

**MINUTES
ORANGEBURG COUNTY COUNCIL
JULY 16, 2012
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
Clyde B. Livingston
Heyward H. Livingston
Willie B. Owens
Johnny Ravenell
Harry F. Wimberly**

MEMBERS ABSENT:

Janie Cooper-Smith

OTHERS PRESENT:

**Harold M. Young, County Administrator
D'Anne Haydel, County Attorney
Jacqueline P. Turner, Clerk to Council**

CALL TO ORDER

MOMENT OF SILENCE

Moment of silence observed

APPROVAL OF MINUTES

Chairman Wright announced Councilwoman Cooper-Smith is still in recovery from surgery and would not be present.

Motion by Councilman Owens, seconded by Councilman Clyde Livingston, to approve minutes of June 29, 2018 and July 2, 2012. Motion passed unanimously.

Motion by Councilman Clyde Livingston, seconded by Councilman Wimberly, to amend agenda to add item 3A to the agenda – An Official Action to Purchase Property. Motion passed unanimously.

Motion by Councilman Wimberly, seconded by Councilman Livingston, to add a third item to the Executive Session, a Legal Briefing. Motion passed unanimously.

PUBLIC COMMENTS:

AGENDA ITEMS

NO COMMENTS

PUBLIC COMMENTS:

OTHER MATTERS

Mr. Tony DeAloia, Manager of the Ruby Tuesday's appeared before Council asking what would it take for Sunday alcohol sales to be on the November ballot? He is asking Council to give voters the chance to decide whether they want Sunday alcohol sales in restaurants and bars. He stated private clubs in the county already sell alcohol on Sunday. The request would not apply for sales in grocery or convenience stores.

Mr. DeAloia indicated it would serve as an economic benefit for legitimate restaurants who lose sales when out of town visitors are not able to order their beverages of choice with dinner. People leave angry and upset, vowing never to stop in Orangeburg while traveling through the area. There are large counties in the state that have passed laws allowing Sunday alcohol sales.

Following Mr. DeAloia's query about the issue being placed on the ballot for November, the decision was made for the County Attorney to examine the process of getting the issue of Sunday alcohol on the ballot for November. Chairman Wright thanked Mr. DeAloia for bringing his concerns before Council.

1. ORDINANCE – FIRST READING (BY TITLE ONLY)

A JOINT ORDINANCE (1) ABOLISHING THE ORANGEBURG-CALHOUN REGIONAL LAW ENFORCEMENT COMMISSION AND DEVOLVING ALL POWERS TO ORANGEBURG COUNTY; (2) REPEALING CHAPTER 30, ARTICLE 11, SECTIONS 30-3 THROUGH 30-46 OF THE ORANGEBURG COUNTY CODE OF ORDINANCES (ORDINANCE NO. 93-3-4) TITLED "REGIONAL LAW ENFORCEMENT COMMISSION"; (3) REPEALING ARTICLE IV, DIVISION 7, SECTIONS 2-343 THROUGH 2-359 OF THE CALHOUN COUNTY CODE OF ORDINANCES (ORDINANCE NO. 92-5) TITLED "ORANGEBURG-CALHOUN REGIONAL LAW ENFORCEMENT COMMISSION"; (4) AUTHORIZING ORANGEBURG AND CALHOUN COUNTIES TO ENTER INTO A CONTRACT TO PROVIDE INCARCERATION SERVICES TO CALHOUN COUNTY AND (5) OTHER RELATED MATTERS

Chairman Wright asked County Administrator Young to give an overview of this ordinance. Mr. Young stated the ordinance would abolish the Orangeburg-Calhoun Commission and give Orangeburg County the sole responsibility for funding and managing the Detention Center. Additionally, the ordinance would maintain Orangeburg County as the sole owner of the Detention Center and would increase the County's funding to 100 per cent. Calhoun County would contract with Orangeburg for incarceration services and the Detention Center would be operated by Orangeburg County. Terms of the contract are still being negotiated.

Mr. Young stated Orangeburg County has funded 85.9 per cent of the Detention Center, while Calhoun County is responsible for funding 14.1 per cent. The goal of the ordinance is to help reduce costs, and budget operations more efficiently, leading to savings. The costs for operating the Detention Center have increased over its 30 year existence. The Detention Center

has seen a total \$2 million operating loss over the past four years. Mr. Young stated Calhoun County Administrator Prickett supports the ordinance.

