



A RESOLUTION TO ACCEPT A DONATION OF PROPERTY TO THE CITY OF ORANGEBURG FROM THE DOWNTOWN ORANGEBURG REVITALIZATION ASSOCIATION SHOWN AS PARCEL 5 ON A PLAT OF SURVEY PREPARED FOR SAID ASSOCIATION BY DONALD J. SMITH, JR., INC., DATED SEPTEMBER 13, 2010, DECEMBER 17, 2010, JANUARY 18, 2011, FEBRUARY 9, 2011 AND NOVEMBER 28, 2011.

WHEREAS, the DOWNTOWN ORANGEBURG REVITALIZATION ASSOCIATION (hereinafter referred to as "DORA") has offered to unconditionally donate the below described property to the City of Orangeburg; and,

WHEREAS, the City finds that it is in its best interest and that of its citizens to accept said gift.

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL DULY ASSEMBLED this 3rd day of January, 2012, that the City of Orangeburg does hereby accept the offer and donation of the below described property from DORA without any condition, restriction, reservation or commitment and authorizes the City Administrator to execute any and all necessary related documents.

Description of property:

All that certain piece, parcel or tract of land, together with all and improvements thereon, situate, lying and being in the City of Orangeburg, County of Orangeburg, State of South Carolina, and set forth and shown as Parcel 5 on a Plat of Survey prepared for DORA by Donald J. Smith, Jr., Inc., containing 0.29 acre, .33 acre, 0.18 acre and .04 acre, respectively; said plat being dated September 13, 2010, December 17, 2010, January 18, 2011, February 9, 2011 and November 28, 2011.

AND IT IS SO RESOLVED.



Mayor

Members of Council

Caryn W. Phares
City Clerk



A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER LEASE AGREEMENT, EQUIPMENT SCHEDULE, AND ESCROW AGREEMENT, AND RELATED INSTRUMENTS, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

BE IT RESOLVED by the governing body of the City of Orangeburg (the "Lessee"), at a duly called meeting of the governing body held on the 3rd day of January, 2012, the following resolution was introduced and adopted:

RESOLVED, whereas the governing body of Lessee has determined that a true and very real need exists for the acquisition of Various Equipment as described in the Request for Proposal and Exhibit "A" attached hereto, in the amount of \$649,500.00 at 1.27% APR for three (3) years, by entering into an Lease Purchase Agreement with South Carolina Bank and Trust (SCBT) as Lessor and the City of Orangeburg as Lessee (the "Agreement") according to the terms set forth in the Bid Proposal from South Carolina Bank and Trust (Exhibit "B") the Equipment will be used by the Lessee for the following purpose: To provide new and cost efficient equipment for the operation of City government.

RESOLVED, whereas the governing body of Lessee has taken the necessary steps including any legal bidding requirements, under applicable law to arrange for the acquisition of such equipment.

RESOLVED, whereas the governing body hereby directs its legal counsel to review the Agreement and negotiate appropriate modifications to said Agreement so as to assure compliance with state law and local statutory law, prior to execution of the Agreement by those persons so authorized by the governing body for such purpose.

BE IT RESOLVED, by the governing body of the lessee that:

The terms of said Agreement are in the best interests of Lessee for the acquisition of such equipment and the governing body of Lessee designates and confirms the following person(s) to execute and deliver, and to witness (or attest), respectively, the Agreement and any related documents necessary to the consummation of the transactions contemplated by the Agreement.

Name and Title of Person(s) to Execute Agreement:

John H. Yow, City Administrator

RESOLVED, the Lessee covenants that it will perform all acts within its power which are or may be necessary to insure that the interest portion of the Rental Payments coming due under the Agreement will at all times remain exempt from federal income taxation under the laws and regulations of the United States of America as presently enacted and construed or as hereafter amended. The Lessee hereby certifies that it has not issued or effected the issuance of, and reasonably anticipates that it shall not issue or effect the issuance of more than ten million dollars (10,000,000.00) of tax-exempt obligations during the calendar year, and hereby designates the Agreement as a "qualified tax exempt obligation", as defined by Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

Passed by the City Council of the City of Orangeburg, South Carolina this 3rd day of January 2012.



ATTEST:

Marshall John
City Clerk

Paul A. Miller, Mayor

Sandra P. Kirtles
Charles B. Brumfield
James Haire
L. Zimmerman
Richard A. Thomas
Chris
Council Members

2165

CITY COUNCIL MINUTES
January 3, 2012

Orangeburg City Council held its regularly scheduled meeting on Tuesday, January 3, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Pro Tem Haire presiding.

PRESENT:

Bernard Haire
Charles B. Barnwell, Jr.
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

ABSENT:

Paul A. Miller, Mayor

A motion was made by Councilmember Keitt, seconded by Councilmember Jernigan, to approve the December 6, 2011, City Council Minutes as distributed. This motion was a 5-0-1 vote, as Councilmember Barnwell abstained. He was not present at the December 6, 2011y meeting.

Mayor Pro Tem Haire presented to Mr. Don Tribble, Executive Director of Community of Character, the January, 2012, Character Trait Proclamation, "Forgiveness".

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve a Resolution authorizing the execution and delivery of a Master Lease Agreement, Equipment Schedule and Escrow Agreement and related instruments and determining other matters in connection therewith South Carolina Bank and Trust in the amount of \$649,500.00 at 1.27% APR for three (3) years. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve a Resolution accepting real property to be conveyed to the City of Orangeburg by Downtown Orangeburg Revitalization Association (DORA) and authorizing the City Administrator to execute all necessary related documents. This motion was unanimously approved.

Concerning Department of Public Utilities matters, DPU Manager Miller stated, "In December 2009, South Carolina Electric and Gas Company Transmission Services filed for a rate increase with the Federal Energy Regulatory Commission (FERC). Orangeburg DPU, in conjunction with SCE&G's other transmission customers filed a motion of intervention with FERC regarding the rate increase. On May 12, 2011, SCE&G submitted a settlement agreement and revised tariff sheets resulting from negotiations with Orangeburg DPU and other interveners. This settlement was approved by FERC on October 21, 2011. We are pleased a settlement has been reached. Our staff worked very hard during this process and that hard work is now paying dividends to our customers in the form of one of the largest refunds in DPU's history. All classes of customers will receive a refund based on their January usage. For residential customers, this amount will average between \$5--\$7 per 1,000 kilowatt hours used and will appear on their February 2012, bills."

2166

Page 2

A motion was made by Councilmember Jernigan, seconded by Councilmember Keitt, to approve the SCE&G's Electric Transmission Rate Refund to DPU in the amount of \$458,359.97. This motion was unanimously approved.

Mayor Pro Tem Haire reminded Council to review the memorandum from City Administrator Yow regarding vacancies on Boards and Commissions.

A motion was made by Councilmember Barnwell, seconded by Councilmember Jernigan, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb





**A RESOLUTION OF SUPPORT OF THE MUNICIPAL
ASSOCIATION'S 2012 LEGISLATION AGENDA**

BE IT RESOLVED, cities and towns in South Carolina are the government closest to the people providing the core services residents and businesses demand for a high quality of life; and,

WHEREAS, residents and businesses want their local city and town councils to have the flexibility to make decisions that are best for their communities while also being held accountable by their residents to spend wisely and govern locally; and,

WHEREAS, cities and towns support increasing the economic strength of the state to enable job creation for residents and encourage business development and success; and,

WHEREAS, the Municipal Association Board of Directors approved the 2012 Legislative Agenda that supports local elected leaders making decisions based on local needs and priorities; and,

WHEREAS, the Legislative Agenda is based around three legislative principles of promoting economic growth, enhancing a positive quality of life, encouraging local accountability and fiscal responsibility that support the core functions of government that cities and towns provide; and,


WHEREAS, enclave annexation, municipal capital project sales tax, fully funding the Local Government Fund and rehabilitating abandoned buildings, are the four major legislative issues that local elected leaders determined can have the greatest impact on their hometowns; and,


WHEREAS, the Agenda also focuses on fiscal, economic development, infrastructure and public safety issues that are important to cities and towns of all sizes and in all parts of the state.


BE IT, THEREFORE, RESOLVED that the Council of the City of Orangeburg affirms on this 17th day of January, 2012, its support for the Municipal Association's 2012 Legislative Agenda set forth by the Municipal Association of South Carolina Board of Directors to direct and promote local decision making to the local elected officials that govern the state's 269 cities and towns.

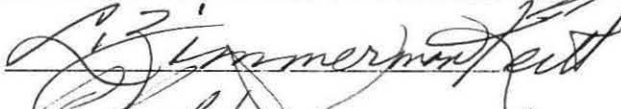
DONE AND RATIFIED THIS 17TH DAY OF JANUARY, 2012.




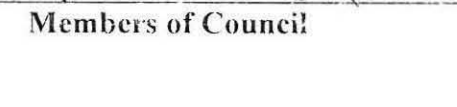


Mayor










Members of Council

ATTEST:


City Clerk



**RESOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC UTILITIES
FOR THE CITY OF ORANGEBURG TO ASSUME A CLAIM DEDUCTIBLE
WITH THE SOUTH CAROLINA MUNICIPAL INSURANCE TRUST
WORKERS' COMPENSATION FUND**

WHEREAS, the Department of Public Utilities, City of Orangeburg is a member of the South Carolina Municipal Insurance Trust; and,

WHEREAS, the Council of the Department of Public Utilities, City of Orangeburg believes it is in the City's best interest to share in the risk of paying workers' compensation coverage; and,

WHEREAS, the Department of Public Utilities, City of Orangeburg hereby agrees to assume a deductible as shown below for each and every workers' compensation claim which may be filed and for which there is an obligation to pay in accordance with the Workers' Compensation Statutes of the State of South Carolina.

<u>Coverage Type</u>	<u>Amount of Deductible</u>
Workers' Compensation	\$100,000.00

We further acknowledge responsibility for filing all claims with the Claims Administrator for the South Carolina Municipal Insurance Trust who will adjust the claim(s) on behalf of the Department of Public Utilities, City of Orangeburg and for paying all deductible invoices on a monthly basis as costs are incurred until such time as the maximum deductible is satisfied.

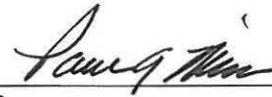
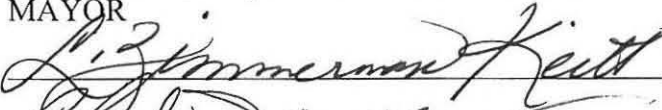
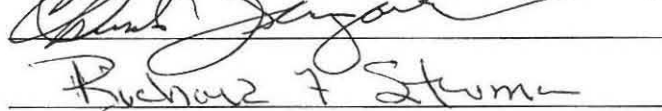
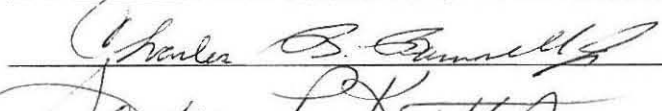
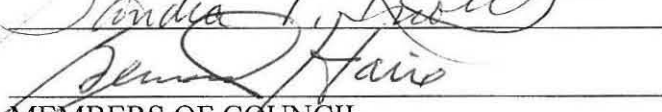

We further acknowledge that the deductible includes all claims cost, including but not limited to legal expenses, and is inclusive in the South Carolina Municipal Insurance Trust's Self-Insured Retention (SIR) for reinsurance purposes.

Should the Department of Public Utilities, City of Orangeburg decide to discontinue its participation in the South Carolina Municipal Insurance Trust at some future date, we acknowledge responsibility to pay our deductible for all claims arising out of the period of time coverage was in effect until such time as our obligation to pay has been satisfied or the claim file is closed.

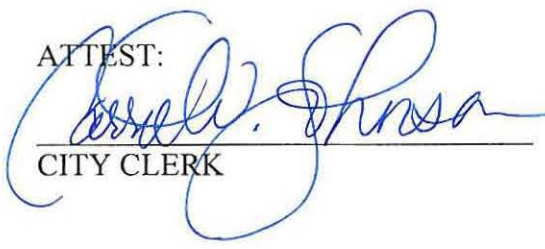
This Resolution shall become effective upon approval by the Council, as attested below, and it is agreed that the deductible requested above shall become effective at the beginning of the South Carolina Municipal Insurance Trust's next plan year and shall remain in effect until a duly authorized change is made or we have discontinued our participation in the Trust.

NOW, THEREFORE, BE IT RESOLVED BY ORANGEBURG CITY COUNCIL, DULY ASSEMBLED on the 17th day of January, 2012.




MAYOR





MEMBERS OF COUNCIL

ATTEST:


CITY CLERK

CITY COUNCIL MINUTES

January 17, 2012

Orangeburg City Council held its regularly scheduled meeting on Tuesday, January 17, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor

Bernard Haire

Charles B. Barnwell, Jr.

Charles W. Jernigan

L. Zimmerman Keitt

Sandra P. Knotts

Richard F. Stroman

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve the January 3, 2012, City Council Minutes as distributed. This motion was a 6-0-1 vote, as Mayor Miller abstained. He was not present at the January 3, 2012, meeting.

A motion was made by Councilmember Jernigan, seconded by Mayor Pro Tem Haire, to approve the following appointments to the Aviation Commission. This is a 4 year term ending January, 2016. This motion was unanimously approved.

Carroll Joye	District #1
John Smith	District #2
Lamar Tisdale	District # 4
Tonzel E. Shuler	District #6

A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to approve the following appointments to the Board of Zoning Appeals. This is a 4 year term ending January, 2016. This motion was unanimously approved.

Tom Salley	District #2
Desiree Chavis	District #4
Willie Brown	District #5
Johnny Byrd	District #6

A motion was made by Councilmember Jernigan, seconded by Councilmember Knotts, to approve the following appointments to the Planning Commission. This is a 4 year term ending January 2016. This motion was unanimously approved.

Harry Fleming	District #2
William R. Evans, Jr.	District #4
John H. Wolfe	District #6

A motion was made by Councilmember Barnwell, seconded by Councilmember Stroman, to approve the First Reading of an Ordinance amending Chapter XIII, Section 13-8 of the Code of Ordinances of the City of Orangeburg for the purpose of adopting new rates and fees for the permitting, demolition and moving of structures, placement of temporary and permanent signs and plan reviews and amending Chapter XXIV, Section 24-14.4 to provide for adoption of Zoning Fees by Resolution. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to approve the First Reading of an Ordinance establishing fees for permits, certificates and appellate costs as required by Chapter XXIV, Section 24-14.4 of the Code of Ordinances of the City of Orangeburg. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to approve a Resolution for support of the Municipal Association's 2012 Legislative Agenda. This motion was unanimously approved.

Department of Public Utilities Director Miller overviewed a Resolution to authorize the Department of Public Utilities to assume a per claim deductible with the South Carolina Municipal Insurance Trust Workers' Compensation Fund in the amount of \$100,000.

Councilmember Barnwell asked, "If an employee is killed, you are looking at a lot of money, aren't you?"

DPU Director Miller replied, "One-hundred thousand per occurrence, plus the premium."

Mayor Pro Tem Haire asked, "Is there funds in the budget to cover the uninsured losses?"

DPU Director Miller replied, "Yes."

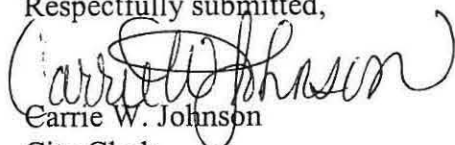
A motion was made by Councilmember Keitt, seconded by Councilmember Jernigan, to approve a Resolution authorizing the Department of Public Utilities for the City of Orangeburg to assume a per claim deductible with the South Carolina Municipal Insurance Trust Workers' Compensation Fund. This motion was unanimously approved.

DPU Director Miller also gave Council a copy of a Resolution passed by the City of Rocky Mount, North Carolina, in appreciation of the work crews sent to them during a hurricane in 2011.

A motion was made by Councilmember Jernigan, seconded by Councilmember Keitt, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk

/pfb





A RESOLUTION TO DECLARE FEBRUARY 2012 AS "CITIES MEAN BUSINESS" MONTH

WHEREAS, cities and towns are the economic engines of South Carolina; and,

WHEREAS, the partnership between local officials and business leaders is critical to the new knowledge economy and future of regional workforce development; and,

WHEREAS, cities and towns offer a positive quality of life that attracts business, industry and new jobs to the region; and,

WHEREAS, success of the state relies upon the economic success and prosperity of hometowns; and,

WHEREAS, "Cities Mean Business" month celebrates that cities and towns are committed to a strong and positive relationship with local business leaders.

NOW, THEREFORE BE IT RESOLVED that the Mayor and City Council of the City of Orangeburg affirms on this day, February 7, 2012, its dedication to businesses that operate in this hometown and its commitment to the economic success and competitiveness of South Carolina and is proud to declare February 2012 as,

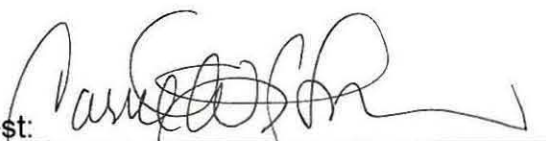
"Cities Mean Business Month"


in the City of Orangeburg.

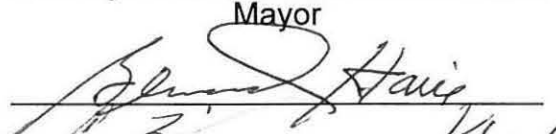
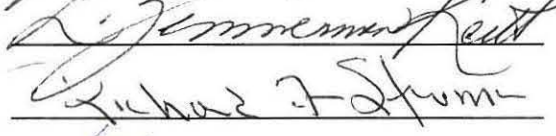
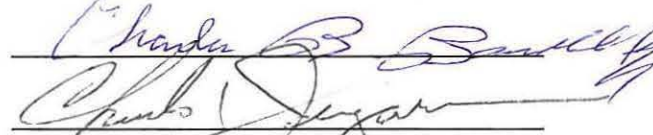

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this 7th day of February 2012.



Attest:


City Clerk


Mayor





Council Members

CITY COUNCIL MINUTES
February 7, 2012

2169

Orangeburg City Council held its regularly scheduled meeting on Tuesday, February 7, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor
Bernard Haire
Charles B. Barnwell, Jr.
Charles W. Jernigan
L. Zimmerman Keitt
Richard F. Stroman

ABSENT:

Sandra P. Knotts

Public Hearing #1: Request for a zoning change from D-1, Industrial District, to B-1, General Business District, property belonging to The Feast of the Lord, located at 290 Broughton Street, Tax Map No. 0172-06-07-001.000.

Public Hearing #1 was opened for public comments.

Pastor Shane Wall addressed Council. He stated, "Our church is located at 290 Broughton Street and there are two (2) frontage areas, one for the sanctuary and one glass front area that we would like to use for a computer repair business. We are zoned industry because we are right next door to Sara Lee Bakery. Everyone else in the area is B-1. We are requesting B-1 to continue with our ministry."

Hearing no further comments, Public Hearing #1 was closed.

Public Hearing #2: Ordinance establishing fees for permits, certificates and appellate costs as required by Chapter XXIV, Section 24-14.4 of the Code of Ordinances of the City of Orangeburg.

Public Hearing #2 was opened for public comments.

Mr. David Farr addressed Council. He stated, "As a citizen, I am against any increase in fees, because they never go down, thank you."

Hearing no further comments, the Public Hearing#2 was closed.

Council entered into the regularly scheduled meeting.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the January 17, 2012, City Council Minutes as distributed. This motion was unanimously approved.

J.W. Hunt and Company, LLC, presented Council an overview of the FY 2010-11 Audit for the City of Orangeburg and the Department of Public Utilities.

Ms. Anne H. Ross addressed Council for the City of Orangeburg. She stated, "On pages 3 and 4 are the opinions, it is a clean audit with clean opinions of the financial statements. The balance sheet for governmental funds is on page 21. The income statements are on page 23 with a positive increase to fund balance. The proprietary funds income

statements are on page 27. In other enterprise funds, they break even at about a loss of \$1,800.00. On page 37, there are new terminologies for fund balances. On page 45 is your long term debt that includes annual leave and on page 47 are two tables that outline your payments to maturity of city debt and on page 49 is the DPU debt. On page 52 is your OPEB (Other Post Employment Benefits) which is increasing, but only at a slight rate due to the changes you have made. On page 62 is your budget to actual comparisons. On page 75 are the Enterprise Funds shown individually.”

Mr. Josh Nexon addressed Council for the Department of Public Utilities. He stated, “The opinion is on page 3 of the Proprietary Fund statements and balance sheet. Your investments were up over 8,000,000 over last year. Your accounts payable and cash were also up and the total net assets were up over 8,000,000 from last year. On page 34 is the comparison with the budget variance, which is within 1% of budgeted revenue which is commendable.”

There were no questions in regards to the Audit from Council.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to approve the Second Reading of an Ordinance amending Chapter XIII, Section 13-8 of the Code of Ordinances of the City of Orangeburg for the purpose of adopting new rates and fees for the permitting, demolition and moving of structures, placement of temporary and permanent signs and plan reviews and amending Chapter XXIV, Section 24-14.4 to provide for adoption of Zoning Fees by Ordinance. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Barnwell, to approve the Second Reading of an Ordinance establishing fees for permits, certificates and appellate costs as required by Chapter XXIV, Section 24-14.4 of the Code of Ordinances of the City of Orangeburg. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to approve a Resolution for Cities Mean Business. This motion was unanimously approved.

Mr. Don Tribble, Director of Community Character, accepted the February 2012, Community Character Trait Proclamation “Honesty”.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the First Reading of an Ordinance to amend Section 24-4.1, District Boundaries and Maps of the Code of Ordinances of the City of Orangeburg and the Zoning Map of the City, property belonging to The Feast of the Lord located at 290 Broughton Street, Tax Map No. 0172-06-07-001.000. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Stroman, to approve the First Reading of an Ordinance amending the rates pertaining to electricity for the Department of Public Utilities of the City of Orangeburg, SC. This motion was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Councilmember Keitt, to enter into an Executive Session for a personnel matter, Department of Public Safety, City Grievance Committee Findings.

