

RICHLAND COUNTY

TRANSPORTATION AD HOC COMMITTEE

AGENDA



THURSDAY NOVEMBER 17, 2022

3:00 PM

COUNCIL CHAMBERS

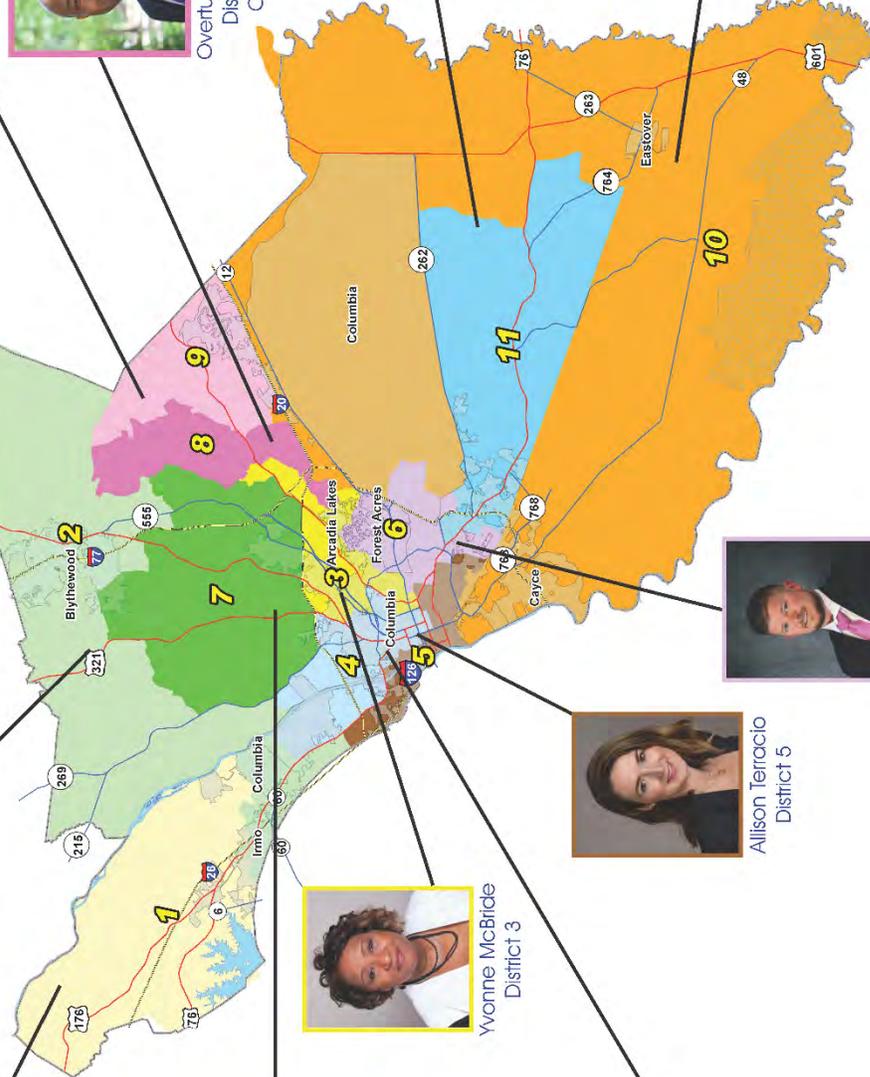
Richland County Council 2021-2022



Deirek Pugh
District 2



Bill Malinowski
District 1



Overture Walker
District 8
Chair



Yvonne McBride
District 3



Gretchen Barron
District 7



Paul Livingston
District 4



Allison Terracio
District 5



Joe Walker, III
District 6



Chakisse Newton
District 11



Cheryl English
District 10



Jessica Mackey
District 9
Vice Chair



**Richland County
Transportation Ad Hoc Committee**

AGENDA

November 17, 2022 - 3:00 PM
2020 Hampton Street, Columbia, SC 29204

The Honorable Overture Walker	The Honorable Bill Malinowski	The Honorable Derrek Pugh	The Honorable Paul Livingston	The Honorable Jessica Mackey, Chair
County Council District 8	County Council District 1	County Council District 2	County Council District 4	County Council District 9

