



**MINUTES  
ORANGEBURG COUNTY COUNCIL  
SPECIAL SESSION**

**February 16, 2016  
9:00 A.M.**



**ORANGEBURG COUNTY DEVELOPMENT COMMISSION  
125 REGIONAL PARKWAY  
SUITE 100  
ORANGEBURG, SC 29115**

**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.  
Janie Cooper-Smith  
Harry F. Wimberly  
Heyward H. Livingston  
Johnny Ravenell  
Willie B. Owens  
Clyde B. Livingston**

**MEMBERS ABSENT:**

**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 16<sup>TH</sup> day of February, 2016, Chairman Wright called to order a special session of the Orangeburg County Council at 9:13 am.**

**MOMENT OF SILENCE**

**Moment of silence observed**

**PUBLIC COMMENTS:**

**AGENDA ITEMS**

**NONE**

**PUBLIC COMMENTS:**

**OTHER MATTERS**

**NONE**

**1. ORDINANCE FIRST READING BY TITLE ONLY**

**AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT TO BUY AND SELL REAL ESTATE BY AND BETWEEN ORANGEBURG COUNTY AND A COMPANY IDENTIFIED FOR THE TIME BEING AS PROJECT BULLDOG, ACTING FOR ITSELF, ONE OR MORE AFFILIATES OR OTHER PROJECT SPONSORS (THE "COMPANY") PERTAINING TO CERTAIN REAL PROPERTY OWNED BY ORANGEBURG COUNTY; AUTHORIZING THE SALE OF SUCH REAL PROPERTY BY THE COUNTY TO THE COMPANY; AND OTHER MATTERS RELATING THERETO.**

Vice-Chairwoman Cooper-Smith motioned that agenda item number one (1) be approved in first reading. Councilman Owens seconded the motion. Motion carried. (7-0-0-0).

**2. AN OFFICIAL ACTION OF THE ORANGEBURG COUNTY COUNCIL AUTHORIZING ORANGEBURG COUNTY TO PURCHASE REAL PROPERTY LOCATED IN ORANGEBURG COUNTY WITH TMS# 0173-13-24-015**

Chairman Wright asked County Administrator Harold Young for an explanation. Administrator Young advised that this piece of property is needed to complete the parking lot expansion for the courthouse project.

Chairman Wright advised that Council has heard the explanation of the Administrator. Chairman Wright asked for a motion on agenda item number two (2).

Councilman Heyward Livingston motioned that agenda item number two (2) be approved. Councilman Ravenell seconded the motion. Motion carried. (7-0-0-0).

**3. ACCEPTANCE OF BIDS**

**A) FY16-0203 LIVE SCAN FINGERPRINT & NIST ARCHIVE EQUIPMENT (DETENTION CENTER)**

Chairman Wright asked County Administrator, Harold Young for an explanation. Administrator Young advised that the Live Scan Fingerprint unit will replace obsolete hardware/software in the Detention Center. Administrator Young advised that this equipment is capable of scanning, capturing, storing, printing, and electronically transmitting fingerprint and palm print records to the SLED Automated Fingerprint Identification System. Administrator Young advised that the county received one response to the Request for Proposal FY16-0203 from Data Works, Greenville, S.C. in the amount of \$51,192.00. Administrator Young advised that the County has received a grant in the amount of \$46,073.00 therefore the Detention Center would match funds in the amount of \$5,119.00. Administrator Young advised that the equipment may become obsolete in five years. Administrator Young advised that this is a one-time cost and the County will maintain the equipment. Administrator Young advised that this equipment is a benefit to

the entire County because if an individual commits a crime in North then that information is entered into this system and an officer pulls that individual over in Eutawville that officer will know what crime that person as allegedly committed.

Councilman Heyward Livingston motioned that the County award the bid to Data Works of Greenville, S.C. in the amount of \$51,192.00 for the purchase of the new equipment. Councilman Clyde Livingston seconded the motion. Motion carried. (7-0-0-0).

#### **4. REQUEST FOR APPROVAL**

##### **A) TDS TELECOM FIBER MOVE/WESTERN ORANGEBURG COUNTY INDUSTRIAL PARK**

Chairman Wright asked Administrator Young for an explanation. Administrator Young advised that agenda item number four (4) is in regards to the continued expansion of the Orangeburg County Western Industrial Park. Administrator Young advised that the County is now prepared to work on the entrance ways and the turning lanes however, before that work can begin some fiber optic cable and other cable needs to be moved. Administrator Young advised that the fiber belongs to TDS Corporation who have provided the County with an invoice for moving that cable. Administrator Young yielded to County Engineer John McLauchlin for questions.