A motion as made by Councilmember Keitt, seconded by Councilmember Barnwell, for Council to return to Open Session.

Council returned to Open Session.

A motion was made by Councilmember Jernigan, seconded by Councilmember Stroman, to uphold the City Grievance Committee's findings. This motion was unanimously approved.

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

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb



CITY COUNCIL MINUTES

February 21, 2012

Orangeburg city Council held its regularly scheduled meeting on Tuesday, February 21, 2012, at 7:00 P.M. in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor
Bernard Haire
Charles B. Barnwell, Jr.
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

A motion was made by Councilmember Jernigan, seconded by Councilmember Stroman, to approve the February 7, 2012, City Council Minutes as distributed. This was a 6-0-1 vote. Councilmember Knotts abstained as she was not present at the February 7, 2012, meeting.

Mayor Paul Miller, DPU Manager Tommy Miller and Richard Labrador, Director DPU Wastewater Division, presented Mr. Murray Edison Antley, Jr., with a Retiree Resolution and a gold watch for his thirty-three years and twenty-one days of service to the Department of Public Utilities.

Mr. Marcus Howard, President of Claflin University Student Government Association addressed Council. The Board Members of the Student Government Association were introduced. Mr. Howard spoke about the Student Government Association, Claflin University, the community and a partnership between the City and the Claflin Student Government Association and the community.

Ms. Connie Shade, Executive Director and Ms. Lynnda Bassham, Director of Human Services with Lower Savannah Council of Governments addressed Council. Ms. Shade brought an award from the National Association of Development Organizations (NADO) for the Cross County Connector. She stated, "The Cross County Connector started out as a demonstration for the SC Department of Transportation. As you know, on Carolina Avenue there is a new transit center going up. This demonstration ends on June 30, 2012, and the new facility should be ready by then."

Ms. Lynnda Basham addressed Council. She stated, "I would like to thank you for your support of the transit system and the successful start-up. The downtown circular is such a hit. The system began September, 2009, and since then we have had 33,801 passenger trips. We also offered a summer express to the Aquatic Center. Since July, 2011, the campus loop surpassed other routes in popularity. The Demand Response Service has had 36,772 passenger trips since 2009. We have received great feedback from the downtown merchants. We applied for the NADO for the Cross County Connector and we received the award and all our participants will receive a plaque."

Ms. Connie Shade presented Mayor Miller with a plaque for the City's efforts with the Cross County Connector.

Mr. Eugie Ott, Attorney at Bryant, Fanning and Shuler addressed Council on request for a waiver on an annexation covenant for water service for Mr. John A. Irick Jr.

Mr. Ott stated, "I am here representing Mr. John A. Irick Jr., to ask for a waiver or a partial waiver from the declaration of annexation covenant, which is required for someone outside the City Limits to have City water or sewer. I delivered a packet of information. To make it very short, Mr. Irick understands the purpose of this covenant. The City provides water service and they don't want people fighting to come into the City and he understands the ramifications. In 2005, Mr. Irick bought approximately 160

acres at the corner of Highway #4 and Shillings Bridge Road, which is almost five miles from the City Limits of Orangeburg. He now wants to build a business on the 160 acre tract. City water is provided and runs directly in front on the road. He discovered when he went to connect and for that to happen, he would have to sign a covenant for his 160 acres. He is willing and ready to do that. As a part of the covenant, and we understand that to prevent collusion in transferring property from one family member to another to get around this requirement. It says in the covenant that no one in his immediate family has any property that is contiguous to his property or they will have to also sign. Irick's dilemma is that his father in 1973 purchased a tract of 100 acres that does join this property. These properties were never together, they were never owned together and they were never subdivided. Mr. Irick bought his property at a Masters in Equity sale. To make matters even more complicated, Mr. Irick's grandfather owned a piece of property across from Shillings Bridge Road that was willed to his father. His father also owns a piece of property on the other side of Highway #4 which is also connected and is a restaurant. I have a map which outlines the properties, their homes and other tracts. Based on the covenant, his father would have to sign also. I have affidavits from his mother and father. Mr. Irick gets along good with his mother and father; there is no animosity or dislike involved. Mr. Irick feels as far as his commercial property, this will have a detrimental effect on him trying to locate a business there and market this property. Mr. Irick's father's wishes are, when he dies, is to give this property to his son and daughter. He feels like there is no collusion and he won't sign. He is contiguous, but feels like this shouldn't involve him. I have an affidavit to that. I talked to him and he said, he loves his son but he is not going to do it. Mr. Irick then went to DHEC to get a well there. I have an email from DHEC that basically says that since City water is available and is there, they will not give him permission to put a well in. Even if they could give him permission, he would have to show it was more feasible costing less to put a well in than it would be to hook on. This would only involve installation and tap fees, not the cost of the water. He cannot meet either and it would also require him, if he could, to have an engineering study to be done. We understand the rules and the covenants. Mr. Irick is between a rock and a hard place. If his mother and father won't agree to sign, he will sign anything you have, but if they won't sign, he cannot obtain water. I think it is beneficial to the City to have this business here. It is not a big business, he has several employees. He has to have a bathroom. I think it would be beneficial because the City wants to sell water. If there is a situation if a waiver would be appropriate, this would be the situation. We will be glad to answer any questions."

Mr. Jernigan asked, "If we don't approve this, what is going to happen to your business?"

Mr. Irick responded, "We are already established, I'm not sure where our growth will go. This new facility is a part of growth. What I am going to do, I am really not sure. If I have to build a new facility because of growth and this is not feasible, I may have to go to another county or location. I truly don't know the answer to that. As you can tell, every hurdle that came about, I crossed them and I ran into this brick wall."

Councilmember Barnwell asked, "Where do you get your water now?"

Mr. Irick responded, "It is at my home and I get my water from DPU."

Councilmember Stroman asked, "You have had this property since 2005, did anyone in your family own it before then?"

Mr. Irick responded, "No."

Councilmember Stroman asked, "So they could have gotten water?"

Mr. Irick responded, "Yes, that would be correct."

Mayor Miller asked, "Why won't your father sign the covenant? Is it a matter of principle or fear that he will be annexed in the City?"

Mr. Irick replied, "I may not be the best person to answer that."

Mr. Ott responded, "This affidavit may help."

Mr. Irick stated, "My father isn't worried about being annexed, it is a little overbearing that I can't move forward without my 73 year old father signing a waiver. I understand the intent of the covenant. There again, my father and mother would sign something that would be conveyed to me and my sister eventually."

Councilmember Barnwell stated, "It would probably be 100 years before we got out there."

Mayor Miller stated we would like to take this under advisement and put it on the next Council meeting. The map was shown again to the Mayor and left for Council to review.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the Third Reading of an Ordinance amending Chapter XIII, Section 13-8 of the Code of Ordinances of the City of Orangeburg for the purpose of adopting new rates and fees for the permitting, demolition and moving of structures, placement of temporary and permanent signs and plan reviews and amending Chapter XXIV, Section 24-14.4 to provide for adoption of Zoning Fees by Ordinance. This motion was unanimously approved

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve the Third Reading of an Ordinance establishing fees for permits, certificates and appellate costs as required by Chapter XXIV, Section 24-14. 4 of the Code of Ordinances of the City of Orangeburg. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve the Second Reading of an Ordinance to amend Section 24-4.1, District Boundaries and Maps of the Code of Ordinances of the City of Orangeburg and the Zoning Map of the City, property belonging to The Feast of the Lord located at 290 Broughton Street, Tax Map No. 0172-06-07-001.000. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Knotts, to approve the following appointments to the Accommodations Tax Advisory Committee. This is a four (4) year term ending March 2016. This motion was unanimously approved.

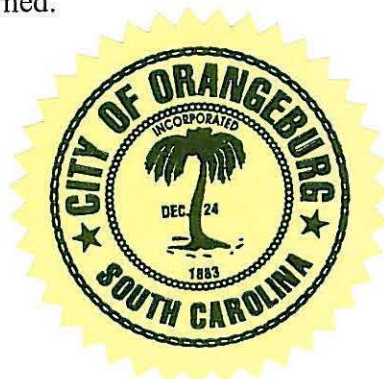
Rachelle Jamerson Holmes	-- At Large
Ralph Fauling	-- Hospitality
Buster Smith	-- Hospitality
Fred Broughton	-- At Large

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Haire, to enter into an Executive Session for (1) legal matter concerning the Department of Public Utilities Terms and Conditions, (2) legal and contractual matter concerning GKN Industries and (3) personnel matter concerning the Department of Public Safety. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Carrie W. Johnson
Carrie W. Johnson
City Clerk



CITY COUNCIL MINUTES

March 6, 2012

2175

Orangeburg City Council held its regularly scheduled meeting on Tuesday, March 6, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor

Bernard Haire

Charles B. Barnwell, Jr.

Charles W. Jernigan

L. Zimmerman Keitt

Richard F. Stroman

A Public Hearing was held on a request to annex a certain tract of land situate, lying and being contiguous to the City limits of the City of Orangeburg, parcel on Griffith Drive and Moore Road owned by Pin High Visions, LLC., Tax Map #'s 0141-08-00-005, 0142-00-00-001 and 0142-08-00-001.

Assistant City Administrator John Singh addressed Council. He stated, "I want to present a Resolution from the Planning Commission where they have recommended to move forward with the properties of Pin High Visions, LLC. All public notices have been properly done and advertised. They are in your package and a Public Hearing was also held at the Planning Commission. We did not have anyone attend the Public Hearing."

Councilmember Keitt asked, "Are there any houses?"

Assistant City Administrator Singh replied, "No, there are three (3) properties. In your packet, it is basically the golf course, the Country Club property and adjacent property."

Councilmember Barnwell asked, "I think what is in the petition is A-1, it cannot be A-1."

Assistant City Administrator Singh replied, "Actually, it can be, it is a permitted use in the A-1 designation in our codes and as a golf course it is a permitted use."

City Attorney Walsh stated, "Golf courses are permitted in A-1."

City Administrator Yow stated, "You are both right, it is classified as a golf course by our Ordinance. It will be a business and it will be A-1 to protect the area."

Councilmember Barnwell stated, "I don't agree with that."

City Attorney Walsh stated, "We can look into these classifications as it refers to the zoning. I did look at that and we have to look into the classifications of business."

City Administrator Yow stated, "We can bring this in and check before the next meeting."

City Attorney Walsh stated, "I am sure Pin High has looked at this and they wouldn't want to come in as A-1 and we would have to shut them down, but we can clarify that."

Hearing no other comments, the Public Hearing was closed.

Council entered into the regularly scheduled City Council meeting.

A motion was made by Councilmember Keitt, seconded by Councilmember Barnwell, to approve the February 21, 2012, City Council Minutes as distributed. This motion was unanimously approved.

2176

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to approve the Third Reading of an Ordinance to amend section 24-4.1, District Boundaries and Maps of the Code of Ordinances of the City of Orangeburg and the Zoning Map of the City, property belonging to The Feast of the Lord located at 290 Broughton Street, Tax Map # 0172-06-07-001.000. This motion was unanimously approved.

City Administrator Yow addressed Council in reference to a request from Mr. John A. Irick, Jr., for a waiver of annexation covenant requirements for water service. He stated, "At the last meeting, Attorney Ott came and represented Mr. Irick in reference to a waiver on an annexation covenant for water service. At that time, City Council took the matter under advisement and did not take any action. We informed them that we would put this matter back on at the next meeting for your consideration."

Mayor Miller asked if anyone had any questions of City Administrator Yow, Attorney Ott or Mr. Irick?

Councilmember Keitt asked Mr. Irick, "Have you talked to your parents again since you have been with us?"

Attorney Ott replied, "I have spoken with Mr. and Mrs. Irick and I am the one that requested the affidavits from them. They decided that they did not want to sign the covenant."

Mr. Irick replied, "I have not personally asked them. I am forty-eight (48) years old. I built this business on my own. I have been in business for five years. I have been in the business that I am in for twenty-six (26) years doing the work I do now. In my career, I have never had to ask my father to sign anything for me. I am licensed in several states, worked on various military installations and I don't see that I should have to go ask my father for the privilege of purchasing City water."

Councilmember Jernigan commented, "It is not necessarily a question, we did this Ordinance some six to seven years ago and we did it with good intentions. I think there is a clause in the Ordinance that Council can waive this if it causes extreme hardship on the person affected by it. I certainly think he comes under that hardship, he is trying to start a business and he has come between a rock and a hard place. He cannot start the business because he cannot get water. He can't get water because of a covenant we put in place. We have the authority and the power to waive this."

City Attorney Walsh stated, "The waiver provision only applies when the property is under consideration for annexation."

Councilmember Jernigan asked City Attorney Walsh, "We still have the right to waive it, isn't that right?"

City Attorney Walsh replied, "The normal procedure would be to change the General Terms and Conditions of DPU which you could do. Council could overrule the General Terms and Conditions and that has to be done by Ordinance with three readings."

Councilmember Barnwell asked, "How close is this property to the Bamberg County line?"

Mr. Irick replied, "Probably six to seven miles."

Mr. Ott stated, "I would like to add one thing. If Mr. Irick sold this property to anyone in the world other than his father, mother, wife, sister or twelve year old daughter, they could get water."

Councilmember Jernigan stated, "The person he bought this from could have gotten water."

City Attorney Walsh stated, "If the person who owned the property, if his immediate family did not own any surrounding property, then they could get City water."

Councilmember Barnwell stated, "If he transfers to someone in his family, he still couldn't get water."

Mr. Ott stated, "Anyone but the five people in his immediate family can get water service without his father signing and that is just not fair."

Mayor Miller replied, "That is the way our Ordinance reads and it all can be solved as long as he owns the property and his father signs for it and when and if we ever get there that they agree to be annexed in the City. We have annexation covenants in Four Holes that got water. The chances of us getting out there in your lifetime or his, it is not going to happen not when we can't get someone who is fifty yards from the city limits. That is the way our system is set up. If the property was next door to the City, it would be a different matter."

Mr. Ott replied, "His father and mother decline to do so."

Mayor Miller stated, "Why should we go out on a limb if his mother and father won't."

Attorney Ott replied, "I don't think you are going out on a limb when anyone else but his immediate family can do this."

Councilmember Jernigan stated, "I personally don't think it is right for us to keep him from getting water and I would like to do whatever we could to make it so he could get water. If I need to make a motion, I will."

Councilmember Jernigan made a motion to amend the General Terms and Conditions of DPU to allow waivers on covenants. This motion was seconded by Councilmember Stroman. This was a 2-5 vote. Mayor Miller, Mayor Pro Tem Haire, Councilmembers Keitt, Knotts and Barnwell opposed. This motion was defeated.

Mayor Pro Tem Haire made a motion to deny the request for a waiver of the General Terms and Conditions of DPU. (Waiver to require annexation covenant for water service.) This motion was seconded by Councilmember Keitt. This was a 5-2 as Councilmembers Jernigan and Stroman opposed.

Mr. Don Tribble, Executive Director of Orangeburg County Community of Character accepted the March 2012, Character Trait Proclamation "Respect".

City of Orangeburg Fiscal Year 2012-13 Budget Calendar was given to Council for review and will be placed on the March 20, 2012, agenda for approval.

Parks and Recreation Director Buster Smith overviewed for Council about staff applying for a grant from South Carolina Parks Recreation and Tourism (SCPRT) for a marketing plan for the overall City to include other agencies as well. The City was awarded a \$4,600 grant and the matching funds were approved in the FY 2011-12 budget. He asked to authorize the City Administrator to sign on behalf of the City.

Councilmember Keitt asked, "Do you ask others to come in for suggestions?"

P&R Director Smith replied, "We are receptive to that."

2178

A motion was made by Councilmember Stroman, seconded by Councilmember Keitt, to approve accepting a Heritage Corridor Grant from the South Carolina Parks Recreation and Tourism (SCPRT) and authorizing City Administrator Yow to accept this grant. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Knotts, to approve the First Reading of an Ordinance to annex property into the City of Orangeburg on Griffith Drive and Moore Road, Pin High Visions, LLC, Tax Map #'s 0141-08-00-005, 0142-00-00-001 and 0141-08-00-001. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve the First Reading of an Ordinance to amend the Municipal District Map dated November 6, 2001, for the purpose of adding newly annexed City property, Pin High Visions, LLC., to Municipal Council District #1. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Knotts, to approve a Third Reading of an Ordinance amending the rates pertaining to electricity for the Department of Public Utilities of the City of Orangeburg. This motion was unanimously approved.

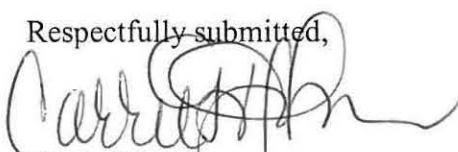
A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to approve the First Reading of an Ordinance amending the General Terms and Conditions of the Department of Public Utilities of the City of Orangeburg and amending its electric rates for the purpose of implementing interconnecting small generation. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to enter into an Executive Session for a legal matter concerning hospitality tax collection. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson

City Clerk

/pfb



CITY COUNCIL MINUTES
March 20, 2012

2179

Orangeburg City Council held its regularly scheduled meeting on Tuesday, March 20, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor
Charles B. Barnwell, Jr.
Bernard Haire
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the March 6, 2012, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to approve the Second Reading of an Ordinance to annex property into the City of Orangeburg on Griffith Drive and Moore Road, Pin High Visions, LLC, Tax Map #'s 0141-08-00-005, 0142-00-00-001 and 0141-08-00-001. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Stroman, to approve the Second Reading of an Ordinance to amend the Municipal District Map dated November 6, 2001, for the purpose of adding newly annexed City property, Pin High Visions, LLC., to Municipal Council District #1. This motion was unanimously approved.

A motion was made by Councilmember Jernigan, seconded by Mayor Pro Tem Haire, to adopt the City FY 2012-13 Budget Calendar as presented and cancel the July 3rd and July 17th meetings. This motion was unanimously approved.

Public Works Director Bowden addressed Council in regards to changing the classification of Runway 5/23 to a utility runway. He stated, "On September 8, 2010, the City accepted a Federal Aviation Administration (FAA) Grant to update our Airport Layout Plan to reflect changes from the last update in 2005. A presentation was made to City Council by The LPA Group on November 1, 2011, and City Council gave its approval to forward the update to the FAA for its approval. The FAA, on March 8, 2012, recommended City to change the classification of Runway 5/23 to utility runway. On March 13th, The LPA Group met with the Airport Commission and City staff to discuss the recommendation to change the classification. Mr. Ken Holt pointed out that the change in the classification would limit the use of Runway 5/23 to aircraft weighing less than 12,500 pounds and eliminates the need for a modification of standards since the existing separation of the taxiway from Runway 5/23 is adequate for a utility runway. City staff and the Airport Commission, both support the recommendation of the FAA staff to change the classification of Runway 5/23 to utility runway. I also called Mr. Paul Werts with the SC Department of Aeronautics and he agreed that the Runway 17/35, it being our primary runway, would be the norm to designate Runway 5/23 to a utility runway."

Councilmember Jernigan asked, "If we change the class, will the FAA recognize it?"

Public Works Director Bowden replied, "The FAA won't spend any money on it, but we will look favorable and the FAA won't put pressure on us because the standards are met."

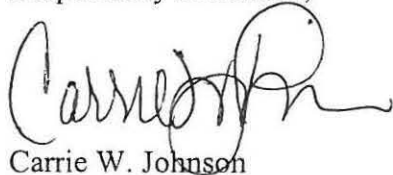
A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to change classification of Runway 5/23 to utility runway. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve the Second Reading of an Ordinance amending the General Terms and Conditions of the Department of Public Utilities of the City of Orangeburg and amending its electric rates for the purpose of implementing interconnecting small generation. This motion was unanimously approved.

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

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb





RESOLUTION

- WHEREAS,** the City of Orangeburg desires that all its citizens be afforded the opportunity to attain a decent, safe, and sound living environment; and,
- WHEREAS,** the City of Orangeburg rejects discrimination on the basis of race, religion, color, sex, national origin, disability and/or familial status in the sale, rental or provision of other housing services; and,
- WHEREAS,** the State of South Carolina enacted the South Carolina Fair Housing Law in 1989; and,
- WHEREAS,** April is recognized nationally as Fair Housing Month.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council, in Council assembled, do officially recognize April as Fair Housing Month in the City of Orangeburg.

Passed By the City Council of the City of Orangeburg, State of South Carolina, this 3rd day of April 2012.



Paul G. Min
Mayor

Glenn Haire

Donna T. Kutt

Charles B. Smith

Di Zimmerman Kutt

Chris Dyer

Richard D. Stone
Members of Council

ATTEST: Diane Law
City Clerk

CITY COUNCIL MINUTES

April 3, 2012

2181

Orangeburg City Council held its regularly scheduled meeting on Tuesday, April 3, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor

Charles B. Barnwell, Jr.

Bernard Haire

Charles W. Jernigan

L. Zimmerman Keitt

Sandra P. Knotts

Richard F. Stroman

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve the March 20, 2012, City Council Minutes as distributed. This motion was unanimously approved.

Mayor Miller reminded everyone that City Hall is closed on Friday, April 6, 2012, Good Friday holiday.

Mayor Miller, DPU Manager Miller and Electric Division Director John Bagwell presented a Resolution and gold watch to Sabrina Richburg. Mayor Miller thanked Ms. Richburg for her service. City Administrator Yow also thanked her for her service as an employee of the City. Ms. Richburg thanked everyone for the opportunity to work for the City of Orangeburg and DPU.

Mr. John Singh, Assistant City Administrator, addressed Council for Ordinance 2012-5. Mayor Miller asked if the Ordinance was correct in not having tax map numbers in the title. City Attorney Walsh stated that the tax map numbers were included in the text of the Ordinance and sufficient for adoption..

