began cost estimates for their CPST project (wastewater treatment expansion at the Boimest Road facility, a half a million gallon a day expansion that is much needed to supply capacity). He said when this was originally prepared, there was not a real detailed design. When they went into the detailed design, things majorly changed, mainly due to inflation and factors found during detailed design.
- He said they determined the existing motor control building was not going to be able to house the new

equipment, requiring a new motor control building. They were also able to determine the number of cubic yards of fill and cut that were needed for the grading and the building of the basin and they were able to determine their electrical equipment needs.

- Mr. Richardson said he knows the cost estimate went up significantly and there was cause for concern. He said they do feel the project is crucial for the growth of Newberry County and for development of jobs in the county. He said waste treatment capacity is not something you can build once the industry is looking here in Newberry County. He said as of April of 2025, they will have been working on just their environmental permits for two years on this project.
 - Mr. Johnson said his first concern is if they are that far over now, and they haven't gotten to construction how much more over can they get and are they going to turn around and come back and why do this now when there are other projects ahead of this one.
 - Mr. Richardson said that is why they requested this agreement and what it would say there would be no coming back to council or CPST regarding additional funds, that would be capped and the NCWSA would be 100% responsible for funding above the amount. He said they already have a million dollars in the project, as it sits today.
 - Mr. Johnson said if by some strange reason, it did not meet the projected cost and the NCWSA fell short, would they commit returning any overage. Mr. Richardson said yes and that would not be a second thought.
 - Mr. Reeder asked with the way things are developing now, are they sure they will be able

to handle that. Mr. Richardson said yes, they feel like they can. He said they want to make sure they can serve at the Mid-Carolina Commerce Park, when needed.

- Mr. Sease asked if they were currently at 95 million gallons a day in capacity; to which Mr. Richardson said yes and this will take it to 1.5 million gallons a day. Mr. Sease asked what the current average is; Mr. Richardson said it is currently at 350,000, but committed is right at 600,000 and they have right at 400,000 uncommitted. He said every time a permit from DHEC is issued for flow, that number gets lower. He said once you hit a certain capacity, DHEC will stop issuing construction permits and that is what they want to avoid.
- Mr. Fulmer asked about this being needed for the industrial park; Mr. Richardson said it is capacity and they are trying to improve available capacity at the plant to serve whatever the county needs. He said the industries are a focus due to the distance to the commerce park, but it would be available for residential, commercial or industrial.
- Mr. Scott Cain, a board member of the NCWSA, thanked council for their support by putting them on the penny sales tax. He said the issue they are running into is lead time and the scope of work has not changed. He said they are still waiting for DHEC as they have put in for the permits. He said they are trying to stay proactive to help the county have infrastructure ready.
- Mr. Cain said the equipment is special equipment and they have limited suppliers, and they are stuck with

the cost of inflation. He said the costs have just escalated.

- Mr. Fulmer asked if this includes any additional line installation. Mr. Richardson said no, there will be onsite piping on the plant site, and this does not include offsite piping.

b. Second Reading

- Before they had the second reading, Mr. Johnson asked Mr. Shacker to discuss the financial side of this and his anticipation of the project.
- Mr. Shacker said all of the CPST projects in the current iteration have had cost overruns. He said they have identified a little over \$9.6 million in overruns to implement the projects. He said they are recommending to council that they fund these overruns on the front end, and some of these projects are not viable without secured funding for cost overruns. He said the NCWSA project is in the middle, with projects below them, and the advantage of the agreement is that the NCWSA is waiving a claim to additional revenue beyond the \$9.6 million, positioning the projects below an enhanced stake to cost overrun funding.
- Mr. Shacker said something to consider is that this revenue is restricted, if it is not spent on these projects, it can be carried forward to a future referendum or allocated by council for eligible uses.
- Mr. Sease asked regarding the excess funding if they could use that toward other purchases, like fire trucks, ambulances; Mr. Shacker said those would not be eligible. Mr. Shacker said the excess is a little bit of insurance if the numbers are off or carried off to

the next CPST. Mr. Johnson said that funding is for these projects only, or similar projects.

- Mr. Scurry made a motion to accept second reading; Mr. Reeder provided the second.
- Mr. Sease said he had some concerns and had constituents who had concerns about spending that money but were unable to attend due to Hurricane Helene recovery. He said that is a lot of money and it almost doubled compared to the others.
- Mr. Johnson requested another public hearing during third reading.
- Mr. Fulmer said he has received a lot of phone calls about concerns involving such a high increase, but based on what he is seeing on funding, it will still be funded with what was originally planned, capitalizing on high interest rates to cover it.
- Mr. Johnson said they have to do these projects right and meet residents' expectations.
- The motion carried 5-0.

