

CITY COUNCIL MINUTES
JANUARY 5, 1993

Orangeburg City Council held its regularly scheduled meeting on January 5, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
Joyce W. Rheney
W. Everette Salley

ABSENT:

L. Zimmerman Keitt
Marion F. Moore

A motion was made by Councilmember Salley, seconded by Councilmember Haire, approving the December 15, 1992, City Council Minutes as distributed. The motion was unanimously approved.

Mayor Cheatham presented Freddie Antley, an employee of the Public Safety Department/Fire Division, with a Resolution of appreciation of his devotion to the City from October 10, 1969 until his retirement on December 31, 1992.

Mayor Cheatham presented Willie C. Jamison, an employee of the Public Safety Department/Police Division, with a Resolution of appreciation of his devotion to the City from October 22, 1968 to December 31, 1992.

A motion was made by Mayor Cheatham, seconded by Councilmember Haire, to approve the hiring of the firm of Kenneth B. Simmons Associates of Columbia as the landscape architects to formulate a Master Plan for the street tree planting through the Urban and Community Forestry Grant. Also, it was approved that City Administrator Yow would sign the contract between Kenneth B. Simmons Associates and the City. This motion was unanimously approved.

Council deferred action on the discussion of the City's leave policy. Mayor Cheatham requested additional information detailing the number of annual leave days accrued and taken in a one year period.

Assistant City Administrator Budds updated Council on the Glover Street Housing Rehabilitation Project. He stated that work on the first five (5) houses selected for rehabilitation has been completed and work is currently underway on the second group of houses authorized by Council.

The second group, has been reduced from six (6) to five (5) houses. Unit 10B has been eliminated from consideration because the homeowner has completed the majority of the repairs herself and the small amount of non-code related repairs which remain cannot justify designation of this house as a separate unit. The result of this change has increased the cumulative project average from \$10,510 per unit to \$11,692. It is anticipated that work on the second group of houses will be completed in early January.

A motion was made by Councilmember Haire, seconded by Councilmember Salley, to authorize the selection of Units 11, 12, 12B, 19, 20, 25 and 26 for participation in the Glover Street Housing Rehabilitation Project and to proceed with units 06 at \$18,870 and unit 09 at \$17,694. These units had been previously deferred from consideration due to their

high rehabilitation cost. Inclusion of said units will increase the average cost of the nineteen (19) approved units to an average of \$12,121 per unit and a total approved expenditure of \$230,291. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to authorize certain units to exceed the \$12,000 average. Specifically unit 12 at \$14,538, unit 20 at \$12,113, unit 25 at \$18,687, unit 6 at \$18,870 and unit 9 \$17,694. This motion was unanimously approved. Staff was authorized to proceed with the rehabilitation of the authorized units utilizing the low bid contractor. This authorization resulted in approval of a total of seventeen (17) units at an average cost of \$11,396 per unit.

Council heard from Ms. Carolyn Berry, an Outreach Worker, about the federally funded program, Project Transition, that targets substance abusing pregnant women.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to approve the second reading of an Ordinance to lease property (Women's Farm Market--590 Louis Street) to Alano, Incorporated. This motion was unanimously approved.

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, to approve the second reading of an Ordinance to lease property (River Pavilion on Riverside Street) to The Arts Council of Orangeburg County. This motion was unanimously approved.

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, to approve the second reading of an Ordinance to amend Chapter XII, of the Code of Ordinances for the City of Orangeburg, for the purpose of establishing Business License Fees for Long Distance Telephone Communication Services. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to approve the Department of Public Safety to apply for three (3) federally sponsored Criminal Justice Grants. This motion was unanimously approved.

As explained by Colonel Richard Singleton, Director of the Department of Public Safety, the grants would fund a DARE officer, establish community base policing in local housing developments and other high crime areas and provide participation in a multi-jurisdictional task force with Orangeburg, Calhoun and Bamberg counties. The grants would cost the City a total of \$101,000 in matching funds. City Administrator Yow explained that the unbudgeted funds would be budgeted in the 1993-94 fiscal year. Colonel Singleton explained that the second DARE officer would be assigned to the middle school level in Orangeburg School District #5. The current DARE officer is assigned to the elementary school level. The City's 25% cost of the \$61,000 cost would be \$15,000. The Community Base Policing Concept, which would add eight (8) Public Safety officers to high crime areas to listen to citizen's concerns, analyze crime patterns, formulate solutions to eliminate or contain the problem, coordinate police services and be a liaison for residents, managers and various public services. The total project costs \$223,000, with the City's 25% match share at \$56,000. The Multi-jurisdictional Joint Drug Force is to investigate, apprehend and prosecute drug dealers in the City, Orangeburg,

R E S O L U T I O N

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

WHEREAS, the Department of Public Utilities of the City of Orangeburg, South Carolina received bids on December 22, 1992 for the thirty-six inch (36") water main, Seaboard/Russell Streets and Riverside Drive.

WHEREAS, the low responsible bid for this work was submitted by Anson Construction Company, Inc. of Charleston, South Carolina in the amount of \$676,635.00.

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Members of Council of the City of Orangeburg, in Council assembled, and by authority of the same, that the bid shown above be accepted; and

BE IT FURTHER RESOLVED that Ted M. Johnson, Jr., Manager of the Department of Public Utilities, be authorized and he is hereby directed to execute the contract documents on behalf of the Department of Public Utilities of the City of Orangeburg.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 5th day of January, 1993.



Signed: Martin C. Cleathum
Mayor

[Signature]
[Signature]
[Signature]

Members of Council

ATTEST:

Sharon M. Sammons
City Clerk and Treasurer

R E S O L U T I O N

WHEREAS, Willie C. Jamison, became an employee of the Orangeburg Department of Public Safety/Police Division on October 22, 1968, and faithfully served this Department and the City until December 31, 1992; and

WHEREAS, he, through his long and faithful service, contributed greatly to the successful operation of the Department of Public Safety; and

WHEREAS, the City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the Department of Public Safety in the capacities in which he served the Department for the past twenty-four years, two months and nine days, and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this Resolution, in appreciation for his devotion of duty to the City of Orangeburg, be placed in the Minute Book of the City and a copy furnished to Mr. Jamison in recognition of his services.

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this 5th day of January 1993.



Walter C. Clifton
Mayor
James H. Hane
James W. Hane
James W. Hane
James W. Hane
James W. Hane
MEMBERS OF COUNCIL

ATTEST:
Sharon A. Jamison
CITY CLERK

R E S O L U T I O N

WHEREAS, Freddie Antley, became an employce of the Orangeburg Department of Public Safety/Fire Division on October 10, 1969, and faithfully served this Department and the City until December 31, 1992; and

WHEREAS, he, through his long and faithful service, contributed greatly to the successful operation of the Department of Public Safety; and

WHEREAS, the City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the Department of Public Safety in the capacities in which he served the Department for the past twenty-three years, two months and twenty-one days, and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this Resolution, in appreciation for his devotion of duty to the City of Orangeburg, be placed in the Minute Book of the City and a copy lurnished to Mr. Antley in recognition of his services.

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this 5th day of January 1993.



Monte Chapman

Mayor

James Hays

John H. Hays

James W. Hays

William F. Moore

MEMBERS OF COUNCIL.

ATTEST:
Sharon A. Lanning

CITY CLERK

Calhoun and Bamberg counties. The overall grant request is \$524,000. The City will have two (2) personnel on the team, which brings the funding to \$30,000 per year during the life of the grant. Colonel Singleton stated that at the end of the grant period he feels the task force will be self supporting.

Colonel Singleton told Council that an agreement had been reached with Orangeburg County that will allow the City to continue housing its juveniles at the Orangeburg-Calhoun Detention Center until July, six (6) months beyond the original January deadline.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to approve a Resolution for acceptance of a bid for a 36 inch water main at Seaboard/Russell Streets and Riverside Drive from Anson Construction Company, Inc., of Charleston, SC.

Department of Public Utilities Manager, Ted Johnson, brought to Council the results of his concerns of overcharges from SC Electric and Gas Company. Mayor Cheatham told Manager Johnson to proceed with efforts to collect the overcharges.

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, to enter into an Executive Session concerning proposed location of industry. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk



CITY COUNCIL MINUTES

JANUARY 19, 1993

Orangeburg City Council held its regularly scheduled meeting on January 19, 1993, at 7:00 P.M. in Council Chambers with Mayor Cheatham presiding. Mayor Cheatham asked that everyone bow for a moment of silent prayer in memory of Thomas C. Harrison, Sr.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

Mayor Cheatham recognized the 1992 Small Fry State Championship Soccer Team. He congratulated and commended them on their second championship victory. Coach Mike Hammond thanked Parks and Recreation Director, Marion J. Smith and Athletic Directors, Randy Money maker and Ike Haigler on a job well done.

Mayor Cheatham, Mayor Pro Tem Keitt and Councilmember Salley presented the family of Thomas Clyde Harrison, Sr., Resolutions remembering him for the service that he gave to the City and extending condolences for the tragic event that occurred on January 15, 1993.

Mr. Tom Harrison told City Council that the family did not think the incident was racially motivated. Mayor Cheatham stated that the City should go forward in the direction of law and order and that citizens need to be able to live their lives fully not fearfully. The City will increase its officers to ensure safety.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, approving the January 5, 1993, City Council Minutes as distributed. The motion was unanimously approved.

Ms. Ann Ross, Auditor for J. W. Hunt and Company informed Council the company had completed its fiscal year 1991-92 audit and found no discrepancies. She explained to Council that no management letter had been issued this year and the subject of the management letter for FY 1990-91 on fixed assets had been corrected.

Council discussed the City's leave policy. Additional information had been provided on the number of employees that have taken five or more consecutive days off. Councilmember Haire stated after reviewing the report that there was no pattern with employees that had substantial years of service. He felt the City could provide a comparable plan with sick and annual leave. He stated that the City could find a mechanism to sustain abuse on sick leave. Mayor Cheatham stated the plan proposed by City Administrator Yow and Department of Public Utilities Manager Johnson allowed flexibility for use of sick or annual leave. Mayor Pro Tem Keitt stated that every employee needs a vacation to feel refreshed to do a better job.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to adopt a similar plan to that of Orangeburg County which provides sick and annual leave to its employees. This was a 2-4 vote with Councilmembers Moore, Salley and Rheney and Mayor Cheatham opposing.

Councilmember Rheney, to accept the proposal made by City

Administrator Yow and Department of Public Utilities Manager Johnson. This was a 4-2 vote. Councilmember Haire and Mayor Pro Tem Keitt opposed.

The schedule for the annual leave policy is as follows:

LENGTH OF SERVICE	DAYS PER MONTH	DAYS PER YEAR
0 - 6 Months	6 Days at End of Probation Period	0 Days Per Year
6 Months-5 Years	1-1/4 Days Per Month	15 Days Per Year
5 Years-15 Years	1-1/2 Days Per Month	18 Days Per Year
15 Years-25 Years	1-3/4 Days Per Month	21 Days Per Year
25 Years-Up	2 Days Per Month	24 Days Per Year

This annual leave policy is effective immediately.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, approving the Third Reading of an Ordinance to lease property (Women's Farm Market--590 Louis Street) to Alano, Incorporated. This motion was unanimously approved.

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, approving the Third Reading of an Ordinance to lease property (River Pavilion on Riverside Street) to the The Arts Council of Orangeburg County. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, approving the Third Reading of an Ordinance to amend Chapter XII, of the Code of Ordinances for the City of Orangeburg, for the purpose of establishing Business License Fees for Long Distance Telephone Communication Services. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, approving the Second Reading of an Ordinance granting to Southern Bell Telephone and Telegraph Company, a non-exclusive franchise for the use of public rights-of-way, and providing for franchise fees. This motion was unanimously approved.

Assistant City Administrator Budds gave a report to Council on the selection of the Planning Consultant to up-date the City's Comprehensive Development Master Plan and Zoning Ordinance.

He stated during late October, 1992, City staff initiated the process to select a planning consultant. Letters inviting the submission of professional service proposals were distributed to ten (10) consulting firms.

On November 11, 1992, City staff conducted a detailed pre-proposal meeting for interested consultants. At this meeting, the scope of services desired, an approximation of available funding, a list of challenges the City desired to be addressed, i.e., student housing, need for affordable low-to-moderate housing, downtown revitalization, and the need for restrictions on open storage were discussed, as well as the level of support services to be furnished by City staff.

A total of four proposals were received in compliance with the established deadline of 5:00 P.M., December 1, 1992. Following the receipt of the proposals, City staff has conducted a detailed analysis of the scope of service and methodologies proposed, contacted prior clients for

references, analyzed sample work products and finally, reviewed the fee quote provided by each of the consultants.

As a result of this review, staff made a determination to invite two (2) finalist firms to make oral presentations to the City Planning Commission. On Thursday, January 14, 1993, the Commission heard presentations from Sid Thomas and Associates and Dan Vismore and Associates, Incorporated. Following presentations, the Commission unanimously agreed upon the selection of the firm of Dan Vismore and Associates, Incorporated. City staff concurs with this selection and will immediately begin negotiations with this firm to finalize a contract price. It is anticipated that the consultant will begin the update process in February 1993.

A motion was made by Councilmember Haire, seconded by Councilmember Salley, for Council to go on record as opposing a Bill presented by Senator Marshall Marshalls and Senator Joe Wilson to allow the Public Service Commission to adjust rates for DPU and for Council to do all in their power to fight the passage of this Bill. This motion was unanimously approved.

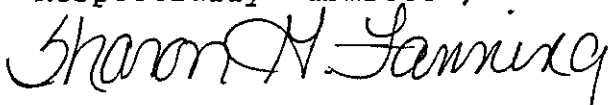
Mayor Cheatham stated he nor DPU Manager Johnson were aware the Bill was being presented in the Senate Judiciary Committee, sponsored by Senator Marshall Williams, until they got a call from the Municipal Association the same afternoon. After hearing of the bill, Mayor Cheatham, DPU Manager Johnson and Attorney Walsh went to Columbia, where they spoke to the Committee about how the bill would affect the Department of Public Utilities. Then a motion was made to send the bill into subcommittee. DPU Manager Johnson said representatives of Orangeburg will be allowed to present their case to the subcommittee. Mayor Cheatham stated he was very much opposed to the bill because it could lead to rate increases and take power away from the local authorities.

City Administrator Yow stated that he would like to hold a business license workshop with Mayor Cheatham and Council on January 26, 1993, at 6:00 P.M. in Council Chambers.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Sharon G. Fanning
City Clerk

/r



RESOLUTION

WHEREAS, Thomas C. "Tommy" Harrison, Sr., joined the Police Department of the City of Orangeburg on the 28th day of March 1983, as a police officer, later advancing to the rank of Sergeant, and

WHEREAS, he relinquished an enterprising business opportunity to enter law enforcement with the determination, zeal, and energy to serve and to help, and

WHEREAS, through ten years of loyal and faithful service, he diligently and forthrightly protected and defended the lives of the citizens he pledged to serve, and

WHEREAS, he was devoted to the principles of family values, as a devoted and caring husband, a proud and loving father, always standing tall, through eyes that observed, and

WHEREAS, he enjoyed a strong and mutual bond with his fellow officers, strengthened by friendship, companionship, laughter and togetherness, a togetherness cemented with a belief of love and concern for one another, and

WHEREAS, this gallant and courageous comrade will be sorely missed, we shall with sincere affection remember our associations with him.

NOW, THEREFORE, BE IT RESOLVED that we, The City Council of Orangeburg, South Carolina, The Department of Public Safety, all City Employees and the entire citizenry, hereby, extend to his wife, Kimberly Shaye, his son, Thomas Clyde Harrison. Jr., his Mom and Dad, Jean and Tom, our deepest love and sympathy and commend to them the words of comfort and promise to all believers, which Jesus spoke to his disciples as recorded in the Fourteenth Chapter of the Gospel according to Saint John:

"Let not your heart be troubled. Ye believe in God, Believe also in me. In my Father's house are many mansions: If it were not so, I would have told you. I go to prepare a place for you. And if I go and prepare a place for you, I will come again, and receive you unto myself; that where I am, there ye may be also."



Martin Cheatham
Mayor

Robert E. Allen

James Hays

James D. Dent

Joseph W. Cheney

William F. Wood
Members of Council

ATTEST:
Sharon M. Jamming
City Clerk

H. 3120.

Introduced by Representative Klauber.

A CONCURRENT RESOLUTION

COMMENDING AND THANKING THE CITIES OF GREENVILLE, GAFFNEY, AND ORANGEBURG FOR THEIR OUTSTANDING EFFORTS IN OVERCOMING THE DEVASTATING RESULTS OF THE ICE STORM OF LATE DECEMBER, 1992, WHICH AFFECTED A SIGNIFICANT PORTION OF THE STATE.

WHEREAS, a destructive ice storm hit a wide area of South Carolina in late December, 1992, leaving chaos in its wake at holiday time and directly affecting many thousands of South Carolinians; and

WHEREAS, the City of Greenwood, for example, had 8,000 homes without electricity and Greenwood County had 16,000 homes without electricity; and

WHEREAS, the City of Gaffney and the City of Orangeburg promptly responded by providing personnel to help restore electricity in areas hit hard by the storm, and the City of Greenville acted quickly by offering personnel in the matter of the removal of debris; and

WHEREAS, the efforts of these municipalities were outstanding and greatly alleviated the suffering and anxiety of many people; and

WHEREAS, the leaders and citizens of these cities are greatly deserving of recognition and an expression of gratitude for their contributions and efforts in this matter.

NOW, THEREFORE,

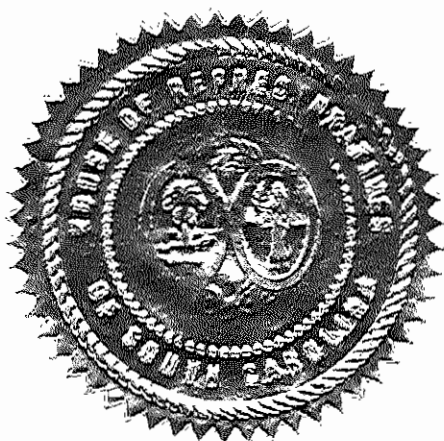
BE IT RESOLVED by the House of Representatives, the Senate concurring:

THAT the General Assembly of the State of South Carolina, by this resolution, commends and thanks the cities of Greenville, Gaffney, and Orangeburg for their outstanding efforts in overcoming the devastating results of the ice storm of late December, 1992, which affected a significant portion of the State.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the mayors and city councils of the cities of Greenville, Gaffney, and Orangeburg.

State of South Carolina
In the House of Representatives
Columbia, South Carolina
January 13, 1993

We hereby certify that the foregoing is a true and correct copy of a resolution passed in the House of Representatives and concurred in by the Senate.



Robert J. Sheheen

Robert J. Sheheen
Speaker

Sandra K. McKinney

Sandra K. McKinney
Clerk of the House

BUSINESS LICENSE WORKSHOP MINUTES
JANUARY 26, 1993

Orangeburg City Council held a Business License Workshop Meeting on January 26, 1993, at 5:00 P.M., in Council Chambers at City Hall.

PRESENT:

Martin C. Cheatham, Mayor
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley
John H. Yow, City Administrator
Eric G. Budds, Assistant City Administrator
Sharon G. Fanning, Finance Director

ABSENT:

Bernard Haire

The purpose of the meeting was to conduct a workshop on business license categories and rate schedules. The Finance Director presented proposed changes in several categories and gross receipt rates. Council discussed these changes. Council asked that the Finance Department look into the rate structures for video poker machines and rental properties and present the findings to them.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
FEBRUARY 2, 1993

Orangeburg City Council held its regularly scheduled meeting on February 2, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney

ABSENT:

W. Everette Salley

A motion was made by Councilmember Haire, seconded by Councilmember Moore, approving the January 19, 1993, City Council Minutes as amended. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, approving the January 26, 1993, Special City Council Minutes. This motion was unanimously approved.

Mr. Tris Waystack, from Boy Scout Troop #45, requested from City Council to endorse his project, in cooperation with the Public Safety Department, to establish a memorial in honor of Public Safety Sergeant Thomas Clyde Harrison, Sr., and to designate a space for the memorial on the square. This memorial is being designed by Sergeant Harrison's fellow officers. Council agreed to this and Mayor Cheatham suggested the memorial could be placed in the Edisto Memorial Gardens.

Council approved a request from Miss Orangeburg County 1993, Angela Clark, to make April 12-18, 1993, Literacy Week. Ms. Clark will use her CHAIN (Citizens Help Abolish Illiteracy Now) project for the community service aspect of her Miss South Carolina competition.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to approve the first reading of an Amendment to the Ordinance defining fire district boundaries. This motion was unanimously approved.

Council heard from Orangeburg County Councilman Danny Covington, who explained that ISO fire insurance guidelines require a contract to be within five (5) miles of a fire station in order for a homeowner to receive a lower insurance rating. Mr. Covington requested a substation be put on property owned by DPU off Kennerly Road to serve the Oakmont area that is seven (7) miles from a fire station. He stated he knew County Council would love to see County wide service in some direction and have uniform fire protection. He also stated that local insurance underwriters who accept fire contracts beyond the five (5) mile radius and pass it on as within the radius for a better insurance rate, could eventually create a problem if a house burns and the company does not want to pay. Councilmember Haire stated that if an insurance agent writes a policy he would have to honor it and it would not have anything to do with the City. Covington stated the volunteer fire departments can never be expected to have viable forces without the contract revenues.

Mayor Cheatham stated that the City had been told by ISO that they would not be penalized for going beyond the five (5)

miles. He stated the City had made several offers to discuss these issues but had no response from the County.

Council received as information, notification that the Orangeburg County Mental Retardation Board plans to purchase a home located at 2037 Loblolly Lane. Also, they plan to build three group homes on three, separate residential lots. The homes for three adults each will be constructed with funds obtained from a capital advance from the United States Department of Housing and Urban Development. Two of the lots are located in the area known as Marshall Heights Subdivision. The third site is located on Riverside Drive.

Council received a Concurrent Resolution of thanks from the South Carolina House of Representatives thanking the City for its help during the December 1992, devastating ice storm. Orangeburg, along with Greenville and Gaffney provided personnel to help restore electricity in the area hard hit by the storm. Council commended DPU Manager Johnson and his staff for a job well done.

A motion was made by Mayor Cheatham, seconded by Councilmember Moore, to approve a request to close a portion of Gregg Street from Braddy Street to John C. Calhoun Drive. This was a four to zero vote. Councilmember Haire abstained from voting.

Public Works Director, Reese Earley, stated Gregg Street had not been actively maintained by the City and/or used as a street since the adjoining Braddy Street was transferred to the highway road system and paved in the early 60's. Braddy Street serves property in this area. Also, the right of way width of 16 1/2 feet does not allow sufficient space for safe passage and could only serve one way traffic.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney to approve the proposed 1993 South Carolina Festival of Roses budget. Revenues were projected at \$13,120; while expenditures were estimated at \$11,140. This motion was unanimously approved.

A motion was made by Councilmember Rheney, seconded by Mayor Pro Tem Keitt, to approve a 1993 Small Business Administration Tree Grant application. This motion was unanimously approved.

Parks and Recreation Director, J. Marion Smith, Jr., recommended to Council for staff to file an application with the South Carolina Forestry Commission for the \$5,000 grant with the City matching \$1,500 in cash and \$3,500 of in-kind service for a total project cost of \$10,000. The timing of the years grant cycle would make possible the allocating of the local cash match in the 93-94 budget.

A motion was made by Mayor Cheatham, seconded by Councilmember Haire, to approve the first reading of a Business License Ordinance. This was a four to one vote. Councilmember Moore opposed this motion.

Councilmember Moore requested staff to prepare data showing the difference in the amount of revenue that would be raised and was raised if the City maintained the same amount of business in the City.

A motion was made by Councilmember Haire, seconded by Mayor Cheatham, to pay health insurance premiums for Shaye Harrison (widow of Public Safety Sergeant Thomas C. Harrison, Sr.) for

eighteen (18) months (COBRA) at a cost of \$155.74 per month. This motion was unanimously approved.

Mayor Cheatham announced that Public Safety Sergeant Thomas C. Harrison Sr.'s badge #641 had been officially retired by the Department of Public Safety.

No matters pertaining to the Department of Public Utilities were brought before Council.

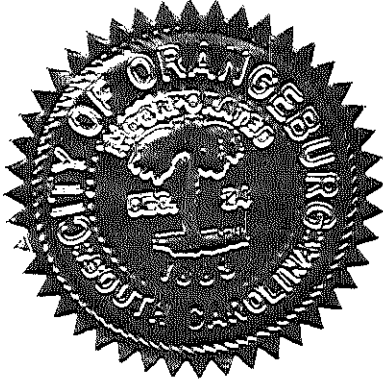
A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Rheney, to enter into a Executive Session to discuss a proposed location of industry and a Public Works personnel matter. There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
FEBRUARY 16, 1993

Orangeburg City Council held its regularly scheduled meeting on February 16, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Salley.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

Mayor Cheatham commended Tris Waystack from Boy Scout Troop #45 on the black and white ribbons that are being sold for \$1.00 in support of our law enforcement officers. These funds will go to the Thomas C. Harrison, Sr., Memorial Fund.

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, approving the February 2, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Moore, seconded by Councilmember Haire, to approve the second reading of an amendment to the Ordinance redefining fire district boundaries. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney to approve the second reading of the Business License Ordinance. This was a four to one vote. Councilmember Moore opposed this motion. Mayor Pro Tem Keitt was not present for the vote.

Ms. Mary Lou Haddox, President of the Accredited Piano Teachers Association of Orangeburg told Council that the group was pleased to be considered a business and professionals. Ms. Haddox told Council when she began teaching piano lessons she contacted the City and was told no license was needed. She stressed that the piano teachers had not been neglectful in checking on the status of a business license. She also told Council that she had requested information from their national organization on how other communities handle licensing fees. She expressed she had key concerns about the zoning, but these had already been addressed to City Administrator Yow.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to approve a Resolution supporting the continued operation of the Charleston Naval Shipyard as requested by the Town of Mount Pleasant. This motion was unanimously approved.

Council received a Resolution from Greenwood, South Carolina in appreciation for the City of Orangeburg's Department of Public Utilities help during an ice storm in December 1992.

City Administrator Yow presented to Council a summary report on the Federal Department of Labor's Audit of the Department of Public Safety. (See Attachment)

A motion was made by Councilmember Haire, seconded by Councilmember Salley to approve a Resolution authorizing acceptance of the low bid for the Gramling Creek-Woodford Stage Creek sewer project for the Department of Public Utilities. This motion was unanimously approved.

Department of Public Utilities Manager Johnson told Council that the low bid was submitted by Zeigler Construction Company, Inc., of Sumter, South Carolina. The cost of the project is divided into two divisions. Division I has a cost of \$1,223,615.00 and Division II has a cost of \$663,110.00. The Project is over the \$1.4 million budget cost because borings in the area indicated sugar sand that will require more expensive shoring. A grant of \$900,000 has been obtained and the Department of Public Utilities will absorb the additional cost. Manager Johnson stated that this would be a worthy project for the City. Councilmember Moore asked whether the project would open up property. Manager Johnson stated that it would serve all of Brentwood subdivision and be the first step in opening up all of the hospital area but was never intended for the by-pass.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Salley, to adjourn this meeting. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon M. Fanning

Sharon G. Fanning
City Clerk

/r



**SUMMARY REPORT
U.S. DEPARTMENT OF LABOR AUDIT**

I. PURPOSE OF REPORT

The purpose of this report is to inform City Council, City employees and the public of factual determination made during a U.S. DOL audit of the Department of Public Safety. This report should also serve to answer legitimate questions and conclude erroneous reports and speculation.

Finally, the report should communicate changes which will ensure future compliance and improve the efficiency of our payroll practices.

II. METHODOLOGY USED BY U.S. DEPT. OF LABOR

On Monday, December 14, 1992, a representative of the Wage and Hour Division of the U.S. Department of Labor notified the City of Orangeburg of a planned, comprehensive audit of the payroll practices of the Department of Public Safety. The audit focused on compliance with the Minimum Wage and Overtime Standards as provided in the Fair Labor Standards Act. The State and Local Government Section of the FLSA is an extensive 33-page document that applies to governmental entities as a result of a 1985 court ruling.

The Statute of Limitations for this Act is two years and its enforcement is vested in the U.S. DOL. The audit, which covered the previous 24-month period, entailed the review of payroll records for approximately 90 DPS employees. Records of both present and past employees were reviewed.

The DOL representative requested our cooperation. We assured him access to any and all records, assistance from City staff and allowed independent, random interviewing of any employee(s).

On February 9, 1993, two months after initiation, the audit was completed and a verbal summary report was given to City staff. A narrative summary may be obtained from the U.S. DOL in approximately one month.

III. PAYROLL PRACTICES PREAUDIT

A. Police Division

1. All non-clerical, sworn DPS personnel and dispatchers were paid on a 28-day cycle.
2. Non-clerical personnel in police divisions are scheduled to work 21 days (168 hours) during a 28 day cycle. All hours worked above 171 hours per 28-day cycle are paid at 1.5 normal hourly salary.
3. Eight hours of compensatory leave time granted each officer and dispatcher per 28-day cycle.
4. However, the eight hours leave not always scheduled during same 28-day cycle in which the leave was accrued. If the leave was taken, it would reduce the actual time scheduled to work to 160 hours vs. 168 hours.

B. Fire Division

1. All non-clerical personnel paid of a 28-day cycle.
2. Non clerical personnel work 24 hours and 15 minute (24.25) shifts followed by 48 hours off.

3. Eight hours of sleep time is allowed and deducted from total hours -- employee paid for 16 hours per shift worked.
4. Overtime has been paid for calls during eight hour sleep period -- sometimes for engine crew that stayed at station on "standby."

IV. U.S. DOL DETERMINATION

- A. Two areas of non compliance with FLSA were determined. The total wage liability for the two-year audit period is \$11,475.10. No civil penalties were imposed.
- B. Back wages in the amount of \$5,981 owed four dispatchers (52% of total \$11,475.10 liability).
 1. FLSA does not allow dispatchers to be classified as being engaged in "public safety activities," therefore, use of 28-day pay cycle is not allowed. Dispatchers must be paid on straight 40-hour week. City is liable for overtime hours worked in excess of 40 hours per week during the two-year audit period.
 2. Certain mitigating circumstances and benefits not recognized by DOL: a) dispatchers were scheduled same shifts as sworn officers; b) dispatchers placed under police retirement system. 10.7% employer contribution as opposed to 6.85% for other employees; c) full retirement after 25 years of service as opposed to 30 years for other City employees; 4) substitution flexible scheduling could be used to dispatcher advantage.

- C. Back wages in the amount of \$5,493.82 owed to 25 sworn personnel in the Police Division of Public safety.
 - 1. Non compliance occurred in many cases because the eight hours scheduled off time often not used in the same 28-day cycle that it was accrued. When the eight-hours off time is not used, only three hours exists before officers exceed the 171 hour threshold which triggers overtime payment.
 - 2. Once again, DOL does not recognize mitigating circumstances of scheduled off time being allowed to accumulate and used later.

- D. Fire Division of Department of Public Safety no back wage liability.
 - 1. Existing payroll practices found in full compliance with FLSA.
 - 2. Several areas of over compensation were discovered.
 - a. (Minimum sleep time required is five hours). Overtime paid for calls during sleep time - U.S. DOL does not require any pay for hours worked above normal schedule of 165 hours unless total actual hours worked exceeds 212 hours during a 28-day cycle. At this point overtime pay (1.5) would apply. However, State DOL representative interprets State law to require (normal) pay rate for hours between 165 and 212. In either case, these hours will be credited only to the engine personnel

actually responding to calls - not for those on standby. If the total of five hours is not received, the total eight hours of time is credited toward the 212 hours under FLSA. This interpretation is disputed by our labor attorney who states "no pay, including normal pay, is due until employee exceeds 212 hours."

b. City does not deduct for meal time. FLSA allows eight hours to be deducted for sleep time and up to three hours for meal time per 24 hour 15-minute shift. We currently deduct for sleep time and not meal time.

V. STAFF CORRECTIVE AND EFFICIENCY IMPROVEMENT ACTIONS

- A. Interim corrective actions were taken during audit as DOL cited areas of concern.
- B. All back wage/overtime liability will be disbursed to DPS employees on or before March 15, 1993.
- C. All Dispatchers placed on straight 40-hour work week.
- D. Employee flexible scheduling will be disallowed in future for dispatchers.
- E. All persons not directly engaged in fire or police activities will be removed from the Police Retirement System.
- F. Police Division personnel will receive the "scheduled off time" during the same 28-hour day cycle that it is accrued.
- G. Police Division sworn personnel (excluding exempt personnel) will receive normal pay rate for hours actually

worked between 160 hours and 171 hours. Police Division personnel (excluding exempt personnel) will receive normal pay rate for hours actually worked between 165 and 212. These hours will be credited only to the engine personnel that actually responded to emergency calls.

- H. Do not plan or recommend deducting three hours per shift "meal time" from Fire Division pay schedule.
- I. Any classes or meetings relating to public safety certifications by local, State or Federal are not compensable time. This is as per determination given by DOL representative.
- J. Employees classified as 541 under FLSA are exempt from overtime payment. In the DPS, this will include the ranks Operations Officer, Chief of Detectives, Captain and above. This is also as per DOL representative determination.
- K. Improved time card usage. Use present time cards to record time two week hours vs. only one week. This will cut costs and improve efficiency.
- L. Place all City employees on bi-weekly pay period. This action further cuts costs, improve efficiency and avoids confusion.
- M. Beginning Wednesday, February 17, 1993, in both Police and Fire Divisions on an interim basis, straight time will be paid for those hours between scheduled hours and applicable overtime threshold, subject to departmental polices of non-scheduled overtime hours.

VI. The recommended corrective actions contained in this report are in response to a preliminary review of the Department of Labor's findings. The City reserves the right to amend the recommended pay practices with seven days written notice to the affected employees.

Cablevision, City of Greenwood personnel and all of the many men and women who came to our aid to restore the quality of life to our citizens and responded to this weather emergency.

DONE THIS 25th day of January, 1993.

ATTEST:

Mary E. Edwards
City Clerk and Treasurer

John J. Hane
MAYOR

R E S O L U T I O N

WHEREAS, The Mayor and City Council of the City of Orangeburg, South Carolina, are seriously concerned about the possible base closure of the Charleston Naval Shipyard and the consequent impact on the surrounding cities, towns and counties as well as the entire State of South Carolina, and

WHEREAS, The Charleston Naval Shipyard is held in the highest esteem as a nuclear submarine overhaul and refueling facility, and

WHEREAS, The Charleston Naval Shipyard also possesses the capability of repairing, modernizing and overhauling Naval Surface Ships, and

WHEREAS, The Charleston Naval Shipyard has developed and maintains the nation's only module maintenance repair facility for the Trident Submarine Weapon System and,

WHEREAS, The Charleston Naval Shipyard has long been recognized as the State of South Carolina's largest single employer and,

WHEREAS, The Charleston Naval Shipyard is the largest single and most generous contributor to the Community's United Way and

WHEREAS, The Charleston Naval Shipyard has developed and maintains the Navy's only RAMP (Rapid Acquisition of Manufactured Parts) program which supports both the nuclear submarines and surface ships and,

WHEREAS, The Charleston Naval Shipyard has contributed to the development and character of the cities, towns and counties of the State of South Carolina for almost one century and,

WHEREAS, today the Charleston Naval Shipyard is a leader in the Shipyard Repair Industry setting new records for quality, schedules and cost and,

WHEREAS, The Charleston Naval Shipyard is available to overhaul, refuel, repair and/or modernize all the ships homeported in the Charleston area, which includes nuclear ballistic missiles and fast attack submarines as well as auxiliary and warships and,

WHEREAS, The Charleston Naval Shipyard has recently undergone two major layoffs affecting some 2000 employees thus streamlining and improving their efficiency of operation and,

NOW, THEREFORE, BE IT RESOLVED THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF ORANGEBURG wholeheartedly endorse the continued operation and community contribution of the Charleston Naval Shipyard and,

BE IT FURTHER RESOLVED THAT this City is committed and will work with all persons interested in retaining the Charleston Naval Shipyard as an active operating facility.

SO RESOLVED IN COUNCIL ASSEMBLED, SIGNED, SEALED AND DELIVERED THIS 16th DAY OF FEBRUARY, 1993.



Wendell T. Heath
Mayor

James Haire

William F. Moore

James H. Haire

Joseph W. Phares

Councilmembers

ATTEST:
Sharon A. Fanning
City Clerk

SPECIAL CITY COUNCIL MINUTES
FEBRUARY 18, 1993

673

Orangeburg City Council held a Special City Council Meeting on February 18, 1993, at 12:15 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

L. Zimmerman Keitt

A motion was made by Councilmember Haire, seconded by Councilmember Salley, to approve a Resolution authorizing acceptance of the low bid for the Gramling Creek-Woodford Stage Creek sewer project for the Department of Public Utilities. This motion was unanimously approved.

