



**MINUTES
ORANGEBURG COUNTY COUNCIL
October 3, 2016
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.
Janie Cooper-Smith
Johnny Ravenell
Harry F. Wimberly
Heyward H. Livingston
Willie B. Owens
Clyde B. Livingston**

MEMBERS ABSENT:

OTHERS PRESENT:

**Harold Young, County Administrator
D'Anne Haydel, County Attorney
Connie N. Portee, Clerk to Council**

CALL TO ORDER

Johnnie Wright, Sr. Chairman

On the 3rd day of October 2016, Chairman Wright called to order a regular session meeting of the Orangeburg County Council at 5:34 p.m.

MOMENT OF SILENCE

Moment of silence observed

APPROVAL OF MINUTES

September 19, 2016 (RS)

Chairman Wright asked for a motion on the minutes. Vice-Chairwoman Janie Cooper-Smith motioned that the minutes of the sessions of the Orangeburg County Council on the above dates be approved as written. Councilman Johnny Ravenell seconded the motion. Motion carried. (7-0-0).

PUBLIC COMMENTS:

AGENDA ITEMS

NONE

PUBLIC COMMENTS:

OTHER MATTERS

William Green came forward and advised he came as a representative of the Brookdale Civic Organization to express his concern about the value of property in the community decreasing because of renters of others property not taking care of the homes they are renting. Mr. Green advised there is a property that's supposed to be a park, no one is up keeping the property in the community.

Chairman Wright thanked Mr. Green for coming forth and advised him to write down all of his concerns and give it to the County Administrator to check into what the County should be doing about the matter.

Administrator Young advised for the record, the property in which they are talking about, once we checked into it that property belongs to personal property to an owner who is been left to a family even though the original sentiment was to leave it to the organization. That was not done legally, so it's still in the original owner's name. County Attorney Jerrod Anderson worked on that project personally to try to see if we could find a way around that and we could not into the hands of that community group to find legal representation to get that lot into their name and then come back to the County for assistance but we have not received any legal documentation back from that group, getting it put in their name so that's where its stood.

Kathrine Branch came forward to voice her concerns about the rezoning in her community because she has been FA (Forest & Agriculture) for sixty (60) years and she wish to remain FA (Forest & Agriculture).

Councilman Wimberly advised Mrs. Branch your property is not being rezone, just the property that has requested to be rezone will be rezone.

James Pedersen came forward to voice his concerns about why he was not being rezoned as everyone else in the area, because he never stated he was going to create a mobile home park. Mr. Pedersen wanted to make it clear that the reason he brought the property is to have a good right of away from the main road to the property that I own and inherited.

Attorney D'Anne Haydel asked, Mr. Pedersen when did you buy the RC (Rural Community) property?

James Pedersen advised this year.

Attorney D'Anne Haydel asked, Mr. Pedersen your intent when you brought that property was to do what with it?

James Pedersen advised he wanted to make a good right of away to the property he inherited from the main road that was the intent.

Attorney D'Anne Haydel asked, Mr. Pedersen do you have a present intent to place a mobile home park with seventy-seven (77) mobile homes in it on that eleven (11) acres of property?

James Pedersen advised ma'am I have no plains.

Attorney D'Anne Haydel asked, Mr. Pedersen so when you brought the RC (Rural Community) property, you weren't already planning to build a mobile home park?

James Pedersen advised I didn't even know a mobile home park could go on the property.

Cecil Williams came forward to voice his concerns about the Northwood Estates sewage issue.

Councilman Johnny Ravenell advised, just as we have stated when you were here at the last meeting. The process has already been started with DPU and the funds has been secured to do the study for the system and it's to a point where that part has not been complete but it's not that they are not doing anything. Once we get the results back from that then we will update you.

Administrator Young advised, we had already signed and approved to do the study. The County of Orangeburg like we said last time, our commitment to that neighborhood and to that area to that study and that study is at \$42,000 which consist of zoom camera technology and inspection of the pump stations and pipelines system check. The entire study is the County Orangeburg way of helping the situation once that study is complete then it will be turned over to DPU to determine how they can fix the system or what needs to go on from there in how they handle the system leaks because what was told to us is DPU will not take over the system until the leaks and different problems are fixed, so your problem aside from the from the system is a DPU problem which we cannot control as the County of Orangeburg, you would have to deal with the City on that but far as finding out what's the malfunction of the system the Councilman in that district has commitment to put district funds towards that, I've already sign the document, the company is already at work so whenever they finalize the report and give it to us, we will turn it over to DPU for them to determine what they're next course of action would be.

Cecil Williams thanked the County Administrator for this information but asked, but has the City and the County gotten together to try to help relieve the people?

Administrator Young advised, the first meeting that was scheduled was postponed because the Mayor had death in his family, however we are in the process of setting up another joint meeting with Council and the City about several different topics which one is about Northwood Estates.

