



**MINUTES
ORANGEBURG COUNTY COUNCIL
September 21, 2015
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.
Harry F. Wimberly
Heyward H. Livingston
Johnny Ravenell
Willie B. Owens
Clyde B. Livingston**

MEMBERS ABSENT:

Janie Cooper-Smith

OTHERS PRESENT:

**Harold Young, County Administrator
D'Anne Haydel, County Attorney
Faith E Carter, Clerk to Council**

CALL TO ORDER

Johnnie Wright, Sr. Chairman

On the 21st day of September, 2015, Chairman Wright called to order a regular session of the Orangeburg County Council at 5:32 pm.

MOMENT OF SILENCE

Moment of silence observed

APPROVAL OF MINUTES

September 8th, 2015 (RS)

Chairman Wright asked for a motion to approve the minutes of the regular session of the Orangeburg County Council held on the 8th day of September, 2015 as written. Councilman Owens motioned to approve the minutes of the September 8th, 2015 as written. The motion was seconded by Councilman Ravenell. Motion carried. (6-0-0-1).

PUBLIC COMMENTS:

AGENDA ITEMS

NONE

PUBLIC COMMENTS:

OTHER MATTERS

NONE

1. RESOLUTION HONORING MRS. ELANORA SEABERRY

Chairman Wright yielded the floor to Councilman Johnny Ravenell. Councilman Ravenell advised that Mrs. Seaberry was in attendance at the meeting. Councilman Ravenell read the resolution in its entirety. Councilman Ravenell and Chairman Wright presented the resolution to Mrs. Seaberry.

Mrs. Seaberry was recognized by Chairman Wright. Mrs. Seaberry advised that she thanks the Lord for all of the years of her life and that she did her best for Him. Mrs. Seaberry advised that she would like to thank the Council for honoring her in this way and to remember her in their prayers.

Chairman Wright advised that it is a wonderful accomplishment to live for a whole century and he hopes that God will continue to smile on her.

Chairman Wright advised that he would entertain a motion to approve the resolution honoring Mrs. Seaberry. Councilman Johnny Ravenell motioned that agenda item number one (1) a resolution honoring Mrs. Elanora Seaberry be approved. Councilman Clyde Livingston seconded the motion. Motion carried. (6-0-0-1).

2. RESOLUTION HONORING MRS. ADELL (JULIE) GREEN THOMPSON

Chairman Wright yielded the floor to Councilman Johnny Ravenell. Councilman Ravenell read the resolution in its entirety.

Chairman Wright advised that he would entertain a motion to approve the resolution honoring Mrs. Adell (Julie) Green Thompson. Councilman Johnny Ravenell motioned that agenda item number two (2) a resolution honoring Mrs. Adell (Julie) Green Thompson be approved. Councilman Clyde Livingston seconded the motion. Motion carried. (6-0-0-1).

Chairman Wright yielded the floor to Councilman Johnny Ravenell. Councilman Ravenell advised that Mrs. Thompson was unable to attend the meeting however her grandson did attend the meeting in order to receive the resolution for her. Councilman Johnny Ravenell and Chairman Wright, Sr. presented the resolution to Mr. Anthony Thompson, Mrs. Thompson's grandson.

Chairman Wright recognized Mr. Anthony Thompson. Mr. Anthony Thompson advised that Mrs. Thompson does attribute her longevity to her faith in God and their family is blessed to have two family members to live to one hundred years old. Mr. Thompson thanked the Council for honoring Mrs. Thompson and she gives all the glory to God.

3. ORDINANCE PUBLIC HEARING AND THIRD READING

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A GROUND LEASE AGREEMENT AND CONTRACT FOR PURCHASE AND SALE BY AND BETWEEN ORANGEBURG COUNTY AND PIEDMONT COMPANIES, INC. PERTAINING TO CERTAIN REAL PROPERTY OWNED BY ORANGEBURG COUNTY; AUTHORIZING THE LEASE AND SUBSEQUENT SALE OF SUCH REAL PROPERTY BY THE

COUNTY TO PIEDMONT COMPANIES, INC.; AND OTHER MATTERS RELATING THERETO.