4. County Council may take action on matters discussed during the 5 p.m. Work Session.

- There was no action taken.

5. Further discussion of Newberry County's storm recovery efforts, if desired by council.

- There was no further discussion.

6. Appointments.

- There were no appointments.

7. Public Comments.

- There were no public comments.

8. Comments/Requests from County Administrator.

- Mr. Shacker did not have any comments.

9. Comments/Requests from Council.

- Mr. Fulmer said the response of the residents and employees of Newberry County really should not surprise him, he said Newberry County has a close-knit strong community and that is what makes Newberry County special. He said anyone coming into the community, that is something they look for and Newberry County is a gem. He said he appreciates emergency response folks spearheading the efforts that they have made.
- Mr. Reeder said he appreciates the help of everyone, and it takes a village, and Newberry has a strong village.
- Mr. Sease thanked all the first responders of Newberry County, all of the utility providers, Public Works, SCDOT, and all of the volunteers that came out and it was a great joint effort by everyone.
- Mr. Johnson said blessed beyond measure are not the words. He said thoughts are out for Mr. Shealy as he is out trying to restore power, and Mr. Hipp and his family during his wife's recovery. He also recognized first responders as they continue to serve. He said on a smaller scale, Newberry County Council as they pulled together an emergency meeting to

approve a State of Emergency Ordinance, he said no one had power that day and for everyone to stand up and do what they did makes it fun to be on council.

10. Future meetings:

- a. Newberry County Council Work Session – October 16 at 5 p.m.
- b. Newberry County Council – October 16 at 6 p.m.
- c. Newberry County Council Work Session – November 6 at 5 p.m.
- d. Newberry County Council – November 6 at 6 p.m.
- e. Veterans Day – November 11 – Newberry County Offices Closed.
- f. Newberry County Council Executive Committee – November 12 at 6 p.m.

11. Adjournment.

- Mr. Sease made a motion to adjourn; Mr. Fulmer provided the second and the motion carried 5-0. The meeting adjourned at 6:39 p.m.

NEWBERRY COUNTY COUNCIL

Todd Johnson, Chairman

Andrew Wigger, Clerk to Council

Minutes Approved: _____

COUNTY OF NEWBERRY)
)
STATE OF SOUTH CAROLINA)

**PROCLAMATION
MANUFACTURING MONTH**

WHEREAS, Newberry County is home to nearly 40 manufacturing firms, representing the largest business sector in our community, and employing more than 5,300 of our people; and

WHEREAS, Manufacturing is one of the highest-paying business sectors in our community, averaging an annual salary of about \$58,000 per year or about \$29 per hour; and

WHEREAS, combined these manufacturing businesses produce an annual payroll of more than \$300 million per year; and

WHEREAS, Newberry County has one of the largest manufacturing workforces in the State of South Carolina, accounting for more than 27% of our workforce, more than double the state’s 12% and more than triple the nation’s 8.4%; and

WHEREAS, Manufacturing is the vanguard of local economies, leading to more new jobs and investment outside the manufacturing sector; and

WHEREAS, in the last decade, Newberry County has welcomed 13 new manufacturing companies into our county, representing more than \$726 million in investment, and the creation of 1,690 new jobs; and

WHEREAS, Newberry County’s existing manufacturers have expanded 18 times in the last decade, investing more than \$241 million and creating more than 510 new jobs; and

WHEREAS, five of the top 10 taxpaying businesses in the county are manufacturers, supporting local government, emergency response and local schools.

NOW, THEREFORE, BE IT PROCLAIMED by the County Council of the County of Newberry that October shall be Manufacturing Month in Newberry County, in recognition of the many benefits and contributions of our manufacturing sector.