1. **CALL TO ORDER** The Honorable Jessica Mackey

2. **APPROVAL OF MINUTES** The Honorable Jessica Mackey
 - a. September 27, 2022 [PAGES 5-7]

3. **ADOPTION OF AGENDA** The Honorable Jessica Mackey

4. **ITEMS FOR ACTION** The Honorable Jessica Mackey
 - a. Lake Tide Summit Credit Sales [PAGES 8-10]
 - b. Resurfacing Package T [PAGES 11-16]

5. **ADJOURNMENT** The Honorable Jessica Mackey



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
Transportation AD Hoc Committee Meeting
MINUTES
September 27, 2022 – 4:00 PM
Council Chambers
2020 Hampton Street, Columbia, SC 29204

COUNCIL MEMBERS PRESENT: Jessica Mackey, Chair, Bill Malinowski, Derrek Pugh, and Paul Livingston
ABSENT: Overture Walker

OTHERS PRESENT: Anette Kirylo, Nathaniel Miller, Jeff McNesby, Ali Eliadorani, Michael Maloney, Michelle Onley, Leonardo Brown, Quinton Epps, Jennifer Wladischkin, Lori Thomas, Chelsea Bennett, Dale Welch, Aric Jensen, Justin Landy, Angela Weathersby, Kyle Holsclaw, Stacey Hamm, Abhijit Deshpande, Susan O’Cain

1. **CALL TO ORDER** – Chairwoman Mackey called the meeting to order at approximately 4:00 PM. She noted that Councilman Overture Walker had a prior County engagement that prevented him from attending the committee meeting.
2. **APPROVAL OF MINUTES**
 - a. July 19, 2022 – Mr. Livingston moved to approve the minutes as distributed, seconded by Mr. Pugh

In Favor: Malinowski, Pugh, Livingston, and Mackey

Not Present: O. Walker

The vote in favor was unanimous.
3. **ADOPTION OF AGENDA** – Mr. Livingston moved to adopt the agenda as published, seconded by Mr. Pugh.

In Favor: Malinowski, Pugh, Livingston, and Mackey

Not Present: O. Walker

The vote in favor was unanimous.
4. **ITEMS FOR ACTION**
 - a. Dirt Road Package N – Award of Contract – Mr. Michael Maloney, Public Works Director, stated this item includes the paving of three dirt roads, Cornell Adams, Summer Haven Drive – Phase II, and Vallenga Road. The lowest, responsive, and responsible bidder for Dirt Road Paving Package "N" was McClam and Associates, Inc. in the amount of \$1,428,084.50 with a 15% contingency of \$214,212.68 for a total amount of \$1,642,297.18.

Mr. Malinowski requested maps that indicate the locations of the roads.

Mr. Maloney responded in the affirmative.

Mr. Livingston moved to forward to Council with a recommendation to approve staff's recommendation to award the contract to the lowest, responsive and responsible bidder to McClam and Associates in the amount of \$1,428,084.50 with a 15% contingency of \$214,212.68 for a total amount of \$1,642,297.18, seconded by M. Pugh.

In Favor: Malinowski, Pugh, Livingston, and Mackey

Not Present: O. Walker

The vote in favor was unanimous.

- b. Resurfacing Package S – Award of Contract – Mr. Maloney stated staff recommends awarding the contract for Resurfacing Package “S” to the lowest, responsive and responsible bidder Palmetto Corp of Conway in the amount of \$3,192,428.19, with a 15% contingency of \$478,864.23 for a total amount of \$3,671,292.42. He noted it was a large package that came in under the Engineer’s estimate. Resurfacing programs have been highly successful in bringing these projects in. We are nearing the end of this budget program and are ahead of schedule.