Department of Public Utilities Manager Johnson told Council that the low bid was submitted by Zeigler Construction Company, Inc., of Sumter, South Carolina. The cost of the project is divided into two divisions. Division I has a cost of \$1,223,615.00 and Division II has a cost of \$663,110.00. The project is over the \$1.4 million budget cost because borings in the area indicated sugar sand that will require more expensive shoring. A grant of \$900,000 has been obtained and the Department of Public Utilities will absorb the additional cost.

Mayor Cheatham stated that we would like to serve as many people as we can with the acceptance of this project.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
MARCH 2, 1993

Orangeburg City Council held its regularly scheduled meeting on March 2, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Moore.

PRESENT:

Martin C. Cheatham
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

Bernard Haire

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Rheney, approving the February 16, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, approving the February 18, 1993, Special City Council Minutes. This motion was unanimously approved.

Council heard from several citizens concerning the proposal for amending the fire district boundaries. Mr. Charles Brown asked Council to provide county residents with a one year's notice, until January 1, 1994, before implementing any changes. He stated this would give the area residents time to establish a special tax district, which in turn would provide a better equipped volunteer fire department.

Mr. David Stevenson of the Shillings Bridge Road area stated the change would mean his insurance rate will jump from \$281 a year to \$859 a year for the same policy.

Mr. Richard Austin stated that he and a neighbor Wayne Walling addressed County Council about the issue and was told it was City Council to blame for the lines being re-drawn. Mr. Austin stated that by serving areas, such as Country Oaks and U.S. Highway 301 to Interstate 26 and down Rowesville Road beyond the five (5) mile radius, City Council was discriminating.

Mayor Cheatham stated that in an effort to resolve the matter of establishing clear fire service areas for the implementation of the all emergency telephone service, the City was involved in on-going negotiations with the County. He said he did not want to give any of the area up.

City Council instructed the citizens who appeared before them to contact their individual Councilmembers.

City Administrator Yow stated that the City wants some type of guarantee from the County before contracts are issued that a disputed area will be included within the City's service lines for all purposes.

A motion was made by Mayor Cheatham, seconded by Councilmember Moore, to delay the third reading of an Amendment to the Ordinance redefining fire district boundaries.

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, to approve the third reading of a Business License Ordinance. This was a 4-0 vote. Councilmember Moore abstained from voting.

R E S O L U T I O N

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

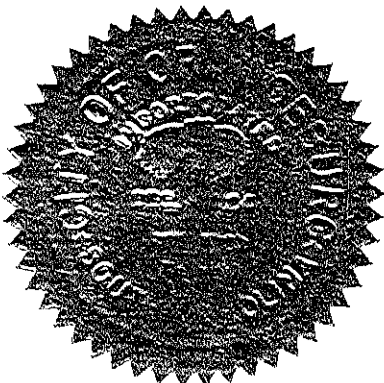
WHEREAS, the Department of Public Utilities of the City of Orangeburg, South Carolina received bids on February 11, 1993 for improvements to the Sanitary Sewer System in the Gramling Creek and Whitford Stage Creek Areas, EDA Project No. 04-01-03817 and CDBG Project No. 3-N-90-032.

WHEREAS, the low responsible bid for this work was submitted by Zeigler Construction Company, Inc. of Sumter, South Carolina in the amount of \$1,223,615.00 for Division I and \$663,110.00 for Division II.

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Members of Council of the City of Orangeburg, in Council assembled, and by authority of the same, that the bid shown above be accepted; and

BE IT FURTHER RESOLVED that Ted M. Johnson, Jr., Manager of the Department of Public Utilities, be authorized and he is hereby directed to execute the contract documents on behalf of the Department of Public Utilities of the City of Orangeburg.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 18th day of February, 1993.



Signed: Martin C. Cheatham
Mayor

James W. L. L...
...
Marion E. Mori...
...

Members of Council

ATTEST:
Sharon M. Fanning
City Clerk and Treasurer

RESOLUTION

WHEREAS, Title VIII of the Civil Rights Act of 1968, as amended, commonly referred to as the Fair Housing Act, prohibits discrimination in the sale of housing on the basis of race, color, religion, sex, marital status, national origin, familial status or disabilities; and,

WHEREAS, all recipients of Community Development Block Grant Funds, in accepting said funds, certify that the local government will administer its housing and community development programs in a manner which will actively promote equal access to housing opportunities and maintain a non-discriminatory environment; and,

WHEREAS, the City of Orangeburg recognizes the importance of fair housing and its obligation to affirmatively promote the concept of fair housing opportunities;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council duly assembled, that the City of Orangeburg shall implement the following action to affirmatively promote fair housing:

1. To proclaim the Month of April Fair Housing Month to broaden public awareness of the importance and legal requirement to sell and rent housing in compliance with the Fair Housing Act.
2. To adopt and administer its Zoning Ordinance and other land use regulations in a manner which promotes the construction of affordable and non-discriminatory housing opportunities.
3. To establish in the lobby of City Hall during the month of April, a Fair Housing Resource Display providing the public access to pamphlets, posters and other information which describe the legal obligations under the Act.
4. To publish this Resolution in the local newspaper as a means of communicating the importance of fair housing and the City's efforts to affirmatively promote the concept.

Adopted this 2nd day of March, 1993.



Martin L. Cheatham
Mayor
Miriam F. Moore
James Teitt
James D. ...
W. ...
Councilmembers

ATTEST:

Sharon M. Lanning
City Clerk

Councilmember Rheney stated she hoped the City would strictly enforce the Ordinance section pertaining to a license and solicitation permit for people selling door to door.

Council received a follow-up report from City Administrator Yow regarding payroll practices for the Department of Public Safety. City Administrator Yow recommended to pay any fireman for actual hours worked above 162.50 hours at straight time and any hours over 212 at the rate of time and a half. Meal time will not be deducted. The ranks of Major and Captain are exempt from additional pay.

Mayor Cheatham expressed Council's appreciation for the Public Safety law enforcement officials who recently confiscated weapons and ammunition. Mayor Cheatham stated that, "these guns that they captured are never going to kill anybody and for me that's tremendous news for our citizens."

Mayor Cheatham stated he had received a telephone call from County Councilman James McGee, whose district included the City, stating he felt like the County would be willing to push back the commercial tipping fees until July.

Councilmember Salley questioned the \$25.00 a ton rate and asked that City administrator Yow find out how this cost was derived. City Administrator Yow stated the July date would give the City a little more time to explore options. Mayor Cheatham and Councilmember Rheney stated that July was still not a good date because of budgetary reasons.

The estimated amount of revenues of \$150,204 could be generated from commercial tipping fees for the City. The Department of Public Utilities' tipping fee could product \$111,000.

A motion was made by Councilmember Moore, seconded by Councilmember Salley, to re-appoint D. D. Salley to the Election Commission. City Administrator Yow explained that Councilmember Haire had asked for a postponement until next Council meeting. Councilmember Moore withdrew his motion.

Assistant City Administrator Budds reported to Council on the low to moderate income housing projects, which will improve and expand housing opportunities in the community.

On February 19, 1993, the City received official notification from the United States Department of Housing and Urban Development that the joint request by the City and Regional Housing Authority Number 3 had been approved. This request was to amend the area in which the fifty (50) previously approved housing units could be located to include sites within the corporate limits of the City of Orangeburg. Staff will be meeting with representatives of the South Carolina Regional Housing Authority Number 3 on Tuesday, March 2, 1993, to discuss possible sites, the estimated number of units to be located in the City and the types of units to be constructed. As additional information becomes available, it will be passed on to Council.

Additionally, this week the City has been asked by the Regional Housing Authority to sign off on a certification indicating the City's support for a 2.1 million dollar comprehensive renovation of the grounds and buildings comprising the St. Paul Housing Complex. This project, when completed, should provide greatly improved conditions for the tenants of the complex.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Moore, to approve a Resolution promoting the concept of fair housing pursuant to

CITY COUNCIL MINUTES
MARCH 2, 1993
PAGE 3

This motion was unanimously approved.

Mr. A. J. Hutto, owner of Dukes Harley Funeral Home and Mr. Harry Floyd, owner of the All Star Bowling Alley, asked Council to support efforts before the state ABC Commission to oppose the granting of beer and liquor licenses to two (2) proposed bars on Russell Street in the old A&P shopping center. Also, First Baptist Church minister, Bill Coates, sent a letter to Council opposing the licensing.

The men cited three problems associated with location for a lounge at the Russell Street location. Crime and violence problems associated with a previous lounge on the street, convenience with passing college students, and nearness to the Episcopal Church of the Redeemer.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to instruct City Administrator Yow to go to the ABC Commission hearing for the City and oppose the sale of a license for these establishments. This motion was unanimously approved.

No Department of Public Utilities matters were brought before Council.

A motion was made by Councilmember Rheney, seconded by Councilmember Moore, to enter into an Executive Session to discuss a contractual matter with the Department of Public Utilities.

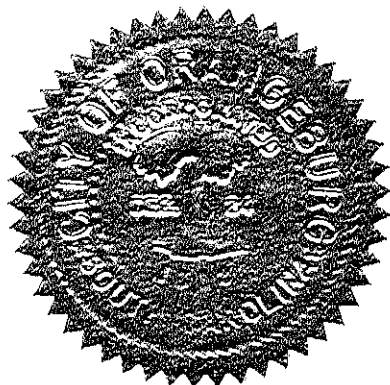
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
MARCH 16, 1993

Orangeburg City Council held its swearing in ceremony on March 16, 1993, at 6:45 P.M. in Stevenson Auditorium with Mayor Cheatham presiding. Councilmembers Rheney, Salley, Keitt, Knotts, and Haire took their oaths of office. Councilmember Knotts was the only newly elected member.

Orangeburg City Council held its regularly scheduled meeting on March 16, 1993, at 7:00 P.M., in Stevenson Auditorium with Mayor Cheatham presiding. An invocation was given by Councilmember Rheney.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

Mayor Cheatham welcomed Ms. Sandra Knotts to Council. She is the newly elected representative from District #6.

A motion was made by Councilmember Salley, seconded by Councilmember Keitt, approving the March 2, 1993, City Council Minutes as distributed. This motion was unanimously approved.

Mr. Charlie Boswell, President of the Downtown Revitalization Committee, asked Council to support a Resolution endorsing the Downtown Orangeburg Revitalization Association's (DORA) submission of an application to the South Carolina Downtown Development Association establishing the City's Fiscal Year 1992-93 contribution to the Association. A key evaluation criteria for applicants is the organization's ability to fund a full-time manager. The City's funding will be part of a public and private sector funding effort.

He stated to date, the Association has raised commitments of \$8,500 per year for three years from members of our corporate, industrial and financial community. This was accomplished during the very early stages of an ongoing fund raising effort.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to approve the Resolution of support for the Downtown Revitalization Committee. This motion was unanimously approved.

A motion was made by Councilmember Rheney, seconded by Councilmember Salley, granting permission to the Paul McMichael Chapter of the United Daughters of the Confederacy to place Confederate flags on each side of the Confederate Monument on Memorial Plaza, on the gates of three cemeteries in the City where large numbers of Confederate soldiers are buried, and at a monument in Sunnyside Cemetery.

This will take place on Monday, May 10, 1993, between the hours of 8:00 A.M. and 6:00 P.M. in honor of all Confederate soldiers who lost their lives in the war between the states.

This was a four to one vote. Councilmember Keitt opposed this motion. Councilmember Haire and Knotts abstained from voting.

A motion was made by Councilmember Haire, seconded by Councilmember Salley, to honor a request of the Disabled American

680 Veterans to allow the Disabled American Veteran Chapter building to be named in honor of D. Holbrook Oliver, Sr. This was a five to two vote. Mayor Cheatham and Councilmember Keitt opposed this motion.

Mayor Cheatham stated that his vote was from a long standing personal opposition to naming public buildings after people. He praised Mr. Oliver for his dedication and service.

A motion was made by Mayor Cheatham, seconded by Councilmember Haire, to serve the original fire district boundaries and allow the fire contract holders in the disputed areas extended coverage until April 7, 1993. This motion was unanimously approved.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to reappoint Mr. D. D. Salley to the Election Commission.

Councilmember Haire stated he had an unreadiness that at some point in time, Council needed to be cognizant when appointing boards and commissions as there needs to be a majority as relates to minorities on boards and commissions.

Councilmember Haire made a substitute motion, seconded by Councilmember Keitt, to appoint Howette Alford to the Election Commission. This was a four to three vote. Mayor Cheatham, Councilmembers Moore, Rheney, and Salley opposed this motion.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to reappoint Mr. D.D. Salley to the Election Commission. This was a four to three vote. Councilmembers Haire and Keitt opposed this motion. Councilmember Knotts abstained from voting.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to instruct City Administrator Yow to write a letter to the County of Orangeburg to request an extension on the tipping fee charges until October 1993. This motion was unanimously approved.

Mayor Cheatham gave a report on Signal improvements at several intersections in the City. These improvements include several left turn signals and larger lights.

Council received as information from Public Works Director, Reese Earley, news of \$883,607 tentative allocation from the Federal Aviation Administration for the first stage of the Orangeburg Municipal Airport's proposed runway. The City's matching funds will be \$78,437 and \$19,742 will be needed from the state. The total \$6.8 million project is broken down into eight (8) elements for funding. Director Earley explained that tentative allocation means that the Federal government has allotted that amount of money for the first stages, pending a full application. The funds are for the first element of purchased property and part of the second element of relocating power lines.

City Administrator Yow presented a request by Public Safety employees to be allowed to purchase their service revolvers and be given their badge upon retirement from the City. Councilmember Salley cited problems and expenses the City had when it allowed department heads to purchase their vehicles when they retired. Councilmember Moore requested City Administrator Yow to do a study to see how other cities handle the issue.

A motion was made by Councilmember Salley, seconded by Councilmember Keitt, to proceed with obtaining legal counsel to defend the Department of Public Utilities against a proposed South Carolina Electric and Gas request for a rate increase.

This motion was unanimously approved.

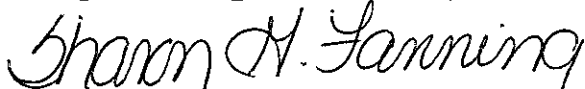
Department of Public Utilities' Manager, Johnson, stated that the proposed 20% overall increase would amount to \$4,853,000 a year for the Department of Public Utilities. He stated the increase is unwarranted and violates antitrust laws. Also, South Carolina Electric and Gas is holding \$700,000 that belongs to the Department of Public Utilities. This is trying to be settled now.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to start procedures to close a portion of seaboard, NW (north of Bull, NW). This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to close Langston, SW (between Windsor and Cuttino Street). This motion was unanimously approved.

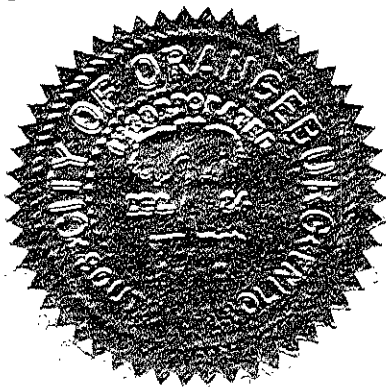
There being no further business, the meeting was adjourned.

Respectfully submitted,



Sharon G. Fanning
City Clerk

/r



SPECIAL CITY COUNCIL MINUTES
MARCH 30, 1993

Orangeburg City Council held a special meeting on March 30, 1993, at 5:30 P.M., in Council Chambers with Mayor Pro Tem Keitt presiding. An invocation was given by Councilmember Salley.

PRESENT:

Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

Martin C. Cheatham

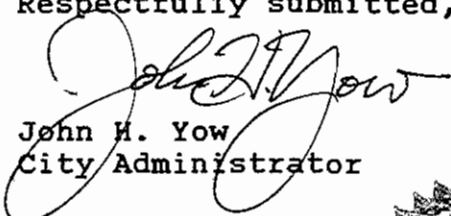
Mr. George Sistrunk asked to address Council requesting that the Department of Public Utilities' combined billing policy be changed.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to accept Mr. Sistrunk's request as information. This motion was unanimously approved.

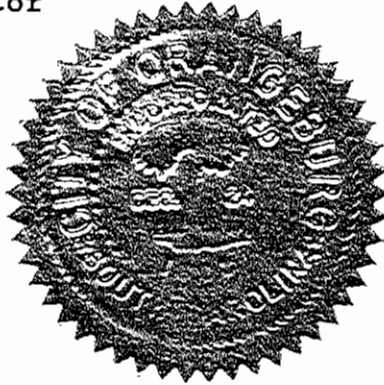
A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to enter into an Executive Session to discuss the location of an industry. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,


John H. Yow
City Administrator

7r



RESOLUTION _____

WHEREAS, Orangeburg City Council, on May 5, 1992, voted unanimously to establish a Downtown Revitalization Steering Committee; and

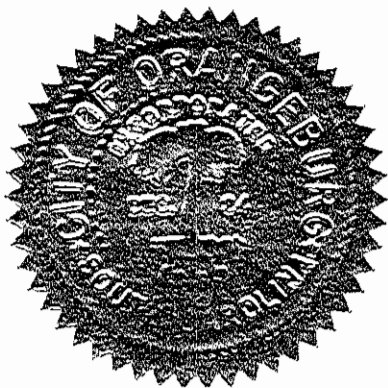
WHEREAS, the Mayor and City Council identified downtown revitalization as a priority goal at its June 20, 1992 goal setting retreat; and,

WHEREAS, City Council has further demonstrated its support of the Downtown Orangeburg Revitalization Association (DORA) by providing meeting space, interim staff and clerical support to the Association.

NOW THEREFORE BE IT RESOLVED BY COUNCIL duly assembled that it will continue its support of DORA by the following actions:

1. Fully endorsing the Association's submission of an application to participate in the South Carolina Downtown Development Association's Main Street Program.
2. Appropriating Seven Thousand (\$7,000) in Fiscal Year 1992-1993 funds to support the Association for the remainder of its fiscal year.
3. Participate as a principle financial supporter in the public/private effort to fund a Downtown Manager's salary and operating support for DORA by including the organization's request for full-year funding in the deliberations of the Fiscal Year 1993-1994 budget.
4. Continuing to provide other non-financial support when requested by the Association.

Passed this 16th day of March 1993.



Martin C. Cheatham
Mayor

[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
Councilmembers

ATTEST:

Sharon M. Lanning
City Clerk

OATH

"As Councilmember of the municipality of the City of Orangeburg, I will equally, fairly, and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will use my best endeavors to preserve the peace and carry into effect according to the law the purposes for which I have been elected. So help me God."

I do solemnly swear or affirm that I am duly qualified, according to the Constitution of the State, to exercise the duties of the office to which I have been elected, and that I will to the best of my ability, discharge the duties thereof and preserve, protect and defend the Constitution of this State and of the United States. So help me God.

Clifford P. Moore
Councilmember
3/16/93
Date

Sworn before me this 16th day
of March, 1993.

Sharon H. Lanning
Notary Public
11/12/96
My Commission Expires



OATH

"As Councilmember of the municipality of the City of Orangeburg, I will equally, fairly, and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will use my best endeavors to preserve the peace and carry into effect according to the law the purposes for which I have been elected. So help me God."

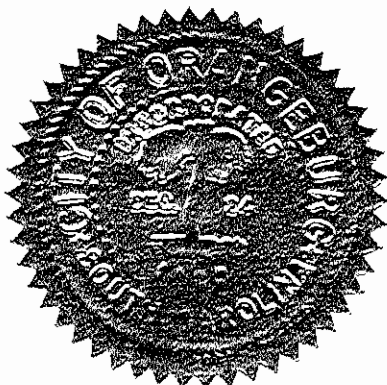
I do solemnly swear or affirm that I am duly qualified, according to the Constitution of the State, to exercise the duties of the office to which I have been elected, and that I will to the best of my ability, discharge the duties thereof and preserve, protect and defend the Constitution of this State and of the United States. So help me God.

L. Kenneth Keitt
Councilmember
3/16/93
Date

Sworn before me this 16th day
of March, 1993.

Sharon M. Fanning
Notary Public

11/12/96
My Commission Expires



OATH

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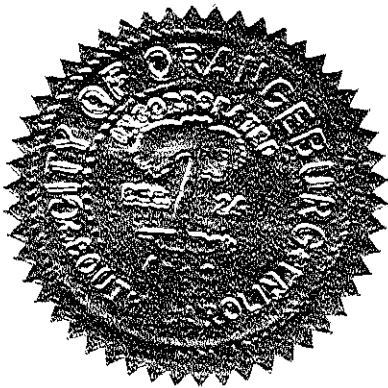
Sandra P. Switzer
Councilmember

3-16-93
Date

Sworn before me this 16th day
of March, 1993.

Sharon M. Lanning
Notary Public

11/12/96
My Commission Expires



OATH

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James W. Roney
Councilmember
March 16, 1993
Date

Sworn before me this 16th day
of March, 1993.

Sharon M. Fanning
Notary Public

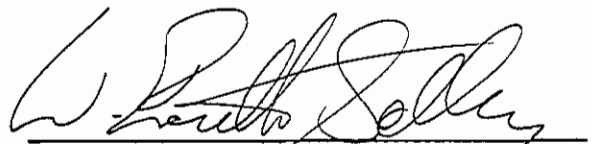
11/12/96
My Commission Expires



OATH

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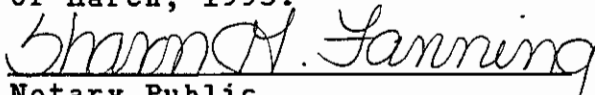
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Councilmember
3/16/93

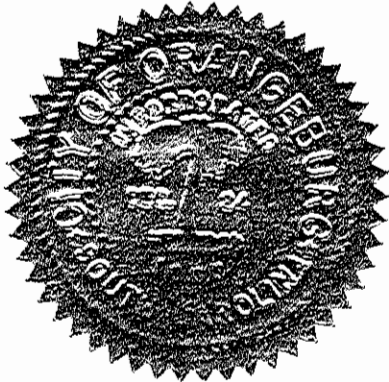
Date

Sworn before me this 16th day
of March, 1993.



Notary Public
11/12/96

My Commission Expires



OATH

"As Councilmember of the municipality of the City of Orangeburg, I will equally, fairly, and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will use my best endeavors to preserve the peace and carry into effect according to the law the purposes for which I have been elected. So help me God."

I do solemnly swear or affirm that I am duly qualified, according to the Constitution of the State, to exercise the duties of the office to which I have been elected, and that I will to the best of my ability, discharge the duties thereof and preserve, protect and defend the Constitution of this State and of the United States. So help me God.

Tom Hair
Councilmember
March 16, 1993
Date

Sworn before me this 16th day
of March, 1993.

Sharon A. Jamming
Notary Public

11/12/96
My Commission Expires



CITY COUNCIL MINUTES
APRIL 6, 1993

Orangeburg City Council held its regularly scheduled meeting on April 6, 1993, at 7:00 P.M., with Mayor Cheatham presiding. An invocation was given by Mayor Pro Tem Keitt.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Moore, approving the March 16, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, approving the March 30, 1993, Special City Council Minutes. This motion was unanimously approved.

A motion was made by Mayor Cheatham, seconded by Councilmember Haire, to re-elect Councilmember Keitt as Mayor Pro Tempore. This motion was unanimously approved.

Mayor Cheatham presented David A. Ott, an employee of the Public Safety Department/Police Division, with a Resolution of appreciation of his devotion to the City for thirty-four years of service.

Mayor Cheatham presented Paul Leedecke, an employee of the Public Safety Department/Fire Division, with a Resolution of recognition for his academic distinction from the SC Criminal Justice Academy. He is the first Department of Public Safety employee to be a distinguished graduate.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to support the efforts to defeat the State Senate Bill that would place areas outside of a City that are served by municipal utilities under the Public Service Commission for rate regulations.

Department of Public Utilities Manager Johnson told Council the bill would break the covenant between the state and bond holders and seriously damage the City's ability to sell bonds. He also stated if the bill passes the rates would increase, industrial development would be hurt and it would be difficult to expand the water system outside of the City.

Manager Johnson told Council that Council's authorization to fight this specific Senate Bill would set a precedent and require he come before Council before responding to other legislation.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to authorize Mayor Cheatham, DPU Manager Johnson and City Administrator Yow to speak on behalf of City and to support the efforts to defeat the State Senate Bill (S-4) that would place areas outside of a City that are served by municipal utilities under the Public Service Commission for rate regulations. Councilmember Salley stated it is not a precedent Council is setting and that Council is satisfied with the way DPU

Manager Johnson has conducted business in the past regarding legislation and expect him to continue in the future. This motion was unanimously approved.

Mayor Cheatham stated that Orangeburg County Council voted to implement the new solid waste fees at a charge of \$25 per ton for the City and DPU on July 1, 1993. City Administrator Yow had written a letter requesting an extension until October 1993 because of budgetary reasons.

Mayor Cheatham stated the County still has not responded to the request of justifying the increase from \$8.50 to \$25 a ton. He said if the County applies the fee the City has to get it from the citizens either in user fees or taxes and it needs to be justified to the citizens.

Mayor Pro Tem Keitt suggested that the Mayor and City Administrator Yow contact the County officials again, putting aside any personal feelings, and try to come to an agreement.

Councilmember Haire suggested that any Councilmembers see if they can individually establish a dialogue and try to get the issue resolved. He stated that he did not see this as a dead issue.

A motion was made by Councilmember Moore, seconded by Councilmember Haire, to accept the recommendation of City Administrator Yow to allow retiring Department of Public Safety employees, with some restrictions, to purchase their service revolvers. This was a 6-0 vote. Mayor Pro Tem Keitt abstained from voting.

Councilmember Salley asked that service revolver be changed to sidearm. This was accepted.

City Administrator Yow recommended seven (7) restrictions to this policy as follows:

1. Employee must have a least twenty-five years of service with the City of Orangeburg's Department of Public Safety. Years with the Police or Fire Department before merger count toward the twenty-five years.
2. Employee must be honorably terminating their employment with the City.
3. Employee must give the City Department of Public Safety Director at least ninety (90) days notice before retirement, stating their desire to purchase their sidearm (if it is a disability retirement, ninety (90) days notice is not required).
4. The City Administrator will determine the fair market value of used sidearm. Retiring employee will not be able to purchase a new sidearm that has been purchased by the City within the last year, but must purchase the sidearm that was actually carried by employee.
5. City disposal of asset form must be executed to remove sidearm from City fixed asset file.
6. The proper Federal "Sale of Firearms" documentation must be filed.
7. Retiring employee can opt to have the \$150 allotted for retirement watch applied to value of sidearm.

Mayor Pro Tem Keitt made a motion to amend the first motion to eliminate restriction #7 that allows employees to put the \$150 Council appropriates for a retiree's watch toward the sidearm. There was not a second to the motion.

Assistant City Administrator Budds gave an update on a HOME Housing Program Grant. He states the City of Orangeburg has been

notified of the availability of grant funds through the Home Investment Partnership Act, commonly referred to as the HOME Program. Each Council of Government has been allocated \$500,000 to be awarded through a competitive application process open to all local governments in the region. The deadline for submission is April 16, 1993.

City Staff is working closely with the Regional Housing Authority to determine if a cooperative effort would provide the City a competitive advantage in the selection process. Because of a number of other priority projects, staff has been unable to prepare a firm recommendation on how to utilize the funds sought; however, the impending deadline necessitates action by Council at this meeting.

He stated currently two options are being analyzed which are as follows:

1. A city application to continue rehabilitation of housing units in the Glover Street Target Area. Interest remains high in this area for assistance. The existing CDBG Grant will be unable to rehabilitate the houses of all interested property owners. Therefore, this proposal would consist of the rehabilitation of approximately eight to ten additional units in the target area. Under the proposal, the City would seek approximately \$100,000 to \$150,000. No match funds would be required.
2. The second application option would consist of submission of a joint application with Regional Housing Authority #3 to acquire and rehabilitate several deteriorated housing units in the vicinity of St. Paul Williams chapel Apartments. These units, when completed, would be managed by the Housing Authority. This project would allow the Housing Authority to control properties which currently detract from the entrance to the Authority's complex. Additionally, the Authority is concerned that as the apartment complex is renovated and continued drug enforcement occurs, that the deteriorated structures may become havens for criminal activity displaced from the housing complex. No match funds would be required.

Both of the options outlined would have a positive affect on the target area.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to pass a Resolution authorizing submission of a HOME Grant Application, either independently or in a cooperative effort with Regional Housing Authority #3, to continue the effort to rehabilitate the Glover Street Target Area and designating the City Administrator as an authorized signature for the submission and administration of the HOME Grant Application. This motion was unanimously approved.

A motion was made by Mayor Cheatham, seconded by Councilmember Haire, to approve the hiring of a full-time revenue collector. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to appoint Harry Dantzler to the Planning Commission from District #5. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to amend the "military leave" wording in the personnel policy to allow calculation of such leave on a military fiscal year instead of a calendar year. This motion was unanimously approved.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to approve the execution of a memorandum of agreement between the Federal Aviation Administration and the City to operate and maintain the relocated nondirectional radio beacon for the Orangeburg Municipal Airport and to authorize City Administrator Yow to execute the agreement. This motion was unanimously approved.

Department of Public Utilities Manager Johnson gave Council a report on DPU's efforts to oppose the proposed rate hike request by South Carolina Electric and Gas Company. The proposed 20% overall increase would amount to a \$4.8 million a year. He stated this would be leaving the community with no additional generation of utilities. He also noted there were a number of errors in the documents.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to adjourn.

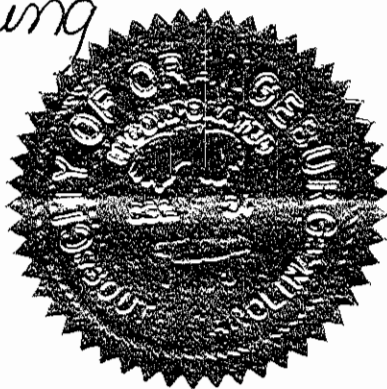
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



RESOLUTION

WHEREAS, City Council has identified the need to address the City's severe shortage of decent, safe and affordable housing as a priority goal; and,

WHEREAS, funding is available through the HOME Housing Program on a competitive application basis to address the above described needs; and,

WHEREAS, interest in the continued rehabilitation and improvement of the Glover Street Target Areas exceeds the available resources of the awarded CDBG grant funds currently being utilized in the area.

NOW THEREFORE, BE IT RESOLVED BY COUNCIL that the following actions shall be authorized:

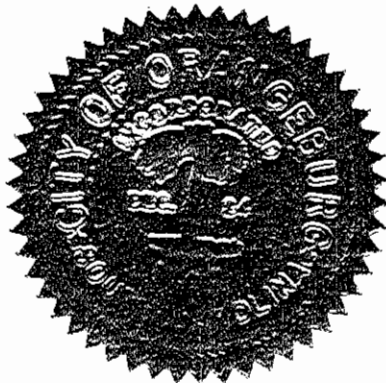
1. The submission of a HOME Grant Application, either independently or in a cooperative effort with Regional Housing Authority #3, to continue the effort to rehabilitate the Glover Street Target Area.
2. The designation of the City Administrator as an authorized signature for the submission and administration of the HOME Grant Application.

ADOPTED this 6th day of April, 1993.

Martin C. Cheatham
Mayor
William F. Moran
James W. ...
...
...
Gloria P. ...
...
Councilmembers

ATTEST:

Sharon M. Fanning
City Clerk



R E S O L U T I O N

WHEREAS, David Asbury Ott, became an employee of the Orangeburg Department of Public Safety/Police Division on April 1, 1959, and faithfully served this Department and the City until March 31, 1993; and

WHEREAS, he, through his long and faithful service, contributed greatly to the successful operation of the Department of Public Safety; and

WHEREAS, the City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the Department of Public Safety in the capacities in which he served the Department for the past thirty-four years and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this Resolution, in appreciation for his devotion of duty to the City of Orangeburg, be placed in the Minute Book of the City and a copy furnished to Mr. Ott in recognition of his services.

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this 6th day of April 1993.



Marion C. Chapman
MAYOR

James W. Blum
William E. Hays

Johnnie E. Hays
W. B. Sallee

Richard T. Hays
J. J. Hays
COUNCIL MEMBERS

ATTEST:
Ernest N. Jamming
CITY CLERK

CITY COUNCIL MINUTES
APRIL 20, 1993

Orangeburg City Council held its regularly scheduled meeting on April 20, 1993, at 7:00 P.M., with Mayor Cheatham presiding. An invocation was given by Councilmember Knotts.

PRESENT:

Martin C. Cheatham
Joyce W. Rheney
W. Everette Salley
L. Zimmerman Keitt
Marion F. Moore
Sandra P. Knotts
Bernard Haire

A motion was made by Councilmember Rheney, seconded by Councilmember Moore, approving the April 6, 1993, City Council Minutes as corrected. This motion was unanimously approved.

Mayor Cheatham presented Nathaniel Thomas, an employee of the Public Works Department, with a Resolution of appreciation of his devotion to the City for thirty years of service. Mr. Thomas retired on March 31, 1993.

Assistant City Administrator Budds gave Council an update on the Comprehensive Plan and Zoning Ordinance. He stated based on past and projected population trends and geographical economic growth potential, the City is faced with four basic challenges to the future:

1. To articulate the hopes and aspirations of the community.
2. To guide and more fully participate both economically and politically in the development of the Greater Orangeburg area, by extending the City's boundaries through annexation to those unincorporated fringe areas logically a part of the City.
3. To accommodate changing conditions in an orderly manner.
4. To provide and maintain an acceptable level of municipal services in the future.

He stated land use problems resulting from existing development and trends may be classified as "need to" issues. The challenge is to resolve existing problems and issues resulting from past development and transition. Falling into this category are the following:

1. Need to concentrate on the redevelopment of "blighted" residential area.
2. Need to better resolve land use conflicts.
3. Need to reinforce protection of quality subdivisions and neighborhoods.
4. Need to retain characteristics unique to Orangeburg.
5. Need to address traffic congestion on major streets.
6. Need to more effectively address the City's housing needs, especially those of low and moderate income residents and college students.
7. Need to rehabilitate deteriorating neighborhoods.

8. Need to preserve and promote the City's heritage.
9. Need to help reshape the role of and stimulate business activity in the downtown area.

The statistics compiled for the twenty year planning document indicated that the City has seen a one percent decrease in population between the years 1960 and 1990. By comparison, the unincorporated areas around the City have grown fifty-two percent and Orangeburg County has seen a twenty-four percent population growth. The City's percentage of the County's population has dropped from twenty percent to sixteen percent.

Other statistics indicate that the City's population is aging, without a younger population as a replacement and that there is a disparity in terms of income. Despite, the population decline, statistics show that the City has become more of a commercial center.

Councilmember Haire told Council he hoped they would work vigorously toward annexation, to enlarge the City in all areas across the economic board. Mayor Cheatham stated that the City has been fairly proactive rather than reactive in some areas over the past eighteen months. An example he used was the truck route ordinance.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to proclaim May 17-23, 1993, as Literacy Week. This motion was unanimously approved.

A motion was made by Councilmember Moore, seconded by Councilmember Haire, to accept City Administrator Yow's recommendation to amend the City's Retirement Resolution to allow insurance benefits for retirees who have either thirty years of service under the South Carolina Retirement System or thirty years service for the City. For Public Safety officers the term would be twenty-five years. This was a five to two vote. Councilmembers Salley and Rheney opposed.

Department of Public Utilities Manager, Johnson, stated he had concerns that the policy would leave the City open to a new employee coming to work with twenty-nine and one half years of state retirement, working six months for the City and then retiring. The City would then be responsible for that retiree's insurance for the rest of his/her life.

City Administrator Yow told Council that future amendments could be made, but his immediate concern was an employee that was retiring in April that had his years in with the City but not the SC Retirement System.

City Administrator Yow recommended to Council changing the funeral leave policy that allows two (2) days off between the death of an immediate family member and the funeral, to two (2) regularly scheduled work days granted as time off, which must be taken within five (5) days of the death of the immediate family member. This would allow employees who have a family death and funeral over a weekend to still receive equal time off.

A motion was made by Mayor Cheatham, seconded by Councilmember Salley, to accept giving employees three (3) days off between the death and the funeral. This was a three to four vote. Councilmembers Haire, Knotts, Moore and Mayor Pro Tem Keitt opposed this motion.

Mayor Pro Tem Keitt made a motion to allow three (3) regularly scheduled work days off within the five (5) days of the death of

the family member. There was no second to this motion.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to accept City Administrator's Yow recommendation. This was a five to two vote. Councilmember Salley and Mayor Cheatham opposed this motion.

