

City Council Minutes

January 15, 2019

2783

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, January 15, 2019, at 7:00 P.M., in Council Chambers with Mayor Butler presiding.

PRESENT:

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

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to approve the December 18, 2018, City Council Minutes, as distributed. This motion was unanimously approved.

Mr. William Green of 1048 Doyle Street addressed Council. He stated, "I come before you again on the property located at 1605 Russell Street. This building is a sleek art deco style building that the County wants to take down for the library. It recently celebrated its 70th birthday and was one of the first buildings in Orangeburg made out of cinder block. I met recently with the Orangeburg County Historical Society and I am handing out a letter and a picture of the building in question and the Historical Society is asking that this building be saved and the building be integrated into the County's plan for the library complex. I would ask if you could please read this and take a look at it and be in consideration."

Mayor Pro Tem Keitt asked, "Have you spoken to the County?"

Mr. Green replied "Yes, and they are determined to take it down, but I, along with the Orangeburg Historical Society, are sending letters to the State not to take it down. I really do not know what is going to happen."

Mr. Green stated, "I am also here tonight to recommend to you to increase the young participants on your Boards and Development, even perhaps a Junior Council to hear their wants and needs."

Mayor Butler stated, we will take this matter under advisement.

A motion was made by Councilmember Knotts, seconded by Councilmember Haire, to approve the Third Reading of an Ordinance relating to the Recovery of Collection Costs as a part of Delinquent Debts collected pursuant to the Setoff Debt Collection Act. This motion was unanimously approved.

Assistant City Administrator John Singh overviewed the Model Ordinance of Small Cell Wireless Facilities in the City of Orangeburg. He stated, "This is a model Ordinance recommended by MASC in regards to new technology (5G LTE) which is the next phase of cellular communication. There is a lot going on with the FCC on this and we are better off having a model Ordinance in place to work with the State where we will have some say. This will provide some means of regulation. I went to a community meeting last week and one comment was 5G technology in regards to citizens and communications. It increases the speed of technology, not only for citizens, but for cities and counties also. We have put some pictures up and basically this shows examples of small cell technology and the structures. This again has to work with the Utility Companies."

Councilmember Haire stated, "I abstained at the last meeting because I had some concerns on how this would affect the public health and what is being emitted. I had contact with others on their opinion, William Evans and Willie Hubbard, and they have put my concerns to rest as it relates to the harmfulness of these towers. How frequent will these be placed?"

2784

Assistant City Administrator Singh replied, "What I have been told is that the small cells enhance the large towers and this increases the signal strength. The pictures you have are from Charlotte, Atlanta and Columbia. Actually, they are very spread out and they are active in Charlotte and Atlanta as 5G."

Councilmember Haire asked, "We are attaching these to our utility poles. We have other telecom individuals that have attached already and when it is time to change out poles, you can see where poles are cut off and are just there and it doesn't look good. What are we going to do as it relates to moving equipment due to an accident and it is not attached to the pole and rid our City of some of these problems and we are adding another telecom product to the mix where we will have more of a problem to deal with."

Assistant City Administrator Singh replied, "Part of our discussion is that this is a good opportunity where we would be discussing those things with a group now as well as attaching these cells currently. That is something DPU is working on also. In particular, the attachment agreement is something that needs to be addressed and this is a good opportunity to do so."

DPU Manager Harley stated, "We are having conversations now with a company where this is an issue now all over and that has led to confusion on the ownership of poles and replacing of poles during storms. It adds to confusion when things take too long and we are working to speed things up."

Councilmember Jemigan asked, "Who will be attaching these to our poles?"

Assistant City Administrator Singh replied, "Any carrier, the first active carrier that is doing this now is AT&T. Verizon won't be far behind. Again, you might have more than one antenna and having something in place will allow us to dictate a little bit what happens. This is a moving target for a while, but we feel like that the Telecom groups are fine with the model Ordinance so if you have Legislation from the State level, this may be better than the Legislation. This would be better than not having anything, this gives us something. We may have to amend it in the future, but this gives us a start."

Mayor Butler stated, "We need something in place."

Councilmember Jemigan asked, "Will we get any income from this?"

Assistant City Administrator Singh replied, "We will get very little unless a new Telecom business comes in and we can get business license fees off of a new business. In 2017, a company called Mobile Light came in to put in a standing pole with a light with a telecom feature that was testing the water and using the right of way option. We are looking to regulate this and we are open to new technology and hope they will roll this out here."

A motion was made by Councilmember Haire, seconded by Councilmember Knotts, to approve the Second Reading of an Ordinance to establish the standards for the placement of small wireless facilities in covered areas in the City of Orangeburg, SC, and for other purposes. This motion was unanimously approved.

Ms. Evelyn Disher, Executive Director of the Community of Character, accepted the January, 2019, Character Trait Proclamation, "Wisdom".

Parks and Recreation Director Shaniqua Simmons overviewed the Accommodations Tax Meeting that was held on January 7, 2019. She stated, "The meeting was advertised in the Times and Democrat newspaper on December 22nd and December 29th and was also posted on the City's Website. The Committee recommends that the County Chamber of Commerce be designated as the lead agency and recommend the following disbursements:

1. Orangeburg County Chamber of Commerce	Lead Agency	2785
2. Orangeburg County Fine Arts Center—Signage and Showcase Promotions		\$ 7,500
3. Hillcrest Golf Course—Promotion and Advertising of the Golf Course		\$ 3,500
4. Parks & Recreation—Promotion of vocal, musical and dance, Arts Festival		\$ 1,000
5. Parks & Recreation—Promotion and advertisement of sports tourism, North Road		\$10,000
6. DORA—Advertising and promotion of all DORA events		\$12,000
	TOTAL	\$34,000

Councilmember Haire asked, “If you have other monies, will it be re-opened?”

Director Simmons replied, “There are additional funds and we can open it up for a second round.”

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to approve the Accommodations Tax Advisory Committee’s Recommendations for A-Tax Funds. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to approve a Resolution of Support of the Municipal Association’s 2019 Legislation Agenda. This motion was unanimously approved.

City Administrator Yow presented a Resolution to provide a one-time grant to the Chamber of Commerce.

A motion was made by Councilmember Haire, seconded by Councilmember Stroman, to approve a Resolution on Orangeburg County Chamber of Commerce Funding for a grant in the amount of \$25,000. This motion was unanimously approved for the amount of \$25,000. The Chamber is to provide the City a copy of their balanced budget for the Fiscal Year as well as an accounting of expenditures of the \$25,000.

