

**MINUTES  
ORANGEBURG COUNTY COUNCIL  
October 20, 2014  
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-Smith, Vice Chairwoman  
Heyward H. Livingston  
Willie B. Owens  
Johnny Ravenell  
Harry F. Wimberly  
Clyde B. Livingston**

**MEMBERS ABSENT:**

**OTHERS PRESENT:**

**Harold M. Young, County Administrator  
D'Anne Haydel, County Attorney  
Angel Howell, Interim Clerk to Council**

**CALL TO ORDER**

**Johnnie Wright, Sr., Chairman**

**MOMENT OF SILENCE**

**Willie B. Owens-Prayer**

**APPROVAL OF MINUTES**

**October 6 2014**

**A motion was made by Councilman Harry Wimberly, seconded by Councilwoman Janie Cooper-Smith to approve minutes of October 6, 2014. Motion passed unanimously.**

**PUBLIC COMMENTS:**

**AGENDA ITEMS**

**Mr. Abe Salama made comments regarding Item Number 6 (six) on the agenda regarding setting of the millage rate for the 2014 Tax Year. Mr. Salama asked the County Council members to please delay setting of the millage until the Assessor's Office can provide additional information regarding reassessment to the citizens of Orangeburg County.**

**Mr. Emory Daff commented regarding his request for a property tax bill that consolidates adjacent parcels for billing purposes. After discussion by various Council members and Administrative staff, Councilman Clyde B. Livingston**

suggested that Mr. Daff return to Council if he is not satisfied with the assistance he receives from the Administrative staff.

**PUBLIC COMMENTS:                      OTHER MATTERS                      NONE**

**1.        RESOLUTION TO INCREASE THE ALLOCATION OF THE LOCAL GOVERNMENT FUND**

**Councilman Harry Wimberly made a motion to approve the Resolution to Increase the Allocation of the Local Government Fund and it was seconded by Councilwoman Janie Cooper-Smith. Motion carried. Vote: 7-0-0**

**2.        ORDINANCE –PUBLIC HEARING**

**AN ORDINANCE AUTHORIZING AN AGREEMENT BETWEEN ORANGEBURG COUNTY AND CELLCO PARTNERSHIP REGARDING (1) SURVEY, CONSTRUCTION AND CONVEYANCE OF (A) PLANNED COMMUNICATIONS TOWER AND (B) EQUIPMENT BUILDING; (2) RELOCATION AND INSTALLATION OF LESSOR’S COMMUNICATIONS EQUIPMENT AND INSTALLATION OF LESSEE’S COMMUNICATIONS EQUIPMENT ON PLANNED TOWER; (3) LEASE OF GROUND SPACE AND SPACE ON PLANNED TOWER; and (4) DISMANTLING AND REMOVAL OF EXISTING COMMUNICATIONS TOWER**

**The Chairman opened the public hearing and invited Administrative Young to give an explanation of the agenda item. Administrative Young summarized the subject. The Chairman opened the floor for commentary. No one came forward to comment. The Chairman closed the public hearing.**

**3.        ORDINANCE-THIRD READING AND PUBLIC HEARING**

**AN ORDINANCE AUTHORIZING A LEASE AGREEMENT AND THE EXPANSION OF EDUCATIONAL PROGRAMS WITH NORTH FAMILY COMMUNITY SCHOOL**

**Chairman opened the public hearing and invited Administrator Young to give an explanation on the agenda item. Administrator Young summarized the subject. The Chairman opened the floor for commentary. No one came forward to comment. The Chairman closed the public hearing.**

**Councilman Clyde B. Livingston made a motion to approve third reading of an Ordinance Authorizing a Lease Agreement and the Expansion of Educational Programs with North Family Community School and it was seconded by Heyward Livingston. Motion carried. Councilman Clyde B. Livingston made a post vote comment that this is a joint project effort between Council Districts Four and Six.**

**Vote: 7-0-0**

**4. ORDINANCE-SECOND READING AND PUBLIC HEARING**

**ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BY AND BETWEEN ORANGEBURG COUNTY, SOUTH CAROLINA AND WALKER EMULSIONS (USA) INC. PROVIDING FOR A PAYMENT OF A FEE IN LIEU OF TAXES AND OTHER MATTERS RELATED THERETO**

**Chairman opened the public hearing and invited Administrator Young to give an explanation on the agenda item. Administrator deferred to Deputy County Attorney Jerrod A. Anderson for an explanation. Attorney Jerrod Anderson gave the summary. The Chairman opened the floor for commentary No one came forward to comment. The Chairman closed the public hearing.**

**A motion was made by Councilwoman Janie Cooper-Smith to approve second reading of an Ordinance Authorizing the Execution by and between Orangeburg County, South Carolina and Walker Emulsion, (USA) Inc. providing for Payment of a FILOT and it was seconded by Councilman Willie B. Owens. Motion carried. Vote: 7-0-0**