Chairman Wright asked County Administrator Harold Young for an explanation. Administrator Young advised that the County is required, as a condition of utility loan fund monies, to own the property until the time that the loan is paid off. Administrator Young advised that Piedmont Companies, Inc. will lease the property from the County while the speculative building is under construction. County Administrator Young advised that once the construction is complete the building will be sold to Sigmalex and the loan will be paid off. Administrator Young advised that this is being done so Sigmalex can take advantage of the loan funds the state has to offer. Administrator Young yielded to the Attorney for Economic Development, Deputy County Attorney Jerrod Anderson. Attorney Anderson advised that there have been no changes. Chairman Wright asked the Council for questions. No questions.

Chairman Wright opened the floor for public hearing on agenda item number three (3) at 5:53 pm. Hearing no comment, Chairman Wright closed the floor for public hearing on agenda item number three (3).

Chairman Wright advised that he would entertain a motion on agenda item number three (3). Councilman Heyward Livingston motioned that agenda item number three (3) be approved in third reading. Councilman Wimberly seconded the motion. Motion carried. (6-0-0-1).

4. ORDINANCE THIRD READING

AN ORDINANCE PROVIDING FOR THE PURCHASE AND ACQUISITION OF MOTOR VEHICLES AND RELATED EQUIPMENT TO BE USED FOR PUBLIC SAFETY; AUTHORIZING THE COUNTY ADMINISTRATOR TO PRESCRIBE THE FORM AND DETAILS OF THE LEASE PURCHASE FINANCING OF THE EQUIPMENT; PROVIDING FOR THE PAYMENT OF THE LEASE PURCHASE FINANCING; AND OTHER RELATED MATTERS

Chairman Wright asked Administrator Harold Young for an explanation. Administrator Young advised that the ordinance allows for the financing of vehicles related to public safety and other vehicles throughout the county as needed to replace the aging fleet of the Orangeburg County Sheriff's Department and other public safety vehicles.

Chairman Wright asked for questions from Council. No questions. Chairman Wright advised that he would entertain a motion on agenda item number four (4). Councilman Ravenell motioned that agenda item number four (4) be approved in third reading. Councilman Owens seconded the motion. Motion carried. (6-0-0-1).

5. ORDINANCE SECOND READING

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BY AND BETWEEN ORANGEBURG COUNTY, SOUTH CAROLINA AND A COMPANY IDENTIFIED FOR THE TIME BEING AS PROJECT RELIABILITY, ACTING FOR ITSELF, ONE OR MORE AFFILIATES OR OTHER PROJECT SPONSORS (THE "COMPANY") WITH RESPECT TO CERTAIN ECONOMIC DEVELOPMENT PROPERTY IN THE COUNTY, WHEREBY SUCH PROPERTY WILL BE SUBJECT TO CERTAIN PAYMENTS IN LIEU OF TAXES, INCLUDING THE PROVISION OF CERTAIN SPECIAL SOURCE CREDITS; AND OTHER MATTERS RELATED THERETO.

Chairman Wright asked County Administrator Harold Young for an explanation. Administrator Young yielded to the Attorney for Economic Development, Deputy County Attorney Jerrod Anderson. Attorney Anderson advised that agenda items five (5) and six (6) are related. Attorney Anderson advised that agenda item number five (5) deals with the fee agreement and agenda item number six (6) deals with the placement of the prospect in a multi-county industrial park. Attorney Anderson advised that the prospect wishes to remain confidential at this time but is an established industry in the area. Attorney Anderson advised that the prospect has promised a minimum of a fifteen (\$15) million dollar investment (\$7.8 million in new construction, \$1.2 million in renovation, and \$6 million in equipment). The prospect has promised approximately 12 new jobs and they are asking for a term of thirty (30) years. Attorney Anderson advised that the expansion in the multi-county industrial park would be with Dorchester County, South Carolina.

Chairman Wright thanked Attorney Anderson. Chairman Wright advised that he would entertain a motion for agenda items five (5) and six (6). Councilman Wimberly motioned that agenda items five (5) and six (6) be approved in second reading. Councilman Clyde Livingston seconded the motion. Motion carried. (6-0-0-1).

