# State of South Carolina Workforce Innovation and Opportunity Act

## **Local Workforce Development Area Subsequent Designation Petition**

This Petition must be used by any entity requesting subsequent designation as a Local Workforce Development Area pursuant to Public Law 113-128, the Workforce Innovation and Opportunity Act (WIOA).

## **Section I. Petitioning Jurisdiction(s)**

A.	Designation county(ies).	nation as a Workforce Development Area is requested for the following v(ies).				
	, ,	Fairfield				
		Lexington				
		Richland				
В.	Specify the n	ame of the proposed Wor	kforce Development Area.			
	Midlar	nds Workforce Developme	nt Area			
C.			fficials (CEOs) representing the units of half this petition is being submitted.			
		County	<u>Name</u>			
Fa	irfield		Cornelius Robinson, Chair			
Le	xington		Scott Whetstone, Chair			
Ric	chland		Paul Livingston, Chair			

D. List the name, title, mailing address, telephone number, fax number and e-mail address of the primary contact person regarding this petition.

Name:	Chris White
Title:	Administrator
Mailing Address:	100 Executive Center Drive
	Suite 218
	Columbia, SC 29210
Telephone Number:	803-744-1670 ext. 301
Fax Number:	803-744-1671
E-Mail Address:	cwhite@midlandsworkforce.org

## **Section II. Consortium Agreement**

If the local area includes more than one unit of general local government, the chief elected officials must negotiate a consortium agreement in order to establish a workforce development area to deliver WIOA funded services. Such agreement must be included as an attachment to this subsequent designation petition.

#### See Attached.

## **Section III. Existing Workforce Area**

A. In the tables below, provide the final WIOA performance data for each of the last two (2) consecutive years.

Program Year 2018 (July 1, 2018 – June 30, 2019)					
Performance Measure	Goal	Actual	Percent of Goal		
Youth Education and Employment Rate – Second Quarter After Exit Quarter	76.6	75.4	98.4%		
Youth Education and Employment Rate – Fourth Quarter After Exit Quarter	69.0	82.9	120.1%		
Youth Median Earnings	BASELINE	\$4105	N/A		
Youth Credential Attainment Rate	68.1	65.4	96.0%		
Youth Measurable Skill Gains	BASELINE	37.7	N/A		
Adult Employment Rate–Second Quarter After Exit Quarter	76.8	73.3	95.4%		
Adult Employment Rate – Fourth Quarter After Exit Quarter	73.0	73.3	100.4%		
Adult Median Earnings	\$5285	\$5752	108.8%		
Adult Credential Attainment Rate	51.9	56.3	108.5%		
Adult Measurable Skill Gains	BASELINE	42.5	N/A		
Dislocated Worker Employment Rate – Second Quarter	80.1	81.0	101.1%		

After Exit Quarter			
Dislocated Worker Employment Rate – Fourth Quarter After	76.0	81.7	107.5%
Exit Quarter			
Dislocated Worker Median Earnings	\$7082	\$7435	105.0%
Dislocated Worker Credential Attainment Rate	48.6	58.8	121.0%
Dislocated Worker Measurable Skill Gains	BASELINE	26.3	N/A

Program Year 2019 (July 1, 2019 – June 30, 2020)				
Performance Measure	Goal	Actual	Percent of Goal	
Youth Education and Employment Rate – Second Quarter After Exit Quarter	76.6	73.3	95.7%	
Youth Education and Employment Rate – Fourth Quarter After Exit Quarter	69.0	77.7	112.6%	
Youth Median Earnings	BASELINE	\$4583	N/A	
Youth Credential Attainment Rate	68.1	60.6	89.0%	
Youth Measurable Skill Gains	BASELINE	45.5	N/A	
Adult Employment Rate – Second Quarter After Exit Quarter	76.8	74.3	96.7%	
Adult Employment Rate – Fourth Quarter After Exit Quarter	73.0	71.2	97.5%	
Adult Median Earnings	\$5285	\$5987	113.3%	
Adult Credential Attainment Rate	51.9	47.8	92.1%	
Adult Measurable Skill Gains	BASELINE	67.3	N/A	
Dislocated Worker Employment Rate — Second Quarter After Exit Quarter	80.1	84.3	105.2%	
Dislocated Worker Employment Rate – Fourth Quarter After	76.0	82.7	108.8%	
Exit Quarter				
Dislocated Worker Median Earnings	\$7082	\$8298	117.2%	
Dislocated Worker Credential Attainment Rate	48.6	65.5	134.8%	
Dislocated Worker Measurable Skill Gains	BASELINE	70.7	N/A	

For each measure, the US Department of Labor defines performance as follows:

- Meet = actual performance is above 50% of goal for each individual performance indicator
- Did not meet = actual performance is less than 50% of goal

If any measure was not met in either program year, address the reasons, corrective action measures taken, and current status.