City Administrator Yow stated that Mayor Butler asked about putting the February 5th Council Meeting on the Agenda for possible cancellation. He stated, “Due to the MASC Hometown Legislative Action Day, meetings, and the Municipal Elected Officials Institute Sessions on the next day that myself and Mr. Singh will be attending, it may be wise to cancel the February 5th meeting and it will be up to Council to decide. However, it may be necessary to call a Special City Council meeting to cover a few items the next week.”

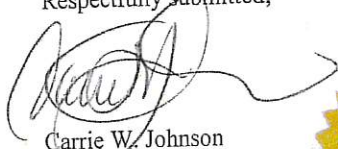
A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to cancel the February 5, 2019, City Council Meeting due to the Municipal Association of South Carolina Hometown Legislative Action Day being held on this date. This motion was unanimously approved.

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

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to enter into an Executive Session for a Legal Matter concerning (1) Proposed City Fire Tax District and (2) SLED Investigation—Department of Public Safety Incident, 12-06-18.

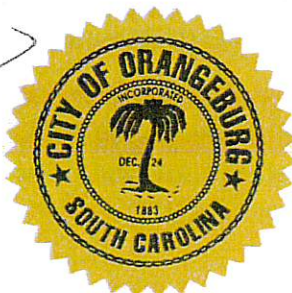
There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie W. Johnson
City Clerk

/pfb



2786

VOID

VOID

VOID



RESOLUTION AUTHORIZING GRANT FUNDS TO THE ORANGEBURG COUNTY CHAMBER OF COMMERCE

WHEREAS, the Orangeburg County Chamber of Commerce (hereinafter referred to as "Chamber") encourages cooperation among the geographic areas of the county, political entities, governments and other stakeholders that add strength to programs for improving our community, and

WHEREAS, the Chamber processes and activities result in an unified body to obtain regional growth and economic development leading to job growth and an increase in tax bases for the governmental entities of the county, and

WHEREAS, the Chamber develops and provides cultural, educational and environmental resources and promotes same in a unified voice resulting in economic growth and improvements to the quality of life in Orangeburg County and the City of Orangeburg, and

WHEREAS, the City of Orangeburg finds that the services and resources of the Chamber benefits the residents of the City of Orangeburg and contributes to the general welfare of its citizens and wishes to support the activities of the Chamber.

NOW, THEREFORE, BE IT RESOLVED, by City Council duly assembled that in support of the Orangeburg County Chamber of Commerce a grant to the Chamber in the amount of \$25,000.00 is hereby approved and John H. Yow, City Administrator is hereby authorized and directed to offer said grant to the Orangeburg County Chamber of Commerce on the following conditions:

(a) The Chamber will provide the City a balanced operating budget for the calendar year 2019;

(b) On or before January 15, 2020 the Chamber will provide the City an accounting of the grant funds.

PASSED BY the City Council of the City of Orangeburg, South Carolina, on this 15th day of January, 2019.



Michael C. Butler

Mayor

Paul Haire

Paula P. Kates

[Signature]

[Signature]

[Signature]

[Signature]

Members of Council

Attest: *[Signature]*

City Clerk

**A RESOLUTION TO SUPPORT THE MUNICIPAL ASSOCIATION
2019 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 collaborated 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 and collaboration with stakeholders; and,
- WHEREAS,** the Municipal Association identified three advocacy initiatives based on the feedback from local officials including updating the Local Government Fund formula, expand flexibility for using accommodations and hospitality taxes and reduce the wait time for local law enforcement hires to be admitted to the SC Criminal Justice Academy; and,
- WHEREAS,** update the local Government Fund formula to guarantee a reliable funding level that is fair to cities and towns of all sizes; and,
- WHEREAS,** expand flexibility for using accommodations and hospitality taxes to allow expenditures for infrastructure and law enforcement to tourist-related areas; and,
- WHEREAS,** reduce the wait time for local law enforcement hires to be admitted to the SC Criminal Justice Academy; and,
- WHEREAS,** working together, cities and towns and the Municipal Association legislative team can work with legislators to introduce, pass and implement new laws which help municipalities provide more and better services to residents, businesses and visitors; and,
- WHEREAS,** the City of Orangeburg supports the agenda set forth by the Municipal Association of South Carolina 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 affirm on this 15th day of January 2019, its support for the Municipal Association's 2019 advocacy initiatives for the state's 270 cities and towns.

DONE AND RATIFIED THIS 15th DAY OF JANUARY 2019.



Michael C. Butler
MAYOR

Sam Hare
Danley P. Cross
Jeffrey
D. J. ...
Richard F. ...
MEMBERS OF COUNCIL

ATTEST:
[Signature]
City Clerk

CITY COUNCIL MINUTES
Special Meeting
January 28, 2019

2787

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, January 28, 2019, at 12:00 Noon in Council Chambers with Mayor Butler presiding.

PRESENT:

Michael C. Butler, Mayor

Bernard Haire

Jerry Hannah

Charles W. Jernigan

Zimmerman Keitt

Sandra P. Knotts

Richard F. Stroman

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Stroman, to approve the January 15, 2019, City Council Minutes, as distributed. This motion was unanimously approved.

City Administrator Yow overviewed for Council that the City Council Meeting scheduled for Tuesday, February 5, 2019, has been cancelled due to the Hometown Legislative Action Day being held in Columbia, SC. Also, there will be a SC Department of Transportation meeting on Tuesday, January 29th at Mellichamp School that Council may want to attend. The subject of the meeting is Russell Street/U.S. 301 Intersection and the new bridge construction over the Edisto river.

Senator John Matthews addressed Council, he stated, "I am bringing a check presentation for Downtown Orangeburg Revitalization Association (DORA) for the Open Air Pavilion. Here is the fake check and I have the original check for \$250,000.00. We did a project similar to this in Colleton County and have had great success in bringing people downtown. I have wanted this project for a long time for Orangeburg and I am glad now that DORA is chipping in."

A picture was taken with Senator Matthews presenting the check to the DORA Board and Mayor Butler.

City Administrator Yow overviewed the project of the Downtown Open Air Pavilion. He stated, "In your packet you will see the outline of the process that DORA has provided. This is a one-time grant used for the construction of an Open Air Pavilion Downtown next to the municipal parking lot which is next to First Baptist Church. DORA has provided the project costs and the City's portion will come from the Hospitality Fund. I would recommend to Council that you pass this Resolution for this much needed project."

Councilmember Jernigan stated, "DORA has done a fantastic job with improving Downtown and working on a lot of projects. They bring a lot of activity downtown and I am pleased with their volunteers and this grant is something they need. This will be an attraction and an asset to the City."

