



**MINUTES
ORANGEBURG COUNTY COUNCIL
March 20, 2017
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:

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

MEMBERS ABSENT:

Johnnie Wright, Sr.

OTHERS PRESENT:

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

CALL TO ORDER

Janie Cooper-Smith, Vice-Chairwoman

On the 20th day of March 2017, Vice-Chairwoman Janie Cooper-Smith called to order a regular session meeting of the Orangeburg County Council at 5:30 p.m.

MOMENT OF SILENCE

Moment of silence observed

APPROVAL OF MINUTES

March 6, 2017 (RS)

Vice-Chairwoman Janie Cooper-Smith asked for a motion on the minutes. Councilman Johnny Ravenell motioned that the minutes of the sessions of the Orangeburg County Council on the above dates be approved as written. Councilman Harry Wimberly seconded the motion. Motion carried. (6-0-0).

PUBLIC COMMENTS:

AGENDA ITEMS

NONE

PUBLIC COMMENTS:

OTHER MATTERS

Bruce Wiles came before County Council to ask, if there were any update on the traffic survey from Yonder Field or Toes In The Grass?

Mr. Frazier came before County Council to express concerns about the Farr Road being paved and to get clarity on when it would be paved.

Councilman Harry Wimberly advised Fours Road was in his district and they would be voting on accepting the bid tonight for the contract. There was not enough money in the penny sales tax to pave the whole road so our plan is to come in a half mile on each one end it the next penny allows for more money we'll finish it us but we have to do it in phases.

Vice-Chairwoman Janie Cooper-Smith closed the public comments session at 5:37 p.m. and began the first item on the agenda.

1. RESOLUTION OF RECOGNITION JADAR KENTRELL JOHNSON

Vice-Chairwoman Janie Cooper-Smith read the resolution in its entirety. Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the resolution. Councilman Willie Owens made the motion. The motion was seconded by Councilman Heyward Livingston. Motion carried. (6-0-0).

2. RESOLUTION OF RECOGNITION ALBERT HUGGINS, JR

Vice-Chairwoman Janie Cooper-Smith read the resolution in its entirety. Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the resolution. Councilman Clyde Livingston made the motion. The motion was seconded by Councilman Harry Wimberly. Motion carried. (6-0-0).

3. PRESENTATION OF PLANNING COMMISSION RESOLUTION

THE CONSIDERATION OF A REQUEST FROM ROY R. LINDSEY TO REZONE THE PROPERTY AT 909 MIDDLE WILLOW ROAD, NEESES SC, TAX MAP# 0072-00-03-006.000 FROM FA (FOREST & AGRICULTURAL) DISTRICT TO CG (COMMERCIAL GENERAL)

Vice-Chairwoman Janie Cooper-Smith yielded to Administrator Young to give a brief summary. Administrator Young advised the planning commission met on February 8, 2017, to consider this request to rezone the property at 909 Middle Way Rd in Neeses, SC from FA (Forest and Agricultural) to CG (Commercial General). The property is already in use as a commercial property as a farm equipment and tractor trailer repair shop. As the requested zoning reflects what is currently there the Planning Commission voted unanimously to recommend approval of the request.

Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the resolution. Councilman Harry Wimberly made the motion. The motion was seconded by Councilman Clyde Livingston. Motion carried. (6-0-0).

4. ORDINANCE FIRST READING

AN ORDINANCE OF THE COUNTY COUNCIL OF ORANGEBURG COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF THE UNINCORPORATED ORANGEBURG COUNTY, SOUTH CAROLINA TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS# 0072-00-03-006.000 FROM FA (FOREST & AGRICULTURAL) TO CG (COMMERCIAL GENERAL); AND PROVIDING FOR SERVERABILITY AND AN EFFECTIVE DATE.

Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the ordinance for first reading. Councilman Willie Owens made the motion. The motion was seconded by Councilman Clyde Livingston. Motion carried. (6-0-0).

5. PRESENTATION OF PLANNING COMMISSION RESOLUTION

THE CONSIDERATION OF A REQUEST FROM PHILIJAHJUAN KELLER TO REZONE THE PROPERTY AT 2423 HOMESTEAD ROAD, BOWMAN SC, TAX MAP# 0258-00-04-003.000 FROM FA (FOREST & AGRICULTURAL) DISTRICT TO CG (COMMERCIAL GENERAL)

Vice-Chairwoman Janie Cooper-Smith yielded to Administrator Young to give a brief summary. Administrator Young advised the planning commission met on February 8, 2017 to consider this request to rezone the property at 2423 Homestead Rd in Bowman, SC from FA (Forest and Agricultural) to CG (Commercial General). The property is already in use as a commercial property and is next to the County fire station and other Business Industrial zoned property. As the requested zoning reflects what is currently there the Planning Commission voted unanimously to recommend approval of the request.

Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the resolution. Councilman Clyde Livingston made the motion. The motion was seconded by Councilman Johnny Ravenell. Motion carried. (6-0-0).

6. ORDINANCE FIRST READING

AN ORDINANCE OF THE COUNTY COUNCIL OF ORANGEBURG COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF THE UNINCORPORATED ORANGEBURG COUNTY, SOUTH CAROLINA TO CHANGE THE ZONING DESIGNATION FOR THE REAL PROPERTY DESCRIBED AS TMS# 0258-00-04-003.000 FROM FA (FOREST & AGRICULTURAL) TO CG (COMMERCIAL GENERAL); AND PROVIDING FOR SERVERABILITY AND AN EFFECTIVE DATE.

Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the ordinance for first reading. Councilman Harry Wimberly made the motion. The motion was seconded by Councilman Heyward Livingston. Motion carried. (6-0-0).

7. A RESOLUTION COMMITTING TO NEGOTIATE A FEE-IN-LIEU OF AD VALOREM TAXES AGREEMENT BETWEEN ORANGEBURG COUNTY AND PROJECT PILLAR; IDENTIFYING THE PROJECT; AND OTHER RELATED MATTERS

Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the resolution. Councilman Harry Wimberly made the motion. The motion was seconded by Councilman Clyde Livingston. Motion carried. (6-0-0).

8. ORDINANCE FIRST READING

AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN INFRASTRUCTURE CREDIT AGREEMENT BY AND BETWEEN ORANGEBURG COUNTY, SOUTH CAROLINA AND LABON TECHNICAL FIBER, INC. PROVIDING FOR A PAYMENT OF A SPECIAL SOURCE REVENUE CREDIT AND OTHER MATTERS RELATED THERETO

Vice-Chairwoman Janie Cooper-Smith yielded to Administrator Young to give a brief summary. Administrator Young yielded to the economic development Attorney Anderson.

Attorney Anderson advised that item(s) eight (8) and nine (9) were related. Item eight (8) is an ordinance to approve the infrastructure credit and item nine (9) is the request to place the expansion in a joint county industrial park with Dorchester County. The company has promised a minimum investment of \$2,100,000.00 to be added to the existing fee agreement \$930,000.00 in building and \$1,170,000.00 in machinery and equipment with a promise of twenty-three (23) new jobs as a result of the investment. The SSRC (Special Source Revenue Credit) is a 43% for thirty (30) years and 25% SSRC (Special Source Revenue Credit) for thirty-one (31) through forty (40) years.

Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the ordinance for first reading on item(s) eight (8) and nine (9). Councilman Willie Owens made the motion. The motion was seconded by Councilman Harry Wimberly. Motion carried. (6-0-0).

9. ORDINANCE FIRST READING

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE AMENDED AND RESTATED AGREEMENT FOR DEVELOPMENT OF JOINT COUNTY INDUSTRIAL PARK DATED MAY 17, 2010, SO AS TO INCLUDE ADDITIONAL PROPERTY IN ORANGEBURG COUNTY (LABON TECHNICAL FIBER, INC.) AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATED THERETO

Vice-Chairwoman Janie Cooper-Smith entertained a motion to pass the ordinance for first reading. Councilman Willie Owens made the motion. The motion was seconded by Councilman Harry Wimberly. Motion carried. (6-0-0).

10. UPDATE FROM PUBLIC WORKS COMMITTEE

• PROPOSED CHANGE TO LOG CABIN ROAD

Vice-Chairwoman Janie Cooper-Smith yielded to the Chairman of the Public Works Committee Councilman Johnny Ravenell to give an update. Councilman Ravenell advised that the Public Works Committee met at 4:30 p.m. to discuss rerouting Log Cabin Road. The Committee agreed to reroute Log Cabin Road provided the landowners who requested the rerouting bring the road up to County specs and at that time Public Works will re-inspect the road to make sure the road is in acceptance to the County system. Councilman Ravenell advised this update is in a form of a motion.