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve the Third Reading of an Ordinance to annex property into the City of Orangeburg on Griffith Drive and Moore Road, Pin High Visions, LLC, Tax Map #'s 0141-08-00-005, 0142-00-00-001 and 0141-08-00-001. This motion was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Haire, to approve the Third Reading of an Ordinance to amend the Municipal District Map dated November 6, 2001, for the purpose of adding newly annexed City property, Pin High Visions, LLC., to Municipal Council District #1. This motion was unanimously approved.

Mr. Singh addressed Council regarding the April 2012 Fair Housing Month Resolution. He also stated that there will be a program on Thursday, April 12, 2012, at 6:00 P.M. in the Council Chambers Building located at 933 Middleton Street, Orangeburg, SC, for Fair Housing Month to have an open forum for the public to come and see how Fair Housing Month is important for the community and how the City's Comprehensive Plan and Zoning Ordinance addresses housing.

Councilmember Keitt asked if this was advertised in the paper and Assistant City Administrator Singh stated it was. City Administrator Yow also stated that the advertisement stated the public was invited to attend..

2182

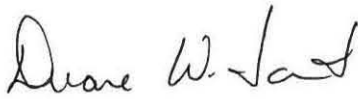
A motion was made by Councilmember Barnwell, seconded by Councilmember Stroman, to approve the April 2012 Fair Housing Resolution. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to approve the Third Reading of an Ordinance amending the General Terms and Conditions of the Department of Public Utilities of the City of Orangeburg and amending its electric rates for the purpose of implementing interconnecting small generation. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Duane W. Tarrant
Assistant City Clerk

/pfb



CITY COUNCIL MINUTES
May 1, 2012

2185

Orangeburg City Council held its regularly scheduled meeting on Tuesday, May 1, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor
Charles B. Barnwell, Jr.
Bernard Haire
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve the April 17, 2012, City Council Minutes as distributed. This was a 6-0 vote as Councilmember Barnwell was not present at the time of voting.

Mrs. Gloria Garrison, DORA Representative, made an appearance before Council. She thanked the City for their help with DORA events, the Jarvis Brothers in concert, past events as well as the upcoming event, the Festival of Roses Street Dance on Friday, May 4th and thanks to DPU for their sponsorship of the event. She also informed everyone that on June 19, 2012, at 11:00 A.M. there will be forum on how to prepare for disasters at the Bluebird Theatre presented by John Smith.

Mayor Miller presented SCSU Head Coach Hardeep Judge and Mr. William (Bill) Hamilton, a Proclamation in honor of South Carolina State University Men's and Women's Tennis Teams, for again achieving MEAC Championships.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Stroman, to approve the Second Reading of an Ordinance amending Chapter VII of the Code of Ordinances of the City of Orangeburg titled "Licenses and Miscellaneous Business Regulations" for the purpose of providing penalties, fines, late charges and classification clarification. This motion was unanimously approved.

Mayor Miller presented Mr. Don Tribble, Executive Director of the Community of Character, the May, 2012 Character Trait Proclamation, "Diligence".

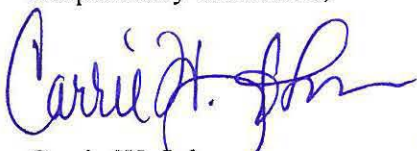
There were no utility matters brought before Council.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to enter into an Executive Session for a contractual matter concerning proposed contractual arrangements for gas extension. This motion was unanimously approved.

Council did not return to Open Session.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk

/pfb



CITY COUNCIL MINUTES

May 15, 2012

Orangeburg City Council held its regularly scheduled meeting on Tuesday, May 15, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor
Bernard Haire
Charles W. Jernigan
L. Zimmerman Keitt
Richard F. Stroman

ABSENT:

Charles B. Barnwell, Jr.
Sandra P. Knotts

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the May 1, 2012, City Council Minutes, as distributed. This motion was unanimously approved.

City Administrator Yow overviewed for Council the plans for the Market Street Parking Area. He stated, "The property was donated to the City from Downtown Orangeburg Revitalization Association (DORA). Either it was purchased by them or donated to them and then it was donated to the City. The parking area is budgeted in the County Capital 1% Sales Tax Fund. This parking lot will serve the back of businesses on Russell Street and Stevenson Auditorium. We hope to have this finished before the Christmas shopping season. The parking area will have seventy-five (75) spaces as well as ADA (American with Disabilities Act) spaces. It will be well landscaped and have nice decorative lighting as well as underground electrical. Market Street will have two-way traffic to the entrance if submitted encroachment permit is approved by SCDOT. Project cost is approximately \$470,000." Council received this as information.

A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to approve the Third Reading of an Ordinance amending Chapter VII of the Code of Ordinances of the City of Orangeburg titled "Licenses and Miscellaneous Business Regulations" for the purpose of providing penalties, fines, late charges and classification clarification. This motion was unanimously approved.

Coach Joshua Staley from Orangeburg-Wilkinson High School accepted a Proclamation from Mayor Miller declaring Tuesday, May 15, 2012, as Orangeburg-Wilkinson High School Bruinettes Varsity Basketball Team Day in the City of Orangeburg. Each team member was presented a Proclamation.

A motion was made by Councilmember Jernigan, seconded by Councilmember Stroman, to approve the First Reading of an Ordinance ratifying the adoption of the 2006 International Plumbing Code and the 2006 International Fuel Gas Code and adopting the 2008 National Electric Code. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the reappointment of Harry Holman (Public Works Department) to another three (3) year term on the City Grievance Committee with his term expiring June 4, 2015. This motion was unanimously approved.

Department of Public Utilities Director Tommy Miller addressed Council. He stated, "I ask for your permission to transfer \$1,013,250 from Project #1 in the Electric Division that was budgeted to construct #25 substation to a newly proposed Project #1 in the Gas

Division, which is the West Gas Distribution System in Budget FY-2011-12. The electric project was approved for two million dollars and due to a local industry in that area closing, the demand for electricity has been greatly reduced in that area so we have postponed the construction of that substation until a later date. The West System that we are proposing will be extending service to the western area, best described as the Bolentown area. The driving force behind this project is four (4) agriculture customers. In order to make sure the customers will take the natural gas, if it is available, we asked these customers to sign an agreement to take the natural gas if it was made available and all agreements have been signed and we are anxious to see this project through."

A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to approve the First Reading of an Ordinance to amend the Department of Public Utilities annual budget for Fiscal Year 2011-12. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb



CITY COUNCIL MINUTES

June 5, 2012

Orangeburg City Council held its regularly scheduled meeting on Tuesday, June 5, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:**Paul A. Miller, Mayor****Charles B. Barnwell, Jr.****Bernard Haire****Charles W. Jernigan****L. Zimmerman Keitt****Sandra P. Knotts****Richard F. Stroman**

A motion was made by Councilmember Jernigan, seconded by Mayor Pro Tem Haire, to approve the May 15, 2012, City Council Minutes, as distributed. This was a 5-0-2 vote as Councilmembers Barnwell and Knotts abstained as they were not present at the last meeting.

Mayor Miller recognized Captain O'Neal from the National Guard Company B, 218 Brigade Support Battalion. She stated that she was the new commander of the National Guard and stated their current mission as transport support and maintenance. They also provide military support in the event of a disaster. She stated, "We currently have 110 soldiers but will be downsizing to 58. The platoons currently are the headquarters, armor, auto, electrical and electrical maintenance platoons."

Councilmember Barnwell asked, "Why are you downsizing?"

Captain O'Neal replied, "Mainly, because of the end of wars and the decreasing of manpower overseas."

Mayor Pro Tem Haire asked, "Will the decrease in manpower affect your mission?"

Captain O'Neal replied, "Our mission changes and we are currently the last ones brought in for sustainable maintenance."

Councilmember Keitt asked, "How do you work on getting soldiers back into civilian life?"

Captain O'Neal replied, "I get information on job fairs, education and we are proactive as a unit."

Councilmember Jernigan, "Do you have soldiers deployed?"

Captain O'Neal replied, "We have three in Kuwait and two in Kosovo."

Captain O'Neal urged Council to drop by the National Guard Armory.

Department of Public Utilities Manager Tommy Miller, Director Mike Sells and Mayor Miller presented Kathy Bagwell with a Resolution and a gold watch for her thirty-two years, three months and ten days of service to the Department of Public Utilities.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the Second Reading of an Ordinance ratifying the adoption of the 2006 International Plumbing Code and the 2006 International Fuel Gas Code and adopting the 2008 National Electric Code. This motion was unanimously approved.

A motion was made by Councilmember Jernigan, seconded by Mayor Pro Tem Haire, to approve the First Reading of an Ordinance to amend Zoning Code Chapter XXIV for a revision to Sections; Article V, Table 1, Section 51 and 24-10.7d (5) to distinguish between new communication towers and antenna attachments to existing structures and distinguish permitted and conditional uses by district. This motion was unanimously approved.

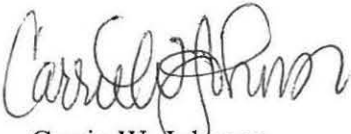
Ms. Patricia Salley accepted the Proclamation Character Trait for June 2012, "Kindness".

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the Second Reading of an Ordinance to amend the Department of Public Utilities annual budget for Fiscal Year 2011-12. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb





RESOLUTION

A RESOLUTION FOR THE CITY OF ORANGEBURG, DEPARTMENT OF PUBLIC UTILITIES TO ACCEPT THE LOW RESPONSIBLE BID BY MILLER PIPELINE CORPORATION OF GREENVILLE, SOUTH CAROLINA IN THE AMOUNT OF \$790,991.45 FOR THE CONSTRUCTION OF THE "WEST NATURAL GAS DISTRIBUTION SYSTEM"

WHEREAS, the Department of Public Utilities of the City of Orangeburg, South Carolina, received bids on July 26, 2012 for the construction of the "West Natural gas Distribution System"; and

WHEREAS, the low responsible bid for this work was submitted by Miller Pipeline Corporation of Greenville, South Carolina in the amount of \$790,991.45; and

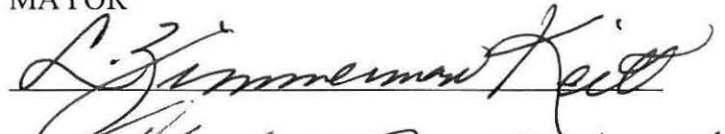
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Members of Council of the City of Orangeburg, in Council assembled, and by authority of the same, that the low responsible bid shown above be accepted; and

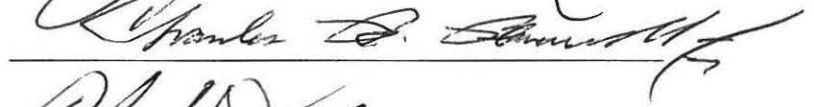
BE IT FURTHER RESOLVED, that O. Thomas Miller, Jr., Manager of the Department of Public Utilities, be authorized and he is hereby directed to execute the contract documents on behalf of the Department of Public Utilities of the City of Orangeburg.

RESOLVED BY City Council duly assembled this 7th day of August, 2012.



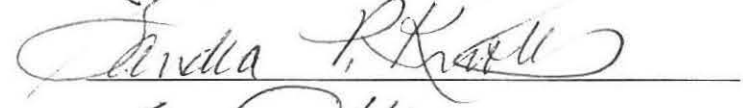

MAYOR



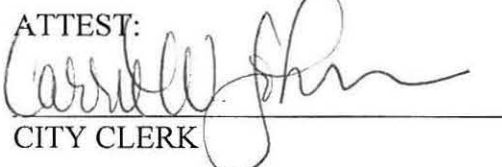








MEMBERS OF COUNCIL

ATTEST:

CITY CLERK

CITY COUNCIL MINUTES
June 19, 2012

Orangeburg City Council held its regularly scheduled meeting on Tuesday, June 19, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor
Charles B. Barnwell, Jr.
Bernard Haire
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

A Public Hearing was held for consideration of an application for a proposed revision to the Ordinance Text that would distinguish between new communication towers and antenna attachments to existing structures.

City Administrator Singh addressed Council. He stated, "We currently do not allow antennas in Office-Institutional and this would change so that we could. I want to state that this does not change our current Ordinance on cell towers, there is no effect on these."

Ms. Kim Adams from T-Mobile addressed Council. She stated, "This is mainly a housekeeping issue for clarification purposes since your Ordinance addresses towers and existing structures together. This would put them separately and expedites the process of antenna attachments to existing structures."

Assistant City Administrator Singh addressed Council. "There is currently one on the Eutaw Hotel, which is in the B-1 District."

City Administrator Yow stated, "Nothing can be built for 10 feet higher than the structure."

Assistant City Administrator Singh stated, "In Aiken, North Augusta and Lexington, these entities allow antennas 30 feet above a structure. I feel this would be beneficial to the community to improve communications. Landline phones in the dorms are non-existent now."

Councilmember Jernigan asked, "What is the main use of the antennas?"

Assistant City Administrator Singh stated, "The main reason is cellular service, it is possible in some instances that internet services could be offered also."

Councilmember Barnwell asked, "Are we compensated?"

Assistant City Administrator Singh stated, "If we have a structure such as Stevenson, if a company came in and it was sited for an antenna array, the City would be compensated."

Councilmember Keitt asked, "Why 10 and not 30 feet?"

Ms. Adams stated, "We thought ten (10) would be more palatable, we saw that if anyone needed more than 10, they could come to the Board of Appeals for a variance."

Hearing no other comments, the Public Hearing was closed.

Council went into the regularly scheduled meeting.

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve the June 5, 2012, City Council Minutes as distributed. This motion was unanimously approved.

Ms. Elease Benton addressed Council. She stated, "I have a beauty shop at 384 John C. Calhoun Drive and I am the owner of Elease's Beauty World. I have a trash bin at my salon. I am semi-retired and do not need a bin. I have been there thirty-two years and I don't need it and want it removed."

Mayor Miller asked, "How many days a week are you there?"

Ms. Benton replied, "It depends, there is someone else there and we are in and out, some weeks more than others."

Mayor Miller stated, "A business has to have a roll cart at \$11.00 a month or private sanitation service."

Councilmember Jernigan asked, "How do you dispose of your trash?"

Ms. Benton stated, "I take it home."

Mayor Miller stated, "The Ordinance is written that you must have a container. Its purpose is to get rid of debris, can you not put your can inside the building and put it out on pick-up days?"

Ms. Benton replied, "I don't like it out there, dogs turn it over and I am constantly picking up trash."

Councilmember Barnwell asked, "What would be in there for a dog to get into?"

Ms. Benton replied, "I don't know, before we would always have to clean it up. Mainly, hair."

Mayor Miller stated, "If you want to pay for it and don't have the container, we will take it under advisement."

City Administrator Yow stated, "Our requirements are you use our sanitation services or secure a private contractor for that site. We can see if we can get you a smaller roll-out cart. We have been working with businesses that are not complying with the Ordinance since last year."

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the Third Reading of an Ordinance ratifying the adoption of the 2006 International Plumbing Code and the 2006 International Fuel Gas Code and adopting the 2008 National Electric Code. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve the Second Reading of an Ordinance to amend Zoning Code Chapter XXIV for a revision to Sections; Article V, Table 1, Section 51 and 24-10.7d (5) to distinguish between new communication towers and antenna attachments to existing structures and distinguish permitted and conditional uses by district. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Knotts, to change the time of the City Council meeting on August 21, 2012, to 5:00 P.M., instead of 7:00 P.M., due to a football rally on the Square. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve the Third Reading of an Ordinance to amend the Department of Public Utilities annual budget for Fiscal Year 2011-12. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Jernigan, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb



2194 BUDGET WORKSHOP MINUTES

July 18, 2012

5:30 P.M.

Orangeburg City Council held a Budget Workshop Meeting on Wednesday, July 18, 2012, at 5:30 P.M., in the City Council Building.

PRESENT:

Paul a. Miller, Mayor
Charles B. Barnwell
Bernard Haire
Charnels W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman
John H. Yow, City Administrator
John D. Singh, Assistant City Administrator
Carrie W. Johnson, Finance Director/City Clerk

City Administrator Yow opened the meeting and went over other information items in the budget workbooks, such as the calendar that was adopted by Council as well as summary sheets of the projected FY 2011-12 budget and a summary of the proposed FY 2012-13 budget.

An executive summary was given out to highlight the revenues and expenditures that are currently included in the proposed FY 2012-13 budget.

City Administrator Yow stated that this proposal was a balanced budget with revenues and expenditures balanced.

REVENUE HIGHLIGHTS

- Property Tax Increase from 87 to 90 mils, increase of 3 mills; was 85 in 2007; \$12.00 on \$100,000 house. Total increase of 5 mills in 6 years or equivalent of \$20.00 on \$100,000 house.
- No Business License Rate Increase- have not raised Business License rates in 20+ years
- No Fire Contract Fee Increase
- \$1 Residential Sanitation Rate Increase-\$11 to \$12 per month
- No Commercial Sanitation Rate Increase- could change if we get landfill tipping charge increase
- No City Recreation Fee Increase- In City or Out City
- \$500,000 cash reserve budgeted
- DPU Transfer increase \$ 250,000
- Interest Income continues to be very low despite healthy balance sheet
- Continued reduction in Local Government Fund from State; 20% approximate reduction
- Fines down \$100,000- have not changed fine structure or traffic
- Building Permits still low
- Hospitality Tax Fund experiencing slight growth
- Proposed change in Hillcrest Cart Rate of \$ 1 plus facilities fee for membership walkers
- Airport Revenue steady but still need to fill hangars
- No change in Stevenson Rental Fee
- No Storm water Management Fee; will soon implement a fee
- Franchise Fees unchanged; no growth

EXPENDITURE HIGHLIGHTS

- Continue all present services including recycling
- Annexations put strain on existing resources; especially maintenance
- Utilizing improvements in technology for efficiency
- No new positions-several were requested-cut nine (9) several years ago
- 2% COLA = \$170,000; total \$22,000 budgeted for Merit; requested \$45,000 including benefits
- No furloughs or layoffs
- Increase in required State Retirement rate approximately \$ 60,000.
- Health Insurance increase projected 8% or about \$100,000
- Budget includes absorbing employee and dependent increase due to employee having to pay more on retirement fund
- Does not include picking up increase in dependent coverage for active retirees
- Many capital items requested were moved to 2% Hospitality Fund, if eligible
- Capital Lease Purchase of Equipment GF-\$447,500
- Hillcrest Golf Carts \$110,000 net with residual
- Fuel and tire costs have stabilized for now
- Again, have held most operational line items for several years; even reduced several
- No Garbage Truck or Fire Truck

There was a discussion on the facilities fee for Hillcrest Golf Course for walkers. It was proposed that a \$1/\$2 fee be implemented for walkers.

Mayor Miller stated, "I am a proponent of golf at reasonable rates at Hillcrest, those that are not out of sight, whether it be a walk-in or an annual pass. I don't like this fee."

A discussion was also held on the rebuilding of the greens at Hillcrest when the lease would come due and whether new greens would increase revenue. Council did agree to try the facility fee for walkers as proposed by Hillcrest Manager.

Hangars at the Airport were discussed as not being full and generating the desired rental revenue.

As City Administrator Yow went over the expenditure highlights, there was much discussion on the number of positions requested and who wanted positions. City Administrator Yow replied, "Two were requested in the Service Department, mainly cutting grass and off-season maintenance of other facilities.. However, those were cut out of the proposed budget. The State does not cut the grass as they should."

City Administrator Yow stated, "There is \$22,000 built in this budget for merit increases. You could cut the merit out and give Service one of those positions. Council has to decide that. You could increase the cash reserve from fund balance or increase the transfer from DPU."

City Administrator Yow stated, that is the budget, you will now have to decide if you want to make changes or leave as is presented.

Mayor Miller stated, "I also want to get Council's feeling on moving forward with the gym on Broughton Street. We have the money in another fund we can use to move forward and show the citizens we are not just sitting and waiting. The funds will be available in the 1% monies in 2013."

Councilmember Barnwell stated, "Now is not the time to construct a gym in this economy."

Councilmember Jernigan asked, "Won't we have recurring costs with the building of the gym such as increased costs and employees once this is built? If that is the case, how can we do that and we can't even give Service two employees now?"

City Administrator Yow stated, "You can fund positions now, you will have to raise revenues or cut expenses or use fund balance or get money from DPU in a transfer. If we annex commercial areas, we will have increased taxes and licenses that can offset additional employee costs."

Councilmember Keitt and Mayor Pro Tem Haire agreed to start the gym in the near future.

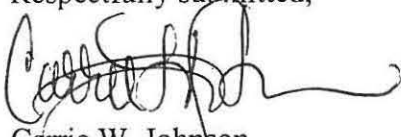
Councilmember Jernigan and Councilmember Barnwell stated that they did not want to borrow the money for the gym. City Administrator Yow replied, "We can pay the startup fees and early construction from the money we already have in the 1% fund."

It was the consensus of Council to increase the transfer from DPU for \$25,000 and fund one position in the Service Department for \$25,000 and leave the budget as it was presented totaling \$17,025,060 revenues and expenses.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Knotts, to adjourn.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk

/pfb





Resolution

Adopting Department of Public Utilities Safety Program

- WHEREAS,** the Department of Public Utilities, City of Orangeburg, South Carolina, realizes the responsibility of providing a safe work environment for employees and that each employee must pursue the highest standards in his/her assigned activities and that all department employees must recognize that their own health and well-being as well as that of their co-workers and the protection of our human resources, are as important as the activity and job being performed; and,
- WHEREAS,** the Department of Public Utilities has established and maintains a Loss Control Management Program and expect their employees to respond to loss control efforts and to perform their assigned job in accordance with all applicable safety rules and regulations; and,
- WHEREAS,** the Department of Public Utilities has an established Safety Committee, chaired by a chairperson (appointed by the Manager), the Manager, Division Directors, a Human Resources Representative and one employee from each division (appointed by the respective Division Director for a minimum of a one-year term) shall be members of the Committee; and,
- WHEREAS,** the Safety Committee shall continuously strive to improve the loss control efforts and operational efficiency of the Department of Public Utilities by adopting and updating safety rules and policies, safety audits, accident inspections and reviews, counseling employees, identifying loss trends; and if necessary, recommending disciplinary action for employees disobeying safety rules and/or working in an unsafe manner; and,
- WHEREAS,** each Division Director and supervisor will be responsible for the safety of employees and protection of human resources in his/her division as well as the necessary repair and maintenance of facilities and equipment in his/her area of responsibility; and,
- WHEREAS,** each department employee will be responsible for his/her own personal safety and for the protection of assigned equipment or facilities, and,
- WHEREAS,** the Department of Public Utilities is committed to doing all in its authority and responsibility to ensure its Loss Control Management Program is a success and expects the Manager of Department of Public Utilities, Division Directors and department employees to assist in this endeavor by contributing effort and expertise.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Members of City Council this 21st day of August 2012, in Orangeburg, South Carolina.