Council unanimously appointed Captain Ed Connor of the Public Safety Department (Fire Division) to the Grievance Committee. This appointment was made to replace Freddie Antley who retired December 31, 1992.

Council received, as information, an updated report on the implementation of Public Safety Department from City Administrator Yow, Assistant City Administrator Budds, Director Singleton, Interim Police Chief Keitt and Chief Glover. City Administrator Yow cited the benefits of the Public Safety concept as being increased patrols directly decreasing response time preventing crime and apprehending suspects, more manpower available to fight fires, increased professionalism and training and the potential for specialized areas of performance such as SCUBA, canine drug search, canine person search, rescue and more efforts in juvenile programs. City Administrator Yow stated some challenges associated with the concept were:

1. Communication--Internal and external
2. Logistics, command logistics and operations are sometimes temporary setbacks.
3. Employee resistance to cross train and cross perform.
4. Loss of personnel
5. Training--Attaining and keeping current professional certificates.
6. Reorganization

Assistant City Administrator Budds told Council of the cost effectiveness of the Public Safety concept. He stated that faced with the prospects of increasingly scarce resources and escalating crime rates, the City moved forward with the full implementation of the Public Safety Concept in the Spring of 1992.

To achieve the short-term goal, two alternatives were available. The hiring of new police officers or the efficient utilization of existing resources. In examining the hiring of new officers, the traditional police approach would have required the identification of significant new resources which could be appropriated to support police services. In current dollars, the minimum salary related cost to hire one new police officer is \$21,000 per year, with a one time equipment cost of \$7,280 per officer. Thus, the first year total cost for one police officer is \$28,280. To meet the short-term goal of nine new officers, the initial cost would be approximately \$189,000 salary related or \$254,500 total. Assuming that the need for increased revenue was addressed by an ad valorem tax increase, it would require an additional 10.5 mills or a seventeen (17) percent increase.

The Public Safety Concept is designed to make efficient utilization of manpower which is under the traditional concept of fire suppression, which responds to emergency calls from a fixed place of operation. On average, the Fire Division responds to approximately two calls per day. Adjusting for training,

CITY COUNCIL MINUTES
APRIL 20, 1993
PAGE 4

equipment management and sleep time, a considerable period of time exists when Fire Division personnel are present at the station in a paid on-call status. The Fire Division budget is currently \$1,127,270 of which \$1,007,960, or ninety (90) percent, is salary related.

Under the Public Safety Concept, combined Police and Fire Division personnel are used in a proactive rather than reactive mode. Fire Division personnel, which under the traditional concept would be waiting to respond to calls, are actively engaged in the prevention and apprehension of criminals, but are available to respond to Fire Division as needed. In comparison to the hiring of new police officers, the same effect can be activated at a fraction of the cost, with an initial equipment cost of approximately \$6,775 and minimal miscellaneous cost to upgrade uniforms. The Public Safety Concept makes maximum utilization of the combined budgets of the Police and Fire Divisions which is currently \$3,064,032 to provide the most efficient and effective service possible.

It is projected that, upon the full implementation of the Public Safety Concept, approximately fifteen (15) additional patrol officers can be placed on the street, which would result in a dramatic increase in police visibility. To achieve the same level of protection through the traditional police approach, the salary related expenses alone would exceed \$315,000. Additionally, the pool of cross-trained public safety officers will provide the Orangeburg community with approximately eighty (80) skilled employees capable of dealing with a variety of situations, such as natural disasters, major fires or civil disturbance, which would not otherwise be available.

Director Singleton told Council the steps that have been taken to move the department to full Public Safety since July 20, 1992. They are as follows:

Police and fire personnel are being cross trained as quickly as possible to function as both firemen and policemen (public safety officers).

A formalized training program is currently in place to insure all cross trained and certified police officers maintain their police certification in accordance with state law.

A formalized training program will commence the first week of May, 1993, to ensure all cross trained and certified firemen maintain their fire certification in accordance with OSHA, ISO and other governmental agency standards.

Close and continual coordination has been effected with the solicitor's office and the family court judge to ensure swift, fair and sure justice for both adult and juvenile offenders.

A close working relationship has been established with DYS to address juvenile crime and prevention of same.

Orangeburg DPS and Orangeburg County Sheriff's Department along with the Sheriff's offices of Calhoun and Bamberg Counties have banded together by requesting \$500,000 from the federal government to form a ten person Drug Task Force to investigate, apprehend and prosecute drug offenders.

The City of Orangeburg has requested federal funds for eight (8) additional public safety officers to establish community base policing, or police substations in high crime areas of the City.

And finally, a grant has been submitted for an additional DARE officer to teach drug education at the middle school to supplement the DARE officer at the elementary school level. He stated first and foremost, public safety will give us the capability to put more police on the street and more firemen at fire scenes. Secondly, with public safety, we will be able to generate the necessary manpower to acquire a certified drug sniffing dog, that will greatly enhance our ability to fight the war on illegal drugs in Orangeburg. With the addition of a drug dog, the seizure rate of drugs, vehicles, currency and apprehension of drug dealers should increase dramatically. Thirdly, the introduction of public safety will help us address the juvenile delinquent problem in the City by providing the opportunity to make better utilization of personnel to help form a specific and distinct two (2) person Juvenile Delinquent Unit that works only with juveniles.

Interim Police Chief Kielt told Council of the basic advantages of public safety to the community from the police point of view. They are as follows:

1. Manpower
2. Visibility
3. Provides faster and better police and fire service to our community.
4. It is more cost effective and makes better use of all personnel.

Chief Glover told Council of the advantages of public safety to the community from the fire point of view.

1. It will often improve fire insurance ratings with ISO.
2. More cost effective than traditional service. Most departments that are public safety would rate themselves overall as outstanding.
3. Consolidation can be an effective model for delivering police and fire services. In most instances, it improves the effectiveness of service and does not negatively impact on fire insurance ratings. Instead, it often lowers insurance rates. In these days of high taxation, rising crime rates, excessive building cost and spiralling personnel expenses, plus increasing demands for service by the public, consolidation of Police and Fire services are most effective.
4. We have at full staff, thirty-three employees in the Fire Division of Public Safety and forty-six extra with the Police Division. This gives us a total of seventy-nine employees who are trained to do both jobs. We also get credit for these extra people with ISO.

Mayor Cheatham and Mayor Pro Tem Keitt commended the Public Safety Department for the progress they are making and a job well done.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to approve a Resolution for an agreement with Norfolk Southern Railway Company for a right-of-way to install an overhead wire line. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to authorize DPU Manager Johnson to speak on behalf of DPU and the City on legislative matters concerning their departments. This was a six to one vote. Councilmember Haire opposed this motion.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to enter into an Executive Session for discussion of contractual arrangement on the Southern Bell franchise.

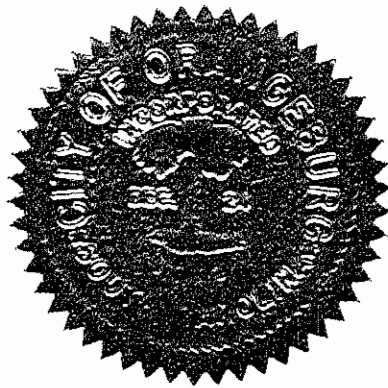
There being no further business, the meeting was adjourned.

Respectfully submitted, .

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



R E S O L U T I O N

WHEREAS, Nathaniel Thomas, became an employee of the City of Orangeburg's Public Works Department on April 23, 1962, and faithfully served this Department and the City until March 31, 1993; and

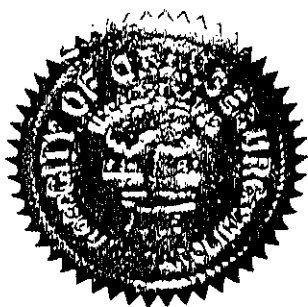
WHEREAS, he, through his long and faithful service, contributed greatly to the successful operation of the Public Works Department; and

WHEREAS, the City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the Department of Public Works in the capacities in which he served the Department for the past thirty years, eleven months and eight days and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this Resolution, in appreciation for his devotion of duty to the City of Orangeburg, be placed in the Minute Book of the City and a copy furnished to Mr. Thomas in recognition of his services.

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this 20th day of April 1993.



Martin C. Chapman
MAYOR
L. Zimmerman Keitt
Donna P. Krottz
Raymond J. [unclear]
Raymond J. Kelly
James W. [unclear]
Alvin F. [unclear]
COUNCILMEMBERS

ATTEST:
Norm N. Fanning
CITY CLERK

**RESOLUTION TO AMEND RETIREMENT AND INSURANCE
BENEFITS OF CITY EMPLOYEES**

WHEREAS, by resolution of City Council dated March 18, 1986, certain retirement and insurance benefits of City employees were defined, and

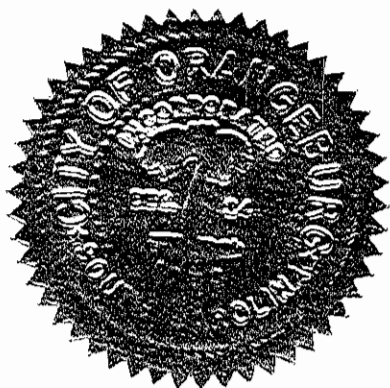
WHEREAS, said benefits have been amended subsequent thereto, and

WHEREAS, one amendment states that an employee who retires with thirty (30) or more years with the City prior to reaching the age of sixty (60) shall be allowed to retain coverage on the City's hospitalization and medical policy at his or her own expense and upon reaching age sixty (60) the City shall begin paying the same insurance premiums that are currently being paid for other similar retired employees; provided, that this benefit shall apply only to those employees who remained on the City policy from the time he or she retired until reaching age sixty (60), and

WHEREAS, City Council wishes to amend said policy as set forth hereinabove for the purpose of providing hospitalization and medical insurance benefits to those employees eligible for retirement under certain provisions of either the South Carolina Retirement System or the South Carolina Police Officers Retirement System,

BE IT THEREFORE RESOLVED by City Council duly assembled that the present policy as described hereinabove is amended by adding the following: Notwithstanding, any employee under the age of sixty (60) who shall be eligible for retirement under the present South Carolina Retirement System with thirty (30) years of credited service or with thirty (30) years service with the City of Orangeburg or under the present South Carolina Police Officers Retirement System with twenty-five (25) years of credited service or with twenty-five (25) years service with the City Department of Public Safety, shall be entitled at his or her expense to continue coverage under the City's hospitalization and medical insurance program until age sixty (60); all being subject to the Resolution of City Council dated March 18, 1986, as amended.

ADOPTED this 20th day of April, 1993, by Council duly assembled.



Marshall Chapman
Mayor

Gene Haire
Janice P. Krotts
L. James Keist
Walter P. Moore

Council Members

ATTESTED TO:

Sharon M. Lanning
City Clerk

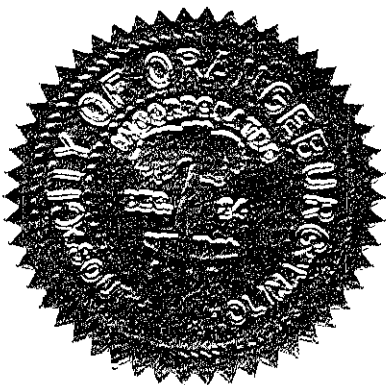
R E S O L U T I O N

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

That the Department of Public Utilities of the City of Orangeburg, hereinafter called the City, enter into an agreement with Norfolk Southern Railway Company, a Virginia Corporation, hereinafter called the Company, whereby said Company grants unto the said City the right or license to install and maintain an overhead wire line crossing upon the right-of-way on property of the said Company at a point 2009.5 feet south, measuring along the center line of said tract from Milepost SC-76 as shown on a drawing dated November 12, 1992 prepared by the Department of Public Utilities and which drawing is on file in the office of the Department of Public Utilities of the City of Orangeburg and attached to and made a part of said agreement.

BE IT FURTHER RESOLVED that his Honor, Mayor Martin C. Cheatham, be, and he hereby is, authorized and directed to sign said agreement on behalf of the City of Orangeburg.

PASSED by the City Council in Council assembled at Orangeburg, South Carolina this 20th day of April, 1993.



Signed:

Martin C. Cheatham
Mayor
Allison Allen
James H. Hare
Vandea P. Krotts
L. Zimmern Dent
John W. Thompson
Michael S. Kelley
Members of Council

ATTEST:

Sharon M. Jamming
City Clerk and Treasurer

CITY COUNCIL MINUTES
MAY 11, 1993

Orangeburg City Council held its regularly scheduled meeting on May 11, 1993, at 6:00 P.M., with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

Mayor Cheatham and Councilmember Salley presented Hubert Polite, an employee of the Service Department, with a Resolution of appreciation of his devotion to the City for thirty-four years of service. Mr. Polite retired on April 20, 1993.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Moore, approving the April 20, 1993, City Council Minutes as amended. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to approve the third reading of an Ordinance granting a non-exclusive franchise to Southern Bell Telephone and Telegraph Company as amended. This was a 6-0 vote. Councilmember Moore abstained from voting.

Mr. Charlie Jacocks, a Southern Bell Representative, told Council that the 5% rate would be the highest charge to customers of any city the Southern Bell Company serves. The reason the telephone company is so opposed is it is a pass through charge to customers and it looks like Southern Bell is making extra charges on the bills. Mr. Jacocks cited Southern Bell's record of good corporate citizenship. He stated the telephone company would be willing to pay a 3% franchise fee, which would provide the City with approximately \$75,000 a year.

Mayor Cheatham stated that he wanted to make clear that the franchise fees Southern Bell charged are passed on and paid by the customers. It will appear on the phone bill but the telephone company will not pay it, the citizens will. He stated he did not know why the company opposes the 5%. He stated most cable television pays 5% and it might be a growing trend. He stated that Council felt it was a proper percentage in today's economic conditions.

City Administrator Yow told Council that while Southern Bell may not pay more than 3% there are other telephone providers in the state that do.

Mayor Cheatham proclaimed the week of May 6-12, 1993, as National Nurses' Week.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to approve adding Jennings and Rowe Streets to the City's paving priority list. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to approve the installation on an Aviation Memorial and Pilots' Walk Project. This motion was unanimously approved.

Mr. John Baxley, Chairman of the project committee, told Council that the proposed low maintenance design memorial and walk would commemorate aviation, provide a unique landmark to attract interest and honor past, present and future pilots.

Council approved the tentative budget calendar.

Department of Public Utilities Manager, Johnson, told Council that the municipal utility company had earlier in the day received a \$487,996.58 refund check from South Carolina Electric and Gas Company. He explained that the refund was for replacement energy or aborted costs associated with a co-generational agreement. DPU Manager Johnson asked Council for direction on how to handle this matter.

Mayor Cheatham stated that it will be incumbent to handle this like any situations in the past where DPU has been refunded.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to approve a Resolution accepting the low bid of \$86,061 submitted by B.F. McMahon, Inc., of Columbia for installation of a 12-inch water main along SC Highway 4. The project will allow DPU to pump more water into the Pinehill-Bolentown area. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to enter into an Executive Session for a legal briefing, contractual matters and personnel matters.

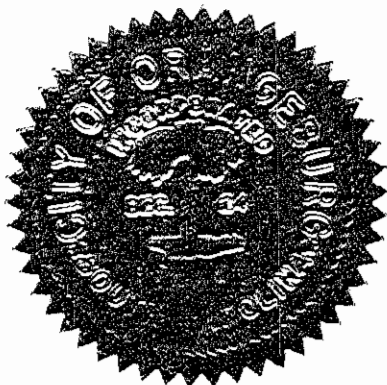
There being no further business, the meeting was adjourned.

Respectfully submitted,



Sharon G. Fanning
City Clerk

/r



R E S O L U T I O N

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

WHEREAS, the Department of Public Utilities of the City of Orangeburg, South Carolina received bids on April 28, 1993 for the twelve inch (12") water main along South Carolina Highway 4.

WHEREAS, the low responsible bid for this work was submitted by B.F. McMahon, Inc. of Columbia, South Carolina in the amount of \$86,061.00.

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Members of Council of the City of Orangeburg, in Council assembled, and by authority of the same, that the bid shown above be accepted; and

BE IT FURTHER RESOLVED that Ted M. Johnson, Jr., Manager of the Department of Public Utilities, be authorized and he is hereby directed to execute the contract documents on behalf of the Department of Public Utilities of the City of Orangeburg.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 11th day of May, 1993.



Signed:

Martin C. Cheatham
Mayor

John Haire
Wanda P. Knotts
Marion F. Moore

L. J. Fineman
George W. Johnson
W. Keith Salley
Members of Council

ATTEST:

Sharon M. Ganning
City Clerk and Treasurer

R E S O L U T I O N

WHEREAS, Hubert Polite, became an employee of the City of Orangeburg on July 7, 1958, and faithfully served the City until April 20, 1993; and

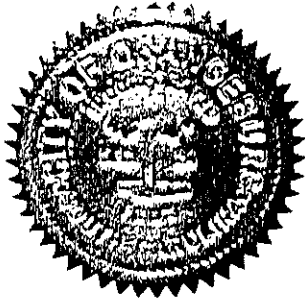
WHEREAS, he, through his long and faithful service, contributed greatly to the successful operation of the Service Department; and

WHEREAS, the City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the Service Department in the capacities in which he served the Department for the past thirty four years, nine months and thirteen days and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this Resolution, in appreciation for his devotion of duty to the City of Orangeburg, be placed in the Minute Book of the City and a copy furnished to Mr. Polite in recognition of his services.

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this 11th day of May 1993.



Martin C. Cheatham
MAYOR

James W. Pines

William F. Wood

D. Zimmerman Keith

Dandra P. Lott

Paul P. Hays

COUNCILMEMBERS

ATTEST:
Sharon H. Fanning
CITY CLERK

THERE WAS NO CITY COUNCIL MEETING ON MAY 18, 1993; THEREFORE
ONLY ONE (1) MEETING IN MAY, WHICH WAS HELD ON MAY 11, 1993.


Sharon G. Fanning
City Clerk

/r

CITY COUNCIL MINUTES
JUNE 1, 1993

Orangeburg City Council held its regularly scheduled meeting on June 1, 1993, at 7:00 P.M., with Mayor Cheatham presiding. An invocation was given by Councilmember Haire.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, approving the May 11, 1993, City Council Minutes as distributed. This motion was unanimously approved.

Mayor Cheatham and Councilmember Haire presented Louis Berry, an employee of the Service Department, with a Resolution of appreciation of his devotion to the City for twenty years, eight months and sixteen days of service. Mr. Berry retired on May 14, 1993.

An appearance was made by Miss Debbi Akins, the 1993 South Carolina Queen of Roses. She told Council that her platform for the Miss South Carolina Pageant was physical fitness, the staying healthy concept.

Kenneth B. Simmons, architect for the Street Tree Master Plan, showed Council slides of the proposed street tree plan. He told Council that Chestnut Street was top priority with Russell Street being the lowest priority section. The areas selected for this plan was due to tourist travel. Mayor Pro Tem Keitt suggested that the local people be taken into consideration because they travel the streets more often. Mr. Simmons told Council he selected trees with long life spans for this study. He was looking for the maximum affect for a long term period.

Parks and Recreation Director, Buster Smith, presented the new Edisto Memorial Gardens brochure to Council

City Administrator Yow presented to Council a Resolution to set and amend retirement and medical insurance benefits for employees.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to table this until the next Council meeting so Councilmembers would have time to study it. This was a 3-4 vote. Councilmembers Rheney, Salley, Moore and Mayor Cheatham opposed this motion.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to approve the Resolution with the recommended change from the City Administrator to remove the word hospitalization and just leave medical insurance. This was a 4-3 vote. Councilmembers Knotts, Haire and Mayor Pro Tem Keitt opposed this motion.

A motion was made by Councilmember Haire, seconded by Mayor Cheatham to approve the request from Orangeburg County School District #5 to waive a building permit fee for a re-roofing project at Clark Middle School. The contract amount is \$160,000. The applicable building permit fee would be \$642.00. This motion was unanimously approved. Mayor Cheatham stated that the City would like to cooperate with all governing bodies but might not be in a financial position in the future to do this.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to adopt the amended CDBG Rehabilitation policy and procedures (see attachment) and to authorize City Administrator Yow to sign all necessary documents. This motion was unanimously approved.

City Administrator Yow updated Council on the commercial solid waste fee imposed by the County of Orangeburg. The date of implementation is July 1. He stated at the June 15th City Council meeting will have to take action to pay for the fees because the City does not have \$10,000 or \$15,000 per month or the \$150,000 a year to pay. He stated there were several alternatives such as a millage increase on property taxes or a commercial solid waste user fee could be established. He will present to Council several recommendations.

Department of Public Utilities Manager Johnson stated that the tipping fee would affect DPU at a cost of \$100,000 per year. He stated that it would not be fair for the typical homeowner to bear the burden created by industries, mostly located outside the City. These costs should be borne by the individuals that would cause this sludge to be generated. It will affect the industrial customers.

A motion was made by Mayor Cheatham, seconded by Councilmember Salley, that the principal amount of \$318,799.18 received from the South Carolina Electric and Gas Company, pursuant to the Federal Energy Regulatory Commission Audit, Docket No. FA-92-34-000 be refunded to the customers of the Department of Public Utilities over a twelve (12) month period and that the interest in the amount of \$171,197.40 be invested in the Electric Division for the purpose of either adding additional peak-shaving generation or constructing a 115 KV transmission line, so as to help reduce the overall cost of operating the Electric Division of the Department of Public Utilities. This was a 5-0 vote. Councilmember Moore and Mayor Pro Tem Keitt, abstained from voting.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to enter into an Executive Session to discuss a legal matter, Southern Bell Franchise and personnel matters involving the Department of Public Safety and the Department of Public Utilities.

Council entered back into regular session at which time a motion was made by Mayor Cheatham, seconded by Councilmember Rheney to appoint Mr. Fred Boatwright, as Acting Director for the Department of Public Utilities effective July 1, 1993, until a permanent selection is made. This motion was unanimously approved. Department of Public Utilities Manager Johnson will be retiring on June 30, 1993.

CITY OF ORANGEBURG
COMMUNITY DEVELOPMENT HOUSING
REHABILITATION PROGRAM

PROCEDURES & GUIDELINES MANUAL

MAY 1993

FORWARD

This Procedures and Guidelines Manual presents the overall objectives of the Community Development Program. Also included is a general description of the various financing techniques and assistance programs, and a sequential discussion of the Procedures and Guidelines necessary to process a rehabilitation case from the initial application to contract completion.

The staff is hopeful that this Manual presents the reader with an understanding of the procedures necessary to implement the Housing Rehabilitation Program. It is also hoped that by presenting the Rehabilitation Program in this manner, many questions may be answered for all those involved in the Program.

Since housing rehabilitation is a dynamic business, programmatic and procedural changes are periodically made that enable the provision of better service to residents. Any such changes, modifications and/or additions to the program and/or Procedures and Guidelines Manual will be issued to all concerned participants of the Housing Rehabilitation Program.

I. INTRODUCTION

In November 1990, the Council was awarded a grant from the State of South Carolina through the Governor's Office of Economic Development. This grant was in the amount of \$250,000 for a Housing Rehabilitation Program for a designated Target Area in the jurisdiction. Under the terms of the grant, there is a requirement to match the grant amount by ten (10%) percent. This brings the total cost of the project to \$275,000. The designated Target Area for this project is outlined below.

The rehabilitation strategy of the Community Development Program is to remove the slums and blighted conditions existing in the designated Target Area. In undertaking the task of rehabilitating the neighborhood, the Council not only hopes to institute improvements to sub-standard housing, but also to get some pay back from the use of these Community Development Funds in order to satisfy other community development needs in the jurisdiction.

Description of the Target Area

The Community Development Target Area, which was designated by the Council, consists of approximately twenty (20) LMI substandard housing units, with a total of about eighty-eight persons living there. The area is Glover, Sellers, Salley and Enterprise Streets.

Land use in the Target Area is primarily single-family residential and vacant overgrown lots. There is also some commercial, civic and church uses. Most of the residential properties in this area are owner-occupied, although some renter-occupied properties do exist. The residential properties will receive the immediate attention from this Program.

While the CD Target Area has fallen into various stages of disrepair, it is felt that this Housing Rehabilitation will make a substantial impact and improve the blighted conditions in this area of the community. In addition, it is hoped that the effects of this Program will create the desire to make improvements to other deteriorating areas of the community.

Target Area maps will be printed and provided by the Lower Savannah Council of Governments staff.

II. OBJECTIVES OF THE COMMUNITY DEVELOPMENT PROGRAM

- A. The rehabilitation of residences in the Target Area to meet the criteria of the Standard Housing Code and local ordinances.
- B. To remove slums and blighted conditions.
- C. To support the expansion of safe, sanitary and decent housing for low and moderate income persons.

III. DEFINITIONS

- A. Community Development Block Grant - A grant received by the governing body to carry out certain activities as described in the Grant Application. This Grant is made available from the United States Department of Housing and Urban Development (HUD) and the South Carolina Office of the Governor.
- B. Community Development (CD) Program - A Program designed by the governmental body to carry out its Community Development Grant. The Program is based on Federal, State and local regulations, as well as experience from other community development programs. The Community Development Program is administered by the Lower Savannah Council of Governments, who is responsible to the governing body for implementation of the program.
- C. Contract - A signed agreement between the homeowner and contractor stating that the contractor will make certain improvements as contained in the Work Write-Up and homeowner agrees to pay a certain amount of money for these services. The governing body is not a party to the contract but supplies the funds from the CD Program, which has been agreed upon in the contract. These funds are paid directly from the established CD accounts to the contractor with the homeowners endorsement.
- D. Homeowner - Person who has legal title to a property and resides there as their principle residence.
- E. Housing Committee - A seven member group appointed by the Council to represent the Council in decision making and administration of the Community Development Program. The Committee will meet to approve all requests for rehabilitation assistance. Community Development staff will provide recommendations to the Committee to act upon.
- F. Investor-Owner - Person who has legal title to a property and uses that property for second party residential purposes.
- G. Rehabilitation (Rehab) - The process of upgrading a house by making needed improvements to the existing structure, such as replacing faulty wires or replacing a leaky roof. Rehab does not include new construction or the addition of amenities such as a garage, pool or air conditioning.
- H. Rehab Loan - Financial assistance available in the form of a loan to homeowners or investor owners. The loan will carry an interest rate of 0% for homeowners and 3% for investor owners. The term of a loan can be up to 20 years, unless otherwise approved by City Council.

- I. Rehab Specialist - Designated staff person who is responsible for determining code violations, developing Work Write-Ups, working with contractors, monitoring construction and making final inspection and approval on all work.
- J. Rehab Standards - The minimum requirements that every house in the Target Area must meet after rehabilitation to conform to the CD Housing Standards. These standards are supplemental to the Southern Standard Housing Code and are also known as the "Minimum Standards for Housing Rehabilitation."
- K. Southern Standard Housing Code - An ordinance adopted by the governmental body with the purpose to provide the basic, minimum housing standards deemed essential for safe and healthful living.
- L. Standard House - A house that meets all minimum requirements of Southern Standard Housing Code and all local ordinances.
- M. Substandard House - A house, through one or more deficiencies, that does not meet the Southern Standard Housing Code or local housing ordinance. These deficiencies may include lack of one or more plumbing facilities or faulty electrical wiring. A substandard house is one that is not decent, safe or sanitary.
- N. Target Area - The designated geographical area in which Community Development Grant funds are to be spent. The Target Area is determined during the application stage. After approval of the application, CD funds can be spent only in this geographical area and on those specified activities.
- O. Work Write-Ups - Comprehensive listing of all items required to bring the house up to meet rehabilitation standards and those additional items that are over and above the housing code. The Work Write-Up contains a line by line bid from the contractor and is signed by the homeowner and contractor signifying their agreement on these items to be done and their price. The Work Write-Up becomes a part of the contract when signed and approved.

IV. IMPLEMENTATION OF COMMUNITY DEVELOPMENT PROGRAMS

All rehabilitation work undertaken by the project is administered by the Lower Savannah Council of Governments and monitored by the Housing Committee. The Housing Rehabilitation Program is primarily designed to benefit low and moderate income homeowners, as well as investor owners in the Target Area. While the Housing

Rehabilitation Program is based on enforcement of the adopted Standard Housing Code, supplemental specifications and rehabilitation standards may be developed to augment the Standard Housing Code.

A. Lower Savannah Council of Governments - The Lower Savannah Council of Governments is responsible for the administration of the Community Development Program for the governmental agency. The Community Development staff people to be utilized for this project include:

1. Project Administrator;
2. Administrative Assistant;
3. Rehabilitation Specialist; and
4. Additional Council staff as necessary.

B. Responsibility of Lower Savannah Staff

1. With assistance of the Advisory Committee, develop and implement the Rehabilitation Program, including:
 - a. Accepting/processing applications for loans
 - b. Verification of income/ownership, etc.
 - c. Meeting all Federal/State/local requirements
 - d. Developing/publishing all required public notices
 - e. Establishment and maintenance of a financial system according to State guidelines
 - f. Preparation of necessary reports concerning State monitoring reviews and evaluations.
2. Provide a Rehabilitation Specialist who is qualified to carry out all aspects of Rehabilitation Program including:
 - a. Preliminary project area inspection and survey of homes.
 - b. Assisting in the procurement of contractors.
 - c. Assisting in the development of contractor's work contract and rehabilitation specifications.
 - d. Detailed inspection of each house.

- e. Work write-ups, cost estimates and bid specifications.
 - f. Assisting in the bidding of individual contracts.
 - g. Supervision of contractors and inspection of work.
 - h. Final inspections, securing release of liens and pay requests.
- C. Housing Committee - City staff, with the technical assistance of staff of the Lower Savannah Council of Governments (LSCOG), shall be responsible for the implementation of housing rehabilitation projects funded through Community Development Block Grant Assistance. City Council shall serve in the capacity of the Housing Committee, which shall be responsible for ensuring that the City's administrative staff carries out the general duties and responsibilities as set forth below:
- 1. To establish criteria, guidelines and procedures for the administration and disbursement of housing assistance funds provided by the Community Development Block Grant.
 - 2. To approve or disapprove any application for housing assistance based on fair and equitable evaluation of the application in relation to adopted criteria, guidelines and procedures.
 - 3. To approve all contractors and establish a register of contractors to work in the Community Development Program. Take affirmative steps to solicit proposals from local, minority-owned and women-owned firms.
 - 4. To inspect or have inspected all completed work and certify to the satisfaction of such work before authorizing payment.
 - 5. To encourage home improvements through conventional financing and to assist applicants where possible.
 - 6. To perform and assist in all other related housing activities as deemed necessary to encourage the rehabilitation of substandard housing and the preservation of standard housing.

D. Ineligible Rehabilitation Activities - Generally speaking, Community Development funds may be used to correct or improve any existing housing deficiency, including making such units more energy efficient. The following list of activities are exempt from Community Development funding unless deemed necessary by the Housing Committee to rehabilitate houses to Southern Standard Housing Code and Program standards:

1. new construction or enlargement;
2. materials, fixtures, equipment or landscaping of a type or quality which exceed that customarily used in the locality;
3. purchase of appliances, except where required by the Housing Code; and
4. acquisition of land.

V. REHABILITATION PROGRAM OUTLINE

All residents and property owners in the Community Development Target Area will be informed of all program plans and services. A brochure and periodic public meeting will be available to discuss the loan/grant program.

The following paragraphs outline the necessary procedures and guidelines for processing a housing rehabilitation case under the Community Development Housing Rehabilitation Program.

A. Filing the Application

Any person who owns property within the designated Target Area is eligible to apply for financial or technical assistance from the CD Program. Such applications may be made at the Community Development Office in the administrative office of the governing body. The Community Development Office will be staffed by employees of the Lower Savannah Council of Governments and/or the governing body on set days and hours.

B. Housing Inspection

After an application is submitted, the Rehabilitation Specialist will visit the home and talk to the owner to determine what work will be required to bring the home up to minimum standards. All houses will be brought up to meet at least minimum code requirements and, in some cases, improvements may be made over and above the Housing Code. All houses involved in the Community Development Rehabilitation Program will meet energy standards and will be required to have storm doors and windows, insulation in attic, floors and walls (when practical), as well as termite treatment. A detailed work write-up and cost estimate will be prepared by the Community

Development staff. If a house is determined to be unfeasible for rehabilitation, the house may be demolished and the lot cleared with Community Development funds.

C. Processing the Application

After completing the Application for financial assistance, it will be submitted to the Project Administrator. The Project Administrator or his/her designee will check the application and supplemental materials for completeness and accuracy. If during review of the Application additional information is necessary, the applicant will be advised accordingly. Following submission of all necessary information, the Project Administrator will forward the Application for assistance to the Housing Committee for action.

All statements made by the applicant when applying for assistance will be verified by a member of the Community Development staff. These verifications include total household income, number of persons in household, applicant's age, etc. All information needed will be held strictly confidential and used only for the expressed purpose of determining loan or grant qualifications.

D. Reviewing the Application

The Committee, at its regularly scheduled meeting or at a called meeting, will study and review each application on the basis of its criteria for funding. If additional information is required, the Project Administrator or applicant will be instructed to provide such data.

The Committee will, after fully reviewing the Application:

1. grant preliminary approval, specifying the type of assistance to be provided (i.e., grant, loan, terms, etc.); or
2. grant conditional approval specifying the condition of such approval; or
3. deny the request.

E. Final Approval of the Application

Upon approval of the loan or grant by the Housing Committee, the Project Administrator will invite bids on the proposed work from the contractors approved to perform work for the Community Development Program. Bids will be submitted to the Project Administrator, who in turn, will transfer them to the Housing Committee for review. As a general rule, the low bid will be accepted with the approval of the owner, unless the low bid is ten (10%) percent higher than the Estimated Project Cost. If this is the case, the Housing

Committee may request the job be rebid. The Housing Committee shall reserve the right to accept or reject any or all bids. An accepted bid shall constitute the amount of financial assistance to be provided (plus contingency for cost overruns). It may be changed only by an approved "change order."

F. Finalizing Financial Assistance

A meeting will be held with the applicant to finalize the financial assistance. If the applicant is receiving a loan, said meeting will be held in the applicant's attorney's office. If the applicant is receiving a grant, the meeting will be held in the Administrative Office or designated location.

G. Pre-Construction Conference

Once the contractor is selected, A "Contract for Housing Rehabilitation" will be executed and written instructions to proceed will be issued. A pre-construction conference will be held in a designated location. The applicant, contractor, Community Development Rehabilitation Specialist, and/or Project Administrator, shall attend the conference. The overall work schedule will be discussed during the conference and, the contractor will explain how he plans to perform the work.

H. Construction of Home

The Community Development staff will monitor all work performed to ensure proper compliance with the work write-up. Property owners must permit all inspections for financial approval, work progress, final closing and any subsequent inspections while being rehabilitated by CD funds. Inspections may be made by the Rehab Specialist, project Administrator, governing officials, representatives from the Governor's Office and/or HUD representatives.

Necessary changes to the work write-ups may occur during construction with written approval of the property owner, Community Development staff and the contractor on the job. If additional code violations are discovered during construction, the Rehabilitation Specialist, in consultation with and approval from the City Administrator's office, has the authority to approve change orders to correct these violations, provided that the City's approved grant match, if applicable, does not change. If additional General Property Improvements (GPI) are requested, the Housing Committee will make the decision to approve/deny the request and allot additional funds to amend the contract. It may be necessary to issue a new agreement. The GPI will be restricted to a percentage of the estimated costs to bring a unit up to code, with the percentage normally ranging between 10% to 30%.

I. Contract Completion and Close Out

Upon completion of the rehabilitation work, the work shall be reviewed by the Rehab Specialist and the property owner to ensure that work has been satisfactorily completed. The contractor will receive final payment for his work after the final inspection and his written assurance that no liens or unpaid bills remain on his work and the owner's acceptance of the work. A one-year guarantee period on the completed work will commence on the date the acceptance is signed.

VI. FINANCING REHABILITATION

The financial programs presented below have been created to assist property owners in the Community Development Target Area. These financial programs will be implemented by using Community Development Housing Rehabilitation Funds.

A. Grant Program

The purpose of this Program is to provide assistance to very low income persons or families in order to rehabilitate a dwelling to code level. All homeowners residing the Target Area are eligible for a Grant. Investor owners are eligible for this Program.

1. Grant Facts:

A Grant will not exceed \$12,000. Those structures requiring repairs in excess of \$12,000 will be reviewed on a case by case basis to determine if further assistance will be available in the form of additional grants or the possibility of a grant/loan combination. In the case of a grant/loan being prepared for rehabilitation work in excess of \$12,000, the entire amount of the loan is deferred to a point in the future. For instance, the loan may be due upon transfer or sale of the property. As a general rule, loans of this nature will be made at zero (0%) percent interest. The Housing Committee must review and recommend such assistance on a case by case basis.