Chairman Wright asked if TDS is the telephone company in that area. Mr. McLauchlin responded that this is the broadband fiber located at the entrance to the industrial park. Mr. McLauchlin advised that Council is aware of the roadway improvements that are underway. Mr. McLauchlin advised that in order to construct the turning lane the main fiber bundle needs to be relocated.

After some discussion about the location of the fiber, the legality of its relocation on county property, and the cost: Councilman Heyward Livingston motioned that the County pay TDS \$23,377.00 to relocate TDS fiber and sign the Construction Payment Agreement that County Engineer John McLauchlin presented to Council provided that a legal review of the transaction is completed by a member of the county legal department. Councilman Clyde Livingston seconded the motion. Motion carried. (7-0-0-0).

#### **5. UPDATE ON AND DISCUSSION OF PUBLIC WORKS ROAD PROJECTS**

Council began discussion of this item at 9:39 am. Deputy County Administrator for Public Services Sinkler Boone and Deputy Administrator for Public Services Henry Summers attended this portion of the meeting. Administrator Boone distributed copies of documents titled C-FUND Project programmed by CTC for construction and Proposed Paving Projects by council districts.

The Council and staff discussed the above documents and the need to procure some new equipment for the Public Services Department. No motion was made during this discussion.

#### **6. DISCUSSION OF CAPITAL PROJECT SALES TAX ROUNDS III AND IV**

Chairman Wright recognized Administrator Young. Administrator Young advised that Jamie Michaelson has taken a job with Sumter County and he would like to introduce to the group Mr. Gary Cooke who is taking over the financial consultant piece with the County. Administrator Young asked Mr. Cooke to introduce himself.

Mr. Gary Cooke was recognized by Chairman Wright. Mr. Cooke advised that he is a Senior Manager with Elliott Davis assigned to the Greenville Office. Mr. Cooke advised that he experience auditing local governments and thirteen years as a controller in the hotel industry. Mr. Cooke advised that he believes that his skills match nicely with the needs of the County. Mr. Cooke advised that is looking forward to getting to know the individual members and advised that the financial staff has been working diligently to prepare the audit.

Chairman Wright advised that the Council is looking forward to working with Mr. Cooke and Elliott Davis.

Stephanie McKune-Grant, Special Project Administrator for Orangeburg County and County Engineer John McLauchlin were present for this portion of the meeting.

Chairman Wright recognized Stephanie McKune-Grant, Special Projects Administrator for Orangeburg County. Ms. McKune-Grant advised that she has passed out revised material from the material that was originally included in the packets. Ms. McKune-Grant advised that it show the financial breakdown of the amounts in the third penny. Ms. McKune-Grant gave a presentation on the Capital Penny Sales Tax Rounds III and IV.

Councilman Wimberly motioned that the Council moved into Executive Session to discuss economic development Project Rose. Councilman Owens seconded the motion. Motion carried. (7-0-0-0). Council returned to special session at 10:55 am.

After some discussion, no motion was made during this portion of the meeting.

## **7. UPDATE ON ORANGEBURG COUNTY BROADBAND SERVICES**

Chairman Wright declared a brief recess at 11:30 am. The members returned to session at 11:45 am except for Councilman Owens who returned to the session at 11:55 am.

Council began discussion of this item at 11:45 am. The Council received an update on the county broadband services from William Metts.

Councilman Heyward Livingston motioned that the Council enter into Executive Session to discuss a contractual matter as it relates to county broadband services. Councilman Wimberly seconded the motion. Motion carried. (7-0-0-0). Council entered Executive Session at 12:07 pm and returned at 12:57 pm.

Councilman Wimberly motioned that the County enter into a three (3) year contract with Rural Telephone Cooperative for the purpose of doubling the existing bandwidth of the Orangeburg County system at no additional cost and to double the residential bandwidth for county customers at no additional cost. Councilman Clyde Livingston seconded the motion. Motion carried. (7-0-0-0).

**8. DISCUSSION OF COUNCIL DISTRICT PRIORITIES**

No discussion took place on agenda item number eight (8) during this session.

**9. PRESENTATION FROM THE ORANGEBURG COUNTY ECONOMIC DEVELOPMENT DIRECTOR, MR. GREGG ROBINSON**

Chairman Wright declared a recess at 1:01 pm for lunch. The members returned to session at 1:18 pm. Orangeburg County Economic Development Director Gregg Robinson began his presentation at 1:18 pm. No motion was made during this portion of the meeting and the Council received the presentation as information.

