



## **PUBLIC NOTICE**

The regularly scheduled Orangeburg City Council Meeting for Tuesday, January 6, 2015, has been canceled.

The next regularly scheduled meeting will be held on Tuesday, January 20, 2015, at 7:00 P.M., in Council Chambers at 933 Middleton Street, Orangeburg, SC.

The City of Orangeburg wishes you a Happy and Prosperous New Year in 2015.

**John H. Yow**  
**City Administrator**

**DISPLAY:**

Times and Democrat  
Monday, January 5, 2015

**A RESOLUTION TO SUPPORT THE MUNICIPAL ASSOCIATION  
2015 LEGISLATIVE ADVOCACY INITIATIVES**



- 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 an exceptional quality of life; and,
- WHEREAS,** hundreds of municipal officials from across the state met in fall 2014 over a two month period to identify challenges at the municipal level; and,
- WHEREAS,** these challenges can be addressed through a comprehensive approach that includes changes to state law, training from experts, research into possible solutions and collaboration with stakeholders; and,
- WHEREAS,** the Municipal Association identified five advocacy initiatives based on the feedback from local officials including clear blight, open government, fund services, increase efficiency and fix roads; and,
- WHEREAS,** dilapidated structures pose a public safety threat in municipalities of all sizes; and,
- WHEREAS,** meeting agendas are essential tools for the orderly, efficient and effective handling of the public's business; and,
- WHEREAS,** cities and towns need dependable and consistent revenue sources to support the efficient and effective delivery of municipal services that residents and businesses demand for a positive quality of life and economic prosperity; and,
- WHEREAS,** saving taxpayer dollars by providing effective and efficient services to residents and businesses is every municipality's goal; and,
- WHEREAS,** repairing and maintaining existing roads and infrastructure is about encouraging and supporting statewide economic development with infrastructure that can accommodate new industry and support existing industry; and,
- WHEREAS,** the City of Orangeburg fully supports the agenda set forth by the Municipal Association of SC board of directors for city and town councils to govern effectively and efficiently.

**BE IT, THEREFORE, RESOLVED** that the Council of the City of Orangeburg affirms on this 20th day of January, 2015, its support for the Municipal Association's 2015 legislative priorities to encourage local decision making by the local elected officials that govern the state's 270 cities and towns.



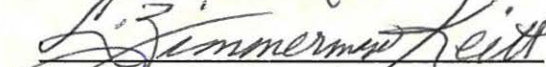
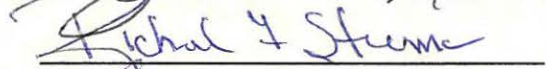
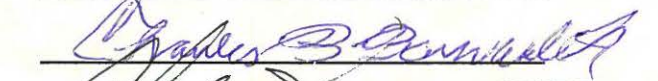
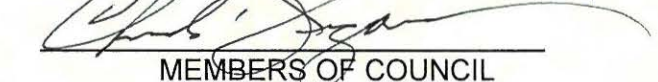
**DONE AND RATIFIED THIS 20th DAY OF JANUARY, 2015.**



ATTEST:

  
City Clerk

  
MAYOR

  
  
  
  
  
  
MEMBERS OF COUNCIL

**CITY COUNCIL MINUTES**  
**January 20, 2015**

Orangeburg City Council held its regularly scheduled meeting on Tuesday, January 20, 2015, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

**PRESENT:**

**Michael C. Butler, 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 Barnwell, to approve the December 16, 2014, City Council Minutes as distributed. This motion was unanimously approved. (Note: January 6, 2015, City Council Meeting was canceled.)

Ms. Jennifer Hoelsing from DORA addressed Council and overviewed the Downtown Vision Plan Recommendations that were included in the packet. She explained the programmatic goals and the branding campaign. She stated, "What I want to talk to you today about is the vision planning for finalizing the recommendations of: marketing, branding, community pride; design planning, which entails architectural elements; and organization and implementation. As we look ahead, we need to get people downtown and change perception and build and maintain consumer confidence. Vision becomes action, which you will see from DORA this year. I can meet with you at any time to discuss any of these components and we will come back to you at a later time in the hopes of you adopting this Plan."

Mayor Butler stated, "It is a good layout and I hope that this comes to fruition and I look forward to getting this through to implementation."

Councilmember Barnwell stated, "Until we get the people who own these buildings downtown to fix them up, we are just spinning our wheels."

Councilmember Haire stated, "I have gone through this document and the persons who put it together did a wonderful job. The buildings that are rented downtown, do we have the property owners buying into this?"

Ms. Hoelsing stated, "We have had some interest in workshops as far as business incentives and tax credits. We continue to receive calls in locating businesses in the downtown area. As we hear those, we make them known to property owners of the needs."

Councilmember Haire stated, "I see a problem that if businesses want to move downtown and the property owners do not buy into this and make their buildings more appealing, that it is going to provide a roadblock in what you are trying to do."

Ms. Hoelsing stated, "The Facade Grant Program, that you have implemented, is a tremendous incentive to help property owners in what kind of investment can be made."



City Administrator Yow stated, “I have had the opportunity to attend some of these meetings and I feel that financial workshops are needed to explain to property owners what financial mechanisms are in place. I think this is what it is going to take in getting some of the bankers in these workshops.”

Councilmember Keitt stated, “I really enjoyed reading this information. We need to get the majority of Orangeburg to realize what is here. We have a lot here now, but we are not taking the opportunity to really work with it.”

Ms. Hoelsing replied, “I think the marketing and branding is important to stress the importance to shop locally and invest your tax dollars locally.”

Mayor Pro Tem Jernigan asked, “Do you have a long range plan on how to go about soliciting businesses and specific kinds of businesses? If we are looking for downtown businesses, they are probably going to be Mom and Pop type operations versus chain businesses. How are we going to solicit those?”

Ms. Hoelsing replied, “If you turn to page 123, in that range, you will see the goals and what we can do to adopt, brand, and promote the Plan. It is going to take all entities to work this, the City, County, Chamber, Schools and the Economic Development Commission in order to bring in some recruitment.”

Mayor Pro Tem Jernigan stated, “We will be discussing a lot of new things we want to do in 2015 and I think we need to discuss incentives for these businesses to come into town. We need something to entice a business to open in Orangeburg whether it be a reduced business license fee or something else. The City is looking great. To have that and not be able to show it off is not good. We need to bring people in, students taking courses that may want to start a business. We need incentives to keep them here. I think we need, as a Council, to work with the community and educators so everyone can work together to get this started.”

Ms. Hoelsing stated, “After you have had time to review, I will come back for you to adopt the Plan.”

Ms. Kristina Thomas, Community of Character Director, accepted the Character Trait Proclamation for the month of January, 2015, “Trustworthiness”.

A motion was made by Councilmember Barnwell, seconded by Councilmember Haire, to approve a Resolution of Support of the Municipal Association’s 2015 Legislative Advocacy Initiatives. This motion was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Councilmember Barnwell, to approve the reappointment of Department of Public Utilities employee, Beverly Thomas as an alternate to the DPU Grievance Committee. This is a three year term expiring January, 2018. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Haire, to approve the reappointment of Department of Public Utilities employee, Janice Price as an alternate to the DPU Grievance Committee. This is a three year term expiring January, 2018. This motion was unanimously approved.

A Motion was made by Councilmember Keitt, seconded by Councilmember Haire, to enter into an Executive Session for Economic Development concerning discussion of provision of services encouraging location of industries—Orangeburg County Industrial Park, a Legal Matter concerning collection of delinquent accounts, a Contractual Matter concerning West of the



Edisto – Wastewater System, a Personnel Matter concerning the Department of Public Safety – City Grievance Committee Findings and Contractual/Legal Matters concerning MASC Collection of Business Licenses Fees with AT&T. This motion was unanimously approved.

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

Council returned to Open Session.

Councilmember Keitt made a motion, seconded by Councilmember Stroman, to overturn the Grievance Committee's findings on insubordination. This was a 3-3-1 vote with Mayor Pro Tem Jernigan, Councilmembers Barnwell and Haire opposing and Councilmember Knotts abstained.

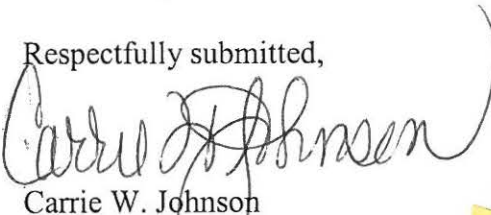
Mayor Pro Tem Jernigan made a motion to accept the Grievance Committee's findings, seconded by Councilmember Barnwell. This was a 3-3-1 vote with Councilmembers Stroman, Keitt and Mayor Butler opposed. Councilmember Knotts abstained.

City Attorney Walsh will investigate the effect of the tie votes on the matter and report back to City Council.

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





## A RESOLUTION TO DECLARE FEBRUARY 2015 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, South Carolina, affirms on this day, February 3, 2015, 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 2015 as,

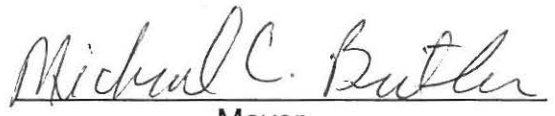
### "Cities Mean Business Month"

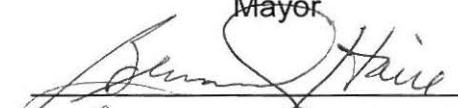
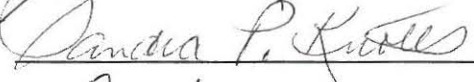


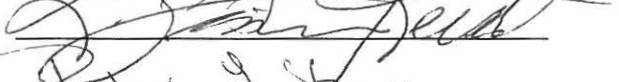
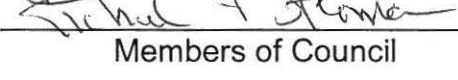
in the City of Orangeburg.

**PASSED BY** the City Council of the City of Orangeburg, State of South Carolina, this 3rd day of February 2015.



Attest:   
City Clerk

  
Mayor

  
  
  
  
  
  
Members of Council

**City Council Meeting**  
**February 17, 2015**

**2425**

Orangeburg City Council held its regularly scheduled meeting on Tuesday, February 17, 2015, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

**PRESENT:**

**Michael C. Butler, 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 Haire, to approve the February 3, 2015, City Council Minutes as distributed. This motion was unanimously approved.

Department of Public Safety newly hired officers were introduced to City Council.

Ms. Angela T. Clark, Local Executive Director Founder of Miss Orangeburg County and Miss Orangeburg County Teen, addressed Council. She explained to Council she was present to show her latest video on the pageant and asked Council for \$7,000 for funding of the pageant along with Orangeburg County. The Mayor stated that Council would take this under advisement and notify her in writing.

Ms. Laura Washington from the Orangeburg Area Boys and Girls Club, addressed Council. She stated, "I am here tonight to thank you for your help with the Boys and Girls Club that has been housed in the Zimmerman Youth Center. We have over 700 children in Orangeburg County. I am not new in Orangeburg, I just wanted you to put a name with a face and pass out our newsletter."

Ms. Anne Ross and Mr. Johnny Creech addressed Council in regards to the FY 2013-14 audit for the City of Orangeburg. Ms. Ross stated, "You have a clean opinion and you have added to your fund balance due to a one time sale of property." She explained the balance sheets and the schedules in the audit. She also explained that there were no audit findings and staff was helpful and there were no problems. She advised Council that next year, the retirement liability would have to be shown according to Government of Accounting Standards Board (GASB) mandates.

Councilmember Haire asked, "Does that mean the City will have to pick up the retirement?"

Ms. Ross explained, "It has to be booked as a liability."

Mayor Pro Tem Jernigan asked, "Is this state mandated?"

Ms. Ross replied, "It is GASB mandated, we haven't seen the numbers yet from the South Carolina Retirement System, but each municipality has to show their share of group related retirement."

Mayor Butler asked if there were any recommendations and Ms. Ross stated there were none.

Mr. Johnny Creech addressed Council in regards to the Department of Public Utilities audit. He stated, "You have the smaller audit and that is for DPU and it is a clean opinion." He overviewed the balance sheets, statement of cash flows, notes, long-term debt and required reports. He thanked Mayor and Council for their involvement.



A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve the FY 2013-14 Audit for City of Orangeburg/Department of Public Utilities. This motion was unanimously approved.

Ms. Michelle Sheppard, Program Manager of the South Carolina Department of Transportation, addressed Council in regards to a pedestrian bridge across Highway 21 By-Pass near South Carolina State University. She stated, "I am here to provide a brief update on this project and to ask for municipal consent to advance this project. Funding was identified in 2011 through a congressional earmark, we have funding in three forms, congressional earmark as well as Orangeburg County has given a \$950,000 contribution to the project and the County Transportation Committee (CTC) has a \$150,000 with total funding of over 3.2 million dollars. There have been three to four pedestrian injuries at this location as well as one fatality. For the purposes of safety and connectivity, it is needed on the campus. It is near the entrance to SCSU and University Village. The bridge will span the roadway. (An overview was shown of the project.) The project will have a ramp and it will be designed to surrounding aesthetics as well as lighting and landscaping. The environmental document has been approved and there will be no permits required for wetland or stream impacts. The right-of-way plans are completed, the plan sheet is one of the items in your package that details the ramp and bridge. The right of way limits are in yellow and the new right of way limits are in red and the blue represents the center line of the bridge and ramp and there is also green for the center of the roadway. Preliminary bridge plans are underway. The bid opening is anticipated to be held this summer. The estimated completion should be the summer of 2016. This project is fully funded. The bridge is a 100 foot span and the rendering shows the towers, SC State logos and the bridge is an arch bridge that was approved early on with SCSU. They are pleased with this proposal. The ramps are ADA accessible. As far as the utilities on the project, the City owns electric, gas, wastewater and water on this project. We are starting the utility phase of this project. There are no power poles at this project. There are possible impacts that we may have for the other utilities and we will have to determine that as we move forward. You will be contacted by letter if there are prior rights for the utilities, there won't be any cost associated with that. If it is not prior rights, the City will have to give us an estimate. You also have the municipal agreement for your review and consideration."

Councilmember Haire asked, "The portion that goes across the bypass, what is that inside, plexiglass?"

Ms. Sheppard stated, "It is mesh, breathable, it is an added protective layer."

Councilmember Haire asked, "The right of way takes care of what?"

Ms. Sheppard stated, "That takes care of the right-of-way estimate, land acquisition or land damages. Permissions are not part of the estimate. The right of way obligation has been kicked off."

Mayor Pro Tem Jernigan asked, "There is no cost impact on the utilities on the Department of Public Utilities?"

Ms. Sheppard replied, "No, it will have to be determined to see if you have prior rights or not. There would be no cost if there is an impact if you have prior rights. We will come to you once we have determined this."

City Attorney Walsh stated, "You generally get that estimate before you do the Agreement."

Mayor Pro Tem Jernigan asked, "When do you anticipate having those figures?"

Ms. Sheppard stated, "We will come to the City to have them tell us what the cost would be. Once we have completed a full blown site visit, we should be able to be in contact within a month."

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Department of Public Utilities Manager Miller stated, "We have not actually seen the plans on this yet so I don't want to speak as if we know for a fact, but a preliminary look seems that we will not have a conflict. Wastewater, gas and electric seems to be there."

Councilmember Keitt asked, "When could you get this information to us?"

Ms. Sheppard replied, "Within two weeks."

Councilmember Haire asked, "Would this be a conflict for you?"

Ms. Sheppard stated, "We would prefer to have this answered tonight, we will work with you."

Councilmember Haire asked City Attorney Walsh if the motion could be a conditional motion.

City Attorney Walsh stated, "I wouldn't recommend that."

Mayor Pro Tem Jernigan made a motion to table the action on this item until we receive the necessary documents in hand and at that time put it on the agenda to vote on it. This was seconded by Councilmember Barnwell. This was a 6-1, as Councilmember Keitt opposed.

A motion was made by Councilmember Barnwell, seconded by Councilmember Haire, to approve for temporary closure of Riverside Drive through the Edisto Gardens for improvements to the water plant. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve a request from the Orangeburg County Development Commission for a \$25,000 for improvements to the Orangeburg County Industrial Park. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Barnwell, to enter into an Executive Session for an Economic Development Update concerning (A) Project Technology (B) Project Rose, and (C) Project Samba and for Contractual and Legal Matters concerning Palmetto Development Corporation Lease Agreement. This motion was unanimously approved.

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

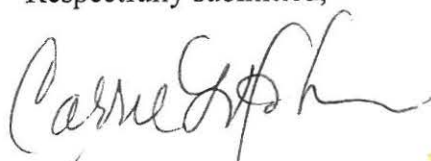
**Council returned to Open Session.**

Councilmember Keitt made a motion to authorize the City Administrator to provide funding to the Palmetto Development Group for \$40,000 for renovations to the former First National Bank Building at 1170 Russell Street. This motion was seconded by Councilmember Knotts and unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember 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**  
**March 3, 2015**

Orangeburg City Council held its regularly scheduled meeting on Tuesday, March 3, 2015, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

**PRESENT:**

**Michael C Butler, 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 February 17, 2015, City Council Minutes as distributed. This motion was unanimously approved.

City Administrator Yow addressed Council. He stated, "As you know at our previous meeting on February 3, 2015, there was a presentation by the South Carolina Department of Transportation (SCDOT) for the pedestrian bridge near South Carolina State University. Council is in full support of the project and there is a memo in your packet from Mr. Tommy Miller, Manager of the Department of Public Utilities stating there are no utility impacts and that there is no cost to the City."

Ms. Michelle Sheppard of SCDOT addressed Council. She stated, "We presented this project previously and you have in your packet the information between SCDOT and DPU. DPU Manager Miller was able to confirm this project does not impact the City facilities located in the vicinity. I would request that the municipal agreement be signed if there are no other issues or concerns."

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the municipal agreement between the City and SCDOT to construct, reconstruct, alter or improve the certain segments of the highway(s) in the state highway system located within the corporate limits of the City of Orangeburg. This motion was unanimously approved.

Public Safety Director Adams accepted the Character Trait Proclamation for the month of March, 2015, "Respect".

City Administrator Yow stated, "This is a First Reading of an Ordinance for Palmetto Development Group for a lease at 1170 Russell Street. I would like to enter into the record a recusal of Councilmember Liz Keitt who is currently a Board Member of Palmetto Development Group. The prior lease at 1170 Russell Street has expired. Palmetto Development Group has already completed some renovations and will be doing additional renovations. The current term of the lease is six (6) months with the City Administrator's consent to extend an additional six (6) months. With this, the City is to provide funding up to \$40,000 for building improvements including asbestos and mold removal. It is my understanding that the Group is seeking additional Federal funds for improvements and possibly using the City's funds as a match for the Federal Grant."

Councilmember Haire asked, "What is the current term of the previous lease?"



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City Administrator Yow replied, "Six months with an extension to one year."

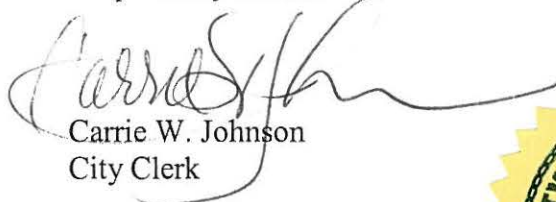
Councilmember Haire stated, "My concern is this for just an additional six (6) months and it does not provide any stability as it relates to persons who would assist in this project with funds? I think we should extend the lease to one year with a one year extension instead of the six (6) months and I put that in the form of a motion." This motion was seconded by Councilmember Barnwell. The vote was a 6-0-1 as Councilmember Keitt recused.

There were no utility matters brought before Council.

A motion as made by Councilmember Haire, seconded by Councilmember Knotts, to enter into an Executive Session for a legal matter concerning a briefing on Planning commission Decision at 1500 SE Columbia Road. 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 17, 2015

Orangeburg City Council held its regularly scheduled meeting on Tuesday, March 17, 2015, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

**PRESENT:**

**Michael C. Butler, 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 Haire, to approve the March 3, 2015, City Council Minutes as distributed. This motion was unanimously approved.

Mr. Tom Dandridge, President and CEO of The Regional Medical Center (TRMC) addressed Council on the affiliation with the Medical University of South Carolina (MUSC). He stated, "We have entered into a formal Agreement with MUSC. I have never seen health care as confusing as it is today. One of the transitions we are going through, we are going from an environment where we are paid on a service, and now we are going to be paid based on value. This is a big learning curve for us, focusing on healthcare instead of illness."

Mr. Dandridge then went into his presentation concerning the overview that was provided to Council. He explained what services MUSC will bring to TRMC and what will be complemented by them. He stated, "This relationship will allow us to participate in clinical trials, as well as transmit files on patients for consultations. There are better educational opportunities. MUSC stays full frequently for patients who do not need to be there. The beds are full when people could be staying locally at their own hospitals. This will alleviate beds at MUSC for those diseases that need to be there. We have tele-health for stroke care; this will allow us to treat patients without physically having to travel to MUSC. We are expecting great things from this Agreement."

Councilmember Jernigan asked, "Is MUSC the only hospital doing this?"

Mr. Dandridge stated, "No, Richland was the first with an Agreement with Toomey. MUSC also has agreements with Georgetown, Beaufort and Cheraw."

Councilmember Keitt stated, "You have added a lot to TRMC, such as the Healthy Living Center and diabetes and I know a lot of people who are enjoying this Center."

Councilmember Haire asked, "You stated there will be a cost savings to the consumer, correct?"

Mr. Dandridge replied, "If it is done right, where the disease is managed at the right place at the right time."

Councilmember Haire stated, "I am concerned with the Tele-health as it pertains to records and having your systems compromised. Your concern is a real one."

Mr. Dandridge stated, "That is why we have to have the appropriate firewalls and safety features in place to prevent identity and patient information from becoming compromised."

Ms. Jennifer Hoesing, Downtown Orangeburg Revitalization Association (DORA) Executive Director addressed Council. She stated, "I am coming before you today for you to hopefully adopt the Vision Plan. I have an overview included in your packet. There are four (4) strategic goals that were formulated which are: (1) getting more people downtown, (2) leveraging

assets and concentrating efforts, (3) changing the perception and building community pride and (4) building and maintaining consumer confidence. Also included, is a letter of the Chamber's support and their intent to pursue the recommendations. I am here to ask you to formalize the City's intent in this endeavor."

Councilmember Jernigan asked, "Has there been any progress on new businesses downtown?"

Ms. Hoelsing replied, "One of the items in your packet is a list of summary recommendations that lists partners in helping with this, such as the Chamber helping to attract businesses. Our desire is to keep the existing businesses and recruit those that will complement downtown."

City Administrator Yow replied, "We have had one business locate on the lower end of Russell near the Department of Public Utilities and we are going to have another restaurant open near the Gardens."

Councilmember Haire stated, "As it pertains to the Quality of Life, I think that Hillcrest should be added there. I see the Country Club; I feel that Hillcrest should be added."

Ms. Hoelsing stated, "Thank you, I will make a note of it."

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to endorse DORA's Community Vision Plan as presented by Ms. Hoelsing. This motion was unanimously approved.

A motion as made by Councilmember Haire, seconded by Councilmember Knotts, to approve the Second Reading of an Ordinance to lease property of the City located at 1170 Russell Street in the City of Orangeburg to Palmetto Development Group for one year with an additional one year extension. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Barnwell, to reappoint Ms. Mary Jordan to the City Election Commission for a six (6) year term ending March 31, 2021. This motion was unanimously approved.

There were no utility matters brought before City Council.

