

**MINUTES  
ORANGEBURG COUNTY COUNCIL  
OCTOBER 3, 2011  
5:30 P.M.**

**Pursuant to the Freedom of Information Act, the news media was notified and notice was posted on the bulletin board 24 hours prior to the meeting.**

**MEMBERS PRESENT:**

**Johnnie Wright, Sr., Chairman  
Janie Cooper, Vice Chairman  
Clyde B. Livingston  
Heyward H. Livingston  
Willie B. Owens  
Johnny Ravenell  
Harry F. Wimberly**

**MEMBERS ABSENT:**

**OTHERS PRESENT:**

**Bill Clark, County Administrator  
D'Anne Haydel, County Attorney  
Jacqueline P. Turner, Clerk to Council**

**CALL TO ORDER**

**Johnnie Wright, Sr., Chairman.**

**MOMENT OF SILENCE**

**Moment of silence observed**

**APPROVAL OF MINUTES**

**Motion by Councilwoman Cooper, seconded by Councilman Ravenell, to approve minutes of September 19, 2011 with corrections, if any. Motion passed.**

**PUBLIC COMMENTS:**

**AGENDA ITEMS**

**Mr. Larkin, Concerned Citizens of Orangeburg County Chairman, addressed Council, thanking them for making the installment pre-payment of real property taxes a reality available to citizens who cannot pay taxes in a lump sum.**

**PUBLIC COMMENTS:**

**OTHER MATTERS**

**Mr. Lester Paquette addressed Council about the dumping of trash on his property on Sheriff Drive, the dumping of solid waste throughout the county in wooded areas, and trash being left at the gates of the Convenience Sites on days they are not open.**

**He suggested ways on how the collection site openings could be rescheduled to serve the public on a daily basis, and still reduce costs. Chairman Wright thanked Mr. Paquette for his suggestions, indicating they would be passed on to the Public Works Department to study and make a determination about the feasibility of implementation.**

**1. ORDINANCE – THIRD AND FINAL READING**

**AN ORDINANCE AUTHORIZING INSTALL PRE-PAYMENT OF REAL PROPERTY TAXES**

Chairman Wright asked Bill Clark, Count Administrator, to give a briefing on the ordinance. Mr. Clark explained state law outlines the process for paying by installment. Homeowners must let the County know by January 15 if they want the option. Payments are then due on the 15<sup>th</sup> of February, April, June, August, October. October will be when the final adjusted payment is determined. Chairman Wright urged homeowners to check out the state law, particularly as it relates to missing one or two payments, late payments; these circumstances will cause them to be removed from the payment plan.

Councilwoman Cooper stated the plan is like a lay-away plan where you pay in advance, but in six payments. Councilman Owens clarified the plan goes into effect in 2012, not in 2011.

Motion by Councilwoman Cooper, seconded by Councilman Owens, to give third and final reading to the ordinance. Motion carried.

**2. ORDINANCE – PUBLIC HEARING – THIRD AND FINAL READING**

**AN ORDINANCE AUTHORIZING ORANGEBURG COUNTY TO TAKE ANY AND ALL APPROPRIATE LEGAL ACTION TO OBTAIN REAL PROPERTY RIGHTS (USDA-RD TOWN OF BOWMAN WATER PROJECT)**

Public Hearing opened and closed without any input from the public.

Motion by Councilman Ravenell, seconded by Councilwoman Cooper, to give final and third reading to the ordinance. Motion passed.

**3. ORDINANCE – PUBLIC HEARING – THIRD AND FINAL READING**

**AN ORDINANCE ESTABLISHING THE CREEKMOOR SPECIAL LIGHTING DISTRICT**

Chairman Wright asked for input from Bill Clark. Mr. Clark indicated this ordinance would be carried forward due because more information is needed regarding the numbers before bringing the request before Council.

#### **4. ORDINANCE – FIRST READING**

##### **AN ORDINANCE TO REAPPORTION ORANGEBURG COUNTY COUNCIL DISTRICTS AND OTHER MATTER RELATED THERETO**

**Motion by Councilman Heyward Livingston, seconded by Councilman Owens, to approve first reading of the ordinance. Motion carried.**

#### **5. RESOLUTION – A RESOLUTION CONSENTING TO AN EXTENSION OF THE INVESTMENT PERIOD FOR MARTIN MARIETTA MATERIALS, INC. UNDER ITS FEE AGREEMENT WITH ORANGEBURG COUNTY PURSUANT TO TITLE 12, CHAPTER 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, AS AMENDED (THE “CODE”), AND AN EXTENSION OF THE TERMS OF THE FEE AGREEMENT PURSUANT TO SECTION 12-44-30(13) OF THE CODE; AND OTHER MATTERS RELATED THERETO**