### All performance goals were met or exceeded in both years.

B. Address fiscal integrity regarding funds provided under WIOA.

Has the Secretary made a formal determination, during either of the last 2 consecutive years, that WIOA funds provided to the area were misexpended due to willful disregard of the requirements of the provision involved, gross negligence, or failure to comply with accepted standards of administration?

No

#### Section IV. Local Board Information

Using Attachment A, provide a list of local board members, to include composition categories and contact information.

See attached.

### Section V. Grant Recipient/Fiscal Agent

Using Attachment B, designate the grant recipient/fiscal agent for the area. Signature of the lead official is required. Signatures of each chief elected official are also required. The use of electronic signatures is permissible.

See attached.

#### Section VI. Public Comment

Attach documentation that public input was solicited and provide all comments received.

### Section VII. Assurances and Signatures

#### A. Assurances

The chief elected officials (CEOs) making this designation request assure the following:

- That they have been duly authorized to participate by and on behalf of the governing bodies of the counties specified and documentation of this authorization can be provided;
- Compliance with the requirements of the Act, all federal regulations implementing the Act, any revisions or amendments thereto, state issued instructions, and any and all applicable federal, state or local rules and regulations; and,
- Acceptance of the liability for any misuse of grant funds.

### B. Signatures

(The use of electronic signatures is permissible.)

I/We, the undersigned chief elected official(s) of the petitioning county(ies), do hereby submit this formal designation petition under the conditions delineated herein and with the assurances specified herein.

<u>County</u>	<u>Signature</u>	<u>Date</u>
Fairfield		
Lexington		
Richland		

Submit Petition to: <u>WorkforceSupport@dew.sc.gov</u>

Submit by: 5:00 p.m., February 15, 2020

## **Attachment A**

## **WIOA Local Workforce Development Board Membership**

Total Seats 23 Seats Occupied 21 Seats Vacant 2

	Business (per Section 107(b)(2)(A))				
No.	Name	Affiliation and Title	Contact Phone and Email	Address	
1	Bonnie Austin	Private Healthcare, Consultant	(803) 269-8267	115 Melville Road	
			baustin@att.net	Columbia, SC 29212	
2	Edward Cogdill	Prysmian Systems, Operations	(803) 528-9662	181 Little Creek Drive	
		Manager	eddiecogdill@gmail.com	Leesville, SC 29070	
3	George "Smokey" Davis	Lexington Development	(803) 513-5333	1006 12 <sup>th</sup> Avenue	
		Corporation, President	smokeydavis@outlook.com	Cayce, SC 29033	
4	Carl Kennedy	Element Electronics, Vice	(803) 815-1400	392 Hwy 321	
		President Human Resources	Carl.k@elementtv.com	Winnsboro, SC 29180	
5	Scott King	American SpiralWeld Pipe,	(803) 695-2208	308 Amberwood Circle	
		Continuous Improvement Manager	Scottking104@gmail.com	Irmo, SC 29063	
6	Kate Lang	TRC Staffing, Director Professional	(803) 255-7267	1218 Henderson Street	
		and Commercial Recruiting	Kate.lang@trcstaffing.com	Columbia, SC 29201	
7	Donna Lax	Harsco Rail, HR Manager	(803) 822-7440	2401 Edmund Road	
			dlax@harsco.com	West Columbia, SC 29171	
8	Ritchie Monteith	Santee Cooper Credit Union, Sr	(803) 718-2403	10532 Jackson Creek Road	
		Mgr Talent Management	Ritchie.monteith@gmail.com	Winnsboro, SC 29180	
9	Reggie Murphy	Keller Williams, Broker in Charge	(803) 348-1699	701 Cornhill Road	
			regmuph@bellsouth.net	Columbia, SC 29210	
10	Harry Plexico	Intertape Polymer, Plant Manager	(803) 348-7404	PO Box 654	
			hplexico@hotmail.com	White Rock, SC 29177	
11	Michael Ray	Training Concepts, Sr. Account	(803) 765-9070	250 Berryhill Road	
		Mngr.	Michael@trainingconcepts.com	Columbia, SC 29210	
12	Vacant – appt pending				
13	Vacant – appt pending				