MAYOR

Louq. Min
L. Zimmerman Keitt
Richard E. Horn
Charles B. Brannin
Indra P. Kurlu

MEMBERS OF COUNCIL

ATTEST:

CITY CLERK

Carroll Johnson

CITY COUNCIL MINUTES
August 7, 2012

2197

Orangeburg City Council held its regularly scheduled meeting on Tuesday, August 7, 2012, at 7:00 P.M., in the Council Chambers Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor
Charles B. Barnwell, Jr.
Bernard Haire
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Knotts, to approve the June 19, 2012, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve the July 18, 2012, Budget Workshop Minutes as distributed. This motion was unanimously approved.

Mayor Miller, Chief Wendell Davis, Captain Mike Adams and Captain Ed Conner presented Rebecca L. Whitman a Retiree Resolution and a gold watch for her twenty-eight years, ten months and fourteen days of service to the City of Orangeburg.

A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to approve the Third Reading of an Ordinance to amend Zoning Code Chapter XXIV for a revision to Sections; Article V, Table 1, Section 51 and 24-10.7d (5) to distinguish between new communication towers and antenna attachments to existing structures and distinguish permitted and conditional uses by district. This motion was unanimously approved.

Mr. Don Tribble, Executive Director of the Community of Character, accepted the July 2012, Character Trait, "Citizenship" and the August 2012, Character Trait, "Good Manners".

Mayor Miller presented Mr. Ron Kohler, Airport Manager, with a Proclamation proclaiming National Aviation Week, August 12, 2012 through August 19, 2012.

Chief Wendell Davis made a presentation of the ISO Public Protection Classification Survey. The City is now at a very favorable rating of 3, with one being the best and 10 the worse. There are only 2,000 agencies out of 40,000 nationally that have a rating of 3.

Mayor Pro Tem Haire made a motion, seconded by Councilmember Stroman, to reappoint Mr. Joseph Keitt and Francis Faulling to the Hillcrest Commission. This is a three year term ending in July, 2015.

A motion was made by Councilmember Stroman, seconded by Councilmember Keitt, to accept approval of bid for City Administrator to enter into a contract for Broughton/Market Street parking area for downtown shopping, City Hall, Stevenson and DORA business parking, in the amount of \$261,944.75 with O'Cain Construction Company. The low bidder was determined to be a non-responsive bid.

Mayor Pro Tem Haire asked if the City has had work done previously by Cherokee?

City Administrator Yow stated, "yes."

The motion was unanimously approved to accept the approval of bid for City Administrator to enter into a contract for Broughton/Market Street parking area in the amount of \$261,944.756 with O'Cain Construction Company.

A motion was made by Councilmember Keitt, seconded by Barnwell, to approve the First Reading of an Ordinance amending the Budget for the City of Orangeburg, SC, for Fiscal Year beginning October 1, 2011 and ending September 30, 2012. Revenues and expenses balanced at \$16,260,254 with \$228,448 budgeted as cash reserve. This motion was unanimously approved.

A motion was made by Councilmember Barnwell seconded by Mayor Pro Tem Haire, to approve the First Reading of an Ordinance to raise revenue and adopt a Budget for the City of Orangeburg, SC, for the Fiscal Year beginning October 1, 2012, and ending September 30, 2013. City Administrator Yow stated that the City will continue level of services, one new position in Service Department, 3 mill tax increase from 87 to 90 mills, no business license rate increase or fire contract rate increase. Increase in residential sanitation per month from \$11.00 to \$12.00, no increase in commercial sanitation, no increase in City recreational fees, \$500,000.00 budgeted for cash reserve, DPU transfer increase of \$275,000.00. There will be a \$1.00 increase in cart rental fees at Hillcrest to replace carts and a facility fee implemented for walkers, no increase in Stevenson or other facilities rental fees, franchise fees and no proposed storm water fees. There will be a 2% proposed cost-of-living raise, no furloughs or layoffs. There is an increase in state retirement contribution and health insurance

Councilmember Jernigan stated, "I appreciate the efforts of staff and you and employees do a fantastic job and it is a pleasure when you come in with a balanced budget."

Councilmember Stroman stated, "I hate to see tax increase for business and the cameras taken out of the budget and would like to know why?"

City Administrator Yow stated, "The budget constraints."

Councilmember Stroman stated, "I appreciate safety and cameras."

City Administrators Yow stated, "There are cameras currently in use and some are test ones we have to first see how effective they are before we spend a lot of money on them."

The motion to accept the First Reading of an Ordinance to raise revenue and adopt a Budget for the City was unanimously approved.

There were no matters brought before Council concerning the Department of Public Utilities.

A motion was made by Councilmember Stroman, seconded by Haire, to enter into an Executive Session for a Wastewater System West of the Edisto matter and West Natural Gas Distribution System and a personnel matter concerning the Department of Public Utilities/Administrative Division. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to return to Open Session. This motion was unanimously approved.

RETURNED TO OPEN SESSION

DPU Manager Tommy Miller, presented a Resolution to Council for the acceptance of a bid from Miller Pipeline Corporation of Greenville, SC, in the amount \$790,991.45.

A motion was made by Councilmember Stroman, seconded by Councilmember Barnwell, to approve a Resolution from Miller Pipeline Corporation of Greenville, SC in the amount of \$790,991.45 for the construction of the "West Natural Gas Distribution System." This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb



CITY COUNCIL MINUTES

August 21, 2012

2209

Orangeburg City Council held two (2) Public Hearings on Tuesday, August 21, 2012, at 5:00 P.M., in the Council Chambers Building.

Public Hearing #1-To raise revenue and adopt a Budget for the City of Orangeburg, SC, for the FY beginning October , 2012, and ending September 30, 2013.

The Mayor asked for public comments.

Mr. Henry Goodwin of 925 Riverside Drive addressed Council.

Mr. Goodwin asked, "Is it correct that you are balancing the current next year's budget with a 3 mill tax increase including increasing other fees?"

Mayor Miller replied, "Yes."

Mr. Goodwin stated, "CC McGregor is my accountant and they estimate my property tax for next year to be about \$40,000 for taxes and licenses for the City on my business. There is no way that I am going to benefit that much for being in the city, the only benefit I receive by being in the city is having a faster response time from Public Safety. I can't see any reason to raise taxes; every business in this town is hurting. I don't know of any business that is doing good. You are building a parking lot behind stores and that is costing a lot of money. The reason you are doing so is because you took up a lot of spaces with streetscape off of Main Street. I have talked to several people on Main Street and business is so bad they can hardly pay their bills. I guess no one wants to come forward and talk.

I play golf at Hillcrest and I understand that you are now going to charge one dollar to walk, I don't understand that. I pay a yearly membership and now you are going to charge me one dollar to walk. When it is hot, I rent a cart. This is here for the people of Orangeburg that pay taxes.

I have been robbed twice since I have been out at the new place. It is not safe anywhere. I have been doing business for forty-five years in Orangeburg and when I hear people say it is a great day in Orangeburg, it isn't to me. It is a sad day with what goes on. These fees hit us directly. How can we pay all these taxes? When people get off the bus and they don't know a thing about Orangeburg and ask, is the crime as bad here as in Detroit, Michigan? Is the crime rate really that bad? We got problems; we cannot afford to pay the bills we have now. How can we pay more taxes? I would like to also ask, I'd like to know if there are any exceptions to other businesses on the way City licenses are calculated."

Mayor Miller asked, "You are saying that CC McGregor is saying that your city taxes and licenses next year would be \$40,000? What were they this year?"

Mr. Goodwin stated, "Yes, and I don't know what they were last year."

Mayor Miller stated, "First, let me say we did not go up on business license taxes this year. We have not gone up since when, Carrie?"

City Clerk Johnson replied, "Since 1969."

Mayor Miller stated, "The business license rates are what they are and the 3 mill rate increase, I don't know how much that is compared to last years. I don't know how yours is broken down. I, like you, have commercial property as do other people. One mill equals to about \$12-\$13 per \$100,000. Is the \$40,000 on everything you own or just out 301."

2210

Mr. Goodwin replied, "No, that is just for the Travel Plaza."

Mayor Miller stated, "If your property is 2 million dollars and it is at 6% and an assessment of \$120,000, then it shouldn't be more than what you have been paying. I suspect your business license is as much as your taxes on your property, City taxes and not County taxes. You are looking at 3 mills which are about \$36.00 close. On your business license, it should be the same. On the property tax side, it should only be the 3 mill tax increase. I will be happy to sit down and talk to you about it item by item. It is a big number and I don't know how much of that is related to the Travel Center and what isn't. I cannot answer that right now."

Mr. Goodwin replied, "I will be happy to talk to anyone, you are talking about raising taxes right now, I cannot see that, everyone is hurting. I bet you cannot take one business all over the City and ask them if they are doing great. It just isn't happening."

Mayor Miller stated, "We can either increase the taxes or cut services. The citizens expect services and they expect to have their garbage picked up, they expect to have the grass cut and the street swept and really that is a very modest increase because we haven't raised them in several years."

Councilmember Jernigan stated, "One of the things you haven't mentioned that enters into this is that the State continually takes money away from us. To keep these services, someone has to pay for them and the citizens of Orangeburg are the ones that have to pay for it."

Mr. Goodwin replied, "I think the citizens would do well with less. I am having to; I am not doing anything that I used to do, so I have had to quit doing things. I would say the citizens could do with less to keep from paying more taxes."

Councilmember Jernigan replied, "You stated the response time from Public Safety was better than when you were in the County so someone is paying for that response time."

Mr. Goodwin stated, "Then maybe the hospitality tax money is going in the wrong directions, maybe the money needs to go to Public Safety for more officers."

City Administrator Yow replied, "That cannot be."

Mayor Miller stated, "That is why I say, we need to look at your bills and taxes."

Mr. Goodwin stated, "We have a ton of churches in this town and a lot of students that do not pay taxes. We pay more than our fair share of taxes."

City Administrator Yow asked, "I believe you don't have to pay for a fire contract now?"

Mr. Goodwin replied, "\$500."

City Administrator Yow asked, "Is that on Faces as well?"

Mr. Goodwin replied, "The leasee would pay that."

City Administrator Yow asked, "Is that for the taxes on that establishment as well?"

Mr. Goodwin replied, "No"

Mayor Miller replied, "I would be happy to meet with you and Mr. Yow and the Finance Director as it relates to this matter."

You mentioned the walking fee at Hillcrest. That came as a recommendation from

Hillcrest in order to offset costs as we don't make any money out there. We have people that pay for a Senior Membership at \$325.00 and they play three to four times per week. Actually, once you break it down and play and walk, you play for about \$2 and some change, which is pretty cheap. I personally was not in favor of it. The will of the Council was to give it a try. The only other option we had was that the General Fund would have to offset Hillcrest more than it is now, which would be from the taxpayers. We have got to try to get Hillcrest to break even and it is not. We have got to try to get some things to pay for themselves."

As far as other businesses with exceptions in their licenses, I will have to have Carrie answer that.

City Clerk Johnson replied, "No. All categories have different prices. Each class pays the same rate. All gas stations pay the same rate, but a hotel may be a different rate."

Councilmember Jernigan asked, "Do you know what this \$40,000 is over and what you paid last year?"

Mr. Goodwin replied, "Well, it is \$40,000 more than when I wasn't in the City."

Councilmember Jernigan stated, "It wouldn't be an increase of \$40,000, but it isn't an increase over last year's number."

Mr. Goodwin stated, "I would have to look at my taxes and tax returns to see. This is not extra. This is just City only. We have a problem with markup just like everything else, we are giving everything away. The way you compute the license fee on a restaurant vs. a gas station is wrong. The small guy on the corner doesn't affect him like it does me."

Councilmember Stroman stated, "I know that this business doesn't make a lot of profit, maybe 6 or 7 percent. I see what you are saying, you are paying on gross and not profit. I also agree, I was not in favor of the one dollar walking fee or the tax increase. Everything else I agreed with in the budget."

Councilmember Barnwell stated, "We cannot go up without cutting something else."

Councilmember Stroman stated, "I think we could cut some things and dip into the reserves."

Councilmember Barnwell replied, "Then, we will be broke too."

Councilmember Stroman stated, "I had a man tell me yesterday that rents apartments, they have to decide whether to pay rent or electricity."

Mayor Miller stated, "I deal with it every month."

Mr. Goodwin stated, "There is so many people in town that don't have to pay taxes because they rent or are in a business that doesn't pay taxes. So the burden is falling on a few business people in town. Business is just not there any more. First Citizens was advertising a rate a few weeks ago at 2.9%, now today they have a new rate taped over that one at 2.3%, so that tells you things aren't getting any better. Somebody has got to sacrifice and it shouldn't always be the businesses. Maybe some budgets should be thinned."

Mayor Miller stated again, "I will be happy to sit down with you and look at your taxes and figures."

Mr. David Farr of Wiles Street addressed Council.

He stated, I am not here to offend anyone or agitate anyone. I have listened and agree with some things Mr. Goodwin says and disagree with some things as well. I am always against the increase in fees or taxes. I don't own a business in town and from what I hear tonight, I don't want to own one. I have owned a business at one time and I know what it takes. I do know what it takes to operate my house. I heard you make a statement about the State cutting their money. Maybe, the municipalities should tell the State of South Carolina to back off and cut their spending and wasting.

I kept listening to you referring to recreation and golf course. I think you can look at me and tell I have never set foot on any golf course or recreation facility and other than a 48 inch waist; I haven't suffered any from it. I think these recreational facilities, luxury items, and that is what they are, should pay for themselves. People don't have to play golf. The idea of a public golf course is for the ones that cannot afford the country club, it is just a municipal country club. If you want to play, you have to pay and that is the same with recreation.

When I used to travel when I could afford a bus ticket, I would travel and ask questions. I found out that where you go, you have to pay to use the tennis courts, baseball, swimming pools, and so if it is not making a profit, get rid of it.

That brings me to my pet peeve, another increase in garbage. Every one of you has a garbage can, we are a trashy town, and we have to pay to have trash. It is costly to run trucks, buy cans, but the Town of Elloree has gone private in their trash collection. If we have to pay for it anyway, let us stimulate a private business. You wouldn't have to pay salaries, pay for trucks, pay for benefits and you wouldn't have this issue. If you are going to drop this one dollar on the carts which is a choice, you ought to drop the one dollar on the sanitation. I have lunch every day with a group of 75-80 year old ladies, they are on a fixed income, and none of them play golf. They all have trash cans. One dollar doesn't sound like a lot, but five dollars didn't when you started, but then it went up to ten, eleven and now twelve dollars. I bet before long it will be twenty dollars. Garbage collection is too expensive and already commercial businesses are allowed to contract with other companies. I know you have had to hire more people to cut and trim the trees. I know you say that was Federal money, but what is Federal money? It is money trickled down. It is still a luxury to have all of these things and people are struggling. A 3% tax increase won't matter too much on my house, but I have an extra building that I pay twice as much in utilities because I use it to store my stuff. I also have to pay sales tax on my utilities. I eat out every day and on top of my meal, I have to pay extra tax to the City and the County. It amounted to several hundred dollars a year. On top of that, we have taxes and the City has been picking up trash for many, many years and it was in the property tax bill. That is service we used to get that was included. Now, the only other things we get are police and fire protection, having the streets swept and grass cut. I think you need to look at some things that we can do away with and if they aren't, let them pay for themselves. If they don't pay for themselves, get rid of it. I go out to the Spray Park and see the kids playing and it is nice, I sat there and counted how many kids were there and I don't see it operating at a profit. Then you have all the real estate deals, industrial parks and it is City and County money paying for that. Do you make a profit on it?

Then I read in the paper where you made a donation of office furniture to the Town of Santee, it was the taxpayer's money. Who cares if they can build a new Council building, then they should be able to buy a few chairs and tables. That was our money; I would have bought one of those old chairs.

I am not trying to be funny, several of you have multiple properties and the taxes are passed onto the renters, we know that. Just like Mr. Goodwin, he has to pass on the expenses to the customers. I do think we are stifling businesses. The old saying is be careful who you elect to the City, they may be your Congressman or Senator one day,

what trickles up, trickles down, sort of like a sewer. I would like to see if you are going to make a concession for golf carts or walkers, then you should take the one dollar off the sanitation. The day you sent me a trash bin, I sent it back. I don't want to roll it out, and I take my garbage to the County site. In Ms. Knotts' district, she has a lot of poor people, \$144.00 may not sound like a lot of money, but it is. My lunch costs me \$7.36 a day, so that is a whole week of lunch. You may be able to say, I can miss a meal. For some of these retired people, it is a lot of money."

Mayor Miller stated, "I want you to understand, we are not talking about the fees on the golf carts, we are talking about a fee to walk."

Mr. Farr stated, "If you aren't making any money, get rid of it and you said, it is a losing proposition. We don't have to have a golf course. Just like on the square this evening, it is going to cost to have chairs, tents and to clean it up. So whoever uses the facility should pay for it. Does the auditorium pay for itself? Wonder how much these people make on something over there. Where can you rent a nice building like that with lights, and water? Whatever you have, you should make a profit. If you take the residents and multiply by eleven dollars each month, it is a sizeable amount. When the state did something some years ago affecting your ability to raise taxes, it affected everyone, so fees were implemented. My utility bills have doubled in ten years. I don't run an air conditioner, I couldn't afford it. You have to run a city like people run a house. I know you do a lot of good services. You could cut your salaries, you are all retired."

Mayor Miller thanked him for his advice.

Hearing no other comments, Public Hearing #1 was closed.

Public Hearing #2-To adopt a Budget for the operation of the Department of Public Utilities for the City of Orangeburg, SC, for fiscal year beginning October 1, 2012, and ending September 30, 2012.

Hearing no comments, the Public Hearing was closed.

Council entered into the regularly scheduled meeting.

PRESENT:

Paul A. Miller, Mayor
Charles B. Barnwell, Jr.
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

ABSENT:

Bernard Haire

A motion was made by Councilmember Keitt, seconded by Councilmember Barnwell, to approve the August 7, 2012, City Council Minutes as distributed. This motion was unanimously approved.

Mayor Paul Miller and DPS Director Wendell Davis presented Cynthia S. Smoak with a Retiree Resolution and a gold watch for her twenty-nine years, and six days of service to the City of Orangeburg's Department of Public Safety.

2214

A motion was made by Councilmember Jernigan, seconded by Councilmember Stroman, to approve the Second Reading of an Ordinance amending the budget for the City of Orangeburg, SC, for fiscal year beginning October 1, 2011, and ending September 30, 2012. This motion was unanimously approved. This is using \$228,000 of cash reserves.

City Administrator Yow addressed Council. He stated, "I appreciate the Public Hearings and the public comments. It is great to see people involved and we have notified the T&D in great detail on the budget. The total budget is \$17,025,060 for revenues and expenses. Last year's budget was \$17,644,000 which is significantly higher due to grants. This budget includes \$500,000 in reserves and our monies are still being reduced in the local government fund. As mentioned earlier, some of the hospitality tax can be used to offset services in the Gardens. There is a three (3) mill tax increase. There is a \$1.00 increase per month on residential sanitation. This is basically a user fee, which also includes yard debris pickup and recycling. I have heard tonight about the private sector in sanitation and what we have found is that the ones wanting to be annexed into the City are often paying more for their private sanitation service. I think that that fee is very conservative. There is no business license fee increase. I know Council doesn't want to increase rates on businesses. There is no storm water fee; however, some cities have had them for over ten years. This calls for storm water management in our maintenance. Council has not wanted to put that burden on businesses and residences. In the budget is a proposed rate of a walker fee at Hillcrest. There is also a one dollar increase in cart fees and Council has decided to pass this on to the consumers and not to pass it onto the taxpayers. I think Council has made a responsible decision to pass this on to the consumers and not the taxpayers. It is Council's prerogative to take out or add and if you wanted to take out the one dollar walker fee, that would decrease Hillcrest's proposed revenues. Some of the area that we do hope to see improvement is Airport revenue. We would like to see hangar fees and fuel sales bring in more revenues, but the Airport is critical to economic development.

To sum up, we are continuing all services. I want to point out, we cut nine (9) positions several years ago and we have only added back one position in this year's budget. Council is hearing that more grass needs to be cut and more right-of-way need to be maintained. I do want to point out that a lot of the right-of-way we are maintaining belongs to the State. People want them cut in the City and Council has to decide if we are or not going to do it."

Councilmember Keitt stated, "I don't think everyone on Council wanted an increase, but in order to make things better for our citizens, we had to."

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve the Second Reading of an Ordinance to raise revenue and adopt a Budget for the City of Orangeburg, SC, for the fiscal year Beginning October 1, 2012, and ending September 30, 2013. This motion was unanimously approved.