6. ORDINANCE SECOND READING

AN ORDINANCE TO AMEND THE AGREEMENT FOR DEVELOPMENT OF A JOINT COUNTY INDUSTRIAL PARK BY AND BETWEEN DORCHESTER COUNTY, SOUTH CAROLINA, AND ORANGEBURG COUNTY, SOUTH CAROLINA, PROVIDING FOR DEVELOPMENT OF A JOINT COUNTY INDUSTRIAL PARK SO AS TO INCLUDE PROPERTY OF A COMPANY IDENTIFIED FOR THE TIME BEING AS PROJECT RELIABILITY, ACTING FOR ITSELF, ONE OR MORE AFFILIATES OR OTHER PROJECT

**SPONSORS (THE "COMPANY") AND OTHER MATTERS
RELATED THERETO.**

Chairman Wright asked County Administrator Harold Young for an explanation. Administrator Young yielded to the Attorney for Economic Development, Deputy County Attorney Jerrod Anderson. Attorney Anderson advised that agenda items five (5) and six (6) are related. Attorney Anderson advised that agenda item number five (5) deals with the fee agreement and agenda item number six (6) deals with the placement of the prospect in a multi-county industrial park. Attorney Anderson advised that the prospect wishes to remain confidential at this time but is an established industry in the area. Attorney Anderson advised that the prospect has promised a minimum of a fifteen (\$15) million dollar investment (\$7.8 million in new construction, \$1.2 million in renovation, and \$6 million in equipment). The prospect has promised approximately 12 new jobs and they are asking for a term of thirty (30) years. Attorney Anderson advised that the expansion in the multi-county industrial park would be with Dorchester County, South Carolina.

Chairman Wright thanked Attorney Anderson. Chairman Wright advised that he would entertain a motion for agenda items five (5) and six (6). Councilman Wimberly motioned that agenda items five (5) and six (6) be approved in second reading. Councilman Clyde Livingston seconded the motion. Motion carried. (6-0-0-1).

7. ORDINANCE PUBLIC HEARING AND SECOND READING

**AN ORDINANCE TO ADOPT AND ENACT BOAT LANDING
RULES AND REGULATIONS FOR ORANGEBURG COUNTY,
SOUTH CAROLINA; AND PROVIDING A PENALTY FOR THE
VIOLATION THEREOF**

Chairman Wright asked for an explanation from County Administrator Harold Young. Administrator Young advised that this ordinance will establish a uniform system of rules to be utilized at boat landings within the County of Orangeburg. Administrator Young advised that the ordinance will provide a set of enforceable rules that would address any public safety issues related to the boat landings.

Chairman Wright asked if the rules would be published after they are passed. Administrator Young advised that all signage will be updated to reflect the new rules and regulations at the boat landings.

Chairman Wright opened the floor for public hearing on agenda item number seven (7) at 5:59 pm. Hearing no comment, Chairman Wright closed the floor for public hearing on agenda item number seven (7).

Chairman Wright advised that he would entertain a motion on agenda item number seven (7). Councilman Heyward Livingston motioned that agenda item number seven (7) be

approved in second reading. Councilman Clyde Livingston seconded the motion. Motion carried. (6-0-0-1).

8. ORDINANCE PUBLIC HEARING

AN ORDINANCE AUTHORIZING A LEASE AGREEMENT AND THE EXPANSION OF EDUCATIONAL PROGRAM WITH NATIVE AMERICAN PEOPLE OF ORANGEBURG COUNTY

Chairman Wright asked County Administrator Harold Young for an explanation. Administrator Young advised that agenda item number eight (8) is a continuation of the CREST program and provides a site for the Native American People of Orangeburg County in order to allow for the expansion of educationally and culturally significant programs. Administrator Young advised that the County is asking for a public hearing on this matter.

Chairman Wright opened the floor for public hearing on agenda item number eight (8) at 6:00 pm. Hearing no comment, Chairman Wright closed the floor for public hearing on agenda item number eight (8).

9. CONSENT OF ORANGEBURG COUNTY COUNCIL FOR THE SALE OF THE OLD NEESES FIRE STATION ON SILVER SPRINGS ROAD, WITH TMS# 0057-05-13-006, BY THE ORANGEBURG COUNTY FIRE DISTRICT TO SILVER SPRINGS RURAL COMMUNITY, IN ACCORDANCE WITH SECTION 16-52(12) OF THE ORANGEBURG COUNTY CODE OF ORDINANCES

Chairman Wright asked for an explanation from County Administrator Harold Young. Administrator Young advised that this is a transfer of property and such transfer requires the consent of the Council if the property is owned by the County. Administrator Young advised that this is a request from the Orangeburg County Fire District for consent to sell the property described.