	Not Less Than 20% (per Section 107(b)(2)(B))					
No.	Name	Affiliation and Title	Contact Phone and Email	Address		
1	Brian Strickland	Federal Aviation Administration	(803) 822-4421	2823-B Aviation Way		
		(labor)	strickbk@windstream.net	West Columbia, SC 29170		
2	Jimmy Burroughs	Good Samaritan House – Christ	(803) 936-3870	3531 US Hwy 321 North		
		Central, Director	ccwinnsboro@truvista.net	Winnsboro, SC 29180		
3	Chip Fallaw	Our Refuge: Ninety-One	(803) 603-0791	245 Woodwinds West Dr		
			Clyde.fallaw@outlook.com	Columba, SC 29212		
4	Tim Miller	Walker White, Program Director	(803) 691-0918	7402 Fairfield Road		
		Apprenticeship	mmac@walker-white.com	Columbia, SC 29203		
5	David Prigge	Richland One School District,	(803) 735-3332	3560 Lynhaven Drive		
		CATE Coordinator	dprigge@richlandone.org	Columbia, SC 29204		

	Education & Training (per Section 107(b)(2)(C))				
No.	Name	Affiliation and Title	Contact Phone and Email	Address	
1	Bobby Cunningham	Richland Two Adult Education,	(803) 736-8787	750 Old Clemson Road	
		Director	bcunningham@richland2.org	Columbia, SC 29229	
2	Amy Scully	Midlands Tech. College, Vice	(803) 691-3880	PO Box 2408	
		Provost for Corp & CE	Scullya@midlandstech.edu	Columbia, SC 29202	

	Governmental, Economic, and Community Development (per Section 107(b)(2)(D))					
No. Name Affiliation and Title Contact Phone and Email Address						
1	Darline Graham	SC Commission for the Blind,	(803) 898-1049	1430 Confederate Ave		
		Commissioner	Darline.graham@sccb.sc.gov	Columbia, SC 29201		
2	Jeff Ruble	Richland County, Director of	(803) 576-1368	1201 Main Street Suite 1400		
		Economic Development	Ruble.jeffrey@richlandcountysc.gov	Columbia, SC 29201		

3	Mike Wuest	SC Dept of Employment &	(803) 737-4365	PO Box 995
		Workforce, Midlands Reg. Mngr.	mwuest@dew.sc.gov	Columbia, SC 29202

	Others as Chief-Elected Officials Determine Appropriate (per Section 107(b)(2)(E))						
No.	Name	Affiliation and Title	Contact Phone and Email	Address			
1							
2							
3							

Denote multiple representation with an asterisk (\*).

Total Number of Seats Filled	23
Number of Seats Filled Representing Business	11
Percentage of Seats Filled Representing Business	47.8%
Number of Seats Filled Representing Not Less than 20%	5
Percentage of Seats Filled Representing Not Less than 20%	21.7%
Number of Seats Filled Representing Education & Training	2
Number of Seats Filled Representing Gov't, Economic & Comm. Dev.	3
Number of Seats Filled Representing Others by Chief Elected Officials	0

## Attachment B

## **Midlands Local Workforce Development Area**

## **Designation of Grant Recipient/Fiscal Agent**

The Chief Elected (	Officials of the Local	Midlands	Workforce De	velopment Are	a hereby
designate as the	Central Midlands Co	uncil of Governments	grant rec	ipient and fise	cal agent
pursuant to the Wo	rkforce Innovation and	Opportunity Act (WIOA)			
While WIOA permit	s the local Chief Elected	d Officials (CEOs) to desi	gnate an entity t	o serve on their	behalf as
grant recipient and	fiscal agent, the CEOs	understand that this de	esignation does	not relieve ther	n of their
liability for any misu	use of grant funds. The u	use of electronic signatu	res is permissible		
<u>County</u>	<u>Au</u>	thorized Signature		<u>Da</u>	<u>te</u>
Fairfield					
Lexington					
Richland					
As the authorized si	gnatory official of	Central Midlands Council	of Governments	,	accept
the responsibilities	as WIOA grant recipient	and fiscal agent for the	Midlands	Workforce	
Development Area.					
Benjamin Mauldin, Executive Director	Benje	in J. Marldin	~	1/5/2021	
Name and Title		Signature			

# MIDLANDS WORKFORCE DEVELOPMENT AREA INTERLOCAL CONSORTIUM AGREEMENT

This Agreement is mutually reached among the following parties: Elected Officials of Fairfield, Lexington and Richland Counties; Midlands Workforce Development Board; and Central Midlands Council of Governments.