NEWBERRY COUNTY COUNCIL

SEAL

By _____
Todd Johnson, Chairman

ATTEST:

Andrew Wigger, Clerk to Council

STATE OF SOUTH CAROLINA)
)
COUNTY OF NEWBERRY)

ORDINANCE NO. 09-01-2024

AN ORDINANCE APPROVING THE TERMS OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN NEWBERRY COUNTY AND NEWBERRY COUNTY WATER AND SEWER AUTHORITY

WHEREAS, Newberry County, South Carolina (the “County”), following a successful referendum held on November 3, 1998, imposed a Capital Project Sales Tax (“CPST”) within the County pursuant to the provisions of S.C. Code Ann. §4-10-300 *et seq.* (1976, as amended); and

WHEREAS, the CPST has been reimposed from time to time in the County following referendums successfully held in 2004, 2010, 2016, and 2022; and

WHEREAS, since its original imposition in the County, and continuing through the renewals thereof, the CPST has provided to both the County and the political subdivisions within the County funds to defray the cost of various capital improvements, thus avoiding the imposition of additional property taxes in the County and mitigating the need for increases in rates of public utilities in the County; and

WHEREAS, the Newberry County Water and Sewer Authority, a political subdivision and special purpose district of the State of South Carolina (the “Authority”) has been a beneficiary of the CPST in each iteration of its imposition; and

WHEREAS, in the most recent referendum for reimposition of the CPST, which was held on November 8, 2022 (the “2022 Referendum”), the capital projects approved therein (the “2022 Projects”) consist of 12 items with an aggregate cost, as shown on the 2022 Referendum ballot, of \$37,047,130; and

WHEREAS, the Council is advised that, as a consequence of inflation, the total estimated cost of all 2022 Projects has increased by \$8,881,687 since the 2022 Referendum, from \$37,047,130 to not less than \$45,928,817; and

WHEREAS, the 2022 Referendum ballot included the upgrade and expansion of the Authority’s Cannon’s Creek Wastewater Treatment Plant (the “WWTP”) at a cost of \$5,154,560; and

WHEREAS, the Council is advised by the Authority that estimated cost of the WWTP has increased by \$4,462,231 since the 2022 Referendum to \$9,616,791; and

WHEREAS, the County intends to proceed with the issuance of not exceeding \$35,250,000 general obligation bonds, as approved in the 2022 Referendum (the “CPST Bonds”) to defray a portion of the costs of the 2022 Projects; and

WHEREAS, the projected cost overrun on the WWTP shown above amounts to more than 50% of total projected overruns on the 2022 Projects; and

WHEREAS, if the actual cost overrun on the WWTP exceeds the present estimate thereof, the WWTP and other 2022 Projects may face delays and funding shortfalls; and

WHEREAS, the Authority desires to assist the County with its efforts to proceed with the issuance of the CPST Bonds and to facilitate the same such that construction of all 2022 Projects may be initiated, completed and their intended benefits made available to the citizens of the County; and

WHEREAS, the Authority has, by resolution duly adopted (the “NCWSA Resolution”), determined that it will have no further need of cost overrun funding beyond that described above, and that it is committed to providing additional funding required for the WWTP, if any, from available funds of the Authority and from the proceeds of waterworks and sewer system revenue bonds of the Authority, which it may issue on its motion and which it has a capacity to undertake within the constraints of its existing loan documents, and provided the County Administrator of the County with a copy of such resolution, attached hereto as Exhibit A;

NOW, THEREFORE BE IT ORDAINED by the County Council of the County of Newberry, in Council duly assembled this 16th day of October 2024 that: Council hereby approves the terms of the NCWSA Resolution and agrees that such terms, hereby approved by this Ordinance, constitute an Intergovernmental Agreement between the County and the Authority.

BY: _____
Todd Johnson, Chairman

(SEAL)

ATTEST: _____
Andrew Wigger, Clerk to Council

Approved as to form:

Joanie Winters, Interim County Attorney

Jeff Shacker, County Administrator

1st Reading:	September 18, 2024
2nd Reading:	October 2, 2024
Public Hearing:	October 2, 2024
3rd Reading:	October 16, 2024



Newberry County
 Administration
 1309 College Street
 Newberry, SC 29108
 803-321-2100

Agenda Briefing

Prepared By:	Crystal Waldrop	Title:	Purchasing Director
Department:	Administration	Division:	Procurement/Public Works
Date Prepared:	10-09-2024	Meeting Date:	10-16-2024
Legal Review			Date:
Budget Review			Date:
Approved for Consideration:			
Committee			
Subject:	Bid Number: 2024-6 Hazardous Materials Removals Services for Gallman School (CPST)		

STAFF'S RECOMMENDED ACTION: Staff recommends acceptance of the low bidder: Neo Corporation in the amount of \$ 168,775

FIDUCIARY: Funds have been provided by the State Legislature to remove the hazardous materials, as well as funding the repairs to the roof. The Thriving Communities Foundation has received these funds in their account and will be paying the contractor directly.