2. Maximum income level for grant eligibility is:

<u>Persons in Family</u>	<u>Maximum Household Income</u>
1	\$16,850
2	19,250
3	21,650
4	24,100
5	26,000
6	27,950
7	29,850
8	31,800

Figures are based on 80% of HUD Section 8 Housing Projections (1991).

3. A grant does not have to be repaid, provided the recipient continues to own the property for three years. If the property is sold after rehabilitation work is completed, the following payback schedule will be enforced:

sold within 12 months	75% of grant repaid
sold within 13-24 months	50% of grant repaid
sold within 25-36 months	25% of grant repaid
sold after 36 months	0% payback

B. Terms and Conditions of Financial Assistance

Several forms and conditions have been incorporated into the program. These are:

1. Investor-owner agrees not to displace the occupant of the rental unit.
2. Occupant has first "right of refusal" to continue to occupy the unit.
3. Investor-owner agrees to participate in the Section 8 Rental Assistance Program, if Section 8 Certificates are available.
4. Investor-owner agrees to control the rents in the following manner:
 - a. The monthly rent for the first year is based on a "rate of return" methodology and may not be increased without approval of Council/Housing Committee.
 - b. At the end of the first, second and third years, the rent may be increased. However, the increase may not exceed the average monthly increase in the owner's costs for utility charges, property taxes, insurance and maintenance over the previous year, plus five (5%) percent of the gross monthly contract rent (exclusive of utility charges during the prior year).
5. The loan may not be assumed without prior Council approval.
6. The occupant of the rental unit will continue to occupy the unit during rehabilitation, unless temporary relocation is deemed necessary by the

Community Development Department. (Relocation payments would be made available unless temporary facilities are available).

7. All occupant homeowners requesting financial assistance will have priority over requests from investor-owners.
8. The property must be maintained in standard condition for the duration of the loan.
9. The loans must be secured by either a first or second mortgage.
10. The property owner must have clear title to the property for which financial assistance is requested.
11. The unit to be rehabilitated must have an "after rehabilitation appraised value" of at least the value of the rehabilitation repairs.
12. The rehabilitation work must be performed according to the guidelines and procedures of the Community Development Housing Rehabilitation Program. All work must be performed by contractors approved to rehabilitate houses for the Community Development Program.
13. No loan will exceed \$12,000 per unit rehabilitated, unless deemed otherwise by the Housing Committee.
14. Investors/landlords will receive a 3% loan for a term not to exceed ten years.
15. Homeowners and investor owners of mobile homes will become eligible for the program only after all homeowners and owner investors of permanent residential structures have had an opportunity to participate in the program. To participate in the program, each mobile home must be on a permanent house type foundation. As a general rule, repairs will be limited to major health and safety defects as determined by the Housing Committee. House type foundations means the axle and trailer tongue shall be removed.
16. A grant/loan recipient shall not sell or transfer the properties during the term of the loan without the knowledge and expressed written consent of the Council/Advisory Committee.

17. All recipients of assistance must agree to maintain their properties to the greatest extent feasible after the completion of the work.
18. All recipients of assistance are encouraged to carry fire insurance on their housing units increased in value to the work completed.
19. Applicants must have owned a unit to be rehabilitated for at least two (2) years prior to receiving assistance.

C. Eligibility

Property tied up in an estate may be eligible for rehabilitation if persons with a major interest (25%) are willing to sign an agreement that elderly persons living in the unit may reside there for their lifetime.

D. Operation Paintbrush

To spark interest in conservation of housing stock, the Community Development Program offers free paint to property owners of the CD Target Area. The idea behind "Operation Paintbrush" is that, by providing a strong incentive for improving the external appearance of homes, it encourages interest among residents in rehabilitation and other aspects of the neighborhood conservation program being carried out with Community Development funds.

This program is relatively simple and is designed to overcome "red tape." There is no income limit. Owners of property located in the CD Target Area qualify for the Program; however, property must meet all Town Housing Code Standards in order to qualify.

Operation Paintbrush provides free paint to cover the exterior of the structure, if the property owner does the painting himself or pays to have the house painted. Community Development funds pay for the cost of the paint only. All work is subject to inspection by the Rehab Program staff and must be completed to acceptable levels of workmanship and quality.

Procedures for Operation Paintbrush

- a. Interested property owners must apply for assistance.
- b. The property is inspected by the Community Development Housing Rehabilitation Specialist
- c. Property owner selects the color of paint he/she prefers from selected samples held by the governing agency.

- d. Paint is given to the property owner. The property owner must completely paint the house within three weeks of receiving the paint.
- e. House is reinspected by the Community Development Department and a "Certificate of Completion" is awarded to the property owner.

E. Fire Protection and Prevention Program

To better improve fire protection and prevention measures, an electric smoke detector will be furnished to any property owner in the Community Development Target Area. The smoke detector must be installed in the recipient's unit within 30 days of receipt. When a smoke detector is required in a dwelling unit that is to be rehabilitated under the Housing Rehabilitation Program, it will be added to the Work Write-Up and furnished directly by the contractor for installation.

F. Security of the Agency's Investment

This is accomplished through a process of "Conditional Deferred Payment Loan (CDPL)" actions. The purpose of this Program is to provide assistance to low and moderate income homeowners to rehabilitate their dwellings. A CDPL is a non-interest loan (0%) interest rate for housing rehabilitation to correct code violations or deficiencies. It is conditional because the loan graduates into a grant as it matures over a three year period. The loan decreases twenty-five percent (25%) for a portion of each year as long as the homeowner retains title to the property or occupies the structure as a legal residence. The loan is made directly to the qualified homeowner. No monthly payment is required. The local government will hold any lien.

If the homeowner ceases to occupy the property as his legal residence or if the title is transferred, the remaining balance of the loan becomes due and payable to the lien holder immediately. The governing body should be notified of any pending action to transfer ownership of such property.

G. Community Development Escrow Account

An Escrow Account will be established as an escrow depository for all rehabilitation grant and loan funds. The Community Development Escrow Account enables improved cash flow during execution of rehabilitation contracts. Appropriate payment vouchers are required to release funds from the Escrow Account. The Escrow Account was established pursuant to Federal regulations. At least two signatures will be required on all checks disbursed from the Escrow Account.

H. Interest of Certain Federal or State Officials, Members, Officers or Employees of Grantee, Members of Local Governing Body or Other Public officials

No member of or delegate to Congress of the United States, and no resident commissioner shall be admitted to any share or part of contracts resulting from this Program or to any benefit to arise from same: provided, that the foregoing provision of the section shall not be construed to extend to such an agreement if made with a corporation for its general benefit.

No member, officer or employee of the grantee or its designees or agents, no member of the governing body of the locality in which the project is located, and no other public official of such locality or localities who exercises any functions or responsibilities in connection with the project during his or her tenure, or for one year thereafter, shall have any interest, direct or indirect, in any contract or subcontract, or the proceeds thereof, for work to be performed under this contract.

VII. REHABILITATION OF THE HOUSES

A good Housing Rehabilitation program is not only due to a diligent management staff, but also to quality contractors and construction. The Council has adopted the following procedures and guidelines that help ensure quality rehabilitation work will be performed.

A. Contractor Selection

Construction contract work that is performed through the Community Development Housing Rehabilitation Program must be performed by approved contractors. Only contractors that are reputable and financially responsible will be considered. Contractors must apply to the Community Development Department and be approved by the Housing Committee. Applications will be available at the Administrative Office upon request. References from lending institutions, material dealers and recent customers of major construction work will be required.

All contractors must meet certain eligibility requirements to participate in the Rehabilitation Program which includes:

1. A valid and current Contractor's License for the State of South Carolina.
2. Workers' Compensation and General Liability Insurance coverages.
3. Approval from the Governor's Office in Columbia.
4. A good record of credit and past performances.

Any eligible contractor meeting these requirements may participate in the open contract bidding for the rehabilitation project.

The homeowner has the right to select his own contractor for the proposed work. This contractor must meet all eligibility requirements and, his bid for the proposed work must be within 10% of the Specialist's estimate in order to be approved.

If the owner has no choice, at least three approved contractors will be asked to bid on the proposed work..

B. Bidding Procedures

Upon final approval of the loan or grant by the Housing Committee, the Project Administrator will invite bids on the proposed work from the contractors approved to perform work for the Community Development Program. Bid Packages will be available to approved contractors at the Administrative Office. Each contractor bidding on the proposed work will be given identical Bid Packages which will include:

1. An itemized work up.
2. A bid proposal and contract.
3. Residential property Rehabilitation Standards.

These are discussed below:

Work Write-Up - This document sets forth the amount and type of work approved for each individual house. The contractor may only bid on what is specified in the work write-up and nothing else. The work must be bid on an item by item basis and based on the Residential Property Rehabilitation Standards. The Community Development Rehab Specialist should accompany the contractor on his inspection of the job site. This can be arranged by contacting the Lower Savannah COG office.

Bid Proposal and Contract - The contractor should thoroughly read and be familiar with this document. It sets forth certain responsibilities of both the contractor and the homeowner. It also states the date and time at which sealed bids are due, as well as the time limitations on acceptance of contract and time for completion. The total price for the proposed work will be stated at the conclusion of the proposal. The bid proposal and contract must be signed and dated by the contractor to be valid.

Residential Property Rehabilitation Standards - Each contractor is expected to read and understand and be responsible for this document which is a part of the work contract. It contains three sections:

1. General and Special Conditions - This sets forth conditions and requirements that the contractors and subcontractors must follow for the proper execution and completion of the rehabilitation work.
2. Minimum Rehabilitation Standards - These are the minimum requirements that every home in the Target Area must meet to conform to the Community Development Housing Standards.
3. Basic General Specifications - This sets forth the specifications to which each aspect of the work must conform, except where a difference is called for in the work write-up.

A Pre-Bid Conference will be held in a designated location prior to bid opening. The Pre-Bid Conference will be conducted by the CD staff personnel. The Rehab Specialist will review all work write-ups, item by item, with the contractors and answer any questions about the contents of the work write-ups as they arise.

An on-site inspection of each property to be bid will be scheduled immediately after the Pre-Bid Conference. All contractors bidding on CD rehab work will be required to inspect the various properties. No bids will be accepted from contractors unless they have visited the site prior to the bid opening.

All paper work included in the bid packages must be completed. All forms are to be completed in ink, signed and dated. Any forms that are not filled out in this manner will disqualify the bid. As a general rule, seven days will be allowed to prepare bids. Additional time periods may be necessary when bidding several rehab jobs at one time. If additional time is required, the Project Administrator will state the time given to prepare the bids in the "Invitation to Bid" letter.

All sealed bids must be recovered in the designated location prior to the specified time and date for the bid opening. No bids will be accepted, under any conditions, after the time set for the bid opening. If a contractor is submitting several bids on several rehab jobs, the bids are to be placed in separate envelopes, sealed and the address of the respective job listed on the front of the envelope.

Bids will be kept sealed until the appointed time and date of the public bid openings, at which time they shall be opened. The CD staff will open and publicly read aloud every bid received. Bidders and other persons properly interested may be present in person or by representatives. Bids may be retained by the CD staff for up to thirty days for review and investigation and preparation of recommended action report.

In cases where the low bid price for a unit exceeds the maximum allowable per unit average of \$12,000, LSCOG staff, in consultation with City staff, shall reduce the scope of work and negotiate a bid price with the low-bid contractor which reflects the changes in the revised Work Write-Up. Said changes shall be made to the contractors original bid by drawing a line through each repair line item to be deleted. Each line item changed or deleted, as well as the revised bit total, shall be initialed by the Project Administrator and the contractor.

If the Project Administrator and contractor cannot reach a mutually agreed upon price for the reduced scope of work within fifteen (15) days of the bid opening date, all bids on the unit shall be rejected and the unit rebid.

The bids will then be presented to the Housing Committee for their action. As a general rule, the low bid will be accepted. However, the CD staff and the Housing Committee reserve the right to reject or limit the number of bids per contractor based on his past performances and work capacity. The number of rehabilitation contracts awarded to one contractor at a time will be generally limited to three, but this can be dependent on the size of the firm and other factors. The bidder to whom the award is made will be notified at the earliest possible date. The CD staff, however, reserves the right to reject any and all bids and to waive any and all formality in the bids received whenever such rejection or waiver is considered in its best interest.

It should also be noted that the CD staff's cost estimate is strictly confidential and will never be discussed with anyone outside the CD staff and the Housing Committee. The reasons for such precautions are: 1) to protect the applicant from being overcharged and 2) to protect the contractors from underbidding and running out of funds before completion of the rehabilitation job.

After the bid opening and award of the bid, an "Acceptance of the Bid proposal" and "Approval of the Contractor" must be signed by the applicant. The bid must be "Accepted" and signed within thirty (30) days of the bid opening date. The applicant and the contractor will then enter into a "Contract for Housing Rehabilitation" at a pre-construction conference which is to be held within thirty (30) days of the date of "Acceptance" of the contractor's bid and proposal. A "Notice to Proceed" will be issued within ten days of the Pre-construction conference. Upon receipt of the "Notice to Proceed," the contractor will have ten days within which to commence work, unless advised otherwise.

The time required to perform each rehabilitation job will be established by the Community Development Department and included in the Bid Package. If a contractor feels he cannot

complete the job in the allotted time, he is advised not to bid on the job. If a contractor does not complete a job in the allotted time and he has not applied for and been granted an extension of time for the contract, he will be assessed liquidated damages.

If a contractor fails to submit a bid on any three consecutive invitations, their name will be automatically dropped from the list of approved contractors, and they will have to apply to the Housing Committee for reinstatement.

If, during a routine check the Community Development Department discovers the contractor falsified a Waiver of Liens Affidavit, Payment Request, Change Order, Material Selection Form, etc., his name will be automatically dropped from the List of Approved Contractors, and he will not be eligible to be reinstated.

If the Community Development Department receives several complaints about a contractor's work or ability to get along with the applicants in the neighborhood, he will be automatically dropped from the List of Approved Contractors and will not be eligible for reinstatement. This action will occur only after the charges have been reviewed by the Housing Rehabilitation Arbitration Committee and such action is recommended.

C. Equal Opportunity Requirements

All rehabilitation work performed by contractors in this Program is subject to all Federal Equal Opportunity Laws that are required for housing rehabilitation, including Title VI of Civil Rights Act of 1964, Section 109 of the Housing and Community Development Act of 1974, as amended, Section 3 of the Housing and Development Act of 1974, as amended, and Section 504 of the Rehabilitation Act of 1973, as amended.

D. Housing Rehabilitation Arbitration Committee

Any time a dispute arises between an applicant and the contractor performing the rehabilitation work, or between an applicant and a member of the Community Development Department staff, the Housing Board of Adjustments and Appeals will settle the dispute. All facts of the dispute will be presented to this seven-member committee, which is composed of individuals appointed by the Council according to guidelines established as adopted by the Council in the Standard Housing Codes. The Board will review the facts of the case within the framework established by the Standard Housing Codes, hear personal accounts of the dispute and make a decision. In all cases, the decision of the Board will prevail.

ADDENDUM

E. TEMPORARY RELOCATION

If temporary relocation becomes necessary as a result of Housing Rehabilitation activities carried out by the City of Orangeburg in the Glover Street Target Area, the Community Development Department will follow a Temporary Relocation Plan, which outlines the responsibilities of the City and the temporary relocated under the City's Community Revitalization Program. The Temporary Relocation Plan will be submitted to the Governor's Office, Division of Economic Development (DED), for review and approval. The Temporary Relocation Plan will be available at City Hall, 222 Middleton Street, S.E., during the hours of 8:00 AM to 5:00 PM, Monday through Friday. -

F. RESIDENTIAL ANTI-DISPLACEMENT & RELOCATION

The City of Orangeburg will be undertaking Housing Rehabilitation activities in the Glover Street, Salley & Enterprise Streets areas. These activities are not anticipated to result in any person or persons being displaced from their home(s).

If the City must conduct any relocation activities funded in whole or in part with CDBG funds or conducted in conjunction with CDBG funded activities, it will be done in compliance with the requirements of the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 and its amendments and implementing regulations.

G. LEAD BASE PAINT HAZARD

The construction or rehabilitation of residential structures with assistance provided under this program is subject to the HUD Lead - Based Paint Regulations, 24 CFR, Part 35. Any grants or loans made under this Program for the rehabilitation of residential structures shall be made subject to the provisions for the elimination of lead-base paint hazards under Subpart B of said Regulations, and the Program shall be responsible for any required inspections and certifications as deemed necessary in accordance with Section 35.14(f), thereof.

ADOPTED:

CITY OF ORANGEBURG

DATE

AUTHORIZED SIGNATURE

REQUIRED GUIDELINE PROVISIONS (NOT INCLUSIVE)

- A. Title VI of the Civil Rights Act of 1964
- B. Section 109 of the HCDA of 1974
- C. Section 3, Employment and Training
- D. Interest of Federal and Local Public Officials
- E. Disputes and/or Grievances
- F. No "Lead Base Paint"
- G. Utilization of Minority and Female-Owned Businesses
- H. Anti-Displacement and Relocation (Permanent & Temporary)
- I. Ownership of Property Prior to Rehabilitation
- J. Construction Change Orders
- K. Number of Jobs A Contractor May Have At One Time
- L. % General Property Improvements

R E S O L U T I O N

WHEREAS, Louis Berry, became an employee of the City of Orangeburg on August 28, 1972, and faithfully served the City until May 14, 1993; and

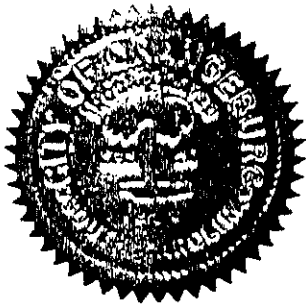
WHEREAS, he, through his long and faithful service, contributed greatly to the successful operation of the Service Department; and

WHEREAS, the City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the Service Department in the capacities in which he served the Department for the past twenty years, eight months and sixteen days and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this Resolution, in appreciation for his devotion of duty to the City of Orangeburg, be placed in the Minute Book of the City and a copy furnished to Mr. Berry in recognition of his services.

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this 1st day of June 1993.



Walter G. Chatham

MAYOR

Robert J. Kelly

COUNCILMEMBERS

William H. Keene

COUNCILMEMBERS

Charles F. Foster

COUNCILMEMBERS

James H. Haire

COUNCILMEMBERS

Merwin F. Moore

COUNCILMEMBERS

James W. Kenezy

COUNCILMEMBERS

ATTEST:

Sharon M. Jamming

CITY CLERK

RESOLUTION _____

RESOLUTION TO SET AND AMEND RETIREMENT

AND MEDICAL INSURANCE BENEFITS

OF CITY EMPLOYEES

WHEREAS, by Resolutions and actions of Orangeburg City Council dated March 18, 1986, May 3, 1988, June 20, 1989 and April 20, 1993, certain retirement and medical insurance benefits of City employees were defined; and

WHEREAS, City Council wishes to amend certain actions and resolutions as hereinabove mentioned; and

WHEREAS, City Council further wishes to combine certain actions and resolutions into one resolution;

BE IT THEREFORE RESOLVED, by City Council duly assembled that this 1st day of June 1993, that subject to the City's right in its discretion, to amend, or change same at any time, the following conditions, qualifications and requirements are hereby established for all past, present and future employees of the City of Orangeburg, including retired and disabled employees of said City.

1. All retired employees or those who separated on disability will continue to receive the same level of medical insurance benefits which they are presently receiving.
2. All employees and retired employees of the City, as of December 31, 1985, will continue to receive medical insurance for the individual employee. At the option of a retired employee of the above class, the City will continue to contribute the monetary amount it paid for dependent insurance coverage for said employee as of December 31, 1985, with the employee paying any additional increases in premiums or costs thereof. The intent and purpose being that the City's contribution towards dependent coverage will be "capped" as of December 31, 1985 at the monetary figure paid by the City on said date.
3. All employees hired after December 31, 1985, upon retirement, will have the option to maintain medical insurance on one dependent with employee paying all costs and premiums thereof.
4. Present employees hired prior to June 1, 1993, may receive medical insurance coverage with the City upon retirement at age 60, with 20 years service with City or at age 65 with 15 years service with City.
5. Present employees hired prior to or on June 1, 1993, may receive medical insurance coverage with the City upon retirement at any age after 30 years service in the S.C. Retirement System, or upon retirement at any age after 25 years in the S.C. Police Retirement System. The employee will be allowed to retain coverage at their own expense until reaching age 60, whereas the City would then begin paying for the medical insurance at the same level being paid for other City retirees.
6. Future employees hired after June 1, 1993, may receive medical insurance coverage with the City upon retirement at any age with at least 30 years service with City or 25 years service with the Department of Public Safety. The employee will be allowed to retain coverage at their own expense until reaching age 60, whereas the City would then begin paying for the medical insurance at the same level being paid for other City retirees.
7. Present employees hired prior to June 1, 1993, may receive medical insurance coverage with the City upon

7. Present employees hired prior to June 1, 1993, may receive medical insurance coverage with the City upon retirement at any age after 30 years service with City or 25 years service with the Department of Public Safety. The employee will be allowed to retain coverage at their own expense until reaching age 60, whereas the City would then begin paying for the medical insurance at the same level being paid for other City retirees.

The City of Orangeburg is committed to reviewing its employment policies and employee benefits continually. Accordingly, the policies and benefits outlined in this Resolution and in the City of Orangeburg's Personnel Policy, are subject to review, amendment and change at any time, at the discretion of City Council. Said benefits may be increased or decreased at any time, with or without cause.

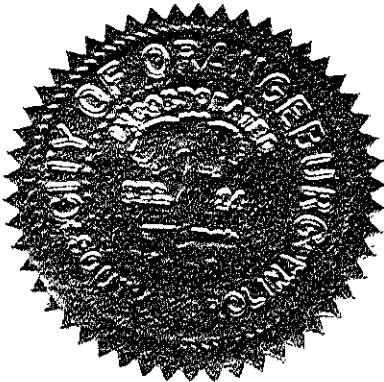
In addition, the benefits provided herein are limited by the terms, conditions and limitations as contained in that certain Agreement between the City of Orangeburg and Local Government Assurance Group (City's Municipal Insurance Pool), as well as the Medical Plan subscribed to by the City, and any subsequent insurance plans and service provider contracts entered into by the City of Orangeburg to supplement or fulfill its obligations herein. The definitions of words and phrases as contained in said Agreement and insurance plans are hereby adopted and made a part hereof by reference and said definitions control the interpretation of this Resolution.

ADOPTED this 1st day of June 1993, by Council duly assembled.

Martin T. Cheatham
Mayor

James W. Prewitt
Marion F. Wood
Lee Heath Selley

Councilmembers



ATTESTED TO:

Sharon M. Yanning
City Clerk

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to appoint a committee that will determine the method whereby a procedure will be established to select a permanent successor to serve as Manager of the Department of Public Utilities. On the committee Mayor Cheatham appointed Mr. Bernard Haire, Dr. Everette Salley, Alan McC Johnstone, Ted Johnson and himself. This motion was unanimously approved.

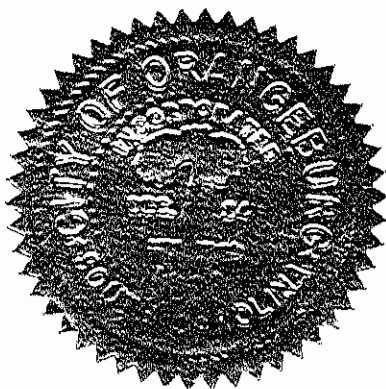
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
JUNE 15, 1993

Orangeburg City Council held its regularly scheduled meeting on June 15, 1993, at 7:00 P.M., with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, approving the June 1, 1993, City Council Minutes as distributed. This motion was unanimously approved.

City Administrator Yow discussed the implementation of a solid waste fee. The County had announced a landfill tipping fee of \$25.00 per ton for City commercial waste. The most recent estimation of the annual cost to the City is \$169,000. DPU's estimated cost is \$96,000 annually for sludge disposal. The fee will begin July 1, 1993--new County budget year. City Administrator Yow stated the City had requested postponement of this charge until October 1. The request for a delay in the charge was denied. The tipping fee announced as applicable to commercial/industrial waste only. He stated the City contends that apartments and condominiums are residences and their waste is residential waste. County staff contends that an apartment's waste is commercial waste. Apartments and condominiums constitute 7% of the City's waste in terms of numbers of dumpsters. After a detailed analysis of numbers provided by the County, the following figures were derived. County's initial estimate for annual billable tons account for 26-27% of total annual tonnage. The County has budgeted \$708,875 in tipping fees, \$106,877 from General Funds taxes and 1,000 permit fees which makes up the projected County Landfill Budget of \$816,752 this is an all inclusive total--including financial assurance, land and building costs. Businesses generating 26-27% of solid waste will be absorbing 87% of the total landfill costs. The County estimates the City tonnage at 6,756 tons annually or .05% of total. The City will be paying 24% of total landfill operating costs. The City collects approximately 240-250,000 cubic yards of commercial garbage annually. He stated to generate \$169,000 the City must implement a fee of \$.70 per cubic yard. Businesses being serviced with rollout containers would be charged \$5 per month. Total administrative cost to the City per year to implement this fee would be \$10,975.92.

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, to instruct the City Attorney to seek an injunction to stop the commercial waste tipping fee temporarily until an agreement for an appropriate fee can be reached. This motion was unanimously approved.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to accept two fund sharing grants totaling \$3,750 for the Parks and Recreation Department and budget other required match from the Accommodations Tax Fund. City Administrator Yow was authorized to sign the acceptance forms for the grants. The \$1,250 grant was for billboards for the 1994 Festival of Roses and the \$2,500 grant is for Hillcrest Golf Course brochures. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to appoint Rebecca Burch, Purchasing Agent in the Finance Department and Jan Fanning, Secretary for Parks

and Recreation to a three year term on the Grievance Committee. This motion was unanimously approved.

A motion was made by Councilmember Moore, seconded by Councilmember Salley, to approve a recommended slight rate structure increase at Hillcrest Golf Course and to give the Hillcrest Manager the authority to set special temporary rates. This was a 6-0 vote. Mayor Pro Tem Keitt abstained from voting. (See Attachment)

Council discussed a request by Donna Brailsford to operate a horse-drawn carriage business on City Streets. Council agreed to the request at this time but should any problems occur, the matter would be brought back before Council.

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, to approve a Resolution authorizing the execution of a deed that reverts a 2.3 acre tract of land that the City had purchased from James F. Arends back to him for \$8,500 and authorized City Administrator Yow to execute the deed. The tract had been used to locate the NDB at the Orangeburg Municipal Airport but has recently been relocated. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to endorse the State Department of Health and Environmental Control's Program "Housing Opportunities for People With AIDS". This was a 6-0 vote. Councilmember Moore abstained from voting.

A motion was made by Mayor Cheatham, seconded by Councilmember Salley, to accept the recommendation of the Search Committee for the manager position for the Department of Public Utilities to offer the Department Heads first opportunity to submit their resumes and be interviewed. This was a 4-3 vote. Councilmembers Moore, Knotts and Mayor Pro Tem Keitt opposed this motion.

Councilmember Moore stated that he felt Council would be doing an injustice to themselves if they did not look around and see who was available.

Councilmember Haire stated he would like to see the Department of Public Utilities put under the City Administrator. He stated that the City is divided into the DPU side and the City side, and it does not seem to be getting any closer.

Mayor Pro Tem Keitt stated that the City is one entity and should be treated that way.

A motion was made by Mayor Cheatham, seconded by Mayor Pro Tem Keitt, to approve the recommendation that an audit be scheduled at the end of Manager Johnson's tenure. This motion was unanimously approved.

Council expressed their appreciation and praise to DPU Manager Johnson, for a job well done.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Rheney, to enter into an Executive Session for personnel matters relating to the Department of Public Utilities.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



MARTIN C. CHEATHAM
MAYOR
BERNARD HAIRE
L. ZIMMERMAN KEITT
SANDRA P. KNOTTS
MARION F. MOORE
JOYCE W. RHENEY
W. EVERETTE SALLEY, D.V.M.
MEMBERS OF COUNCIL



JOHN H. YOW
CITY ADMINISTRATOR
BUS. # (803) 533-6000
FAX # (803) 533-6007

City of Orangeburg
South Carolina
29116-0387

HILLCREST GOLF CLUB
RATES

GREEN FEES	OLD RATE	NEW RATE
9 Holes--weekdays	\$7.35	\$7.50 tax included
18 Holes--weekdays	\$10.50	\$11.00 tax included
9 Holes--weekends	\$8.40	\$8.50 tax included
18 Holes--weekends	\$12.60	\$13.00 tax included
SC State University	\$7.35	\$7.50 tax included
CART FEES		
9 Holes	\$4.20	\$4.50 tax included
18 Holes	\$7.88	\$8.00 tax included
Coupon Rate (cart & green fee)		\$12.00 tax included
Motel Rates (cart & green fee)		\$15.00 tax included
Golf cards		
American Heart and Lung		
American Cancer Society		\$12.00 tax included

Student and coach special rates apply to students at SCSU.
There are special times to be designated by Hillcrest Manager
as to when students can receive special discounts.

SUBJECT: CHANGES IN FEE STRUCTURE DATE: 6-06-93

MESSAGE:

PROPOSALS:

	OLD RATE		NEW RATE	
		TAX INCLUDED		TAX INCLUDED
GREENS FEES - WEEK DAY 9 HOLE	\$ 7.35	"	\$ 7.50	"
WEEK END 9 HOLE	8.40	" "	8.50	" "
WEEK DAY 18 HOLE	10.50	" "	11.00	" "
WEEK END 18 HOLE	12.60	" "	13.00	" "
CART FEES - 9 HOLE	4.20	" "	4.50	" "
18 HOLE	7.88	" "	8.00	" "
LEAGUE PLAY- 9 HOLES, CART AND GREEN FEE			8.00	" "
MORE THAN 40 PLAYERS, 9 HOLES, CART AND GREEN FEE			7.00	" "

ORIGINATOR-DO NOT WRITE BELOW THIS LINE REPLY TO SIGNED

SPECIAL RATE DAYS - 18 HOLES W/COUPON	12.00	" "
MOTEL RATES	15.00	" "
GOLF CARD, LUNG CARD, CANCER CARD & ETC.	12.00	" "

PRO RATE DUES (1st TIME MEMBERS) TO END OF YEAR (APRIL 1,), PAY REMAINDER OF YEAR ONE CHECK.

STUDENT RATES--WILL REMAIN THE SAME AT \$7.00 plus tax with proposed new rate at \$7.50

COACHES RATES--WILL REMAIN THE SAME AT \$7.00 plus tax with proposed new rate at \$7.50

DATE: 6/6/93 SIGNED: *[Signature]*

SEND PARTS 1 AND 2 INTACT-PART 1 WILL BE RETURNED WITH REPLY

R E S O L U T I O N

WHEREAS, by deed recorded August 12, 1986, in the RMC office for the County of Orangeburg, State of South Carolina, James F. Arends conveyed to the City of Orangeburg a certain tract of land containing 2.3 acres, more or less, situate, lying and being in Zion Township, School District 4, County of Orangeburg, State of South Carolina, and

WHEREAS, said conveyance was made on the condition that if the City of Orangeburg ceased to use said property for an NDB radio beacon in connection with the operation of its airport the said James F. Arends would have the first option to repurchase said property for the consideration of Eight Thousand Five Hundred and no/100 (\$8,500.00) Dollars, and

WHEREAS, the City of Orangeburg has ceased to use said property for said purpose and by letter dated May 3, 1993, the City of Orangeburg notified the said James F. Arends of his right to purchase said property, and

WHEREAS, the said James F. Arends has exercised said option and has requested that he have until July 5, 1993, to complete said purchase,

NOW, THEREFORE, BE IT RESOLVED that the City of Orangeburg accepts the exercise of said option by the said James F. Arends and agrees that the time to complete the said purchase is extended to July 5, 1993.

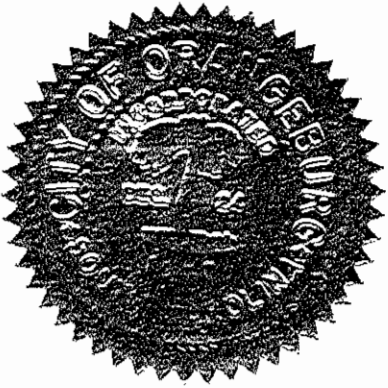
BE IT FURTHER RESOLVED that the City Administrator is hereby authorized to execute the deed and other documents necessary to complete said transaction.

Description of property:

All that certain piece, parcel or lot of land with any improvements thereon, situate, lying and being in Zion Township, School District No. 4, County of Orangeburg, State of South Carolina, containing 2.3 acres and being set forth and shown on a plat thereof prepared for the City of Orangeburg by Donald J. Smith, Jr., Inc., approved by Donald J. Smith, Jr., R.L.S., dated July 9, 1986, and having

the following boundaries and measurements:
Northwest by property of Arends, 250 feet;
Northeast by property of Arends, 400 feet;
Southeast by a 30-foot county road, 250 feet, and
on the Southwest by property of Arends, 400 feet.

RESOLVED by City Council duly assembled this 15th day
of June, 1993.



Mark C. Cheatham

Mayor

Glenn Haire

Vanda P. Kirtles

William F. Moore

John J. Thompson

John J. Kelly

James W. Kenealy

Members of Council

ATTEST:

Sharon M. Ganning

City Clerk

CITY COUNCIL MINUTES
JUNE 23, 1993

Orangeburg City Council held a Special City Council meeting on June 23, 1993, at 12:00 Noon, with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Joyce W. Rheney
W. Everette Salley

ABSENT:

Marion F. Moore

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to enter into an Executive Session to discuss personnel matters relating to the Department of Public Utilities.

Council entered into regular session.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to accept as presented, a consulting agreement between the City of Orangeburg and retiring Department of Public Utilities Manager Ted Johnson and to authorize Mayor Cheatham to sign the documents. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, that the Department of Public Utilities Search Committee make the position for the manager of the Department of Public Utilities available on an equal opportunity basis for anyone who would like to apply. An advertisement will be done in necessary professional journals statewide and the existing committee will be authorized to make the advertisement decisions. This motion was unanimously approved.

City Attorney, James Walsh, gave an update on the Commercial Solid Waste Fee. He stated that he had conversations with the County Attorney and had been advised that the County anticipates getting a consultant to review landfill operations to come up with a tipping fee. He stated there were constitutional questions concerning the method in which the County had calculated the tipping fees.

Mayor Cheatham recognized Richard Singleton, as Director of the Department of Public Safety, for his outstanding work as he will be resigning on June 30, 1993.

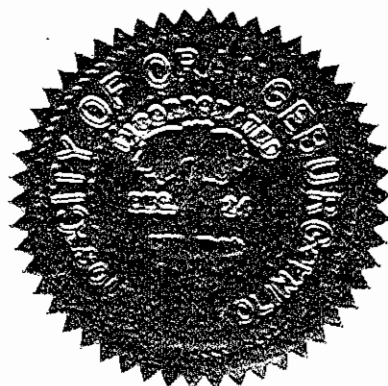
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
JULY 6, 1993

Orangeburg City Council held its regularly scheduled meeting on July 6, 1993, at 7:00 P.M., with Mayor Cheatham presiding. An invocation was given by Councilmember Salley.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Joyce W. Rheney
W. Everette Salley

ABSENT: /

Marion F. Moore

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, approving the June 15, 1993, City Council Minutes. This motion was unanimously approved.

Before the Special City Council Minutes were adopted, Mayor Pro Tem Keitt asked that paragraph 3 be read again for the newspaper. It read as follows: A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, that the Department of Public Utilities Search Committee make the position for the manager of the Department of Public Utilities available on an equal opportunity basis for anyone who would like to apply. An advertisement will be done in necessary professional journals statewide and the existing committee will be authorized to make the advertisement decisions. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, approving the June 23, 1993, Special City Council Minutes. This motion was unanimously approved.

City Administrator Yow told Council that he would submit a name for an appointment to the Grievance Committee at the next Council meeting.

Mayor Cheatham and Councilmember Salley presented Ted M. Johnson, Jr., the Manager for the Department of Public Utilities with a Resolution for appreciation of his faithful service rendered to the Department of Public utilities of the City of Orangeburg for the past thirty-two years, four months and twenty-four days. Mr. Johnson retired on June 30, 1993.

Mayor Cheatham presented Robert C. Wiles, an employee of the Department of Public Safety, with a Resolution of appreciation of his devotion to the City for twenty-six years and three months of service. Mr. Wiles retired on June 30, 1993.