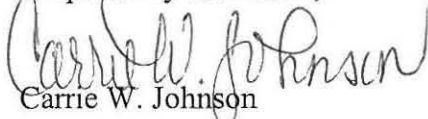
A motion was made by Councilmember Barnwell, seconded by Councilmember Jernigan, to approve the Second Reading of an Ordinance to adopt a Budget for the operation of the Department of Public Utilities for the City of Orangeburg, SC, for fiscal year beginning October 1, 2012, and ending September 30, 2013. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve a Resolution to adopt the Department of Public Utilities Safety Program. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk

/pfb





RESOLUTION

RESOLUTION EXTENDING THE TERM OF THE SERVICE AGREEMENT BETWEEN CAROLINA GAS TRANSMISSION CORPORATION AND THE DEPARTMENT OF PUBLIC UTILITIES OF THE CITY OF ORANGEBURG AND TO DESIGNATE THE WEST NATURAL GAS DISTRIBUTION SYSTEM AS A SPECIAL PROJECT

WHEREAS, the Department of Public Utilities for the City of Orangeburg, South Carolina, (hereinafter referred to as "Department") entered into a Service Agreement with Carolina Gas Transmission Corporation (hereinafter referred to as "Carolina") dated October 9, 2006 and expiring October 31, 2014; and

WHEREAS, the Department is extending its natural gas distribution system to an area known as the "West Natural Gas Distribution System", and

WHEREAS, Carolina has agreed to design, construct and install a meter station and appurtenant facilities for the "West Natural Gas Distribution System" in consideration of a two-year extension of the above Service Agreement.

NOW, THEREFORE, BE IT RESOLVED BY ORANGEBURG CITY COUNCIL DULY ASSEMBLED on the 18th day of September, 2012, that O. Thomas Miller, Jr., Manager of the Department of Public Utilities in consideration of the above meter station and appurtenant facilities is hereby authorized to extend that certain Service Agreement between Carolina Gas Transmission Corporation and the Department of Public Utilities of the City of Orangeburg dated October 9, 2006 for two (2) additional years and after extension the primary term of said Service Agreement shall be through October 31, 2016.

BE IT FURTHER RESOLVED that the expansion of the Department's natural gas system designated as the "West Natural Gas Distribution System" is hereby designated as a Special Project subject to the Natural Gas Rates Code 3M and Code 3N. The West Natural Gas Distribution System is delineated in blue on Exhibit "A" attached hereto and made a part hereof by reference and shall include any extensions of said system west of the Department's regulator station located on Cut Off Road at the point the "West Natural Gas Distribution System" ties into the Department's existing gas distribution system.

AND IT IS SO RESOLVED.



Paul G. Miller

MAYOR

Richard F. Thomas

Charles B. Bannell

Jandia F. Korte

Bernard Hair

MEMBERS OF COUNCIL

ATTEST:

Carroll D. Johnson
CITY CLERK



**RESOLUTION
CITY OF ORANGEBURG
SOUTH CAROLINA**

WHEREAS, the City of Orangeburg, South Carolina, desires to increase economic competitiveness and stimulate private investment by revitalizing the downtown area of Orangeburg; and,

WHEREAS, the City of Orangeburg Council have discussed and reaffirmed their commitment to continuing streetscape improvements during their Council Budget Planning session and further concur the long term value to streetscape improvements for the overall development of a vibrant downtown corridor; and,

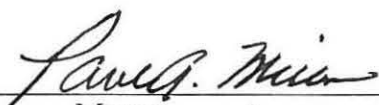
WHEREAS, the City of Orangeburg, South Carolina, is applying for a Community Development Block Grant for Streetscape Improvements in the Downtown area of Orangeburg; and,

WHEREAS, the City of Orangeburg, South Carolina, must supply 10% matching funds for a \$500,000 Community Development Block Grant application.

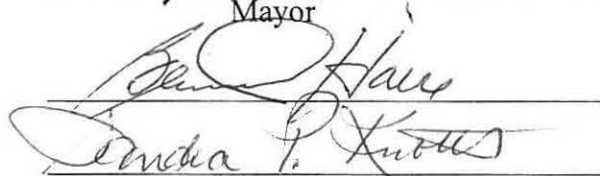
NOW THEREFORE, BE IT RESOLVED, that City of Orangeburg, South Carolina, is committing the required 10% matching funds.

Adopted this 18th day of September, 2012, by the City of Orangeburg.

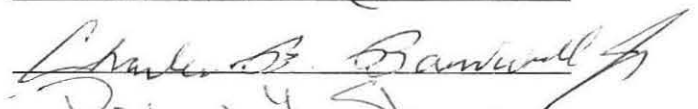




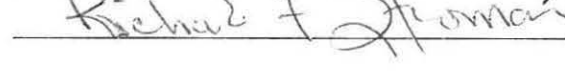
Mayor



Brenda P. Knott



Charles B. Bramwell



Richard F. Stroman

Attest:


Carrie H. Johnson
City Clerk

City Council Minutes September 4, 2012

2217

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, September 4, 2012, at 7:00 P. M., in the Council Chamber Building with Mayor Pro Tem Haire presiding.

PRESENT:

Charles B. Barnwell, Jr.
Bernard Haire
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

ABSENT:

Paul A. Miller, Mayor

A motion was made by Councilmember Keitt, seconded by Councilmember Jernigan, to approve the August 14, 2012, Special City Council Minutes as amended. This was a 5-0-1 vote as Councilmember Barnwell abstained as he was not present at the meeting.

A motion was made by Councilmember Barnwell, seconded by Councilmember Knotts, to approve the August 21, 2012, City Council Minutes as distributed. This was a 5-0-1 vote as Mayor Pro Tem Haire abstained as he was not present at the meeting.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve the Third Reading of an Ordinance amending the Budget for the City of Orangeburg, SC, for Fiscal Year beginning October 1, 2011, and ending September 30, 2012. This motion was unanimously approved.

City Administrator Yow overviewed information for the Budget for Fiscal Year 2012-13. Councilmember Keitt stated, "We have gone through this budget and dealt with it a lot. I am not in favor at this point to raise millage. There are a lot of people out there that are out of work. I would hope we could look at this budget and delete the mills and the \$1 walking fee for Hillcrest. People are having a rough time and I would like to go on record in hopes we could delete that."

Councilmember Stroman stated, "I have said it before during the readings that I hate to see taxes go up, I just hate to see it."

Councilmember Barnwell stated, "I agree, but we cannot be out of budget and if we don't go up, we will have to go up more next year."

Councilmember Keitt stated, "We are giving a 2% raise and I am sure they all deserve it, but maybe we could cut that. There are a lot of people out of work. Our constituents are depending on us and I feel for those that cannot make ends meet."

A motion was made by Councilmember Barnwell, seconded by Councilmember Jernigan, to approve the Third Reading of an Ordinance to raise revenue and adopt a Budget for the City of Orangeburg, SC, for the Fiscal Year beginning October 1, 2012, and ending September 30, 2013. This was a 5-1 vote as Councilmember Keitt opposed.

Mr. Don Tribble, Executive Director of Community of Character, accepted the September 2012, Character Trait Proclamation, "Sportsmanship".

Mayor Pro Tem Haire stated, "As you know there have been articles in the paper and I attended a meeting a few weeks ago about an inland port close to Greer/Spartanburg and that would cause an increase in train traffic in Orangeburg. I am concerned about the speed. I would like to ask the City Administrator to get information from Norfolk Southern on the increase in train traffic, train speed and the length of the trains. I don't feel that our citizens need to wait at a crossing all day or perhaps have a spillage due to the speed of a train. If Council agrees, the City Administrator needs to get any additional information concerning this and we will then need to make a decision on our concerns. I think we need to be on top of this."

All were in agreement that the City Administrator will obtain information on the projected train traffic and Norfolk Southern's plans to have a minimal effect on the community.

Mayor Pro Tem Haire stated, "On August 10, 2012, I was looking at the Olympics, the TV started cutting out. I attempted to call every number in the 2012 telephone directory to inquire about the problem and I could not reach anyone. There were four numbers listed. I went to Time Warner on the following Monday and brought in the telephone directory and asked them if these numbers were correct. I was told that they have been trying to get those numbers taken out. Time Warner checked my account and found that I did have interrupted service and I would get a credit. I don't think the citizens should pay for services they do not get. If Time Warner can verify that the services were out then why not give everyone a credit. I would like to see if the phone numbers could be corrected so that the citizens could call if needed."

City Administrator Yow replied, "As you remember, Mr. Walsh and I used to have the pleasure of negotiating a franchise and some of the customer service regulations were that Time Warner maintain a local office and have local numbers. One of those things at that time was the issuing of credit for outages. As you know, when the franchise authority was taken away from us by the State Legislature, at that time the central office was moved to Columbia. I have had calls from persons who cannot reach them at night or in the evenings. I will contact the appropriate management persons to ask them to look into those published numbers. I will pass that on to them. For the record, Council has very limited authority now versus what you use to have. I hope that they would be responsive."

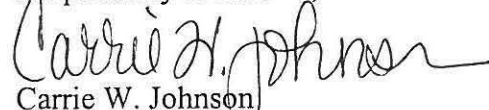
A motion was made by Councilmember Jernigan, seconded by Councilmember Keitt, for approval of a bid authorizing City Administrator Yow to enter into a contract for Broughton/Market Street parking area in the amount of \$284,764.00 with AOS Specialty Contractors, Inc. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve the Third Reading of an Ordinance to adopt a budget for the operation of the Department of Public Utilities for the City of Orangeburg, SC, for Fiscal Year beginning October 1, 2012, and ending September 30, 2013. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Jernigan, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk



CITY COUNCIL MINUTES
SPECIAL SESSION - AUGUST 14, 2012

Orangeburg City Council held a Special Session Meeting on Tuesday, August 14, 2012, at 5:30 P.M. in the Assembly Room of the Department of Public Utilities, 1046 Russell Street with Mayor Paul A. Miller presiding.

Mayor Miller opened the meeting by welcoming everyone to the Special City Council Meeting at the Department of Public Utilities.

Mike Sells gave an invocation.

PRESENT: Paul A. Miller, Mayor
Bernard Haire, Mayor Pro Tem
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

The meeting was then turned over to O. Thomas (Tommy) Miller, Manager of the Department of Public Utilities.

Summary of Budget Presentation
Manager Tommy Miller to Mayor and Council

Manager Miller proceeded by thanking everyone for attending the Special Meeting.

He then introduced Josh Nexsen. He stated Josh was a Certified Public Accountant that recently joined the DPU Administrative Division. He stated Josh is helping the Department with some of the accounting functions. Josh has been with the Department about three months.

Next, Manager Miller extended a special thank you to Mayor and Council for attending the Special Meeting and allowing us to present this proposed budget for their consideration. He said, "I know that during the months of July and August that you have heard the word "budget" so many times that you are about ready for it to get over with".

Next, he stated that he would also like to take the opportunity to thank the Directors of DPU and their staff for the many hours that they have worked in putting this budget together. This is "Team" effort and he stated he was very proud to be part of this team. The very talented men and women that work under these Directors have the awesome responsibility of operating and maintaining your utility on a daily basis. Another responsibility that is entrusted to that staff, especially these Directors, is the responsibility of planning the future of your utility. He went on to summarize what we do. 1) we develop ideas (2) we discuss them (3) we plan them (4) and we develop a strategy to implement them. We do all that for one purpose, and that purpose is to meet the future goals and obligations of DPU and insure that it remains one of the most respected utilities in South Carolina. He explained that this is what this proposed budget does, it is laying the foundation for the future of DPU.

Manager Miller continued with the meeting stating he was pleased to present a proposed budget for the City of Orangeburg's Department of Public Utilities for Fiscal Year 2012-2013. This proposed budget has an income of \$102,846,384, with expenses of \$89,259,983 for a net profit before the transfer of \$13,586,401. He stated this represents a return of 5.8% equity for the citizens of the City of Orangeburg. He continued stating that this proposed budget reflects changes in the cost of purchased power per our electric supply contract with South Carolina Electric & Gas Company which began this year on January 1st. We are just 7-1/2 months into it and so far the contract has worked well for us. The one thing that this budget does not cover is the unpredictable cost of fuel that is used for electric generation. This proposed budget also forecasts that the cost of natural gas to remain relatively stable at levels that we have not experienced since the mid 90's and we expect that cost to remain relatively low through 2013. As in the other three divisions, he was proud to report that we do not anticipate changes in our wastewater rates at this time. However the cost to provide water and wastewater services have and will continue to increase. The cost of many of our commodities, government regulations and labor are expected to rise and add to the cost of doing business. We anticipate these costs to be off-set by small increases in sales in the Electric and Gas Divisions and a slight increases in the water and

wastewater divisions. These budget numbers will reflect the predicted changes in each division.

Electric Division – We are predicting sales to increase over last year's sales. Due to the SCE&G contract the cost of electric power should remain stable until May 2013 when we expect a 3% increase. This 3% is a pass-through from SCE&G, so it has no effect on DPU, but it will have an effect on our customers. Fuel costs that we incur from our suppliers is a direct pass-through to our customers, so the net effect of fuel cost on our bottom line is zero, however, it can have a significant impact on the customer's cost of electricity. The good news about the SCE&G contract is it allows fuel cost to be more leveled. Rather than billing us for the spikes on a monthly basis, it is averaged out and leveled throughout the year, therefore, by doing that, we hope to remove those spikes and I think that would certainly benefit our customers from having the rising and fall cost of electric power that is based on fuel costs. The new contract had that provision in it and we are only 7-1/2 months into it. It is brand new provision for us. Also, I am proud to report, that in the Electric Division, we do not recommend a change in any of our electric rates at this time.

Gas Division – In the Natural Gas Division, we are also predicting that sales will increase slightly. We are also anticipating that the market cost of natural gas will be stable due to the continued production of shale gas. All of our gas requirements are still purchased on the open market. We have been doing this for a number of years now, with great success. We continue to eject lower cost natural gas into storage, which will be used to mitigate gas cost during the winter months. This will be beneficial to our customers when winter or storm related gas spikes may occur. To give you an idea of the amount of gas we are talking about, presently in our storage, we have over 141,000 dekatherms of gas stored. It is at 84% full. What is really pleasing is the average cost of that gas is less than \$3 per dekatherm. So, in the event that we were to experience high gas costs, for whatever reason, we have the ability to withdraw some of this cheaper gas (\$3 gas) from storage, blend it with the more expensive gas and hope to lower the overall cost to our customers. We think that is a great benefit that we can offer our customers for having this stored gas. As in the Electric Division, we do not recommend any changes in the natural gas rates at this time.

Water Division – In the Water Division we are predicting a slight increase in sales in all categories, but primarily in the residential and small commercial sector. The cost of operating and maintaining our water system continues to rise. The rapidly increasing costs are primarily due to the increases in chemical costs, depreciation costs, and increased distribution flushing, due to regulatory requirements. In a few minutes, Eric Odom is going to update you on a project that you approved last year. The intent of this project was to reduce our flushing cost and so far I think he is going to report that it has been successful. As in the Electric and Gas Divisions, we do not anticipate a change in our water rates at this time.

Wastewater Division – In the Wastewater Division we are predicting a slight increase in sales spread across all customer categories but again like water, primarily in the residential and small commercial sales. As in the Water Division, the cost of wastewater operations continues to increase. This higher than normal increase is largely due to the aging infrastructure at our Wastewater Treatment Plant and just the general operation of the collection system. In a few minutes, Richard Labrador is going to talk about the aging infrastructure at our Wastewater Treatment Plant and what our plans are to address that. As in the other three divisions, I am proud to report that we do not anticipate changes in our wastewater rates at this time.

Manager Miller stated in summary the proposed spending on capital projects in Fiscal Year 2012-2013 is \$8,495,000, which is a substantial increase in capital spending from last year. This is a very ambitious budget when you compare it to past years. The last time that you approved a capital budget over \$8.5 million was in 2005. It has been quite some time since we have asked for approval for that amount of money.

He said that in a few minutes, he was going to ask the Directors to present the proposed projects in their respective divisions and give you more details.

Manager Miller stated there is one (1) new proposed capital project for the Administrative Division, there is one new proposed capital project and one partially approved carry-over project for the Electric Division and there is also one new proposed capital project for the Wastewater Division. There are no proposed capital projects for the Natural Gas Division or the Water Divisions, but the Directors will give you a brief update of the projects that are ongoing.

As always, we believe this is a sound and responsible budget proposal and does not require any immediate rate increases or at least not at this time. It does allow for a 2% cost of living for our employees and it allows us to get started with our proposed projects that will be presented to you in a few minutes.

Manager Miller stated the obligations of DPU are something we like to repeat every year at this budget presentation, because there are three main obligations that we always try to meet:

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1. Provide our customers with the safest and best service at the lowest possible rates.
2. Provide a reasonable return on investments for the City of Orangeburg.
3. Continue to maintain and invest in our utility infrastructure to meet the challenges of the future.

He stated we are confident that we can continue to meet these obligations with this proposed budget.

Manager Miller expressed that this concludes his portion of the budget presentation. He stated that he would try and address any questions that they may have. Any questions?

Councilmember Keitt: Just one, you said something about we have a lot of gas on hand and if it does go up that it will blend with the one that you have to buy.

Manager Miller: We have gas stored in a storage facility in Louisiana. There are 141,000 dekatherms stored in the ground in Louisiana that we own. It presently has a value of about \$450,000. We have that buried in the ground if you want to look at it that way.

Manager Miller stated that since there are no projects in the Water and Gas Divisions, he would ask those respective directors to come up first and give an update on the on-going projects in their Division.

Administrative Division.....	Michael G. Sells, Director
Electric Division.....	John B. Bagwell, Director
Gas Division	Dave Durgin, Director
Water Division.....	D. Eric Odom, Director
Wastewater Division	Richard M. Labrador, Director

WATER DIVISION PROJECT UPDATE

Water Division Director Eric Odom stated that the Water Division did not have any new projects for the upcoming fiscal year, but that he wanted to take a moment to give a brief update of where we stand with our current fiscal years project.

He stated this project consists of several improvements to our water distribution system. The purpose of the project was two-fold. The first being to improve water quality in our distribution system and the second was to reduce the amount of water that we flush in order to maintain water quality in the distribution system. At the completion of this project we anticipate a cost savings of approximately \$300,000 per year due to the amount of reduced water that we are having flush in our distribution system at the completion of these projects.

He explained to date, we have installed approximately 13,000 feet of pipe out of a total of 26,000 feet. This includes completing bores under CSX Railways as well as Interstate 26. Currently, we are approximately 50% complete with construction. The total cost of this project was \$600,000. To date we have spent \$314,000. The remaining \$287,000 will be spent to complete this project by late September of this fiscal year. Any questions?

Mayor Pro Tem Haire: I understand that you had some problems as it relates to lines that end at a particular spot that is not causing a lot of circulation. Is this what you have referenced to in reducing the amount of flushing?

Eric Odom: Yes Sir. First of all even some looped lines will still have water quality problems if there is not enough demand in the system. The projects that we have targeted have enough demand in those areas, however, they are dead-end lines and what we are trying to do is tie these dead-end lines together where the water will circulate. If you have ten water taps on one side of the road and one on the other side, an intersection for instance, then that one water tap is not using near the amount of water to turn the water over in that water main. By tying the two together, you have

eleven water taps in that area and you are able to circulate the water and improve the water quality in that way. Did I answer your question?

Mayor Pro Tem Haire: Yes

Councilmember Jernigan: In regards to the flushing, who sets those regulations? Is it the State or DHEC?

Eric Odom: They have minimum water quality standards that we have to maintain. We have sample routes that equate to approximately 180 locations that we have to visit at least once every three-months. Flushing is not something we go out and cut a flush station on and flush, we monitor the water quality very frequently and adjust that. If we have very good water quality, we cut them off or cut them back. If the water quality falls down to that range where it become questionable with DHEC, we cut it back up to maintain that water quality and make sure we stay in compliance.

Councilmember Jernigan: Do they pick the stations?

Eric Odom: No Sir. We do. We target the areas that we notice from sampling. A lot of times, we get water quality calls and those will pinpoint us to certain areas that the residuals have fallen off. The worst time of the year is generally in the summer with these high temperatures. The warmer the water the quicker the chlorine residual dissipates out of the water.

Councilmember Keitt: And it has to do with the amount of water we use.

Eric Odom: Demand driven as well. It is just like putting a gallon of milk in the refrigerator, if you don't drink it, it will go bad. The longer the water sits in the pipe, it will go bad so we have to turn it over.

Mayor Pro Tem Haire: This question is in connection with the question asked by Councilmember Jernigan as it relates to choosing the sites. This is for your testing, not for the testing that is done by the outside agency. They make the decision as to what sites they want to go?

Eric Odom: Not the flushing locations, but the sample sites are driven by DHEC. Our 180 sites, they generally target, over history, they know where the areas are going to be. That is generally the areas that they target, the worst areas.

Mayor Miller: How have we done, since the last time we talked on the sampling by DHEC?

Eric Odom: Which sampling?

Mayor Miller: When you talked to us before you were talking about that they were going to increase the number of sites to sample.

Eric Odom: Yes Sir. That is a different type of sampling. That is our new Stage II Disinfection By-Products Rule that is coming out. The current one we are under is Stage I, we have four sites. In October 2012, we will go to eight sites. The majority of the sites that we have now will stay the same, one will go away and then we will add five new sites in our distribution system. We have been monitoring and keeping up and we feel we be fine on that.

Councilmember Jernigan: Do we currently provide water for anybody outside Orangeburg County?

Eric Odom: Yes Sir. We do serve the Town of Cameron and we have a franchise area in Calhoun County that we serve. We also cross-over into Calhoun County along Kennerly Road. Outside the County that is it. We do wholesale water to Towns of Norway and Silver Springs Water District.

GAS DIVISION PROJECT UPDATE

Gas Division Director Dave Durgin stated the Gas Division did not have any new projects for the upcoming fiscal year. He proceeded by giving a brief update on one continuing project recently approved.