Are Funds allocated in the department's current fiscal year budget?	X	Yes		No
If no, is a budget amendment necessary?		Yes	X	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

COUNTY ATTORNEY'S OFFICE FEEDBACK/POSSIBLE AREA (s) OF LEGAL EXPOSURE:

SUMMARY DISCUSSION:

ADDITIONAL COMMENTS FOR CONSIDERATION:

ATTACHMENTS: Bid Tabulation Sheet

Bid Opening

Invitation to Bid: 2024-6

Hazardous Materials Removal at
Old Gallman School

Date: September 25, 2024 @ 3:00 p.m.

Newberry County Courthouse Annex Conference Room, 1309 College Street, Newberry

Bidder	Amount of Base Bid	Bid Bond
CIDS, LLC	\$ 198,350.00	yes
Eastern Environmental, LLC	\$ 179,500.00	yes
NEO Corporation	\$ 168,775.00	yes
Webb Harrell	\$ 550,000.00	yes
Wilma's Pump and Tank Co., Inc.	\$ 169,000.00	yes

Accepted by:

Crystal Walley 9/25/24



Newberry County
 Administration
 1309 College Street
 Newberry, SC 29108
 803-321-2100

Agenda Briefing

Prepared By:	Crystal Waldrop	Title:	Purchasing Director
Department:	Administration	Division:	Procurement
Date Prepared:	10-10-2024	Meeting Date:	10-16-2024
Legal Review		Date:	
Budget Review		Date:	
Approved for Consideration:			
Committee			
Subject:	Acceptance of Proposal: 2024-8 Arborist for Lynch's Woods Park		

STAFF'S RECOMMENDED ACTION: Staff recommends acceptance of the highest ranked firm: DendroDiagnostics, Inc.

FIDUCIARY: Funding is provided by a grant from the SC Forestry Commission Urban & Community Forestry Grant Program.

Are Funds allocated in the department's current fiscal year budget?	X	Yes		No
If no, is a budget amendment necessary?		Yes	X	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER: The County match of 20% (\$15,000) is funded in the Lynch's Woods budget.

SUMMARY DISCUSSION:

ADDITIONAL COMMENTS FOR CONSIDERATION:

ATTACHMENTS: Individual and Committee Evaluation Sheets

2024-8 Arborist for Lynch's Woods Park

Committee Evaluation			
	Long	Waldrop	Total
ArborPro, Inc.	55	74	65
DendroDiagnostics, Inc.	85	88	87
Dudek	70	71	71
Eocene Environmental Group, Inc	50	71	61
Staff recommends the highest ranked firm for these services: DendroDiagnostics, Inc.			

2024-8 Arborist for Lynch's Woods Park

Evaluation Sheet

Vendor	Related Experience, Past Performance (references)	Qualifications and Demonstrated Competence	Ability to Provide Services within a Reasonable Time	Cost Proposal	Total
	25	25	25	25	100
ArborPro, Inc.	15	15	20	5	55
DendroDiagnostics, Inc.	25	25	25	10	85
Dudlek	20	20	20	10	70
Eocene Environmental Group, Inc	15	15	15	5	50
<i>C. Jessie Long</i>					
Name of Committee Evaluator					

2024-8 Arborist for Lynch's Woods Park

Evaluation Sheet

Vendor	Related Experience, Past Performance (references)	Qualifications and Demonstrated Competence	Ability to Provide Services within a Reasonable Time	Cost Proposal	Total
	25	25	25	25	100
ArborPro, Inc.	18	18	20	18	74
DendroDiagnostics, Inc.	25	23	25	15	88
Dudek	20	18	18	15	71
Eocene Environmental Group, Inc	18	18	15	20	71

Crystal Waldrop *CW*
 Name of Committee Evaluator



UPSTATE
 319 Southport Road
 Roebuck, SC, 29376
 Phone: 866-582-2376

Quote

Quote No.: 019324
Quote Date: 9/16/2024
Delivery Date:
Expire Date: 10/16/2024
Customer ID: 1290

BILL TO:		SHIP TO:	
Newberry County EM 540 Wilson Road Newberry SC 29108 Attn: Tommy Long		Newberry County EM 540 Wilson Road Newberry SC 29108 Attn: Tommy Long	

CUSTOMER P.O. NO.	TERMS	CONTACT
	Net 15	Ledbetter, Jason
REQUESTED BY	SHIPPING TERMS	SHIP VIA
		FOB Point of Origin