Mr. Leonard Rice, Director of the Edisto Health District made a request to Council that his organization be allowed to send a small one-sheet stuffer immunization notice in DPU bills going out to some 23,000 to 25,000 people. Mr. Rice explained that last year in Orangeburg County only 52% of children under the age of two had completed immunizations. He stated that the percentage is now 65% but the remaining parents are harder to reach. The immunization goal is 80% by 1994 and 90% by 1995. Orangeburg County is behind Bamberg and Calhoun counties and behind in the state average. Mr. Fred Boatwright, Acting DPU Manager, stated that he felt the cause was worthy but he thought it would set a precedent. He stated that DPU is a public utility not private and that it would be difficult to draw the line on future requests. Mayor Cheatham asked Acting Manager Boatwright to see if he could establish a policy and guidelines for any

STATE OF SOUTH CAROLINA,)
)
COUNTY OF ORANGEBURG.)

CONSULTATION AGREEMENT

This Agreement, made and entered into as of the 23 day of June, 1993, by and between the City of Orangeburg, a municipal corporation of the State of South Carolina, referred to as the "City", and Ted M. Johnson, Jr., referred to as the "Consultant", witness:

Whereas, the City provides electricity, natural and artificial gas, water, and provides treatment of wastewater to residents of the City of Orangeburg and the County of Orangeburg; and

WHEREAS, the City from time to time is involved in matters involving the above named public utilities, requiring the services of a consultant in order to adequately protect the interest of the City and its customers; and

WHEREAS, Ted M. Johnson, Jr. is the former manager of the City's Department of Public Utilities and is able and learned in public utility matters, and well qualified to advise and assist the City; and

WHEREAS, Ted M. Johnson, Jr. is ready, willing and able to act as a consultant to the City in public utility matters;

Now, therefore, in consideration of the covenants and agreements contained herein and subject to the terms and conditions as stated herein, it is understood and agreed by the parties as follows:

1. Work To Be Performed. The Consultant shall provide the City and its Department of Public Utilities technical, financial and engineering data, facts and services for its use in the operation of its public utilities now existing or which may exist in the future, any expansion of said utility facilities, and appear on behalf of the City at hearings before any regulatory commission or agency which has jurisdiction over the provision of services and

products provided by the City's Department of Public Utilities and provide other consultant and related services as may be requested by the City.

Brief officers and officials and employees and agents of the City concerning the operation and/or expansion of its public utility facilities and the future provision of services and products to its customers and the justifications for any such action in regard thereto, including the possible suspension of the provision of services and products.

The Consultant agrees to continue to serve as the present officer and/or director of committees, organizations and professional associations for the Consultant's unexpired terms at no cost or expense to the City. However, the City agrees to reimburse the Consultant for travel and other expenses incurred in serving in said capacity not otherwise reimbursed by any said committee, organization or professional association.

All of the above described work shall be performed and accomplished at the request and under the direction of the manager of the Department of Public Utilities of the City.

2. Compensation And Payment. The City shall pay to the Consultant, and the Consultant agrees to accept as full and complete compensation and payment for all of the work performed under and in accordance with the pursuant to this agreement, the sum of Twenty-five Thousand and no/100 (\$25,000.00) Dollars annually beginning July 1, 1993 calculated on the basis of fifty (50), eight (8) hour days at the rate of Five Hundred and no/100 (\$500.00) Dollars per day. Any work performed by the Consultant over and above the agreed fifty (50) days must be approved by the manager of the Department of Public Utilities and shall also be at the rate of Five Hundred and no/100 (\$500.00) Dollars per day. The Consultant shall advise the manager of the Department of Public Utilities the method and time by which said compensation is paid, provided, that there shall be no advance payments hereunder. All compensation shall be subject to normal payroll withholdings.

3. Term Of This Agreement. This agreement shall be for two (2) successive periods of one (1) year beginning July 1, 1993 and ending June 30, 1995, unless sooner terminated upon the breach of the terms and conditions contained herein by the Consultant. Provided, however, in the event written notice to terminate this agreement is not given by either party to this contract to the other (90) calendar days prior to the expiration of the term or any extended term, this contract shall be automatically extended for an additional one (1) year under the same terms and conditions as contained herein.

4. Status of Consultant. It is understood and agreed by and between the parties hereto that the status of the Consultant shall be that of a part-time employee of the City retained on a contractual basis to perform professional and technical services for limited periods of time as provided for herein. However, the Consultant shall be entitled to and receive medical and hospitalization coverage as that of a full-time employee of the City.

5. Travel And Expenses. All travel and incurrence of expenses shall have the prior approval of the manager of the Department of Public Utilities. All payment of said expenses shall be documented by vouchers, receipts or other documentation substantiating same.

6. Assignment. The Consultant shall not assign this agreement to any person, firm or corporation without the written consent of the City, nor shall this agreement be assignable or transferable by any process or proceeding in court or by judgment execution, receivership, proceedings in insolvency or bankruptcy, either voluntary or involuntary.

7. Conflict Of Interest. The Consultant covenants and agrees that he presently has no interest and shall not acquire any interest, directly or indirectly, which would conflict in any manner with the performance of the Consultant's services under this

contract. However, Consultant may provide other consulting services to other individuals, corporations, partnerships or other legal entities provided that said work is not in conflict with the services to be provided hereunder.

8. Confidential Information. Consultant acknowledges that in providing the within services he will receive, develop, or otherwise acquire various kinds of information which is of a secret or confidential nature. Consultant agrees not to disclose or use, directly or indirectly, either during or subsequent to the term of this agreement, any information of the City obtained during the course of this agreement concerning the operation of the Department of Public Utilities of the City which is of a secret or confidential nature that will be detrimental to the Department of Public Utilities of the City.

9. Other Consultants. This agreement shall not be construed so as to deny the City its option to enter into similar agreements with other consultants, engineering firms, companies or individuals, because the City retains the right, at its option, to enter into such agreements to receive from any other source the same services as enumerated herein.

10. Time Of Performance. While no time may be specified in the request of the City for the services in connection with any particular project or projects, it is understood and agreed between the parties that the Consultant will do the work as expeditiously as possible as City will want the information and/or work requested at as early a date as possible. Consultant further understands and agrees that the City may terminate any project as it sees fit. In such event, Consultant will be compensated for work already completed.

11. Work Product. All documents, data or other work product generated and produced as a result of this agreement by the Consultant shall be property of the City. Upon termination of this agreement the Consultant agrees to deliver to the City promptly upon request or on the date of termination of this agreement all such

documents, data or other work product, including without limitation, all documents, copies thereof, and other materials in Consultant's possession relating to any of the kinds of information identified in Paragraph 8 hereinabove or otherwise.

12. Local Laws. Notwithstanding any other provision, condition, or term herein each and every term, condition and provision herein is subject to the provision of the charter of the City, the ordinances enacted thereunder, the rules and regulations of the City, and the constitution and statutory laws of the State of South Carolina.

13. General Provisions.

a. The text hereof shall constitute the entire agreement between the parties as to the subject matter hereof.

b. If any provision or any portion hereof is held unconstitutional, invalid or unenforceable, the remainder of this Agreement or portion hereof shall be deemed severable, shall not be affected and shall remain in full force and effect.

c. This Agreement may be amended only in writing.

d. This Agreement shall be interpreted and construed in accordance with the laws of the State of South Carolina and venue and jurisdiction for the enforcement hereof shall be in the County of Orangeburg, State of South Carolina.

IN WITNESS WHEREOF, the parties have caused this agreement to be properly executed, as of the date and year first above written.

IN THE PRESENCE OF:

CITY OF ORANGEBURG

Sharon M. Jamming
Guis D. Bledsoe

By: Martin L. Chapman
Mayor

Guis D. Bledsoe
Sharon M. Jamming

Ted M. Johnson, Jr.
Ted M. Johnson, Jr.

worthwhile endeavors regarding public health or safety and bring the policy back to Council in two weeks. Councilmember Rheney asked Mr. Rice to bring a report to Council on other new ways they are using to reach parents.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to approve the first reading of an Ordinance to amend the Business License Ordinance concerning video poker machines. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to accept the recommendation of P&R Director Buster Smith, to authorize staff to file a \$5,000 grant request through the Urban and Community Forestry Grant Program and consider funding the local match requirement through the City FY93-94 Budget, the Accommodation Tax Fund or other available sources. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Rheney, to enter into an Executive Session for discussion of real property.

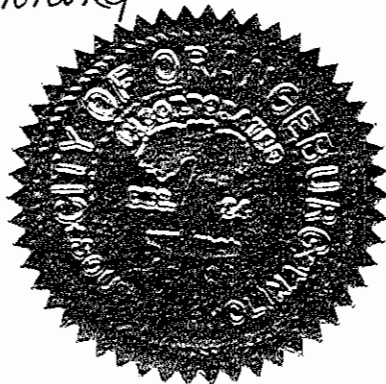
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



BUDGET WORKSHOP MINUTES
JULY 12, 1993

Orangeburg City Council held a Budget Workshop on July 12, 1993, at 6:00 P.M., in Council Chambers at City Hall.

PRESENT:

Martin C. Cheatham
Bernard Haire
Sandra F. Knotts
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley
John H. Yow, City Administrator
Eric G. Budds, Assistant City Administrator
Sharon G. Fanning, Finance Director
B. Reese Earley, Public Works Director

The purpose of the meeting was to conduct a budget workshop on FY1993-94 Budget.

City Administrator Yow opened the workshop by discussing all proposed revenue changes for FY1993-94. (See Attachment) He then highlighted several proposed personnel and expenditure changes. (See Attachment)

Finance Director Fanning, discussed with City Council the Executive Department's expenditure line items and requested capital outlay items.

Public Works Director Earley, discussed with Council the Public Works Department's expenditure line items and requested capital outlay items. There were several questions on computer equipment requested for the Building Inspection Division on what types of programs that may be set up to run. Recycling was discussed in the Sanitation Division. Airport expenditures were over last year's figures due to the new Runway Construction Project.

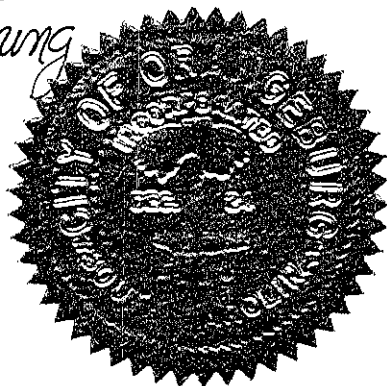
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



MARTIN C. CHEATHAM
MAYOR
BERNARD HAIRE
L. ZIMMERMAN KEITT
SANDRA P. KNOTTS
MARION F. MOORE
JOYCE W. RHENEY
W. EVERETTE SALLEY, D.V.M.
MEMBERS OF COUNCIL



JOHN H. YOW
CITY ADMINISTRATOR
BUS. # (803) 533-6000
FAX # (803) 533-6007

City of Orangeburg

South Carolina

29116-0387

CITY OF ORANGEBURG FY 1993-94 Budget HIGHLIGHTS (As of July 12, 1993)

I. Personnel

- a. 4% cost-of-living allowance; each percent equals \$40,686 in salaries, benefits and related expenses.
- b. No increase in employee payroll deduction for medical insurance.
- c. No new positions were approved by Administrator except two (2) Community Oriented Policing positions. The City will receive \$62,124 from the Governor's Office. We will be required to match with \$20,706. (The match is in budget documents) Out of these funds we will also be able to purchase two (2) new police cars.
- d. Budget as proposed does not include any possible salary increases that may result from a planned Classification/Compensation Plan.
- e. I.R.S. Section 125 Plan will be adopted during or before FY 1993-94.

P.O. DRAWER 387
ORANGEBURG, SOUTH CAROLINA 29116-0387

MARTIN C. CHEATHAM
MAYOR
BERNARD HAIRE
L. ZIMMERMAN KEITT
SANDRA P. KNOTTS
MARION F. MOORE
JOYCE W. RHENEY
W. EVERETTE SALLEY, D.V.M.
MEMBERS OF COUNCIL



JOHN H. YOW
CITY ADMINISTRATOR
BUS. # (803) 533-6000
FAX # (803) 533-6007

City of Orangeburg

South Carolina

29116-0387
EXPENDITURE HIGHLIGHTS
Fiscal Year 1993-94

1. Maintain all existing City services and departments
2. No new personnel except two (2) Public Safety officers. City received \$62,124 toward these positions and related equipment. Our match is \$20,706.
3. \$68,870 budgeted as debt service on Livingston House property
4. \$74,387 match for FAA Grant for airport runway expansion
5. \$25,000 budgeted to fund Downtown Orangeburg Revitalization Association
6. \$7,500 to fund Orangeburg Keep America Beautiful Program
7. Sanitation--One (1) full time and two (2) part-time positions from last year are still funded. These are in order to staff a re-cycling effort should we get funded in this year's Local Government Program Recycling Grant.
8. Budgeted \$10,000 for Building Demolition and lot clearance. (code enforcement)
9. Budgeted \$10,000 for renovations to achieve ADA Building Compliance.
10. State law requiring separation of juveniles from adult facilities. The estimated costs to house at DYS in Columbia is \$20,000.
11. Continued adherence to Federal Blood Borne Pathogen Standard--\$3,000
12. New rear loading residential truck--\$105,000
13. New yard debris truck--\$55,000
14. Eight (8) vehicles in Department of Public Safety (Police Division)

Six (6) patrol
Two (2) detectives

P.O. DRAWER 387
ORANGEBURG, SOUTH CAROLINA 29116-0387

MARTIN C. CHEATHAM
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BUS. # (803) 533-6000
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City of Orangeburg

South Carolina

29116-0387

REVENUES

FISCAL YEAR 1993-94

1. No property tax increase included at this point. (If any millage increase is proposed, one mill equals \$25,000)
2. Residential sanitation fee of \$5 per month is included. It has been calculated for eleven (11) months in FY 1993-94. This will generate \$247,500 during this budget year.
3. A commercial solid waste fee of \$170,000 is also included. This is not to create revenue to balance budget but is included to pay the tipping fee that Orangeburg County plans to charge the City. This figure could change based upon final dollar per ton fee County imposes.
4. Raise Jones Intercable Franchise fee from 3% to 5%, resulting in approximately \$20,000-\$25,000 in additional revenue.
5. Amend Business License fee on life and health insurance companies to 2%. This will be consistent with the amount (2%) currently being charged to Property and Casualty Insurer. The amount of \$143,000 of new revenue will result from this amendment.
6. Parks and Recreation Department personnel will present a study on recreation costs as well as a profile of participants (in and out of City residents).

P.O. DRAWER 387
ORANGEBURG, SOUTH CAROLINA 29116-0387

MARTIN C. CHEATHAM
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MEMBERS OF COUNCIL



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CITY ADMINISTRATOR
BUS. # (803) 533-6000
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City of Orangeburg

South Carolina

29116-0387

REVENUES (CONTINUED)

\$262,000 borrowed on lease purchase to finance one (1) sanitation truck, one (1) yard trash truck, seven (7) vehicles for police and other equipment. This will add \$97,000 to debt service for a period of three (3) years.

Budget, includes increase in business licenses and taxes to reflect increased revenue collection.

Budget does not include anything for telephone franchise as this case will probably not be settled in FY1993-94.

No funds are being brought forward from fund balance. We are trying to slowly rebuild our fund equity, which is \$765,295 per audit ending September 30, 1992.

P.O. DRAWER 387
ORANGEBURG, SOUTH CAROLINA 29116-0387

R E S O L U T I O N

WHEREAS, Robert C. Wiles, became an employee of the Orangeburg Department of Public Safety/Fire Division on March 30, 1967, and faithfully served the City until June 30, 1993; and

WHEREAS, he, through his long and faithful service, contributed greatly to the successful operation of the Department of Public Safety; and

WHEREAS, the City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the Department of Public Safety in the capacities in which he served the Department for the past twenty-six years, and three months and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this Resolution, in appreciation for his devotion of duty to the City of Orangeburg, be placed in the Minute Book of the City and a copy furnished to Mr. Wiles in recognition of his services.

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this 6th day of July 1993.



Martin C. Chapman
MAYOR

James J. Haje
Wanda P. Foster
Marie F. May
Jose W. Lopez
Robert P. Alley
L. Edmund Keitz
COUNCIL MEMBERS

ATTEST:
Sharon N. Jamming
CITY CLERK

R E S O L U T I O N

WHEREAS, Ted M. Johnson, Jr. became an employee of the Department of Public Utilities of the City of Orangeburg on February 6, 1961, and faithfully served this Department and the City until June 30, 1993, and

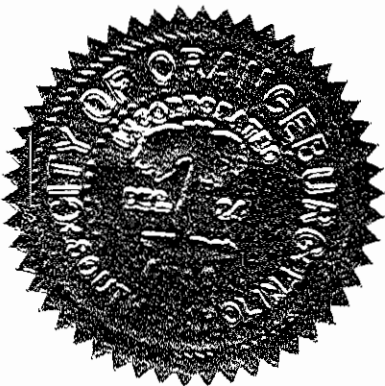
WHEREAS, He, through his long and faithful service contributed greatly to the successful operation of the Department of Public Utilities, and

WHEREAS, The City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation, now, therefore,

BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially take cognizance of the faithful service rendered to the Department of Public Utilities of the City of Orangeburg by Ted M. Johnson, Jr. in the capacities in which he served the Department for the past thirty-two years, four months and twenty-four days, and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this resolution, in appreciation of his devotion of duty to the City of Orangeburg, be placed in the minute book of the City and a copy furnished to Mr. Johnson in recognition of his services.

PASSED By the City Council of the City of Orangeburg, State of South Carolina, this 6th day of July, 1993.



Martin Thompson

Mayor

Sam Haire

Sandra L. Trotter

W. Fred Alley

Gregory W. ...

L. ...

Members of Council

ATTEST:

Sharon M. Fanning

City Clerk

BUDGET WORKSHOP MINUTES
JULY 13, 1993

Orangeburg City Council held a Budget Workshop on July 13, 1993, at 5:00 P.M. in Council Chambers at City Hall.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
W. Everette Salley
John H. Yow, City Administrator
Eric G. Budds, Assistant City Administrator
Sharon G. Fanning, Finance Director
Roger D. Brant, Service Department Director
Walter L. Bryant, Hillcrest Manager

ABSENT:

Joyce W. Rheney

The purpose of the meeting was to conduct a budget workshop on FY 1993-94 budget.

Service Department Director Brant discussed with Council the Service Department's expenditure line items and requested capital outlay items. There were several questions on the need for a new dump truck.

Hillcrest Manager Bryant discussed with Council Hillcrest Golf Course and Hillcrest Pro Shop revenues, expenditures and capital outlay items. Revenues and expenditures were compared to last fiscal year's figures. There were several questions relating to the request of an automated irrigation system. It was discussed that a possible \$.50 charge could be added to green fees for several years to cover the costs and possibly ask the Department of Public Utilities for help on obtaining the wire for the system.

City Administrator Yow presented the Administrative Department's budget requests. Assistant City Administrator Budds presented the Planning Department's budget requests. He discussed with Council the addition of a line item to fund building demolition and code enforcement. The City will continue to pursue recovery of demolition costs.

City Administrator Yow presented the non-operating department's budget requests. There were several additional line items added in this department such as: Livingston House payment, Keep America Beautiful funding request, Downtown Revitalization funding request, ADA Compliance; and continuation of Federal Blood Borne Pathogen Standard Compliance.

Council also discussed the fire equipment reserve and debt service and self insurance reserve.

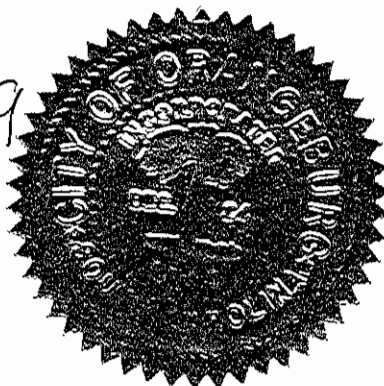
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



BUDGET WORKSHOP MINUTES
JULY 14, 1993

Orangeburg City Council held a Budget Workshop on July 14, 1993, at 6:00 P.M., in Council Chambers at City Hall.

PRESENT:

Martin C. Cheatham
L. Zimmerman Keitt
Sandra P. Knotts
W. Everette Salley
John H. Yow, City Administrator
Eric G. Budds, Assistant City Administrator
Sharon G. Fanning, Finance Director
C. W. Glover, Fire Chief
Joseph L. Keitt, Interim Police Chief
Marion J. Smith, Parks & Recreation Director

The purpose of the meeting was to conduct a budget workshop on FY1993-94 budget.

Fire Chief Glover discussed with Council the Public Safety/Fire Division's expenditure line items and requested capital outlay items. There were several questions on the increased payroll due to retirements.

Interim Police Chief Keitt discussed with Council the Public Safety/Police Division's expenditure line items and requested capital outlay items. There were questions relating to the purchase of a drug dog, which will be bought out of the drug fund. The need for more camera equipment was discussed.

Parks & Recreation Director Smith discussed with Council the Parks & Recreation Department's expenditure line items and requested capital outlay items. Revenues were discussed pertaining to waiving the ten year old rule, whereas, any County participant must pay the \$15 non-resident fee no matter what age. Also, adding a \$5 fee to all County participants who take instructional classes. This would generate approximately \$6,000. It costs the City \$48.92 for each participant in the athletics. Council was in general agreement to include these adjustments.

It was discussed and generally agreed upon to propose a five (5) mill tax increase, generating approximately \$125,000. This would bring the City millage rate to 71. They also agreed to increase the special projects account to \$15,667.

Other revenue changes Council generally agreed upon was a \$5 residential garbage fee per month, increase Jones Intercable franchise to 5%, and change the insurance company business license rate to 2% of gross premiums.

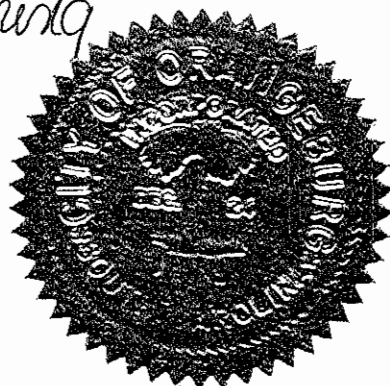
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
July 20, 1993

Orangeburg City Council held a Public Hearing on July 20, 1993, at 7:00 P.M. in the Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Moore. The hearing was to discuss a request for zoning change from A-1 Residential to A-2 Residential for property located at 810 Wilson Street, NE. The Mayor asked for comments. Hearing no comments, the hearing was closed.

Orangeburg City Council held its regular meeting on July 20, 1993, immediately following the Public Hearing at 7:00 P.M., with Mayor Cheatham presiding.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

Sandra P. Knotts

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, approving the July 6, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, approving the July 12, 13 and 14, 1993, Budget Workshop Minutes as distributed. This motion was unanimously approved.

The next order of business was the second reading of an Ordinance amending the Business License Ordinance concerning video poker machines. City Administrator Yow commented that he would like to have the second reading, but for Council to notice that the recently passed State law pertaining to this Ordinance was in their packet and that the wording was slightly different than just "video poker machines". He stated that by third reading he would have a change in terminology in the Ordinance to better comply with the State law. A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to accept the second reading of this ordinance with the understanding that the terminology would be changed before the third reading. This motion was unanimously approved.

City Administrator Yow stated that two employees from the same department were on the Grievance Committee and that if a grievance came up from this department that those two would have to abstain, which would not leave enough for a quorum. He stated that one of the persons had agreed to relinquish his seat. Mr. Yow made a recommendation that Mr. Charlie Young from Hillcrest Golf Course fill the vacancy. A motion was made by Councilmember Salley, seconded by Councilmember Haire, to accept Mr. Young on the Grievance Committee. This motion was unanimously approved.

Assistant City Administrator Budds requested that the City authorize the acceptance of the Drug Control and System Improvement/Community Oriented Policing Grant of \$62,124.00 and meet the required match of \$20,706.00 (which is already calculated into the proposed budget for FY 93-94). A motion was made by Councilmember Moore, seconded by Councilmember Keitt, to accept this grant. This motion was unanimously approved.

CITY COUNCIL MINUTES
JULY 20, 1993
PAGE 2

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to accept the recommendation of the Planning Committee concerning the Ordinance to rezone A-1 Residential to A-2 Residential for the property located at 810 Wilson Street, NE. This motion was unanimously approved.

City Administrator Yow passed out a list of the highlights of the FY 93-94 proposed budget to Mayor and Council and asked that the budget be accepted as was. The Mayor asked if there were any questions to be asked of Mr. Yow concerning this budget and stated that during the budget meeting with the management team, that he felt that they had already questioned items and cut all that they could. The Mayor complimented the entire City staff for its efforts in the budget. Councilmember Moore stated that no one on council wanted to raise taxes. He also pointed out that the City taxes had not increased during the past 3 years and that Council and staff had gone over the proposed budget carefully and cut all that they possibly could. Councilmember Haire made a motion to accept the Ordinance for FY 1993-1994 Budget and it was seconded by Mayor Pro Tem Keitt. This motion was unanimously approved.

Assistant City Administrator Budds sought permission to submit an application for Curbside Recycling Grant in the amount of \$100,000.00 which would need to be matched by \$28,000.00 (which is already contained in the proposed budget for FY 93-94) and that our match would provide for one full time person and one part-time person for the recycling program. Councilmember Salley asked what would be the long term cost of this program. Mr. Budds replied that once the program was established that information provided by Mr. Reese Earley, the Director of Public Works, indicated that the cost should be at or slightly above the current cost. Mr. Budds also stated that once established, regular garbage pickup would be only once a week (instead of the current twice a week) and recycling pickup would be once a week. Councilmember Salley asked why we would need the 1.5 additional men that is requested with the grant. Mr. Budds replied that they would be needed in the original set-up of the program (which would be approximately 6 to 8 months). During the initial stages of the program, garbage pickup would still be twice a week and the recycling would be once a week, and decisions such as how to sort, how to collect and who to market through are still being worked out. Mr. Yow reiterated that during the pilot program we would still have regular garbage pickup twice a week and the one full time and one part time man would be used on the recycling program. Mr. Yow then stated that at the end of the pilot program it would be up to Council to decide whether to continue pickups as we were or to cut to once a week regular pickup and continue the once a week recycling pickup.

Councilmember Moore stated that the way he understood it, was that this grant would cover the pilot time; but at what time did we have to make the decision to continue with the program? Mr. Budds replied that the decision would have to be made at the time of acceptance of the grant but that all he was asking for now, was the authorization to apply for the grant. Councilmember Moore stated that recycling businesses changed rapidly and how do we know that we will have a market? City Administrator Yow stated that between now and the actual acceptance of the grant, we would make certain we had a viable market for the recyclable. Mayor Pro Tem Keitt stated she was still not clear on what the long term cost of a recycling program would be. Mr. Budds explained that after the initial set-up, that by dropping back to one garbage pickup per

CITY COUNCIL MINUTES
JULY 20, 1993
PAGE 3

week we would be able to phase out a number of the garbage trucks (a more expensive vehicle than that needed for recycling). The existing man-power would be used for that one pickup and the recycling pickup. Councilmember Salley asked if more equipment would need to be purchased for this program. Mr. Budds stated that some equipment (such as 2,000 more bins) would have to be purchased, but long term it should not exceed current equipment cost because no other trucks/trailers than those provided for in the grant should need to be purchased to allow for full curbside recycling. Councilmember Rheney asked if other cities who were now using a recycling program had cut back their garbage pickup to once a week. Mr. Budds said that both cities who were and were not using recycling programs had begun to cut back to once a week. A motion was made to authorize Mr. Budds to apply for this recycling grant by Councilmember Haire, seconded by Councilmember Moore. This motion was unanimously approved.

A letter written by Mrs. Boo Sheppard on behalf of the Orangeburg Arts Center, was read by City Administrator Yow, which requested we waive the \$130.00 rental fee for use of the Stevenson Auditorium for the August 5, 1993, Jarvis Brothers Concert. The proceeds of this concert are to go towards the Jarvis Brother's trip to Washington, D.C. to perform at the Smithsonian Institute. Councilmember Moore asked what was our policy on this and Mr. Yow replied that we currently have no policy. Councilmember Salley stated that it was costly to operate the Stevenson Auditorium and that he felt rent should not be waived for anyone. Mayor Cheatham stated that the Jarvis Brothers had always represented Orangeburg well wherever they went and were great ambassadors for our City. Mayor Cheatham said that he considered this \$130.00 worth of publicity and that the fee should be waived. Councilmember Haire made a motion to waive the rental fee of \$130.00 for the Jarvis Brothers, seconded by Mayor Pro Tem Keitt. The vote was three to two. Councilmembers Salley and Moore opposed the motion. Councilmember Rheney abstained.

Acting DPU Manager, Mr. Fred Boatwright, was asked at last Council session to create a policy for the Department of Public Utilities concerning inserts from outside agencies to be included in their billing statements. Mr. Boatwright read his policy which stated that billing inserts shall be limited to matters directly pertaining to or sponsored by the City of Orangeburg or Department of Public Utilities, and that billing inserts shall not hinder production or timeliness of delivery of DPU bills. Mr. Boatwright requested that this policy be accepted by Council. Councilmember Salley made a motion that we accept this policy, seconded by Councilmember Rheney. Councilmember Haire asked how many customers does DPU have and how much time would be involved in adding these inserts. Mr. Boatwright replied that a total of 23,000 bills were sent during 20 billing cycles each month, and added that little time would be added to each billing cycle with the inserts. Councilmember Haire stated that he felt that governmental agencies should work better together, and that outlandish request could certainly not be honored, but since it was for the community's health and with DPU's capabilities, he did not see the problem with honoring the request. Councilmember Haire said he wanted to see DPU be more sensitive to community needs. Councilmember Haire then made a substitute motion that this request be granted, seconded by Councilmember Keitt.

Councilmember Rheney stated that her husband is a physician and she is a nurse so she understands the importance of the immunization shots. She then stated that this morning she had done her volunteer work at the hospital and heard the nurses instructing the parents to bring the children back for immunization shots and when to bring them. She also learned that the WIC Program and other similar programs council parents on immunization shots.

CITY COUNCIL MINUTES
JULY 20, 1993
PAGE 4

Councilmember Rheney went on to state that inserts for pre-natal care, drug related information, and several others were all worthy causes; however, that she felt that the parents needed to take responsibility for their children.

The Mayor called for a vote on Councilmember Haire's motion to honor the request that the inserts be added to the DPU billing. The vote was two to four. The Mayor and Councilmembers Rheney, Salley, and Moore opposed this motion.

Councilmember Haire asked if this meant that DPU would no longer go with the "Good Neighbor" Program. Mr. Boatwright stated that the "Good Neighbor" Program would still be carried by DPU. It was something that Council had previously committed to and also DPU was collecting for it.

The original motion made by Councilmember Salley to accept Mr. Boatwright's policy, seconded by Councilmember Rheney was then voted on. The vote was four to two. Mayor Pro Tem Keitt and Councilmember Haire opposed this motion.

Mr. Boatwright stated that he personally felt that this was a worthy cause; however, a policy needed to be set, otherwise, every agency would be requesting a like insert be added.

Mr. Rice addressed Council and stated that he had agreed to not be on the agenda as a separate item, because he thought he would share the floor with Mr. Boatwright before the vote. He stated that he regretted this decision. He also stated that of 53 persons who entered the clinic during this past week and filled out his questionnaire, not one of them learned about the immunization shots by newspaper, TV or radio. He stated that WIC, the doctors, Health Department, and hospital were reaching the easy ones, but the hard ones were who they were trying to reach. He was disappointed but stated he respected the decision of Council.

A motion was made by Councilmember Rheney, seconded by Councilmember Moore, to adjourn the meeting. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Susan M. Cuttino
Assistant Finance Director/
Acting City Clerk



RESOLUTION

**A RESOLUTION AUTHORIZING THE SUBMISSION OF A
LOCAL GOVERNMENT RECYCLING PROGRAM GRANT
APPLICATION TO ESTABLISH A CURBSIDE RECYCLING
PROJECT**

WHEREAS, recycling of solid waste has been proven in other communities to be an effective method of reducing the volume of the solid waste stream that reaches our landfills and is an environmentally sound alternative, and;

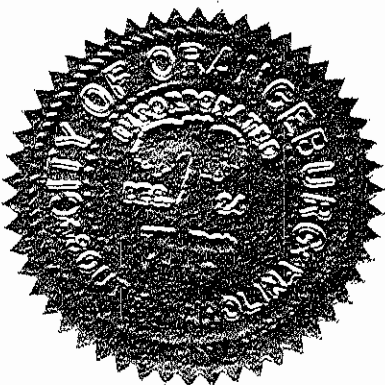
WHEREAS, the cost of conventional waste disposal methods have begun to escalate rapidly as a result of the Solid Waste Act of 1991, which mandates reductions in the volume of landfilled solid waste and the construction of environmentally sound landfills, and;

WHEREAS, the City of Orangeburg has the opportunity to expand its existing recycling programs to include the implementation of a curbside recycling program with assistance through a Local Government Recycle Program Grant.

NOW THEREFORE BE IT RESOLVED, that the Mayor and City Council of the City of Orangeburg, South Carolina, in Council duly assembled, approve the following actions.

1. Authorizes staff to prepare and submit a Local Government Recycle Program Grant Application executed on behalf of the City by the Mayor;
2. Agrees to provide the necessary labor and funds to support operation of the curbside recycling program, as provided in the Fiscal Year 1993 - 1994 Budget proposal.
3. Reaffirms its support for implementation of a curbside recycling program as a method of reducing solid waste disposal volumes and as an environmentally responsible method of solid waste disposal;

ADOPTED THIS 20TH DAY OF JULY 1993.



Martin C. Heathrow

MAYOR

Gene I. Hays

James J. Simmons

James W. Anderson

Henry Heath

William F. Moore

Members of Council

ATTEST:

Sharon A. Fanning

City Clerk

CITY COUNCIL MINUTES
AUGUST 3, 1993

Orangeburg City Council held a Budget Hearing on August 3, 1993, at 6:30 P.M., in Council Chambers with Mayor Cheatham presiding. This hearing was to discuss the proposed FY 1993-94 Budget. There were no questions involving this budget; therefore, the Public Hearing was adjourned and immediately followed by the regularly scheduled City Council Meeting. An invocation was given by Councilmember Rheney.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Joyce W. Rheney
W. Everette Salley

ABSENT:

Marion F. Moore

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the July 20, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to approve the Third Reading of an Ordinance amending the Business License Ordinance for electronic video game machines and devices. The business license fee for each machine is \$150.00. This Ordinance corresponds with the wording of the state law. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the Second Reading of an Ordinance to rezone A-1 Residential to A-2 Residential (810 Wilson Street, NE). This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to approve the Second Reading of FY 1993-94 Budget Ordinance. This motion was unanimously approved.

Egyptian Senior Managers of the industry training program sponsored by USAID Cairo, Egypt, attended the meeting. Mayor Cheatham recognized them and had them introduce themselves and talk a little about the business they were in.

Mayor Cheatham presented a Proclamation to the Jarvis Brothers recognizing August 5, 1993, as Jarvis Brothers Day in Orangeburg. He stated these men were Ambassadors of Good will and an excellent example of leadership. The gospel singers will perform at the Smithsonian Institute in Washington, DC.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to accept the request from DORA concerning the Downtown Manager to acquire health insurance through the City's medical coverage program and reimburse the City 100% of the premiums, including dependent care. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to approve an amendment to Chapter XV, Solid Waste Management, City Code of Ordinances, to allow the City to alter the sanitation fees at anytime during the year, instead of only during the budget workshops. The rates will still be determined by City Council. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the First Reading of an Ordinance providing for the salary of the Mayor/Members of Council for the City of Orangeburg. This will increase salaries \$100 per month. The Mayor's salary will be increased to \$5,400 and the Councilmember's salary will be increased to \$4,200 per year. This was a 5-1 vote. Councilmember Salley opposed this motion.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



SPECIAL SESSION
CITY COUNCIL MINUTES

713

AUGUST 10, 1993

Orangeburg City Council held a Special Session Meeting on August 10, 1993, at 6:00 P.M. in the Conference Room of the Department of Public Utilities, 195 Russell S.W. with Mayor Martin C. Cheatham presiding. An invocation was given by Mayor Martin C. Cheatham.

PRESENT: Martin C. Cheatham, Mayor
 L. Zimmerman Keitt, Mayor Pro Tem
 Bernard Haire
 Sandra P. Knotts
 Marion F. Moore
 Joyce W. Rheney
 W. Everette Salley

Mayor Cheatham opened the meeting by thanking everyone for attending the Special Session of City Council.

The meeting was then turned over to Fred Boatwright, Acting Manager of the Department of Public Utilities.