The West Distribution System received a low bid of \$790,991. This lower than expected bid has shortened the expected payback by 25%. Construction is set to begin after Labor Day and should be completed by this winter. He thanked Council for the approval to go forward with this project. He also stated that he was very proud to report that according to a recent gas survey, we are among the lowest cost gas utilities in North and South Carolina. Market prices have remained low and stable and we have been able to pass these savings onto our customers. Any questions?

ELECTRIC DIVISION PROJECTS

Electric Division Director John B. Bagwell then presented one on-going capital improvement project for Council's consideration. Project #1 - Advanced Metering Infrastructure (AMI).

He stated this was a continuation of a previously approved/ongoing project from last year. He reminded Council as explained in last year's budget meeting that this is a multi-year project currently projected for five years. The Advanced Metering Infrastructure (AMI) Project is currently on schedule and slightly under budget. As an update to this project John explained that he had included in this year's budget proposal the level three cost projections for the entire project. Cost projection is based on the most current information available to us through our consultants. The projection includes all hardware and software needed to remotely read all meters and control the residential electric meters for connect and disconnect. In the Level III Projection the cost included contractors changing all DPU meters. This comprised of approximately 12% of the project. The project also called for the changing of 90% of all water meters which is basically all the residential meters. We believe that a significant savings can be obtained by (1) DPU doing all the meter change outs ourselves which would save the 12% for the contractors fees (2) decreasing the number of water meter change outs by retro-fitting a portion of them with AMI registers rather than changing the whole meter out. Just reducing the number of meter change outs from 90% to 65%, we estimate that the Department can save an additional 3-1/2% of the total project cost. We are still researching water meters to determine if more than our original estimate can be retro-fitted.

DPU has additional plans in position to lengthen this project and assist in increasing revenue if needed to accommodate other projects. One would be to only change-out the electric meters at this time. This allows the Department to offer remote connect and disconnect for our residential electric customers and a pre-pay option for all electric customers. The connect/disconnect will save the Department on truck deployment and over-time pay for after hours cut-ons and cut-offs. The pre-pay option will aid the customer with lower deposits and possibly no deposits and increase revenue for the Department upfront, because the customer will pay for his service before he using it. In other words, we will have less charge-offs and less collection problems. The electric meter change will allow for additional savings which are which are harder to qualify, such as power restoration, quality of service, power flicker, tamping and voltage analysis. Once the electric change is complete, we will take a steady approach to the gas and water meters, allowing DPU personnel to change and retrofit all the remaining meters. This will allow the cost of the project to be spread out over a period of seven to ten years, instead of the initial five years. The total project cost was this Advanced Metering Infrastructure is \$14,279,000. To date we have spent \$905,000. The estimated 2012-2013 cost is \$1,872,000. Does anyone have any questions?

Mayor Pro Tem Haire: You were saying the new metering system - is that an option for customers or a mandate for customers to pre-pay?

John Bagwell: It is an option for all electric customers.

Mayor Pro Tem Haire: Now with this new metering reading system - that will eliminate approximately how many jobs?

John Bagwell: It is not going to eliminate any jobs. Our plan is to take the folks that are reading the meters today, disburse them out through the Departments in various divisions. There is going to be several jobs created because of this project. We are going to have to have technicians to be able to work on the meters and work on the AMI devices. We will also have to have inside people to be able to work on computers and do various different things along that line.

Mayor Pro Tem Haire: How many meter readers do we have?

John Bagwell: Approximately 10.

Mike Sells: We will go down to about 2 meter readers.

John Bagwell: We will still have some readers with this project.

Mayor Pro Tem Haire: Is this only in the city residential area? This is not suppose to be at the present - system wide. It is just only going to be for the city areas or is it going to be total system?

John Bagwell: It is total system wide. There will some meters that someone will park a car over the top of it, like a water meter, or park a panel van in front of an electric

meter, that we can't get a radio read from it, so we will have to send a technician out to that meter to check it. That will be some of the readers that we have today.

Electric Division Director John B. Bagwell presented Project #2 – Peak Shaving / Wastewater Plant Generator. This is a newly proposed

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Director Bagwell stated the purpose of this project is two-fold: (1) to add additional mega-watts of additional peak shaving capacity into the electric system and (2) to provide a reliable and primary source of back-up generation to the Wastewater Treatment Facility. The existing generators of the Wastewater Treatment Facility currently provide enough power to the primary equipment needed to keep the plant running during power outages. In the future, when the plant expands the existing generation will not sufficient to supply the needs. Additional capacity will be need. The beauty of this project is that we will be able to meet the future needs of the plant for lowering the cost of supply electricity for electric customers of DPU. As part of the power supply contract with SCE&G, DPU was allowed to add up to 4 megawatts of generation. Adding the generation will save \$167,000 per year during Phase I of the contract, which is from now until the first nuclear unit becomes commercially available. This is currently scheduled for the first quarter of 2017. After the first nuclear unit is available the savings will jump to \$273,000 per year. In 2019, when the second unit is anticipated to be commercially available, the available savings escalates to \$331,290 per year. It is estimated that the savings to rate payers will be \$2.6 million over the life of the contract with SCE&G. While the payback is little longer than our previous generation project, we will feel that the project will not only full fill the purposes laid out in my opening, but will give DPU an additional bargaining power in future negotiations with SCE&G. The generator will follow the same design of the Bull Street Project of the Electric Division built in 2003. The unit will be a natural gas fire reciprocating engine and tied to the DPU Distribution and Transmission System. With purchase of the same type of unit DPU will be able to save on maintenance and spare parts as well. The total project cost for this generator is \$2,125,000. We anticipate this amount to be spent this fiscal year. Any questions?

ADMINISTRATION DIVISION PROJECT

Administrative Division Director Michael G. Sells stated the Administrative Division has one project which is the replacement of the Administrative Division's software. The purpose of which is to enhance customer service, accounting, work order management and human resources.

This project is designed to meet our major administrative software needs for at least the next 15-20 years. This project is expected to be a little under \$12 million and I know for software that sounds like a lot of money and it is, and we are aware of that. That is the first opening estimate and we will do everything we can to keep that cost below those figures.

This is very complicated project. When we did it 20 years ago, it took us 8-years to complete it. Because of our complexity, we have to shorten the amount of time to do this. We are hoping to do it in 4-years. Changing everything we've got in software could be a disaster if you don't do it right. This is like changing out all the cars on a train while it is moving at full speed. Everything we do has to be done... 24 hours a day we are running programs, 24 hours a day we are writing orders, people paying bills and we have to do it essentially while simultaneously.

There have been pipes and poles for 100 years, there has not always been software. It has been developing just like the software for the rest of the world has been developing at a rapid pace, so, the same for utilities. Now, software is a major component for our business. We cannot do without it. This is now the fourth phase that DPU and the utility industry has gone through. The first one was back in the 70's, when we just had these cards and we punched holes in them and they added them up and it helped us count to make a bill. In the 80's, we had this room with this gigantic IBM box in it and one programmer and he would write simple programs, again he would help us calculate a bill. In the 90's, the third phase, which is the phase we are in right now, we got smaller IBM boxes and we were able to go out to the nation and actually hire a company (they actually had groups of programmers that put together some basic standards of what utility software looks like). Mike Sells then showed Council a slide that was called "green screen technology" designed in the early 90's. It is 20-year old technology. Basically, that is what all our staff looks at. Almost 80% of our staff uses these programs in one way or another. Most software for most companies does not last 20 years. You might wonder how do you go 20 years with software, well the utility industry, because it is so complicated to change we are very reluctant to changing very

often. We are very reluctant to change, so we make these 15 or 20 years waits to get to that point. We are at the point now where this is about as far as it can go. We just did a study with our consultant and identified 7,000 major components that we have to have today. Right now this current software only meets 3,000 of the 7,000, so we are doing the rest manually or just doing it at all.

The advance of today and especially in the future from our staff, auditors, federal and state regulatory, GASB standards and especially our customers require a more robust system. The Department needs software that will merge with our AMI, that John just described to you, this will not. We need to merge with our GIS that you allowed us to put in years ago, this one will not. We need to put back pre-paid meters again, this one will not do it. We need to manage our assets according to GASB standards better than we are now and Human Resources. But, most of all the big key of this is giving 21st century customer service. We need to be able to deal with our customers far better than we have ever done before.

Mike Sells then showed a second screen. He showed the "old screen" and then the "new screen". He stated that this not necessarily the one that we are picking, but a sample. He said we are not buying \$12 million of software to get a pretty screen, that is not the intention (he said he wanted to make that clear). He explained that this is indicative of a sample of what it can do. He explained that the screen was made up of all kind of blocks, each and every user, can create their own screen. If you are an engineer, you would different things on your screen, than a cashier, different from a customer service, different from a technician. You can build your screen to have all the data (this is called a dash board data). It will allow you to put the most critical things according to what kind of customer you have. Customer service up front might be dealing with different customers in the back and they might have totally different screens. They just rearrange them to be able to do their business. This is symbolic of the flexibility that the new screen can give. This is part of the fourth phase and that is where all kinds of things like AMI, GIS, these screen now will be able to allow us, if someone says they are moving somewhere, we will be able to hit a button, pull in a GIS screen or some AMI data and be able to automatically engage with a customer. The old programs will not do this. Everything is now made if the future to tie together all these massive programs and come together and give the customer service person the best data possible. When we started this process, it became apparent that selecting these vendors and migrating to this data was far more complicated than in 1992, when we did it last time by ourselves. Our present staff is not sufficient in size or complexity to do the handling, so we hired a nationally respected consultant (AAC) to assist us. If Council approves, we will begin, we have been studying this enough and we have all our requirements down of what we need and we will begin RFP in the next couple of months and we will select a vendor in 2012.

What makes up that near \$12 million?. Mike Sells showed Council a screen showing the breakdown. He continued by saying it is not the cost of the software and it is not the consultant. The large cost is implantation. In order to make it work, in other words to put software in an organization that is live and running, they have to identify every task we do, copy it over and start the process of managing there while we are still managing the other one. We are an industry that says we will not tolerate any mistakes, we don't send out bad bills, we don't not pay peoples bills, we have to do it right. The implantation is what it cost. It is not the software, it is just putting the software in that is the major cost.

If approved, we expect up to \$4 million on this project in the next fiscal year.

Councilmember Keitt: How will you train your personnel?

Mike Sells: That is part of the implantation. Implantation actually gives training, that is included. They have to send a staff - we are developing a training room right now - we will keep working while we are training - so you have to bring people down in ones / twos or threes and train them - not a week, but sometimes months. A customer service rep can't pause or go blank on a customer. She has to know what she is doing. Training is a big part of it.

Councilmember Knotts: What is AAC?

Mike Sells: Boy that's a good one. I have talking to them for a year and I don't know what AAC means. I am sorry I have never asked that. They are out of Columbia, South Carolina and we are going to be their first South Carolina customer. I think we are the smallest customer they every did. They are used to doing companies like Gainesville, Fayetteville, larger cities than us.

Councilmember Knotts: This particular system, software, program in terms of expansion as DPU grows, is this going to accommodate the long term.

Mike Sells: Yes. It has got to last a minimum of 15-years. We hope up to 20 more.

Mayor Pro Tem: You said "we hope"?

Mike Sells: The definition is it has got to last 15 years. The last time in 1992, that was the standard, they had to make 15 years and this one was going to make 20. That is always our goal. It is really rough on the whole organization to go through a migration. It is something like surgery, you put it off as long as possible.

Councilmember Jernigan: Do you anticipate any increases or decreases in your staff because of this system?

Mike Sells: It will probably help us not to increase our staff. Like John Bagwell said, we are not losing any employees - we might have to beef up a little to meet the transgression, but in the long run we should be able to stay just where we are. Many of the positions will be different. All these people will have to retrain them - they will be a little higher technicians than they have been before.

Councilmember Jernigan: Kind of keeping up with the times.

Mike Sells: Yes Sir.

Councilmember Keitt: Are we cross-training?

Mike Sells: Yes. We have always cross-trained.

Councilmember Keitt: OK - that is important.

Mayor Miller: Mike let me ask you a couple of things. The software that we are looking to purchase, how many different utility software vendors are out there? Do you have any idea how many companies are in a position to offer what you are looking for?

Mike Sells: There are a lot of software vendors, but there is not many that can do electric, gas, water and sewer. They did something called a "pre-bid", where they just went out and checked the market without using our name, but using our base data. I think they received about a dozen bids.

Mayor Miller: So out of the seven or eight potential vendors that - I assume that you were working with this company in Columbia, that put out their RFP. Is that where you came up with this \$12 million. Was there a range in there?

Mike Sells: The range is actually from \$6 million to \$20 million. But they are aware of all the software purchases in the nation for the last couple of years and they can look at our size, our complexity and the bids that they have already won, because they are public and they say this is where we think you will be. When they do an RFP they will put the RFP out and the bids will come in, we will look at the one that is the closest and then you set down and go line by line of the 7,000 items and making sure that they can do it, to see what the exact final cost is.

Mayor Miller: You mentioned, something about 3,000 of 7,000, so what is the 7,000?

Mike Sells: 7,000 requirements that we have that we need to meet.

Mayor Miller: What is the 3,000?

Mike Sells: That is what our old software, it only meets 3,000 of the 7,000

Mayor Miller: This software will give you 7,000?

Mike Sells: They will be in the 95% range, and then you decide on each line item, they are going to say, this is how much if you want to meet the last 5% how much it is going to cost. Line by line you can say, that it is worth it or not.

Mayor Miller: Assuming that we move forward with this. Have you been to see a system of this nature, in place at another utility that would be doing all the functions that we do?

Mike Sells: That is part of the steps after you get down to the last one or two, then you site visits to examine them. But we did go to a trade show and met the top seven vendors and sat down for three days and spent every hour of the day seeing what their projects could do.

Mayor Miller: I understand that, but what I am saying is, xyz utility company in abc city, similar to us, have you asked one or two of those companies what they think of this new software that you are looking to buy?

Mike Sells: That is one of the steps - it is called going through references. Once we come get down to the last vendor we think we are going to use, then they will give us a list of references. We will call the references with teams of people, asking questions and then we will visit sites to see if it really does fit. We don't purchase it until we are absolutely sure it is the right one.

Mayor Miller: What is the time line if we approve this going forward? What is the time line to get to the point of the examination process.

Mike Sells: They said it would probably be in December or January we will be going into site visits. February is the target date sign a contract.

Mayor Miller: So, the \$4 million that you are projecting to spend will be going somewhere between there and the end of September? (6-months)

Mike Sells: That is the maximum we will spend depending upon the different vendors. Some vendors want some money up front and some don't.

Mayor Miller: So, what are you going to get for \$4 million? If we approve this, what will we have this time next year. What will we have to show for the money we are going to spend, which will be roughly one-third of it.

Mike Sells: You will pay \$2 million right up front - Part of the \$1.6 million and part of the \$7-1/2 million. This depends on how fast they start implementing remember the \$4 million is the maximum, it could be a lot less the first year. It all depends on how fast that company meets it. They may say to install the software will be the \$2 million right up front - to start working it might be a million here and a million there.

Mayor Miller: When I talked to you about this previously, you had said that it might take four or five years to get it fully implemented. That \$2 million is a one-time set up cost and everything else is how fast you are moving along.

Mike Sells: Yes Sir. In fact one vendor may want to put Customer Service upfront and another may want to put Accounting up front. The Accounting cost far, far less than Customer Service, so depending upon which vendor, which one they install first will determine how fast we have to pay for it.

Mayor Miller: I am sure that I have got more out of this, but it is mindboggling to me to spend \$12 million for a software program.

Mike Sells: And it is only going to get worse.

Mayor Miller: And that is what concerns me. Is three-years into this is there going to be something else that is going to be needed. In other words, will the cost maybe go beyond this?

Mike Sells: This should take care of us, but right now it is a buyer's market for software, but cities are starting to loosen their coffers and so they are predicting in the next year or two that it is going to be a seller's market. The best time to buy is right now.

Mayor Miller: I presume then for that kind of money they are going to have people on site either working during the week with your people.

Mike Sells: Yes Sir.

Mayor Miller: So that is what the big cost is going to be?

Mike Sells: Yes Sir.

Mayor Miller: Implementers or whatever you want to call them. The salary that it cost to get all of this stuff up and running.

Mike Sells: Yes Sir. For every two or three people that are here, there is usually ten of them.

Mayor Miller: What is that going to do to your IT Department?

Mike Sells: I will make them even more valuable. They are going to have to re-tool themselves also. With the new complexities it actually means that...Our IT people really keep the show running. When you start spreading out these softwares to more and more people out in the field, linemen, etc. it takes more IT support to keep everybody engaged doing things the right way and making sure the system works.

Mayor Miller: So you will probably increase your IT Department?.

Mike Sells: I am hoping not.

Mayor Miller: Are you going to be running a dual system here?

Mike Sells: Yes Sir.

Mayor Miller: You will be running the old system, phasing in the new one. So you will be running old and new and then one day on a Friday, they will go off the old and go on Monday with the new in that particular section of the 7,000 pieces that are in there?

Mike Sells: Yes Sir.

Mayor Miller: So, Accounting might be 1,500 pieces of the puzzle and gas, now this will be depreciated out amount all the Divisions? How will it be?

Mike Sells: Yes Sir. It is depreciated through the number of services of each division.

Mayor Miller: So, the 7,000 divided by whatever - what will be Eric's part - what will be John's part - and Richard's part?

Mike Sells: It will be \$12 million divided by probably 15 years and generally the electric is 43% - etc.

Mayor Miller: It will be based on the revenues?

Mike Sells: No. The number of services.

Mayor Miller: Well, it is pretty ambitious. I have not digested it all the way yet, it has still been hard to chew up. A lot of money.

Mike Sells: Yes, a lot of money and it is a huge task. Every 15 to 20 years we have to....and in 15 to 20 years we will be coming back.

Mayor Miller: How much did we spend the last time?

Mike Sells: The last time in 1992 - \$2 million. That is 20 years. We are asking for a whole lot more than we had before.

Mayor Miller: I am sure that somebody else may have some more questions.

Councilmember Keitt: And you probably will not have to do this again for 20 years?

Mike Sells: Yes, that is our goal.

Councilmember Knotts: This is inclusive of your rapid technology? You know how technology is changing.

Mike Sells: Yes, we want to be able to work with our customers with today's technology. Imagine trying to use 1992 technology now. It is not that bad.

Mayor Miller: But it does change.

Mike Sells: Yes, it does change. We have to make it work a long time, because it is costly and because it is so hard to change.

Councilmember Knotts: One final question from me. Your project write-up says provide 21st Century customer service. Does that mean that the new system is going to be more customer friendly or more customer focus?

Mike Sells: We hope someday that customers will be able to go right on the computer at home and do anything that they want. Now that is going to take awhile, that won't be overnight. In fact right now, we have people paying their bills on their phones.

Mayor Miller: Well, technology changes every day.

Mike Sells: That is a key point. The one we have now can't change. It is frozen in time. The new one will actually be changing as we will be getting upgrades and changing and migrating it as technology goes forward.

Mayor Miller: As much as they can forecast?

Mike Sells: To a point.

Mayor Miller: Is this going to require a new main frame?

Mike Sells: Well, we don't know yet. It all depends on which one we select. It will probably take some kind of server box.

Mayor Miller: You know, this brings something in my mind as far as the City's side is concerned. I wonder if there is some benefits with what you have here that could possibly spill over into the City as in relation to accounting and other things that are being done on their system? I wonder if there is an opportunity here if on the Administrative Side on Middleton Street if they need to be looking at their software upgrade if there is some compatibility, for lack of a better word, sharing of the main frame, similar like we did on the radio tower.

Mike Sells: We use to share the main frame.

Mayor Miller: I understand that one is becoming obsolete.

Mike Sells: Yes, it probably is. We are open to that. We can always look into that.

Mayor Miller: I would like to know if there is some benefit maybe with what they have going on at on Middleton Street or if there is any opportunity to tag-team on this?

Mike Sells: Most of these software's really focus for utilities, where they need tax revenue budgeting...

Mayor Miller: I understand, but I am wondering if they have that capability.

Mike Sells: They may, some of them may. That is definite an option, we can definitely look into it.

Councilmember Jernigan: I would like to expand on what Paul was just saying. With one central main frame computer, the City's side could have their software and you could have your software and they could both be on the same computer. Could that not be something that could possibly work? Could that not be something that could possibly work?

Mike Sells: That could be possible. If their requirements and our requirements can come together under the same vendor.

Mayor Miller: I would really like to know that and I think probably the software that they are running on the City side probably is at the point that it need an upgrade. I know you weren't expecting that, but it hit me that there is a good opportunity here that maybe for a little more money. I am not for spending a lot of money, but it may be for a little more money, we may get a whole lot more bang for the buck. This is something that you need to talk to John Yow about, to see where they are and their IT people are predicting for the future.

Mike Sells: We can certainly look into that. I do know that, I don't know a lot, but I do know that the municipal software is a very competitive business. There is a lot of vendors out there that just do that. If our utility vendors tack it on they may not have the competitive price that they can give a stand-alone for. Ours is not as near competitive as theirs is.

Mayor Miller: With the many different providers, you would think that it would be.

Mike Sells: Well, there is a lot of vendors for municipals, because there is a lot of municipalities.

Mayor Miller: I am talking about utilities. I mean, there has to be a lot of utilities across the country. Maybe not all doing the same thing we do, but people write the software for providers.

Mike Sells: I will certainly look into it.

Mayor Miller: If we are going to spend \$12 million, I think we ought to look into that.

Councilmember Jernigan: I just have one last comment. What I was going to say is DPU has always been a real aggressive company. We have had good success from DPU and I think that part of that success is due to the forward thinking of all the people that are working here and I think that this just another good example of how you look into the future to carry DPU on for the next 20 years like it has progressed for the last 20. I am 100% in favor of all of it.

Mayor Pro Tem Haire: It just troubles me a little that in a couple of answers to a couple of questions was that "I hope so". This is a lot of money and I think that you need to be more definitive.

Mike Sells: I am sorry. We are going to get 15 years out, that is certain and I might get 20 years. I did this current time and some of the software will actually go 23 years by the time that it is gone. I am sorry, we will get the last penny out of the software.