Mr. Malinowski moved to forward to Council with a recommendation to approve staff’s recommendation to award the contract to the lowest, responsive and responsible bidder Palmetto Corp of Conway in the amount of \$3,192,428.19, with a 15% contingency of \$478,864.23 for a total amount of \$3,671,292.42, seconded by Mr. Pugh.

Mr. Livingston inquired how much is left in the resurfacing budget.

Mr. Maloney noted after this package and Resurfacing Package “T” are awarded we will have approximately \$2M - \$3M left in the budget. Presumably, we could do one more package.

Mr. Livingston stated, for clarification, we will have enough for the next package.

Mr. Maloney responded in the affirmative.

Ms. Mackey inquire why there is an SLBE goal for this project.

Ms. Wladischkin responded the SLBE goal is determined by the number of available SLBEs who can perform work on the project. Dirt road packages are different from resurfacing packages, and there were not any SLBEs who could perform this project.

In Favor: Malinowski, Pugh, Livingston and Mackey

Not Present: O. Walker

The vote in favor was unanimous.

- c. Wetland Credit Sales – Mr. Maloney stated that staff requested approval of four (4) separate requests to purchase mitigation credits:

1. 1. SCDOT for the US 21 Bridge Replacement Project in Lexington County, SC for 3.17 wetlands credits at a rate of \$12,500 per credit
2. West Fraser, Inc. for a development for 1.08 wetland credits at a rate of \$12,500 per credit
3. Pointe Grand Columbia, LLC for Powell Road & Technology Circle for 455 stream credits at a rate \$200.00 per credit
4. GS Jacobs Creek, LLC for Blythewood Farms Phase 2 for 3.1 wetland credits and 548 stream credits for \$12,500 and \$200 per credit, respectively

The mitigation credit sales will generate \$272,611.13, which will be credited to the Transportation Penny Program.

Mr. Malinowski moved to forward to Council with a recommendation to approve the purchase of mitigation credits, seconded by Mr. Livingston

In Favor: Malinowski, Pugh, Livingston and Mackey

Not Present: O. Walker

The vote in favor was unanimous.

- d. Bull St/Elmwood Avenue Intersection – Award of Contract – Mr. Maloney stated the lowest, responsive bidder was CR Jackson, Inc., in the amount of \$3,554,748.46 with a 7.5% contingency of \$266,606.13 for a total amount of \$3,821,354.59. This will come from transfer within the road projects. We had savings from indemnifying the Clemson Widening project to cover approximately \$756,156.19 for the project. The project will utilize night construction to minimize traffic in this high-volume intersection.

Mr. Livingston moved to forward to Council with a recommendation to approve staff's recommendation to approve the award to CR Jackson, Inc., in the amount of \$3,554,748.46 with a 7.5% contingency of \$266,606.13 for a total amount of \$3,821,354.59, seconded by Mr. Pugh.

Mr. Malinowski noted the briefing document states the bid was 17.7% higher than the Engineer's estimate and then follows up with a statement that the bid was compared to the Engineer's estimate and was considered consistent in price. It would appear these are conflicting statements. He stated, in essence, the engineer did not have the correct bid estimate.

Mr. Maloney responded in the affirmative.

In Favor: Pugh, Livingston and Mackey

Against: Malinowski

Not Present: O. Walker

The vote in favor passed.

5. **ADJOURNMENT** – Mr. Malinowski moved to adjourn, seconded to Mr. Pugh.

In Favor: Malinowski, Pugh, Livingston and Mackey

Not Present: O. Walker

The vote in favor was unanimous.

The meeting adjourned at approximately 4:15PM.