Fred Boatwright expressed the purpose of the Special Session Meeting was for the first reading of the Department of Public Utilities' budget for fiscal year October 1, 1993 thru September 30, 1994.

Fred Boatwright explained the overall budget for fiscal year 1993-1994 was projecting gross billings of \$54,566,350, which is up about \$2.5 million from projections of this year. Included in this amount are rate increases for the Electric Division and the Wastewater Division. The electric rate increase will come because of the negotiations that are presently underway with South Carolina Electric & Gas Company. These negotiations with South Carolina Electric & Gas Company are not concluded, therefore he advised Council he could not comment, unless they wished to go into Executive Session. He did advise the negotiations were proceeding very well and we are very close to reaching a settlement. He stated he felt Council would be very pleasantly surprised with the settlement. He stated a 7% electric rate increase was anticipated. A wastewater rate increase is anticipated due to the proposed tipping fees from the County. Council will be asked at that time for a rate increase to cover the amount of the tipping fees. We will probably be looking at a 5% rate increase. Mr. Boatwright explained to Council that the Department is anticipating an \$8 million profit.

Councilmember Moore expressed he could see the profits were going up about 5%. Stated that it looked like a \$750,000 increase in electric and decreases in profits in gas, water and wastewater. Asked why, and was there any reason why those profits are not growing? Mr. Boatwright explained the reason these profits are not growing is that it is costing us more money to do business, but we have not changed the rates. He went on to explain, that down the road, we will be looking at changing the rates, especially in water and wastewater or we will be losing money. He expressed that he does not anticipate an increase this year.

Mr. Boatwright stated the Department is anticipating \$8,948,000 to operate all four utilities for the coming fiscal year. Councilmember Salley stated hopefully there will be a fifth utility during this next year. He asked if there was anything in the operational budget for this utility. Mr. Boatwright explained that we do not have anything for the fifth utility, however money is included in capital expenditures if the fifth division does materialize. There would be very little operating budget for this division and it would come out of the Electric Division's operating budget.

Mr. Boatwright explained the Department is looking at a net income of \$8,189,000 and a depreciation of \$2.4 million and we also anticipate receiving approximately \$930,000 in grants. The two grants are for wastewater in connection with the Whitford Stage Creek Project. The use of the capital for the capital improvement projects total \$18 million, the cash transfer to the City Fund of \$2,809,000

for a total of \$21,085,704. He explained all this money would not be spent in one fiscal year.

Michael G. Sells presented to Council a project for the Administrative Division. This project covers improvements to the Maintenance Facility in order to more efficiently maintain the equipment and provide for growth. The total cost of the project is \$400,000. Councilmember Haire asked what would be the projected savings. Mr. Boatwright explained that the Department can do its own maintenance probably for 60% of what it could be done by private vendors. One of the main reasons for handling our own maintenance is there are times when we have to get our equipment repaired immediately. If there is a storm and we have a piece of equipment down, we need someone to work on that piece of equipment then. With private vendors it could be more expensive and time consuming. We can get the equipment repaired and keep the utilities up much better. Mayor Cheatham expressed he felt Councilmember Haire was referring to what type study was made to justify the building, what cost savings. Michael Sells stated he believed this study was performed by Black and Veatch and Ted Johnson and that he was not in on any of these meetings. Mr. Boatwright stated he would get this information for Councilmember Haire. Councilmember Haire asked what additional manpower would be needed in this facility. He also asked how critical was this project. Also, asked if we needed this project this year. Fred Boatwright explained we only intend to spend \$50,000 this year. We will not be able to complete this project this year, it will be stretched out over the next several years.

Councilmember Haire stated that he had a point he wanted to raise. He stated we are trying to get ever ounce of sweat out of an individual. We are talking about a building that will require additional time on the part of the individual, but we are not talking about any additional employees. I think all this needs to be seriously looked at rather than just putting additional work load. I am sure there are many people out there just twiddling their thumbs and need work. Since you say this will be over a number of years, hopefully sometime in the future, we need to look at possibly providing additional manpower. Councilmember Salley stated he felt the new facility will actually reduce the workload. The building will not be cramped and the employees will not have to be constantly moving equipment to utilize the space. Fred Boatwright agreed with Councilmember Haire that over the long term, we will certainly have to be looking at additional maintenance people, but it will not be in this coming fiscal year. The facility will not be built in the 1993-94 fiscal year. Councilmember Haire asked when will the whole project jell. Fred Boatwright replied, 1994-1995 will be his best guess. Fred Boatwright will provide Council with cost study information for this project.

David E. Gillam proceeded with an explanation of the capital improvement projects for the Electric Division. They are as follows:

Project #1 - #22 Substation, 115 KV Source
Cost: \$638,500

To provide needed capacity for the U.S 301 South, S.C. Highway #4, #400, and Pinehill-Bolentown Area. Also, to provide additional backup for Substation #16 on U.S. Highway 178 North and the future Substation #21.

Project #2 - Gas Turbine Generator Plant
Cost: \$4,450,000

Additional capacity to the Department's ability to shave the peak-load, thereby reducing peak-demand billing from South Carolina Electric & Gas Company and providing an industrial (summer) natural gas load for the Department of Public Utilities' gas system.

Project #3 - Completion of the 115 KV Transmission Loop
Cost: \$1,719,200

Completion of the 115 KV transmission loop around the greater Orangeburg Department of Public Utilities' service area in order to increase the system capacity and reliability.

Project #4 - Substation #21
Cost: \$750,000

To provide the rapidly growing Cannon Bridge Road - Cordova Area substation capacity. To improve service reliability and service backup for the new Substation #22. This substation will also serve as a junction point of the future 115 KV transmission cross-town tie.

Project #5 - Conversion From 4.8/8.32 KV to 14.4/24.94 KV
Cost: \$147,600

Continuing conversion of part of the Department's service area from 4.8/8.32 KV grounded wye to 14.4/24.94 grounded wye, to increase the load carrying capacity, to improve voltage stability and regulation, and decrease losses in the electric distribution system.

Project #6 - SCADA System Expansion
Cost: \$85,700

Expansion of the ILEX Supervisory Control and Data Acquisition System initially installed in 1989-91. To further improve the control over all utility systems owned by the Department of Public Utilities.

Project #7 - Expansion of Fiber Optic Communication System
Cost: \$74,500

Expansion of the Department's fiber optic system to connect additional buildings, various utility structures and substations.

Project #8 - Miscellaneous 4.8/8.32 KV & 14.4/24.94 KV Construction
Cost: \$902,800

Miscellaneous construction of distribution power lines, both single and three phase to serve various commercial, industrial and residential loads.

Project #9 - Cross Town 115 KV Transmission Line
Cost: \$500,000

To provide an alternate route for electrical energy should a section of the 115 KV transmission loop fail. The 7.7 mile tie will also provide additional capacity and stability to the DPU transmission system.

Councilmember Salley questioned why Project #10 - Cable Television System was not presented. Mayor Cheatham responded explained that the Department of Public Utilities is presently under a gag order preventing discussion of cable television.

Councilmember Moore asked when will the Department feel we have a wonderful system and we do not have to spend \$10 million a year and when does it ever stop. Councilmember Moore expressed he was sure it was all needed, but was there an end in sight. David Gillam replied as long as there is growth, there will never be an end. Councilmember Moore asked what do systems do that do not have \$10 million. Mr. Boatwright replied, they either let there systems fall down or they find the money to invest in it. You have to invest to maintain the system and you have to invest for growth. If you do not, you cannot have growth. He also stated we need to remember that the growth in not only just the number of new buildings, but the growth within individual buildings. We all use more power now than we did 10 years ago.

Fred Boatwright presented the capital improvement project for the Gas Division. It is as follows:

Project #1 - Install 3.0 Miles of Gas Piping to Serve Proposed
Turbine Driven Electric Generators
Cost: \$398,000

Installation of 3.0 miles of 250 pounds per square inch natural gas piping to serve two present and two future natural gas fired jet turbine-driven electric generators for peak shaving and sludge drying to provide a second feed point into the DPU's gas system..

Fred Boatwright presented the capital improvement projects for the Wastewater and Water Divisions. They are as follows:

WASTEWATER DIVISION

Project #1 - Whitford Stage Creek Project

Cost: \$1,198,928

Construction of a new 1.5 MGD wastewater pumping station in the vicinity of Whitford Stage Creek (Gramling Creek) near the Old Elloree Road, for the replacement of an existing underground pump station presently located near American Yard Products and the construction of a new 300 GPM lift station on Middlepen Creek.

Project #2 - Triangle Tool Lift Station Conversion

Cost: \$53,000

A conversion of the existing underground wastewater lift station at Triangle Tool into an above ground station.

Project #3 - Replacement of Grinders & Automatic Valves
at the Wastewater Treatment Plant

Cost: \$270,000

The replacement of two existing hydraulic driven comminutors and two 14" electrically activated butterfly valves with newer, more modern efficient devices.

Project #4 - Sludge Dryer at Wastewater Plant

Cost: \$1,500,000

The sludge dryer at the Wastewater Plant will work in concert with the Electric Division's gas turbine generators. The dryer will utilize waste heat (exhaust) from the gas turbine generators to dry approximately 8,000 tons per year of sanitary sewer sludge. The dryer will receive sludge which is 85% water or 15% solids and dry it to a consistency of 95% solids or 5% water, thereby significantly reducing its volume and weight and thereby reducing hauling and disposal costs.

Project #5 - Long Range Plan and Study

Cost: \$40,000

A two year study of the wastewater collection system including flow analysis of each drainage basin, both existing and anticipated future flows, and a computer model of the wastewater collection system to be utilized for planning for future growth.

Project #6 - Cleaning Rights-of-Way

Cost: \$50,000

Clearing our existing sanitary sewer rights-of-way that have become over grown with underbrush and small trees.

Project #7 - Rerouting of Riverside Lift Station

Forced Main and 21" Sewer Rehabilitation

Cost: \$100,000

The alleviation of a surcharging condition that exists during peak flow periods and an existing sanitary sewer at Brookside and Lamoreux Streets by extending the 12" force main from Riverside Lift Station to an existing 21" sewer at Riverside and Russell Streets and rehabilitation of that 21" sanitary sewer.

Mayor Cheatham suggested we contact Orangeburg County Administrator Mr. Donnie Hilliard about the possibility of creating sewer districts. Fred Boatwright explained that the medium is in place not only for sewer special tax districts, but water districts, fire districts and street light districts.

WATER DIVISION

717

Project #1 - 36" Ductile Iron Water Main
Cost: \$166,620

The installation of a 36" ductile iron water main from the Water Plant to an existing 24" water main on Glover SW. To improve our water "get-away" from the Water Plant in the Distribution System and strengthen and enhance the entire Distribution System in the southeastern quadrant of the city.

Project #2 - 500,000 Gallon Storage Tank
In the St. Matthews Road System
Cost: \$639,120

The installation of a new 500,000 gallon water storage tank on the St. Matthews Road pressure system. The tank is to be located on the Saddle Club Road to improve fire flow, provide redundancy in the St. Matthews pressure system and to provide for future growth.

Project #3 - Elevated Storage Tank Painting
Cost: \$340,000

The painting of four of our elevated storage tanks, those being the Dantzler Street Tank, the Whaley Street Tank, the Bolentown Tank and the Cameron Tank.

Project #4 - Installation of Generator
Ellis Avenue Booster Station
Cost: \$80,000

The permanent location of a 150 KW stand-by generator at the Ellis Avenue Booster Pump Station to provide emergency power for the St. Matthews Road pressure system.

Project #5 - Replacement of Filter Bottoms
In Filters One and Two at The Water Treatment Plant
Cost: \$160,000

The existing wheeler bottoms in filters number one and two that were built in 1954 have both experienced some failures. This project will replace the bottoms in those filters so that they can continue to be operated. Both filters are capable of producing 1.5 million gallons of water per day each.

Project #6 - Three Year Corrosion Study
Cost: \$34,000

The planning and conduction of a thorough corrosion study of our entire Water Distribution System.

Project #7 - Installation of Diesel Finished Water Pump
At the Water Treatment Plant
Cost: \$50,000

Installation of a diesel driven finished water pump at the Water Treatment Plant to compliment the two existing diesel driven pumps. This will improve our finished water pumping capability under emergency situations from a present 8 MGD rate to a 12 MGD rate.

Project #8 - Compliance With Surface Water Treatment Rule
Cost: \$156,000

To provide compliance with the federally mandated requirements of the Surface Water Treatment Rule which is required under the Amendments to the Safe Drinking Water Act by providing treatment techniques to achieve 99.9% inactivation of Giardia lamblia cysts and a 99.99% inactivation of viruses, to further ensure the safety of our drinking water supply.

Project #9 - Replacement of Raw Water Generator and
Relocation to Highway 4 and 400 Water Booster
Pump Station
Cost: \$50,000

Replacing an existing generator at the raw water pump station with one of higher capacity enabling us to run two 8 MGD raw water pumps. We presently can only run one 8 MGD raw water pump with emergency stand-by power.

A Motion was made by Councilmember Salley , seconded by Councilmember Moore, to accept the first reading of an Ordinance to adopt the 1993-1994 Annual Budget for the Department of Public Utilities. Council gave a 6-0 vote. Councilmember Haire abstained, stating he wanted additional information before supporting the budget.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Becky A. Austin
Becky A. Austin
Secretary to Acting Manager
Department of Public Utilities



CITY COUNCIL MINUTES
AUGUST 17, 1993

Orangeburg City Council held its regularly scheduled meeting on August 17, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Pro Tem Keitt.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, approving the August 3, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, approving the August 10, 1993, Special City Council Minutes. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Rheney, to approve the Third Reading of an Ordinance to rezone A-1 Residential to A-2 Residential (810 Wilson Street, NE). This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to approve the Third Reading of the FY 1993-94 Budget Ordinance. This motion was unanimously approved. The total budget amount is \$8,346,519.

A motion was made by Councilmember Knotts, seconded by Councilmember Moore, to approve the Second Reading of an Ordinance to amend Chapter XV, Solid Waste Management, City Code of Ordinances. This allows the City to alter the sanitation rates at anytime during the fiscal year without having to wait for the budget cycle work sessions. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Moore, to approve the Second Reading of an Ordinance providing for the salary of the Mayor/Members of Council. This would give Mayor and Council a \$100 a month raise in salary. This was a 6-1 vote. Councilmember Salley opposed this motion. Councilmember Salley stated that at a time when taxes have been raised 5 mills and a \$5.00 per month residential garbage fee has been instituted, to raise salaries at this time was wrong. Mayor Cheatham stated that this was the first increase since 1977. The salary of elected officials cannot be made except prior to a general election. The next time this would come up would be in 1995. He stated, "We need to make the change now to make the salaries more compatible with the work load."

Ms. Michele Manning told Council of a new program she was starting in the Orangeburg area. It is Community Care Options For Older Adults. This would help in the delay of institutionalization for the elderly and would provide some in-home care for them. Also, an Alzheimer's Adult Day Care Program will be started as soon as funding is established..

Mayor Cheatham proclaimed the month of September as "Keep City of Orangeburg, South Carolina, Safe and Sparkling Month."

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to approve the First Reading of an Ordinance

CITY COUNCIL MINUTES
AUGUST 17, 1993
PAGE 2

to amend the Budget for the City of Orangeburg for the fiscal year beginning October 1, 1992 and ending September 30, 1993. This motion was unanimously approved. City Administrator Yow explained to Council that this was the same process that was put into effect in FY 1991-92, in which year-end projections are monitored and a better handle on the accounting is possible.

A motion was made by Councilmember Rhoney, seconded by Mayor Pro Tem Keitt, to approve the First Reading of an Ordinance to amend Sections 1-11.1 and 3-5a, City Code of Ordinances, to increase the maximum penalty for municipal code violations. This motion was unanimously approved. Assistant City Administrator Budds told Council that this would increase the maximum fines for municipal code violations from \$200 to \$500.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Rhoney, to approve the First Reading of an Ordinance establishing a new section of the City Code of Ordinances, numbered 1-12, for the purpose of authorizing the use of municipal ordinance summons for code enforcement. This motion was unanimously approved. Assistant City Administrator Budds told Council that the ticket system, along with the increased fines, would provide the City with the mechanism to deal with repeat City ordinance offenders. For example, those having overgrown lots, junk automobiles or creating excessive noise.

Acting Department of Public Utilities Director Boatwright, gave Council a report on the Project Good Neighbor. Mayor Cheatham suggested that a plan be developed to attract more contributors to the program that provides monies to help the needy with utility bills in emergency situations.

A motion was made by Councilmember Rhoney, seconded by Mayor Pro Tem Keitt, to enter into an Executive Session for the discussion of real property.

There being no further business, the meeting was adjourned.

Respectfully submitted, .

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
SEPTEMBER 7, 1993

Orangeburg City Council held its regularly scheduled meeting on September 7, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Knotts.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra F. Knotts
Marion F. Moore

ABSENT:

Joyce W. Rheney
W. Everette Salley

The first order of business was a Business License Revocation Hearing which was canceled.

Mr. Charlie Boswell, Chairman of the Downtown Orangeburg Revitalization Association, (DORA) introduced to Council the first director of DORA, Laurie Sigwall. Ms. Sigwall began her duties Tuesday, September 7, 1993.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the August 17, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to approve the Third Reading of an Ordinance to amend Chapter XV, Solid Waste Management, City Code of Ordinances. This motion was unanimously approved. This will allow the City to alter sanitation rates at anytime during the fiscal year without waiting until the budget cycle.

A motion was made by Councilmember Moore, seconded by Councilmember Haire, to approve the Third Reading of an Ordinance providing for the salary of the Mayor/Members of Council. This increase will be \$100 per month. The Mayor's salary will be \$5,400 per year and each Councilmember will receive \$4,200 per year. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the Second Reading of an Ordinance to amend the Budget for the City of Orangeburg for fiscal year beginning October 1, 1992, and ending September 30, 1993. This motion was unanimously approved.

Mayor Cheatham proclaimed September 13-17, 1993, as Industry Appreciation Week.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to approve the First Reading of an Ordinance amending the Code of Ordinances by establishing Section 2-5.3, Purchasing Procedures for the purpose of defining purchasing policies and procedures. Finance Director, Sharon Fanning, told Council that the purchasing policy had never been established by Ordinance and a management letter from the City's independent auditors had been uncovered stating that the City did not have an official policy. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to authorize City Administrator Yow to proceed with filing an application (FCC Form 328) to certify the City of Orangeburg as a cable rate regulator. This motion was unanimously approved. City Administrator Yow told Council that this was a procedural matter for the City to position itself as a cable rate regulator in accordance with the Federal Cable Act of 1992. He stated that the City was not moving to review any rates at this time. Councilmember Haire stated that he was glad to see the City having an opportunity to do something as relates to rates because it has been a shell game by the cable industry. Terry Roberson, General Manager of Jones Intercable, the local cable franchisee, stated he appreciated the City's right to file an application and offered his assistance.

Assistant City Administrator Eric G. Budds, explained to Council that the Orangeburg City Planning Commission took the following actions related to the proposed Orangeburg Comprehensive Plan.

1. Amended the Comprehensive Plan Land Use Map to reflect a recommendation that the Colonial Heights Neighborhood be designated exclusively for single family residential use, including the lots fronting on Chestnut Street and Old Saint Matthews Road.
2. Approved the proposed Comprehensive Plan Mission Statement.
3. Adopted the Comprehensive Plan text and Land Use Map as amended.

He then recommended that Council pass a Resolution accepting the 1993 Orangeburg Comprehensive Plan.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to pass a Resolution accepting the 1993 Comprehensive Plan as recommended by the Orangeburg Planning Commission. This motion was unanimously approved.

A motion was made by Councilmember Moore, seconded by Mayor Cheatham, to approve the Second Reading to adopt a budget for the Department of Public Utilities for Fiscal Year October 1, 1993, through September 30, 1994. This was a 4-0 vote. Councilmember Haire abstained from voting.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to pass a Resolution to accept the low bid from Brown Steel Contractors of \$456,200 and G. L. Till Construction of \$501,200 for improvements to the Water Distribution System's 500,000 gallon water tank on the Saddle Club Road and altitude valve at St. Matthews Road tank. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to pass a Resolution to accept the low bid from Municipal Tank Coating and Sandblasting of \$249,000 for improvements to the Water Distribution System's repainting of four (4) elevated storage tanks. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to pass a Resolution to accept the low bid from Southeastern Utilities of \$76,189 for improvements to the Water Distribution System on Ellis Avenue. This motion was unanimously approved.

RESOLUTION

WHEREAS, the Orangeburg City Council on January 19 ,1993 accepted the staff's recommendation to retain the services of Vismor and Associates to update the City's Comprehensive Plan and Zoning Ordinance; and,

WHEREAS, said consultant has worked with the Orangeburg Planning Commission and City staff over the past seven months to develop a revised Comprehensive Plan; and,

WHEREAS, a series of six publicly advertised meetings and a public hearing have been held on the proposed Comprehensive Plan; and,

WHEREAS, the Planning Commission has taken the comments received during the public meetings into consideration during the Plan review process; and,

WHEREAS, the Orangeburg City Planning Commission on August 5, 1993, voted unanimously to adopt the 1993 Comprehensive Plan and accompanying land use map as amended;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Orangeburg, South Carolina, in a meeting duly assembled, and by the authority of the same, that it does hereby endorse and accept the 1993 Orangeburg Comprehensive Plan as adopted by the Orangeburg Planning Commission.

PASSED THIS 7th DAY OF SEPTEMBER 1993

Martin C. Cheatham

Mayor, City of Orangeburg, South Carolina

L. Zimmerman Keitt

Allan F. Moore

Sandra P. Keitt

Sam Haire

Members of Council



ATTEST:

Sharon M. Jamming

City Clerk

R E S O L U T I O N

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

WHEREAS, the Department of Public Utilities of the City of Orangeburg, South Carolina received bids on August 12, 1993 for the repainting of four (4) elevated storage tanks.

WHEREAS, the low responsible bid for this work was submitted by Municipal Tank Coating and Sandblasting of Hamlet, North, South Carolina in the amount of \$249,000.00.

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Members of Council of the City of Orangeburg, in Council assembled, and by authority of the same, that the bid shown above be accepted; and

BE IT FURTHER RESOLVED that Fred H. Boatwright, Acting Manager of the Department of Public Utilities, be authorized and he is hereby directed to execute the contract documents on behalf of the Department of Public Utilities of the City of Orangeburg.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 17th day of September, 1993.

Signed:

Martin L. Chesham
Mayor

James Haire
Sandra P. Kertes
Wm. O. ...
L. Zimmerman Kirt

Members of Council



ATTEST:

Sharon M. Larimer
City Clerk and Treasurer

R E S O L U T I O N

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

WHEREAS, the Department of Public Utilities of the City of Orangeburg, South Carolina received bids on August 12, 1993 for the Ellis Avenue Booster Pump Station/Standby Power.

WHEREAS, the low responsible bid for this work were submitted by Southeastern Utilities, Inc. of Turbeville, South Carolina in the amount of \$76,189.00.

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Members of Council of the City of Orangeburg, in Council assembled, and by authority of the same, that the bid shown above be accepted; and

BE IT FURTHER RESOLVED that Fred H. Boatwright, Acting Manager of the Department of Public Utilities, be authorized and he is hereby directed to execute the contract documents on behalf of the Department of Public Utilities of the City of Orangeburg.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 7th day of September, 1993.

Signed:

Martin C. Theobald
Mayor

James J. Haire
Samuel P. Knotts
Alton Alton
L. Zimmerman Kest

Members of Council



ATTEST:

Sharon M. Lanning
City Clerk and Treasurer

R E S O L U T I O N

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

WHEREAS, the Department of Public Utilities of the City of Orangeburg, South Carolina received bids on August 11, 1993 for the 500,000 Gallon Water Tank on Saddle Club Road and Altitude Valve at St. Matthews Road Tank.

WHEREAS, the low responsible bid for this work were submitted by Brown Steel Contractors, Inc. of Newman, Georgia and G.L. Till Construction Co. of Orangeburg, South Carolina in the amounts of \$456,200.00 and \$45,000.00 respectively.

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Members of Council of the City of Orangeburg, in Council assembled, and by authority of the same, that the bid shown above be accepted; and

BE IT FURTHER RESOLVED that Fred H. Boatwright, Acting Manager of the Department of Public Utilities, be authorized and he is hereby directed to execute the contract documents on behalf of the Department of Public Utilities of the City of Orangeburg.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 7th day of September, 1993.



Signed:

Martin L. Chapman
Mayor

James Haire

Sandra P. Krotts

Marion F. Moran

J. Zimmerman Keist

Members of Council

ATTEST:

Thom M. Lanier
City Clerk and Treasurer

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to pass a Resolution accepting the low bid of from Terry Construction Company, Inc., of \$240,038 for improvements to the Wastewater Treatment Plant's influent grinders and return sludge valve modifications. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to enter into an Executive Session for personnel matters, discussion concerning the purchase and condemnation of real property--Orangeburg Municipal Airport and Hess Branch property.

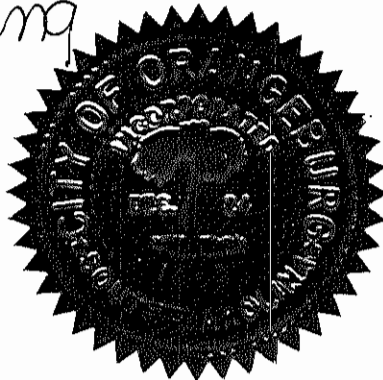
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
SEPTEMBER 9, 1993

Orangeburg City Council held a Special City Council meeting on September 9, 1993, at 4:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore

ABSENT:

Joyce W. Rheney
W. Everette Salley

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to enter into an Executive Session for the discussion on purchase and condemnation of real property for the Orangeburg Municipal Airport.

Council then entered back into regular session.

Mayor Cheatham stated that a phone call had been received from the FAA in Atlanta, Georgia. This call would delay any decision needed to be made regarding the Orangeburg Municipal Airport.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to adjourn the meeting.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
SEPTEMBER 10, 1993

Orangeburg City Council held an Emergency City Council meeting on September 10, 1993, at 12:00 Noon, in Council Chambers with Mayor Pro Tem Keitt presiding. An invocation was given by Councilmember Haire.

PRESENT:

Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney

ABSENT:

Martin C. Cheatham
W. Everette Salley

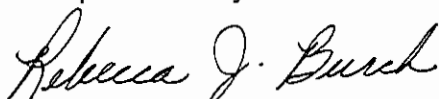
A motion was made by Councilmember Haire, seconded by Councilmember Moore, to enter into an Executive Session for the discussion on purchase and condemnation of real property for the Orangeburg Municipal Airport.

Council then entered back into regular session.

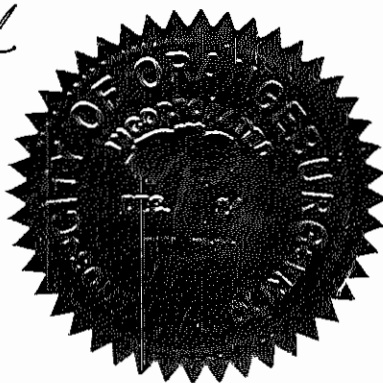
A motion was made by Councilmember Haire, seconded by Councilmember Moore, approving the submittal of the Federal Aviation Administration and the South Carolina Aeronautics Commission's project applications for the Orangeburg Municipal Airport improvements--proposed runway 17/35. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Rebecca J. Burch for
Sharon G. Fanning
City Clerk
/r



CITY COUNCIL MINUTES
SEPTEMBER 16, 1993

Orangeburg City Council held a Special City Council Meeting on September 16, 1993, at 12:00 Noon in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Joyce W. Rheney
W. Everette Salley

ABSENT:

Marion F. Moore

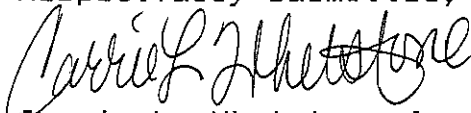
A motion was made by Mayor Cheatham, seconded by Mayor Pro Tem Keitt, to enter into an Executive Session for the discussion on purchase and condemnation of real property and easements for the Orangeburg Municipal Airport.

Council then entered back into regular session.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, approving a Resolution, which authorizes and directs the City Administrator to negotiate and make an offer, including a monetary offer, to Fashion Fabrics of America for an avigation easement for proposed runway 17/35 and if said easement cannot be negotiated to proceed with condemnation of said avigation easement. This motion was unanimously approved.

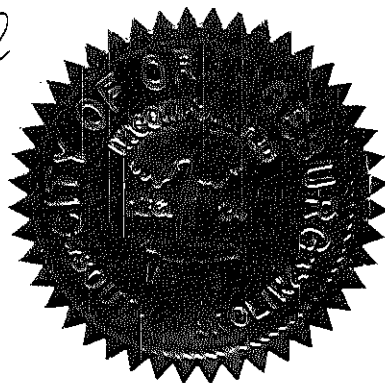
There being no further business, a motion was made by Councilmember Rheney, seconded by Mayor Pro Tem Keitt, to adjourn the meeting.

Respectfully submitted,



Carrie L. Whetstone for
Sharon G. Fanning
City Clerk

/r



RESOLUTION

WHEREAS, the Orangeburg City Council recognizes the importance of a new runway for efficient operations at the Orangeburg Municipal Airport; and

WHEREAS, the Orangeburg City Council further recognizes the vital role an improved airport plays in serving industry and the general welfare of the public; and

WHEREAS, the Orangeburg City Council on September 10, 1993, approved the submittal of the Federal Aviation Administration and South Carolina Aeronautics Commission's project applications for Orangeburg Municipal Airport improvements-proposed runway 17/35.

NOW, THEREFORE, BE IT RESOLVED by Mayor and City Council of the City of Orangeburg, South Carolina, in a meeting duly assembled and by the authority of the same, that it authorizes and directs the City Administrator to negotiate and make an offer, including a monetary offer, to Fashion Fabrics of America for an avigation easement for proposed runway 17/35 and if said easement cannot be negotiated to proceed with condemnation of said avigation easement.

PASSED by City Council, in Council assembled at Orangeburg, SC, this 16th day of September, 1993.

Martin C. Cheatham
MAYOR

James J. Haire
Sandra P. Krotz

James W. Kenealy
L. J. [unclear]
Robert [unclear]

MEMBERS OF COUNCIL

Sharon H. Larving
CITY CLERK

/r



CITY COUNCIL MINUTES
SEPTEMBER 21, 1993

Orangeburg City Council held its regularly scheduled meeting on September 21, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Reverend Ben Gafford.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

City Council held its swearing in ceremony for newly elected members with Attorney James F. Walsh conducting the ceremony. Councilmembers Rheney, Keitt, Moore and Mayor Cheatham took their oaths of office.

Mayor Cheatham announced the election of Mayor Pro Tem will be held during the October 5, 1993, City Council meeting.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to approve the September 7, 1993, City Council Minutes as distributed. This was a 5-0 vote. Councilmembers Salley and Rheney were absent for that meeting.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to approve the September 9, 1993, Special City Council Minutes as distributed. This was a 5-0 vote. Councilmembers Salley and Rheney were absent for that meeting.

A motion was made by Councilmember Rheney, seconded by Councilmember Keitt, to approve the September 10, 1993, Emergency City Council Minutes as distributed. This was a 5-0 vote. Mayor Cheatham and Councilmember Salley were absent for that meeting.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to approve the September 16, 1993, Special City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to approve the Third Reading of an Ordinance to amend the budget for Fiscal Year beginning October 1, 1992 and ending September 30, 1993. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to approve the Second Reading of an Ordinance amending the Code of Ordinance establishing Section 2-5.3, Purchasing Procedures for the purpose of defining purchasing policies and procedures. This motion was unanimously approved.

City Administrator Yow gave a report to Council on the solid waste tipping fees enacted by Orangeburg County Council and scheduled for implementation on October 1, 1993. He stated the County would be charging the City a fee of \$28.57 per ton for all commercial solid waste transported to the Orangeburg County Landfill. He is to meet later in the week with County Administrator Hilliard to discuss their plans and numbers in greater detail. This fee will be for the City and Department of Public Utilities. City Administrator Yow told Council that DPU will not be able to put the City sanitation charge on the utility bills. DPU will mail the bills and the City will collect the fees. The City has purchased the software and is in the process of doing a field survey so that implementation may begin in October.

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to rescind the five mill tax increase in the FY1993-94 budget and to increase the transfer from DPU by \$125,000 and to instruct City Administrator Yow to prepare a budget amendment ordinance to reflect this change.

Councilmember Rheney suggested more study be done before a vote.

Mayor Cheatham stated he did not mind putting it on the table for first reading but he may change his vote. He would support it if DPU can afford it, without affecting their credit rating.

Acting DPU Manager, Boatwright, stated it would have an impact on their budget and they would need to go back and do some budget work.

Councilmember Haire stated that he has been seeking information to see if this would have any adverse affect on DPU's bond rating and he could not secure any information.

Councilmember Salley stated the bond attorneys have already warned DPU about the credit rating. Mayor Cheatham said he was not aware of a warning. This motion was held in abeyance until later in the meeting.

Mayor Cheatham proclaimed October 13, 1993, as Air Combat Command Heritage of America Band Day.

Mayor Cheatham reminded Council of the scheduled meetings of the Downtown Revitalization Committee. He asked that all Councilmembers try to attend.

City Administrator Yow recommended to Council that an amendment be made to the Personnel Policy/Department of Public Safety Retirement System. The personnel policy stated that all DPS employees would be covered under the SC Police Officer's Retirement System (SCPORS). This included all clerical staff. City Administrator Yow's recommendation was to only include employees in police and fire-fighting activities and receiving related training to be included in the SCPORS. City Administrator Yow stated the Retirement System did not feel the clerical staff met the criteria for this system. Mayor Cheatham stated he did not feel the clerical personnel put their life on the line like the fire-fighters and policemen; therefore, not qualifying for the SCPORS. They would be put under the SC Retirement System like all other clerical personnel.

City Administrator Yow stated that the reason for the SCPORS, which only mandates that you work twenty-five years, is because of the physical demand and the high stress of the job duties. The clerical staff does not qualify for this he stated. A motion was made by Mayor Cheatham, seconded by Councilmember Rheney, to amend the Personnel Policy/DPS Retirement System.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, for a substitute motion to table the matter until further study. This was a 3-4 vote. Councilmember's Rheney, Salley, Moore and Mayor Cheatham opposed this motion. Mayor Cheatham made his original motion again, seconded by Councilmember Rheney, to amend the Personnel Policy/DPS Retirement System. This was a 4-2 vote. Councilmember's Keitt and Knotts opposed this motion. Councilmember Haire abstained from voting.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to approve a Resolution to authorize the Municipal Association of South Carolina (MASC) to act as claimant

agent for collection of debt in accordance with Setoff Debt Collection Act of 1988 for the City and DPU. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to accept a FAA Airport Improvements Grant offer in the amount of \$883,607 and authorize Mayor Martin C. Cheatham to execute the offer and authorize City Administrator Yow to request payments under the grant agreement. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to approve the Third Reading of an Ordinance to adopt a budget for the Department of Public Utilities for Fiscal Year October 1, 1993, through September 30, 1994. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to approve First Reading of an Ordinance amending the budget for the fiscal year beginning October 1, 1993, and ending September 30, 1994, by repealing the five (5) mill tax increase, and increasing the annual transfer from the Department of Public Utilities by \$125,000.00. This was a 6-1 vote. Councilmember Salley opposed this motion.

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, to enter into an Executive Session for personnel matters.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



OATH

"As Mayor of the municipality of the City of Orangeburg, I will equally, fairly, and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will use my best endeavors to preserve the peace and carry into effect according to the law the purposes for which I have been elected. So help me God."

I do solemnly swear or affirm that I am duly qualified, according to the Constitution of the State, to exercise the duties of the office to which I have been elected, and that I will to the best of my ability, discharge the duties thereof and preserve, protect and defend the Constitution of this State and of the United States. So help me God.

Martin C. Cheatham
Mayor
September 21, 1993
Date

Sworn before me this 21st day
of September, 1993.

[Signature]
Notary Public

02/12/2001
My Commission Expires



OATH

"As Councilmember of the municipality of the City of Orangeburg, I will equally, fairly, and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will use my best endeavors to preserve the peace and carry into effect according to the law the purposes for which I have been elected. So help me God."

I do solemnly swear or affirm that I am duly qualified, according to the Constitution of the State, to exercise the duties of the office to which I have been elected, and that I will to the best of my ability, discharge the duties thereof and preserve, protect and defend the Constitution of this State and of the United States. So help me God.

James W. Henry
Councilmember
Sept. 21, 1993
Date

Sworn before me this 21st day
of September, 1993.