1. RESOLUTION DECLARING OCTOBER 2016 BREAST CANCER AWARENESS MONTH IN ORANGEBURG COUNTY

Chairman Wright yielded to Vice-Chairwoman Cooper-Smith. Vice-Chairwoman Cooper-Smith read the resolution in its entirety.

Chairman Wright asked for a motion on the resolution. Councilman Willie Owens made a motion and Councilman Johnny Ravenell seconded the motion. Motion carried. (7-0-0).

2. ORDINANCE THIRD READING

AN ORDINANCE OF THE COUNTY COUNCIL OF ORANGEBURG COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED ORANGEBURG COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS # 0184-00-01-046.000 FROM BI (BUSINESS AND INDUSTRIAL DISTRICT) TO CG (COMMERCIAL GENERAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

Chairman Wright yielded to Administrator Young to give a summary. Administrator Young advised on July 13, 2016 Mr. Ahmad Muhammad requested that 34.86 acre tract of land located on Rowesville Rd and Weatherford Rd that's zoned to BI (Business and Industrial) to have the property rezone to CG (Commercial General) district to operate an auto sales business. The location was originally in the CG (Commercial General) district but was requested to be rezoned to BI (Business and Industrial) district. The location has four properties adjacent to it that are also CG (Commercial General) district. The planning commission has presented to you for approval for a change from BI (Business and Industrial) district to CG (Commercial General) district and it's their recommendation for approval to CG (Commercial General).

Chairman Wright entertained a motion to pass third reading on this ordinance. Councilman Harry Wimberly made the motion. The motion was seconded by Councilman Clyde B. Livingston. Motion carried. (7-0-0).

3. ORDINANCE THIRD READING

AN ORDINANCE OF THE COUNTY COUNCIL OF ORANGEBURG COUNTY< SOUTH CAROLINA AMENDING THE ZONING MAP OF UNINCORPORATED ORANGEBURG COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS #0155-10-01-004.000 FROM FA (FOREST & AGRICULTURAL DISTRICT) TO RG RURAL GENERAL DISTRICT); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Chairman Wright advised there was a motion to table this ordinance. Councilman Harry Wimberly made the motion to table item three (3) until further survey of the area and report back to Council. The motion was seconded by Councilman Willie B. Owens. Motion carried. (7-0-0).

4. ORDINANCE SECOND READING

AN ORDINANCE AUTHORIZING ORANGEBURG COUNTY TO ENTER INTO AN ENCROACHMENT AGREEMENT WITH SOUTH CAROLINA PUBLIC SERVICE AUTHORITY REGARDING TMS# 0171-00-07-004.000, A PARCEL OF REAL PROPERTY UPON WHICH A RAIL SPUR IS TO BE CONSTRUCTED

Chairman Wright yielded to Administrator Young to give a brief summary. Administrator Young advised this is a company seeking permission to install a new industrial rail spur to serve a new development at the intersection of Gulbranson Road and Rowesville Highway (US21) perpendicular to and encroaching across a right-of-way easement owned by the South Carolina Public Service Authority Santee Cooper, and I yielded to the Attorney Jerrod Anderson for any more information.

Attorney Jerrod Anderson advised in order for to have the right approach, they are requiring that we enter into this agreement with them I understand the County owns the dirt as part of Project Samba, which is Inbra Chemical Company, Inc they purchased the property but deeded it to the County for the propose of instructional and management of this rail spur.

Chairman Wright asked, the Council if they had any questions?

Councilman Harry Wimberly asked, when this rail spur gets built who will own the rail spur?

Attorney Jerrod Anderson advised the County owns the rail spur because they own the dirt. Mainly you'll see that, the property would be deeded to County for the purpose of maintenance and control.

Councilman Harry Wimberly asked, if we own that spur do we control what goes on that spur?

Attorney Jerrod Anderson advised no sir, I'm pretty sure that's an aspect of the rail company in what their requirements are for the transport, we won't control the flow we will only control the management.

Councilman Harry Wimberly advised if we own that rail spur then we control what goes on that rail spur. The point I am trying to get to is, we own some rail spurs that are not being used for the purpose it was intended therefore prophet is being made by someone else off of County property.

Attorney Jerrod Anderson advised all this would authorize is to have an encroachment agreement with Santee Cooper it will not address the traffic flow of what's going to be on the rail spur.

Chairman Wright entertained a motion to pass second reading. Councilman Clyde B. Livingston made the motion. The motion was seconded by Councilman Willie B. Owens. Motion carried. (7-0-0).