A motion was made by Councilmember Barnwell, seconded by Councilmember Haire, to enter into an Executive Session for Contractual and Legal Matters concerning (1) Lease for Hillcrest Recreational Facility, (2) Revenue Sharing Agreement – County of Orangeburg, (3) West of the Edisto Wastewater System Transfer and (4) Appeal of Planning Commission Decision on Parkside at Boulevard.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Carrie W. Johnson  
City Clerk

/pfb







**A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT WITH ATTACHED PAYMENT SCHEDULE, PROJECT FUND 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 7th day of April, 2015, 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 Equipment as described in the Request for Proposal and Exhibit "A" attached hereto, in the amount of **\$643,700.00** at an annual interest rate of 0.99% for three (3) years, by entering into an Lease Agreement with Branch Banking and Trust Company ("BB&T") as Lessor and the City of Orangeburg as Lessee (the "Agreement") according to the terms set forth in the Bid Proposal from BB&T (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 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 And Attest Agreement:

**John H. Yow, City Administrator and Carrie W. Johnson, City Clerk**

**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 that 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 7th day of April, 2015.**



ATTEST:

Sharon Sant  
Asst. City Clerk

Michael C. Butler  
Michael C. Butler  
Mayor

James Haire  
Dorinda P. Dukes  
Richard A. Hume  
Thomas X. X. X.  
Charles B. B. B.

Members of Council

**CITY COUNCIL MINUTES**  
**April 7, 2015**

Orangeburg City Council held its regularly scheduled meeting on Tuesday, April 7, 2015, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

**PRESENT:**

Michael C. Butler, Mayor  
Chares B. Barnwell, Jr.  
Bernard Haire  
L. Zimmerman Keitt  
Sandra P. Knotts  
Richard F. Stroman

**ABSENT:**

Charles W. Jernigan

Mayor Butler recognized Claflin students in attendance that are volunteering at Parks and Recreation and also several other Claflin students that were in attendance.

A motion was made by Councilmember Haire, seconded by Councilmember Barnwell, to approve the March 17, 2015, City Council Minutes as distributed. This motion was unanimously approved.

Mayor Butler and Department of Public Utilities Manager Miller presented Mr. John Bagwell with a Retiree Resolution. Mr. Bagwell thanked the City and DPU for allowing him to work there for twenty-eight (28) years. He states it was an honor and a pleasure. He also wanted to thank Council and the Mayor for allowing him to work at DPU and support him while he was Director of the Electric Division for seventeen (17) years. He thanked the Electric Department and stated that without the whole department as a team he would have not be able to do his job.

Dr. Ashok Vaseashta, Vice-President for Research from Claflin University, shared a presentation on the Green City Initiative. He stated, "A possible action would be to appoint a Green City Committee (GCI) to conduct a feasibility study of the social and economic benefits of the initiative. This initiative has been done in several cities and Europe and work is being done to get it started in other US cities. The GCI is focused on the shift in use to reuse and recycle. Everything we need for our survival and well being depends either directly or indirectly on our natural environment. There are there ( 3) basic pillars to the GCI, Environmental, Social and Economic, for sustainability in the future. The environment is affected from the discharge of chemicals from the industries. This discharge will pollute the water supply that we use for drinking, cooking and bathing. The polluted water will make people sick. The pollution from the industries will also affect the air we breathe. We continue to abuse the environment and if we continue to go in this direction we will soon run out of clean water and clean air. We need to do what we can to change this course for the future so that we have clean water and air."

Mayor Butler stated they would take his presentation under advisement.

City Administrator Yow presented the Third Reading of an Ordinance to lease property at 1170 Russell Street to Palmetto Development Group which will house the small business incubator. This would extend the lease for a year, and possibly an additional year, while they await USDA funding.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to approve the Third Reading of an Ordinance to lease property at 1170 Russell Street to Palmetto Development Group. This was a 5-0-1 vote, as Councilmember Keitt has recused herself on this matter.

Chief Mike Adams introduced the new Captain of the Department of Public Safety Patrol Division, Alfred Alexander, to City Council.



Mayor Butler presented the Character Trait Proclamation for the month of April 2015, **2433**  
"Obedience".

Assistant City Administrator Singh brought to the attention of Council that on the windows outside, across the street and throughout the City there are pictures that were done by students from elementary to high school that participated in the Paint a Good Word Program sponsored by the Fine Arts Center and DORA. They had over 300 students participate.

Assistant City Administrator Singh presented a Resolution for Fair Housing Month. He stated, "April is Fair Housing month and the City does this to meet several requirements for grant purposes and to emphasize the importance of Fair Housing. There will be a Fair Housing program on April 23, 2015, @ 5:30 in City Council Chambers.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the month of April as Fair Housing month in the City of Orangeburg. This motion was unanimously approved.

Assistant City Administrator Singh presented a Resolution to authorize the City Administrator to execute a lease agreement with BBT, which was low bid with an interest rate of .99%, for \$643,700 which was included in the 2014-2015 City budget. The funds will be used to purchase items such as cars and large equipment.

Mayor Butler asked what a shuttle loader was and Assistant City Administrator Singh explained it was the equipment used to pick up large yard debris. Councilmember Stroman asked what kinds of cars are being purchased for \$35,000. Mr. Singh stated that the cars are for DPS and the price includes the base price for the car and all of the equipment that is needed to complete it such as lights, radios, computers and cameras. Mr. Stroman stated he wanted to know what model of car is being purchased. Mr. Singh stated that they were normally Dodge Charges due to the fact that they do not make the Ford Crown Victorias any longer. Mr. Stroman stated that he wanted to make sure that the funds were being used to purchase the most affordable car that would be reliable and able to run for 200,000 miles. He stated that he has been told that a Chrysler vehicle is costly to maintain. Mr. Stroman also asked what type of copier was going to be purchased for \$8,000. Mr. Singh stated that it would be a high volume copier that would copy, print, scan, fax and produce color copies. Mr. Singh stated that the copier was the normal type copier to be used for the high demand of copies.

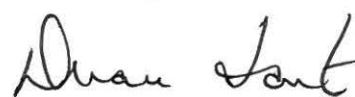
A motion was made by Councilmember Haire, seconded by Councilmember Barnwell, to approve the Resolution to authorize the City Administrator to execute a Financial Lease Purchase Agreement. This motion was unanimously approved.

There were no DPU matters were brought before Council.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to enter into an Executive Session for (1) Economic Development matter concerning Project BBU, and (2) a personnel Matter concerning the Department of Public Utilities. This motion was unanimously approved.

There being no further business, a motion was made by Councilmember Keitt, seconded by Councilmember Haire, to adjourn. This motion was unanimously approved.

Respectfully submitted,



Duane Tarrant  
Assistant City Clerk

DT/pfb





**A RESOLUTION CONSENTING TO THE INCLUSION OF CERTAIN PROPERTY IN A  
MULTI-COUNTY PARK; AND OTHER RELATED MATTERS**

**WHEREAS**, the City of Orangeburg, South Carolina ("City"), is a perpetual body, politic and corporate located in Orangeburg County, South Carolina ("County"); and

**WHEREAS**, through Orangeburg's City Council ("Council"), the City is entitled to exercise all the powers and privileges provided to municipal corporations in the State of South Carolina; and

**WHEREAS**, the Orangeburg County and Dorchester County, South Carolina (collectively, "Counties" each, a "County"), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and South Carolina Code Annotated §4-1-170, -172 and -175 (collectively, "Act"), have jointly developed a multi-county industrial park ("Park"); and

**WHEREAS**, the Counties desire to include within the Park certain property as more particularly described on the attached Exhibit A ("Property"); and

**WHEREAS**, because the Property is located in the City, the Act, in particular §4-1-170, requires the Counties to gain the consent of the City prior to the inclusion of the Property in the Park.

**NOW THEREFORE BE IT RESOLVED BY ORANGEBURG CITY COUNCIL  
DULY ASSEMBLED** on the 21st day of April, 2015:

**Section 1. Consent to Park Expansion.** The City consents to including the Property in the Park on the condition that the Fee Agreement between the County and Project BBU include the requirement that annual Payments-in-Lieu-of-Taxes for the City be calculated on the basis of ninety (90) mills for a lock period of twenty (20) years, a fifty (50%) percent Special Source Revenue Credit for a period of ten (10) years and include the obligation of the County of Orangeburg to remit all fees to the City upon collection.

**Section 2. Further Acts.** The Mayor and the Clerk to the Council are authorized to execute any documents and take any further actions as may be reasonably necessary to further the intent of this Resolution.

**Section 3. Savings Clause.** If any part of this Resolution is invalid, then the validity of the remainder is unaffected.

**Section 4. General Repealer.** Any prior resolution or order of the Council in conflict with this Resolution is, only to the extent of that conflict, repealed.

**AND IT IS SO RESOLVED.**



Michael C. Butler  
Mayor

James Hane  
Donald P. Kirtz

Charles B. Syme

James Keith  
Robert J. Sturges

Robert J. Sturges  
Members of Council

ATTEST:  
City Clerk

Carey Johnson

## EXHIBIT A

All that real property located in the City of Orangeburg, Orangeburg County, South Carolina, and being more particularly bounded and described as follows:

### TRACT A

Beginning at an iron pin found on the eastern right-of-way of Broughton Street, being the point of beginning as described in Deed Book 501 at page 371, and running with the property of McCall as described in Deed Book 337, Page 591, W 58-50-16E for 251.33 feet to an iron pin set; thence continuing with the McCall property, N 40-14-28 W for 244.45 feet to an iron pin found on the southern right-of-way of McAlpine Street; thence running with the margin McAlpine Street N 49-45-57 E for 175.63 feet to an iron pin found; thence leaving the right of way of McAlpine Street and running with the property of 1<sup>st</sup> Family Financial Services as described in Deed Book 572, Page 957 for three calls to wit: S 40-08-31 E for 130.03 feet to an iron pin found; thence 45-31-51-E for 100.78 feet to an iron pin found; thence N 40-10-21 W for 122.59 feet to an iron pin found on the Southern right of way of McAlpine Street; thence running with the right of way of McAlpine Street N 49-36-40 E for 259.28 feet to an iron pin set, standing S 49-36-40 W for 1.33 feet from an iron pin found, being on the western right-of-way of the Norfolk-Southern Railroad; thence running with the western margin of Norfolk-Southern Railroad S 07-00-53 E for 858.14 feet to an iron pin set, standing S 59-47-27 W for 6.95 feet from an iron pin found; thence leaving the right of way of Norfolk Southern Railroad and running with the property of Gilliam as shown by a plat by Edisto Surveyors, Inc., dated 8-24-92, Job 37376A, S 59-47-27 W for 373.00 feet to an iron pin found on the eastern right-of-way of Broughton Street; thence with the right-of-way of Broughton Street for four calls to wit: N 29-32-35 W for 144.10 feet to a point; thence N 32-10-59 W for 106.60 feet to an iron pin found thence N 35-11-59 W for 100.70 feet to an iron pin found; thence N 38-15-57 W for 100.05 feet to an iron pin found being the point of place of beginning. Containing 7.465 acres more or less.

### TRACT B

Beginning at an iron pin found on the eastern right-of-way of Broughton Street, which is the most Southern corner of property of Gilliam; thence with property of Gilliam N 60-38-43 E for 333.11 feet to an iron pin found on the Norfolk-Southern Railroad right-of-way standing S 60-38-43 W for 72.40 feet from an iron pin found; thence with the railroad right of way S 06-59-06 E for 443.17 feet to an iron pin set in the property line of Evans standing S 61-40-36 W for 72.88 feet from an iron pin found; thence leaving railroad right-of-way and running with property of Evans S 612-40-36 W for 156.64 feet to an iron pin set on the eastern right-of-way of Broughton Street; thence with Broughton Street for three calls to wit: N 29-15-14 W for 290.42 feet to an iron pin set; thence N 38-12-30 W for 48.91 feet to an iron pin set; thence N 30-02-24 W for 68.26 feet to an iron pin found which is the place and point of beginning. Contains 2.275 acres more or less and is that property described in Deed Book 597 at Page 1151 less that portion (0.687 acres) in Norfolk-Southern Railroad Claimed 100 foot right of way.

### TRACT C

Beginning at an iron pin found on the western right-of-way of Broughton Street and running with Broughton Street S 29-59-37 E for 149.68 feet to an iron pin found; thence leaving street and running with leased property to Southern Bakeries, Inc. S 61-28-14 W for 201.78 feet to an iron pin set in line of other properties of Southern Bakeries; thence with Southern Bakeries and Brickle property N 29-18-30 W for 150.00 feet (passing X on wall at 126.20 feet) to iron pin found; thence with property of

Brickle N 61-34-18 E for 200.00 feet to an iron pin food which is place and point of beginning.  
Contains 0.691 acres more or less and is that property described in Deed Book 540, Page 62.

TRACT D

Being and lying in the City of Orangeburg, Orangeburg County, South Carolina and being particularly described as follows: Beginning at an iron pin found on the eastern right-of-way of Wolfe Trail which is the southern corner of lot A as shown in Plat Book 69, Page 347 and running with Wolfe Train N 28°52'59"W for 367.89 feet to an iron pin set; thence leaving Wolfe Train and running with property of Brickle N 60°06'55"E for 260.93 feet to an "X" in concrete wall; thence with other properties of Southern Bakeries and property's of Tooldenburg and Evans S 29°18'30"E for 372.63 feet to an iron pin set (passing iron pins at 126.20 feet, 160.06 feet and 325.29 feet); thence with property of Huber (Lot B, plat book 69-347) S 61°09'16° W for 263./66 feet to an iron pin found which is the place and point of beginning. Contains 2.229 acres, more or less and s the property described in Deed Book 560 at Page 509.



# CITY COUNCIL MINUTES

April 21, 2015

2435

Orangeburg City Council held its regularly scheduled meeting on Tuesday, April 21, 2015, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

**PRESENT:**

**Michael C. Butler, Mayor**

**Chares B. Barnwell, Jr.**

**Bernard Haire**

**Charles W. Jernigan**

**L. Zimmerman Keitt**

**Sandra P. Knotts**

**Richard F. Stroman**

Mayor Butler recognized students from Claflin University.

A motion was made by Councilmember Keitt, seconded by Councilmember Barnwell, to approve the April 7, 2015, City Council Minutes as distributed. This was a 6-0-1 vote as Councilmember Jernigan abstained as he was not present at the meeting.

City Administrator Yow addressed Council in regards to a Resolution consenting to the inclusion of property in a Multi-County Park. He stated, "I am passing out a Resolution that includes an amendment that outlines the special source revenue credit of 50%. If you read the paper today, it was announced that project BBU is Bimbo Bakeries. I am happy to announce that Bimbo Bakeries is located in the City and they are expanding and upgrading. The County is extending a fee in lieu of a tax agreement and special source revenue credit. This Resolution outlines the same considerations."

City Attorney Walsh added that City Council needs to consent so Bimbo Bakeries can be included.

City Administrator Yow added, "This is a 14 million dollar investment and creates thirty additional jobs."

Councilmember Barnwell asked, "I thought the fee in lieu was for two years?"

City Administrator Yow replied, "It was always a ten (10) year credit in special sources revenue credit in prior discussions."

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to approve a Resolution consenting to the inclusion of certain property in a Multi-County Park; and other related matters. This motion was unanimously approved.

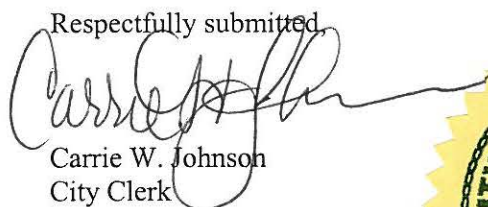
City Administrator Yow gave Council, as information and for discussion, the FY 2015-16 City of Orangeburg Budget Calendar. This will be brought back up at the next Council meeting, May 5, 2015, for approval. Councilmember Barnwell replied that he had an issue with the July 21<sup>st</sup> and 22<sup>nd</sup> dates and would get back with City Administrator Yow.

There were no DPU matters brought before Council.

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to enter into an Executive Session for (1) Legal Matter concerning Parkside at Boulevard LP—Planning Commission Decision and (2) Personnel Matter concerning the Department of Public Utilities. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,

  
Carrie W. Johnson  
City Clerk



## CITY COUNCIL MINUTES

### May 5, 2015

Orangeburg City Council held its regularly scheduled meeting on Tuesday, May 5, 2015, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

**PRESENT:**

**Michael C. Butler, 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 Barnwell, to approve the April 21, 2015, City Council Minutes as distributed. This motion was unanimously approved.

SGT David Armstrong addressed Council. He stated, "I am passing out bags to you which includes a power point presentation of our PaYS Program. The Partnership for Youth Success (PaYS) Program is a strategic partnership between the US Army and a cross section of corporations, companies and public sector agencies. The Program provides America's youth with an opportunity to serve their country while they prepare for their future. PaYS Partners guarantee Soldiers an interview and possible employment after the Army. This unique Program is part of the Army's effort to partner with America's business community and reconnect America with its Army. The PaYS Program began in 2000 as an enlistment incentive for Regular Army enlisted Soldiers. In October 2002, the Program expanded to include Army Reserve Soldiers. The Program later expanded to include Reserve Officers' Training Corps (ROTC) Reserve Component Cadets and ROTC Cadets who incur an active duty commitment. This partnership is good for ten years and it is only asked that you guarantee an interview. The PaYS program is part of the contract that the Soldier enlists for. PaYS Partner's Qualifications are (1) Companies or agencies having five-hundred (500) employees are the ideal partnership, although smaller companies or agencies are considered, (2) The partnership welcomes established companies and public sector agencies with secure reputations, (3) All positions identified must be for full time permanent employment. Positions reflecting a forty (40) hour work week with a classification of temporary hire do not qualify. This includes temp agencies and/or placement agencies and (4) The PaYS Program does not charge a fee to become a partner. In turn, companies that charge a fee for employment or placement do not meet qualifications.

Councilmember Keitt asked, "Where does the pay come from?"

Sgt. Armstrong stated, "If they are on active duty, weekend drill or camp, they are paid by the Army. If they are working for you they are just like another employee, paid by you. It does not cost to be a PaYS member."

Mayor Pro Tem Jernigan asked, "Does this cover the National Guard?"

Sgt. Armstrong replied, "It should, but I do not recruit for them, I will have to check on it."

Councilmember Barnwell stated, "I would like to congratulate you on this and your support for Orangeburg."

City Administrator Yow addressed Council. He stated, "I have talked with SFC Steven Blankley concerning this and I feel that we could benefit especially in the military police line and we normally have a few positions open in Public Safety. We are going to put our HR personnel in contact with them to review the details."

The Fiscal Year 2015-16 City of Orangeburg Budget Calendar was discussed. A motion was made by Mayor Pro Tem Jernigan, seconded by Councilmember Knotts, to cancel the dates of July 7 and July 21, 2015, as Council Meetings and adopt the calendar. This motion was unanimously approved. 2437

Ms. Kristina Thomas, Director of Community of Character, accepted the May 2015, Character Trait Proclamation "Fairness" from Mayor Butler.

Mr. Aaron Bryant, Training and TA Specialist of the SC Campaign to Prevent Teen Pregnancy accepted the Proclamation "Teen Pregnancy Prevention Month" from Mayor Butler.

Assistant City Administrator Singh addressed Council regarding a request for rezoning of property. He stated, "The Planning Commission has recommended this change. As you can see from the map in your packet, the gray area is Office-Institutional; red is Business and green is Residential. There has been a request from Ms. Tammy Tyler for this zoning change and the building is owned by Ms. Georgia Montgomery. The property has been posted and we have received no comments from the public, only positive ones. This building was a former insurance company."

Councilmember Barnwell asked, "What kind of business will it be?"

Ms. Tyler responded from the audience, "It will be a retail clothing business."

Councilmember Keitt responded, "I wish you luck."

A motion was made by Councilmember Barnwell, seconded by Councilmember Knotts, to approve the First Reading of an Ordinance for consideration of a zoning change from O-I Office Institutional Residential District to B-1 General Business District for property located at 1597 Amelia Street, TMP# 0173-14-01-006. This was a 6-0-1 vote as Councilmember Haire abstained.

Department of Public Utilities Manager Miller addressed Council. He stated, "Last week in Charlotte was a CS Week which is a non-profit educational conference company that services utility professionals at electric, gas, water and wastewater companies across North America and around the world. During the conference they announced the 2015 Expanding Excellence Awards designed to recognize and salute excellence in customer service. The Expanding Excellence Awards program honors outstanding contributions and innovations in utility customer service in four award categories: Best Mobility and Implementation, Best CIS Implementation, Best Smart Infrastructure and Innovation in Customer Service. I am pleased to announce that DPU has received the "Best Smart Infrastructure Project", Level 2 Award. This was for our AMI and MDM Project. This is a national recognition and I am proud of our project team."

DPU Manager Miller addressed Council. He stated, "I am pleased to announce that we will have a reduction in electricity costs as of June 1, 2015. There are two (2) components that make up our cost of electricity from SC Electric and Gas. (1) Cost of SCE&G's generating facilities and (2) fuel cost. The cost of SCE&G's generating facilities is the component that has been fixed under the terms of the power supply agreement and will not change until SCE&G's V.C. Summer Nuclear Unit #2 goes online some time in 2018. The second component is the fuel cost which SCE&G forecasts each year. SCE&G changes the fuel costs rate it charges DPU once a year, based on this forecast. They are forecasting a 4.4 million reduction in fuel cost. Based on the reduction in fuel costs, our rates allow us to directly pass this decrease on to our customers. DPU will implement an electric rate reduction to reflect lower projected fuel costs. The pass through of this cost reduction will be reflected in a reduction in energy charges for all of DPU's customers. The reduction will equal approximately \$.4 million over the next twelve months. DPU's rates will automatically adjust to reflect changes in its power supply costs. A typical residential customer's monthly bill will decline \$4.33 or \$52.00 over the next twelve months. The changes will be reflected in bills dated after June 1, 2015. SCE&G expects that its fuel costs should remain stable and low over the next couple of years. The lower costs that SCE&G pays for the natural gas used in its generating units have resulted in a significant decline in their fuel



**2438**

costs. This should allow DPU to maintain its position as one of the lowest cost electricity providers in South Carolina.”

Councilmember Haire asked, “Since you are saying there is a gas decrease, is there any possibility if our gas will be affected?”

DPU Manager Miller replied, “No, our natural gas costs will remain the same which is about what we pay for it.”

Mayor Pro Tem Jernigan stated, “I congratulate the staff and DPU on the award and their good job”

Councilmember Barnwell asked, “Will this reduction be passed on to the customers due to the refracking?”

DPU Manager Miller stated, “Costs are low now and we hope that it will remain that way, but there is more of a supply than a demand. In the electric generation, we are starting to use more and more because the EPA is shutting down coal plants and natural gas is taking their place.”

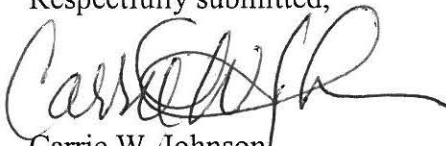
Councilmember Haire asked, “Did I read somewhere that there is a proposed natural gas line to be run through here to Charleston?”

DPU Manager Miller stated, “Not that I know of. SCE&G is updating their electric transmission lines.”

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to enter into an Executive Session for (1) Legal Matter concerning Parkside at Boulevard, LP—Planning Commission Decision, (2) Legal and Contractual Matter concerning West of Edisto Wastewater System Transfer and (3) Personnel Matter concerning the Department of Public Utilities.