Chairman Wright asked for questions from Council. No questions. Chairman Wright advised that he would entertain a motion on agenda item number nine (9). Councilman Heyward Livingston, councilman of that district, motioned that agenda item number nine (9) be approved. Councilman Clyde Livingston seconded the motion. Motion carried. (6-0-0-1).

10. PUBLIC HEALTH AND SAFETY COMMITTEE REPORT

Chairman Wright yielded to the Public Health and Safety Committee Chairman Willie B. Owens. Chairman Owens advised that the Public Health and Safety Committee met at 4:00 pm on September 21, 2015.

Chairman Owens advised that the committee met to discuss an ordinance titled as:

**AN ORDINANCE TO PROHIBIT THE SALE AND ON PREMISE
CONSUMPTION OF ALCOHOLIC BEVERAGES IN
COMMERCIAL ESTABLISHMENTS DURING CERTAIN HOURS**

Chairman Owens motioned that the Council approve this ordinance in first reading. Councilman Wimberly seconded the motion. Motion carried. (6-0-0-1).

Chairman Wright recognized Councilman Ravenell. Councilman Ravenell asked what hours were specifically listed. Councilman (Committee Chairman) Owens answered that those hours are from 2:00 am to 6:00 am.

Chairman Wright thanked the committee for their report.

**11. APPOINTMENT TO THE ORANGEBURG COUNTY PLANNING
COMMISSION**

Chairman Wright asked Council for any appointments to the Planning Commission. Chairman Wright recognized Councilman Harry F. Wimberly. Councilman Wimberly motioned that Mr. Thomas Dukes of Rowesville be appointed to the District 3 seat on the Orangeburg County Planning Commission. Councilman Heyward Livingston seconded the motion. Motion carried. (6-0-0-1).

Councilman Owens (District 7) and Chairman Wright (District 1) elected to carry over their appointments to the regular session on October 5, 2015.

**12. APPOINTMENT TO THE ORANGEBURG COUNTY ZONING BOARD OF
APPEALS**

Chairman Wright asked Council for any appointments to the Orangeburg County Zoning Board of Appeals. Councilman Ravenell (District 2) and Councilman Clyde Livingston (District 6) elected to carry over their appointments to the regular session on October 5, 2015.

13. VOTE FOR EXECUTIVE SESSION

Chairman Wright asked for a motion. Councilman Owens motioned that the Council move into executive session to discussion agenda items fourteen-a (14A) and fourteen-b (14B). Councilman Ravenell seconded the motion. Motion carried. (6-0-0-1).

14. EXECUTIVE SESSION

LEGAL ADVICE AND DISCUSSION OF NEGOTIATIONS INCIDENT TO PROPOSED CONTRACTUAL ARRANGEMENTS PURSUANT TO S.C. CODE SECTION 30-4-70(a)(1) and (2) CONCERNING

- A) THE HOSPITAL'S DISPOSAL OR LEASE OF LAND TO A THIRD PARTY**
- B) THE COUNTY'S POTENTIAL LAND TRANSACTION FOR PROJECTS**

15. VOTE FOR ADJOURNMENT

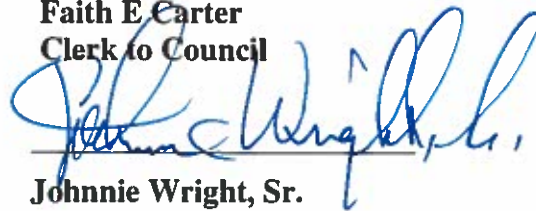
Chairman Wright asked for a motion that the Orangeburg County Council stand adjourned. Councilman Ravenell motioned that the regular session of the Orangeburg County Council of September 21, 2015 be adjourned. Councilman Heyward Livingston seconded the motion. Motion carried. (6-0-0-1).

Chairman Wright thanked the public for attending.

16. ADJOURNMENT



**Faith E. Carter
Clerk to Council**



**Johnnie Wright, Sr.
Chairman, County Council**