**10. DISCUSSION OF WORKERS COMPENSATION INSURANCE**

Council began discussion of this item at 4:04 pm. Steven Jarvis, Director, Orangeburg County Human Resources, Terri Myers, Assistant Director, Orangeburg County Human Resources, and Keith Scharf, Orangeburg County Risk Manager were present for this portion of the meeting.

The Council received a presentation from the above staff on Workers Compensation Insurance. Mr. Scharf, Orangeburg County Risk Manager, gave an update about the county Safety Bingo initiative to reduce safety violations.

No motion was made during this portion of the meeting and the Council received the presentation as information.

**11. DISCUSSION OF AN ORANGEBURG COUNTY WELLNESS CLINIC**

Council began discussion of this item at 4:37 pm. Council began discussion of this item at 4:04 pm. Steven Jarvis, Director, Orangeburg County Human Resources, Terri Myers, Assistant Director, Orangeburg County Human Resources, and Keith Scharf, Orangeburg County Risk Manager were present for this portion of the meeting.

Administrator Young advised that he proposed the idea of an employee wellness clinic during a staff meeting to see what the response would be from staff. Administrator Young advised that approximately ninety-five percent of people present at the meeting stated that would utilize an employee clinic.

Steven Jarvis, Director, Orangeburg County Human Resources gave a presentation on an employee wellness clinic.

No motion was made during this portion of meeting and the Council received the presentation as information.

Chairman Wright declared a brief recess at 4:52 pm. The members returned to session at 5:08 pm.

**12. DISCUSSION OF ORANGEBURG COUNTY OPERATIONAL AND CAPITAL NEEDS**

Council began discussion of this item at 5:08 pm. After some discussion, the Council agreed to schedule another meeting is discuss agenda item twelve (12).

**13. VOTE FOR EXECUTIVE SESSON**

Councilman Owens motioned that the Council entered into Executive Session to discuss agenda items fourteen a,b,c,d and e (14A, 14B, 14C, 14D and 14E). Councilman Clyde Livingston seconded the motion. Motion carried. (7-0-0-0). Council entered Executive Session at 2:30 pm. Council returned from Executive Session at 4:04 pm.

Councilman Clyde Livingston left the special session at 4:05 pm and did not return.

**14. EXECUTIVE SESSION**

**FOIA EXEMPTION S.C.CODE §30-4-70(a)(2)(RECEIPT OF LEGAL ADVICE WHERE THE LEGAL ADVICE RELATES TO A PENDING OR POTENTIAL CLAIM AND OTHER MATTERS COVERED BY THE ATTORNEY-CLIENT PRIVILEGE)**

- A) LEGAL REQUIREMENTS FOR INCLUSION IN CPST #4 PROJECT LIST
- B) SOUTH CAROLINA FORESTRY ASSOCIATION V. [10 SOUTH CAROLINA COUNTIES, INCLUDING] ORANGEBURG COUNTY, IN THE ORIGINAL JURISDICTION OF THE SUPREME COURT
- C) JENNY HEARN, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF NATHANIEL P. HEARN V. ORANGEBURG COUNTY, ET AL, 2014-CP-38-0096
- D) DANIEL E. GREEN COMPLAINT

**FOIA EXEMPTION S.C.CODE §30-4-70(a)(1)**

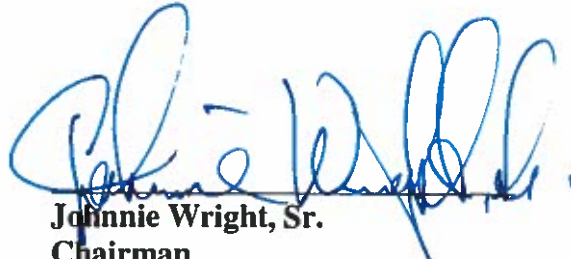
- E) DISCUSSION OF THE EMPLOYMENT OF AN EMPLOYEE

**15. VOTE FOR ADJOURNMENT**


Councilman Heyward Livingston motioned that the Special Session of the Orangeburg County Council of February 16, 2016 stand adjourned. Councilman Owens seconded the motion. Motion carried. (6-0-0-1).

16. ADJOURNMENT

Meeting adjourned at 5:30 pm.



Johnnie Wright, Sr.  
Chairman  
Orangeburg County Council



Faith E Carter  
Clerk to Council  
Orangeburg County Council