City Administrator Yow provided an explanation of how the City funding occurs. He stated, "The City doesn't just write a check to DORA in the amount of \$150,000.00, but once construction starts, DORA will submit the invoices and we will review the work before reimbursements."

Councilmember Stroman stated, "I agree with Mr. Jernigan and I want to thank the Board also."

Mayor Pro Tem Keitt stated, "This is very attractive and will help Downtown."

2788
Councilmember Hannah asked, "Can I get a copy of the individuals on the DORA Board and their contact information, as I do not know who is on the Board?"

City Administrator Yow stated, "I am sure DORA can get you that information by the end of the week or even by the end of the day."

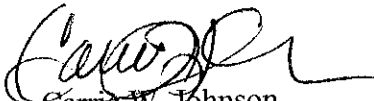
A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to approve a Resolution authorizing a donation of \$150,000.00 to DORA. This motion was unanimously approved.

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

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to enter into an Executive Session for a Legal Matter and Discussion of Claim Assertion of Demetrius Jamison. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie W. Johnson
City Clerk

/pfb





RESOLUTION AUTHORIZING A DONATION OF \$150,000.00 TO THE DOWNTOWN ORANGEBURG REVITALIZATION ASSOCIATION

WHEREAS, the Downtown Orangeburg Revitalization Association (DORA) encourages the development, redevelopment and improvement of the downtown area of the City of Orangeburg and promotes downtown merchants and businesses, and

WHEREAS, DORA is accredited by the National Main Street Center and is a member of Main Street, South Carolina, a service provided by the Municipal Association of South Carolina, and

WHEREAS, DORA'S next physical project will be the construction of an open-air market/pavilion in the downtown area, and

WHEREAS, the City of Orangeburg wishes to support DORA in the construction of its open-air market/pavilion which will contribute to the health, education and general welfare of its citizens.

NOW, THEREFORE, BE IT RESOLVED, by City Council duly assembled this 28th day of January 2019 that the City of Orangeburg will donate the sum of \$150,000.00 to DORA for the construction of an open-air market/pavilion on Russell Street in the downtown area of the City.

BE IT FURTHER RESOLVED, that John H. Yow, City Administrator is hereby authorized to make said donation on the condition that upon completion of the above mentioned project an accounting of said funds shall be provided to the City of Orangeburg.

PASSED BY the City Council of the City of Orangeburg, South Carolina, on this 28th day of January, 2019.

Michael C. Butler

Mayor

Charles Dyer

Dan R. Krotes

Bernard Haire

L. Zimmerman Keitt

John & Thomas

Joe Powell

Members of Council



Attest: *[Signature]*

City Clerk

CITY COUNCIL MINUTES
February 19, 2019

2789

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, February 19, 2019, at 7:00 P.M., in Council Chambers with Mayor Butler presiding.

PRESENT:

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

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to approve the January 28, 2019, Special City Council Minutes, as distributed. This motion was unanimously approved.

Ms. Candice Roberson, DORA Director, updated Council on DORA programs. "She stated, the year 2018 was a great year and we have expanded some programs. There were seventeen (17) new businesses in downtown Orangeburg and seven (7) moved out of the district. This created twenty-six (26) new jobs. Thirty buildings were rehabbed in 2018, with a total investment of \$921,165.00. DORA Events included 1,000 volunteer hours including DORA and the City. Moving into 2019, there are a lot of events planned. Our biggest is the Pavilion build and we are currently negotiating with our contractor. Another item is our Merchant Engagement in getting them involved in DORA and Co-Op events. Our Board is currently in our strategic planning session to develop our initiatives. We have agreed to host Main Street SC in Orangeburg in September. All Main Street Directors will come to Orangeburg for training. We are excited and honored to host them this year. In March, we kick off our community campaign and on March 15th we will kick off our St. Patrick's Day Celebration and the Main Street Band will be performing. In April, we will host our Easter Egg Hunt and downtown restaurants will be open that day for brunch. In May, we will have our Annual Car Show, along with the Festival of Roses as well as the Street Dance that weekend. We are coordinating with the Festival Team for these events. We then move to our Farmers Market and Farm to Table in June. That is what we are looking like for 2019. Also, I would like to ask for permission to sell beer and wine at the St. Patrick's Day Celebration on March 15th. We would love to do that again this year."

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt, to approve the sale of beer and wine at the St. Patrick's Day Celebration being held on March 15, 2019. This motion as unanimously approved.

Mayor Pro Tem Keitt asked, "I know you are trying to keep the downtown doors open while this is going on, what are you doing to promote this?"

Ms. Roberson stated, "I will be walking downtown passing out flyers encouraging them to offer extended shopping hours."

Councilmember Hannah stated, "Mr. William Green came before City Council and asked about lights separate from the City and you may want to piggy back on him and encourage businesses to do this. Secondly, the demographics of Orangeburg are constantly changing, What are the plans of DORA to be more inclusive of the demographics and reflect the demographics on your presentations and projects?"

Ms. Roberson stated, "All of our events are diverse and we have a great representation of our community at our public events from young to old and all walks of life. Our entertainment is diverse."

2790
Councilmember Hannah asked, "So you are going to continue what you are doing. I am asking what or staying the same."

Ms. Roberson stated, "You mean doing something different, adding on to our event schedule?"

Councilmember Hannah stated, "This month is February and it is speaking for itself. I don't have to say anything else, it hits you over the head."

Ms. Roberson replied, "I do understand what you are saying and will take those comments back to our Board and Committee and our strategic planning team is meeting next week to discuss this."

Councilmember Haire stated, "Several years ago there was a study of persons that would come in and assess the City as it related to the City being more attractive. Have you had a chance to study that and what have you implemented from that?"

Ms. Roberson stated, "Yes, I have. I have studied the Charrette and there are a variety of recommendations from short-term, mid-term and long-term. There is a price point on each one of these on how much money is needed to get these items done. One of these that was minimal on cost was that a lot of our community felt it was not safe to come downtown. There was nothing to do and nowhere to park. Our first step was to hold an event once a month and we have implemented this and have been successful. We implemented start up grants and interior up-fit grants for downtown businesses which was another item to assist with funding gaps that was implemented."

Assistant City Administrator John Singh overviewed the Third Reading of an Ordinance to establish the standards for the placement of small wireless facilities in covered areas in the City of Orangeburg, SC, and from other purposes. He stated, "From the last meeting, the Electric Division met with us along with Mr. Ted Creech from AT&T (who is here tonight) concerning the poles and that is being addressed with DPU, along with pole surveys and they are getting this information to AT&T. You should see some movement on that."