Motion by Councilman Heyward Livingston, seconded by Councilman Clyde Livingston, to approve first reading by title only of the ordinance. The motion passed unanimously.

2. PUBLIC WORKS COMMITTEE REPORT – ABANDON PARTIAL MAINTENANCE – AMBER ROAD, CHAIRMAN RAVENELL

Public Works Committee Chairman Ravenell stated the Committee met earlier in the day and voted to table a decision on whether to abandon maintenance on a portion of Amber Road in North from Woodhaven Street to Plum Tree until a further review of the request by the property owner could be studied.

Motion by Councilman Heyward Livingston, seconded by Councilman Ravenell, to table a decision on the request to abandon partial maintenance on Amber Road in order to study the request further. Motion passed unanimously.

3. PUBLIC SERVICE & PLANNING REPORT – REQUESTS FOR REZONING – CHAIRMAN HEYWARD LIVINGSTON

Public Service & Planning Committee Chairman Livingston stated the Committee met earlier in the day to discuss two requests referred to the Committee by the Orangeburg County Planning Commission for resolution. The following decisions were reached by the Committee:

9 acre tract on Richardson Street, Eutawville, S.C. - The applicant has been advised to resubmit a revised application for rezoning to the Orangeburg County Planning Commission, omitting any references to mobile manufactured housing.

The request for a horse racing track at 830 Target Road, Holly Hill, S.C. - was denied, upholding the Planning Commission's initial decision.

Motion by Councilman Heyward Livingston, seconded by Councilman Owens, approving the actions taken by the Public Service & Planning Committee. Motion passed unanimously.

3A. AN OFFICIAL ACTION OF THE ORANGEBURG COUNTY COUNCIL AUTHORIZING ORANGEBURG COUNTY TO PURCHASE PROPERTY

Mr. Young indicated a collaboration between Council members Clyde Livingston and Heyward Livingston, using CREST funding, is being proposed to approve the

purchase of property at 4583 Savannah Highway, North, S.C., in the amount of \$55,000.00 that will include purchase price, closing costs and the County's expenses related to the purchase of the property. The purpose for purchasing the site is to create a literacy program for the citizens.

Motion by Councilman Clyde Livingston, seconded by Councilman Heyward Livingston, to approve the purchase of property at 4583 Savannah Highway, North, S.C. for an amount not to exceed \$55,000.00 for purchase price, closing costs and the County's expenses. Motion passed unanimously.

4. RESCHEDULING OF COUNTY COUNCIL MEETINGS – AUGUST 13, 2012 (MONDAY), SEPTEMBER 4, 2012 (TUESDAY)

Chairman Wright stated the August 6, 2012 County Council meeting has been rescheduled for Monday, August 13, 2012, and the September 3, 2012 Council meeting has been rescheduled for Tuesday, September 4, 2012, due to the Labor Day Holiday. Should it be necessary for Council to have a second meeting in August, a special called meeting will be held.

Motion by Councilman Wimberly, seconded by Councilman Clyde Livingston, to approve the rescheduling of County Council meetings for August 13, 2012 and September 4, 2012. Motion passed unanimously.

Prior to voting for an Executive Session, Councilman Owens announced that he is in the process of forming a steering committee involving a diverse group of community leaders, educators and citizens, that will be chaired by Richard Singleton. Mr. Singleton has 50 years of law enforcement experience and management, with a focus on youth and adult offenders. Councilman Owens efforts in spearheading this effort was unanimously supported by all members of County Council.

5. VOTE FOR EXECUTIVE SESSION – ECONOMIC DEVELOPMENT, PERSONNEL MATTERS, AND LEGAL BRIEFING

Motion made by Councilman Clyde Livingston, seconded by Councilman Owens, to vote for an Executive Session to receive an update on economic development, discuss a personnel matter and receive a legal briefing. Motion passed unanimously.

Motion to adjourn made by Councilman Owens, seconded by Councilman Ravenell. Motion passed unanimously.

Meeting adjourned.

Jacqueline P. Turner, Clerk

Johnnie Wright, Sr., Chairman