Agenda Briefing

Prepared by:	Quinton Epps	Title:	Conservation Division Manager
Department:	Community Planning & Development	Division:	Conservation
Date Prepared:	August 19, 2022	Meeting Date:	November 17, 2022
Legal Review	Patrick Wright via email	Date:	November 9, 2022
Budget Review	Abhijit Deshpande via email	Date:	October 31, 2022
Finance Review	Stacey Hamm via email	Date:	October 28, 2022
Approved for consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM, SCEM	
Meeting/Committee	Transportation Ad Hoc		
Subject	Mitigation Bank Credit Transaction		

RECOMMENDED/REQUESTED ACTION:

Staff recommends approval of a request to purchase mitigation credits as listed below:

1. Lake Tide Summit Development for a development project in Lexington County, SC for 3.132 wetlands credits at a rate of \$20,000 per credit.

Request for Council Reconsideration: Yes

FIDUCIARY:

Are funds allocated in the department’s current fiscal year budget?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
If not, is a budget amendment necessary?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

These mitigation credit sales will generate \$59,064.30 which will be credited to the Transportation Penny Program.

Applicable department/grant key and object codes: Click or tap here to enter text.

OFFICE OF PROCUREMENT & CONTRACTING FEEDBACK:

None applicable.

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

There are no legal concerns regarding this matter.

REGULATORY COMPLIANCE:

None applicable.

MOTION OF ORIGIN:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

STRATEGIC & GENERATIVE DISCUSSION:

In accordance with Strategic Planning Goal 3 – Commit to fiscal responsibility, Object 3.2 – Establish process to prioritize initiatives to align with available resources, this project was developed to provide a resource to the Transportation Penny that has been needed on its projects, while at the same time provide an everlasting resource of protected land for the public. Sales of the excess credits work to return the Penny’s initial investment cost. Staff requests approval for the sale of mitigation bank credits from the Mill Creek Mitigation Bank to the recommended entity and amounts to fulfill their permitting requirements.

The total combined transaction value is \$69,817.50 of which \$59,064.30 will be returned to the Penny Program, and \$10,753.20 will go to the Mill Creek Mitigation Bank owners/investors. The County's current credit ledger balance is as follows:

Credit Type	Released County Credits	County Credits Used or Sold	Available County Credits
Wetland	800.000	205.723	594.277
Stream	30,000.000	11,212.12	18,787.88

Interim Transportation Director Maloney estimates as currently constituted, the remaining projects in the Transportation Penny program will require 100 wetland credits and 3,400 stream credits. Those numbers would increase if the Penny tax is extended and more projects are added. Based on these estimates, the request for 3.132 wetland credits and 0 stream credits will have no impact on the County's ability to implement the Penny Program. As such, they may be considered excess credits at this time.

If the County Council does not approve the requested sales of its surplus mitigation credits, the County portion of the mitigation credit sales will drop from \$59,064.30 to \$13,963.50 for a difference of \$45,100.80 to the Transportation Program.

ADDITIONAL COMMENTS FOR CONSIDERATION:

ATTACHMENTS:

1. Mitigation Surplus Credit Sales Agreement Summary

MITIGATION SURPLUS CREDIT SALES AGREEMENT SUMMARY

<u>Project:</u>	Lake Tide Summit Development
<u>Location:</u>	Lexington County, SC
<u>8-Digit HUC Watershed Code</u>	03050109 (Saluda)
<u>Buyer:</u>	JHB Construction, Inc.
<u>Permittee:</u>	JHB Construction, Inc.
<u>Permittee's USACE 404 Permit #:</u>	SAC-2021-01335
<u>Price Per Wetland Credit:</u>	\$20,000.00
<u>Price Per Stream Credit:</u>	N/A
<u>Wetland Credits:</u>	3.132 credits (1.566 restoration/enhancement & 1.566 preservation)
<u>Stream Credits:</u>	0.00 credits
<u>Credit Proceeds:</u>	\$62,640.00
<u>Richland County Credit Share:</u>	\$57,628.80 (92% of \$62,640.00)
<u>MCMH Credit Share:</u>	\$5,011.20 (8% of \$62,640.00)
<u>Fee for Out of Primary Service Area Sale:</u>	\$7,177.50
<u>Richland County Fee Share:</u>	\$1,435.50 (20% of \$7,177.50)
<u>MCMH Fee Share:</u>	\$5,742.00 (80% of \$7,177.50)
<u>Gross Proceeds (Inclusive of Fee for Out of Primary Service Area Sale:</u>	\$69,817.50
<u>Richland County Proceeds Share:</u>	\$59,064.30
<u>MCMH Proceeds Share:</u>	\$10,753.20