Mayor Pro Tem Keitt stated, "That was one of the topics at MASC."

Assistant City Administrator John Singh stated, "We are keeping this as part of the model Ordinance and we are going to have an Exhibit A as a part of the design overlay district for what the Telecom Companies will do. That is these small cells will blend in with the poles. We have gotten that in place and the attachment is a concern. DPU will have a separate agreement with the attachment on small cells. This gives us the opportunity to have a say in the aesthetics. It is not often that we have an Ordinance as a moving target. We may come back with an amendment soon, as this is a moving target."

Councilmember Hannah asked, "How do we measure up to other cities in similar size?"

Assistant City Administrator John Singh stated, "I can't speak on the rates. Again, by having this in place it positions us to have something friendly to Telecom businesses, your citizens will get the technology before a town that may not have this in place. We are trying to be pro-active in this for the increase in speed. One thing I have learned, there is no magic and it just depends on where it goes to increase the speed of the fiber."

A motion was made by Councilmember Stroman, seconded by Councilmember Haire, to approve the Third Reading of an Ordinance to establish the standards for the placement of small wireless facilities in covered areas in the City of Orangeburg, SC, and for other purposes. This motion was unanimously approved.

DPS Director Mike Adams accepted the Character Trait Proclamation for the month of February, 2019, "Justice".

2791

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to enter into an Executive Session for Contractual Matters and purchase of real property located at Boulevard/Railroad Corner and Legal Matters concerning (1) City Fire Tax District and (2) Department of Public Safety Incident dated 12-06-18. This motion was unanimously approved.

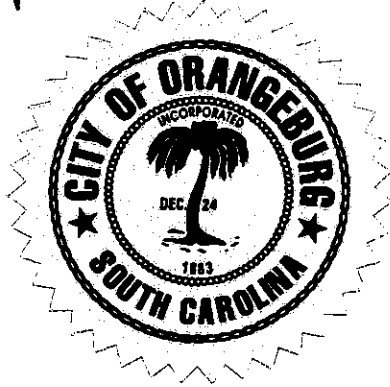
There being no further business, the meeting was adjourned.

Respectfully submitted,



Patricia Phillips
Assistant City Clerk

/pfb



CITY COUNCIL MINUTES
March 19, 2019

2797

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, March 19, 2019, at 7:00 P.M., in Council Chambers with Mayor Butler presiding.

PRESENT:

Michael C. Butler, Mayor
Jerry Hannah
Charles W. Jernigan
Sandra P. Knotts
Richard F. Stroman

ABSENT:

Bernard Haire
L. Zimmerman Keitt – Present for Executive Session

A motion was made by Councilmember Stroman, seconded by Councilmember Knotts to approve the March 5, 2019, City Council Minutes as distributed. This motion was unanimously approved.

Mr. Michael Myers of 521 Starling Road, Orangeburg addressed Council concerning water service at his address. He stated, "I am a disabled veteran who has been a resident of Orangeburg since 1997. I have been a law-abiding citizen who has paid my DPU bills in a timely manner never questioning them. I am here today seeking relief from a situation not of my doing that is affecting myself and three of my neighbors. DPU has a water supply line under the road leading to my property located at 521 Starling Road. The line does not extend to the end of the road but terminates at 470 belonging to Mr. Robert Salsgiver. At this point my water meter along with other neighbors (Allison Inabinet and Shirley Sanders) is on Mr. Salsgiver's property. It is my understanding that their line should extend to the end of the paved State road, but it terminates at Mr. Salsgiver's property ignoring the three of us. Mr. Salsgiver does not want the meters on his property and he is within his legal rights to dig up our lines as they exit the water meter which would leave us without water. I am here tonight to request some assistance in resolving this situation."

Mayor Butler responded, "DPU has Terms and Conditions and rules and regulations and if we start making exceptions, we would have to for everyone. I think you can talk to the Manager of DPU and he can help you with this."

Mr. Myers replied, "I have been there since 1997, why didn't the line extend to the entire length of the road to all the properties."

DPU Manager Harley stated, "We have run into this issue many times and it is not uncommon for neighbors to get together years ago and decide where to put a meter with no written contract or no easement in writing, basically a handshake. New property owners move in and are not aware of this agreement. Property owners are responsible for new lines to be run. The DPU General Terms and Conditions state that outside the City, the customer pays for line extensions."

Mr. Myers stated, "My grandparents were there a long time and I just do not think that they would not want their water extended to their house. Something just isn't right."

Mayor Butler stated, "You can work this out with DPU."

Councilmember Hannah asked, "If DPU runs lines from A to C, B can come in and get a line without a fee?"

DPU Manager Harley stated, "Yes." He then stated, "I think there is a disagreement of the property lines as well with the two property owners."

Councilmember Hannah asked, "If he does pay for the lines, why should someone else be able to tap in for free?"

Mr. Myers stated, "Mr. Salsgiver will clear the lines and dig them up and we will not have water."

2798
Councilmember Hannah stated, "Like the Mayor said, you need to work with DPU."

Mr. Harvey Elwood addressed Council regarding funding for two concerts. He stated, "I am here tonight to ask for money to host two concerts. We were able to secure \$5,000 funding from the County and with your donation, we can host the first concert. The funds from the first concert will be used to host the second concert. We intend to have a revolving fund, so we can have these concerts yearly. We need such events to keep the young people here and not with the wrong crowd. As you know we publicize events in a positive way and perhaps you have some funding that can be used for this?"

City Administrator Yow stated, "We have funds in the Accommodations Tax Fund that can be used for another round of funding. We have approximately \$25,000. The Committee would need to advertise for requests and you can submit your application to them for consideration."

Mr. Elwood stated, "I am aware of the process, we had to do that with the County."

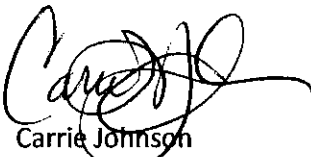
Mayor Butler recognized Mr. Al Jenkins from Senator Tim Scott's Office and City Administrator Yow stated that he was assisting the City with Opportunity Zones.

A motion was made by Councilmember Stroman and seconded by Councilmember Knotts to enter into Executive Session for Legal/Contractual Matters concerning DPU Terms and conditions, a Legal Matter concerning Fire Sprinkler Tax Credit Statutory Restrictions and Requirements and a Contractual Matter concerning Piedmont Development Company, Railroad Corner. This motion was unanimously approved.