Vice-Chairwoman Janie Cooper-Smith entertained a motion to accept the update from the Public Works Committee to reroute Log Cabin Road. Councilman Johnny Ravenell made the motion. The motion was seconded by Councilman Heyward Livingston. Motion carried. (6-0-0).

11. PROCUREMENT)

a. FY17-0314 REQUEST FOR PROPOSAL DESIGN-BUILD CPST ROAD

Vice-Chairwoman Janie Cooper-Smith yielded to Administrator Young to give a brief summary. Administrator Young advised the procurement office FY17-0314 requested proposal for design build for CPST Road Project (6.8 miles) was prepared and advertised in the T&D and SCBO newspapers. It is the of Orangeburg County to solicit competitive sealed proposals from qualified contractors with the ability and capacity to design, manage, construct and provide all construction administration for this Orangeburg County 2017 CPST3 Paving Project. The pre-bid was held on February 8, 2017, and was attended by 11 contractors. Bids were due on March 14, 2017, by 11:00 a.m. The County received the following three (3) proposals Palmetto Site Work Services, Orangeburg SC in the amount of \$1,630,890.40 with a 180 days completion, R&T Grading, Inc. Pelion, in the amount of \$1,790,228.00 with a 325 days completion, and Cherokee, Inc. Columbia, SC \$2,508,886.25 with a 365 days completion. It is the recommendation of the Public Works staff to accept the highest rank proposal from Palmetto Site Prep of Orangeburg, SC.

Vice-Chairwoman Janie Cooper-Smith entertained a motion to accept the recommendation for request for design build CPST Road Projects 6.8 miles for Council District #3. Councilman Harry Wimberly made the motion. The motion was seconded by Councilman Clyde Livingston. Motion carried (6-0-0).

Vice-Chairwoman Janie Cooper-Smith advised the citizens there would be a County Wide Litter clean up meeting on March 21, 2017, at 10:00 a.m. in County Council Chambers.

Vice-Chairwoman Janie Cooper-Smith acknowledged the several doctors who were present. Vice-Chairwoman Janie Cooper-Smith advised she did not want to set a precedence but she have to follow the order, she advised you would have to be present at the beginning of the

meeting during public comments of other matters in order to speak. Vice-Chairwoman Janie Cooper-Smith advised they are welcome to come back at the next Council meeting to voice their concerns.

Vice-Chairwoman Janie Cooper-Smith recognized a citizens who asked for Council to reconsider with compassion the doctors who were present and the long hours they work and to allow the doctors to speak.

Councilman Willie Owens advised that he agreed with the citizen. Councilman Heyward Livingston advised he agreed with the citizen.

Councilman Willie Owens made the motion to allow the doctors to speak and it was seconded by Vice-Chairwoman Janie Cooper-Smith.

Dr. Mark Krzyston advised they had received some information and their potential concerns may have been resolved. They had yield their time and if need be they would come back at a later time.

12. VOTE FOR EXECUTIVE SESSION

Vice-Chairwoman Janie Cooper-Smith read the item for executive session and entertained a motion. Councilman Willie Owens made the motion. Councilman Willie Owens seconded the motion. Motion carried. (6-0-0).

13. EXECUTIVE SESSION

a. ECONOMIC DEVELOPMENT UPDATE

1. PROJECT PILLAR

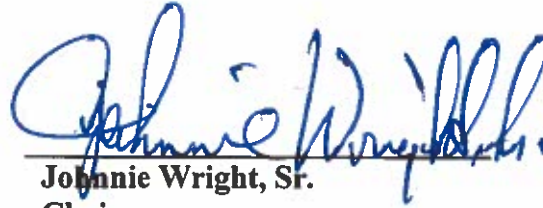
S.C. CODE §30-4-70(A)(5) (DISCUSSION OF MATTERS RELATING TO THE PROPOSED LOCATION, EXPANSION, OR THE PROVISION OF SERVICES ENCOURAGING LOCATION OR EXPANSION OF INDUSTRIES OR OTHER BUSINESSES IN THE AREA SERVED BY THE PUBLIC BODY)

14. VOTE FOR ADJOURNMENT

Vice-Chairwoman Janie Cooper-Smith entertained a motion for adjournment. Councilman Heyward Livingston motioned that the regular session of the Orangeburg County Council of March 20, 2017, stand adjourned. Councilman Willie Owens seconded the motion. Motion carried. (6-0-0).

15. ADJOURNMENT

Meeting adjourned at 6:32 p.m.

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 N. Portee", written over a horizontal line.

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