There being no further business, the meeting was adjourned.

Respectfully submitted,

  
Carrie W. Johnson  
City Clerk

/pfb



# CITY COUNCIL MINUTES

May 19, 2015

Orangeburg City Council held a Public Hearing on Tuesday, May 19, 2015, at 7:00 PM in the Council Chambers Building with Mayor Michael C. Butler presiding. 2439

The purpose of the Public Hearing was a zoning change from O-1 Office Institutional Residential District to B-1 General Business District for property located at 1597 Amelia Street, owned by Georgia Montgomery at TMP# 0173-14-01-006.000.

Mayor Butler opened the Public Hearing for comments.

Ms. Tammy Tyler, owner of Size View Plus Size Clothing Store, spoke and wanted to thank the City for giving her the opportunity to come before Council and the voting at the last meeting. She stated that the business is a retail clothing store. She stated that she is looking forward to staying in Orangeburg and opening on Amelia Street.

Hearing no further comments, the Public Hearing was closed.

Council entered into the regularly scheduled meeting.

## **PRESENT:**

**Michael C. Butler, Mayor**  
**Charles B. Barnwell**  
**Bernard Haire**  
**Charles W. Jernigan**  
**L. Zimmerman Keitt**  
**Sandra P. Knotts**  
**Richard F. Stroman**

Mayor Butler welcomed the Honorable South Carolina State Senator John W. Matthews, Jr.

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to approve the May 5, 2015, City Council Minutes as distributed. This motion was unanimously approved.

Mayor Butler, Public Safety Director Michael Adams and Lt. Colonel Edward Conner presented Deborah Barnard with a Retiree Resolution and gold watch for her thirty-one years, three months of service to the City of Orangeburg with the Department of Public Safety.

Mr. Jerry Hannah addressed City Council in reference to the Sunnyside Playground. He stated, "A request was made two years ago for repairs to the playground and it has fallen on deaf ears. As of today, there have been no repairs. I would like for Council to adhere to a request for lights, seating, water and drainage for the playground. This would be just a small price to pay for the reward that would be given for the improvements in the area. The Sunnyside area has been underfunded for many years. He said citizens of that park are afraid to come and ask for assistance."

Senator Matthews thanked Council for what they have done for the community. He stated, "I know public service can be difficult at times. First, I have some funds available to make improvements to the Edisto River area. There will be a Task Force with several from the Delegation and I am asking the City to appoint three or four to the Task Force as well. The Task Force will come up with a plan and present it and they feel they can fund the project and it will be an improvement for the City. Secondly, Ms. Beth Thomas, Executive Director of the Orangeburg County Fine Arts Center, has asked for some funds to make some improvements to the Arts Center. The Task Force should have about half of the funds requested, which is around \$200,000. They will be happy to work with the City if they could partner on this project. The final items contain the presentation of two (2) checks, one for \$5,000 for Downtown Orangeburg Revitalization Association and another for \$40,000 for Downtown Orangeburg improvements."

Mayor and Council thanked Senator Matthews for his presentations.

2440 Mayor Butler also welcomed Mr. John Gregory, Regional Program Coordinator Mid Atlantic Region (CALEA) Department of Public Safety Accreditation.

Public Safety Director Michael Adams stated that Mr. Gregory has a storied police career and is a great friend to law enforcement and DPS. Mr. Gregory presented the March 2015 Reaccreditation Award to Chief Adams and his staff. He stated that DPS has done an exceptional job and a lot of hard work to obtain this reaccreditation. Mayor Butler commended DPS for all they do in protecting our community.

Assistant City Administrator Singh presented the Second Reading of an Ordinance for a zoning change for Amelia Street. He stated that the Planning Commission has received the petition and approved the change and the property is on the corner and has some property across from it that is already zoned for B-1 General Business.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to approve the Second Reading of an Ordinance for consideration of a zoning change from O-I Office Institutional Residential District to B-1 General Business District for property located at 1597 Amelia Street, TMP# 0173-14-01-006.000. This was a 6-0-1 vote as Councilmember Haire abstained.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to enter into an Executive Session for a (1) Legal Matter concerning Parkside at Boulevard, LP – Planning Commission Decision, (2) Contractual and Legal matter concerning West of the Edisto Wastewater Transfer and (3) Legal, Contractual and Personnel Matter concerning the Department of Public Utilities.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Duane Tarrant  
Assistant City Clerk

/pfb







## RESOLUTION

**A RESOLUTION AUTHORIZING A WASTEWATER SYSTEM TRANSFER AGREEMENT AND ACCEPTANCE OF PHASES I, II, III AND FUTURE PHASE IV OF THE WEST EDISTO WASTEWATER SYSTEM OF THE COUNTY OF ORANGEBURG**

**WHEREAS**, the County of Orangeburg (the "County") is the owner of Phases I, II, III and future Phase IV of a wastewater system and facilities commonly known as the West Edisto Wastewater System (the "System"); and

**WHEREAS**, the County desires to transfer all of its right, title and interest in and to the System to the City of Orangeburg (the "City") and the City has agreed to accept the transfer in accordance with a Wastewater System Transfer Agreement between the County and City;

**NOW, THEREFORE, BE IT RESOLVED BY ORANGEBURG CITY COUNCIL DULY ASSEMBLED**, this 2<sup>nd</sup> day of June, 2015 to accept transfer of Phases I, II, III and future Phase IV of the Orangeburg County West Edisto Wastewater System upon the execution of the Wastewater System Transfer Agreement ("Agreement") and subject to the terms, conditions and limitations as contained in the Agreement which is attached hereto as Exhibit "A" and made a part hereof by reference.

**BE IT FURTHER RESOLVED**, that Michael C. Butler, Mayor of the City of Orangeburg is authorized to execute the Agreement on behalf of the City of Orangeburg.

**AND IT IS SO RESOLVED.**



*Michael C. Butler*  
MAYOR

*Ben Haire*

*Jandra P. Lott*

*L. Zimmerman*

*Chris Dyer*

*Richard F. Sturman*

MEMBERS OF COUNCIL

ATTEST:

*James D. [Signature]*  
CITY CLERK

## CITY COUNCIL MINUTES

June 2, 2015

2441

Orangeburg City Council held its regularly scheduled meeting on Tuesday, June 2, 2015, at 7:00 P.M., in Council Chambers Building with Mayor Michael C. Butler presiding.

### **PRESENT:**

**Michael C. Butler**  
**Charles B. Barnwell**  
**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 May 19, 2015, City Council Minutes as distributed. This motion was unanimously approved.

Ms. Rhetta Mendlesohn addressed Council concerning the placement of a Jewish Historical Marker in downtown Orangeburg. She stated, "I grew up in Orangeburg but now reside in Charleston and I am a tour guide. I became a member of the Jewish Historical Society in 1994. This organization was founded by Mr. Isadore Lourie in Columbia. Jewish communities are disappearing having come here as immigrants. Jewish population is moving to bigger areas or are closing their businesses. The goal of the Jewish Historical Society is to capture this history before it is lost. To accomplish this, we would like to place historical markers. There is already one in Aiken, Sumter and Anderson and two are proposed in Dillon and Walterboro. It must be approved by the Archives and History, SC Department of Transportation and the City and the wording be approved by the State Department of Archives. I would like for you to consider this proposal soon as there will be a dedication ceremony on November 8th due to a Jewish Historical Society meeting in Orangeburg."

Councilmember Jernigan asked, "Are you proposing to erect this monument in front of Smoaks on Russell Street?"

Ms. Mendlesohn replied, "Yes, either there or across the street in the other park area."

City Administrator Yow stated, "We need to check with SCDOT because we may not need an encroachment permit since we already received one during streetscape for this area where the benches and trash receptacles are in the brick area."

Ms. Mendlesohn stated, "It would be better here instead of on Ellis Avenue at the Temple or at Sunnyside Cemetery. In this way, it would be more visible and is a memorial."

Mayor Butler asked, "What are the names of some of the people listed?"

Ms. Mendlesohn stated, "This is the proposed wording, on side 1, Russell Street, historic hub of Orangeburg's commercial life, was home to Jewish merchants for nearly 150 years, beginning in the mid-1830's with Leopold Louis. Mr. Theodore Kohn, an early merchant and alderman, was known as the father of the Orangeburg graded schools. Other prominent merchants and civic leaders included the Mirmow, Finkelstein, Rich, Marcus, Becker, Wilensky, Benjamin, Bernstein, and Abrams families. Many of the original store buildings remain. On side 2, Jews have been important civic and elected leaders in Orangeburg County since the 1800's. Temple Sinai built in 1955 on Ellis Avenue, became the center of religious life in town. Like much of the small-town South, descendants have moved on to larger Jewish communities in the state and

beyond. Noted residents included Robert Furchgott, a Nobel prize-winning biochemist and Evelyn Marcus, the first woman in the county admitted to the South Carolina Bar. As you see there are a lot of names.

Mayor Pro Tem Jernigan stated, "I noticed in the literature you are not requiring any funding from us, this is very refreshing to hear."

Councilmember Stroman stated, "Thanks for this, this is a good thing."

Mayor Butler stated, "We will take this under advisement and let you know."

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the Third Reading of an Ordinance for consideration of a zoning change from O-I Office Institutional Residential District to B-1 General Business District for property located at 1597 Amelia Street, TMP# 0173-14-01-006. This was a 6-0-1 vote with Councilmember Haire abstaining.

Mayor Butler presented Ms. Kristina Thomas, Community of Character Director, with the June, 2015, Character Trait Proclamation, "Caring".

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to reappoint Joseph Keitt to the Hillcrest Commission for another three (3) year term expiring July, 2018. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Stroman, to reappoint Francis Faulling to the Hillcrest Commission for another three (3) year term ending July, 2018. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Barnwell to reappoint Marion Mack to the Construction Board of Adjustments and Appeals for another four (4) year term expiring July, 2019. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Stroman, to reappoint Edgar McGee to the Construction Board of Adjustments and Appeals for another four (4) year term expiring July, 2019. This motion was unanimously approved.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to nominate Tijuana Hudson to the Construction Board of Adjustments and Appeals for a four (4) year term expiring July, 2019. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to authorize Mayor Butler to make a request to the South Carolina Human Affairs to perform an employment audit on the City of Orangeburg including the Department of Public Utilities.

Mayor Pro Tem Jernigan asked, "Can I ask why we are doing this?"

Mayor Butler stated, "Can you answer that Attorney Walsh?"

City Attorney Walsh stated, "I cannot answer that, it is Council's decision."

Councilmember Keitt replied, "We need to be sure there is diversity of all employees and that they are treated fairly."

Mayor Pro Tem Jernigan asked, "Have there been any complaints?"

Councilmember Keitt replied, "Yes."

Councilmember Haire stated, "I have heard complaints."



Mayor Pro Tem Jernigan stated, "There seems to be no reasoning and I have heard no complaints and I do not feel we should spend taxpayer's money to do this."

Councilmember Barnwell asked, "Attorney Walsh, how much is this going to cost?"

City Attorney Walsh replied, "It will be capped at \$6,000.00."

Councilmember Barnwell stated, "I have heard no complaints and I think it is a waste of money and I am opposed to this."

Councilmember Stroman stated, "I am not in favor of spending this money for an audit."

Mayor Pro Tem Jernigan made a substitute motion to table this item for further discussion. The motion was seconded by Councilmember Stroman. This was a 3-4 vote as Councilmembers Keitt, Haire, Knotts and Mayor Butler opposed.

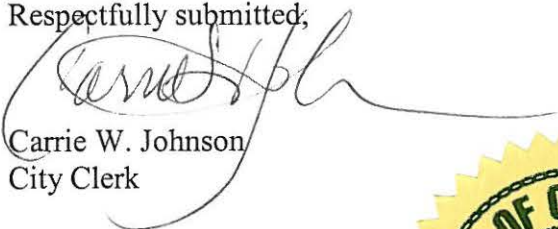
A vote was taken on the original motion to authorize Mayor Butler to make a request to the South Carolina Human Affairs to perform an audit on the Department of Public Utilities and the City. This was a 4-3 vote as Councilmembers Stroman, Barnwell and Mayor Pro Tem Jernigan opposed.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to approve a Resolution authorizing a Wastewater System Transfer Agreement and acceptance of Phases I, II, III and future Phase IV of the West Edisto Wastewater System of the County of Orangeburg. This was a 6-0-1 vote as Councilmember Barnwell abstained.

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

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson  
City Clerk

/pfb



**CITY COUNCIL MINUTES**  
**June 16, 2015**

**2445**

Orangeburg City Council held its regularly scheduled meeting on Tuesday, June 16, 2015, at 7:00 P.M., in Council Chambers Building with Mayor Michael C. Butler presiding.

**PRESENT:**

**Michael C. Butler**  
**Charles B. Barnwell**  
**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 June 2, 2015, City Council Minutes as distributed. This motion was unanimously approved.

Ms. Beth Thomas from the Orangeburg County Fine Arts Center addressed Council. She provided information on proposed improvements to Fine Arts Center. She stated, "I am going to give you a brief overview of what OCFA does. We have been in the old pavilion since 1984. Over the past six months we have had many exhibits, book signings, classes, concerts, camps, musicals as well as various art classes and photography classes. We believe in promoting the arts in Orangeburg. The Center is used as a voting precinct as well as hosts other various events such as music clubs, wood carvers clubs and quilters at no charge. Since 1997 the Center has welcomed visitors from all states except Hawaii. We will be reaching out to seek funding for the renovation costs to bring this Center into the next century."

Councilmember Haire asked, "Have you tried to get persons to assist you such as what Habitat does where they have skilled laborers and carpenters; if you could form a group to help with these expenses?"

Ms. Thomas replied, "In the 1980's, there was a lot of volunteers and we had a handyman at one time. I think that is a good idea, do you have any suggestions?"

Councilmember Haire replied, "Maybe you can talk to Habitat."

Mayor Pro Tem, Jernigan asked, "The \$290,000, have you in mind any fundraising opportunities?"

Ms. Thomas stated, "Mr. Emery will explain more of that."

Mr. Cliff Emery, Board Member of the Orangeburg County Fine Arts Center, addressed Council. He stated, "To answer part of your question Mr. Haire, the architects and contractors involved have already given their time and we will expand on that. As you can see the building gets a lot of use, on an average of six to seven thousand people a year. We need to look at the wear and tear because we operate on a very limited budget. In the past, the City, County and the Dick Home Foundation have been very helpful."

A power point presentation was shown to show the wear and tear and deterioration of the building.

Mr. Emery stated, "We need to increase our rentals, visitors and members. We do have a formal plan of fundraising scheduled. We are asking tonight for your general support of the project and hopefully some financial assistance."

Mayor Pro Tem Jernigan asked, "There is no mention of the roof and usually a building this old, the roof would be first on the list."

Mr. Emery stated, "The City assisted with that a few years back."

Councilmember Haire asked, "Will this project go out for bids?"

Mr. Emery stated, "We have asked for support from the following locally, AMCO, O'Cain and C. F. Evans. C. F. Evans was not interested and O'Cain wasn't interested in the interior portion and AMCO assisted us in the project so far. We have also consulted with other various architects and contractors and they were very comfortable with the numbers we were given."

Councilmember Keitt stated, "I like what I see and hopefully we will be able to support you."

Mayor Pro Tem Jernigan stated, "I suggest we put this on our agenda for our Budget Planning Session for discussion."

Mayor Butler stated, "We will take this under advisement."

City Administrator Yow stated, "Our leases calls for us to review any alterations or changes to the building as well."

Ms. Pernetta Rice of 146 Dickson Street addressed Council. She stated, "I would like the City to do something about the overgrown lots in the neighborhood. There are animals roaming and raccoons walking about the neighborhood. I have called Animal Control several times and no one has called me back. There are lots where no one keeps up the property. I would like for you to send someone out to check this."

Mayor Butler stated, "It is our desire to take care of dilapidated buildings throughout the City and get them cleaned up. There are professionals that can guide us in this."

Ms. Rice replied, "The lot on Dickson and Geddings, people are dumping on the lot and the lot is overgrown."

City Administrator Yow replied, "We will check into this to see if we had any calls from Animal Control."

Director Adams stated, "We have had one call from that area in the last six months for a stray dog. We will take a look into the raccoons; we are only one of two agencies in the state that handle wildlife."

Ms. Ann Thomas of Maxcy Street addressed Council. She stated, "We need activities for the children. The police need to be more visible and more activities are needed for the kids to see people out and about in the area. Habitat has done a fantastic job in the area, but I am tired of picking up rocks, bottles, beer cans and marijuana papers. Please help us."

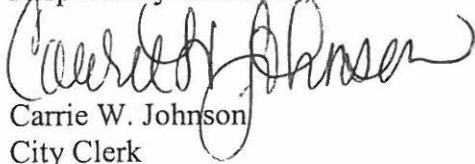
Mayor Butler stated, "Thank you and we will look into this and take this under advisement."

There were no utility matters brought before Council.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to enter into an Executive Session for a (1) Contractual Matter regarding Healthstats, Inc., Medical Clinic.

There being no further business, the meeting was adjourned.

Respectfully submitted,

  
Carrie W. Johnson  
City Clerk



**ORANGEBURG CITY COUNCIL  
BUDGET MEETING  
July 21, 2014**

**2447**

Orangeburg City Council held a 2015-2016 Budget Meeting in Council Chambers on Tuesday July 21, 2015, at 5:00 P.M., with Mayor Michael C. Butler presiding.

**PRESENT:**

**Michael C. Butler, Mayor**  
**Charles B. Barnwell**  
**Bernard Haire**  
**Charles W. Jernigan**  
**Sandra P. Knotts**  
**L. Zimmerman Keitt**  
**Richard F. Stroman**

A welcome was given by Mayor Butler and the meeting was turned over to City Administrator Yow. City Administrator Yow first acknowledged staff and Council for their assistance and input.

The total General Fund Budget with no Enterprise Funds for Revenues and Expenditures is \$19,093,978.

He began with revenue highlights and also stated that all of these numbers are already built in the budget of \$19,093,978, so if any changes are needed to be made that it would affect this total and Revenues and Expenditures both would be adjusted.

**REVENUE HIGHLIGHTS**

4 mils property tax increase; last increase 2012

No Business License rate increase; will look at incentives for Downtown businesses. No business rate increase since 1969.

Residential sanitation rate unchanged; last \$1.00 increase FY 2012-13

Proposed 5% commercial sanitation increase—Total \$20,000

No recreation participant fee increase; looking to generate more income from new gymnasium and other programs.

5% increase in fire contracts \$40,000; Fire Response Recovery Ordinance needed badly.

\$700,000 cash reserve for general operations

\$200,000 cash reserve for building demolition

Interest income continues to be low

Continued under funding by Legislature—Local Government Fund (\$90K)

Building Permits steady; not growing.

Franchise Fees unchanged

Hospitality Fund steady; anticipate small decline. Discussed annexation on North Road.

No change in standard Hillcrest fees; numerous “Special” rates. All municipal golf courses are down.

No storm water management fee

Stevenson Auditorium Rental rates need to be reviewed. Increase rental by \$100. Roof on Stevenson Auditorium needs to be replaced.

Airport Grant--\$461,967 in Airport Fund not General Fund

Forensics Lab fees still to be developed—(Ongoing for two years, not certified for DNA).

Mayor Pro Tem Jernigan wants to see what it can produce and benefits for the cost.

\* Initial budget requests were \$2,479,689 out-of-balance; including \$500,000 fund balance being budgeted

### **EXPENDITURE HIGHLIGHTS**

Continue all services including recycling

Two (2) new personnel related to new gymnasium; Total for two \$45,000

Forensics Lab \$82,000 additional

Other new gymnasium costs-Net cost \$58,000;( \$104,365 - \$46,000)

1% COLA; merit totaling \$33,000 city-wide—does not include part time

Increase again in Employee State Retirement Rates from 10.75% to 10.91%; and

13.01% to 13.34% on PORS Net \$60,000 costs 4%-8% increases budgeted for medical insurance-\$30,000 to \$60,000

\$1,557,792 budgeted for capital expenses; radio system, body cameras, street

sweeper, police vehicles, Finance software are biggest expenses. (Revenue booked for body cameras.)

\$200,000 for building demolition-discussion on various buildings for such as old Emart building another on Amelia and one on Centre.

Several items requested to be moved to 1% CPST Fund or 2%

Hospitality Fund

#### **Moved to 2% Fund**

70/10 Parks and Recreation	Disc Golf Expenses	\$ 1,500
70/20 Parks and Recreation	Pond Fountain	\$ 8,000
70/20 Parks and Recreation	Spare Fountain Motors	\$ 8,500
70/20 Parks and Recreation	Park Benches	\$ 30,000
70/40 Parks and Recreation	Bleachers	\$ 10,500
70/40 Parks and Recreation	Old Man Winter	\$ 10,500
70/40 Parks and Recreation	Adden Street Basketball Court Resurfaced	\$ 25,000
40/40 Public Works	Awnings	\$ 5,015
10/30 Information Technology	Camera Lens	\$ 2,500
10/30 Information Technology	Computer for Promotions	\$ 2,000
<b>Total Moved to 2% Fund</b>		<b>\$103,515</b>

#### **Moved to 1% Fund**

70/10 Parks and Recreation	Gym Sign (Overage)	\$ 13,000
70/10 Parks and Recreation	Gym Equipment and Furnishings	\$110,000
70/10 Parks and Recreation	Gym Mat	\$ 12,000
<b>Total Moved to 1% Fund</b>		<b>\$135,000</b>

No furloughs or layoffs

Adjusted Expense Account included

No added costs due to annexation at this time

Match for Boswell Street Neighborhood Grant-Infrastructure Grant next year, traffic lights, etc.

No funds budgeted at this time for Railroad Crossing/Intersection Project- Public Hearing to be held regarding train speed.

New projects put strain on maintenance staff; have not added other than seasonal

Dependent coverage increase not budgeted, picked up by employee

Retiree Supplemental Insurance capped at \$100

Fuel and tire costs have stabilized for now

Again, have held most operational line items for numerous years; even reduced some

No garbage truck or fire truck; do have approximately \$170,000 in Fire Equipment

Fund-new fire truck (pumper) will be approximately \$500,000 next year.

Recommendation made to increase staff at Parks and Recreation to be fully staffed.

MPT Jernigan asked, "What about the money for the river?"

City Administrator Yow replied, "SCDNR is supposed to be getting back in touch, but we are not supposed to come up with any money. If we have to, I will come back to you."

Mayor Pro Tem Jernigan stated, "I am real concerned with the cost-of- Living raise that it needs to be increased some. They work for a little salary. I am willing not to increase the Council's salaries if we can go up on the Cost-of- Living."

Councilmember Barnwell echoed the same.

City Administrator Yow replied, "We are also giving employees almost an additional 1% in retirement this year. Also, the salaries for Mayor and Council are not in this budget, but contained in DPU's budget."

Councilmember Stroman asked, "Can we increase the DPU transfer by an additional \$70,000 for the other 1%?"

City Administrator Yow replied, "That is up to Council."

Councilmember Keitt replied, "I agree we need to increase the cost-of-living, people will look for other jobs and we need to keep these good working people."

Councilmember Knotts stated, "I see it as an incentive for employees as we care about them and if we could at least do 2%, because retirement is not promised."

Councilmember Haire stated, "I suggest we add an additional \$70,000 from the DPU transfer and an additional \$35,000 from fund balance to give a 2.5% Cost of Living."

All of Council Agreed.