Mayor Pro Tem Keitt was present for Executive Session.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie Johnson
City Clerk



/lrm



RESOLUTION FOR FAIR HOUSING

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Orangeburg, South Carolina, in Council assembled, do officially recognize April as

“Fair Housing Month”

Passed by the City Council of the City of Orangeburg, State of South Carolina, this 2nd day of April 2019.



Michael C. Butler
MAYOR

James Hair

Doreen P. Reeves

L. Zimmerman Hill

Richard A. Horn

James H. ...

Chris ...
MEMBERS OF COUNCIL

ATTEST:
[Signature]
City Clerk



RESOLUTION GRANTING A FIRE SPRINKLER SYSTEM TAX CREDIT TO LONGWOOD PLANTATION-FHE, LLC

WHEREAS, Longwood Plantation-FHE, LLC (herein after referred to as "Longwood") is the owner of a commercial residential assisting living structure located in the City of Orangeburg and

WHEREAS, Longwood anticipates the installation of a fire sprinkler system in one of its structures located on Longwood Drive in the City of Orangeburg and having a County tax map number of 0174-09-06-019.000, and

WHEREAS, Longwood has requested that the City grant it a tax credit as authorized by South Carolina Code Ann. Sec. 12-6-3622, and

WHEREAS, the City finds that the installation of said sprinkler system will reduce the risk of injury and death in fire incidents due to the age and/or infirmity of the residents of the Longwood home.

NOW, THEREFORE, BE IT RESOLVED, by City Council duly assembled that a fire sprinkler system tax credit is hereby granted to Longwood Plantation-FHE, LLC in the amount of 25% of the direct expenses incurred by Longwood in the installation of a sprinkler system on the following conditions;

1. Invoices, work orders and other documentation of the direct expenses incurred by Longwood in the installation of the fire sprinkler system is provided to the City of Orangeburg on or before October 1, 2019;

2. The fire sprinkler system to be installed must meet the requirements of South Carolina Code Ann. Sec. 40-10-20;

3. The granted tax credit shall be credited against the real property taxes levied by the City of Orangeburg on tax parcel 0174-09-06-019.000 for the tax year 2019.

PASSED BY the City Council of the City of Orangeburg, South Carolina, on this 2ND day of April, 2019.



Michael C. Butch
Mayor

Sam Haire

Trisha P. Knott

L. Zimmerman

Richard J. Stone

Demetrius

Charles
Members of Council

Attest: Carrin
City Clerk

CITY COUNCIL MINUTES

April 2, 2019

2799

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, April 2, 2019, at 7:00 PM in Council Chambers with Mayor Butler presiding.

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Charles W. Jernigan
L. Zimmerman Keitt, Mayor Pro Tem
Sandra P. Knotts
Richard F. Stroman

Mayor Butler recognized Girl Scout Troop #628.

A motion was made by Councilmember Knotts, seconded by Mayor Pro Tem Keitt to approve the March 19, 2019, City Council Minutes as distributed. The vote was 6-0-1. Councilmember Haire abstained as he was not present at the last meeting.

Ms. Candice Roberson of Downtown Orangeburg Revitalization Association addressed Council. She stated "I was here previously giving you an update on DORA. Tonight, I wanted to let you know what is going on with our Strategic Planning. We are adding beautification to our vacant storefronts, so you may see window treatments and pictures in our windows. We are taking an inventory of vacant buildings and rating them as to what work is needed in any of them or what state the building is in. We are creating a downtown shopping and dining guide for downtown activities which will be in electronic version and paper. We are engaging with our merchants the first Wednesday of the month. Tomorrow's meeting will be at Thelma's. We will serve coffee and you can order breakfast as well to engage the merchants in activities and receive feedback on what they want to see in the downtown area. We are also working with our Memberships and engaging our volunteers. As far as events, we have the Street Dance on May 3. Riptide will be playing, and Presley Aaron will open for them. The car show will be May 4. We will have our Farm to Table dinner on June 6 and it will be moving to the 1300 block of Russell Street. Our Food and Craft Beer Festival will be September 21. I would like to ask permission to serve beer and wine at the Street Dance, the Farm to Table Dinner and the Food and Craft Beer Festival."

A motion was made by Councilmember Jernigan, seconded by Mayor Pro Tem Keitt to approve DORA's request to serve beer and wine at the Street Dance, the Farm to Table Dinner and the Food and Craft Beer Festival. This motion was unanimously approved.

Mayor Pro Tem Keitt stated, "I like that you are getting the merchants involved and we will try to get to these meetings."

Councilmember Jernigan stated, "I applaud what you are doing in Orangeburg and I think it is because of your leadership."

Ms. Roberson stated, "It takes a team and that includes the City of Orangeburg as well."

Councilmember Hannah asked, "Have you taken into consideration that South Carolina State University (SCSU) has a football game on September 21?"

Mr. Roberson stated, "Yes we have and with all football schedules it is hard. Our event starts at 11:00 AM so you can come here first and tailgate and then go to the game that afternoon."

City Administrator Yow addressed Council regarding a Resolution granting a Fire Sprinkler System Tax Credit to Longwood Plantation. He stated, "On March 3, Mr. Clay Fowler, owner of Longwood Plantation came before Council asking for a tax credit for installing a fire sprinkler system in a building that was not required by law to have the system. Council took this under

advisement and now we are bringing this back before Council for your consideration of this Resolution. I would like to state that this credit would be for one year and it will be in the approximate amount of \$7,600.00.”

2800
Mayor Butler stated, “I am in agreement with this. They are providing a service to the community and helping the elderly and those with dementia and I feel this is a good move.”

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt to approve the Resolution granting a Fire Sprinkler System Tax Credit to Longwood Plantation. This motion was unanimously approved.

City Administrator Yow addressed Council regarding a previous request from Mr. & Mrs. Terry Benton of 752 Banning Street, Cope, SC from March 5, 2019. He stated, “They have requested water service and are willing to sign the covenant but were not able to get all the family members to sign. It is now up for your consideration.”

Councilmember Stroman asked, “Can we waive this and give them the water as they live 16 miles out?”

Mayor Butler stated, “We would have to change the terms and conditions and more people would be coming in for the same reasons.”

Councilmember Haire made a motion to deny the request and not waive the conditions of the covenant as spelled out in the Terms and Conditions of DPU, seconded by Councilmember Jernigan. The vote was 6-0-1, Councilmember Stroman abstained.

Ms. Evelyn Disher, Executive Director of the Community of Character, accepted the April 2019 Character Trait Proclamation, “Determination.”