**5. ORDINANCE-FIRST READING**

**AN ORDINANCE CERTIFYING THE PETITION CALLING FOR THE CREATION OF THE EMPIRE ESTATES SPECIAL TAX DISTRICT AND ESTABLISHING THE EMPIRE ESTATES SPECIAL TAX DISTRICT WHICH SHALL BE CREATED TO PROVIDE FOR STREET LIGHTING WITHIN THE PROPOSED DISTRICT**

**A motion was made by Councilman Johnnie Ravenell to approve first reading of an Ordinance Certifying the Petition Calling for the Creation of the Empire Estates as a special tax district and it was seconded by Councilman Clyde Livingston. Motion carried.**

**Vote: 7-0-0**

**6. SETTING OF MILLAGE RATES FOR 2014 TAX YEAR**

A motion was made by Councilman Willie B. Owens to approve the setting of the millage rates as requested by Administrator Young in his memorandum dated October 20, 2014, for the 2014 Tax Year and it was seconded by Councilwoman Janie Cooper-Smith. Motion carried.

Vote: 7-0-0

The Administrator's memorandum is attached to and incorporated into these minutes. Please see Exhibit 1.

**7. AUTHORIZATION OF FY 2015 BUDGET CARRY FORWARD ACCOUNTS**

A motion was made by Councilman Harry Wimberly to approve the authorization of the FY 2015 Budget carry forwards recommended by Administrator Young in his memorandum dated October 20, 2014, and it was seconded by Councilman Willie B. Owens. Motion carried. Vote: 7-0-0

The Administrator's memorandum is attached to and incorporated into these minutes. Please see Exhibit 2.

**8. PROCUREMENT**

**1) PHASE 7 TELECOMMUNICATIONS OUTSIDE PLANT CONSTRUCTION (BROADBAND)**

A motion was made by Councilman Harry Wimberly to accept the proposal from Edwards Telecommunications of Columbia, South Carolina for Phase 7 Telecommunications Outside Plant Construction for Broadband and it was seconded by Councilman Johnny Ravenell. Motion carried. Vote: 7-0-0

**2) DESIGN/BUILD ROAD CONSTRUCTION - C-FUND PAVING. (PUBLIC WORKS)**

A motion was made by Councilman Johnny Ravenell to accept the proposal from R&T Grading for the design/build road construction and it was seconded by Councilman Willie B. Owens. Motion carried. Vote: 7-0-0

**9. PUBLIC WORKS COMMITTEE UPDATE**

Committee Chairman Johnny Ravenell reported that the Committee recommended Council allow the Public Works Department to place rip rap every 100 feet from Kendall Drive to Fire Tower Road to alleviate movement of sand downhill and clean out the sediment basin. Committee Chairman Ravenell

made the recommendation in form of a motion and it was seconded by Heyward Livingston. Motion carried.

Vote: 7-0-0

Public Works Committee reviewed a request from Berry Farms to limit traffic on Nature View in the event of an outbreak. Berry Farms has 300 cows. The owner of Berry Farms will place two poles on either side of the road and the gate will be installed in the event of an outbreak and mandate from DHEC. The Public Works Committee recommended approval of this request.

Councilman Johnny Ravenell made a motion to approve the recommendation by the Public Works Committee to allow the owner of Berry Farms to close Nature View in the event of an outbreak and the motion was seconded by Harry Wimberly. Motion carried. Vote: 7-0-0

The Public Works Committee also reviewed a request to close Gabigar Road in Eutawville. The Public Works Committee unanimously agreed not to take any action.

Councilman Johnny Ravenell made a motion to uphold the Public Works Committee's decision not to take any action and the motion was seconded by Heyward Livingston. Motion carried. Vote: 7-0-0

#### 10. VOTE FOR EXECUTIVE SESSION

Councilwoman Janie Cooper-Smith made a motion to enter into executive session and the motion was seconded by Councilman Johnny Ravenell. Motion carried. Vote: 7-0-0

#### 11. EXECUTIVE SESSION

##### 1) ATTORNEY-CLIENT PRIVILEGED LITIGATION UPDATE

##### 2) ECONOMIC DEVELOPMENT UPDATE

Councilman Willie B. Owens requested and the Chairman allowed a point of personal privilege. Councilman Willie B. Owens inquired into the status of financing the Capital Projects Sales Tax Three Collections. Administrator Young stated that a meeting was scheduled for this coming Friday, October 24, 2014, to complete a calendar of events to take the transaction through closing.


Councilman Johnny Ravenell requested and the Chairman allowed point of personal privilege. Councilman Ravenell requested an update on the Broadband Project from consulting engineer William Metts. Engineer Metts reported that the Project is ahead of schedule and under budget.