WHEREAS, the State of South Carolina Workforce Development Board, pursuant to Public Law 113-128, the Workforce Innovation and Opportunity Act (WIOA), has designated the Midlands Workforce Development Area (MWDA) to include Fairfield, Lexington and Richland Counties; and

WHEREAS, the Midlands Workforce Development Area has a local Workforce Development Board, the Midlands Workforce Development Board (hereinafter, MWDB) established in accordance with WIOA criteria at section 107 (b) (1) (2) (3) (4) (5) (6) of the Workforce Innovation and Opportunity Act of 2014;

Now, therefore, the respective county councils, the MWDB and the Central Midlands Council of Governments (hereinafter, CMCOG) enter into the following agreement for the provision of programs and services authorized by WIOA;

- 1. Purpose. MWDB, a workforce development planning entity, will implement and carry out the provisions of the Workforce Innovation and Opportunity Act for Fairfield, Lexington and Richland counties and such other workforce initiatives as may result from cooperative and collaborative relationships fostered by MWDB in carrying out its responsibilities for workforce development in the Midlands Workforce Development Area.
- 2. Consortium Structure. The parties to this agreement concur to an equitable delineation of responsibility, duty and partnership with regard to the implementation and execution of WIOA. This partnership includes selection of the fiscal agent and administrative entity for the purposes of oversight, management and operation of Adult, Dislocated Worker and Youth activities, as well as the One-Stop delivery system.
- 3. Designation of Chief Local Elected Official (CLEO). The CLEO is the Chief Local Elected Official selected among the consortium of Local Elected Officials and representing the Local Elected Officials in the Workforce Development Area. The CLEO shall be a rotating position, serving a term of one (1) year, to be filled by a consortium member County Council Chair on a rotating basis. The service order for CLEO shall be by alphabetical order of the county name. To avoid any conflict of interest (actual or perceived), the CLEO shall not serve as the highest ranking officer on any Board or other entity that governs the fiscal agent or service delivery provider(s). The CLEO shall be the designated authority to execute documents, agreements, transactions, make decisions and execute time sensitive issues.

- 4. Fiscal Agent. All funds allocated by the Governor to any of the MWDA counties, under the Workforce Innovation and Opportunity Act shall be received by CMCOG as the fiscal agent of the grant recipient and disbursed as provided in Attachment A to this agreement and in accordance with state and federal WIOA requirements and conditions.
- 5. Administrative Entity. CMCOG will serve as Administrative Entity and carry out the functions described in Attachment A to the agreement.
- 6. Liability. In accordance with WIOA the Local Elected Officials of the Consortium counties retain financial liability for the MWDA even when designating the Administrative Entity as the fiscal agent for WIOA funds. Fiscal responsibilities will be allocated among the Consortium counties based on the ratio of funds received each year through the Act.
- 7. Board Appointment. The parties to this agreement shall establish and maintain a Local Workforce Development Board in accordance with federal and state guidelines. The WDB shall be comprised of the mandatory partners and maintain a majority of membership by business representatives from the private sector, as identified in WIOA. Appointments to the board will be conducted by the respective counties in accordance with the accepted processes and guidelines generally followed for board, commission or other service positions. To maintain consistency and effectiveness of leadership, the service term of seats on the board shall expire on a staggered or alternating basis.
- 8. Amendments. This interlocal consortium agreement is dynamic in nature, and can be modified or amended, if the need arises and the respective signatories agree.
- 9. Duration. Subject to its execution by all parties, the agreement shall become effective and continue indefinitely; unless it is amended or terminated under the terms of this document.
- 10. Termination. Any County that is part of this agreement may withdraw from it rendering it null and void by giving 180 calendar days written notice prior to the end of the then existing program year. The same conditions for termination of the agreement shall apply to CMCOG and the MWDB.