5. PROCUREMENT

a. REQUEST FOR PROPOSAL FY16-0914 ORANGEBURG COUNTY DESIGN-BUILD CPST ROADS PROJECT

Chairman Wright yielded to Administrator Young to give a brief summary. Administrator Young advised in a request from Council to speed up the process of road paving a request for proposal-design build for CPST Road Projects was and advertised in the T&D and SCBO, it intent of the County to solicit competitive sealed proposals from qualified contractors with the ability to design, manage, construct and provide all construction administration for serval of the CPST3 Paving Projects. A listing of the roads is attached, these roads are located on the Eastern end of the County apart of Council District 1 & 2. A pre-bid was held on August 10th and thirteen (13) contractors attended and bids were due on September 14th by 2:00 p.m. and two (2) proposals were sent in one from RT Grading, Pelion SC and Palmetto Site Prep, Orangeburg SC The recommendation of the Director of Public Services is that we accept the highest rank proposal from RT Grading in the amount of \$1,782,894.67.

Chairman Wright asked, the Council if they had any questions?

Councilman Johnny Ravenell asked, there is a million dollar difference between the two?

Administrator Young advised yes sir, that's why the local preference doesn't cover that amount so we had to go with the lowest bidder.

Chairman Wright entertained a motion to accept the procurement recommendation. Councilman Willie Owens made the motion. The motion was seconded by Councilman Johnny Ravenell. Motion carried. (7-0-0).

b. CONTRACT FOR MAILING SERVICES-QS1 SERVICES

Chairman Wright yielded to Administrator Young to give a brief summary. Administrator Young advised the County has acquired a new vendor for the Tax Billing and Collection Services, QS1 the contract for the printing and mailing of the yearly property tax notices, monthly automobile tax notices and delinquent tax notices and with this service the total price is \$68,040 for this year. The Auditor, Treasurer, and Tax Collector and everyone on that committee agreed that it would be in the best interest of the County to let our current vendor QS1 provide these services under a separate contractual agreement. Mailing and related services are exempt from the procurement process, but the level of funding authorization exceeds \$20,000.00 that I have, so that's why it's being brought to you.

Chairman Wright entertained a motion to accept the procurement recommendation. Councilman Johnny Ravenell made the motion. The motion was seconded by Councilman Heyward Livingston. Motion carried. (7-0-0).

6. APPOINTMENTS SANTEE FIRE COMMISSION: DISTRICT 2

Chairman Wright yielded to Councilman Johnny Ravenell of District 2. Councilman Ravenell advised there is an opening on the Santee Fire Commission in District 2 the name is Joshua ShanaHan 461 Chapel Creek Dr. Santee, SC it is my recommendation that I appoint him to the Santee Fire Service fire district, that's my recommendation.

Chairman Wright entertained a motion to accept the appointment recommendation. Councilman Johnny Ravenell made the motion. The motion was seconded by Councilman Heyward Livingston. Motion carried. (7-0-0).

7. UPDATE FROM THE PUBLIC HEALTH AND SAFETY COMMITTEE

Chairman Wright yielded to Councilman Willie B. Owens for any update. Councilman Owens advised the Public Health and Safety Committee meet at 4:30 p.m. today and laid the ground works for the ordinance to develop a Human Relations Council for Orangeburg County.

8. VOTE FOR EXECUTIVE SESSION

Chairman Wright read the items for executive session and entertained a motion. Councilman Willie B. Owens made the motion. Vice Chairwoman Cooper-Smith seconded the motion. Motion carried. (7-0-0).

9. EXECUTIVE SESSION

1) SALE OF PROPERTY

10. VOTE FOR ADJOURNMENT

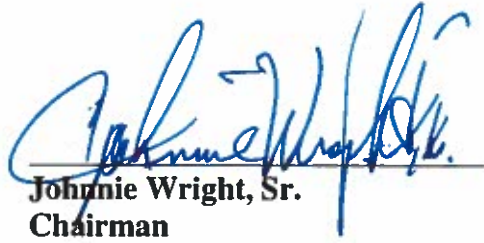
Chairman Wright asked Council and community members did anyone have any comments.

Councilman Willie B. Owens wished to remind Orangeburg County about October 15th I hope we have a large representation of volunteers on Litter Control here in Orangeburg. I think it is an excellent opportunity to join in with a private citizen who is advocating cleaning up our County we have also advocated this for years. Let us join in with him and help clean up Orangeburg County.

Chairman Wright thanked Councilman Owens and also advised everyone to get involved.

Chairman Wright entertained a motion for adjournment. Vice-Chairwoman Janie Cooper-Smith motioned that the regular session of the Orangeburg County Council of October 3, 2016 stand adjourned. Councilman Johnny Ravenell seconded the motion. Motion carried. (7-0-0).

11. ADJOURNMENT

A handwritten signature in blue ink, appearing to read "Johnnie Wright, Sr.", written over a horizontal line.

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

A handwritten signature in blue ink, appearing to read "Connie Portee", written over a horizontal line.

**Connie Portee
Clerk to Council
Orangeburg County Council**