[Signature]
Notary Public

02/12/2001
My Commission Expires



OATH

"As Councilmember of the municipality of the City of Orangeburg, I will equally, fairly, and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will use my best endeavors to preserve the peace and carry into effect according to the law the purposes for which I have been elected. So help me God."

I do solemnly swear or affirm that I am duly qualified, according to the Constitution of the State, to exercise the duties of the office to which I have been elected, and that I will to the best of my ability, discharge the duties thereof and preserve, protect and defend the Constitution of this State and of the United States. So help me God.

L. Zimmerman Keith
Councilmember
9/21/93
Date

Sworn before me this 21st day
of September, 1993.

[Signature]
Notary Public

02/12/2001
My Commission Expires



OATH

"As Councilmember of the municipality of the City of Orangeburg, I will equally, fairly, and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will use my best endeavors to preserve the peace and carry into effect according to the law the purposes for which I have been elected. So help me God."

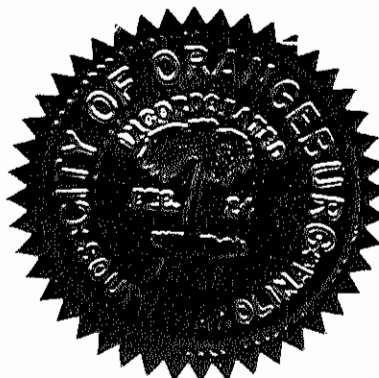
I do solemnly swear or affirm that I am duly qualified, according to the Constitution of the State, to exercise the duties of the office to which I have been elected, and that I will to the best of my ability, discharge the duties thereof and preserve, protect and defend the Constitution of this State and of the United States. So help me God.

William F. Moore
Councilmember
9/21/93
Date

Sworn before me this 21st day of September, 1993.

[Signature]
Notary Public

02/12/2001
My Commission Expires



RESOLUTION

TO AUTHORIZE THE MUNICIPAL ASSOCIATION OF SOUTH CAROLINA TO ACT AS CLAIMANT AGENT FOR THE CITY OF ORANGEBURG FOR THE COLLECTION OF DEBT IN ACCORDANCE WITH THE SETOFF DEBT COLLECTION ACT OF 1988

WHEREAS, the Setoff Debt Collection Act of 1988 (Section 12-54-410) allows the South Carolina Tax Commission to render assistance in the collection of debt owing to political subdivisions of the State; and

WHEREAS, the Municipal Association of South Carolina will act as claimant agent for municipalities in South Carolina; and

WHEREAS, the City of Orangeburg authorizes the City Administrator and Acting Manager of the Department of Public Utilities to enter into an agreement with the Municipal Association of South Carolina for the collection of debt owed this municipality.

BE IT FURTHER RESOLVED, that the City of Orangeburg indemnifies the Municipal Association of South Carolina to the extent permitted by law against any injuries, actions, liabilities, or proceedings arising from performance under the Setoff Debt provisions.

RESOLVED by Mayor and Council of the City of Orangeburg this 21st day of September, 1993.

Martin L. Beatham

Mayor

George W. Keneey

Member of Council

William F. Moore

Member of Council

L. Zimmerman

Member of Council

Barbara P. Smith

Member of Council

Gene Hane

Member of Council

W. Paul Sells

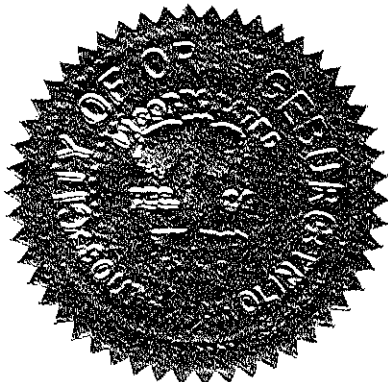
Member of Council

Members of Council

Attest:

Sharon M. Jamnong

City Clerk



CITY COUNCIL MINUTES
SEPTEMBER 29, 1993

Orangeburg City Council held a Special City Council Meeting on September 29, 1993, at 6:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to approve the Second Reading of an Ordinance amending the budget for the fiscal year beginning October 1, 1993, and ending September 30, 1994, by repealing the five (5) mill tax increase, and increasing the annual transfer from the Department of Public Utilities by 125,000.00. This motion was a 2-5 vote. Mayor Cheatham and Councilmember's Rheney, Salley, Moore and Knotts opposed this motion.

Councilmember Moore explained his vote change from last Council meeting stating that he felt it was "unfair to the budgeting process of DPU." He felt it was Council's fault for not getting the funds in place in the budget workshops. He stated that it was imperative that an independent study on what has become a national issue be done so that Council will have some guidance and result in a comprehensive plan on DPU and its annual transfer to the City.

Councilmember Haire stated that, "If Mr. Moore reflects this sort of discussion, it did take place informally, but I was told we need to try to find out some things and make this amendment later. After finding no evidence of any adverse effect as relates to DPU, I made my motion." He stated he was not accusing anyone to bending into whatever pressure but Council needs to have some stamina to make decisions and live with them.

Councilmember Moore stated that his mind was changed with a lot of deliberation, nothing else, and asked again for a comprehensive study.

Mayor Cheatham stated that he had made his decision at the beginning of the week and is only influenced by what he investigates on his own. He said he would like to see the Department of Public Utilities be able to transfer more to the City but "we've got to be prudent and remember there's a point of no return in this matter." He stated he did not feel like Council had enough information at this time.

Councilmember Keitt stated that her concern was the burden on the constituents and felt Council should do whatever so not to put an additional tax on them. She stated that DPU and the city are one entity and should be treated as such.

Councilmember Knotts stated that it was Council's responsibility to more be more mindful for the citizens both now and in the long run and to look at the big picture on all issues.

A motion was made by Councilmember Rhenev, seconded by Councilmember Moore, to enter into an Executive Session for discussion on purchase or condemnation of an easement or real property at Orangeburg Municipal Airport.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
OCTOBER 5, 1993

Orangeburg City Council held a Public Hearing on October 5, 1993, at 7:00 P.M., in Council Chambers with Mayor Martin C. Cheatham presiding. An invocation was given by Mayor Cheatham. The Hearing was held to discuss a request for the annexation of the unincorporated portion of South Carolina State University Campus. Mayor Cheatham asked for comments. City Administrator Yow opened by giving Council a brief overview. He stated there was one-hundred and twenty (120) acres of the campus not in the City limits. He furnished Council with a copy of the Public Notice, a copy of the minutes of South Carolina State College (not a University at that time) of November 13, 1990, from the Board of Trustees meeting, Section 5-3-140, Code of Laws, pertaining to annexation if property is owned by Federal or State Government, a sample petition, an example letter outlining internal annexation policy of the Budget and Control Board, a letter of financial analysis from South Carolina State University and a map of the property to be annexed.

Mr. Mool Shekhawat, Director of Finance and Management at South Carolina State University, stated that despite the good working relationship with the City and availability of police and fire protection, doubts persist as to the status of the portion of the campus not in the City. He explained that part of the high rise is in the City and part is out, the new dorm is out, the football stadium is out and somewhere down the line questions could arise because of this inconsistency. He stated, "We would like a clear understanding where we stand."

Councilmember Rheney asked Mr. Shekhawat what services would the City need to provide if SCSU were annexed. Mr. Shekhawat stated that the University would continue its own garbage collection and police protection. He said they did not intend to cut back on those services. Mayor Cheatham suggested that a statement to that effect come from South Carolina State University Board of Trustees and also a letter stating the current Boards desire to be annexed into the City.

Mr. W. C. Bowers expressed his concerns about the exact lines to be annexed and the extra costs to the City. He also wanted to know what revenues would be brought in due to annexation. Councilmember Salley stated the City would lose some revenues because the Department of Public Utilities charges a higher rate for customers located out of the City. City Administrator Yow stated that business licenses would possibly generate some revenues. These primarily would be for contractors and outside suppliers. Mayor Cheatham requested that additional information was needed before Council could commit to the annexation. Hearing no further comments the Public Hearing was closed.

Orangeburg City Council held its regularly scheduled meeting on October 5, 1993, immediately following the Public Hearing at 7:00 P.M., with Mayor Cheatham presiding.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Councilmember Keitt, seconded by Councilmember Rheney, to approve the September 21, 1993, City Council Minutes as distributed. This motion was unanimously approved.

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A motion was made by Councilmember Rheney, seconded by Councilmember Moore, to approve the September 29, 1993, Special

City Council Minutes as distributed. This motion was unanimously approved.

Mr. Austin Cunningham, a retired businessman, told Council that the Department of Public Utilities is the greatest asset that the Orangeburg area has, especially in attracting business and industry. He asked Council to ensure the independence of the utility company and do not try to micro-manage technical and engineering personnel. He stated in the twenty years he has lived in the community, the assets of DPU have grown from \$23 million to \$108 million. The funds transferred to the City in lieu of taxes have grown from \$764,000 in 1973 to \$2.8 million in 1992. He stated that during this period of growth that DPU has only added eleven (11) employees to its payroll. "It's been a cash cow for the City government of Orangeburg." In conclusion, he made a personal recommendation that, Council should continue the tradition of hiring in-house and draw on the present staff of DPU for its new manager.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to approve a Resolution to authorize the Municipal Association of South Carolina (MASC) to act as claimant agent for the collection of debt in accordance with the Setoff Debt Collection Act of 1988. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Salley, to approve the Third Reading of an Ordinance amending the Code of Ordinance establishing Section 2-5.3, Purchasing Policies and Procedures. This motion was unanimously approved.

Assistant City Administrator Budds gave Council a report on the proposed code enforcement. He stated the recommended process for enforcement would consist of the following actions:

1. All supervisory personnel and Public Safety Officers in the City would be provided with Potential Code Violation Report Forms. Staff would be instructed to complete a report on all potential violations observed during their normal performance of duties. These reports would be compiled and turned over to the City's Building/Codes Enforcement Official for investigation.
2. An investigation would be conducted on all reports or observations of potential code violations.
3. Individuals, or entities, determined by the Building/Codes Enforcement Official to be in violation of the code would be provided an Initial Notice of Violation, either by certified mail or hand delivery.
4. Upon the expiration of the compliance period stated in the initial Notice of Violation, the City Building Codes/ Enforcement Official will complete a Compliance report.
5. If the code violation persists after the completion of the compliance review, a citation in the amount specified would be authorized by the City Building/Codes Enforcement Official and be issued by the Department of Public Safety.
6. In the case of absentee landlords, a second certified notice would be issued at the end of the compliance period stating that, if proof of corrective action or a definitive plan to initiate corrective action is not received and accepted by the City within seven (7) days of the delivery date of the

Notice, that the City will initiate corrective action and bill the owner or violator for the full cost of the required action. 737

Councilmember Moore stated that the City has a system in place but it was not being used. He questioned why uniform traffic tickets would not be used. Assistant City Administrator Budds stated that if the uniform ticket was used the City would be forwarding more penalty assessments to the State. He told Council that representatives at the Municipal Association stated that a uniform ticket cannot be used for code violations. Also, only a sworn Public Safety Officer can issue a uniform ticket, which would pose a problem for many code violations pertaining to buildings, zoning, etc.

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to approve the Second Reading of an Ordinance to amend Section 1-11.1 and-5a, City Code of Ordinances, to increase maximum penalty for Municipal Code Violations. This was a 6-1 vote. Councilmember Moore opposed this motion.

A motion was made by Councilmember Rheney, seconded by Councilmember Keitt, to approve the Second Reading of an Ordinance establishing a new section of the City Code of Ordinances, numbered 1-12, for the purpose of authorizing the use of Municipal Ordinance Summons for code enforcement. This was a 6-1 vote. Councilmember Moore opposed this motion.

Public Works Director Earley gave Council a report on the implementation of commercial and residential solid waste collection fees. He stated the residential users will be charged a fee of \$5.00 per cart per month. The billing cycle for residential will be quarterly. The first bill will be mailed November 1, 1993. The first bill will only be for November and December. He explained to Council that yard trash has been banned from the roll carts by state law since May. Placards are in the process of being made to explain this. He stated the commercial solid waste fee rate will need to be charged at \$.80 per cubic yard. This is charged to re-coup the \$28.57 per ton tipping fee charged by the County. For example, it would cost a business with a 4 cubic yard dumpster \$3.20 for pick-up service. The cost for twice-a-week pick-up, the average cost per month would be \$27.52. For a business sharing a dumpster, the cubic yards will be divided equally among the users. The commercial fees will be billed monthly. The bills for residential and commercial will be mailed by DPU and paid either by mail or in person at the Finance Department at City Hall.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to set the commercial rate at \$.80 per cubic yard. This was a 6-1 vote. Councilmember Keitt opposed this motion.

Assistant City Administrator Budds gave an update on the Glover Street CDBG Rehabilitation Project to Council. Seventeen (17) housing units have been rehabilitated within the Glover Street Target Area using CDBG funds. These units have been rehabilitated at a total cost of \$207,909, or an average of \$12,230 per unit. To complete the project, three more units must be rehabilitated within the \$37,091 balance of available funds. The completed units represent all of the original applicants for assistance with the exception of unit number 9. On January 5, 1993, Council authorized work to proceed on unit 9 at a negotiated cost of \$17,694. However, work on this unit was delayed due to the high bid and need to obtain a clarification on

eligibility of the owner. Once these issues were resolved, the

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low bid contractor informed staff that he no longer desires to participate in the project. Attempts have been made to negotiate with the other contractors who previously bid on Unit 9, but the City has been unable to select a contractor through negotiation. During the middle of September, the Lower Savannah Council of Governments staff solicited a rebid on Unit 9 as well as bids on two new units. A total of four contractors, one old and three

new, were asked to bid on these units. On September 24, 1993, bids on the three units were received and opened. Only one contractor submitted a bid. The other contractors cited existing work load as the reason for not bidding.

Because of the lack of competition and a large variance between the bid price and the public body estimate, City staff recommends that the rebid on Unit 9 which came in at \$39,391 and a bid on a unit at 151 Lindale Street at \$8,292 be rejected. Staff further recommends that the bid of \$12,145 for unit 26 at 571 Salley Street be accepted for the following reasons.

1. The property owner has requested that the contractor who submitted the bid be allowed to perform the work.
2. The requested contractor's bid is within 15% of the public body estimate of \$10,870.
3. The bid price of \$12,145 is consistent with the project average of \$12,230 per unit.

He stated it was staff's intent to identify additional contractor's interested in participating in the project and to rebid the two units recommended for rejection as well as two backup units.

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to accept City staff's recommendation to proceed with Unit 26 at 571 Salley Street at a cost of \$12,145.00. This was a 6-0 vote. Councilmember Knotts abstained from voting.

Councilmember Salley gave a report to Council that the committee appointed by the Mayor to study applicants for the job of Manager of DPU met and then narrowed the applicant's list. A vote of 3-2 took place with the vote being in favor of recommending Fred Boatwright's name to be brought to Council to be appointed the Manger of DPU. Mayor Cheatham stated that this matter would be discussed in Executive Session.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to enter into an Executive Session for discussion on the purchase of real property and personnel matters. This motion was unanimously approved.

Council entered back into regular session.

A motion was made by Councilmember Keitt, seconded by Councilmember Moore, to uphold the Grievance Committee's decisions relating to personnel in the Parks and Recreation Department and Department of Public Safety. This was a 6-1 vote. Councilmember Haire opposed this motion.

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to take the six (6) top applicants for the position of Manager of the Department of Public Utilities and to

furnish each Councilmember with copies of resumes for reviewing to determine how many applicants to interview and Council would make the decision on the selection of a manager. This was a 6-1 vote. Councilmember Salley opposed this motion.

There being no further business, the meeting was adjourned.

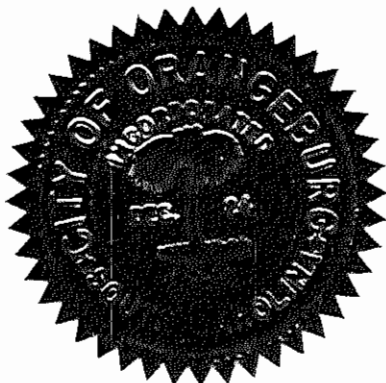
Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning

City Clerk

/r



CITY COUNCIL MINUTES
OCTOBER 12, 1993

Orangeburg City Council held a Special City Council Meeting on October 12, 1993, at 6:00 P.M., in Council Chambers with Mayor Cheatham presiding.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to enter into an Executive Session for discussion of a personnel matter, specifically the discussion of candidates for the position of Manager of the Department of Public Utilities. The majority concluded that the top three (3) applicants would be interviewed.

Arrangements will be made for the out-of-town applicants to visit Orangeburg for the interview. Council hopes to have the position filled by the end of October.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Martin C. Cheatham
Martin C. Cheatham
Mayor

/r



RESOLUTION

TO AUTHORIZE THE MUNICIPAL ASSOCIATION OF SOUTH CAROLINA TO ACT AS CLAIMANT AGENT FOR THE CITY OF ORANGEBURG FOR THE COLLECTION OF DEBT IN ACCORDANCE WITH THE SETOFF DEBT COLLECTION ACT OF 1988

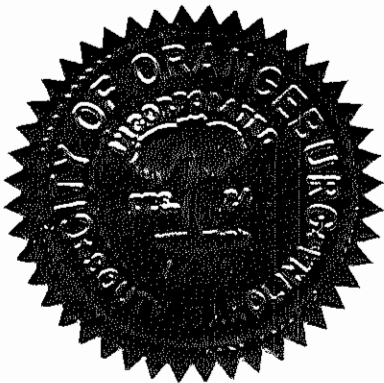
WHEREAS, the Setoff Debt Collection Act of 1988 (Section 12-54-410) allows the South Carolina Tax Commission to render assistance in the collection of debt owing to political subdivisions of the State; and

WHEREAS, the Municipal Association of South Carolina will act as claimant agent for municipalities in South Carolina; and

WHEREAS, the City of Orangeburg authorizes the City Administrator and Manager of the Department of Public Utilities to enter into an agreement with the Municipal Association of South Carolina for the collection of debt owed this municipality.

BE IT FURTHER RESOLVED, that the City of Orangeburg indemnifies the Municipal Association of South Carolina to the extent permitted by law against any injuries, actions, liabilities, or proceedings arising from performance under the Setoff Debt provisions.

RESOLVED by Mayor and Council of the City of Orangeburg this 5th day of October, 1993.



Attest:

Sharon N. Larimore
City Clerk

Walter C. Cheatham
Mayor
Sam Haire
Sandra F. Fritts
Marion F. Moore
J. Cunningham
Robert D. Allen
Joseph W. Roney
Members of Council

CITY COUNCIL MINUTES
OCTOBER 19, 1993

Orangeburg City Council held a regularly scheduled meeting on October 19, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Keitt.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to re-elect Councilmember Keitt as Mayor Pro Tempore. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the October 5, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Rheney, seconded by Councilmember Moore, to approve the October 12, 1993, Special City Council Minutes as distributed. This motion was unanimously approved.

Mayor Cheatham and Acting DPU Manager, Boatwright, presented Charlie Green, an employee of the Department of Public Utilities, with a Resolution of appreciation for his devotion to the City for twenty-eight (28) years, six (6) months and twenty-four (24) days of service.

Parks and Recreation Director, Buster Smith, introduced the 1994 Miss South Carolina Queen of Roses, Miss Karen Ramsey.

Miss Ramsey expressed to Council how appreciative she was for the opportunity to serve Orangeburg in this capacity.

A motion was made by Councilmember Rheney, seconded by Councilmember Salley, to approve the Third Reading of an Ordinance to amend Sections 1-11.1 and 3-5a, City Code of Ordinances, to increase maximum penalty for municipal code violations. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Rheney, to approve the Third Reading of an Ordinance establishing a new section of the City Code of Ordinances, numbered 1-12, for the purpose of authorizing the use of Municipal Ordinance Summons for code enforcement. This was a 6-1 vote. Councilmember Moore opposed this motion.

A presentation was made to Council by Finance Director, Sharon Fanning, on the proposed Employee Flexible Benefits Plan (Section 125). This plan will reduce taxable income for employees on an annual basis if they join. There are three (3) categories of benefits for employees to choose from. They are premium conversions, dependent child care and other medical.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to pass a Resolution approving the implementation of the Flexible Benefits Plan (Section 125). This motion was unanimously approved.

Parks and Recreation Director Smith updated Council on the Tree Planting Grants. He stated staff had earlier applied for three

grants to begin implementation of the Street Tree Masterplan that was developed through an Urban and Community Forestry Grant last year. All applications were submitted to the South Carolina Forestry Commission. Included in the applications was a \$5,000 Small Business Administration Grant, a \$10,000 Small Business Administration Grant and a \$5,000 Urban and Community Forestry Grant. The \$5,000 S.B.A. Grant was to plant live oaks and cypress along John C. Calhoun Drive in the Edisto Memorial Gardens. The \$10,000 S.B.A. Grant was to plant small trees (crepe myrtles) in the right-of-way of John C. Calhoun Drive from Boulevard to the 301 Bridge. The \$5,000 Urban and Community Forestry Grant was to be used to plant small trees (crepe myrtles) in the right-of-way on John C. Calhoun Drive from the northern City limits to Boulevard. The \$5,000 local match for the Urban and Community Forestry Grant is budgeted and the \$4,500 match for the \$15,000 in S.B.A. Grants can be transferred from other accounts of the Parks and Recreation Department. An in-kind contribution of \$10,500 is required over three years to also match the S.B.A. Grants. Staff has been notified that all three applications have been approved.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to approve the acceptance of three (3) Tree Planting Grants and authorize City Administrator Yow to sign the Grant agreements. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, to approve a Resolution designating October 27, 1993, as "National Unfunded Mandates Day". This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to approve a request from Jones Intercable for an easement to a parcel of property along side the entrance road to the City's maintenance facility. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Moore, to enter into an Executive Session for personnel matters pertaining to the Department of Public Utilities Manager. This motion was unanimously approved.

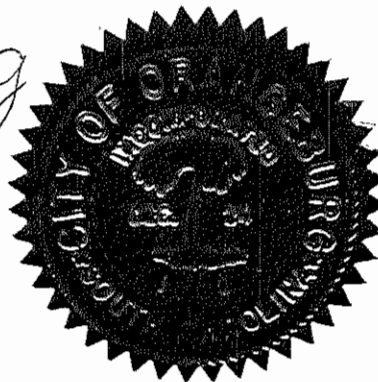
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



RESOLUTION

UNFUNDED MANDATES

WHEREAS, unfunded mandates on state and local governments have increased significantly in recent years;

WHEREAS, federal mandates require cities and towns to perform duties without consideration of local circumstances, costs, or capacity, and subject municipalities to civil or criminal penalties for noncompliance;

WHEREAS, federal mandates require compliance regardless of other pressing local needs and priorities affecting the health, welfare, and safety for municipal citizens;

WHEREAS, excessive federal burdens on local governments force some combination of higher local taxes and fees and/or reduced local services on citizens and local taxpayers;

WHEREAS, federal mandates are too often inflexible, one-size-fits-all requirements that impose unrealistic time frames and specify procedures or facilities where less costly alternatives might be just as effective;

WHEREAS, existing mandates impose harsh pressures on local budgets and the federal government has imposed a freeze upon funding to help compensate for any new mandates;

WHEREAS, the cumulative impact of these legislative and regulatory actions directly affect the citizens of our cities and towns; and

WHEREAS, The National League of Cities, in conjunction with the United States Conference of Mayor's, the International City Management Association, National Association of Counties, and the Municipal Association of South Carolina, has begun a national public education campaign to help citizens understand and then reduce the burden and inflexibility of unfunded mandates, beginning with a National Unfunded Mandates Day on October 17, 1993.

NOW, THEREFORE, BE IT RESOLVED that the City of Orangeburg, South Carolina, endorses the efforts of the National League of Cities and supports working with NLC to fully inform our citizens about the impact of federal mandates on our government and the pocketbooks of our citizens.

BE IT FURTHER RESOLVED that the City of Orangeburg, South Carolina, endorses organizing and participating in events to begin this process on October 27th; and finally

BE IT FURTHER RESOLVED that the City of Orangeburg, South Carolina, resolves to redouble our efforts to inform and work with members of our Congressional delegation to educate them about the impact of federal mandates and actions necessary to reduce their burden on our citizens.



Morton C. Heathman
MAYOR

Joseph P. Pappas

Lee Smith

James Keith

Marion E. Moore

Dwight L. Frazier

John H. Haire
MEMBERS OF COUNCIL

ATTEST:
Sharon M. Ganning
CITY CLERK

RESOLUTION

WHEREAS, Charlie Green has faithfully served the Department of Public Utilities of the City of Orangeburg for the past twenty-eight years, six months and twenty-four days, and

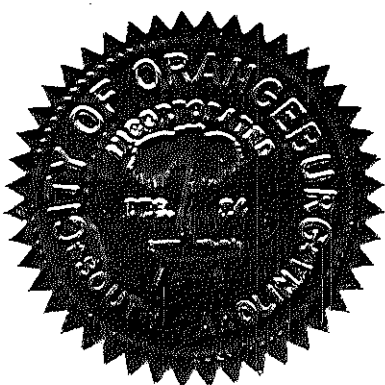
WHEREAS, He, through his long and faithful service contributed greatly to the successful operation of the Department of Public Utilities, and

WHEREAS, The City Council, in recognition of the fine contribution rendered the City of Orangeburg, wants to inscribe on the records its appreciation, now, therefore,

BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially take cognizance of the faithful service rendered to the Department of Public Utilities of the City of Orangeburg by Charlie Green in the capacities in which he served the Department for the past twenty-eight years, six months and twenty-four days, and commend him for a job well done.

BE IT FURTHER RESOLVED that a copy of this resolution, in appreciation of his devotion of duty to the City of Orangeburg, be placed in the minute book of the City and a copy furnished to Mr. Green in recognition of his services.

PASSED By the City Council of the City of Orangeburg, State of South Carolina, this 19th day of October, A.D., 1993.



Monte C. Chatham
Mayor

Sam Haire

Sandra P. Knotts

Marion F. Moore

Le Zimmerman

Robert H. Alley

James H. Sherry
Members of Council

ATTEST:

Sharon M. Jamming
City Clerk

RESOLUTION

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

That the rates of the Department of Public Utilities of the City of Orangeburg pertaining to Electricity, as heretofore adopted be, and the same are hereby repealed, and in lieu thereof, the Electric Rates of the Department of Public Utilities of the City of Orangeburg, hereto attached, be and they are hereby, declared effective and in full force on November 13, 1993 billings.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 2nd day of November, 1993.



Signed:

Martin. Chatham
Mayor

John Hare

Sandra T. Smith

William F. Moore

William H. Hight

Charles H. Hight

William H. Hight
Members of Council

ATTEST:

Sharon V. Farning
City Clerk and Treasurer

CITY COUNCIL MINUTES
NOVEMBER 2, 1993

Orangeburg City Council held a regularly scheduled meeting on November 2, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Ms. Floretta Watkins, Presbyterian Campus Ministry at South Carolina State University and Claflin College.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the October 19, 1993, City Council Minutes as distributed. This motion was unanimously approved.

Parks and Recreation Director, Marion J. Smith, introduced to Council, Mr. Jim Headley, Executive Director of the South Carolina Recreation and Parks Association. Mr. Headley presented to Mayor and Council three (3) awards received by the Parks and Recreation Department. They included: (1) The Overall Agency of the Year Award for cities with a population ranging from 10,000 to 25,000 and (2) The Innovative Programming Award for the Children's Easter Parade Program and (3) The Arts and Humanities Award for the Myth Adventure's Program for Halloween.

Mayor Cheatham thanked the Parks and Recreation employees for the tremendous change in the City due to their dedication.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Salley, to pass a Resolution proclaiming November 13, 1993, as Dr. Barbara R. Hatton Day. This motion was unanimously approved.

Mayor Cheatham stated he had met with local representatives of the Grand American Coon Hunters' Association, which has had the national hunt in Orangeburg for the past twenty-eight (28) years. They expressed their concerns about the cost of the business license fee charged. After surveying ten (10) other cities, he stated that eight (8) have lower fees than Orangeburg and two (2) were the same.

A motion was made by Mayor Cheatham, seconded by Councilmember Moore, to amend the Business License Ordinance--Special Events from a \$50.00 fee to a \$25.00 fee. This motion was unanimously approved. City Council directed staff to prepare an ordinance amendment for the next Council meeting.

Department of Public Utilities Acting Manager, Fred Boatwright, told Council that an electric rate increase would be needed to recoup the South Carolina Electric and Gas Company's rate increase on DPU. He stated "The proposed increase is a direct pass through penny for penny." "There is no increase due to inflation or on the rate of return." For a 1,000 kilowatt residential customer, the rate hike would mean an increase of \$2.44 a month. He stated the recently negotiated 6.9% rate increase to all SC Electric and Gas wholesale customers would result in a \$1.66 million a year cost to DPU.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to pass a Resolution to increase the electric rates. This motion was unanimously approved.

City Administrator Yow announced that he had hired a new DPS Director, Mr. Wendell Davis. He has thirteen years of experience in Public Safety and will begin his duties on November 15, 1993.

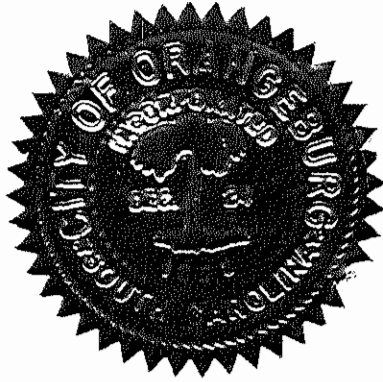
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



ELECTRIC RATE

NO. 1 - RESIDENTIAL SERVICE (Code 2A)

APPLICABLE: To a single-family dwelling unit supplied through one meter for domestic use. This schedule is not applicable to a residence which is used for commercial, professional, or any other enterprise unless the domestic use can be separately metered, in which case this schedule is applicable to the metered domestic portion of energy use only.

CHARACTER OF SERVICE: Alternating current, 60 hertz. Voltage and phase at the option of the Company.

GROSS MONTHLY RATE: (See Article IV-A, Item number 4, "General Terms and Conditions" for discount)

Standard Rate

First	50 kwhr @ \$0.1180 per kwhr
Next	200 kwhr @ \$0.0757 per kwhr
Next	250 kwhr @ \$0.0689 per kwhr
All in excess of 500 kwhr	@ \$0.0647 per kwhr

Minimum

\$6.38 per meter per month.

Note: "General Terms and Conditions" in effect apply to above. See Article IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 1-A - RESIDENTIAL SERVICE - ALL ELECTRIC (Code 2B)

APPLICABLE: To a single-family private dwelling unit supplied through one meter for all domestic use, including water heating, space heating, and air conditioning, where electric service is the only source of energy for the dwelling unit, except energy provided by wood-burning fireplaces used primarily for aesthetic purposes. This schedule is not applicable to a residence which is used for commercial purposes. If the customer's wiring is so arranged that electric service for domestic and nondomestic purposes can be metered separately, this schedule is applicable to that portion used for domestic purposes only.

CHARACTER OF SERVICE: Alternating current, 60 hertz. Voltage and phase at the option of the Company.

GROSS MONTHLY RATE: (See Article IV-A, Item number 4, "General Terms and Conditions" for discount)

Standard Rates

Summer Season

First	50 kwhr @ \$0.1180 per kwhr
Next	200 kwhr @ \$0.0757 per kwhr
Next	250 kwhr @ \$0.0689 per kwhr
All in excess of 500 kwhr	@ \$0.0647 per kwhr

Winter Season

First	50 kwhr @ \$0.1180 per kwhr
Next	200 kwhr @ \$0.0757 per kwhr
Next	250 kwhr @ \$0.0689 per kwhr
Next	500 kwhr @ \$0.0647 per kwhr
All in excess of 1,000 kwhr	@ \$0.0543 per kwhr

Minimum

\$6.38 per meter per month.

The winter season begins with Cycle 7 bills dated November and ends with Cycle 6 bills dated May. The summer season applies for all other bills rendered during the year.

Note: "General Terms and Conditions" in effect apply to above. See Article IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 2 - GENERAL SERVICE (Code 2C)

APPLICABLE: To any nondomestic and/or commercial or industrial customer for all power and energy uses at any one location where service of a single character is taken through one meter at one point of delivery for which no specific schedule is provided. This schedule is not applicable to breakdown, standby, supplementary, resale or shared electric service. All temporary service will be billed under this schedule. This rate will not be available for any new account which has a demand in excess of 300 KW.

CHARACTER OF SERVICE: Alternating current, 60 hertz. Voltage and phase at the option of the Company.

GROSS MONTHLY RATE: (See Article IV-A, Item Number 4, "General Terms and Conditions" for discount)

Standard Rate

First	50 kwhr @ \$0.1364 per kwhr
Next	100 kwhr @ \$0.1250 per kwhr
Next	200 kwhr @ \$0.1011 per kwhr
Next	2,650 kwhr @ \$0.0768 per kwhr
All in excess of 3,000 kwhr	@ \$0.0676 per kwhr

Minimum

\$6.38 per meter per month.

Note: "General Terms and Conditions" in effect apply to above. See Article IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 2-A - GENERAL SERVICE - ALL ELECTRIC (Code 2D)

APPLICABLE: To any nondomestic and/or commercial or industrial customer who would otherwise receive service under Rate No. 2 for all general power and energy use including lighting, water heating, space heating and air conditioning, where electric service is the only source of energy. This rate will not be available for any account which has a demand in excess of 300 KW.

CHARACTER OF SERVICE: Alternating current, 60 hertz. Voltage and phase at the option of the Company.

GROSS MONTHLY RATE: (See Article IV-A, Item Number 4, "General Terms and Conditions" for discount)

Standard Rates

Summer Season

First	50 kwhr @ \$0.1364 per kwhr
Next	100 kwhr @ \$0.1250 per kwhr
Next	200 kwhr @ \$0.1011 per kwhr
Next	2,650 kwhr @ \$0.0768 per kwhr
All in excess of 3,000 kwhr	@ \$0.0676 per kwhr

Winter Season

First	50 kwhr @ \$0.1364 per kwhr
Next	100 kwhr @ \$0.1250 per kwhr
Next	200 kwhr @ \$0.1011 per kwhr
Next	650 kwhr @ \$0.0768 per kwhr
Next	2,000 kwhr @ \$0.0676 per kwhr
All in excess of 3,000 kwhr	@ \$0.0585 per kwhr

Minimum

\$16.90 per meter per month.

The winter season begins with Cycle 7 bills dated November and ends with Cycle 6 bills dated May. The summer season applies for all other bills rendered during the year.

Note: "General Terms and Conditions" in effect apply to above. See Article IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

No. 3 - MEDIUM GENERAL SERVICE (Code 2E)

APPLICABLE: To industrial or commercial customers for general power and energy purposes and having demands of 100 kw or over. This schedule is not applicable to breakdown, standby, supplementary, resale or shared electric service.

CHARACTER OF SERVICE: Alternating current, 60 cycle, three phase service. Voltage at the option of the Company.

GROSS MONTHLY RATE: (See Article IV-A, Item Number 4, "General Terms and Conditions" for discount)

Demand Charge

First 100 kw @ \$1,180.00 of billing demand
All in excess of 100 kw @ \$11.80 per kw of billing demand

The billing demand (to the nearest whole KW) shall be the greatest of (1) the maximum integrated fifteen-minute demand measured during the current month, (2) eighty percent (80%) of the highest demand occurring during the eleven preceding months, or (3) the contract demand, or (4) 100 KW.

Energy Charge

All kwhr @ \$0.03047 per kwhr

Minimum

The minimum monthly charge shall be the demand charge as determined above.

POWER FACTOR CORRECTION: The customer shall at all times maintain a power factor of not less than 85 percent. The Department reserves the right to conduct tests to determine the power factor of the customer's installation during periods of maximum demand or by measurement of the average power factor for the monthly billing period. Should the power factor so determined fall below 85 percent, the demand for billing purposes will be determined by multiplying the maximum kw demand by 85 percent and dividing by the determined power factor. No credit shall be given for power factor greater than 85 percent.

Note: "General Terms and Conditions" in effect apply to above. See IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 4 - IRRIGATION SERVICE (CODE 2F)

APPLICATION: To any customer for all power and energy used at any one location where service of a single character is taken through one meter for the operation of electric motor driven pumps and equipment supplying water for irrigation of farmlands and plant nurseries. The pumping units served hereunder shall be used solely for the purpose of irrigation.

CHARACTER OF SERVICE: Alternating current, 60 cycle, three phase service. Voltage at the option of the Company.

STANDARD RATE

I. SUMMER - Months of June - September

ON-PEAK - Billing Demand - \$ 5.78 per kw. of billing demand
Energy ----- \$0.14013 per kwhr.

SHOULDER - Energy ----- \$0.09352 per kwhr.