Discussion was held on Council salaries as they have not been raised in ten (10) years. There was discussion in support and opposed to the raise. Any Council compensation increase or raise will have to be brought before Council in the form of an Ordinance at which time Council can vote in favor or against.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson  
City Clerk

/pfb



## City Council Minutes August 4, 2015

Orangeburg City Council held its regularly scheduled meeting on Tuesday, August 4, 2015, at 7:00 P.M., in the Council Chambers Building with Mayor Michael C. Butler presiding.

### PRESENT:

**Michael C. Butler**  
**Charles B. Barnwell**  
**Bernard Haire**  
**Charles W. Jernigan**  
**L. Zimmerman Keitt**  
**Sandra P. Knotts**  
**Richard F. Stroman**

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to approve the June 16, 2015, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Haire, to approve the July 21, 2015, Budget Workshop Minutes as distributed. This motion was unanimously approved.

Assistant City Administrator Singh addressed Council in regards to the placement of a Jewish Historical Marker in downtown Orangeburg. He stated, "As you can see from the pictures, the historical marker will be placed in the park area and the marker will be placed here and an ash urn will be moved. We would just like City Council's approval of the placement of this marker."

Councilmember Barnwell asked, "Is this the typical historical marker?"

Assistant City Administrator Singh replied, "Yes, and we measured one and this is a replica of the size shown. It will have to be approved by the State Archives and History."

A motion was made by Mayor Pro Tem Jernigan, seconded by Councilmember Keitt, to approve the location recommended to place the historical marker. This motion was unanimously approved.

Department of Public Safety Director Michael A. Adams accepted the Character Trait Proclamation for July 2015, "Hospitality" and the Character Trait Proclamation for August, 2015, "Responsibility".

City Administrator Yow addressed Council. He stated, "In your packet is a memo from me concerning the vacancies of two (2) positions on the Election Commission. It is necessary to appoint two members tonight since we have an upcoming election in September."

Councilmember Stroman nominated Tara Williamson, who previously served on the Election Commission. The motion was seconded by Councilmember Keitt and unanimously approved.

Mayor Pro Tem Jernigan nominated Bernice Tribble who has been very active in the City. The motion was seconded by Councilmember Barnwell. The vote was 3-4, with Councilmembers Keitt, Knotts, Haire and Mayor Butler opposing.

Councilmember Haire nominated Jeanette Bailey, who has worked at the polls and he stated that she would be an asset to the Commission. This motion was seconded by Councilmember Keitt. The vote was 4-3, with Councilmembers Barnwell, Stroman and Mayor Pro Tem Jernigan opposing.

City Administrator Yow addressed Council in regards to the amended budget for FY 2014-15. He stated, "We anticipate finishing the year with \$7,910 net income, revenues over expenditures. We will continue to monitor the revenues and expenses to see if we could possibly finish the

year in better shape. We do not anticipate spending any fund balance but we have two more months in this fiscal year.

A motion was made by Councilmember Keitt, seconded by Councilmember Barnwell, to approve the First Reading of an Ordinance amending the Budget for the City of Orangeburg, SC, for the Fiscal Year beginning October 1, 2014, and ending September 30, 2015. This motion was unanimously approved.

City Administrator Yow addressed Council. He stated, "I bring to you tonight a balanced budget as you can see in the Executive Summary for the General Fund of \$19,198,978. This does not include Enterprise Funds.

### **REVENUE HIGHLIGHTS**

4 mils property tax increase; last increase 2012; \$16 increase on a \$100,000 house

No Business License rate increase;

Residential sanitation rate unchanged; last \$1.00 increase FY 2012-13

Proposed 5% commercial sanitation increase—Total \$20,000

No recreation participant fee increase; looking to generate more income from new gymnasium

5% increase in fire contracts \$40,000; Fire Response Recovery Ordinance proposed

Councilmember Barnwell asked, "What about the people with no fire contact outside the City?"

City Administrator Yow replied, "We have a hard time collecting, but the penalties are still intact."

Mayor Butler replied, "We are working with the County on a Fire Tax District,"

### **REVENUE HIGHLIGHTS CONTINUED**

Department of Public utilities transfer increase of \$270,000

\$735,000 cash reserve for general operations

\$200,000 cash reserve for building demolition

Interest income continues to be low

Continued under funding by Legislature—Local Government Fund (\$90K)

Building Permits steady; not growing

Franchise Fees unchanged

› Hospitality Fund steady; anticipate small decline

No change in standard Hillcrest fees; numerous "Special" rates

No storm water management fee

Stevenson Auditorium Rental rates need to be reviewed; \$100 increase

Forensics Lab fees still to be developed

### **EXPENDITURE HIGHLIGHTS**

Continue all services including recycling

Two (2) new personnel related to new gymnasium

Personnel @ Forensics Lab

2.5% Cost-of-Living

Increase again in Employee State Retirement Rates from 10.75% to 10.91%; and

13.01% to 13.34% on PORS Net \$60,000 costs

Increases budgeted for medical insurance

2452

\$1,557,792 budgeted for capital expenses; radio system, body cameras, street sweeper, police vehicles, Finance software are biggest expenses

\$200,000 for building demolition

No furloughs or layoffs

No added costs due to annexation at this time

Match for Boswell Street Neighborhood Grant

New projects put strain on maintenance staff; have not added other than seasonal; completed two new streetscapes this year also

Again, have held most operational line items for numerous years; even reduced some

No garbage truck or fire truck

Mayor Pro Tem Jernigan stated, "I commend you and your staff on working hard to maintain a balanced budget. I wonder how you do it and I know it is because of the hard work and good employees we have. I appreciate all the work you do to bring this to us."

Mayor Butler stated, "Thank you for the balanced budget."

Councilmember Stroman stated, "I hate to see a tax increase."

City Administrator Yow stated, "Before you tonight is an Ordinance increasing the salaries of the Office of Mayor and Council and authorizing the reimbursement of expenses incurred by the Mayor of the City of Orangeburg in the performance of his official duties as limited by this Ordinance. As you know, the salaries have not increased in ten years. This would mean a \$3,000 increase for Council and a \$3,000 increase for the Mayor and would increase the monthly reimbursement by \$200 and the additional of an annual expense line item of \$5,000.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire, to approve this Ordinance increasing salaries and expense accounts.

A substitute motion was made by Councilmember Barnwell to separate the salary increases from the Mayor's expense account increase. This motion was seconded by Mayor Pro Tem Jernigan.

Councilmember Knotts asked, "We have had this discussion, why the substitute motion?"

Councilmember Barnwell replied, "I am in favor of the salary increase, but I am not in favor of increasing the expense account for the Mayor. We do not need to put this on the taxpayers."

The substitute motion was made by Councilmember Barnwell. This was a 3-4 vote with Councilmembers Knotts, Keitt, Haire and Mayor Butler opposing.

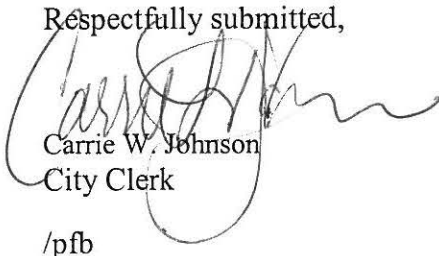
A vote was taken on the original motion to increase Council's salary by \$3,000 and a \$5,000 increase for the Mayor and an increase in the Mayor's expense account." This motion was unanimously approved.

The Department of Public Utilities had no utility matters to bring before Council, but reminded Council of the Special Meeting at DPU on Tuesday, August 11, 2015, at 5:30 P.M. for the First Reading of their Budget Ordinance.

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

There being no further business, the meeting was adjourned.

Respectfully submitted,

  
Carrie W. Johnson  
City Clerk

/pfb





# CITY COUNCIL MINUTES

## August 18, 2015

2463

Orangeburg City Council held four (4) Public Hearings on Tuesday, August 18, 2015, at 7:00 P. M., in the Council Chambers Building with Mayor Michael C. Butler presiding.

### **PRESENT:**

**Michael C. Butler, Mayor**  
**Charles B. Barnwell**  
**Charles W. Jernigan**  
**I. Zimmerman Keitt**  
**Sandra P. Knotts**  
**Richard F. Stroman**

### **ABSENT:**

**Bernard Haire**

The purposes of the Public Hearings were as follows:

1. **Public Hearing-** Norfolk Southern Railroad operations, train speed and other matters
2. **Public Hearing-** Amending the Budget for the City of Orangeburg, SC, for the Fiscal Year beginning October 1, 2014 and ending September 30, 2015
3. **Public Hearing-** To raise revenue and adopt a Budget for the City of Orangeburg, SC, for the Fiscal Year beginning October 1, 2015 and ending September 30, 2016
4. **Public Hearing-** Adopt a Budget for the operation of the Department of Public Utilities of the City of Orangeburg for the Fiscal Year October 1, 2015 through September 30, 2016, including the adoption of new rates and charges for the Department of Public Utilities effective on the dates pertaining to electric and natural gas

Mayor Butler opened the Public Hearings for comments.

**Public Hearing #1-**Norfolk Southern Railroad operations, train speed and other matters.

Dr. Tisdale, President of Claflin University addressed Council. He stated, "Thank you for supporting the mission of Claflin University. More than twenty years ago, I attended a meeting on the revitalization of Downtown Orangeburg and the impact of the railroad and the safety of the vehicles and pedestrians of the Norfolk Southern Railroad Coordinator. In addition to the concerns, there were several questions raised on how to bring about change in the area. After talking more than two decades, it is time to take action. I want to take this opportunity this evening to offer the support of Claflin University for the Magnolia Street/Zan Street Intersection Improvement Project. In light of the fact that Claflin University sits at a focal point of the Plan, we believe the Plan has potential for safety not only for Claflin, but also our neighbors and pedestrians on how we use Highway 601, Zan and Boulevard as a means to move from one location to another. Claflin has continually supported valid and significant changes to improve the quality of life for Orangeburg. We also support our Plan in relation to our partnership with the City of Orangeburg and the South Carolina Department of Transportation. We view this Plan for enhanced safety as an endeavor for the common good. We know all too well the fatalities that have occurred through the years as the trains have passed through our City. Lives have been lost and families have suffered. It is all the more reason for our support. We agree this Plan is not the perfect solution, but it is a step in the right direction and we provide our support and we encourage progressive and continuous dialog for the betterment of Orangeburg."

Dr. W. Franklin Evans, Interim President of South Carolina State University addressed Council. He stated, "Like what President Tisdale said, we concur with his findings and the insight he has provided. I have lived here three years and I have some level of pause and concern when I see the train coming by my office. I have been caught by the train and one of my concerns is the speed and velocity of the train. We are partners here in the community and we want to be a part of good things that happen. We are a college town and we are in support of anything to bridge our institutions with the City and revitalize the City and rejuvenate the area. We support the Plan and join our sister institution and the City in this effort. It is not a perfect Plan, but this is something to move in the right direction. South Carolina State University supports it and we support it fully."

Mr. Harvey Elwood who operates a broadcast communications station in Orangeburg addressed Council. He stated, "I am in favor of the train slowing down. We have to support the growth and the development of Orangeburg at the same time. Once the thoroughfare is closed off, we have to recognize the traffic volume will increase where those cars cross over. I hope the traffic analysis has been done. This will be a major concern, as you know now there are four avenues where cars can pass. If you close two of them, there will be major congestion. I agree that this needs to be done and if the Federal Government has enough money to make an overpass or an underpass that will allow the trains to travel unencumbered. I just hope we can serve all citizens here and those who will come in the future."

Mr. Lionel Sabb, Trustee of Trinity United Methodist Church on Boulevard addressed Council. He stated, "The church was started in 1929 and completed in 1941 at its location. We have undergone a task as to hire an architectural firm to give us some recommendations to restore our facility to its original form. It has come to our attention that there may be issues to the train coming through. The train causes the church to tremble and causes cracks, paint coming off walls and displacing some stained glass windows. We would hate to put this money into the building and the trains ruin our endeavor. If we have a train derailment with chemicals, how are we going to take care of that and are we prepared? How are we going to handle the students? We are in favor of having the train slowing down. We just came back from Jesup, Georgia, and we got stopped by a train near a chemical plant and the train came through about three miles per hour, so it can be done."

Ms. Geraldine Outlaw, Commander of the Orangeburg Veterans Council addressed Council. She stated, "Are our first responders ready to handle a disaster if we have a train derailment?"

Ms. Barbara Townsend, church historian of Trinity United Methodist Church addressed Council. She introduced two speakers who are on the Board of Trustees, Mr. Ron Spate and Mr. Anthony Jarvis.

Mr. Ron Spate addressed Council. He stated, "I am a member of the Board of Trustees at Trinity United Methodist Church and we have great concerns due to the vibrations and the fast speed of the trains. We have structural damage, cracked windows, paint peeling and pieces of the wall coming off. In addition to what has been said, we have concerns because of the speed. When the train is going slower, you will notice a difference. There may be other problems that we do not know about so that is why we are having the building evaluated and we will ask them to what extent these problems may be caused by the speed of the train. We are very much in favor of the train slowing down."

Mr. Anthony Jarvis addressed Council. He stated, "The Southern Railroad trains which speeds down Boulevard is not only responsible for a number of deaths in the area, but also the speed in which the train runs is causing problems due to the vibrations that have affected the stability of our structure. The vibrations cause the mortar joints to become brittle and separate. We have had these joints worked on in the past, but the continuation of the speed of the train alone has maintained to make those mortar joints to become weaker and weaker on the exterior wall. Trinity is on the list of historical places."

Mr. Sam Glover, Commissioner of the 6<sup>th</sup> District of the South Carolina Department of Transportation addressed Council. He stated, "This project has been on our agenda since 2005. We have appeared before this Council before. SCDOT is in favor of this project and we have had a Public Hearing last October and we had an overwhelming number of people there in favor of this project. This project has been earmarked by Congressman James Clyburn with \$3.5 million in federal funding. The Orangeburg CTC and the Lower Savannah Council of Governments will also make up the funding for this project and we are talking about safety and safety operations for the railroad, cars and pedestrians and all the citizens of Orangeburg County. We hope that you will approve this project on September 1st. I went to South Carolina State University and my little trench to cross the railroad track is still there and it is about time we move on."

Mayor Pro Tem Jernigan stated, "Listening to everyone here, you have touched on everything that needed to be brought to our attention on every point. When I look at that end of town, that is part of Downtown Orangeburg. That is part of the revitalization efforts. If these trains are coming through too fast, I hope we can do something about it. We have been working on the speed of trains since I have been on Council for sixteen years to no avail. We can't get any cooperation from the railroad. We now have an opportunity to revitalize that area and if we don't go along with this project, we may as well cut our nose off to spite our face. Whether the trains slow down or not, hopefully someone will see or maybe there will be divine intervention. Our community is building in that area. Hopefully, the Norfolk Southern Railroad will see it and I hope we can all get together on this and vote in favor of it."

Councilmember Keitt stated, "I thank all of you for coming and talking to us. We need your help and we agree with everything that was said tonight. We must have faith. Things happen when you put faith in front of everything else. We need you to tell us what you want and we agree with you and we are in favor of growing for everyone. We are all here together and we need to work together with South Carolina State and Claflin Universities. We are here to help you and we are so glad to have you here tonight and this Council is on board on moving the City forward."

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

**Public Hearing #2**-Amending the Budget for the City of Orangeburg, SC, for the Fiscal Year beginning October 1, 2014 and ending September 30, 2015.

Hearing no comments, Public Hearing #2 was closed.

**Public Hearing #3** - To raise revenue and adopt a Budget for the City of Orangeburg, SC, for the Fiscal Year beginning October 1, 2015 and ending September 30, 2016.

Mr. David Farr of Wiles Street addressed Council. He stated, "I am against raising taxes or any taxes. You need to operate with what you have. If you don't have the money, don't do it. That is what I have to do at home. If a tax is levied, it never leaves. The City has gotten into the real estate business and it is nice to have these things, but taxes never go down. When you started with indoor plumbing, there was a fifty cent fee per toilet. Just like toilets, the tax increase goes with it, we don't need more taxes. I think that City Council and the Mayor make enough money as it is. I wish I could vote me in a pay raise. I am only the voice of one and no one else comes to the meetings because they think it is a waste of time because they know the decision has already been made. By the time we hear about it, it is already done. I guess I will be living under the bridge soon."

Hearing no further comments, Public Hearing #3 was closed.



**Public Hearing #4** - Adopt a Budget for the operation of the Department of Public Utilities of the City of Orangeburg for the Fiscal Year October 1, 2015 through September 30, 2016, including the adoption of new rates and charges for the Department of Public Utilities effective on the dates pertaining to electric and natural gas.

MrHearing no further comments Public Hearing #3 was closed.

Council entered into the regular scheduled Meeting.

**PRESENT:**

**Michael C. Butler, Mayor**

**Charles B. Barnwell**

**Charles W. Jernigan**

**I. Zimmerman Keitt**

**Sandra P. Knotts**

**Richard F. Stroman**

**ABSENT:**

**Bernard Haire**

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the August 4, 2015, City Council Minutes as distributed. This motion was unanimously approved.

Ms. Beverly Price addressed Council in regards to a Department of Public Utilities water bill. She stated, "I received a water bill back when the ice storm came through in 2014. The pipes burst because of the trees and I received an \$1,800 water bill. I was told I could have twenty-four (24) months to pay this bill for water I didn't even use. I think DPU could have done more. I didn't even know I had a leak until I received a note on my door."

Mayor Butler asked, "How long was it before you knew the water pipe had burst?"

Ms. Price responded, "I don't know because a notice was put on the door."

Mayor Butler asked Mr. Miller, "What happens in a case this like?"

DPU Manager Miller responded, "Our General Terms and Conditions are to bill water that is metered no matter how it is used. It is unfortunate that she had a pipe burst. My brother had the exact same thing, he had a pipe burst and didn't know it, he was required to pay the entire amount."

Mayor Butler asked, "Are there times when there are special conditions?"

DPU Manager Miller stated, "We allow them to make payments on a bill of this sort and spread the payments out to a maximum of twenty-four (24) months. We do that for all customers to minimize the impact."

Councilmember Keitt stated, "How long was it before DPU knew that the water was running?"

DPU Manager Miller responded, "It was read on the normal route by a meter reader and was detected then and a note was put on the door. Under our new AMI system, which is not installed yet on the water system, it would have been picked up earlier."

Mayor Pro Tem Jernigan asked, "If I understand correctly, before you can give any consideration the General Terms and Conditions must be amended by Ordinance and then this would apply to anyone?"

Both DPU Manager Miller and City Attorney James Walsh responded , yes.

Councilmember Keitt asked, "How many people have we had with this situation?"

DPU Manager Miller stated, "It happens often" and City Administrator Yow stated that he has had phone calls about this even this week.

DPU Manager Miller stated, "We don't maintain the pipes and we don't install them, we don't know what they are made of. Her pipe was over 1000 feet from her house and a tap was installed at another location because there was not water at her house, this is not uncommon. She may have noticed a slight decrease in pressure, however."

Mayor Butler stated, "I know when I have a pipe burst, because I can see water coming from under my house. "

Councilmember Knotts asked DPU Manager Miller, "How do you determine the amount of payment?"

DPU Manager Miller responded, "It is metered and we have to bill what was metered and we can spread it out over twenty-four (24) months."

Ms. Price stated, "It is an extra \$76 per month when my bill is about \$23 per month."

Mayor Butler thanked Ms. Price for coming.

City Administrator John Yow overviewed for Council the Amended Budget and stated that it was discussed in great detail at the last meeting and that we would be monitoring revenues before the next Council Meeting to see if we can improve our revenues. He stated, "I would like to thank Council and staff for all the input and time."

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve the Second Reading of an Ordinance amending the Budget for the City of Orangeburg, SC, for the Fiscal Year beginning October 1, 2014 and ending September 30, 2015. This motion was unanimously approved.

City Administrator John Yow overviewed for Council the Budget Ordinance and stated that it was discussed in great detail and we have had public comments on this as well. We don't have any changes from the initial presentation.

Councilmember Barnwell asked, "When the County had a reassessment, we rolled taxes back?"

City Administrator Yow stated, "The value of a mill decreased is my understanding."

Mayor Pro Tem Jernigan stated, "I have had phone calls about the tax increase and what I have told them is that it is the cost of doing business. Everything we do in the City or to run the City costs money whether it is a quart of oil or a gallon of gas or pay a salary for an officer; anything we do increases every year. It does in any business. Unless we keep up with the costs, the City is not going to be able to provide the quality of life that the citizens are due. I know the tax increase is difficult for people on a fixed income. We haven't had a tax increase in many years. Our revenues, sometimes, they are less in areas every year like the State for what they provide to us. We really have to operate within our means and I think the City does an excellent job doing that. Occasionally, like in any other business, the price goes up. I think I have done a fair job in explaining this and I just wanted to say that for the record. No one likes to raise taxes, but it is something we have to do."

Councilmember Stroman stated, "I am not in favor of a tax increase, but if someone calls 911, they want a policeman or an ambulance and it costs more to have that equipment. Also, the City does not pay our salary; the Department of Public Utilities pays it."

Councilmember Stroman asked, "We have an increase in the fire contracts in this budget? I thought that the County was going to have a tax district?"

City Administrator Yow replied, "That would not be in this year's budget, fire contracts go out in February. If it was, it wouldn't go on until the next collections for 2017."

Councilmember Stroman asked, "Are we working on that?"

City Administrator Yow replied, "After the last meeting, it would be after both budgets(City and County)were passed to then start on it. That was the directive of the joint City/County group meetings"

Councilmember Barnwell stated, "If the next meeting does not have the fire district as the #1 item, I won't come."

A motion was made by Councilmember Knotts, seconded by Councilmember Keitt, 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, 2015 and ending September 30, 2016. This motion was unanimously approved.