**Chairman Wright asked Bill Clark to provide background information about the Resolution. Mr. Clark indicated the company is requesting an extension of five years on the investment agreement and an extension of the terms of the fee agreement for Martin Marietta Materials. The extensions will end in 25 years rather than the current period of 20 years. The company is a quarry located in Eutawville, with plans to add \$4 million in machinery and equipment to the \$14 million already invested in Orangeburg County since 2006.**

**Mr. Clark deferred to Gregg Robinson, Economic Development Director, who stated the Resolution is a formality for the company to continue to invest and the County continuing as a partner with them; it eliminates the company coming back to the County for approval of a new fee. It lets them know the County will not increase taxes on machinery and equipment; there is only a net benefit for the company, community and Council, at no cost to the community.**

**Councilman Clyde Livingston, stated while favoring attracting industry, asked if the millage for the company is based on what it was five years ago, the County should be moving forward. Councilman Owens indicated the County can't lose money and the County is ahead on a deal like this; the County must be competitive and stay competitive.**

**Motion by Councilman Owens, seconded by Councilwoman Cooper to adopt Resolution as proposed. Motion passed.**

**6. RESOLUTION – CELEBRATING THE 100<sup>TH</sup> YEAR ANNIVERSARY OF THE ORANGEBURG COUNTY FAIR**

**Chairman Wright read the Resolution Celebrating The 100<sup>th</sup> Anniversary of The Orangeburg County Fair.**

**Motion by Councilman Wimberly, seconded by Councilman Heyward Livingston, to adopt the Resolution. Motion carried.**

**7. PROCLAMATION – RECOGNIZING HEAD START AWARENESS MONTH**

**Proclamation read by Councilwoman Cooper.**

**Motion by Councilwoman Cooper, seconded by Councilman Owens, adopting the Proclamation. Motion carried.**

**8. ACCEPTANCE OF BIDS**

**1. C-FUND RESURFACING PROJECTS - Bill Clark explained Council had earlier accepted the \$1,743,669 bid submitted by REA Construction for resurfacing 13.5 miles of roads, using the local preference requirement as determined by County. State law states C-funds could not be used in a local preference system. The next lowest bidder, for \$1,729,436.00, was Boggs Construction of Monroe, N.C., qualifying them as eligible to be awarded the bid, based on state law.**

**Motion to award the bid to Boggs Construction, Monroe, N.C., in the amount of \$1,729,436.00 to resurface 13.5 miles of road using C-funds, made by Councilman Owens, seconded by Councilman Ravenell, Motion carried.**

**2. VEHICLES – SHERIFF’S DEPARTMENT – Bill Clark stated the low bid of \$486,220.00 submitted by Orangeburg Automotive, for 20 Dodge Chargers vehicles for the Sheriff’s Department is being submitted to Council for approval. Council members stated their approval of the bid being submitted by a local firm, offering a shorter delivery time on the vehicles.**

**Motion by Councilman Owens, seconded by Councilman Heyward Livingston to accept the low bid of \$486,220.00, for 20 Dodge Chargers, submitted by Orangeburg Automotive. Motion carried.**

**9. APPROVAL OF THE ORANGEBURG COUNTY NATURAL HAZARD MITIGATION PLAN**

**Bill Clark stated every 5 years the County's must approve a Natural Hazard Mitigation Plan for the EMS Department in order for them to maintain their eligibility to receive disaster assistance in the event of a local disaster or emergency problem. Earlier in the day a presentation was made available for the public to review the Plan.**

**Motion by Councilman Wimberly, seconded by Councilwoman Cooper, to accept the Natural Hazard Mitigation Plan. Motion carried.**

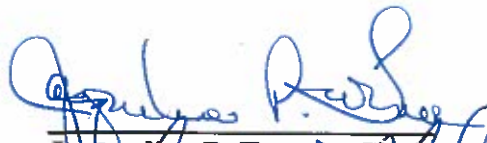
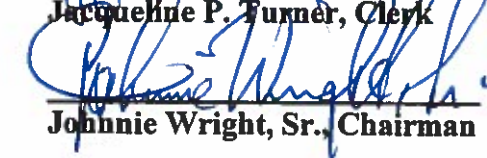
**10. VOTE FOR EXECUTIVE SESSION**

**Motion for an executive session to discuss a contractual matter relative to the Edisto Sewer System and an economic development issue, made by Councilman Owens. Motion seconded by Councilman Heyward Livingston. Motion carried.**

**Adjournment for executive session.**

**Motion for adjournment by Councilman Owens, seconded by Councilwoman Cooper. Motion carried.**

**Meeting adjourned.**

  
**Jacqueline P. Turner, Clerk**  
  
**Johnnie Wright, Sr., Chairman**