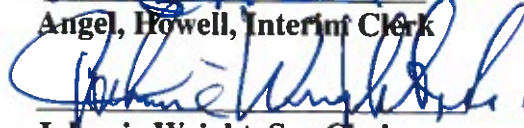
12. VOTE FOR ADJOURNMENT

Councilwoman Janie Cooper-Smith made a motion to adjourn and the motion was seconded by Willie B. Owens. Motion carried.  
Vote: 7-0-0

13. ADJOURNMENT

Meeting adjourned.

  
Angel, Howell, Interim Clerk

  
Johnnie Wright, Sr., Chairman

**EXHIBIT 1  
MINUTES OCTOBER 20, 2014**



COUNTY ADMINISTRATOR  
HAROLD M. YOUNG

**COUNTY OF ORANGEBURG**

P.O. DRAWER 9000, ORANGEBURG, S.C. 29116-9000  
TELEPHONE 803/533-1000  
WWW.ORANGEBURGCOUNTY.ORG



COUNCIL MEMBERS  
JOHNNIE WRIGHT, SR., CHM.  
JANIE COOPER-SMITH, VICE CHAIR  
CLYDE B. LIVINGSTON  
KEYWARD H. LIVINGSTON  
WILLIE B. OWENS  
JOHNNY RAVENELL  
HARRY WIMBERLY

October 20, 2014

TO: Orangeburg County Council  
FROM: Harold M. Young, County Administrator  
SUBJECT: Millage Rates for 2014 Tax Year

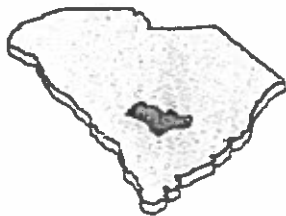
The following millage table is being recommended to County Council for the 2014 Tax Year. As you are aware, millage rates for the 2014 Tax Year are subject to the millage cap requirements set forth under South Carolina law. For the 2014 Tax Year, millage may be increased in Orangeburg County by 5.40% with the three year look back according to the formula developed by the State Budget and Control Board. After reassessment the county has seen a 3% increase in assessed value, this helped absorbed part of the three mill increase needed for law enforcement. The millage rates that are presented below are consistent with the objectives established by County Council during their budget work sessions.

<u>FUND</u>	<u>2013 Millage</u>	<u>2014 Millage</u>	<u>Change</u>
General Fund	89.0	85.0	-4
Capital Improvement	1.5	2.0	.5
Solid Waste	10.0	10.0	N/C
Education	7.8	7.8	N/C
Debt Service	7.0	8.0	1

In addition to the County-wide funds shown above, the recommended millage table for the various special purpose tax districts is shown below.

<u>FUND</u>	<u>2013 Millage</u>	<u>2014 Millage</u>	<u>Change</u>
County Fire District	17.0	17.0	N/C
New Brookland Lighting	3.2	3.2	N/C
Brookdale Lighting	4.3	4.3	N/C
Whittaker Lighting	5.7	6.7	+1
Creekmoore Lighting	6.0	7.0	+1

**EXHIBIT 2  
MINUTES OCTOBER 20, 2014**



**COUNTY OF ORANGEBURG**

P.O. DRAWER 9000, ORANGEBURG, S.C. 29116-9000  
TELEPHONE 803 533-1000  
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COUNTY ADMINISTRATOR  
HAROLD M. YOUNG

**COUNCIL MEMBERS**  
JOHN WRIGHT, SP., CHM  
JANE COOPER, VICE CHA P  
CLYDE B. LIVINGSTON  
KEYNARD H. LIVINGSTON  
W. L. E. B. OWENS  
JOHNNY RAVENELL  
HARRY W. AMBERLY

Date: October 20, 2014  
TO: Orangeburg County Council  
FROM: Harold M. Young, County Administrator, *H.M.Y.*  
SUBJECT: 2015 CARRY FORWARDS

Listed below is a summary of the accounts and their associated balances that need authorization from County Council to be carried forward from the Fiscal Year 2014 Budget. The carry forward is needed in order to provide budgetary continuity for projects that require more than one fiscal year to complete. The following accounts were established for projects that were authorized in the FY 2014 budget but will have completion dates that occur during the FY 2015 budget year.

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
001-1200-452-34.06 (General Fund)	Software	\$17,500.00
203-0500-485.77-05 (Capital Fund)	Building Improvements Repairs	\$ 30,000.00
203-0500-485.77-09 (Capital Fund)	Water Sewer Infrastructure	\$ 325,684.00
203-0500-485.77-10 (Capital Fund)	HVAC	\$ 10,000.00
203-0500-485.77-15 (Capital Fund)	Holly Hill Health Department	\$ 40,832.67
203-0500-485.77-22 (Capital Fund)	Administrative Center	\$ 10,000.00
203-0500-485.77.26 (Capital Fund)	Law Complex	\$ 10,000.00
203-0500-485.77-29 (Capital Fund)	DSS Building Renovations	\$ 50,000.00