**RICHLAND COUNTY
ADMINISTRATION**

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



Agenda Briefing

Prepared by:	Michael J Maloney, PE	Title:	Director
Department:	Transportation	Division:	
Date Prepared:	October 27, 2022	Meeting Date:	November 17, 2022
Legal Review	Patrick Wright via email	Date:	October 31, 2022
Budget Review	Abhijit Deshpande via email	Date:	October 31, 2022
Finance Review	Stacey Hamm via email	Date:	October 28, 2022
Approved for consideration:	Assistant County Administrator	John M. Thompson, Ph.D., MBA, CPM, SCEM	
Meeting/Committee	Transportation Ad Hoc		
Subject	Resurfacing Package T - Award of Construction		

RECOMMENDED/REQUESTED ACTION:

Staff recommends awarding the construction contract to the lowest responsive and responsible bidder, Palmetto Corp of Conway, in the amount of \$2,804,188.59, and include a 15% contingency for a total amount of \$3,224,817.00

Request for Council Reconsideration: Yes

FIDUCIARY:

Are funds allocated in the department’s current fiscal year budget?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
If not, is a budget amendment necessary?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

The project will be funded using the encumbered funding, \$3,224,817.00.

Applicable department/grant key and object codes: 13320301/532200

OFFICE OF PROCUREMENT & CONTRACTING FEEDBACK:

None applicable.

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

There are no legal concerns regarding this matter.

REGULATORY COMPLIANCE:

Receipt of sealed bids and award of the low responsive, responsible bidder under State and County Law.

MOTION OF ORIGIN:

There is no associated Council motion of origin.

Council Member	
Meeting	
Date	

STRATEGIC & GENERATIVE DISCUSSION:

This award commits to action Goal 3 of the Strategic Plan: Commit to Fiscal Responsibility. The project is an example of an initiative that aligns with the available resources. The award amount and the contingency fund will place the program to within \$560,000 of the program cap. The program cap is determined by the referendum amount of \$40M and grant amounts of \$1.4M, for a total program of \$41.4M. The remaining amount of \$560,000 is based on using all of the contingency in the active projects. When the projects are near completion, staff will assess the amount available for a final resurfacing package within the referendum amount.

ADDITIONAL COMMENTS FOR CONSIDERATION:

RESURFACING PACKAGE T

Name	District	Name	District
1. Berry Ridge Cir	8	14. Old Still Rd W	9
2. Brassie Ct	9	15. Mauney Dr	10
3. Briar Ln	6	16. Pisgah Dr	11
4. Brookmist	8	17. Ridge Pond Dr	8
5. Cambride Oaks Ct	8	18. Saxon Shore Rd	11
6. Cambride Oaks Dr	8	19. Shallow Brook Dr	9
7. Chillingham Rd	1	20. Signal Ln	1
8. Cobblestone Ct	1	21. Silver Lake Cir	1
9. Dovecreek	8	22. Walden Oak Ct	9
10. Flowerwood Ct	11	23. Waterton Way	9
11. Harleston Rd	1	24. Woodbranch Rd	8
12. Hunt Cup Ln	9	25. Woodglen Ln	1
13. Jim Koon Rd	2		

ATTACHMENTS:

- 1. Letter of Recommendation

**RICHLAND COUNTY GOVERNMENT
PROCUREMENT DEPARTMENT**

2020 Hampton Street, Suite 3064, Columbia, SC 29204
T 803-576-2130 | F 803-576-2135
richlandcountysc.gov

Attachment 1



October 7, 2022

To: Mr. Michael Maloney, Interim Director of Transportation

From: Vernon Lee Daniels, Procurement Buyer

CC: Erica Wade, OSBO Manager

Jennifer Wladishkin, Procurement Director

Re: RC-532-B-23-Resurfacing Package T

A bid opening was conducted at 3:00 PM on Thursday, October 6, 2022, via the County's online procurement portal. Procurement has reviewed the three (3) submitted bids for Resurfacing Project Package T which were submitted via Bonfire and found no discrepancies. The bids received were as follows.