Assistant City Administrator Singh addressed Council. He stated, “The Fair Housing Month Resolution is an annual Resolution. It is an important one, not only for procedural purposes, but it is also for grants. Our most recent Comprehensive Plan stated we need to provide safe and clean housing, and this also reiterates that.”

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire to approve a Resolution declaring April 2019 Fair Housing Month in the City. This motion was unanimously approved.

City Administrator Yow addressed Council regarding the FY 2019-2020 proposed Budget Calendar. He stated, “I want to make mention several dates to bring to your attention. Tuesday, June 25 and Wednesday June 26 for our Planning Retreat. Tuesday, July 9 and Wednesday, July 10 for our Budget Workshops. Also, Tuesday, July 2 and Tuesday, July 16 for cancelling our regularly scheduled Council Meetings. If needed, we can call a special meeting if business dictates. There is no action needed tonight, I just want to bring this to your attention and see if anything needs to be changed or updated and for you to check your calendars before the next meeting.”

Mayor Butler asked, “Is it possible for us to have the meetings during the day? Can we possibly have it earlier instead of 5:00 PM? I think most of us do not work and I would like to see if we could meet earlier.”

City Administrator Yow replied, “It is up to Council. We would just need to adjust our calendar. Please discuss it and get back with me on the times. We will place the budget calendar on Council’s April 16th meeting for official action.”

DPU Manager Harley updated Council regarding a re-appointment and two new appointments to the Grievance Committee. He stated, “The terms of three of our members have expired we would like to reappoint, Willie Wearing of the Electric Division and two new appointments of Yamira Nevarez of the Administrative Division and Jordan Miles of the Wastewater Division.”

Councilmember Haire asked, “On the two others, did their time expire or did they not wish to serve?”

Manager Harley stated, "Their time expired."

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire to reappoint Mr. Willie Wearing and appoint Yamira Nevarez and Jordan Miles to the DPU Grievance Committee. This motion was unanimously approved.

2801

A motion was made by Councilmember Haire and seconded by Councilmember Knotts to enter into Executive Session for Legal Matter concerning City Fire District, Contractual Matter concerning Piedmont Development Company, Railroad Corner and Personnel Matter concerning DPU – Employee Grievance Matter. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts to return to open session. This motion was unanimously approved.

Council returned to Open Session.

A moment of silence was taken for the young lady who was killed in Columbia at Five Points.

No action was taken on the Legal Matter of City Fire District and Contractual Matter of Piedmont Development Company, Railroad Corner.

Mayor Pro Tem Keitt stated, "As we have discussed in Executive Session, we accept the recommendations from the Grievance Committee and confirm their decision and uphold the termination." This motion was seconded by Councilmember Haire. The motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts to adjourn. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Carrie Johnson
City Clerk

/lrm



CITY COUNCIL MINUTES
April 16, 2019

2803

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, April 16, 2019, at 7:00 PM in Council Chambers with Mayor Pro Tem L. Zimmerman Keitt presiding.

PRESENT:

Bernard Haire

Jerry Hannah

Charles W. Jernigan

L. Zimmerman Keitt, Mayor Pro Tem

Sandra P. Knotts

Richard F. Stroman

ABSENT:

Mayor Butler

Mayor Pro Tem L. Zimmerman Keitt welcomed and recognized students from Claflin University.

A motion was made by Councilmember Stroman, seconded by Councilmember Knotts to approve the April 2, 2019, City Council Minutes as distributed. The vote was unanimous.

Mrs. Martha Ford of 506 Azalea Drive and Edward and Carrie Lewis of 494 Azalea Drive addressed Council regarding a ditch on Azalea Drive. Mrs. Ford stated, "On August 15, 2017, we came to the Council Meeting to discuss a ditch that runs between two residences. There still hasn't been anything done to get this resolved and there is still eroding, and the ditch is breaking down. We would just like to know what has or will be done?"

Mrs. Lewis stated, "This ditch is dangerous. There are snakes in this ditch. One even was on my porch. There is water everywhere and kids cannot go into the yard. I cannot even use my yard. We have to call several times before the ditch is cut."

Mr. Edward Lewis stated, "What is going on here is not right. This was voted on and Mrs. Keitt, you seconded it. Now I am told it is not in the minutes now. God made us equal, no man is better than the next. The lawyer's ditch was closed and piped. We need to know what progress is being made on the ditch."

Mayor Pro Tem Keitt asked, "Who did his?"

Mr. Lewis replied, "The City did."

City Administrator Yow replied, "Some of what Mr. Lewis is stating is accurate and some of it is different. At the last meeting concerning this item, the Mayor stated he would get with former SCDOT Commissioner Glover and I know he did that and there was no grant available. The City has this ditch on a schedule to mow at least four times a year. The other ditch in question, there were two grants, a Soil and Water Conservation grant and a SCDOT grant. That ditch was much larger than this one and SCDOT had an easement on that ditch. There is no SCDOT easement on the Azalea ditch."

Mr. Lewis stated, "What about the sewer pipe?"

CA Yow replied, "Is there something wrong with the pipe?"

Mr. Lewis stated, "It is eroding, and they will need to get permission to go in my yard to work on it."

Mr. Lewis asked, "My representative, Mr. Hannah, what can you do to help us?"

2804
Councilmember Hannah replied, "I understand what you are saying, and you are trying to protect your family, yourself and the City. This is a precarious situation. I can't tell you everything that was said. If mowing was to be done, we have done that. If something else was to be done, I will need to check on that. I know that I have talked with you about this. We have to find out what was said. Secondly, we are going to take this spaghetti that you have given us, and we are going to work on this and turn it into a meatball. If I come to you, and say this is it, then that is all. If not, we will let you know. You know what we will do. I am not apologizing for the City or myself, I applaud you for standing up and trying to get something done."

City Administrator Yow stated, "We have contacted SCDOT and you have to understand if there is not an easement, the City cannot do anything about it. That ditch was there long before those houses were there. We have to look at the history behind this. We have inquired more than one time to the State about this ditch and the drainage box. The street and box are SCDOT property."

Mr. Lewis asked, "What about the pipe?"

City Administrator Yow asked, "Is there a problem with the pipe?"

Mr. Lewis replied, "Isn't it supposed to be covered?"

City Administrator Yow replied, "I would have to refer that to DPU Manager Harley."

MPT Keitt stated, "We are going to look into it and I am not sure what will be done, but we are going to take this into consideration."

City Administrator Yow asked, "What schedule is that ditch on Mr. Roger Brant?"

Service Department Director Brant stated, "That ditch was cut four times last year. That ditch is cut more than any other ditch in the City. Mr. Lewis and Mrs. Ford call me requesting the ditch be mowed. With the rain, the yard is not dry, and we cannot cut it until the rain stops. This ditch takes water from state streets that the state owns."