Department of Public Utilities Manager Tommy Miller overviewed for Council the Department of Public Utilities Budget Ordinance. He stated, "On August 11, 2015, at the DPU Administration Building, you were presented with and subsequently approved the First Reading of the proposed Budget and rate changes for the Department of Public Utilities for Fiscal Year 2015-16. This proposed Budget has an income of \$104,565,374 with expenses of \$87,705,542 for a net profit after the transfer of \$11,751.23. This represents a return on equity for the citizens of the City of Orangeburg of 6.6%. This proposed Budget reflects changes in the costs of purchased power per our electric supply contract with South Carolina Electric and Gas Company (SCE&G) which we are about to complete our fourth year under this contract. It does not however, anticipate the unpredictable costs of fuel for electric generation which is a pass-through to our customers. On June 1, you remember, we reduced power supply costs by \$4.4 million annually to reflect lower SCE&G fuel costs. This will help offset the impact on our customers. This proposed Budget forecasts the costs of natural gas to remain relatively stable and to remain relatively low through 2016 and 2017. However, the cost of providing water and wastewater services has 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. In addition to increasing costs in all divisions, sales and number of customers served are down in the electric, gas, and water and wastewater divisions. In the Electric Division, we believe the trend has stabilized and we are predicting sales to remain at current levels which are still well below pre-recession levels. in the Gas Division, we believe gas sales may increase slightly due to some anticipated additional industrial load. We anticipate sales to remain relatively flat in the water and wastewater divisions. In order to continue providing quality & reliable electric service and to provide for future development, we do recommend a change in our electric rates to be effective on October 1, 2015. The cost of providing quality electric service to our customers continues to increase. The cost of wire, transformers, poles, fuel, equipment and labor continues to go up. Electric rate for residential and commercial customers were last changed in 2007. The industrial rates were last changed in 2009. Since 2007, electric sales have declined by over ten percent but our cost of doing business has and continues to go up. In order to offset these increasing costs and to continue providing quality service, we are proposing a \$4.2 million (6%) increase in electric rates to be effective on October 1, 2015. On June 1, you remember, we reduced our supply costs by \$4.4 million annually to reflect lower SCE&G fuel costs. This will help offset the impact on our customers. We structured these proposed rates in order to maintain highly competitive



residential and commercial rates. We also recognize the importance of retaining and attracting large industrial customers, so the proposed rates are structured so that we still have that advantage. A typical residential customer using 1000 KWH per month will see an increase of \$8.70 per month. In addition to the rate changes, I am also requesting administrative (language) changes to the industrial tariffs that will make the calculation of contract demands more consistent with our SCE&G contract as well as our billing system. I do not recommend an increase in any of our natural gas rates at this time. However, I am requesting administrative changes to the Interruptible and Transportation tariffs (with no rate changes) that will make these tariffs more consistent with each other and the rules under which we operate on the interstate pipelines. This change in the gas rates will have no cost effect to our customers in the upcoming fiscal year. In the Water and Wastewater Divisions, I do not recommend a change in any of the rates at this time, however, we are continuing to evaluate them. Proposed spending on capital projects in Fiscal Year 2015-16 is \$19,414,500, with \$10,000,000 coming from the State Revolving Fund. These are a total of eight (8) capital projects proposed in this Budget. The majority of the projects are all carry-over capital projects. There is a couple (2) of new proposed capital projects. We feel this is a sound and responsible budget proposal. It does all for a 2.5% cost-of-living increase for our employees and it also allows for an increase in the transfer to the City of \$270,000. It will allow us to continue with the previously approved capital projects and to get started with the new proposed capital projects. This proposed budget allows us to continue to provide safe and quality utility service to our customers and continues to lay the foundation for the future. I would ask that you please consider the Second Reading of an Ordinance approving the proposed DPU Budget and the natural gas rate changes as presented for Fiscal Year 2015-16.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to adopt a Budget for the operation of the Department of Public Utilities of the City of Orangeburg for the Fiscal Year October 1, 2015 through September 30, 2016, including the adoption of new rates and charges for the Department of Public Utilities effective on the dates pertaining to electric and natural gas. This was a 6-0-1 vote as Councilmember Knotts abstained.

City Administrator Yow overviewed an Ordinance to increase the annual salaries of the Office of Mayor and Council and authorizing the reimbursement of expenses incurred by the Mayor of the City of Orangeburg in the performance of his official duties as limited by the Ordinance. He stated, "This has to be done by Ordinance and it increases the salaries of Mayor and Council and increases the expense line item of the Mayor and I leave it up to you for discussion."

Mayor Butler stated, "I would like to make a few comments, first of all in the Mayor's budget, we have \$3,000 in the budget and we talk about the things I have to do and have to attend and we want to increase it by \$2,000, totaling \$5,000. The monthly travel expense for me is \$150 from DPU and \$150 from the City and it would increase to \$250 from each entity. In the paper, it was misquoted that the Mayor's salary would come to \$30,000."

City Administrator Yow stated, "The Mayor's salary will go up to \$18,000 from \$15,000."

The Times and Democrat stated that was what Mr. Barnwell said at the last meeting.

Mayor Butler stated, "Finishing my comments, I am invited by The Regional Medical Center, OC-Tech and various other places and events and I was elected for the entire City of over 13,000 people and those things incur costs. I think it is unfair for me to take my stipend to spend to go to certain places. I am representing the City and the City only. I need to go to training and we have to call to ask if we have the money. When the money is gone, it's gone. I will bring the receipts back."

Councilmember Barnwell stated, "In respect to the comments of the Mayor's salary of \$30,000, I made a comment, including fringe benefits, the salary would range to about \$30,000. I do not think there is enough accountability."

Mayor Pro Tem Jernigan stated, "I am not in favor of a portion of the Ordinance and we tried to separate a part of the Ordinance but was unsuccessful. We have to vote for the Ordinance as a whole. Because of that, I cannot vote in favor of the Ordinance."

Councilmember Keitt stated, "The Mayor has places to go, people to see and in order for growth to happen, we have to cut out this nonsense. Everyone gets almost the same thing, if you do the job, it is your responsibility as Council. We don't get paid to go here or there, it is our job. If you don't want to do your job, then you shouldn't be elected. We need to go places and let people see us and we also go to funerals. There is no money in this. These are our constituents and that is what we are elected for. If you do not want us to move forward or grow, because we have had this kind of thing, where we didn't know what was going on. That amount of money isn't going to make a difference so it is time to move forward, you are not paying it yourself."

Councilmember Barnwell stated, "You have to be accountable."

Councilmember Keitt replied, "He is accountable, there is a record there every time he goes somewhere, what he has done and who he has seen."

Councilmember Barnwell stated, "Council does not get any overage."

Councilmember Keitt stated, "We don't have to, if we get the raise that is enough for us. If you can't work with that, then you don't need to be here."

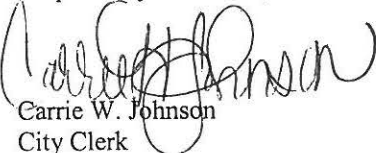
A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve Second Reading of an Ordinance to increase the annual salaries of the Office of Mayor and Council and authorizing the reimbursement of expenses incurred by the Mayor of the City of Orangeburg in the performance of his official duties as limited by the Ordinance. This was a 4-2 vote as Councilmember Barnwell and Mayor Pro Tem Jernigan opposed.

There were no utility matters brought before Council.

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

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**CITY COUNCIL MINUTES**  
**SPECIAL CITY COUNCIL MEETING - AUGUST 11, 2015**

Orangeburg City Council held a Special Meeting on Tuesday, August 11, 2015, at 5:30 P.M. in the Assembly Room of the Department of Public Utilities, 1016 Russell Street with Mayor Michael C. Butler presiding. 2453

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

Mayor Butler gave an invocation.

PRESENT: Michael C. Butler, Mayor  
Charles B. Barnwell  
Bernard Haire  
L. Zimmerman Keitt  
Richard F. Stroman

ABSENT: Charles W. Jernigan, Mayor Pro Tem  
Sandra P. Knotts

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

**Budget Presentation**  
**Manager Tommy Miller to Mayor and Council**

Manager Miller proceeded by thanking the Mayor and Members of Council for taking their time to attend the Special Meeting and allowing DPU to present its proposed budget for their consideration.

Next, he thanked the Directors and their staff for the amount of work that they put into this budget. It is quite an undertaking. We start this process back in May and we shuffle around a lot of numbers and a lot of excel spreadsheets to come up with these final numbers. The Directors and their staff are the ones that deserve the credit. They have the responsibility of operating and maintaining and planning a future of your utility which I think is an awesome responsibility. Our purpose as it has always been is to meet the future goals and obligations of DPU. We want to insure that we do what it takes to be sure that DPU remains one of the most respected utilities in South Carolina. This proposed budget allows us to continue to provide quality utility service to our customers at just and reasonable rates and it lays the foundation for the future.

Manager Miller then presented the proposed budget for the City of Orangeburg's Department of Public Utilities for Fiscal Year 2015-2016. This proposed budget has an income of \$104,565,374 with expenses of \$87,705,542 with a net profit after the transfer of \$11,751,223. This represents a return on equity for the citizens of the City of Orangeburg of 6.6%. This proposed budget reflects changes in the cost of purchased power that we obtain from South Carolina Electric & Gas through a contract. The one thing that it does not do and you will hear us mention this every time, it does not cover the cost of fuel for electric generation. We always bring that up because fuel is one of those costs that is sometimes hard to predict. It seems like it is always going up, but the good news is, if you remember on June 1, 2015, SCE&G's fuel cost went down \$4.4 million dollars. This has been reflected on all bills since June 1<sup>st</sup>. This has been a savings to our customers. We anticipate the fuel costs will remain stable especially until the nuclear units go on line in 2019-2020. We predict the cost of natural gas will remain relatively stable due to the shell gas production. You have heard us speak about this many times. We think natural gas will be relatively low through 2015-2016. It is really amazing how cheap natural is and has continued to remain that way. Unfortunately, I have to continue to report that our services continue to increase. Cost of many of our commodities, government regulations and labor is expected to rise and add to the cost doing business especially in the Water and Wastewater Divisions.

This covers the cost of the various divisions. Unfortunately sales and the number of customers are down in all divisions – electric, gas, water and wastewater. This is a trend that has been going on at least through this past year and it has had an effect on some of our income.



**He continued to explain how the budget numbers reflect the predicted changes in each Division:**

**Electric Division** – In the Electric Division, overall electric sales are down in Fiscal Year 2015 compared Fiscal Year 2014. In fact, electric sales are down approximately 10% below the peak of 2007. In 2007 that was our all-time peak and since that time those sales are down 10%.

**Councilmember Keitt:** Why is this happening – why is it down like that. Are people moving out?

**Manager Miller:** As far as going back to 2007. That was the recession and everything went down, but we do show a loss of customers. In fact we are showing 155 fewer electric customers than we had last year this time. 155 sounds like a lot. We currently have approximately 25,000 electric customers, so 155 probably is not a lot out of 25,000, but we would prefer there not be any. And also, our large industrial sales are showing usage down as well. I don't know if that is market or if it is energy conservation. I would say that it is a little of both. I know that industrial customers are always looking for a way to shave that cost. We are always there to try and help them, but unfortunately it shows up in our sales.

The trend in the Electric Division has stabilized. We would like to think that if there is such a thing as bottoming-out, we have already done that and stabilized. We believe that and predict the sales to remain at the current levels that they are now, even though they are down, we think that things have flattened out and they are going to stay there. But, as you know, power supply costs, and I mentioned this earlier that we get from SCE&G is a direct pass-through to our customers. Whatever that power costs we automatically pass that through. That number could have a tremendous effect on our customers. In order to continue to provide a quality and reliable electric service and provide future development, this budget recommends a change in our electric rates to be effective October 1, 2015. We feel that it is time that we address this. As we have indicated many, many times the cost of providing quality electric service to our customers continues to increase. The cost of wire, transformers, poles, fuel, equipment, and labor continues to go up. Electric rates for residential and commercial customers were last changed in 2007 that is 8-years ago. Industrial rates were changed in 2009 that is 6-years ago. Since 2007, remember I mentioned earlier that was our all-time high, electric sales have declined by 10%. The problem is our costs of doing business has and continues to go up. In order to off-set these increasing costs and to continue to provide quality electric service, we are proposing a \$4.2 million increase in electric rates to be effective October 1, 2015. This is for all our customer classes, residential – commercial – industrial. The total of this increase that we bring in will be \$4.2 million.

**Councilmember Keitt:** At that price, how would it be per household?

**Manager Miller:** Yes, that is a very important question – I will break that down in just a moment.

As I mentioned earlier, on June 1, 2015 the \$4.4 million fuel cost was lowered. We are hoping that is going to help offset some of the impact on our customers. That amounted to \$4.33 per customer – per month. Not a lot of money, but every little bit helps. We are asking for an electric rate increase, but our fuel cost is down, so, I think that minimizes some of the effect on that increase.

We structured these proposed rates in order to maintain highly competitive residential and commercial rates and what we are proposing, we think does that. We also recognized the importance of retaining and attracting large industrial customers and again these proposed rates are structured so that we still have advantage.

**Manager Miller:** Ms. Keitt to answer your question. A residential customer using 1,000 kilowatt hours per month. This is pretty much what all electric systems use to compare. That bill would increase \$8.70 per month. This is still \$15 less than our nearest competitors in South Carolina. We think it is still a bargain. Bamberg would be almost equal with us.

**Councilmember Barnwell:** What would it be percentage wise?

**Manager Miller:** Overall 6% - that is overall. On the residential it would be about 8-1/2 percent.

**Councilmember Stroman:** You mean 8-1/2% increase?

**Manager Miller:** Yes, on residential. Remember I said \$8.70 for 1,000 (that is about 8-1/2%)

**Councilmember Barnwell:** And what was it over-all?

**Manager Miller:** 6% would be the \$4.2 million and that would be the additional revenue that we would get, assuming the sales stay stable like we are predicting.

**Councilmember Keitt:** If we would not do the \$4.2 million, what happens? If you break it down to \$2.2 instead of \$4.2 what would happen?

**Manager Miller:** We would certainly be very appreciative of anything, because it has been quite some time and our cost seems to be going up so we need to do something. I think what would happen is that we would be back again for the other amount.

**Councilmember Keitt:** Do you think next year?

**Manager Miller:** I am not going to say, next year, but I would certainly think that the year after that. Just based on the way the trend is going on cost, I am afraid we would be right back here asking for it all over again.

**Councilmember Haire:** Part of our problem that exists – I blame us for not doing some things in previous years that would have impacted less. We look at what we are having to do now is because of what we didn't do in the past and it is hurting. I would hate to see our service to our customers in anyway be less because of individuals that would not have lights. I blame Council for making it that way, because we did not do something.

**Manager Miller:** If you look at a lot of utilities they, I don't know if there is a right or a wrong way, but they bump the rates 1-2% every couple years and if you look at just household expenses in general be it food or whatever you will see everything trending upward a little bit. So, when you go 8 years, you are doing a really good thing for your customers, but then you reach a point where you have got to say, ok, now it is time to ask for something – we are pretty much there.

**Councilmember Stroman:** You first asked for 2% this year and maybe 2% next year.

**Manager Miller:** Could we do that?

**Councilmember Stroman:** I thought it was 2% or 4% was what you wanted. I think it was 2% this year to start off with.

**Manager Miller:** We just mentioned that we could do it either way. Our recommendation is to do the \$4.2 million.

**Councilmember Stroman:** That is what percent?

**Manager Miller:** \$4.2 million is 6% over-all

**Councilmember Keitt:** 8-1/2% for residential.

**Manager Miller:** \$2.1 million would be 3% over-all. We are proposing to do the \$4.2 million and then we will not have to come back in the near future. But if you do the \$2.1 million which is certainly something that Council can do, chances are we will be back pretty soon based on our projections. Another thing about the \$2.1 million is that I think, this would be a Mr. Walsh question, but I think we will have go back to another Special Council Meeting and do another First Reading and it would have to be re-advertised in the newspaper. Honestly, the \$4.2 million is what we really need and what we are proposing. We will certainly change it if it is Council's desire.

**Mayor Butler:** How will this increase (\$2.1 million or \$4.2 million) help as it relates to the present projects and for the future projects?

**Manager Miller:** We think the projects are very important. There are projects that have future development built into them and those are the kind of projects that I don't see immediate benefit from, but I assure you at some point they will pay for themselves. It is based on future industrial development.

**Mayor Butler:** In the presentation, I saw that those projects go all the way out to Highway 301 and that is the future.

**Manager Miller:** I was at a meeting yesterday and I heard the gentleman that is head of the industrial development for Santee-Cooper and they are working on the "Volvo" announcement and they are the ones that came up with the tract of land, this 2,800 acres. This tract of land is actually 7,000 acres. "Volvo" is supposed to get 2,800 acres of it and the rest of it, they will use for other future spin-off industries. He made a statement, when people come to South Carolina and look at industrial development; he says you can't just show them corn fields, cotton fields and wooded areas. He says you have got to have utilities there. He said they ask those questions and that is the reason they are involved in the Lake Marion water and wastewater and trying to build that. Unfortunately, we can't do that down there, but we can put gas there.

**Mayor Butler:** I want to say to Council and we should take a further role in economic development when we think along these lines. I was at a meeting today and we are closer to "Volvo" than Summerville that will be a spin-off.

**Manager Miller:** I think it is thirty miles.

**Mayor Butler:** They are coming to the Ridgeville area and if we can prepare ourselves and be ready for some of those future developments.

**Manager Miller:** I think it is going to be big. If you look at South Carolina as a whole we should be really proud. We have the BMW and hoping to have Volvo. We have Boeing and are really becoming a leader in transportation and we now have about every kind of tire manufacturer somewhere in the state. I think that is wonderful for the state and we have a lot of territory and this global triangle with the interstate highway and railroad system. It is coming.

**Councilmember Keitt:** And I think that one of the things that we have to do is prepare our people to know that we are moving forward.

**Manager Miller:** That is what we have to do. What is it that Dr. Tisdale says – Vision, you have got to have it and you have got to look forward. You have got to visualize what that area is going to look like – in twenty years. That is part of it. We have a responsibility to look at maintaining and operating, but at the same time we are looking at future growth. That is how you have to look at things.

**Councilmember Stroman:** I don't like tax increase or rate increase, but I see the need for increase. We are talking about raising the electric rate and we talk about raising city taxes. That is going to be \$8 and \$15 on a house. That will be there until you die. You can control electric, but a lot of people just don't control it. You can take a hot water heater and turn it down or turn the air conditioning up. It would be nice if we did not have a city tax increase, maybe we could increase the transfer a little bit more. Around town things are going up 10%. Times and Democrat went up about 30%.

**Councilmember Haire:** Why should we not expect any less from our utilities? We are here as the leaders and we need to provide that leadership. I have heard that there are some good things that are coming our way and we have to be ready for them.

**Manager Miller:** Sometimes you have to spend money and be ready for it.

#### **THIS COMPLETED THE ELECTRIC DIVISION DISCUSSION**

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\*\*\*\***Manager Miller continued to explain how the budget numbers reflect the predicted changes in the Gas, Water and Wastewater Divisions:**

**Gas Division** – For fiscal year 2015, overall industrial sales are down compared to Fiscal Year 2014-2015. Residential and commercial sales are also down slightly. Even though the 2014-2015 winter was colder than normal, it was not as cold as 2013-2014. At the present time we have a large industrial customer that is in the process of installing equipment that will increase their gas load 25%. They are now building the equipment to use more gas. There are some exciting things that are happening. I keep talking about sales are down – they are. Customers are down a little bit – not a great deal, but there is some bright, good things that are coming. We are very excited. We are happy to report that the West System cost recovery is on schedule and we are anticipating that the market cost of natural gas will remain stable. This means people can use more and more gas because it is reasonably priced. As you know, all our gas requirements come from the open-market. We purchase it on the open-market and we also pay a pipeline to transport it in. You have heard us talk about it over the years that our gas comes from the Gulf of Mexico or off ships at Elba Island coming from Trinidad, South America, but now our gas comes to us from Pennsylvania. The flow of gas has actually reversed. It is an interesting thing to watch. We are always looking for ways to expand our natural gas customer base.

Manager Miller explained he did not recommend an increase in our gas rates, but we are requesting some administrative changes for two of our gas rates (Interruptible Transportation Tariff). There is no cost involved; it is for language administration changes in those rates. What it does is makes the tariffs more consistent with each other and also with the rules that we have to operate under with transportation pipelines to get the gas brought to us; it has nothing to do with the cost of gas.

**Water Division** – In the Water Division, sales and revenues seem to have bottomed in 2014 and they are back down in 2015 by about 4%. This is primarily the residential and small commercial sector. In 2015, water sales are down – the sales are down 3%



compared to 2014, but the revenues are up 3%. That is attributable to the 9% rate increase that Council approved in April 2014. That rate increase has been beneficial. The problem is the decline in sales have off-set about 1/3 of that. The benefit that we received from that rate increase, about 1/3 is gone. We also show that we have 99 fewer customers in the water division, not a great deal when you are looking at 24,000 customers. We feel that things have bottomed out – platooned out. As we have reported many times, the cost of maintaining and operating our water system continues to rise, primarily due to chemical cost, depreciation costs and increased distribution flushing due to regulatory requirements. As I said earlier the increase in our water rates in April 2014 has been beneficial and we are continuing to look at our water rates to determine at what time in the future it will be necessary to do something with them. Good news – we do not recommend any changes in the Water Division rates.

**Wastewater Division** – In the Wastewater Division, paralleling the Water Division, sales and revenues appear to have bottomed in the Wastewater Division as it has in the Water Division. 2015 wastewater sales were down 5% compared to 2014. Revenues are up 4%. As you remember just as in water there was a rate change in April 2014, but wastewater was up 13%. This has been beneficial, but just like in water about 1/3 of that rate increase was gone. We are showing in wastewater that we have 40 fewer customers than we had last year. As in water operational cost continue to increase and these costs will increase significantly as the existing 35-year old wastewater treatment plant is upgraded over the next couple of years. The increase that we received in April 2014 has been greatly beneficial, but we are continuing to look at those rates like we are in the Water Division to determine at what point we need to do something. As in the Water Division, we do not recommend a change in wastewater rates at this time.

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Manager Miller reported the proposed spending on capital projects in Fiscal Year 2015-2016 is \$19,414,500, with \$10,000,000 of that (a little over half of it is coming from the State Revolving Fund by means of low interest loans.

He said that in a few minutes, the Directors will present the proposed projects in their respective divisions and give you more details.

He stated a majority of the projects are carry-over projects from last year or previous years. There are a couple of new proposed projects. As always we feel this is a sound and responsible budget proposal but unfortunately it does require an increase in our electric rates. It will allow for a 2-1/2 percent cost-of-living increase for our employees and it also allows for an increase for the transfer for the City of \$270,000, this is in the budget as well.

Manager Miller stated there are three (3) obligations that the Department always strives to meet:

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

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

Manager Miller expressed that this concluded his portion of the budget presentation.

The meeting was then turned over to the Directors to present their capital projects.

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#### **ADMINISTRATION DIVISION PROJECT** **JOSH NEXSEN - DIRECTOR**

##### **Project #1 – Replacement of Administrative Software** **(Previously Approved – Continuing Project)**

Total Project Cost:	\$11,600,000
Expenditures to Date:	\$ 4,868,000
Estimated 2015-2016 Cost:	\$ 1,905,000

The Administrative Division has one (1) previously approved – continuing capital project. It is Enterprise Resource Planning Software Project. This project is composed of 2-phases (a finance phase and a customer service phase). The total time frame for

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 this project is a forty (40) month implantation. The first phase was scheduled to be 18-months and the second phase was scheduled to be 22-months. The first phase actually went about 4-months over the original time frame, but this is a fixed price contract. This means we only pay for what we get and so there was no dollar change. We are exactly on budget, really we are behind budget, we have paid them less than we had scheduled through this time. The financial piece (Phase I) is the general ledger and financial statements, the accounts payable, payroll, work management, and inventory. It went live July 4, 2015 and it was as seamless as we could have hoped for. It had a few hick-ups, but nothing major. The customer service piece (Phase II) is all customer bills, billing, customer self-service, all of the pieces that the public will see and that piece is scheduled to go live in March 2017. The main benefit was that our previous software was 23-years old. It was installed in the early 90's and it was running on an AS400 programmed in RPG. The other piece of it was the actual software that was written by a software company called ORCOM. ORCOM went under and has not been supported by the software developer that sold it to us for 15-20 years. We have been maintaining it in house, so we are far past the normal life span. The key benefit of the new software is it reduces the amount of manual work-arounds that ORCOM had. We are able to take more advantages of some of the other systems that we have put on line since ORCOM was originally installed. This is mainly the AML System for the electric, gas and water meters and the GIS System that tracks all our assets. It also gives us better analytical tools, better over-all integration with our other systems. The company that we went with is "Cayenta". It is a Harris software company. Harris is the biggest software company in Canada and currently has about 90 other supported installations all over the United States and Canada.