WASTEWATER DIVISION PROJECTS

The Wastewater Division proposes one new project for the upcoming fiscal year, the Wastewater Treatment Plant Upgrade - Phase I. The Wastewater Treatment Plant was constructed in 1975 with a design capacity of 6 million gallons per day and expanded in 1990 to 9 million gallons per day. The plant was designed based on an influent five-day Biochemical Oxygen Demand (BOD) of 200 mg/l. However, recent analytical testing shows that the influent (BOD) concentration is actually much higher than that. This project will increase the capability of the Wastewater Treatment Plant to treat an influent BOD of 300 milligrams per liter while replacing a lot of the aging infrastructure that has excided its useful life. The project will consist of conventional waste activated

sludge treatment, secondary clarification and sludge holdings improvements and will be designed to facilitate future expansion of the Wastewater Treatment Plant. The major new components include a grit removal systems, fine bubble diffused aeration basin, sludge holding tank and clarifier. The total project cost is \$20,300,000 of which \$500,000 will be spent during the upcoming fiscal year, primarily on engineering. Any questions?

Mayor Miller: Richard, when this is completed what will your level of BOD be and how much more capacity can you treat?

Richard Labrador: Once we finish this, we will be able to treat to the fullest capacity of the plant 9 million gallons per day at a total of 300 + BOD. In other words, we can treat stronger waste coming into the plant and we can do so at full capacity. We don't see anything in the foreseeable future that will put us past what we can get with this. Although, everything that we put in will be able to facilitate that further expansion when it comes.

Mayor Pro Tem Haire: So if an existing industry has waste that meets present standards and they for whatever reason increase that waste in its concentration. Who will bear this cost?

Richard Labrador: The actual industries. Once they exceed pre-established strength characteristics like BOD whether it be 300 and some cases COD (chemical oxygen demand) is a little bit higher, but once they exceed that, they have to pay a surcharge based on how far above that limit they go. We do recover our cost when they do exceed. Every little bit helps, so the average rate payer or customer is not burdened with additional cost.

Mayor Pro Tem Haire: Are you aware of any industry that we were unsuccessful in getting because we could not treat their waste? Are you aware of any?

Richard Labrador: No

Mayor Pro Tem Haire: At present, industries that have to use some sort of chemical at site to reduce pollutant to make it palatable for our system?

Richard Labrador: Yes, the pre-treatment systems have to be installed and the federal government imposes requirements on the industries, so that the industries cannot bully the cities into taking something that they really can't handle just to increase their tax base or to get jobs. It has been known in the past (30 or 40 years ago) where industry basically made the rules and they said if you don't comply, we will just go to another town and pollute their water, someone is always willing to take something a little bit stronger than you are, but now the playing field has been leveled to the federal regulations and pre-treatment requirements are that all industries have to meet these pre-treatment regulations, so they are not going to get any more favorable limits going somewhere else. It is do we have the capacity at the plant. That is the only question.

Councilmember Jernigan: Will this as we expand the city through annexation to areas that do not have sewer, will this help us provide us provide those annexed areas.

Richard Labrador: Yes, this is going to give us more than enough to cover our future expansion or annexation, we will have everything that we need to take in the surrounding areas.

This Completed the Presentation of Proposed Projects

Manager Miller again thanked the Mayor and Members of Council for their time. He stated that he especially appreciated the questions that you asked. We want to be absolutely sure that you fully understand this budget. As I mentioned earlier, it is a very ambitious budget, it is a lot of money, but I think that you can tell from the presentations by the Directors that these things that the projects are asking for is going to I think put us way ahead for the future and that is what we have in mind is to prepare DPU for the future as far as the software, the wastewater plant and of course the AMI is going to be something that allows us to do a lot of things in the future as well. Any questions?

Mayor Miller: Tommy, I think we are ready to do the reading. The one thing that I would like to get clarified is at some point, I know you said earlier that you had no proposed rate increases at this time, but some point something has got to happen to pay for this. I know that you have looked at the wastewater project to be possibly financed through the Revolving Loan Fund or Bond Issue, this is going to incur some additional expense and so I would like for you to take just a minute to tell us how you propose to pay for it.

Manager Miller: That is probably the best question I guess you could ask all night, because that is certainly very important. To answer your question on the rates, we, as I said do not anticipate a rate change at the beginning of this fiscal year, which will be October 1, 2012. We are in the process of doing a rate study and it is very possible that we will come to you and ask for some rate changes after the first of the year. Yes, that is something we are very definitely are looking at, we just need to get more information on it, before we present it to you.

Mayor Miller presided over the First Reading of Ordinance No. 2012-14 to Adopt a Budget for the Operation of the Department of Public Utilities for the City of Orangeburg, State of South Carolina for Fiscal Year October 1, 2012 through September 30, 2013.

A motion was made by Councilmember Jernigan, seconded by Councilmember Keitt, to accept the First Reading of an Ordinance to Adopt the 2012-2013 Annual Budget for the Department of Public Utilities for the City of Orangeburg. The motion was approved unanimously.

He stated that the second reading of this Ordinance will be at the next Council Meeting next Tuesday at 5:00 PM in Council Chambers and there will also be a Public Hearing.

Mayor Miller thanked Manager Miller for tonight's presentations. Directors, thank you for sharing this information with us. This is probably the most aggressive move in the number of years that I have been on Council for approval at one shot, although I realize that it will be spread out over a number of years. Thank you for enlightened us and I am sure that we may have additional questions as time goes on.

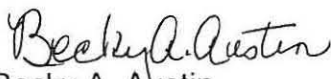
He asked for a motion to adjourn if there was no further business.

A motion was made by Councilmember Jernigan, seconded by Councilmember Keitt to adjourn. The motion was unanimous.

Manager Miller informed Council that we recently had the opportunity to upgrade of SCADA Control Center and think that most of you have seen that, but would like for you to take ten minutes and drop by there and take a quick tour. It is very impressive and we are very proud of it and we would like to take the opportunity show you that.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Becky A. Austin
Secretary to Manager
Department of Public Utilities



Resolution for Domestic Violence Awareness

- WHEREAS,** domestic violence is a serious crime that affects people of all races, ages, gender, and income levels; and,
- WHEREAS,** domestic violence is widespread and affects citizens of our city, county, state, and nation each year; and,
- WHEREAS,** many citizens have witnessed an incident of domestic violence; and,
- WHEREAS,** domestic violence costs the nation billions of dollars annually in medical expenses, police and court costs, shelters, foster care, sick leave, absenteeism, and non-productivity; and,
- WHEREAS,** only a coordinated community effort will put a stop to this terrible crime; and,
- WHEREAS,** Domestic Violence Awareness Month provides an excellent opportunity for citizens to learn more about preventing domestic violence and to show support for the numerous organizations and individuals who provide critical advocacy, services and assistance to victims.

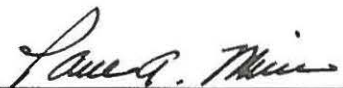
NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council, in Council assembled, do hereby proclaim the month of October as

"DOMESTIC VIOLENCE AWARENESS MONTH"

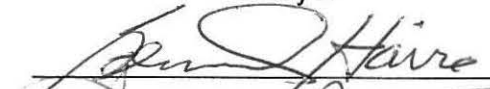
in the City of Orangeburg, State of South Carolina, and urge our citizens to work together to eliminate domestic violence from our community.


Passed By the City Council of the City of Orangeburg, State of South Carolina, this 2nd day of October 2012.

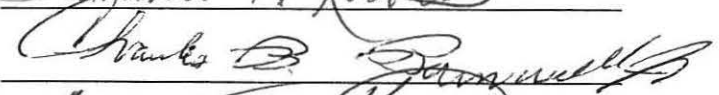






Mayor

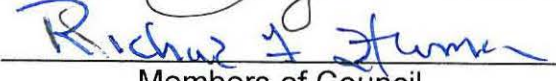













Members of Council

Attest:


City Clerk

2222

City Council Minutes September 18, 2012

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, September 18, 2012, at 7:00 P. M., in the Council Chamber Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller
Charles B. Barnwell, Jr.
Bernard Haire
Sandra P. Knotts
Richard F. Stroman

ABSENT:

Charles W. Jernigan
L. Zimmerman Keitt

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve the September 4, 2012, City Council Minutes. This was a 4-0-1 vote. Mayor Miller abstained as he was not present at the meeting.

Mayor Miller and DPU Manager Miller presented Dottie B. Easterlin with a Retirement Resolution and gold watch for her twenty years, eight months and eleven days of service to the City of Orangeburg, Department of Public Utilities.

Mayor Miller and DPU Manager Miller presented Nathaniel Phelps with a Retirement Resolution and gold watch for his thirty-three years and eight months of service to the City of Orangeburg, Department of Public Utilities.

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Haire, to authorize City Administrator Yow to accept two (2) South Carolina Department of Public Safety Office of Justice Grants, (1) Paul Coverdell Forensic Science Improvement Grant Program #1NF12001 in the amount of \$20,100.00 and (2) Violence Against Women Act Grant #1K12013 in the amount of \$31,954.00 with a \$10,651.00 City match. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Stroman, to authorize City Administrator Yow to accept a grant from the Federal Aviation Administration in the amount of \$382,246.00. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Knotts, to authorize City Administrator Yow to enter into a contract with M.C. Dean Inc., in the amount of \$305,024.20 to construct a wildlife fencing project at the Orangeburg Municipal Airport. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve a Resolution to apply for a Community Development Block Grant for the Streetscape Project along Russell Street from Lowman to Boulevard Streets. This motion was unanimously approved.

There were no utility matters brought before Council.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to enter into an Executive Session for a contractual matter concerning the Department of Public Utilities regarding Carolina Gas Transmission Corporation Service Agreement. This motion was unanimously approved.

Page 2

COUNCIL RETURNED TO OPEN SESSION

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, for Council to return to Open Session. This motion was unanimously approved.

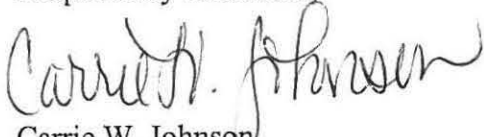
A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to approve the First Reading of an Ordinance adopting two (2) new natural gas rates designated as Gas Rate – Code 3M and Gas Rate – Code 3N. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to approve a Resolution extending the term of the Service Agreement between Carolina Gas Transmission Corporation and the Department of Public Utilities of the City of Orangeburg and to designate the “West Natural Gas Distribution System” as a Special Project. This motion was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Haire, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb



City Council Minutes October 2, 2012

Orangeburg City Council held a Public Hearing on Tuesday, October 2, 2012, at 7:00 P. M. in the Council Chamber Building with Mayor Miller presiding.

The purpose of the Public Hearing was to adopt two (2) proposed new natural gas rates designated as Gas Rate --Code 3M and Gas Rate -- Code 3N for the Department of Public Utilities.

The Mayor asked for public comments. Hearing none, the Public Hearing was closed.

Council entered into the regularly scheduled meeting.

PRESENT:

Paul A. Miller
Charles B. Barnwell, Jr.
Bernard Haire
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

A motion was made by Councilmember Knotts, seconded by Mayor Pro Tem Haire, to approve the September 18, 2012, City Council Minutes. This was a 5-0-2 vote as Councilmembers Jernigan and Keitt abstained as they were not present at the meeting.

Mayor Miller presented to Mr. Don Tribble, Executive Director of the Community of Character, the October 2012, Character Trait Proclamation, "Courteous".

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve a Resolution for Criminal Domestic Violence Month. This motion was unanimously approved.

DPS Director Wendell Davis presented to Council an Agreement with the South Carolina Department of Public Safety for an Office of Highway Safety Mini-Grant Award. A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Stroman, authorizing the City Administrator to enter into an Agreement with the South Carolina Department of Public Safety for an Office of Highway Safety Mini-Grant Award #2JC13001 in the amount of \$28,000 with no local match. This motion was unanimously approved.

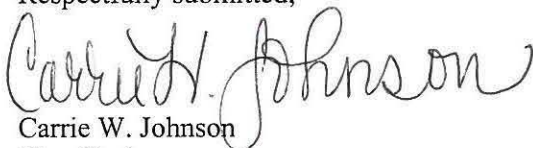
A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to approve the Second Reading of an Ordinance adopting two (2) new natural gas rates designated as Gas Rate -- Code 3M and Gas Rate -- Code 3N. This motion was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Councilmember Barnwell, to enter into an Executive Session for a (1) legal and contractual matter concerning the Hillcrest Municipal Golf Course and (2) a contractual matter concerning Intergovernmental Agreements for magistrates to serve as a Municipal Court Judge. This motion was unanimously approved.

Council will not return to open session.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk

/pfb



**RESOLUTION TO APPROVE MUTUAL AID AGREEMENTS BETWEEN THE
DEPARTMENT OF PUBLIC SAFETY OF THE CITY OF ORANGEBURG AND OTHER
LAW ENFORCEMENT AGENCIES PURSUANT TO THE LAW ENFORCEMENT
ASSISTANCE AND SUPPORT ACT OF THE STATE OF SOUTH CAROLINA**

WHEREAS, the South Carolina Law Enforcement Assistance Act (SC Code Section 23-20-10, et seq.) authorizes a law enforcement agency of this State to enter into written contracts with other law enforcement agencies and providers for the purpose of assisting each other in providing law enforcement services, and

WHEREAS, the South Carolina Law Enforcement Assistance Act requires approval of these agreements and contracts by the governing bodies of the participating law enforcement agencies, and

WHEREAS, the Department of Public Safety of the City of Orangeburg intends to enter into mutual aid agreements with other law enforcement agencies as authorized by said Act,

NOW THEREFORE BE IT RESOLVED BY ORANGEBURG CITY COUNCIL DULY ASSEMBLED on the 16th day of Oct., 2012, that John H. Yow, City Administrator and Wendell Davis, Department of Public Safety Director, are hereby authorized to enter into the Law Enforcement Mutual Aid and Support Agreement, attached hereto as Exhibit "A" and made a part hereof by reference, with following law enforcement agencies in accordance with the South Carolina Law Enforcement Assistance Act.

Law Enforcement Agencies:

1. Columbia Police Department, Columbia, S.C.
2. Richland County Sheriff's Department, Columbia, S.C.
3. Lexington County Sheriff's Department, Lexington, S.C.
4. Orangeburg County Sheriff's Department, Orangeburg, S.C.
5. Calhoun County Sheriff's Department, St. Matthews, S.C.
6. St. Matthews Police Department, St. Matthews, S.C.
7. Spartanburg Department of Public Safety, Spartanburg, S.C.
8. Bamberg County Sheriff's Department, Bamberg, S.C.
9. Sumter Police Department, Sumter, S.C.
10. Bennettsville Police Department, Bennettsville, S.C.
11. Dorchester County Sheriff's Department, Summerville, S.C.
12. St. George Police Department, St. George, S.C.
13. Bamberg Police Department, Bamberg, S.C.
14. Newberry Police Department, Newberry, S.C.

AND IT IS SO RESOLVED.



Mayor

Charles B. Brumley
Wendell Davis
John H. Yow
Richard F. Hume

Members of Council

ATTEST:
City Clerk

Carral Ophinson

Orangeburg City Council held its regularly scheduled meeting on Tuesday, October 16, 2012, at 7:00 P.M., in the Council Chamber Building with Mayor Pro Tem Bernard Haire presiding

PRESENT:**Charles B. Barnwell, Jr.****Bernard Haire****Charles W. Jernigan****Richard F. Stroman****ABSENT****Paul A. Miller, Mayor****L. Zimmerman Keitt****Sandra P. Knotts**

A motion was made Councilmember Barnwell, seconded by Councilmember Jernigan, to approve the October 2, 2012, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Councilmember Jernigan, to approve the First Reading of an Ordinance amending the license schedule of Chapter VII of the Code of Ordinances for the City of Orangeburg titled Licenses and Miscellaneous Business Regulations. This motion was unanimously approved.

Department of Public Safety Director Davis addressed Council in regards to a Resolution for Mutual Aid between the Department of Public Safety and other law enforcement agencies. He stated, "It is required that law enforcements enter into agreements if they share resources within their jurisdiction. We commonly do that where we have a reciprocal agreement each year with SCSU Homecoming operations. We want to add a number of agencies that we want to enter into an agreement with, if approved by Council, that authorizes the City Administrator and me to enter into the agreement with the fourteen (14) agencies listed in the packet."

Councilmember Barnwell asked, "Why are we going into an agreement with Spartanburg, Bennettsville and Newberry, that is a long way off?"

Director Davis replied, "Yes, it is, they have various resources such as narcotics agents that we use that would be unfamiliar."

Councilmember Barnwell asked, "One thing that concerns me is with compensation."

Directors Davis replied, "This does not have anything to do with compensation, if we have officers that go to Myrtle Beach, we would pay them as normal."

Councilmember Barnwell asked, "What about injuries and Workers' Compensation?"

Director Davis replied, "Our tort liability would take care of that."

City Administrator Yow stated, "City Attorney Walsh has checked with the Insurance Reserve Fund and the officers are covered under our policy in other jurisdictions."

Councilmember Jernigan asked, "How many times in a year do we send our officers to other jurisdictions?" Attorney Walsh pointed out that State Law specifically addressed Workers' compensation matters.

Director Davis replied, "Not many times, it is mainly for specific instances such as narcotic investigations, emergencies or disasters. We do have a statewide agreement. We do have places that surround us such as Calhoun County. People do not understand boundaries and we have to go where they go. It gives us legal authority there."

A motion was made by Councilmember Jernigan, seconded by Councilmember Stroman, to approve the Resolution for Mutual Aid Agreements between the Department of Public Safety and other law enforcement agencies. This motion was unanimously approved.

A motion was made by Councilmember Jernigan, seconded by Councilmember Stroman, to approve the following requests from the Accommodation Tax Advisory Committee to the following agencies if funds available:

Orangeburg County Chamber of Commerce/Lead Agency	\$3,800.00
Orangeburg County Fine Arts Center	\$ 700.00

This motion was unanimously approved.

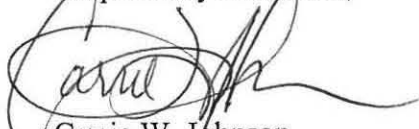
Mr. Jay Hiers, Superintendent of Parks, with the Parks and Recreation Department, gave an update on the Rose Test Garden. Earlier this year, All-American Rose Selections experienced financial difficulties and was forced to cease operation. The City of Orangeburg Parks and Recreation Department has been an official test garden of this organization since 1973. A new organization has emerged named American Garden Rose Selections and chose the Edisto Memorial Gardens as an official test garden. There are currently four official test gardens in the country certified by this organization. AGRS hopes to expand to a total of twelve test gardens in the future. The Parks and Recreation Department is still affiliated with the American Rose Society as the Edisto Memorial Gardens is an ARS Award of Excellence Test Garden.

A motion was made by Councilmember Barnwell, seconded by Councilmember Jernigan, to approve the Third Reading of an Ordinance adopting two (2) new natural gas rates designated as Gas Rate – Code 3M and Gas Rate – Code 3N. This motion was unanimously approved.

A motion as made by Councilmember Barnwell, seconded by Councilmember Stroman, to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk
/pfb





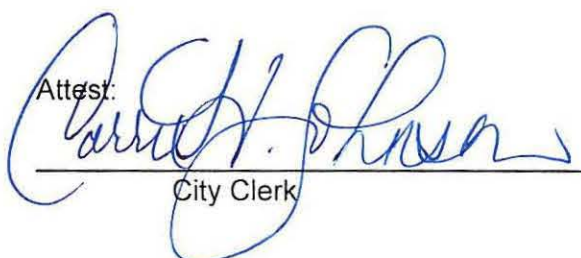
Resolution Adopting the Orangeburg County Hazards Mitigation Plan

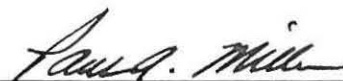
- WHEREAS,** the City of Orangeburg, South Carolina, recognizes the threat that natural hazards pose to people and property; and,
- WHEREAS,** undertaking hazard mitigation actions before disasters occur will reduce the potential for harm to people and property and save taxpayer dollars; and,
- WHEREAS,** an adoption of a Hazards Mitigation Plan is required as a condition of future grant funding of mitigation projects; and,
- WHEREAS,** the City of Orangeburg, South Carolina, participated jointly in the planning process with the other local units of government within the County to prepare a Hazards Mitigation Plan; and,
- WHEREAS,** the City of Orangeburg, South Carolina, is aware that revision and updating of the plan is critical for active and effective Hazards Mitigation Planning and the plan does not conflict with the past mitigation plan or existing Hazards Mitigation Plans of the City of Orangeburg.

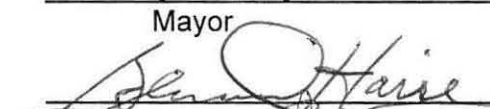


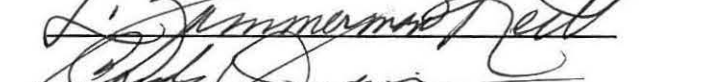

NOW, THEREFORE, BE IT RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF ORANGEBURG, SOUTH CAROLINA, in Council duly assembled, hereby adopt the 2011 Orangeburg County Hazards Mitigation Plan as an official plan as approved by Lower Savannah Council of Governments, and FEMA Risk Analysis Branch Mitigation Division.

PASSED BY the City Council of the City of Orangeburg, South Carolina, on this 6th day of November, 2012.



Attest:

City Clerk


Mayor






Members of Council

November 6, 2012

Orangeburg City Council held its regularly scheduled meeting on Tuesday, November 6, 2012, at 7:00 P.M., in the Council Chamber Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor
Charles B. Barnwell, Jr.
Bernard Haire
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

A motion was made Councilmember Barnwell, seconded by Mayor Pro Tem Haire, to approve the October 16, 2012, City Council Minutes as distributed. This was a 4-0-3 vote as Mayor Miller, Councilmembers Keitt and Knotts abstained as they were not present at the October 16, 2012 meeting.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the Second Reading of an Ordinance amending the license schedule of Chapter VII of the Code of Ordinances for the City of Orangeburg titled Licenses and Miscellaneous Business Regulations. This motion was unanimously approved.