Mr. Lewis stated, "I can fill up the ditch with dirt."

Service Department Director Brant stated, "The grading of that property runs rain from the property to the ditch and the problem is with the design."

Mr. Jason Bair of Orangeburg addressed Council. He stated, "My father used to build roads and worked for the County and one of his issues was they used the road as a ditch. The water runs down the yards to the end of the road. There are flowers and a tree in Mrs. Ford's yard that have died for lack of oxygen as her yard is so saturated with water. She moved here and doesn't know about the grading situation or how things work. I just wanted to put in my point there is a lot of issues and water is running around her house and her house has a crack in the foundation now."

Mayor Pro Tem Keitt said Council would look into this further.

Councilmember Stroman made a motion, seconded by Councilmember Haire to adopt the Budget Calendar for Year 2019-2020. The vote was unanimous.

City Administrator Yow overviewed the authorization for the City Administrator to accept a Department of Commerce grant to help offset costs of obtaining a vendor to assist in the structuring of a competitive Opportunity Zone Prospectus. He stated, "The grant is \$25,000 with a City match. We had our proposal in the very first day. Mr. Singh has done a great job on this and we are happy to bring this before Council."


Councilmember Haire made a motion, seconded by Councilmember Knotts to authorize City Administrator Yow to sign acceptance of SC Department of Commerce Opportunity Zone Grant Award. The vote was unanimous.

DPU Director Harley overviewed the proposed budget calendar for Fiscal Year 2012²⁸⁰⁵ He asked Council to review their calendars and DPU would bring this item back to a Council Meeting in May for approval.

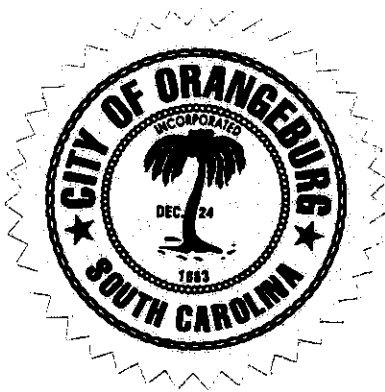
A motion was made by Councilmember Haire and seconded by Councilmember Knotts to enter into Executive Session for Legal Matter concerning James Westly Garvin vs. SC Electric Gas. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Carrie Johnson
City Clerk

/lrm



2806

**City Council Minutes
May 7, 2019**

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, May 7, 2019 at 7:00 P.M. in Council Chambers with Mayor Butler presiding.

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Charles W. Jernigan
L. Zimmerman Keitt, Mayor Pro Tem
Sandra P. Knotts
Richard F. Stroman

A motion was made by Mayor Pro Tem Keitt and seconded by Councilmember Stroman to approve the April 16, 2019, City Council minutes as distributed. The motion was unanimously approved.

Mr. Shawn Taylor, City of Orangeburg Parks and Recreation Superintendent, introduced the 10U Division 1 basketball team and coaches and presented them with a Championship banner for winning the Southern District Tournament. Mr. Taylor added the team advanced to the championship game with only one loss. The banner will be displayed at the City Gym.

Ms. Brenda Jamerson, Chairperson of the Board for the Samaritan House, provided an update on the activities that the new Board have been working on since their establishment in January 2019. Those activities include a complete review of the facility that was previously used for the Samaritan House and the development of revenue needs, anticipated revenue receipts, and grant opportunities for both initial startup and on-going yearly operational costs. Packets outlining those items were individually distributed to all Councilmembers during the meeting, and the same information was presented to Orangeburg County Council on May 6, 2019. The Board is requesting \$75,000 to assist with start-up expenses and \$100,000 to fund on-going yearly operational expenses.

Both Mayor Pro Tem Keitt and Mayor Butler thanked the Board for their work thus far, and Mayor Butler indicated that the request will be taken under consideration by Council.

City Parks and Recreation Director Shaniqua Simmons presented the Accommodations Tax Advisory Committee recommendations for the second round of funding for Accommodations Tax Funds for the current fiscal year. Director Simmons explained, "Four applications for funding were received for this round, and three have been recommended for funding as follows: Blue Bird Building Fund \$15,500; Garden City Elite \$4,500; New Perspectives Media \$5,000."

Mayor Pro Tem Keitt asked, "Why was DORA not funded?"

Director Simmons replied, "They were funded in the first round."

Councilmember Jernigan asked, "What is Garden City Elite?"

Director Simmons explained, "They are an Orangeburg based travel basketball team consisting of children in fourth through sixth grades. All of the members of the teams are from the City of Orangeburg and surrounding areas. This year alone they have hosted two tournaments at the City Gym. Their funding request is for advertising materials."

City Administrator Yow commented, "The funding is to promote the tournaments held here in Orangeburg, not the teams specifically." 2807

Councilmember Jernigan asked, "What is New Perspectives Media?"

Director Simmons responded, "This organization is hosting two concerts later this year tentatively planned to be held at Martin Luther King Auditorium at South Carolina State University. Their funding request is for advertising materials, and they received \$5,000 from Orangeburg County."

Councilmember Haire made a motion to approve the recommendations of the Accommodations Tax Committee and was seconded by Mayor Pro Tem Keitt. The motion was approved unanimously.

Assistant City Administrator John Singh presented a resolution establishing and agreeing to participate in the Lower Savannah Regional Home Consortium. He explained, "Orangeburg County is the lead agency of the Consortium and this is a way to ensure that Housing and Urban Development (HUD) funding can come to smaller communities. If your community isn't part of the Consortium, this type of funding is not eligible for the community"

A motion was made by Mayor Pro Keitt and seconded by Councilmember Knotts to approve the Resolution establishing and agreeing to participate in the Lower Savannah Regional Home Consortium. The motion was approved unanimously.

Assistant City Administrator John Singh presented the Resolution authorizing the execution and delivery of a Lease Agreement. He stated "This is an annual item that is completed as part of the normal budget process and is used to fund capital expenditures that had been previously approved in the budget. Those expenditures were bundled, and the amount was put out for bid. The lowest rate received was with South State Bank for 2.35% for the requested \$722,000. The lease term will be for three years."

A motion was made by Councilmember Stroman and seconded by Councilmember Knotts to approve entering into the Lease Agreement. The motion was approved unanimously.