NO.	ITEM	QTY.	UOM	PRICE	EXTENDED
1	639005550001 : MTS POWER LOAD	1.00	EA	31,847.09	31,847.09
2	650605550002 : Power-PRO XT MTS Mid: Dual wheel lock, x-restraint package, retractable head section 02 bottle holder, 3- stage IV pole PR, equipment hook, H/E storage flat, XPS side rail, XPS mattress, Trendelenburg, dual compatibility, backrest storage pouch	1.00	EA	28,762.96	28,762.96
3	6252000000 : 1.0 6252000000 Stair-PRO Model 6252 1 \$3,960.98 \$3,960.98 1.1 7777881660 1 year parts, labor & travel 1.2 6252009001 Stair-Pro Operations Manual 1.3 6250001162 In-Service Video (DVD) 1.4 6252026000 Common Components 1.5 6250021000 2 Piece ABS Panel Seat 1	1.00	EA	4,546.01	4,546.01

NOTE: Price reflects an estimate for the Loose Equipment; final price of the contract will be adjusted upon final cost from the Loose Equipment Suppliers	Sales Total:	65,156.06
	Freight:	950.00
	Tax Total:	0.00
	Total (USD):	66,106.06
Supplier Surcharges and Freight Not Included		



Lp35, Lucas, (x1)

Quote Number: 10981243

Remit to: Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: NEWBERRY COUNTY EMS

Rep: Jerry Shepherd

Attn:

Email: jerry.shepherd@stryker.com

Phone Number:

Quote Date: 10/10/2024

Expiration Date: 01/08/2025

Delivery Address

Sold To - Shipping

Bill To Account

Name:	NEWBERRY COUNTY EMS	Name:	NEWBERRY COUNTY EMS	Name:	NEWBERRY COUNTY EMS
Account #:	20048487	Account #:	20048487	Account #:	20048487
Address:	2669 KINARD ST RM EMS NEWBERRY South Carolina 29108-2911	Address:	2669 KINARD ST RM EMS NEWBERRY South Carolina 29108-2911	Address:	2669 KINARD ST RM EMS NEWBERRY South Carolina 29108-2911

Equipment Products:

#	Product	Description	Qty	Sell Price	Total
1.0	99576-000063	LUCAS 3, v3.1 Chest Compression System, Includes Hard Shell Case, Slim Back Plate, (2) Patient Straps, (1) Stabilization Strap, (2) Suction Cups, (1) Rechargeable Battery and Instructions for use With Each Device	1	\$18,013.50	\$18,013.50
2.0	11576-000080	LUCAS 3 Battery - Dark Grey - Rechargeable LiPo	1	\$648.43	\$648.43
3.0	70335-000042	LP35,EN-US,MAS-SP/CO,MED-CO2,SUN-NIBP,12L,WIFI/CELL/LN/CPRIN,STD,BT	1	\$46,260.00	\$46,260.00
4.0	11335-000001	LIFEPAK FLEX Lithium-Ion Battery	2	\$850.10	\$1,700.20
5.0	11140-000102	LIFEPAK FLEX Battery Charger	1	\$2,550.30	\$2,550.30
6.0	11140-000131	AC Power Cord (North America, hospital grade)	1	\$69.74	\$69.74
7.0	11996-000093	Pediatric QUIK-COMBO RTS pacing/defibrillation/ECG Electrodes With EDGE System Technology	1	\$28.98	\$28.98
8.0	11160-000013	Reusable Cuff, Pediatric, 13-20 cm	1	\$22.48	\$22.48
9.0	11997-000298	CABLE,PATIENT,RD RNBOV,SET RA25-04,EMS,MASIMO	1	\$284.04	\$284.04
10.0	11996-000519	LNCS-II Reusable rainbow 8-wavelength Direct Connect Adult Sensor	1	\$437.39	\$437.39
11.0	11996-000520	LNCS-II Reusable rainbow 8-wavelength Direct Connect Pediatric Sensor	1	\$449.92	\$449.92
12.0	11335-000008	LIFEPAK 35 Storage Bag Kit	1	\$510.06	\$510.06
13.0	11330-000026	LP35 Docking Station	1	\$2,720.32	\$2,720.32



Lp35, Lucas, (x1)

Quote Number: 10981243

Remit to: Stryker Sales, LLC
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CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: NEWBERRY COUNTY EMS

Attn:

Rep: Jerry Shepherd

Email: jerry.shepherd@stryker.com

Phone Number:

Quote Date: 10/10/2024

Expiration Date: 01/08/2025

#	Product	Description	Qty	Sell Price	Total
14.0	11260-000073	Shoulder Strap	1	\$36.77	\$36.77
15.0	11335-000005	LIFEPAK Printer Kit	1	\$2,550.30	\$2,550.30
Equipment Total:					\$76,282.43

Trade In Credit:

Product	Description	Qty	Credit Ea.	Total Credit
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Price Totals:

Estimated Sales Tax (8.000%):	\$6,102.59
Freight/Shipping:	\$1,400.00
Grand Total:	\$83,785.02

Comments:

Prices: In effect for 30 days

Terms: Net 30 Days



Lp35, Lucas, (x1)

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CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: NEWBERRY COUNTY EMS

Attn:

Rep: Jerry Shepherd

Email: jerry.shepherd@stryker.com

Phone Number:

Quote Date: 10/10/2024

Expiration Date: 01/08/2025

Terms and Conditions:

Deal Consummation: This is a quote and not a commitment. This quote is subject to final credit, pricing, and documentation approval. Legal documentation must be signed before your equipment can be delivered. Documentation will be provided upon completion of our review process and your selection of a payment schedule. Confidentiality Notice: Recipient will not disclose to any third party the terms of this quote or any other information, including any pricing or discounts, offered to be provided by Stryker to Recipient in connection with this quote, without Stryker's prior written approval, except as may be requested by law or by lawful order of any applicable government agency. A copy of Stryker Medical's terms and conditions can be found at https://techweb.stryker.com/Terms_Conditions/index.html.

ENDING APPROVAL



PROPOSAL FOR FURNISHING CUSTOM AMBULANCE

9-26-24

**Newberry County EMS
540 Wilson Rd.
Newberry, S.C. 29108**

The undersigned is prepared for Newberry County EMS, upon an order being placed by you, for final acceptance by Braun Custom Ambulances, Inc., at its home office in Van Wert, OH the apparatus and equipment herein named and for the following prices:

One (1) Braun Chief XL Custom Ambulance 169" Type I Ambulance. Each \$366,216.00
Chassis to be 2025 or newer Ford F-550 4x2 diesel engine, see CPQ
#11037 specifications, delivery, training, inspection trip for two (2)
staff flight/meals/hotel, Savvik contract 2020-04, taxes included.
Estimated Delivery July/August 2025

Stryker Equipment quote SA#019324 \$66,107.00

Optional Graphics package included \$5000.00 to match fleet

Total : \$ 437,323.00

Said apparatus and equipment are to be built and shipped in accordance with the specifications hereto attached, delays due to strikes, war or intentional conflict, failures to obtain chassis, materials, or other causes beyond our control not preventing, within about 6 months after receipt of the chassis and clean order specification.

The specifications herein contained shall form a part of the final contract, and are subject to changes desired by the purchaser, provided such alterations are interlined prior to the acceptance by the company of the order to purchase, and provided such alterations do not materially affect the cost of the construction of the apparatus.

The proposal for apparatus conforms to all Federal Department of Transportation (DOT) rules and regulations in effect at this time of bid. Any increased costs incurred by first party because of future changes in or additions to said DOT standards will be passed along to the customers as an addition to the price set forth above.

Unless accepted within 10 days from date, or the Stock Unit is sold the right is reserved to withdraw this proposition.

Spartan Fire and Emergency Apparatus, Inc.

By: Cornelius Huff

Authorized Sales Representative



This proposal has been especially prepared for:

**Newberry County Fire
Tommy Long
540 Wilson Road
Newberry, SC 29108**

Our Company hereby proposes to furnish you, subject to proper execution and acceptance of a Purchase Contract Agreement or Purchase Order by an authorized officer of your agency, the following apparatus and equipment to be built in accordance with the attached specifications:

**One (1) Commercial SM Pumper/Tanker,
with an Aluminum Custom Body**

\$589,651.17 each

(Five Hundred, Eighty-Nine Thousand, Six Hundred Fifty-One Dollars and 17 Cents)

Delivery will be within approximately **90** days after receipt and acceptance of the order at the Florida manufacturing facility.

Terms of payment are **\$589,651.17** due upon receipt of the completed apparatus at a Newberry County facility.

*You may deduct \$8,000.00 if you choose to use a Foam Eductor at the pump panel.
Various pre-payment programs and guidance on financial assistance are available from the Company.*

This proposal shall expire unless accepted within **30** days, or if this truck is sold, after the date first set here. This expiration date may be extended, in writing, at the discretion of Peach State Truck Centers.

Proposal By: **Ron J. Cheves**
Date: **October 01, 2024**