Resurfacing Package T- BID RESULTS SUMMARY	
BIDDER	SUBMITTED BID
Palmetto Corp of Conway	\$2,804,188.59
Lynches River Contracting, Inc.	\$3,072,211.51
C.R. Jackson, Inc.	\$3,023,673.23

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

A Non-Mandatory Pre-Bid Conference ZOOM call was held at 10:00 AM on September 13, 2022, during which attendees gained information and bidding directives for the project. A copy of attendance is attached.

Attached is a final bid tab sheet for your reference which indicates Palmetto Corp of Conway's bid is 24% higher than the Engineer's Estimate of \$2,255,874.97 for the project. All bids were compared to each other and the engineer's estimate and the bids are consistent in price. The estimate was completed August 22, 2022. The SLBE goal for this project is 0%.

It is Procurement's recommendation that a contract be awarded to the lowest responsive and responsible bidder Palmetto Corp of Conway to include a 15% construction contingency of **\$420,628.29**.

Hereby Certifies:

PALMETTO CORP OF CONWAY

3873 HWY 701 N
CONWAY SC 29526

Having given satisfactory evidence of the necessary qualifications required by laws of the State of South Carolina and is duly qualified and entitled to practice as a:

GENERAL CONTRACTOR

for the Classification(s) and Group Limitation* shown below:

, Grading-GD5, Water & Sewer Lines-WL5, Asphalt Paving-AP5, Concrete Paving-CP5, Water & Sewer Plants-WP5, Highway-HY5, Building-BD5

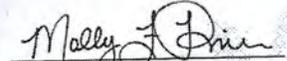
LICENSE NUMBER:.....G14514

Expiration Date:10/31/2022

Initial License Date:03/02/1992

* Group Limitations - \$Amount Per Job:

Group #1 - \$50,000	Group #3 - \$500,000
Group #2 - \$200,000	Group #4 - \$1,500,000
Group #5 - \$Unlimited	


Administrator

Qualifying Party(s) (Primary QP displays "PQ"): ANTHONY SHAWN GODWIN (CQG.21027 PQ), KENNETH A ATKINSON JR (CQG.1330 PQ), JOE SCOTT CUNNINGHAM II (CQG.30493 Q)

It is at the discretion of the licensee to designate whomever they elect to pull permits and conduct business for this license.

**RICHLAND COUNTY GOVERNMENT OFFICE OF PROCUREMENT AND CONTRACTING
2020 HAMPTON STREET, SUITE 3064, COLUMBIA, SC 29204-1002**

Project #: RC-532-B-23	Project Name: Resurfacing Project Package T	Date: 26 July 2022
		Time: 10:00AM

COMPANY NAME	REPRESENTATIVE	EMAIL ADDRESS	TELEPHONE/FAX
Richland County- Procurement	Vernon Lee Daniels – Buyer		2134
Richland County - Procurement	Yolanda Davis – Contract Specialist		
Richland County - Transportation	Ali Eliadorani – PM		
C.R. Jackson, Inc.	Austin Sarokas		
Southern Commercial Development	Sherita Evans		

***** PLEASE PRINT CLEARLY! IF THE INFORMATION IS NOT LEGIBLE YOUR ATTENDANCE MAY NOT BE CONSIDERED! *****

RC-532-B-23
DUE DATE

Resurfacing Package T
10/6/2022 3:00 PM

	C.R. Jackson, Inc.	Palmetto Corp of Conway	Lynches River Contracting, Inc.
Total Cost	\$3,023,673.23	\$2,804,188.59	\$3,072,211.51