**ELECTRIC DIVISION PROJECTS**  
**WADE HOLMES - DIRECTOR**

**Project #1 – 115 KV Transmission Line Extension to Highway 601 Substation #10**  
**(Previously Approved – Continuing Project)**

Total Project Cost:	\$1,000,000
Expenditures to Date:	\$ 8,500
Estimated 2015-2016 Cost:	\$ 300,000

This is a previously approved – continuing capital project to enhance our transmission system that feeds along Highway 601 to customers in that area. This project is critical for future growth. Presently we have a 115 KV transmission line that crosses Highway 601. What we intend to do with this project is to tap into this 115 KV transmission line, extend it up Highway 601 on the existing right-of-way and feed over to our existing Substation #10. This project will require us to actually purchase two (2) special designed transmission poles. We would have one (1) at the intersection of the proposed and existing transmission line and one (1) at the angular pole going into the substation. This project will take approximately 12-months to complete.

**Project #2 – US Highway 601 Substation #10 Rebuild**  
**Previously Approved – Continuing Project)**

Total Project Cost:	\$5,700,000
Expenditures to Date:	\$ 175,300
Estimated 2015-2016 Cost:	\$2,125,000

This is a previously approved – continuing capital project to enhance our transmission system that feeds along Highway 601 to customers in that area. Substation #10 is the substation that feeds the surrounding areas of Highway 601 to the Interstate and actually feeds Koyo Bearing, Carolina Regional Park and Boulevard Industrial Park and all the future growth in that area. Existing peaks this year, peaked over 80%, but right now we are at a level that if we don't do something to rebuild we will run the risk of overloading. This is the purpose of rebuilding this substation. The substation rebuild process will be about 3-years. Replacement of the existing substation is needed to maintain the quality of reliable service and enhance the overall DPU distribution grid.

**GAS DIVISION PROJECTS**  
**DAVE DURGIN - DIRECTOR**

**Project #1 – Natural Gas Service to Town of Elloree**  
**(Previously Approved – Continuing Project)**

Total Project Cost:	\$1,576,250
Expenditures to Date:	\$ 0
Estimated 2015-2016 Cost:	\$1,576,250

This project is a previously approved – continuing project to extend gas service along Cleveland Street to the Town of Ellore. This project consists of installation of over 76,000 feet of plastic gas main of various sizes. Since approval of this project last year, we have had discussions with the Ellore Town Council and a survey was conducted of Ellore water customers with 95% of the respondents indicating an interest in getting natural gas service. We are waiting for a formal request from Ellore for service before DPU can move forward. I am happy to report that at 3:00 this afternoon <sup>2459</sup> that request. They had a Calhoun County Council Meeting last night and they asked us to go ahead and consider formerly running gas there. We recommend classifying this as a “special project” for 15-years with an estimated cost of \$1,576,250.

**Councilmember Stroman:** Are they going to pay for that?

**Director Dave Durgin:** Yes, under the “special project” rate, the customers in that area will bear the majority of that cost.

**Project #2 – Natural Gas Service on US Highway 176 (Old State Road)**

Total Project Cost:	\$1,958,250
Expenditures to Date:	\$ 0
Estimated 2015-2016 Cost:	\$1,958,250

This is a new proposed project. The purpose of this project to extend natural gas service along Highway 176 to Vance Road near Providence. This project consists of the installation of 36,000 feet a steel gas main and will allow DPU to serve a large area to the central region of the “Global Logistics Triangle”.

We have always talked about how critical growing area is for DPU. We believe that the “Global Logistics Triangle” is very beneficial to DPU and for Orangeburg. If this service area is lost to another utility it gone forever.

**Councilmember Haire:** Will we need to purchase additional gas to take care of this are?

**Dave Durgin:** Not at this time.

This area already has county water, broadband interstate access and proximity to the county wastewater treatment plant which makes it a large potential for development. There are also several existing commercial customers along Highway 176 that will immediately bring new revenue to DPU. We also recommend classifying this as a “Special Project” with a 15-year payback.

**WATER DIVISION PROJECTS**  
**ERIC ODOM - DIRECTOR**

**Project #1 – Advanced Metering Infrastructure (AMI)**  
**Previously Approved – Continuing Project)**

Total Project Cost:	\$7,450,000
Expenditures to Date:	\$ 0
Estimated 2015-2016 Cost:	\$1,000,000

This project is a previously approved – continuing project to build on an already Advanced Metering Infrastructure (AMI) that is in place at DPU. We plan to replace or retro-fitting all of the existing water meters with new AMI meters that is very similar with what has been done in the Electric and Gas Divisions. To date we have completed the radio networking infrastructure and it is on line and working great. We have also completed the meter data management with software installation and it has been up and running for up to 2-years. All of the electric and gas meters have now been converted or at least 99% of them. Basically we are going to be piggy backing on the success of the electric and gas roll out and we are going to start changing out water meters in the upcoming fiscal year. We plan on taking a multi-year approach for this project. We are looking at taking approximately 4-5 years to role these meters out. The plan for the 2015-2016 is to replace and/or retro-fit all of our existing commercial and industrial customers first. We are going to get those people on line with the AMI System first. The goal after that is to take another 3-4 years at a rate of about 4,000-5,000 meters per year, changing out the residential customers and getting them on line. The plan is to utilize our own workforce in house. Not only will this give them much need training and experience with our AMI system, but it will also allow us to control the workflow better in house depending on our needs.

**Councilmember Haire:** I can see how easy it is to change the electric and gas meters, but when you are doing the water meters that is where you have water and all the hardware. How do you prevent the corrosion or the water from getting in and effecting the operation?



**Eric Odom:** The meters are designed be submerged to deep levels. It is a concern, but we really rely on the company that we purchased them from to have a good product.

**Project #2 – Elevated Storage Tank Painting**

Total Project Cost:	\$550,000
Expenditures to Date:	\$ 0
Estimated 2015-2016 Cost:	\$550,000

This is a new proposed project. This is a maintenance project. Several years ago we repainted tanks. We have two (2) on the list for the upcoming fiscal year. The tanks that we need to do maintenance and repaint are our Bolentown Tank and our Limestone Tank. It has been approximately 20-years since these tanks have had any major work done on them. This does not mean that we do not maintain them. We take them out of service fairly regularly and clean them and put them back on line. For the upcoming fiscal year, we would like to take one (1) tank off at a time and we are basically go inside and make any repairs structural repairs that need to be made and will completely sandblast down to the metal on the inside, pressure wash the outside really well and then we will go back with a primer coat and repaint and finally put these tanks back on line. Every 15-20 years these tanks really need to be taken out of service. The paint is really the life of them.

**WASTEWATER DIVISION PROJECT**  
**RICHARD LABRADOR – DIRECTOR**

**Project #1 – Wastewater Treatment Plant Upgrade**

**Previously Approved – Continuing Project)**

Total Project Cost (Phase I):	\$27,500,000
Expenditures to Date:	\$16,000,000
Estimated 2015-2016 Cost:	\$10,000,000

This project is a previously approved – continuing project to upgrade the Wastewater Treatment Plant.

This project will increase the capability of the existing 35-year old treatment plant to treat an influent 5-day Biochemical Oxygen Demand (BOD<sub>5</sub>) concentration of 300 milligrams per liter (mg/l) while replacing aging system components that have exceeded their useful lives.

The major new components include a grit removal system, fine bubble diffused aeration basin, clarifier and sludge holding tank.

This project is on schedule and budget. All the major components are complete or just about complete and we are now starting with mechanical and communication equipment. The entire project is being funded by the State Revolving Fund at an interest rate of 1.69%.

**This Completed the Presentation of Proposed Projects**

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Manager Miller stated that all the projects in the Electric, Gas and Water Divisions are funded through the present and future rate structures and we have to have the rates in order to complete these projects. That is where the money comes from. The money for the wastewater treatment plant project is borrowed money from the State Revolving Fund and has to be paid back. We will start paying this back in Fiscal Year 2016.

Mayor Butler presided over the First Reading of Ordinance No. 2015-6 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, 2015 through September 30, 2016 including the adoption of new rates and charges for the Department of Public Utilities effective on the dates pertaining to Electric and Natural Gas.

A motion was made by Councilmember Keitt, seconded by Councilmember Haire to accept the First Reading of an Ordinance to Adopt the 2015-2016 Annual Budget for the Department of Public Utilities for the City of Orangeburg. The motion was approved unanimously.

Mayor Butler thanked Tommy and all the Department Heads for their support. He stated that the Second Reading of this Ordinance will be at the next Council Meeting and there will also be a Public Hearing. He asked for a motion to adjourn if there was no further business.

A motion was made by Councilmember Barnwell, seconded by Councilmember Haire, to adjourn. The motion was unanimous.

There being no further business, the meeting was adjourned.

Respectfully submitted,

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Becky A. Austin  
Secretary to Manager  
Department of Public Utilities

# CITY COUNCIL MINUTES

## September 1, 2015

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Orangeburg City Council held its regularly scheduled meeting on Tuesday, September 1, 2015, in City Council Chambers with Mayor Michael C. Butler presiding.

### **PRESENT:**

Michael C. Butler, Mayor  
Charles B. Barnwell  
Charles W. Jernigan  
L. Zimmerman Keitt  
Sandra P. Knotts  
Richard F. Stroman

### **ABSENT:**

Bernard Haire

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the August 18, 2015, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the August 11, 2015, Special City Council Minutes as distributed. This was a 4-0-2 vote, as Mayor Pro Tem Jernigan and Councilmember Knotts abstained.

Dr. Julius Babb addressed Council in regards to the Regional Medical Center's Vein Center. He stated, "I am here to educate the public on a remedy of vein disease. This is a much underdiagnosed condition and I am now the full time director of the Vein Center at the Regional Medical Center. It is estimated between 15,000 to 20,000 people in this area have this problem, but we need to educate the population to understand the process. We have free vein screenings the first Tuesday of every month and this can be treated. People have what is called vein reflux and they are in jeopardy of possible leg loss due to this reflux and incompetent valves. We are starting a community campaign to let others know because it is one of the most under treated disorders in this community."

A handout was given to all Council and those in attendance concerning the Vein Center and its operation.

Councilmember Keitt asked, "Are you there all day on Tuesday?"

Dr. Babb replied, "Yes."

Councilmember Barnwell asked, "What is the cost of the screening?"

Dr. Babb replied, "It is free."

Mayor Pro Tem Jernigan asked, "Is this more prominent in the elderly?"

Dr. Babb replied, "It is more likely to be in an elderly person, about 80% of women are affected and I have treated this as young as 22 and as old as 92."

Mayor Pro Tem Jernigan asked, "Are there any warning signs?"

Dr. Babb replied, "It really depends on the activity level of the person, if they are active, they could have early warning signs such as pain, cramps or swelling."



Council took this as information.

Ms. Michelle A. Shepherd of the South Carolina Department of Transportation addressed Council concerning the US 601/S-1099 (Magnolia/Zan Street) and Norfolk Southern Railroad Intersection Project. She stated, "We have been before you previously in regards to this intersection project and I will give a brief overview of the scope of the project. (Maps were shown) As you notice on your map, there is realignment of Zan Street and the addition of signals on Magnolia and Boulevard. There will be left turn lanes along each street. There will be cross walks at Goff Avenue, Magnolia, Zan and Magnolia and Zan and Boulevard. There are sidewalks to connect as well. The blue triangular shaped area will be a landscaped area. There will be enhancements to historic properties; such as the walls will be replaced with brick to match along Claflin University and around the areas in this project. Status of the project is as follows:

1. Preliminary Engineering Phase completed—Environmental Document/4 (f) Package approved August 18, 2015. This was an impact on historic property.
2. Public Information meeting held October 30, 2014—Comments received, 70% in favor of the project.
3. Railroad Coordination and ongoing coordination with Claflin/Other Project Stakeholders currently underway (Review Plans).
4. Right-of-Way Phase anticipated to begin late fall.
5. Construction Letting anticipated to be held early in 2017.

What we are here for tonight is municipal consent to advance toward the project to the right-of-way phase. Based on where we are, we have everything to proceed to the right-of-way acquisition."

Councilmember Keitt stated, "I love what we are hearing. I think it is great to have an uplift in this area especially coming into the City of Orangeburg."

Mayor Butler stated, "Thank you and we welcome the project as a gateway to the City."

Councilmember Barnwell asked, "Does the State have any influence with Norfolk Southern regarding slowing the speed of the train down."

Ms. Shepherd replied, "As part of this project, no; however, it is my understanding in discussions that the train speeds will be lowered with municipal consent on this project."

Councilmember Stroman stated, "I think it is a good project, I didn't know we were going to have to spend \$250,000.00. There is a traffic problem down there and it needs to be safe for the students and everyone else."

DPU Director Miller stated, "That is not uncommon, it is for relocating utilities because we had no prior right-of-way."

Councilmember Barnwell made a motion to add the Municipal Agreement on the next Council agenda, September 15, 2015, which was seconded by Councilmember Keitt and unanimously approved.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the Third Reading of an Ordinance amending the Budget for the City of Orangeburg,

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SC, for the Fiscal Year beginning October 1, 2014 and ending September 30, 2015. This motion was unanimously approved.

City Administrator Yow overviewed for Council the Budget Ordinance for Fiscal Year 2015-16. He stated, "As Council knows, we have gone over this in great detail and we also had a Public Hearing at the last Council meeting. I would like to state that the total General Fund is \$19,198,978 which does not include the two (2) Enterprise Funds. There is a four (4) mill increase in taxes and we have not had a tax increase since 2012. There is no business license rate increase and no residential sanitation increase or recreational participant fee increase. There is a 5% increase in commercial sanitation and in fire contracts. The Department of Public Utilities transfer will increase \$270,000.00."

Councilmember Barnwell stated, "I have had several people call me that are against the tax increase and the DPU rate increase. These people are on fixed incomes and are concerned."

City Administrator Yow stated, "It is up to Council to make those decisions and as you know, we have had a Public Hearing."

Councilmember Stroman stated, "I have spoken out against a tax increase and I am still against it. I made the suggestion to increase the DPU transfer. I have people call me all the time about these rate increases."

City Administrator Yow stated, "You go through the process, it is Council's prerogative what to do."

Councilmember Stroman stated, "We have to have a Public Safety Department and that costs money."

Mayor Pro Tem Jernigan stated, "I am not in favor of increases, but it is a necessity of providing services. You can't have your cake and eat it too. We are hit so hard with outside agencies and mandates from the State and there is no way around it. It is the cost of doing business."

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, 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, 2015, and ending September 30, 2016. This motion was unanimously approved.

Department of Public Utilities Director Miller asked for Council's approval of the Third Reading of their Budget for Fiscal Year 2015-16. He stated, "This will be the final approval of the proposed Budget. This budget has an income of \$104,565,374 with expenses of \$87,705,542 leaving a net profit after transfer of \$11,751,223, which includes a \$270,000 increase in the transfer to the City. It includes changes in costs for power including an increase in electrical rates. There are eight capital projects proposed in this budget totaling \$19,414,500 with \$10,000,000 coming from the State Revolving Fund."

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the Third Reading of an Ordinance to adopt a Budget for the operation of the Department of Public Utilities of the City of Orangeburg for the Fiscal Year October 1, 2015, through September 30, 2016, including the adoption of new rates and charges for the Department of Public Utilities effective on the dates pertaining to electric and natural gas. This was a 5-1 vote, as Councilmember Knotts opposed.

Mayor ProTem Jernigan stated, "I would like to commend DPU and the City and all of its employees in maintaining these budgets. We wouldn't be making any progress without these employees. I appreciate everything that the City and DPU does."

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Councilmember Barnwell agreed and Mayor Butler stated that everyone needs to give the City and DPU applause.

City Administrator Yow addressed Council in regards to an Ordinance increasing the annual salaries of the Office of Mayor and Council and authorizing the reimbursement of expenses incurred by the Mayor of the City of Orangeburg in the performance of his official duties limited by this Ordinance. He stated, "There have been no changes to the Ordinance and as you know, the Mayor's and Council's salaries have not increased in ten (10) years and this would increase the Mayor and Council's salaries by \$3,000.00 and the travel reimbursement for the Mayor would go to \$250.00 each for the City and DPU per month and the expense account would increase to \$5,000.00."

Councilmember Barnwell stated, "I think the accounting would not be appropriate in a fiduciary capacity for the Mayor's expense account and I am against that."

A motion was made by Councilmember Keitt, seconded by Councilmember Knotts, to approve the Third Reading of an Ordinance increasing the annual salaries of the Office of Mayor and Council and authorizing the reimbursement of expenses incurred by the Mayor of the City of Orangeburg in the performance of his official duties limited by this Ordinance. This was a 4-2 vote as Mayor Pro Tem Jernigan and Councilmember Barnwell opposed.

Department of Public Safety Director Michael Adams accepted the Community of Character Trait Proclamation for the month of September, 2015, "Leadership."

Councilmember Barnwell made a motion to reappoint Harry Holman from the Public Works Department to the City Grievance Committee, seconded by Councilmember Keitt, and unanimously approved. This is a three (3) year term expiring June 4, 2018.

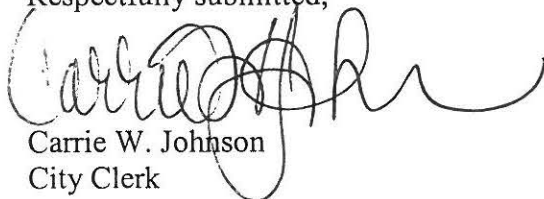
Councilmember Keitt made a motion to appoint Clayton Bozard from the Finance Department, to the City Grievance Committee, as an alternate, to fill an unexpired term. This was seconded by Councilmember Barnwell, and unanimously approved. This term expires June 14, 2017.

There were no utility matters brought before Council.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to enter into an Executive Session for a Legal Matter concerning the State of South Carolina Fiscal Year 2015-16 Budget Proviso—Indigent Defense. 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

## September 15, 2015

2475

Orangeburg City Council held its regularly scheduled meeting on Tuesday, September 15, 2015, at 7:00 P.M. in Council Chambers with Mayor Butler presiding.

### PRESENT:

**Michael C. Butler, Mayor**  
**Charles B. Barnwell**  
**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 September 1, 2015, City Council Minutes as distributed. This was a 6-0-1 vote as Councilmember Haire was not present at the last meeting.

Councilmember Haire asked for a moment of personal privilege. He stated, "I am glad to be back with Council. I was out for a few meetings due to an illness in the family. However, I have been troubled of some of the things that I have grasped that I have heard from this Council. I hear it is a divided Council and I take exception to that. I have served on City Council for over twenty (20) years and it seems there are those who feel that the majority of Council is a problem. We have discussion on issues that I am disappointed in and that there were members who wanted to deny certain benefits to our Mayor and wanted to put it in his salary. His salary would be blown up to \$28,000.00 or so. I speak to those issues that the Mayor represents the City and he does not need to go out and spend personal funds when he is representing the City. I was really taken back with all of the bickering that went on with this matter. I heard that Council is displeased with appointments that were made. I have board and commission members here in my hand that we, as a Council, appointed. There is one board that now the majority is black. There are those who are bent out of shape that this was done. There has never been a situation where there has been a majority of black on Council under any of the Mayor's that I have served under. When we come to the point where we have one board where there is a majority and there are comments and criticism of the actions of the four blacks that are on Council, I take exception to that. I have been in Orangeburg all my life and I don't see an appreciable amount of improvement of getting along together. We talk about it, but it is not practiced. The voters who voted this Council in are who we have to deal with. If there is a decision where we do not get support from our colleagues, it is a divided Council. If you think I am going to sit here and not have an opinion or support those issues that I believe in, you have second thoughts. I hope some time in my life I can see where issues can be discussed, not on who is making the proposal, but on the issues. It troubles me that we are not going forward. I will always be Bernard and I will never give up my opinion as I see fit."

Dr. Walt Tobin, President of Orangeburg Calhoun Technical College, addressed Council. He wanted to give Council an update on the college and what's been happening there. He stated, "We have 180 full time employees and over 3,000 students. Most work in the area and we are mostly responsible for creating our middle class in the community which helps our economy. There are two big sectors we want to focus on. Our Health Sciences programs are achieving great numbers and are continuing to rise. Our nursing program is ranked 151st out of 1200 programs in the Eastern Region with a passing rate of 100%. We have similar results with our other health science programs. We graduated our first eleven students from our Physical Therapy Assistant Program recently. We received a \$2,000,000 grant to build a new health science facility. Between 1987 and 2011, we have doubled the number of students in those programs. Since 2011, they have doubled again. In order for us to grow and expand, we need additional space. We plan to build an \$11,000,000 building with 23,000 square feet and hope to finalize that in 2018.

2476

Another sector is our Advanced Manufacturing. We need to produce more graduates to meet the demand. We are starting an apprenticeship program where students are hired and do on the job training. The other piece is a youth apprenticeship where you start classes in high school that fall in the same category. They spend one more year with us once they are out of high school. We have also written a grant with the National Science Foundation for \$600,000 for the S.T.E.M. Act, which is creating a pipeline for high school students to attend the college and obtain credits. They can graduate from high school with 24-30 college credits which may save them \$20,000 - \$30,000 in tuition costs.

The third program that I am excited about is the Flex Program, where we serve the unemployed and the underemployed. This will allow people that work to attend school in the evening and weekends. The goal is to not have people quit a job to go to school. We are also being good partners with industries. We train the initial workforce for the two new industries that located in Orangeburg recently. We are going through our reactivation through the Southern Association of Colleges and Schools and after hearing from industries and our faculty, we are going to build on soft skills. These would be teamwork, responsibility, punctuality, and communication skills. This will impact the entire student body. I just wanted to give you a quick snapshot of what is going on.”

Mayor Pro Tem Jernigan stated, “I was in the first graduating class of OC Tech in Business Administration.”

Councilmember Keitt stated, “Thank you for coming and letting us hear from you.”

Mr. Harry Govan addressed Council in regards to a park in the Nix/Stilton Community. He stated, “Many years ago land was donated for a park in our community. In those years, things were segregated. It was basically a field. We played football and basketball and it has taken us sixty (60) years to get a playground.”

Mr. Frank Dickson of the Orangeburg County Transit Department stated, “I was asked by Mr. Harold Young of Orangeburg County to assist with a recreational park since I helped with the one in Bamberg when I was Mayor there. With funds from PRT we built a 20’ x 60’ picnic shed there and a playground. We had gotten plans with the help of PRT and the goal of the County and Senator Hutto and Senator Matthews is to build fields. We are able to phase parts of this in. What we need is to move the existing light poles to underground or to the other side. We have met with Mayor Butler and his suggestion was to meet with Council to ask for help in this matter. We have met with all elected officials in this regard. Representative Govan gave us \$25,000.00. We don’t have the money to do this all at one time so that is why it is in phases. Senator Matthews has pledged \$19,500.00 to install a fence around it once everything is done. We can’t do it until the crush and run is placed. We have people wanting to help us and we are here to ask for your consideration in moving the poles.”

Councilmember Haire asked, “Has anyone talked to Department of Public Utilities?”

Mr. Dickson replied, “We didn’t go to Director Tommy Miller directly, we went to Mayor Butler and his suggestion was to come to Council. We didn’t want to disrespect the Mayor or Council in this regard.”

Ms. Janie Cooper of Orangeburg County Council stated, “I have nothing really more to add that hasn’t already been said. There are a lot of children out there and seniors who need a place to meet.”

Mayor Butler stated that Council would take this under advisement and ask DPU to get in touch with Mr. Dickson and get back with Council.