OFF-PEAK - Energy ----- \$0.04671 per kwhr.

II. WINTER - Months of October - May

All Energy ----- \$0.04671 per kwhr.

MINIMUM CHARGE: The monthly minimum charge shall be \$12.00 per month except when the revenue produced by the customer does not sufficiently support the the investment required to serve the load. The Company will determine in each case the amount and form of payment required to correct the revenue deficiency.

ON-PEAK, SHOULDER, AND OFF-PEAK HOURS

- A. On-Peak Hours: Summer months of June through September
The on-peak hours are defined as the hours between 1:00 p.m. - 7:00 p.m. Monday - Friday, excluding holidays *
- B. Shoulder Hours: Summer months of June through September
The shoulder hours are defined as the hours between 11:00 a.m. - 1:00 p.m. and 7:00 p.m. - 9:00 p.m. Monday - Friday, excluding holidays *
- C. Off-Peak Hours: The off-peak hours in any month are defined as all hours not specified above as on-peak or shoulder hours.

*Holidays are Independence Day and Labor Day.

NOTE: "General Terms and Conditions" in effect apply to above. See IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 7 - LARGE POWER AND INDUSTRIAL (Users having Connected Load of 41 kilowatts and over) (Code 2I)

Monthly Minimum Charge of \$3.00 per kw of Connected Load.

First	50 kwhr @ \$0.1449 per kwhr per month
Next	100 kwhr @ \$0.1219 per kwhr per month
Next	200 kwhr @ \$0.1123 per kwhr per month
Next	4,650 kwhr @ \$0.0742 per kwhr per month
All in excess of	5,000 kwhr @ \$0.0605 per kwhr per month

NOTE: THIS RATE NOT AVAILABLE AFTER OCTOBER 6, 1970.

Note: "General Terms and Conditions" in effect apply to above. See Article IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 8 - LARGE GENERAL SERVICE (Code 2H)

APPLICABLE: To large industrial or commercial customers for general power and energy purposes and having demands of 1,000 kw or over. This schedule is not applicable to breakdown, standby, supplementary, re-sale or shared electric service.

CHARACTER OF SERVICE: Alternating current, 60 cycle, three phase service. Service will be metered at primary voltage.

GROSS MONTHLY RATE: (See Article IV-A, Item Number 4, "General Terms and Conditions" for discount)

Demand Charge

First 1,000 kw @ \$11,782.44 of billing demand
All in excess of 1,000 kw @ \$11.30 per kw of billing demand

The billing demand (to the nearest whole KW) shall be the greatest of: (1) the maximum integrated fifteen-minute demand measured during the current month, (2) eighty percent (80%) of the highest demand occurring during the eleven preceding months, (3) the contract demand, or (4) 1,000 KW.

Energy Charge

First 400,000 kwhr @ \$0.03039 per kwhr
All in excess of 400,000 kwhr @ \$0.02930 per kwhr

Minimum

The minimum monthly charge shall be the demand charge as determined above.

POWER FACTOR CORRECTION: The customer shall at all times maintain a power factor of not less than 85 percent. The Department reserves the right to conduct tests to determine the power factor of the customer's installation during periods of maximum demand or by measurement of the average power factor for the monthly billing period. Should the power factor so determined fall below 85 percent, the demand for billing purposes will be determined by multiplying the maximum kw demand by 85 percent and dividing by the determined power factor. No credit shall be given for power factors greater than 85 percent.

Note: "General Terms and Conditions" in effect apply to above. See Article IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 9 - OVERHEAD PRIVATE LIGHTING (Code 2K, 2L, 2M, 2Q, 2R, 2S)

The following is the rate schedule for lights installed for customers on company's standard poles which are a part of company's distribution system.

<u>Size</u>	<u>Lamp Charges Per Month</u>	<u>Kwhr. Per Month</u>	<u>Watts</u>
2K - 7,500 Lumens (Mercury) Open Type Globe	\$ 6.06/each	70	175
2L - 20,000 Lumens (Mercury) Closed Type Globe	\$11.53/each	140	400
2M - 50,000 Lumens (Mercury) Closed Type Globe	\$18.07/each	400	1000
2Q - 9,500 Lumens (HPS) Open Type Globe	\$ 6.06/each	40	100
2R - 27,500 Lumens (HPS) Closed Type Globe	\$11.53/each	105	250
2S - 50,000 Lumens (HPS) Closed Type Globe	\$18.07/each	160	400

Cost Per Month For Each Additional Pole:

<u>30 ft.</u>	<u>35 ft.</u>	<u>40 ft.</u>	<u>45 ft.</u>
\$1.30	\$2.00	\$2.50	\$3.00

Note: "General Terms and Conditions" in effect apply to above. See Article IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 10 - STREET LIGHTS (Code 2J, 2N, 2O, 2P, 2T, 2U, 2V, 2W, 2Y)

GROSS MONTHLY RATE: See Article IV-A, Item Number 4, "General Terms and Conditions" for discount.

The following is the rate schedule for lights installed for street lighting in the City of Orangeburg.

A. Unmetered Street Lights

<u>Size</u>	<u>Lamp Charges Per Month</u>	<u>Kwhr. Per Month</u>	<u>Watts</u>
2N - 7,500 Lumens (Mercury) Open Type Globe	\$ 6.37/each	70	175
2O - 20,000 Lumens (Mercury) Closed Type Globe	\$12.17/each	140	400
2P - 50,000 Lumens (Mercury) Closed Type Globe	\$30.87/each	400	1000
2T - 9,500 Lumens (HPS) Open Type Globe	\$ 6.37/each	40	100
2U - 27,500 Lumens (HPS) Closed Type Globe	\$12.17/each	105	250
2V - 36,000 Lumens (HPS) Closed Type Globe	\$12.75/each	140	360
2W - 50,000 Lumens (HPS) Closed Type Globe	\$13.76/each	160	400
2Y - 140,000 Lumens (HPS) Closed Type Globe	\$30.87/each	400	1000

B. Metered Street Lights

2J - \$0.08777 per KWH

Note: "General Terms and Conditions" in effect apply to above. See Article IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

ELECTRIC RATE

NO. 4 - WATER AND WASTEWATER PLANT SERVICE (CODE 2X)

APPLICATION: To any customer for all power and energy used at any one location where service of a single character is taken through one meter for the operation of electric motor driven pumps and equipment supplying water for irrigation of farmlands and plant nurseries. The pumping units served hereunder shall be used solely for the purpose of irrigation.

CHARACTER OF SERVICE: Alternating current, 60 cycle, three phase service. Voltage at the option of the Company.

STANDARD RATE

OFF-PEAK - Energy ----- \$0.0467 per kwhr.

MINIMUM CHARGE: The monthly minimum charge shall be \$12.00 per month except when the revenue produced by the customers does not sufficiently support the investment required to serve the load. The Company will determine in each case the amount and form of payment required to correct the revenue deficiency.

NOTE: "General Terms and Conditions" in effect apply to above. See IV-A, Item Number 4, "General Terms and Conditions" for discount on above. CURRENT FUEL CHARGE WILL BE APPLIED TO THIS RATE SCHEDULE.

Effective: November 13, 1993

RESOLUTION

WHEREAS, Dr. Barbara R. Hatton has devoted her career to creating and expanding educational opportunities at the elementary, secondary and higher education levels, and;

WHEREAS, Dr. Hatton has promoted education reform and community service efforts for the past three decades through her consulting, public speaking and service on a wide variety of foundation and university boards, and;

WHEREAS, Dr. Hatton has served in increasingly responsible teaching and administrative positions at a number of universities across the United States, and;

WHEREAS, the Board of Trustees for South Carolina State University named Dr. Hatton as the University's seventh president on September 30, 1992.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Members of Council of the City of Orangeburg, in Council duly assembled and by the authority of the same, that Saturday, November 13, 1993 be declared Dr. Barbara R. Hatton Day in recognition of her distinguished career in the field of education and in honor of her inauguration as the seventh President of South Carolina State University.

Passed this 2nd day of November, 1993.



Marshall C. Chapman

Mayor

Alvin F. Moore

Joseph W. Phelan

Andrea F. Knotts

John S. Haire

Ly J. ...

W. ...

Members of Council

ATTEST:

Sharon A. Jamming

City Clerk

RESOLUTION

**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR
TO ADMINISTER CDBG RENT CONTROL AGREEMENTS**

WHEREAS, the South Carolina Small Towns Community Development Block Grant (CDBG) Program requires that rent control agreements be executed by the owners of rental properties rehabilitated under the CDBG Program; and,

WHEREAS, the City of Orangeburg has utilized a standard rent control agreement prepared by the Lower Savannah Council of Governments (LSGOC); and,

WHEREAS, said agreement currently stipulates that "the amount of rent may be increased only after approval of the Mayor and City Council," and that only increases for property taxes and insurance which can be documented and deemed reasonable will be allowed.

NOW THEREFORE BE IT RESOLVED in Council duly assembled and by the authority of the same that the Mayor and City Council authorize the City Administrator or his designee to assume the following responsibilities with regard to administering rent control agreements:

1. To gather documentation and make administrative determinations as to the reasonableness of proposed rent increases.
2. To establish the amount of approved rent increases.
3. To refer to City Council only cases where either the property owner or tenant wishes to appeal the administrative ruling.

Passed this 16th day of November, 1993.



Martin C. Cheatham
Mayor, Martin C. Cheatham

Marion F. Moore

L. Zimmerman Keist

Dandra L. Woods

Bernard H. Hines

W. Paul H. Alley

Jose W. Kline
Members of Council

ATTEST:

Sharon N. Fanning
City Clerk/Treasurer

RESOLUTION

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO REVISE AND IMPLEMENT AN AMENDED POSITION DESCRIPTION AND CLASSIFICATION SYSTEM

WHEREAS, the City of Orangeburg's present position classification and description system is in need of revision and organization in a uniform format which clearly defines the positions, chain of command, essential and peripheral duties, education and experience requirements, the physical demands of the position and other requirements; and,

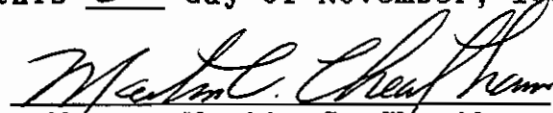
WHEREAS, to reflect the City's current organizational structure and to provide for efficient and effective operations changes in number, title and responsibilities of certain position classifications are necessary, most notably in the area of public safety; and

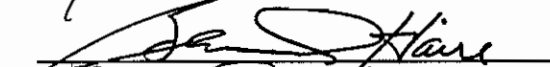
WHEREAS, compliance with state and federal mandates such as the Americans with Disabilities Act (ADA) require updates to the City's position descriptions.

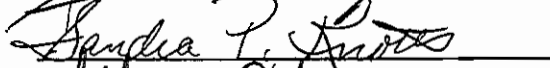
NOW THEREFORE BE IT RESOLVED by Council duly assembled and by the authority of the same that the City Administrator is hereby authorized to take the following actions:

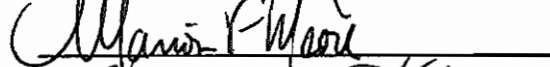
1. To consolidate or expand upon the number of position classifications.
2. To revise the supervisory responsibilities, essential and peripheral duties, educational and experience requirements and physical demands and other requirements of the positions.
3. To administratively adopt and implement use of the revised position classification and description system.

Approved this 16th day of November, 1993.

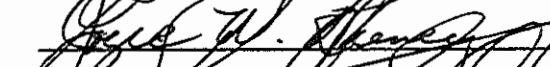

Mayor, Martin C. Cheatham











Members of Council



ATTEST:


City Clerk/Treasurer

BERNARD HAIRE
L. ZIMMERMAN KEITT
SANDRA P. KNOTTS
MARION F. MOORE
JOYCE W. RHENEY
W. EVERETTE SALLEY, D.V.M.
MEMBERS OF COUNCIL



MARTIN C. CHEATHAM
MAYOR
Bus. (803) 533-6000
FAX (803) 533-6007

City of Orangeburg

South Carolina

29116-0387

PROCLAMATION

NATIONAL DRUNK AND DRUGGED DRIVING (3D) PREVENTION MONTH 1993

WHEREAS, drivers and pedestrians impaired by alcohol and other drugs account for nearly 17,700 highway deaths annually; and

WHEREAS, motor vehicle crashes are the number one cause of death for children, adolescents, and young adults in the United States; and

WHEREAS, alcohol is involved in nearly half of all traffic fatalities; and

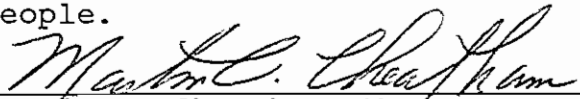
WHEREAS, injury and property damage resulting from impaired driving cause physical, emotional, and economic hardship for hundreds of thousands of adults and young people; and

WHEREAS, a decade of intense public education effort has proved that alcohol related highway crashes are not accidents and can be prevented; and

WHEREAS, comprehensive community-based strategies to further reduce and prevent impaired driving tragedies are known; and

WHEREAS, if we take a stand now, we can prevent impaired driving.

NOW, THEREFORE, I, Martin C. Cheatham, do hereby proclaim December, 1993, as "NATIONAL DRUNK AND DRUGGED DRIVING PREVENTION MONTH" in Orangeburg, South Carolina. As the Mayor, I also call upon all citizens, government agencies, public and private institutions, businesses, hospitals and schools in Orangeburg, South Carolina, to promote awareness of causes of driver impairment, existing and proposed laws intended to further reduce and prevent impaired driving, and opportunities to establish safer and healthier norms regarding the use of alcohol and other drugs for all citizens, particularly young people.


Martin C. Cheatham, Mayor

P.O. DRAWER 387
ORANGEBURG, SOUTH CAROLINA 29116-0387

CITY COUNCIL MINUTES
NOVEMBER 16, 1993

Orangeburg City Council held a Public Hearing at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. This was a Needs Assessment Hearing concerning the Community Development Block Grant Program. Assistant City Administrator Budds gave Council a brief update on the community needs and priorities.

He stated the past funding cycle was for thirty million dollars and was made available to the State by the U.S. Department of Housing and Urban Development for use in the State program and that the money was available to address three (3) national priorities which are as follows:

1. Benefit to the low to moderate income individuals
2. Aid in the elimination and prevention of slum and blighted areas
3. Imminent health treats

Mr. Budds stated that the funds are made available to non-entitlement local governments through three (3) programs which are:

- (1) Community Revitalization Program. A once a year competitive CDBG application cycle in which local governments can apply for up to \$500,000 to address one of the three national objectives. No local match is required.
- (2) Liveable Community's Program. Local governments can apply quarterly for up to \$300,000 for projects which address the national program objectives. A 15 percent local match is required. Only one grant can be open at any given time.
- (3) Economic Development Program. This program provides up to \$500,000 to units of local government to retain or create jobs by assisting economic development projects. Funds can be applied for at any given time a need arises. A maximum of \$10,000 per job can be awarded. There is no local match.

In order to be eligible to seek funding through the three programs. Mr. Budds stated a City must conduct an annual needs assessment hearing to identify potential uses for CDBG funds which will address a community need.

Next, Mr. Budds presented to Council a list of identified community needs which was consolidated from City Council's Goal Setting Retreats over the past two years. The identified needs are as follows:

1. Housing--New Construction
Rehabilitation of existing structures
2. Demolition and clearance of slum and blighted areas
3. Public water and sewer system expansions
4. Drainage
5. ADA/Section 504 Compliance
6. Downtown Revitalization
7. Recreational facilities i.e. gymnasium, community center, ballfields
8. Restoration of Stevenson Auditorium
9. Sidewalk/Curb improvements
10. Economic development/job creation
11. Activity cost related to HOME program

After presenting staff's list of community needs, Mr. Budds requested that Council review the list and add or delete from the list. A brief discussion ensued with Council agreeing that the list was very comprehensive and covered all of the needs that they were aware of.

Mayor Cheatham then asked if anyone present in the audience

wished to comment on the proposed list of identified needs or to add to the list

There being no further comments from the audience, the Public Hearing was closed.

Orangeburg City Council held its regularly scheduled Council meeting immediately following the Public Hearing with Mayor Cheatham presiding. An invocation was given by Councilmember Knotts.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

City Administrator Yow introduced to Council Mr. Wendell Davis, the new Director of the Department of Public Safety.

Mayor Cheatham announced the Christmas tree lighting ceremony on the square on November 29, 1993, at 6:00 P.M. Also, the lighting ceremony of the Christmas decorations in the Edisto Memorial Gardens on November 29, 1993 at 6:45 P.M.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the November 2, 1993, City Council Minutes as distributed. This motion was unanimously approved.

Ms. Tamalyn Blackman, Ballet Instructor for the Parks and Recreation Department told Council she had formed a non-profit ballet company, the Orangeburg City Ballet to do special performances for the public. This group has put together a fund raising effort to buy a wooden dance floor at a cost of \$8,000 for a City facility for her dancers. They have already raised \$1,500 in two weeks and several businesses have donated their time and materials to this project.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, approving the first reading of an Ordinance to amend the Business license ordinance for Special Events from a \$50.00 fee to a \$25.00 fee. This motion was unanimously approved.

Mr. James McGee, County Councilmember, addressed Council stating that the Edisto Drive area residents did not want to change the name of their street to J. C. Calhoun Drive. He stated that County Council passed a Road Naming Ordinance, due to E-911, giving a municipality the authority to name a street that leads out of the City. Every road and street needs a single name for E-911 purposes. The City already has an Edisto Avenue and has decided to maintain the name of J.C. Calhoun Drive which will comply with the County policy. Mr. McGee asked that Council readdress this issue for the Edisto Drive residents to possibly choose a compromise name for this area.

Mayor Cheatham stated he was willing to discuss this issue, but the City had complied with the Road naming Ordinance and had done exactly what they should have. The Mayor stated he had already spoken with some residents of Edisto Drive. Mayor Cheatham also stated that a lot of businesses would be affected by a name change from J.C. Calhoun Drive.

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, to approve a proclamation on National Drunk and Drugged Driving (3D) Preventive month. This motion was unanimously approved.

City Administrator Yow asked Council to authorize the revision of amended job descriptions in order to (1) bring position descriptions in compliance with ADA legislation, (2) because of restructuring of a full Public Safety Department and (3) and also it is good practice to amend these descriptions periodically.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to approve the Resolution authorizing the revision and implementation of amended job descriptions. This motion was unanimously approved.

Assistant City Administrator Budds told Council that the South Carolina Community Development Block Grant program requires that when Community Development Block Grant (CDBG) funds are utilized to rehabilitate rental properties that the investor owner of the property must execute an agreement which restricts rent increases and assures that the rental property remains affordable to low to moderate income persons.

During the Glover Street CDBG project, the City has utilized a rent control agreement which specifically restricts rent increases to the amount of increases for property taxes and insurance which can be documented and deemed reasonable. Additionally, this agreement states that the increase may be implemented only after approval of the City Council. He recommended that Council grant the City Administrator the authority to rule on proposed rent increases. Only the cases in which property owners or tenants that wish to appeal the administrative decision would be brought to City Council.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to approve a Resolution authorizing the City Administrator to administer CDBG Rent Control Agreements. This motion was unanimously approved.

There was no utility matters brought before Council.

Councilmember Haire stated that a fruitful search for a DPU Manager had been conducted. He stated he felt there was no other way than the interviewing process to hire a qualified applicant. He stated Council had frank discussions from the applicants and would like to make a motion. A motion was made by Councilmember Haire, seconded by Councilmember Salley, to offer Fred Boatwright's name as the new manager of the Department of Public Utilities. This motion was unanimously approved. Mr. Boatwright is the fourth manager since 1919.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Moore, to enter into an Executive Session for administrative matters. This motion was unanimously approved.

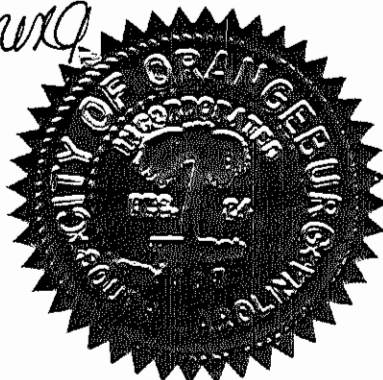
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
DECEMBER 7, 1993

Orangeburg City Council held a Public Hearing on December 7, 1993, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Moore. The hearing was held to discuss the submission of CDBG Liveable Grant to support the Glover Street HOME Program Rehabilitation project. Assistant City Administrator Budds informed Council that Governor's Office, Division of Economic Development, is assisting local governments that were awarded 1993 HOME Program grants by making available Community Development Block Grant (CDBG) funds through the Liveable Communities Program to assist with the activity cost associated with carrying out HOME funded projects.

City staff requested that City Council receive public comment on the submission of an application in the amount of \$40,000 and authorize submission of said grant application. This is a joint application with the Town of Fairfax. If approved, the City would receive \$20,000 to cover activity cost related to processing applications for the recipients, housing inspection/work write-ups, construction management and other staff support provided by the Lower Savannah Council of Governments.

Mayor Cheatham asked for comments. Hearing none the Public Hearing was closed.

Orangeburg City Council held its regularly scheduled meeting on December 7, 1993, immediately following the Public Hearing at 7:00 P.M., with Mayor Cheatham presiding.

PRESENT:

Martin C. Cheatham
Bernard Haire
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

L. Zimmerman Keitt

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to approve the November 16, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, approving the Second Reading of an Ordinance to amend the Business License Ordinance for Special Events from a \$50.00 fee to a \$25.00 fee. This motion was unanimously approved.

Mr. Robert Lambright from the Glover Street area told Council that he could not afford the City's residential sanitation fee on his fixed income. Mayor Cheatham explained that the cost of getting rid of the waste materials was expensive to the City. He stated that Council would look at the issue. Councilmember Moore stated that the cart could be turned in and the trash hauled to a dumpster outside the City limits and no fee would be charged.

Mr. John Baxley gave Council an update on the Pilots' Walk Dedication. He invited everyone to the dedication ceremony on December 17, 1993, at the Orangeburg Municipal Airport. It will be held at 10:35 A.M., the same time as Orville Wright's first flight.

Finance Director Fanning asked Council to amend the business license fee schedule for life insurance companies. This had previously been discussed during the budget workshops. The fee would change to a flat 2% on gross premiums from \$50.00 on the first \$2,000 of gross premiums and 1% thereof. She explained that this change would bring the life insurance companies in line with the fire and casualty insurance companies and with what is charged in most other cities. She stated that this fee is paid by the home office not local agents.

A motion was made by Councilmember Rheney, seconded by Councilmember Haire, to approve the First Reading of an Ordinance to amend Chapter XII of The City Code of Ordinances for the purpose of amending business fee schedule for life insurance companies. This motion was unanimously approved.

An item listed on the agenda as First Reading of an Ordinance to amend the Junk Ordinance was delayed until a further study could be made.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to approve the authorization to submit CDBG Liveable Communities Grant to support Glover Street HOME Rehabilitation Program and to authorize the Mayor to sign on behalf of the City and authorize the City Administrator to sign once the grant is submitted. This motion was unanimously approved.

City Administrator Yow told Council that the City of Orangeburg is striving to meet the ADA compliance procedures. All existing structures have been inventoried to see what will have to be done to bring them into full compliance of the Act. The City will not be able to do everything at once due to funding but it has been started. An amount of \$10,000 was approved in the FY1993-94 budget to get this project started. He stated he would like it to go on record that the City has taken the necessary steps to comply with this Act. A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to approve a Resolution endorsing the City Administrator's development and implementation of ADA compliance procedures. This motion was unanimously approved.

City Administrator Yow asked Council to have names for submittal for the appointment/election of members to the Planning Commission, Board of Adjustments and Aviation Commission at the first meeting in January. The Planning Commission and Board of Adjustment persons terms expire on January 18, 1994. The Aviation Commission persons terms expire on January 16, 1994. He noted that a Councilmember from one district could nominate someone from another district. The Aviation Commission members do not have to be residents of the City but qualified electors of Orangeburg County.

A motion was made by Councilmember Haire, seconded by Councilmember Salley, to approve a Resolution authorizing the revision and implementation of amended job descriptions for the Department of Public Utilities. This motion was unanimously approved.

Mayor Cheatham read a letter from Councilmember Knotts requesting that she abstain from any actions, discussions or decisions taken by City Council concerning the Glover Street Rehabilitation Project due to the fact that she is the owner of the deferred house, Unit #9, which was going to be discussed. At this time, Councilmember Knotts left the room.

Assistant City Administrator Budds told Council that eighteen (18) units had been rehabilitated under the Glover Street Project

750 At a total cost of \$220,054.00 for an average of \$12,225.00 per unit. In order for the City to fulfill its obligation to the Division of Economic Development, two (2) more units must be completed. The City has available \$24,946.00 to complete these units. To date, all of the original units authorized by City Council have been renovated with the exception of Unit #9, which was deferred due to its cost originally and then in January 1993, Council authorized the City to proceed and at this time the contractor with the low bid withdrew. During the last thirty (30) days staff has secured a contractor, which submitted a bid price of \$100.00 lower than Council authorized.

He also stated that a unit had been identified at 151 Lindale Street, which could be rehabilitated at a relatively low cost.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to authorize staff to proceed with Unit #9 for a cost not to exceed \$17,274.00 and a unit at 151 Lindalle for a cost not to exceed \$7,472.00. This was a 5-0 vote. Councilmember Knotts did not vote.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to authorize staff to exceed the \$12,000 average on Unit #9. This was a 5-0 vote. Councilmember Knotts did not vote.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to authorize staff to proceed with the unit at 151 Lindale Street which is a non low to moderate income household. This was a 5-0 vote. Councilmember Knotts did not vote.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to enter into an Executive Session for discussion on the purchase of real property. This motion was unanimously approved.

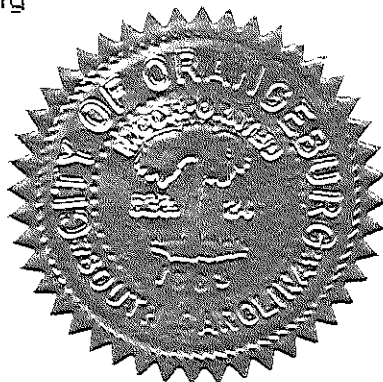
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



RESOLUTION

**A RESOLUTION ENDORSING THE CITY ADMINISTRATOR'S
DEVELOPMENT AND IMPLEMENTATION OF ADA COMPLIANCE PROCEDURES**

WHEREAS, the Americans with Disabilities Act (ADA) requires that equal access to all programs, services, activities and employment opportunities offered by the City of Orangeburg be extended to all persons otherwise validly entitled, without regard to race, color, religion, sex, national origin, age, marital or familial status, disability or other arbitrary basis subject to the exceptions provided by the Act, and;

WHEREAS, to ensure the City's compliance with said act, certain physical improvements and standard operating procedures related to program access, employment of the disabled, building accessibility, contracted services, reasonable accommodations and grievance procedures are required to be implemented.

NOW THEREFORE BE IT RESOLVED by Council duly assembled and by the authority of the same that Council endorses the City Administrator taking the following administrative actions:

1. To develop and implement standard operating procedures which address program accessibility, building accessibility, contracted programs or services, employment practices, employment recruitment, applicant screening, testing, ADA grievance procedures, reasonable accommodations for disabled and other provisions of the ADA.
2. To develop an ADA compliance inventory for all City facilities and to begin implementing corrective actions to bring City facilities into compliance by removing barriers to the disabled to the extent that said improvements do not entail excessive cost or exceed budgeted funds.

Approved this 17th day of December, 1993.

Martin C. Cheatham
Mayor, Martin C. Cheatham

Jeanne Haire
Sandra P. Knotts
William F. Moore
James D. Kelly
Jose W. Suarez



ATTEST:
Sharon M. Lanning
City Clerk/Treasurer

R E S O L U T I O N

A RESOLUTION AUTHORIZING THE MANAGER OF THE
DEPARTMENT OF PUBLIC UTILITIES TO
REVISE AND IMPLEMENT AN AMENDED POSITION DESCRIPTION
AND CLASSIFICATION SYSTEM

WHEREAS, the Department of Public Utilities' present position classification and description system is in need of revision and organization in a uniform format which clearly defines the positions, chain of command, essential and peripheral duties, education and experience requirements, the physical demands of the position and other requirements; and,

WHEREAS, to reflect the Department of Public Utilities' current organizational structure and to provide for efficient and effective operation changes in number, title and responsibilities of certain position classifications are necessary; and

WHEREAS, compliance with state and federal mandates such as the Americans with Disabilities Act (ADA) require updates to the Department of Public Utilities' position descriptions.

NOW THEREFORE BE IT RESOLVED by Council assembled and by the authority of the same that the Manager is hereby authorized to take the following actions:

1. To consolidate or expand upon the number of position classifications.
2. To revise the supervisory responsibilities, essential and peripheral duties, educational and experience requirements and physical demands and other requirements of the positions.
3. To administratively adopt and implement use of the revised position classifications and description system.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 7th day of December, 1993.

Signed:

Monte C. Chatham
Mayor

John W. [Signature]
[Signature]
Warren F. [Signature]
Dorinda P. [Signature]
[Signature]

Members of Council



ATTEST:

Sharon A. Lanning
City Clerk and Treasurer

CITY COUNCIL MINUTES
DECEMBER 21, 1993

Orangeburg City Council held its regularly scheduled meeting on December 21, 1993, at 7:00 p.m., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Rheney.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

A motion was made by Councilmember Rheney, seconded by Councilmember Moore, to approve the December 7, 1993, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to approve the Second Reading of an Ordinance to amend Chapter XII of the City Code of Ordinances for the purpose of amending business fee schedule for life insurance companies. This will change the fee to a flat 2% of gross premiums. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the Third Reading of an Ordinance to amend the Business License Ordinance for Special Events from a \$50.00 fee to a \$25.00 fee. This motion was unanimously approved.

City Administrator Yow recommended to Council to authorize the Municipal Association of South Carolina to act as a collection agency for business license fees for Property and Casualty Insurance Companies. He also recommended the payment option of 1% of gross premium monies collected by the City last year and 10% of all new collections as opposed to 4% across the board. City Administrator Yow explained to Council that the City collected approximately \$2,000 from one insurance company last year after discovering an error in their payment and the MASC has identified this same company as owing \$28,000 more. He stated that it is anticipated that new collections of \$50,000 will occur and this might be a conservative figure. The City will retain its collections of the Life and Health insurance fees at this time. We will research at a later date the feasibility of utilizing MASC to collect fees for Life and Health Insurance Companies.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to approve the First Reading of an Ordinance to authorize the Municipal Association of South Carolina (MASC) to act as collection agency for business license taxes for Property and Casualty Insurance Companies. This motion was unanimously approved.

Public Works Director, Reese Earley, gave Council an update on the Airport Runway 17/35 Project. He recommended to Council that they approve two work authorizations for the project consultants. The first authorization concerned work already completed, such as pre-engineering efforts for the wetlands permits and environmental work. The total on this step is \$91,585.00. A breakdown of reimbursements will be as follows:

90% of \$82,426.00	-	Federal
5% or \$ 4,580.00	-	City
5% or \$ 4,579.00	-	State

The State's share will not be reimbursed until the new zoning Ordinance with height restrictions is passed.

The second authorization is for work to be done including a wetlands mitigation plan, a taxi-way design plan and the FAA update of the exhibit map. The total for this is \$417,926. A breakdown of reimbursements will be as follows:

90% or \$376,133.00	-	Federal
5% or \$20,897.00	-	State
5% or \$20,896.00	-	City

The final approval is contingent on an FAA requirement of an independent fee estimate to be conducted and found reasonable.

He also stated that the City will receive full credit for \$109,869,00 already spent on a 50-50 split state-city grant in 1987.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to authorize the City Administrator to sign the necessary documents for the approval of Airport Runway 17/35 Project Work Authorizations Nos. 1 & 2. This motion was unanimously approved.

This motion was made by Councilmember Salley, seconded by Councilmember Rheney, to pass a Resolution for the acceptance of bid for the Natural Gas Pipeline and Metering Station to serve the electric turbine generators. The contractor will be Hahn Contracting Company of Birdsboro, Pennsylvania at a cost of \$364,077.24. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to enter into Executive Session for discussion on the acquisition of real property--Orangeburg Municipal Airport and Cable Franchise Renewal.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon M. Fanning

Sharon G. Fanning
City Clerk

/r.



1994

AGREEMENT
FOR COLLECTION OF ALL BUSINESS LICENSE TAXES FROM INSURANCE
COMPANIES AND BROKERS FOR NON-ADMITTED INSURANCE COMPANIES

WHEREAS, the MUNICIPAL ASSOCIATION OF SOUTH CAROLINA has developed a program for statewide collection of all current and delinquent business license taxes due from insurance companies licensed in this state, and is continuing a program for collection of business license taxes from brokers for non-admitted surplus lines insurers insuring risks in this state, in which some municipalities participate; and

WHEREAS, participating municipalities have adopted uniform rates and delinquent penalties for insurers and brokers, and a uniform due date of May 31 for such license taxes; and

WHEREAS, municipalities are authorized to contract for assistance in collection of business license taxes pursuant to S. C. Code Ann. §5-7-300; now therefore,

WITNESSETH

THIS AGREEMENT is made between the MUNICIPAL ASSOCIATION OF SOUTH CAROLINA (MASC) and the City/Town of City of Orangeburg (Municipality).

It is agreed between the parties as follows:

1. MASC will make the necessary investigations, develop a database for the Municipality, establish procedures for determining the amount of business license taxes due, communicate with insurance companies and brokers subject to the taxes, collect all current and delinquent business license taxes due from **Property and Casualty** insurers and from brokers on an annual basis.
2. MASC will bear all expenses incurred in connection with the services rendered.
3. MASC will deposit all funds received in an appropriate account for which accurate records will be maintained. Taxes collected for the municipality, less the service charge here in agreed to, will be disbursed to the Municipality on a monthly basis, unless otherwise agreed.
4. MASC is hereby designated as the exclusive agent of the Municipality for assessment and collection of the said business license taxes and penalties utilizing all procedures and actions authorized by ordinance or State law, and such procedures and actions may be invoked in the name of the Municipality without further approval by the Municipality.
5. MASC will notify all **Property and Casualty** insurance companies licensed in the state of this agreement and the requirement that all business license taxes be paid to MASC.

6. The Municipality acknowledges that it is an essential element of the programs for all such taxes to be paid to MASC, and no such taxes will be accepted, waived or compromised by the Municipality directly from or with an insurer or broker. All communications from Property and Casualty insurance companies and brokers will be sent to MASC. Payments accepted by the Municipality will be included in the computation of compensation to MASC.

7. The Municipality shall provide MASC with a report on the collection of Property and Casualty insurance company license taxes for the last full year prior to the agreement.

8. The Municipality agrees that MASC shall retain one (1%) per cent on a base amount equal to the amount collected directly by the Municipality from insurers in the last full license year prior to this Agreement, and ten (10%) per cent on all MASC collections from insurers above the base amount and on all amounts collected from brokers, together with any interest earned on funds held on deposit prior to disbursement, as compensation for the services rendered.

9. The Municipality represents that this agreement has been approved by ordinance duly adopted pursuant to S.C. Code Ann. §5-7-300.

10. This Agreement is effective until December 31, 1998, and shall continue from year to year thereafter until terminated by either party upon 90 days notice in writing given prior to December 31.

MUNICIPAL ASSOCIATION OF SOUTH CAROLINA

By: Howard E. Duvall, Jr.
Howard E. Duvall, Jr.
Executive Director

CITY/TOWN OF City of Orangeburg

By: Martin C. Cheatham
Mayor

DATE: January 25, 1994.

R E S O L U T I O N

BE IT RESOLVED By the Mayor and Members of Council of the City of Orangeburg, South Carolina, in Council assembled, and by authority of the same:

WHEREAS, the Department of Public Utilities of the City of Orangeburg, South Carolina received bids on December 8, 1993 for the natural gas pipeline and metering station to serve the electric turbine generators.

WHEREAS, the low responsible bid for this work was submitted by Hahn Contracting Company of Birdsboro, Pennsylvania in the amount Of \$364,077.24.

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Members of Council of the City of Orangeburg, in Council assembled, and by authority of the same, that the bid shown above be accepted; and

BE IT FURTHER RESOLVED that Fred H. Boatwright, Manager of the Department of Public Utilities, be authorized and he is hereby directed to execute the contract documents on behalf of the Department of Public Utilities of the City of Orangeburg.

PASSED by the City Council, in Council assembled at Orangeburg, South Carolina, this 21st day of December, 1993.

Signed:

Martha C. Cheatham
Mayor

James Haire
Andrea L. Shotts
W. F. Mann

James W. Thayer
Members of Council



ATTEST:

Sharon M. Lemming
City Clerk and Treasurer