Signed for and on behalf of:	
FAIRFIELD COUNTY	
By: Its: Chairman	Date:
LEXINGTON COUNTY	
Ву:	Date:
Its: Chairman	
RICHLAND COUNTY	Data
By: Its: Chairman	Date:
MIDLANDS WORKFORCE DEVELOPMENT BOARD  By:     State	Date: <u>1/4/2021</u>
CENTRAL MIDLANDS COUNCIL OF GOVERNMENTS	
By: Benjam J. Markhan Its: Executive Director	Date: 1/5/2021

#### ATTACHMENT A

# MWDB, FISCAL AGENT AND ADMINISTRATIVE ENTITY ROLES AND RESPONSIBILITIES

I. Role of MWDB

MWDB shall be responsible for:

- A. Approving policies and providing oversight of WIOA funded and other workforce-funded activities in the three-county workforce development area;
- Providing oversight of the day-to-day operation of the Workforce Development system and ensure that all activities comply with the provisions of the Act,
   MWDB policies and directives, federal state and county regulations to include:
  - 1. Implementing Board workforce system policies and directives;
  - 2. Maintaining a management information system;
  - 3. Providing monthly programmatic and financial reports;
  - 4. Implementing customer grievance procedures as established by MWDB and CMCOG;
  - 5. Implementing Board approved procedures to ensure appropriate conduct and performance of programs and services;
  - 6. Conducting monitoring and providing technical assistance to promote and enhance optimal performance; and
  - 7. Providing technical assistance to service providers as required.
- C. Developing and modifying the five-year local workforce development plan and conducing oversight of the One-Stop system, WIOA funded Adult, Dislocated Worker and Youth employment and training activities;
- D. Selecting of Director and staff to serve the MWDB in compliance with the Administrative Entities policies and applicable available to work criteria, as well as within the means of MWDB budget. Additionally, this shall include determination of staff location, movement, replacement and/or termination of the staff that serve under the periphery of the MWDB Staff within the policies and criteria of the Administrative Entity;
- E. Coordinating workforce development activities with economic development strategies and cultivating employer linkages by promoting private sector involvement in the workforce development system through effective connecting, brokering, leveraging and partnership-building activities;

- F. Selecting operators and providers of WIOA services in the MWDA in accordance with the provisions of WIOA sections inclusive of One-Stop Operators, Youth providers, eligible providers of training services and eligible providers of career services;
- G. Developing a budget for the purpose of carrying out Board activities including an annual budget and any required modifications thereto for the Administrative Entity's MWDB staff, in accordance with WIOA section 107(d)(12) (A); and forwarding this budget to the CMCOG Board for adoption;
- H. Ensuring that all contracts with service providers establish clear goals and obligations in unambiguous terms;
- I. Negotiating and reaching agreement on local performance measures with the chief elected officials and the Governor;
- J. Designate and maintain standing committees for planning, operation, management, etc., in accordance with WIOA that include:
  - 1. Operation and management of the One-Stop deliver system;
  - 2. Youth services;
  - 3. Services to individuals with disabilities.
- K. Scheduling and staffing all board and committee meetings; and
- L. Attending federal, state and local meetings, conferences and training as needed.
- II. Role of the Administrative Entity and Fiscal Agent: Central Midlands Council of Governments
  - A. Support activities of the MWDB and carry out WIOA grant requirements and policy directives, including;
    - 1. Staying abreast of and keeping MWDB apprised of federal and state policy directives and pending changes;
    - 2. Providing information regarding anticipated and pending legislation;
    - 3. Ensuring compliance with federal, state and local directives, as required by WIOA; and
    - 4. Attending federal, state and local meetings, conferences and training as needed
  - B. Utilization of contracting system which includes:
    - Employing an MWDB-approved system for the award and monitoring of contracts
      with eligible service providers, said contracts containing acceptable standards for
      ensuring accountability and ensuring the CMCOG Executive Director's approval, by
      signature, as designated agent for MWDB, of each MWDB contract;

- 2. Acting with due diligence to monitor the implementation of the contracts, including carrying out appropriate fiscal monitoring activities (including audits) at regular intervals;
- 3. Taking prompt and appropriate corrective action upon notice of violations of the Act or the implementing of regulations with all contracts;
- 4. Ensuring that all contracts for services approved by MWDB are competitively procured in accordance with CMCOG requirements; and
- 5. Implementing contract type, terms, and specifications as approved by MWDB.
- C. Ensure the appropriate use and management of the funds provided under WIOA subtitle B for the activities and system and for workforce development activities, ensure the appropriate use, management, and investment of funds to maximize performance outcomes under section 116 (ref: WIOA sec 107 (d))
- D. Receipt and accountability for all Workforce Innovation & Opportunity Act funds;
- E. Establishment and maintenance of a financial management system;
- F. Providing monthly financial reports;
- G. Establishment and maintenance of procurement and contracting system;
- H. Processing payment and reimbursements authorized by duly enacted board approved policies;
- Monitoring and reporting as required to the MWDB, local elected officials, state,
   CMCOG and US Department of Labor; and
- J. Engaging and selecting an auditor to audit all funds as required by the Act.