Ms. Jennifer Hoelsing, Executive Director of DORA and Isaiah Sibley addressed Council. Ms. Hoelsing overviewed the last sixteen weeks at the Farmers Market and a video was shown that was produced by third grader Isaiah Sibley from Marshall Elementary School on an IPAD he won from a DORA collaboration contest “Paint a Good Word”.



2477

Public Works Director Bowden addressed Council in regards to Item # 6, Acceptance of a grant offer from the Federal Aviation Administration (FAA) in the amount of \$461,967.00 and Item #7 Awarding of the contract for the two (2) 12,000 gallon tank Fuel Farm to J.F. Acquisition, LLC, (dba Jones & Frank) in the amount of \$456,500.00 and for City Administrator Yow to execute the contract.

He stated, "Our fuel farm at the Airport is in need of replacement. We have two (2) tanks, one for Avgas and one for jet fuel. We have been having issues with the pumps losing prime. We have put a project together to replace the fuel tanks with above ground tanks. (Pictures were shown) The estimated cost is \$513,297.00, which includes the construction along with the construction management and administrative work. One thing it does not include, is the removal of the old pumps. We have budgeted for that next year for the removal of the old tanks. We applied for an Federal Aviation Administration Grant (FFA) for 90% of the estimated costs and 90% would be \$461,967.00 and we included in our budget for the City's share to be \$51,330.00. Item #6, in your packet, is a letter to Mayor Butler from the FAA on the grant offer. I recommend you authorize City Administrator Yow to accept this grant."

A motion was made by Councilmember Stroman, seconded by Councilmember Jernigan, to approve the acceptance of a grant offer from the Federal Aviation Administration (FAA) in the amount of \$461,967.00 and authorize City Administrator Yow to execute the grant. This motion was unanimously approved.

Public Works Director stated, "We put the design out for bids. We received two bids and you have a bid tabulation sheet included. We received a low bid of \$456,500.00 from J.F. Acquisitions, LLC (dba as Jones and Frank). We are very familiar with Jones and Frank and we are very pleased with this bid and it is actually \$8,497.00 under the estimate. I would recommend you authorize the City Administrator Yow to approve this contract."

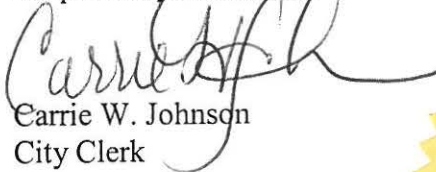
A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to approve the bid from of \$456,500.00 from J.F. Acquisitions LLC (dba as Jones and Frank) and authorize City Administrator Yow to execute the grant.

There were no utility matters brought before Council.

A motion was made by Councilmember Keitt, seconded by Councilmember Stroman, to enter into an Executive Session for a legal matter concerning the State of South Carolina Fiscal Year 2015-16 Budget Proviso—Indigent Defense. A contractual matter concerning property of Kenneth Middleton, Earl Brooks and Mural Properties, LLC and a personnel matter concerning Administration, Municipal Court, Municipal Attorney and the Department of Public Utilities.

There being no further business, the meeting was adjourned.

Respectfully submitted,

  
Carrie W. Johnson  
City Clerk

/pfb





MUNICIPAL STATE HIGHWAY PROJECT AGREEMENT

STATE OF SOUTH CAROLINA

COUNTY OF ORANGEBURG

RESOLUTION

Road/Route      **US 601/S-1099 (Magnolia Steet/Zan Street) and Norfolk Southern Railroad**  
 File              **38.184B**  
 Item              **NA**  
 Project          **EM04003**  
 PIN               **34105**

WHEREAS, the South Carolina Department of Transportation ("SCDOT") proposes to construct, reconstruct, alter, or improve the certain segments of the highway(s) in the State Highway System referenced above which are located within the corporate limits of the City of Orangeburg (hereinafter, "the City").

WHEREAS, the City wishes to authorize the construction and improvements of the aforesaid highway(s) in accordance with plans to be prepared by the SCDOT ("the Project Plans").

NOW THEREFORE, BE IT RESOLVED that, pursuant to S.C. Code Ann. §57-5-820 (1991), the City does hereby consent to the construction or improvements of the aforesaid highway(s) within its corporate limits in accordance with the Project Plans. The foregoing consent shall be the sole approval necessary from the City for SCDOT to complete the project under the Project Plans and constitutes a waiver of any and all other requirements with regard to construction within the City's limits. The foregoing waiver and consent shall also extend to the benefit of utility companies engaged in relocating utility lines on account of the project. Further, the City shall exempt all existing and new right-of-way and all other properties purchased in connection with right-of-way for the highway(s) from any general or special assessment against real property for municipal services.

BE IT FURTHER RESOLVED, that the City will assist SCDOT in causing all water, sewer and gas pipes, manholes, or fire hydrants, and all power or telephone lines or poles located within the existing right-of-way to be relocated at the utility company's expense, except where the utility can demonstrate a prior right of occupancy. To the extent that City-owned utilities are to be relocated, those utility lines and/or appurtenances may be replaced upon the new highway right-of-way at such locations as may be approved by SCDOT. SCDOT shall not be liable for damages to property or injuries to persons as a consequence of the placing, maintenance, or removal of any utilities by the City or its contractors. Future utility installations by the City within the limits of the new right-of-way after project completion shall be pursuant to a standard utility encroachment permit obtained in the normal course and issued pursuant to SCDOT's "A Policy for Accommodating Utilities on Highway Rights-of-Way."

BE IT FURTHER RESOLVED, that the City hereby signifies its agreement to accept for maintenance purposes those sections of a highway remaining after the highway is relocated pursuant to S. C. Code Ann. 57-5-120 upon notification by the SCDOT of its abandonment of the highway.

BE IT FURTHER RESOLVED, that the City hereby signifies its intention to faithfully observe the provisions of Chapter 5, Title 56, Code of Laws of South Carolina, 1976, and all amendments thereto relating to the regulation of traffic on the street, or streets, to be constructed, reconstructed, altered or improved as hereinabove identified and further agrees to refrain from placing or maintaining any traffic control devices upon any section of said street, or streets, without having first obtained written approval of the South Carolina Department of Transportation as required in S.C. Code §56-5-930 (1976, as amended), nor enacting any traffic regulation ordinances inconsistent therewith.

IN WITNESS WHEREOF, this Resolution is adopted and made a part of the Municipal records this 1st day of September, 2015, and the original of this Resolution will be filed with the South Carolina Department of Transportation at Columbia.

Dated: Sept 15, 2015

City of Orangeburg  
 Municipality, South Carolina

ATTEST:

By: Michael C. Beith  
 Mayor







## **RESOLUTION**

### **RESOLUTION OF CITY COUNCIL TO SET SUBURBAN FIRE PROTECTION RATES AS AUTHORIZED UNDER SECTION 18-4.2 OF THE CODE OF ORDINANCES OF THE CITY OF ORANGEBURG SOUTH CAROLINA**

WHEREAS, the City of Orangeburg, South Carolina provides fire protection and other related services to the suburban areas outside the city; and

WHEREAS, a large Majority of the emergency calls are in the suburban areas; and

WHEREAS, the City incurs substantial costs in providing this service; and

WHEREAS, the City strives to maintain and improve its level of Public Safety services.

**NOW THEREFORE, BE IT RESOLVED**, that the Orangeburg City Council sets the rate for fire protection for annual suburban fire contract protection, effective Oct. 6, 2015, as follows:

#### **SUBURBAN FIRE PROTECTION RATES**

1.	1st house less than 900 square feet	\$ 99.00
	All other miscellaneous structures on same lot	\$ 68.00
2.	1st house 900 square feet to 1499 square feet	\$147.00
	All other miscellaneous structures on same lot	\$115.50
3.	1st house 1500 square feet to 2099 square feet	\$157.50
	All other miscellaneous structures on same lot	\$124.00
4.	1st house 2100 square feet to 2699 square feet	\$167.00
	All other miscellaneous structures on same lot	\$135.00
5.	1st house 2700 square feet to 3299 square feet	\$177.00
	All other miscellaneous structures on same lot	\$147.00
6.	1st house 3300 square feet to 3899 square feet	\$187.50
	All other miscellaneous structures on same lot	\$157.50
7.	1st house 3900 square feet and larger	\$198.50
	All other miscellaneous structures on same lot	\$167.00
21.	Single Wide Trailer or Mobile Home	\$105.00
22.	Double Wide Trailer or Mobile Home	\$149.00
23.	Mobile Home Park, Each Single Wide Trailer or Mobile Home	\$105.00
	Mobile Home Park, Each Double Wide Trailer or Mobile Home	\$149.00
31.	Apartments, Duplexes, Townhouses or Condominiums less than 900 Square feet	\$105.00
	All other apartments	\$72.50
32.	Apartments, Duplexes, Townhouses or Condominiums greater than 900 Square feet	\$147.00
	All other apartments	\$115.50
35.	Hotels, Motels or Rooming Houses	\$550.00
36.	Recycling Centers greater than two acres	\$1,655.00
41.	Vacant Lot or parcel not exceeding 5 acres	\$ 88.00
42.	Vacant parcels larger than 5 acres	\$135.00
45.	Business under 1500 Square Feet (Sq feet must be verified)	\$165.50
46.	Business 1501 – 10,000 Square Feet (Sq feet must be verified)	\$330.00
47.	Business 10,001 – 30,000 Square Feet (Sq feet must be verified)	\$441.00
48.	Business 30,001 – 50,000 Square Feet (Sq feet must be verified)	\$661.50
49.	Business 50,001 – 100,000 Square Feet (Sq feet must be verified)	\$882.00
53.	Mall, Shopping Complex or Strip Malls (each unit), Sq. Feet must be verified	
	Under 1500 Square feet (each unit)	\$165.50
	1500 Square feet or Larger (each unit)	\$386.00
54.	Storage Warehouse - up to 3000 square feet (Sq ft must be verified)	\$182.00

**PAGE 2**

61.	Industrial, Manufacturing, Institutions under 100,000 Square Feet	\$1,792.00
62.	Industrial, Manufacturing, Institutions or Businesses over 100,000 sq. feet	\$2,695.00
63.	Hospitals	\$8,970.00
71.	Gasoline Service Stations and/or Convenience Stores	\$441.00
74.	Gasoline, Propane or other Fuel Bulk Plant	\$661.50
81.	Dumpster Sites (per site), or Manned Convenience Stations (per site)	\$165.00
82.	All Vehicle Fires	\$575.00

No contracts: When the Department of Public Safety responds to a residential call without a valid contract, the minimum service charge will be \$1,725.00 plus the price of the contract. All institutions, commercial, manufacturing, or business calls will be billed for actual costs with a minimum charge of \$1,725.00 plus the cost of the fire contract. Fire reports will not be issued until the service charge is paid in full.

DONE AND RATIFIED BY Council duly assembled this 6<sup>th</sup> of October, 2015.

Michael C. Birch  
Mayor

Gregory Hare  
Charles J. Berger

Charles B. Bennett

Richard J. Stinson

Zimmerman Keitt

Andrew R. Fiedt

Council Members

Attest:

Carneisha  
City Clerk



**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 20 day of October, 2015, that John H. Yow, City Administrator and Michael A. Adams, Department of Public Safety Director, are hereby authorized to enter into the Mutual Aid Agreements, attached hereto as Exhibits "A" and "B" 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. Lexington County Sheriff's Department, Lexington, S.C.
2. Sumter Police Department, Sumter, S.C.

**AND IT IS SO RESOLVED.**



Michael C. Butle  
Mayor  
Glenn Haine  
Sandra A. Kuttis  
Charles B. Brantley  
Richard L. Herman  
James Keith

Members of Council

ATTEST: Deane Sant  
City Clerk

## CITY COUNCIL MINUTES

### October 6, 2015

**2478**  
Orangeburg City Council held its regularly scheduled meeting on Tuesday, October 6, 2015, at 7:00 P.M., in Council Chambers with Mayor Butler presiding.

#### **PRESENT:**

Michael C. Butler, Mayor  
Charles B. Barnwell  
Bernard Haire  
Charles W. Jernigan  
L. Zimmerman Keitt  
Sandra P. Knotts  
Richard F. Stroman

City Attorney James F. Walsh administered the Oath of Office to Sandra P. Knotts and Bernard Haire.

A motion was made by Councilmember Barnwell, seconded by Councilmember Stroman, to postpone the election of Mayor Pro Tem until the election issues are settled.

Councilmember Knotts asked, "Mr. Barnwell, what is your rationale behind this?"

Councilmember Barnwell stated, "Since our current Mayor Pro Tem is in the middle of a contested election, I think it would be best that we postpone action on this issue and let the current Mayor Pro Tem perform his duties until then. The motion was unanimously approved.

A moment of personal privilege was given by Councilmember Barnwell.

"At the last Council meeting on September 14, 2015, Councilmember Bernard Haire took the liberty of essentially chastising me in public although he did not call me by name. Anyone with any intelligence would know it was me as I was the only one objecting to three (3) readings in which the Mayor was given \$500.00 and \$5,000.00 and the Mayor would not have to submit any type of accounting to anybody. I spoke to Mayor Butler prior to the first reading and advised him that I was going to object and it was nothing personal with him. I would have done the same thing had it been the prior Mayor Paul Miller, or any other person or Councilmember. I have a responsibility to the people who elected me and I feel I have a duty to uphold and inform them of things that I don't agree with. This is purely my opinion, which I am entitled to. Every member on Council has an opinion and certainly can express it without the fear of retribution from anybody. This is what we call a democracy and freedom. Councilman Haire seems to have trouble with things that he grasps that he has heard and feels some people on Council don't like the majority now on Council. In his opinion, it is a divided Council. I take exception to that. Specifically, Mr. Haire was disappointed in that there were members who wanted to deny the benefits to the Mayor and wanted to put it in his salary and this is totally incorrect. I spoke up on all three readings purely objecting not to the \$5,000.00 and \$500.00 going to the Mayor, but due to the fact that there was no accountability as to how the funds would be spent or where they would be spent. The tax payers in the City are entitled to know where all funds go. As I said before, I see no color and don't harbor any resentment whatsoever between Caucasian and African American Council Members. I am not a racist and never have been. I was merely expressing my opinion as to this particular funding. I am certainly entitled to my opinion whether other Councilmembers like it or not. If I had to do the same thing again, I would do the same thing if funds were allocated to a certain individual, whether it is Mayor or Councilmembers. Any reasonable person would have to account as to how any money is spent. This is accountability and acting in a fiduciary capacity. I would not award funds to anyone in the City or DPU without asking and demanding accountability. The fact that we have the right to speak our own opinion as to how we feel is what is called a democracy. If we ever lose this ability to freely speak, then we are in dire straits. I am specifically directing this to Councilmember Bernard Haire, and I have no ill will against him whatsoever. This whole thing started back with an issue that came up in Executive Session, which will remain there. I certainly have no objections or animosity due to the fact that the African-Americans have a majority on Council for it was the other way for a long time. I respect each and every member on Council including the Mayor. The fact that Mayor Butler happens to be African-

American doesn't bother me whatsoever. I am not a racist and I think Mayor Butler is doing a fine job. I do, Councilmember Haire, think it was despicable for you to chastise me the day before I buried my brother. I expect some common decency from each and every member on Council. You displayed none. I am certainly willing to meet you half way so we can establish a common bond to move this City in a positive direction so we can create harmony among all of us. Not to do so will destroy democracy and certainly will not be beneficial to the citizens and taxpayers of this City. Bernard, I will always be Buddy and I stand for my principles, which has accelerated me to the highest I can obtain in the legal world and I will always express my opinion regardless of who disagrees with me for this is my God given right and I intend to exercise it to its fullest extent."

City Administrator Yow overviewed the Resolution for City Council to set suburban fire rates as authorized under Section 18-4.2 of the Code of Ordinances of the City of Orangeburg South Carolina. He stated, "As you know this was covered in the budget for this fiscal year and in the Public Hearing and this increase of 5% is built in the budget. This is for contracts in our fire service area which is a five mile radius and only requires one reading by Resolution."

Councilmember Stroman asked, "Why are we doing this if the County is going to collect this?"

City Administrator Yow replied, "Details need to be worked out and County Council has to adopt them and then set the millage by them."

Councilmember Stroman asked, "They can start in 2016?"

City Administrator Yow replied, "We can't work out all the details between now and then."

Councilmember Haire stated, "We need to have something in place now."

Councilmember Stroman asked, "What are we doing toward this?"

City Administrator Yow replied, "There is a lot of work that has to be done and there are steps in doing this. It will take time and we had some other issues that need working on before this would take place."

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the Resolution of City Council to set Suburban Fire Protection Rates as authorized under Section 18-4.2 of the Code of Ordinances of the City of Orangeburg, South Carolina. This motion was unanimously approved.

City Administrator Yow addressed Council on a SCDOT TAPS Grant application for sidewalks. TAPS is for Transportation Alternative Programs. He stated, "You have in your packet two (2) preliminary estimates for sidewalk construction for Salley Street and Sunnyside Street. If City Council elects to move forward with these projects, the City would have to match 20%, so depending on the final numbers, we are looking at somewhere between \$65,000 and \$70,000. The rest of the money would come from the SCDOT TAPS Grant if our project is approved. This project would be administered by SCDOT as they did the project on Middleton Street. We would need your approval to apply for the grant."

Mayor Pro Tem Jernigan asked, "Would this money come out of this year's budget?"

City Administrator Yow replied, "This would come out of a capital project fund for streetscape."

Mayor Pro Tem Jernigan asked, "Did we anticipate this money coming out of this fund?"

City Administrator Yow replied, "We have some money, but until we closed out the last streetscape with SCDOT, we do not know how much we are looking at. We have money for a grant match and it is not designated for a particular grant until Council approves the grant."



Mayor Pro Tem Jernigan asked, "Who prioritizes the sidewalks?"

City Administrator Yow replied, "Council does."

Mayor Pro Tem Jernigan asked, "I see where the streets of Sunnyside and Salley are here, where did this come from and the estimates?"

City Administrator Yow stated, "They came from SCDOT sent to the Mayor."

Mayor Butler stated, "Council could choose any street."

Mayor Pro Tem Jernigan asked, "How were these streets picked?"

Councilmember Barnwell stated, "We had a meeting, Councilmember Haire, myself and the Mayor and the citizens requested these sidewalks. That is why those streets were selected."

Mayor Pro Tem Jernigan asked, "The benches at Claflin, why were those picked?"

Councilmember Haire stated, "It is not at Claflin, it is on Goff Avenue I feel that we need to improve the environment over there for the citizens and the students. Those institutions bring in a sizable amount of money over there and we need to improve the environment over there and it would be a plus for this Council. In addition to that, I would like to see a streetscape over there."

City Administrator Yow replied, "We would have to apply for another grant over there."

Mayor Pro Tem Jernigan asked, "I see the estimate states that the benches are \$1,500 each for ten of them. It seems high, but I know they are estimated."

City Administrator Yow stated, "SCDOT will administer this contract and they would adhere to their purchasing policy."

Mayor Pro Tem Jernigan replied, "I would hate to spend extra money that we really haven't planned on and when dealing with citizens, I would just like to ask questions."

City Administrator Yow stated, "We also have repairs to the existing streetscape and we have to address that as well."

Councilmember Barnwell asked, "Who decided on the number ten, is that too many?"

City Administrator Yow replied, "We would have to have further discussion on this."

Councilmember Knotts stated, "Just to address some concerns, the residents on Salley Street have been asking for at least ten years for sidewalks. The opportunity came about and this is the most ideal time. Those residents not only on Salley, but throughout the City should have a sidewalk. They take pride where they live and are homeowners and they don't look at it negatively. The sidewalks in any neighborhood would enhance where they live."

Councilmember Keitt stated, "We need to go ahead and agree on these projects because our constituencies complain to us about sidewalks. When these things come up, we have an opportunity to put these things in our neighborhoods where our people live. They work with us and they have not complained. The next time, we will go around to the next Councilmember. Let us work together and get things done in a nice way and move on."

Councilmember Barnwell stated, "In addition to this, there are some drainage problems that the highway department is going to correct."

Councilmember Stroman stated, "I think they should get their sidewalks, but what about the playground, they should get a bench."

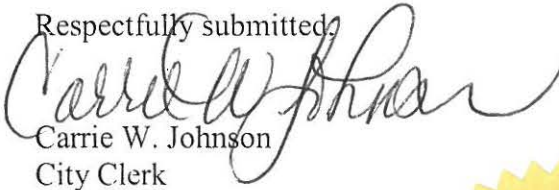
Councilmember Haire made a motion to direct the City Administrator to apply for this grant for the projects named. The motion was seconded by Councilmember Barnwell and unanimously approved.

There were no utility matters brought before Council.

A motion was made by Councilmember Keitt, seconded by Councilmember Barnwell, to enter into an Executive Session for (1) Economic Development concerning conveyance of real property—Project Reliability Expansion, (2) Legal and Contractual matter concerning Property Maintenance Code—orders to demolish property of Kenneth Middleton, Earl Brooks, Mural Properties, LLC, and (3) a Legal Matter concerning City Election Protest.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson  
City Clerk

/pfb



# CITY COUNCIL MINUTES

## OCTOBER 20, 2015

**2483**

Orangeburg City Council held its regularly scheduled meeting on Tuesday, October 20, 2015, at 7:00 P.M., in Council Chambers with Mayor Butler presiding.

### **PRESENT:**

**Michael C. Butler, Mayor**  
**Charles B. Barnwell**  
**Bernard Haire**  
**L. Zimmerman Keitt**  
**Sandra P. Knotts**  
**Richard F. Stroman**

### **ABSENT:**

**Charles W. Jernigan**

A motion was made by Councilmember Keitt, seconded by Councilmember Barnwell, to approve the October 6, 2015, City Council Minutes as distributed. This motion was unanimously approved.

Mayor Butler presented a Proclamation to Rosa Bogar proclaiming today, October 20, 2015, as Rosa Bogar Day in the City of Orangeburg. Ms. Bogar, along with family members, accepted the Proclamation. She thanked the City and wanted to let everyone know that she has never forgotten about her home town, her family, or her state. She states that she travels all over the country and always speaks of her hometown.

Dr. William Molnar, Director of Lower Savannah Council of Governments spoke. He stated, "Lower Savannah Council of Governments is working on a few things in the Human Services field. We are working with the Council on Aging to help within the City and County. Also the Workforce Investment Act makes sure that there are South Carolina Work Centers in each county and the Council of Government Center is here in Orangeburg. He states that LSCOG does a lot with the City in regards to planning and housing. In 2014, in the City, LSCOG helped rehabilitate nine (9) housing units for a total of over \$400,000.00. The Council of Governments has been happy to work with the streetscape projects, as well as demolition projects."

Department of Public Safety Chief Mike Adams addressed Council on the Mutual Aid Agreements. He stated, "We have a list of nine (9) Mutual Aid Agreements already in place and if these are approved, then the City will have eleven ( 11) Mutual Aid Agreements in place. Myrtle Beach police officers will be in Orangeburg for the South Carolina State Homecoming game and they were the only agency that would assist."

Councilmember Haire asked, "Why is Myrtle Beach the only agency that would assist?"

Chief Adams stated, "The Myrtle Beach officers are bike officers and patrol on their bikes. The SCSU Homecoming has become more streamlined and there is no need for any other officers due to the fact that there are very few issues that arise during Homecoming."

A motion was made by Councilmember Stroman, seconded by Councilmember Barnwell, to approve the Resolution approving 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. This motion was unanimously approved.