Mr. Don Tribble, Executive Director of the Community of Character accepted the November 2012, Character Trait "Gratitude".

A motion was made by Councilmember Jernigan, seconded by Councilmember Stroman, adopting a Resolution for Natural Hazards Mitigation Plan. This Plan was developed by Lower Savannah Council of Government with input from local governments. It is normally updated every five (5) years. This motion was unanimously approved.

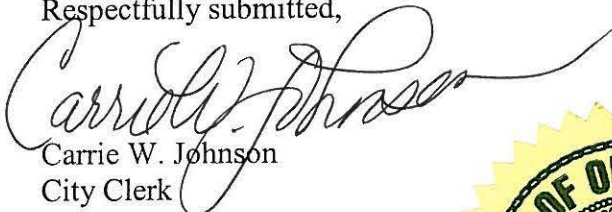
There were no utility matters brought before Council.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Stroman, to enter into an Executive Session for a personnel matter concerning Administration, Municipal Court, Municipal Attorney and Department of Public Utilities. This motion was unanimously approved.

Council entered into Executive Session.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk

/pfb



CITY COUNCIL MINUTES
November 20, 2012

2229

Orangeburg City Council held its regularly scheduled meeting on Tuesday, November 20, 2012, at 7:00 P.M., in the Council Chamber Building with Mayor Miller presiding

PRESENT:

Paul A. Miller, Mayor
Charles B. Barnwell, Jr.
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

ABSENT:

Bernard Haire

A motion was made Councilmember Keitt, seconded by Councilmember Barnwell, to approve the November 6, 2012, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Knotts, to approve the Third Reading of an Ordinance amending the license schedule of Chapter VII of the Code of Ordinances for the City of Orangeburg titled Licenses and Miscellaneous Business Regulations. This motion was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Councilmember Barnwell, approving the City Administrator to have authorization to enter into an agreement with the Municipal Association of South Carolina for collection of business license taxes. This motion was unanimously approved.

City Administrator Yow gave a report on Council's questions concerning Norfolk Southern Railroad Train operation. He stated, "There is a memo in your packet and a copy of a letter sent to Norfolk Southern Railroad. As you know, there was concern brought up by Mayor Pro Tem Haire about the Inland Port and the volume of train traffic and the increase of trains coming through and the increase in train speed. The Mayor and I did speak with Mr. Frank Machiaverna of Norfolk Southern and we did express the concerns to him and asked him about the length of trains and he did respond. The projected increase in volume would be handled by the number of current daily trains and it would add about twelve (12) cars to each train. The other item that we stressed is the speed. We were referred to Mr. Bob Wells in the Virginia office. Again, I expressed Council's concern about train speed; I was told they would make no commitment on train speed. Also, they had no current plans to reduce the train speed, but they did have plans to reduce speed once we made changes on some crossings in Orangeburg. We are still going to have a chance to approve the final crossings designs. Norfolk Southern stated they, even then will not make a written commitment to lower speeds."

Mayor Miller made a recommendation. He stated, "We have a seat at the table to review the plans and come to an agreement with Norfolk Southern and their intentions before we go forward with any changes or closings of crossings. They need to make a commitment."

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve changing the time of the December 4, 2012, City Council Meeting to 6:00 P.M. instead of 7:00 P.M. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the First Reading of an Ordinance updating amendments to Section 13-7, Energy Conservation Code for the purpose of adopting the 2009 Edition of the International Energy Conservation Code. This motion was unanimously approved.

Chief Davis overviewed the Forensics Lab at Claflin and the Department of Justice Grant and what the grant will be used for. He stated that the funds would be used to purchase supplies and augment the computers.

Councilmember Barnwell asked, "Are there any certified operators at the lab?"

Chief Davis replied, "We have personnel that are certified."

Councilmember Barnwell asked, "When do you anticipate the lab being certified?"

Chief Davis replied, "There are a number of factors that have to be met. I expect the drug certification to be met before the DNA certification. I cannot give you a realistic time frame, but I expect it within a year."

Councilmember Jernigan asked, "How many people are in the lab?"

Chief Davis replied, "We have one person in the lab and Claflin has two."

A motion was made Councilmember Jernigan, seconded by Councilmember Keitt, approving the City Administrator to accept the Department of Justice Grant in the amount of \$35,000 to support the Forensic Lab at Claflin University. This was a 5-0-1 vote. Councilmember Knotts recused from voting.

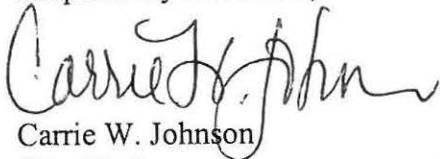
There were no utility matters brought before Council.

The Executive Session was postponed until a later date.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to adjourn.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk

/pfb



RESOLUTION

A RESOLUTION TO ADOPT HEALTH INSURANCE BENEFITS FOR THE EMPLOYEES OF THE CITY OF ORANGEBURG EFFECTIVE JANUARY 1, 2013 AND REPEALING ANY CONFLICTING RESOLUTION OR ORDINANCE

WHEREAS, by Resolution of Orangeburg City Council dated December 6, 2011 certain retirement and health insurance benefits of City employees were adopted; and

WHEREAS, the City by said Resolution retained and reserved the right to review, amend or change said benefits, with or without cause; and

WHEREAS, City Council has reviewed its present benefits and finds that for financial reasons it is now necessary to amend and change the present health insurance benefits provided its employees and retirees.

NOW THEREFORE BE IT RESOLVED, by City Council duly assembled this 18th day of December 2012, that subject to the City's right in its discretion to amend, change, discontinue or abolish in whole or in part, the conditions, qualifications and requirements of all past, present and future employees of the City of Orangeburg, including retired and disabled employees of said City (hereinafter referred to as "employees") as of January 1, 2013 to obtain health insurance benefits from the City are set forth and shown on Exhibit A attached hereto and made a part hereof by reference. Said health insurance benefits shall be continuously reviewed and may be amended, changed, discontinued or abolished after each review.

BE IT FURTHER RESOLVED, that regardless of any prior review the health insurance benefits of employees shall be reviewed, established and defined annually by budget adoption during the adoption of the annual budgets of the City of Orangeburg and its Department of Public Utilities.

BE IT FURTHER RESOLVED, that any amendment, change, discontinuation or abolishment shall be effective upon adoption by City Council and notice of same after adoption shall be provided to employees within forty-five (45) days after adoption.

The City of Orangeburg is committed to reviewing its personnel policies and procedures and its health insurance benefits as needed. Accordingly, the policies and benefits of employees are subject to review, amendment, change or abolishment at any time, at the discretion of City Council; thus benefits may be increased, decreased or abolished at any time, with or without cause.

Any term, condition or limitation contained in any existing ordinance or resolution in conflict with this Resolution is repealed in its entirety.

RESOLVED BY City Council duly assembled this 18th day of December, 2012.



Paul G. Miller
MAYOR
James H. ...
Richard J. ...
Danah L. ...
James H. ...
Charles B. ...
MEMBERS OF COUNCIL

ATTEST:
Carrie H. Johnson
CITY CLERK

THIS IS NOT A CONTRACT

HEALTH INSURANCE BENEFITS CALENDAR YEAR 2013 Exhibit A

The within benefits may be increased, decreased or abolished at any time, with or without cause.

Definitions:

“Dental, Vision and Term Life”, collectively and individually, is defined as the insurance benefits provided and administered by BlueCross BlueShield of South Carolina.

“Employees” are defined as all City of Orangeburg employees, including employees of the Department of Public Utilities.

“Health Insurance Benefits” are defined as medical, hospitalization and prescription drug benefits available to active full-time employees of the City and provided by insurance providers under contract with the City.

“1500 HSA” plan is the 2013 Preferred Blue Plan-HDHP administered by BlueCross BlueShield of South Carolina.

“500 PPO” plan is the 2013 Preferred Blue Plan administered by BlueCross BlueShield of South Carolina.

“TERI” is defined as the Teacher and Employee Incentive Program administered by the South Carolina Retirement System.

Active Employees

Active Full Time Employees

The City of Orangeburg (hereinafter referred to as “City” will provide medical, hospitalization, prescription drug, dental and vision insurance and (\$15,000) term life insurance to active full-time employees with 100% of the premiums paid by the City. The insurance is offered through providers chosen by the City. New employees are eligible to be covered at the beginning of the month following 30 days of continuous employment. Terminated employees are covered through the end of the month of which employment ended. Councilmembers and the City Attorney are considered active full-time employees for purposes of qualifying for health insurance benefits.

Dependents of Active Full Time Employees

Dependents, as defined by the insurance providers, are eligible for dependent Health Insurance Benefits, with the City contributing the following dollar amounts towards the premium costs and the employee paying all additional costs and premiums, including any future increases:

- \$ 276.99 per month for spouse coverage for the BlueCross BlueShield 500 PPO plan
- \$ 241.00 per month for spouse coverage for the BlueCross BlueShield 1500 HSA plan
- \$ 191.81 per month for children coverage for the BlueCross BlueShield 500 PPO plan
- \$ 166.90 per month for children coverage for the BlueCross BlueShield 1500 HSA plan
- \$ 383.02 per month for family coverage for the BlueCross BlueShield 500 PPO plan
- \$ 333.26 per month for family coverage for the BlueCross BlueShield 1500 HSA plan

The above City contributions are capped as of January 1, 2013.

Dependent Dental, Vision and Term Life insurance may be obtained with the employee paying 100% of the premium cost. Dependents of new employees are eligible to be covered at the beginning of the month following 30 days of continuous employment of the employee. Dependents of terminated employees are covered through the end of the month of which employment ended.

Dependents of current active full-time employees are eligible to be added or dropped during the City’s annual enrollment period or as defined by law. All dependent coverage will be subject to the then terms and conditions of the City’s benefit package being offered to dependents and the terms and conditions of the insurance policy or policies of the then insurance provider.

Employees who select medical coverage under the BlueCross BlueShield 1500 HSA plan will forfeit all other benefits referred to herein, but will receive the following amounts deposited quarterly into their Health Saving Account (hereinafter referred to as “HSA” account).

- \$150 per month for active full-time employee coverage only
- \$180 per month for active full-time employee and spouse coverage
- \$175 per month for active full-time employee and children coverage
- \$185 per month for active full-time employee and family coverage

Spouses of active full-time employees who are eligible for Health Insurance Benefits and/or Dental, Vision and Term Life with their employer(s), regardless of coverage limits or conditions, must select and obtain coverage under their employer's plan or plans before they can become eligible for coverage under any City plan which, if selected, will be secondary insurance.

Eligibility for Post Employment Benefits

Present Active Full Time Employees hired prior to June 1, 1993

These employees may be eligible for the continuation of Health Insurance Benefits and Dental and Vision insurance coverage if they meet one of the following:

- a. The employee has 15 years employment with the City and is over age 65.
- b. The employee has 20 years employment with the City and is over age 60.
- c. The employee has 25 years employment with the City.
- d. The employee has 25 years employment with the City Department of Public Safety.
- e. The employee has 28 years of service under the SC Retirement System; with at least 15 years of continuous employment with the City.
- f. The employee has 25 years of service under the SC Police Retirement System; with at least 15 years of continuous employment with the City.

Present Active Full Time Employees hired on or after June 1, 1993 and before January 1, 2010

These employees may retire with the City and be eligible for continuation of Health Insurance Benefits and Dental and Vision if an employee meets one of the following conditions.

- a. The employee works 25 years for the City.
- b. The employee works 25 years for the City Department of Public Safety.

State of South Carolina TERI Retirement Program

Years of employment with the City while participating in the TERI program are included in employee tenure calculation for Post Employment Benefits eligibility.

Active Full Time Employees Retired under the SC Retirement System or SC Police Retirement System

Years of employment of an active full-time employee who has retired under either the SC Retirement System or the SC Police Retirement System are included in employee tenure calculation for Post Employment Benefits eligibility.

Retirees with Post Employment Benefits

Retiree Insurance

The City will pay the entire cost of a retired employee's Health Insurance Benefits being provided active full-time employees of the City once the retired employee reaches the age of 60 and until the employee reaches the age of 65. Prior to reaching the age of 60, the employee must pay the full premium and cost of his or her Health Insurance Benefits being provided an active full-time employee of the City. Retirees of the City will be allowed to participate in Dental and Vision insurance of the City if permitted by the insurance provider and provided the retired employee pays the full premium and cost of coverage.

Retirees over the age of 65 and/or their spouses over the age of 65 are eligible to receive any enhanced medicare or medicare supplemental plan being provided by the City. The City will pay up to \$100 per month towards an HRA for the retiree to be used for insurance coverage and/or for HRA approved medical expenses for the Retiree and /or spouse. The above City contributions are capped as of January 1, 2013.

The Retirees under the age of 65 are also eligible for the continuation of Health Insurance Benefits and Dental and Vision for dependents. The retiree will be responsible for the entire cost of the Health Insurance Benefits dependent coverage and the entire cost of the Dental and Vision retiree and dependent coverage.

A Retiree must elect coverage at the time of retirement. Failure to make an election for available retiree, spouse or dependent coverage upon retirement shall constitute a waiver and forfeiture of all retiree Health Insurance Benefits, including Dental and Vision insurance provided by the City.

Retirees (excluding TERI employees) returning to full time employment with the City will be required to pay fifty (50) percent of premiums for employee coverage of medical, dental and vision insurance regardless of age of employee or other terms previously expressed in this paragraph.

Spouses of Deceased Retirees

Spouses of deceased retirees who are receiving any Health Insurance Benefits from the City at the death of a retiree may continue the insurance coverage then in existence and shall continue to pay the then required premium and cost of coverage.

Retirees with No Post Employments Benefits

Employees hired on or after January 1, 2010

These employees upon retirement or termination will not be provided and may not continue any benefits referred to herein, including without limitation, Health Insurance Benefits and Dental, Vision and Term Life.

Election to HSA Plans

Current active full-time employees who elect to be covered under a City's HSA medical insurance coverage waive any future rights to be eligible for any benefits referred to herein, including without limitation, Health Insurance Benefits and Dental, Vision and Term Life upon termination of or retirement from employment. However, an employee may return to coverage under the standard 500 PPO plan, however all post employment benefits remain forfeited and shall not be reinstated.

Spouse & Dependents over 65 of Active Full Time Employees Who Would Qualify as a Dependent

Spouse and Dependents over the age of 65 of active full-time employees are eligible for the standard dependent 500 PPO insurance plan or the Medicare Advantage Plus plan. Spouses and dependents shall be subject to the same restriction for spouse eligibility referred to above if coverage is available at their place of work.

Active Full Time Employees on FMLA Leave or Long Term Disability

The City will continue to pay the monthly health and dental insurance cost of an employee who is placed on long-term disability or Family Medical Leave for a period of three (3) months following the last month worked. Upon expiration of three (3) month the employee has the option of continuing health and/or dental coverage (COBRA) at his own expense for a period of 18 months or up to 29 months (if totally disabled as defined by the Social Security Administration). COBRA coverage ceases once the employee becomes eligible for Medicare or Medicaid.

Dependent medical, dental, vision and life insurance shall remain in force on dependents for a period of up to three (3) months starting with the month following the last month worked by the employee. The City will continue to pay the same portion of the dependent coverage in effect while the employee was an active full-time employee of the City. The employee will continue to pay his portion of the premium for dependent coverage. Dependents will have the same option as an employee of continuing coverage under COBRA after this three-month period.

The employee or dependent must make arrangements for the payment of the employee's portion of the health insurance benefits premiums for the three-month period to be paid weekly, semi-monthly, or monthly.

If COBRA is elected after this three-month period, employee will make full premium payments the first of each month, payable to the City.



RESOLUTION

WHEREAS, the City of Orangeburg, South Carolina, desires to increase economic competitiveness and stimulate private investment by revitalizing the downtown area of the City of Orangeburg; and,

WHEREAS, the City of Orangeburg, South Carolina, has applied and has been awarded a Community Development Block Grant for streetscape improvements in the downtown area of the City of Orangeburg from Lowman Street to Magnolia Street; and,

WHEREAS, the City of Orangeburg, South Carolina, has committed 10% of local matching funds for the grant award of \$500,000.00 as is required by Community Development Block Grant provisions.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Orangeburg, South Carolina, in Council duly assembled, hereby has committed additional local funds to meet the actual project cost above the grant amount.

PASSED BY the City Council of the City of Orangeburg, South Carolina, on this 18TH day of December, 2012.



Lance Min

Mayor

Sam Haire
Dan P. Lewis
L. Zimmerman
Shad & Home
Charles B. Edwards
Chris

Members of Council

Attest

Carrie John

City Clerk

CITY COUNCIL MINUTES
December 4, 2012

2231

Orangeburg City Council held a Public Hearing on Tuesday, December 4, 2012, at 6:00 P.M., in the Council Chamber Building with Mayor Miller presiding. The purpose of the Public Hearing was to amend Section 13-7, Energy Conservation Code.

The Mayor asked for public comments.

Hearing no public comments, the Public Hearing was closed.

PRESENT:

Paul A. Miller, Mayor

Bernard Haire

Charles B. Barnwell, Jr.

Charles W. Jernigan

L. Zimmerman Keitt

Sandra P. Knotts

Richard F. Stroman

Council entered into the regularly scheduled City Council meeting.

A motion was made Councilmember Keitt, seconded by Councilmember Stroman, to approve the November 20, 2012, City Council Minutes as distributed. This was a 6-0-1 vote as Mayor Pro Tem Haire abstained as he was not present at the meeting.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Barnwell, to approve the Second Reading of an Ordinance updating amendments to Section 13-7, Energy Conservation Code for the purpose of adopting the 2009 Edition of the International Energy Conservation Code. This motion was unanimously approved.

Mr. Don Tribble, Executive Director of the Community of Character, accepted the December, 2012, Character Trait Proclamation, "Generosity".

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Knotts, approving authorization for City Administrator Yow and DPS Director Wendell Davis to execute a Mutual Aid and Narcotics Agreement with the City of Columbia, South Carolina, to be attached to the minutes. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Haire, approving authorization for City Administrator Yow to accept a SC Department of Commerce Community Development Block Grant for Russell Street Streetscape, Lowman to Boulevard, in the amount of \$500,000. This motion was unanimously approved.

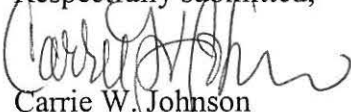
A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Keitt, to approve the cancelation of the Tuesday, January 1, 2013, City Council meeting as New Year's Day holiday.

There were no utility matters brought before Council.

A motion was made by Mayor Pro Tem Haire, seconded by Councilmember Knotts, to adjourn.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk



CITY COUNCIL MINUTES
December 18, 2012

2233

Orangeburg City Council held its regularly scheduled meeting on Tuesday, December 18, 2012, at 7:00 P.M., in the Council Chamber Building with Mayor Miller presiding.

PRESENT:

Paul A. Miller, Mayor

Bernard Haire

Charles B. Barnwell, Jr.

Charles W. Jernigan

L. Zimmerman Keitt

Sandra P. Knotts

Richard F. Stroman

A motion was made Councilmember Barnwell, seconded by Councilmember Keitt, to approve the December 4, 2012, City Council Minutes as distributed. This motion was unanimously approved.

Department of Public Utilities Manager Tommy Miller and Eric Odom, Director of the Water Division, presented Mr. Craig Bishop with a retiree Resolution and a gold watch for his twenty-eight years and twenty-five days of service to the Department of Public Utilities.

A motion was made by Councilmember Jernigan, seconded by Councilmember Stroman, to approve the Third Reading of an Ordinance updating amendments to Section 13-7, Energy Conservation Code for the purpose of adopting the 2009 Edition of the International Energy Conservation Code. This motion was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Councilmember Barnwell, approving the City Administrator to accept a Highway Safety Grant, DUI Special Enforcement, from the SC Department of Public Safety in the amount of \$84,159.00, with no local match, for one year for salary, benefits and equipment. This motion was unanimously approved.

Councilmember Stroman asked, "Don't we have two officers now in enforcement?"

Chief Davis replied, "All our officers watch for DUI, we have two officers under the grant now. This would extend the grant for one year."

Councilmember Stroman stated, "We will have to pay for the other officer."

Chief Davis replied, "He will fill in a vacant position, it is not a new position."

A motion was made by Councilmember Jernigan, seconded by Councilmember Barnwell, to approve a Resolution to commit additional local funds for project costs for Streetscape (Lowman Street to Magnolia Street) above CDBG grant amount. This motion was unanimously approved.

A motion was made by Mayor Miller, seconded by Councilmember Knotts, to approve the reappointment of City Administrator Yow to his present position, with the same conditions, effective February 1, 2013. This motion was unanimously approved.

A motion was made by Mayor Miller, seconded by Councilmember Keitt, to approve the reappointment of DPU Manager Miller to his present position, with the same conditions, effective February 1, 2013. This was a 6-1 vote as Mayor Pro Tem Haire opposed.

There were no utility matters brought before Council.

2234

A motion as made by Councilmember Stroman, seconded by Councilmember Keitt, to enter into an Executive Session for a contractual matter concerning Health/Dental/Vision Insurance renewal. This motion was unanimously approved.

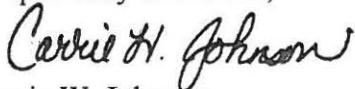
A motion was made by Councilmember Keitt, seconded by Councilmember Barnwell, to return to Open Session. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Knotts, to approve a Resolution to adopt health insurance benefits for the employees/retirees of the City of Orangeburg for 2013 and repealing any conflicting Resolution or Ordinance. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Mayor Pro Tem Haire, to adjourn.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