City Administrator Yow addressed Council on the Building Board of Appeals vacancies. He stated, "Each Councilmember has a list of the current members and the qualifications that are necessary for a member to serve. The importance of having alternates is to avoid a conflict of interest during any appeals process."

Councilmember Barnwell asked, "Who are the alternates?"



City Administrator Yow stated, "They are both vacant at this time."

**2484**

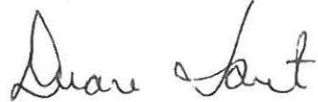
A motion was made by Councilmember Haire, seconded by Councilmember Keitt, to postpone this item until a future meeting. This motion was unanimously approved.

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

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to enter into an Executive Session.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Duane Tarrant  
Assistant City Clerk

/pfb



# **CITY COUNCIL MINUTES**

## **November 3, 2015**

**2485**

Orangeburg City Council held its regularly scheduled meeting on Tuesday, November 3, 2015, at 7:00 P. M., in Council Chambers with Mayor Butler presiding.

### **PRESENT:**

**Michael C. Butler, Mayor**  
**Charles B. Barnwell**  
**Bernard Haire**  
**Charles W. Jernigan**  
**L. Zimmerman Keitt**  
**Sandra P. Knotts**  
**Richard F. Stroman**

Mr. Charles W. Jernigan was administered the Oath of Office by Attorney James F. Walsh.

A motion was made by Councilmember Barnwell, seconded by Councilmember Keitt, to approve the October 20, 2015, City Council Minutes as distributed. This was a 6-0-1 vote as Mayor Pro Tem Charles Jernigan was not present at the meeting.

Acknowledgments were made to Boy Scout Pack #90 and Mr. Dag Gartman who were in attendance.

Dr. Narayanachar S. Murali from 1944 Way Drive, Pine Top Subdivision addressed Council. He stated, "Where I live and the others here, there is a tremendous water flow and also water that is diverting to our area. Even this morning, there was flooding. We need help maintaining the roads, water flow and beavers. Today, we had someone work eight hours to unclog the drains and it is getting very expensive. The roads are in terrible shape. The City comes and patches them, but it is only a temporary fix. We need your help."

Dr. Cato addressed Council. He stated, "There was damage this morning by beavers, the roads are in bad shape and I would hope Council would see fit to resurface these roads. It is a state road until the bottom of the hill."

City Administrator Yow addressed Council. He stated, "The City accepted maintenance of the roads in 1990, where we have made repairs and fixed pot holes."

City Attorney Walsh clarified, "Roads were accepted with the condition they meet state standards. We would have to get an engineer to assess whether the roads were created to state standards."

City Administrator Yow replied, "We can possibly get Chief Michael Adams to see if he can call the Department of Natural Resources for the beavers."

Councilmember Barnwell asked Dr. Murali, "Are you aware of the road easement of 1990 and that the road across the dam was excluded?"

Both, Dr. Murali and Dr. Cato agreed.

Councilmember Stroman stated, "The road needs attention."

Dr. Murali stated, "We need your help, we have had so many people move out."

Mayor Butler told Dr. Murali and Dr. Cato that Council will take this under advisement.

Councilmember Barnwell made a motion, seconded by Councilmember Stroman, to nominate Charles Jernigan for Mayor Pro Tem. This was a 3-4 vote. Councilmembers Keitt, Knotts, Haire and Mayor Butler opposed. This did not pass.

A motion was made by Councilmember Sandra Knotts, seconded by Councilmember Bernard Haire to nominate L. Zimmerman Keitt as Mayor Pro Tem. This was a 4-3 vote. Councilmembers Stroman, Barnwell and Mayor Pro Tem Jernigan opposed. Councilmember Keitt was elected to serve as Mayor Pro Tem.

A nomination was made by Mayor Pro Tem Keitt to appoint Mr. Linton Davis to the Building Board of Appeals to serve as an alternate. This is a four (4) year term. This motion was unanimously approved.

A nomination was made by Councilmember Haire, to appoint Mr. Adolphus Johnson to the Building Board of Appeals as an alternate. This is a four (4) year term. This motion was unanimously approved.

Chief Michael Adams accepted the Character Trait Proclamation for November 2015, "Citizenship."

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to reappoint Mrs. Mary Jordan to the Municipal Election Commission. This is a six (6) year term. This motion was unanimously approved. Councilmember Haire stated the need for the Election Commission to get adequate training.

Councilmember Jernigan stated, "In light of the problems that we had with the election, I would like for Council to consider adding two more seats to the Election Commission to add some continuity. That is, if one or two leave, the Election Commission won't be non-functional. I am not sure if we would have to amend the Ordinance and I would like to get City Attorney Walsh to research that and make sure it is legal. I would like to make that in the form of a motion."

Councilmember Barnwell seconded the motion.

Councilmember Haire stated, "I would not like to see it increase, I would like to possibly see if we can add alternates. We have had this Election Commission for quite some time and it has always had three. It functioned last time and I would be opposed to adding any additional seats other than alternates."

Councilmember Barnwell replied, "Mr. Haire, I disagree. It did not function properly. A member resigned."

Mayor Pro Tem Keitt replied, "It did not function because they were not trained properly. They were put on there in a rush and they did not have time to be trained. With the proper training, they can serve."

Councilmember Jernigan stated, "That was my motion to have City Attorney Walsh research the possibility to put two extra seats on there."

Councilmember Haire proposed a substitute motion, "Council asks City Attorney Walsh to research and see the legality of adding two alternate seats. This motion was seconded by Mayor Pro Tem Keitt."

The vote was 4-3, with Councilmembers Barnwell, Stroman, and Jernigan opposing.

The original motion was voted on for adding two permanent seats, the vote was 3-4 with Councilmembers Knotts, Haire, and Mayor Pro Tem Keitt and Mayor Butler opposing.



A motion was made by Councilmember Barnwell, seconded by Mayor Pro Tem Keitt, to cancel the City Council meeting on Tuesday, December 1, 2015, and reschedule for Tuesday, December 8, 2015, due to the Claflin Messiah Concert. This motion was unanimously approved.

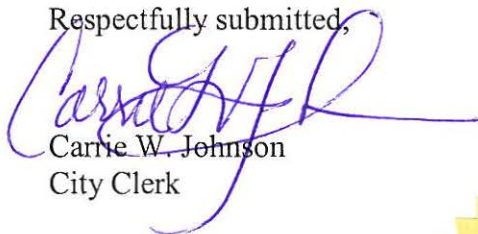
A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to approve the First Reading of an Ordinance to authorize the reconveyance of a tract containing .56 acre to the Okonite Company for the purpose of the expansion of the Okonite Facility located near Prosperity Drive in the County of Orangeburg, SC. This motion was unanimously approved.

There were no utility matters brought before Council.

A motion was made by Mayor Pro Tem 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



**A RESOLUTION AUTHORIZING THE EXECUTION OF A MEDICAL CLINIC COOPERATION AGREEMENT BETWEEN THE CITY OF ORANGEBURG AND THE REGIONAL MEDICAL CENTER OF ORANGEBURG AND CALHOUN COUNTIES**

**WHEREAS**, the City of Orangeburg has agreed to join with the Regional Medical Center in the operation and establishment of a medical clinic to be operated by Healthstat, Inc., a North Carolina corporation, under separate agreements between the parties, and

**WHEREAS**, the purpose of said clinic will be designed to assist the Regional Medical Center and the City of Orangeburg in supplementing the current health benefit plans offered to its employees as well as reduce occupational medical costs associated with worker's compensation and decreasing loss productivity due to illness-related absences.

**NOW, THEREFORE, BE IT RESOLVED BY ORANGEBURG CITY COUNCIL DULY ASSEMBLED**, this 17<sup>th</sup> day of November, 2015 that John H. Yow, City Administrator is hereby authorized to enter into a Medical Clinic Cooperation Agreement between the City of Orangeburg and The Regional Medical Center of Orangeburg and Calhoun Counties for a period of one (1) year effective January 1, 2016 and automatically renewed for additional twelve (12) months terms as provided in said Agreement.

**BE IT FURTHER RESOLVED**, that John H. Yow, City Administrator is hereby authorized to take any and all other actions necessary for the purposes stated herein.

**AND IT IS SO RESOLVED.**



Michael C. Butch  
Mayor  
Ben Hair  
Andrea P. Hottel  
Zimmerman Reid  
Richard T. Storm

Members of Council

ATTEST:  
City Clerk

Camey J. R.



**A RESOLUTION AUTHORIZING THE EXECUTION OF A HEALTH RISK  
MANAGEMENT AGREEMENT WITH HEALTHSTAT, INC., A NORTH CAROLINA  
CORPORATION FOR A PERIOD OF ONE (1) YEAR BEGINNING JANUARY 1, 2016**

**WHEREAS**, the City of Orangeburg desires to reduce its healthcare costs for its employees while improving the overall health of its employees through the establishment of a medical clinic in cooperation with the Regional Medical Center of Orangeburg and Calhoun Counties, and

**WHEREAS**, Healthstat will establish and operate a medical clinic at the Regional Medical Center by providing value-added services designed to assist in reducing the healthcare costs of the City and decreasing loss productivity of employees due to illness-related absences, and

**WHEREAS**, the City finds that it is in its best interest and that of its employees to establish a medical clinic for the benefit of all parties.

**NOW, THEREFORE, BE IT RESOLVED BY ORANGEBURG CITY COUNCIL DULY ASSEMBLED**, this 17<sup>th</sup> day of November, 2015 that John H. Yow, City Administrator and O. Thomas Miller, Manager, Department of Public Utilities are authorized to enter into a Health Risk Management Agreement with Healthstat, Inc., a North Carolina corporation, for a period of one (1) year beginning January 1, 2016 and automatically renewing annually per said Agreement for the above purposes.

**BE IT FURTHER RESOLVED**, that John H. Yow, City Administrator and O. Thomas Miller, Manager, Department of Public Utilities, are hereby authorized to take any and all other actions for the purposes stated herein.

**AND IT IS SO RESOLVED.**



Michael C. Butch  
Mayor  
[Signature]  
[Signature]  
[Signature]  
[Signature]

Members of Council

ATTEST  
City Clerk

[Signature]



## RESOLUTION

### **A RESOLUTION TO ADOPT HEALTH INSURANCE BENEFITS FOR THE EMPLOYEES OF THE CITY OF ORANGEBURG EFFECTIVE JANUARY 1, 2016 AND REPEALING ANY CONFLICTING RESOLUTION OR ORDINANCE**

**WHEREAS**, by Resolution of Orangeburg City Council dated December 16, 2014 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 17<sup>th</sup> day of November, 2015, 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, 2016 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. The amended rates, benefits and conditions of eligibility as referenced therein shall be prospective and not retroactive. 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 defined, revised, reviewed, established and adopted annually by resolution 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 17<sup>th</sup> day of November, 2015.



Michael C. Butch  
MAYOR

James Hair  
Dan P. Lippert

L. Zimmerman  
Richard J. Strom

\_\_\_\_\_  
MEMBERS OF COUNCIL

ATTEST:  
Carmel Adina  
CITY CLERK

# **THIS IS NOT A CONTRACT**

## **HEALTH INSURANCE BENEFITS CALENDAR YEAR 2016 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 by the City of Orangeburg and administered by BlueCross BlueShield (BCBS) of South Carolina and Companion Life.

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

“Dependent” is defined as an individual who is an employee’s spouse: Is a lawful spouse or; a former spouse who is required to be covered by a divorce decree. Dependent is also defined as an employee’s child: Is a child under the age of 26 which includes a natural child, adopted child, foster child, stepchild, or child for whom an employee has custody or legal guardianship unless child has other federal or state insurance coverage. The term “child” also includes an incapacitated dependent, a child who is on a medically necessary leave of absence, a child of a divorced or divorcing employee who, under a qualified medical child support order, has a right to enroll under the employer’s group health plan. The term “child” does not include the spouse of an eligible child. Under the Patient Protection and Affordable Care Act and the Health Coverage and the Education Reconciliation Act, a child does not include an individual who is eligible for other employer sponsored coverage if the group health plan is grandfathered plan beginning for plan years before January 1, 2015.

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

“1500 HSA” plan is the 2015 Preferred Blue Plan-HDHP administered by BlueCross BlueShield of South Carolina.

“500 PPO” plan is the 2015 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 only covered until their last day of employment. Councilmembers, City Administrator, Manager of the Department of Public Utilities, 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 up to the following dollar amounts towards the premium costs and the employee paying all additional costs and premiums, including any future increases:

- \$ 276.93 per month for spouse coverage for the BCBS 500 PPO plan
- \$ 241.00 per month for spouse coverage for the BCBS 1500 HSA plan
- \$ 191.81 per month for children coverage for the BCBS 500 PPO plan
- \$ 166.90 per month for children coverage for the BCBS 1500 HSA plan
- \$ 383.02 per month for family coverage for the BCBS 500 PPO plan
- \$ 333.26 per month for family coverage for the BCBS 1500 HSA plan

The above City contributions to the dependent portion of the premium are capped as of January 1, 2013.

Dependent Dental, Vision and Companion Term Life (\$5,000) 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. Dental and Vision for dependents of terminated employees are only covered until their last day of employment of the employee. Dependent premiums for Dental, Vision and Companion Term Life Insurance (\$5,000) are as follows:

Dental:

\$ 29.64 per month for spouse coverage for the Dental plan  
\$ 37.96 per month for children coverage for the Dental plan  
\$ 70.24 per month for family coverage for the Dental plan

Vision:

\$ 3.00 per month for spouse coverage for the Vision plan  
\$ 4.00 per month for children coverage for the Vision plan  
\$ 7.00 per month for family coverage for the Vision plan

Companion Term Life Insurance (\$5,000):

\$ 1.00 per month for any number of dependents covered under the Companion Term Life Insurance

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.

Effective January 1, 2016, all employees and dependents over the age of 2 years which are covered by one of the City's Health Insurance Benefits Plans will be entitled to use the employee clinic operated by HealthStat, Inc. All covered members who elect to use the clinic must conduct an initial health risk assessment. There is no charge for members covered by the BCBS 500 PPO Plan. There is required co-pay for members covered by the BCBS 1500 HSA Plan.

Effective January 1, 2016 and thereafter; employees or any dependent of an employee covered by the City's Health Insurance Benefits who uses tobacco products shall be subject to a surcharge of \$50 per employee per month. Employee will be subject to this surcharge for the full calendar year if they or their dependent is a tobacco user during any part of the year. The employee is subject to repay the employer for this surcharge if they willfully disregard rule or fail to properly notify employer.

### **Eligibility for Post Employment Benefits**

#### **Present Active Full Time Employees last 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 last 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 the following condition.

- a. The employee works 25 years for the City.

### **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  
Total years of City 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 as 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 Group PPO Health Insurance Benefits from the City at the death of a retiree, may continue the insurance coverage then in existence, and shall continue up to the age of 65 and shall pay the required premium while covered.

### **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.

## **CITY COUNCIL MINUTES**

### **November 17, 2015**

2488  
Orangeburg City Council held its regularly scheduled meeting on Tuesday, November 17, 2015, at 7:00 P.M., in Council Chambers with Mayor Butler presiding.

#### **PRESENT:**

**Michael C. Butler, Mayor**

**Bernard Haire**

**L. Zimmerman Keitt**

**Sandra P. Knotts**

**Richard F. Stroman**

#### **ABSENT:**

**Charles B. Barnwell**

**Charles W. Jernigan**

Mayor Butler recognized students in attendance from Claflin University.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Stroman, to approve the November 3, 2015, City Council Minutes, as corrected.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to approve the Second Reading of an Ordinance to authorize the conveyance of a tract containing .56 acre of the original 3 acre tract, to the Okonite Company for the purpose of the expansion of the Okonite Facility located near Prosperity Drive in the County of Orangeburg. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve changing the time of the December 8, 2015, City Council Meeting to 12:00 Noon, in order to accommodate Claflin University's use of the Chambers for the Messiah Concert on December 1<sup>st</sup> and to cancel the December 15, 2015, City Council Meeting unless business dictates to have a meeting. This motion was unanimously approve.

Service Department Director Roger Brant addressed Council in regards to the purchase of a 2016 Tymco Model 600 Sweeper under state contract. He stated, "This unit is under state contract and in this budget year, we budgeted \$210,000.00 and this unit came in at \$202,930.00."

Councilmember Haire asked, "Wasn't there something in here about 2015 prices?"

Director Brant replied, "We went with this model because in December they are changing to a different engine and the price will increase about \$15, 0000.00 and not only that, but when something is new, there are problems and bugs that need to be worked out. We are going with a Freightliner Cab & Chassis this time. The sweeper we have now is on an International Chassis. We have had very little trouble with the sweeper, but have had issues with the Cab & Chassis. That is why we are going with the Freightliner."

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve the purchase of a 2016 Tymco Model 600 sweeper under state contract in the amount of \$202,930.00. This motion was unanimously approved.

City administrator Yow addressed Council in reference to an Agreement with the Office of the Public Defender for representation for Indigent Defense in Municipal Court. He stated, "In the last Legislative Session there was a proviso in the annual budget added that prohibits public defenders from representing indigent defendants in Municipal Court unless the court and the Public Defender's Office come to some agreement. Now, the cities are going to have to enter into an Agreement with public defenders to provide defense in Municipal Court. This is the first time this has happened. I would like to bring to your attention that it is not law, it is a budget proviso. I want to point out that in South Carolina; the office of Indigent Defense collects 10.5% of every fine levied in Municipal Courts. In Fiscal Year 2014, the courts collected and remitted more than 2.2 million dollars. In our way of looking at it, we are already paying for this service, plus, the County pays part of the money based on City residents and businesses in County taxes. With this third Agreement, the Cities will be paying three times for this defense. Nonetheless, it



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has passed as a budget proviso and we are going to have to adhere to it this year. I would ask each of you to ask the Delegation to consider moving this Proviso out of the budget next year. Sometimes, once it is in there, it is difficult to remove it. If it is not included in next year's budget, then we will go back to the way we are doing it." 2489

Mr. Mark Leiendecker, Circuit Court Defender, located in Summerville, along with City Attorney Walsh and myself have worked out an Agreement for them to provide the service to the City of Orangeburg. The fee is \$2,000 per month or \$24,000 per year and they will provide an attorney to act as a Public Defender. One thing we did agree on is that after six months, we would evaluate the services and see if the Agreement needs to be revisited.

Councilmember Haire asked, "Those municipalities that do not have funds in their budgets to address this, where are they getting assistance? Is it from the State?"

City Administrator Yow replied, "I cannot answer that, but there are some other options. If you do not have a Municipal Court and it is all handled through the County, then it would be handled that way, but they do not collect any fines. Another option is the possibility of removing time in sentencing. Those are the only options that we know of."

Mayor Butler asked, "Will we be on rotation?"

City Attorney Yow replied, "No, they will assign someone to us."

Councilmember Haire asked, "We pay for the prosecutor and the defender in Indigent Defense cases?"

City Administrator Yow replied, "Yes, but of course that person has to be determined to be eligible."

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to approve City Administrator Yow's authorization to enter into an agreement with the Office of the Public Defender for representation for Indigent Defendants in Municipal Court. This was a 4-0-1 vote as Councilmember Haire abstained.

There were no utility matters brought before Council.

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to enter into an Executive Session for a contractual matter concerning (1) Contracts for Health Insurance, Dental Insurance and Reinsurance, (2) Economic Development Project Prince-Multi County Business Park.

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

Council returned to Open Session.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire to approve a Resolution to adopt Health Insurance Benefits for City employees for 2016. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to approve a Resolution authorizing the execution of a Health Risk Management Agreement with the Healthstat, Inc., a North Carolina Corporation, for a period of one (1) year beginning January 1, 2016, for a Clinic for City Employees. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to approve a Resolution authorizing the execution of a Medical Clinic Cooperation Agreement between the City of Orangeburg and the Regional Medical Center of Orangeburg and Calhoun Counties for use of their facility for the Clinic. This motion was unanimously approved.

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

There being no further business, the meeting was adjourned.

Respectfully submitted,

Carrie W. Johnson, City Clerk



# **CITY COUNCIL MINUTES**

## **December 8, 2015**

Orangeburg City Council held its regularly scheduled meeting on Tuesday, December 8, 2015, at 12:00 Noon, in Council Chambers with Mayor Butler presiding.

### **PRESENT:**

**Michael C. Butler, Mayor**

**Charles B. Barnwell**

**Charles W. Jernigan**

**Bernard Haire**

**L Zimmerman Keitt**

**Sandra P. Knotts**

**Richard F. Stroman**

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Stroman, to approve the November 17, 2015, City Council Minutes as distributed. This was a 5-0-2 vote as Councilmembers Barnwell and Jernigan abstained.

Ms. Faith Carter came before Council on behalf of Orangeburg County Councilmember Clyde Livingston. She stated that on behalf of the CREST Funds, he is pledging \$100,000.00 to the Orangeburg County Fine Arts Center toward their renovation project.

Ms. Beth Thomas of Orangeburg County Fine Arts Center stated, "We are very appreciative of Mr. Livingston's generous and welcoming funds and look for future events at the Arts Center."

Mr. Leo Twiggs, Board Member of Orangeburg County Fine Arts Center stated, "The Arts Center is in such a beautiful spot in the state and now we have the funds to make the building welcoming."

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to approve the Third Reading of an Ordinance to authorize the conveyance of a tract containing .56 acre to the Okonite Company for the purpose of the expansion of the Okonite Facility located near Prosperity Drive in the County of Orangeburg, SC. This motion was unanimously approved.

Department of Public Safety Director Mike Adams addressed Council in regards to the purchase of a PAL 800 Radio System for the Department of Public Safety. He stated, "This radio system is used throughout the State of South Carolina and used extensively by the Orangeburg County Sheriff's Office, Orangeburg County Fire Service, Orangeburg County EMS and Orangeburg County Emergency Services. They all operate on the PAL 800 system. After December 31, 2015, our current radio system will be at the end of life and will not be supported by Motorola. With this new system, we will be able to communicate with the agencies of Orangeburg County as well as SLED, SCHP, SCDNR and SCEMC. In addition, we can also communicate with Calhoun County and the St. Matthews Police Department. We felt it important to move on to a new radio system that was public safety grade. The new radio system has many advantages over the old system. We have a bid from Motorola and it is on State Contract and it is under budget."

City Administrator Yow stated, "Mayor and Members of Council, this was covered in the Planning Session with Council."

Councilmember Haire asked, "I know you named a lot of agencies, what about the Department of Public Utilities? Is it protocol to call them if there is a situation where DPS would have to call DPU?"

Director Adams stated, "We do not currently have a channel to communicate with DPU and I don't think we will. We have a number of talk groups and the ability to communicate with them is built in."

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DPU Manager Tommy Miller stated, “There is a private line that DPS can use to call our Dispatch.”

Mayor Pro Tem Keitt asked, “We will not be able to communicate with DPU with this new 800 system? We will have to use the phone?”

Director Adams stated, “We would have to call.”

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to approve the purchase of a PAL 800 Radio System for the Department of Public Safety operations. This motion was unanimously approved.

DPS Director Michael Adams accepted the Character Trait Proclamation for the month of December 2015, “Humility”.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to enter into an Executive Session for legal matters, (1) Grant--Development Loan Program, (2) City of Orangeburg vs. Mr. Earl Brooks and (3) City of Orangeburg vs. Mr. Kenneth Middleton. This motion was unanimously approved

There being no further business, the meeting was adjourned. Council did not return to Open Session.

Respectfully submitted,

Carrie W. Johnson  
City Clerk

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