City Public Works Director Dean Felkel requested approval for the purchase of a Sanitation Grapple Loader Unit in the amount of \$144,113 for the City. He explained, "This item was part of the capital expenditures approved during the budget process for this year in the amount of \$170,000. Bids were requested for the item, and the North Carolina Sheriffs' Association which is a third-party purchasing agent came in with the lowest bid. Currently the City has three additional units in use, and this new unit will replace an older unit that was auctioned earlier this year."

A motion was made by Councilmember Knotts and seconded by Mayor Pro Tem Keitt for approval to purchase. The motion was unanimously approved.

Ms. Evelyn Disher, Executive Director of the Community of Character, accepted the May 2019 Character Trait Proclamation, "Honor."

DPU Manager Warren Harley presented the DPU Budget Calendar for Fiscal Year 2019-2020 for approval. He pointed out both the June 13th Budget Workshop and August 13th Special Council Meeting as key dates and indicated that these were the same times used last year for these activities.

A motion was made by Councilmember Haire and seconded by Councilmember Knotts for adoption of the DPU Budget Calendar for Fiscal Year 2019-2020. The motion was unanimously approved.

2808

A motion was made by Mayor Pro Tem Keitt and seconded by Councilmember Stroman to enter into Executive Session concerning a Personnel Matter concerning Municipal Judge. The motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectively submitted,



Tricia Phillips
Assistant City Clerk

/lrm





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 May 2019, 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 \$722,000.00 at an annual interest rate of 2.350% for three (3) years, by entering into an Lease Agreement with South State Bank as Lessor and the City of Orangeburg as Lessee (the "Agreement") according to the terms set forth in the Bid Proposal from South State Bank (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 will take 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, Finance Director

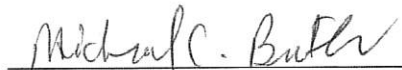
RESOLVED, the Lessee covenants that it will perform all acts within its power which are or may be necessary to ensure that the interest portion of the rental payments coming due under the Agreement will at all times remain exempt from federal income taxation under the laws and regulations of the United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

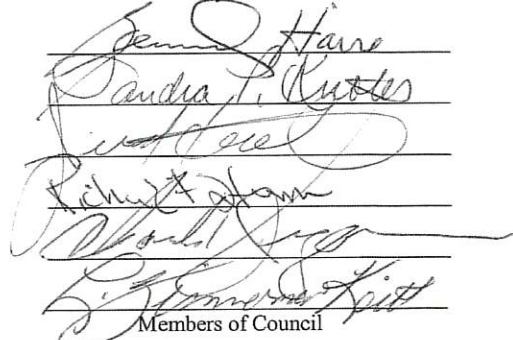
Passed by the City Council of the City of Orangeburg, South Carolina this 7th day of May 2019.



ATTEST:


City Clerk


Michael C. Butler
Mayor


Members of Council



RESOLUTION

A RESOLUTION ESTABLISHING AND AGREEING TO PARTICIPATE IN THE LOWER SAVANNAH REGIONAL HOME CONSORTIUM

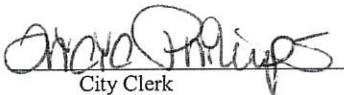
- WHEREAS,** the Congress of the United States has enacted the Cranston-Gonzales National Affordable Housing Act of 1990 (hereinafter the "Act") which created the Home Investment Partnerships Program (hereinafter the "Home Program") to provide funds to states and local governments for affordable housing assistance with the flexibility to decide what kind of housing assistance or mix of housing assistance is most appropriate for local needs; and,
- WHEREAS,** the City of Orangeburg has affordable housing needs; and,
- WHEREAS,** the City of Orangeburg desires to increase affordable housing opportunities for its present and future residents, particularly for very low-income persons; and,
- WHEREAS,** the City of Orangeburg desires to enter into affordable housing development activities which are directed toward the above general purposes, and for those reasons, wishes to seek such Federal funding as may be available to it pursuant to the Act; and,
- WHEREAS,** the City of Orangeburg desires to enter into the affordable housing activities and has determined that joint action with other units of local governments that choose to participate in accordance with the "Inter-Governmental Agreement Establishing the Lower Savannah Regional Home Consortium" the terms of which are incorporated by reference and such relevant HUD regulations and requirements as may now or hereafter be in effect would benefit the City of Orangeburg.

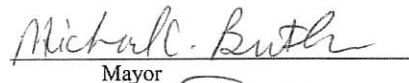
BE IT FURTHER RESOLVED, that the Mayor and City Council, in Council duly assembled, authorize John H. Yow, City Administrator of the City of Orangeburg to sign the "Inter-Governmental Agreement Establishing the Lower Savannah Regional Home Consortium FY 2020-2022" on behalf of the City of Orangeburg, as well as all other documents necessary to form the Consortium and to carry out and fulfill its purposes for FY 2020-2022.

ADOPTED BY the City Council of the City of Orangeburg, State of South Carolina, this 7th day of May 2019.

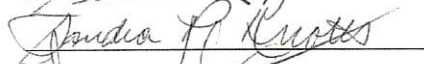


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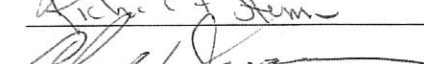

City Clerk

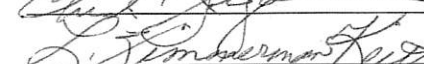

Mayor











Members of Council

CITY COUNCIL MINUTES

May 21, 2019

Orangeburg City Council held its regularly scheduled meeting on Tuesday, May 21, 2019 at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

PRESENT:

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

ABSENT:

Jerry Hannah

A motion was made by Councilmember Knotts, seconded by Mayor Pro Tem Keitt, to approve the May 7, 2019, City Council Minutes as distributed. This motion was unanimously approved.

City Administrator and Mayor Butler presented retirement resolution and watch to Ms. Paulette Blackwell for 32 years, 6 months of service to the City of Orangeburg Administration Department.

Mr. William Green of the City of Orangeburg addressed Council. He stated, "I am here tonight on behalf of bullying. Some places in this country, the suicide rate is 30% and we need to save our children and adults. I am having a forum at the library on bullying in the job force, schools, neighborhoods, families and churches. I want the City to come aboard and work on this issue. I am going to make an appearance at the County Council on this also. There are fights and shootings that stem from bullying. I, myself, was recently exposed to bullying. I spoke at a meeting here and received a letter in the mail to my apartment. I don't know who it was, and I didn't need to make any appearances at the Council Meetings because I would be brought down. To me, I consider it to be bullying and a threat to my life because it came to my apartment. I am really on board with this and have gotten people from SCSU and Claflin involved and the other schools. That is why I am here, and I will update you as needed."

Mayor Pro Tem Keitt asked, "Have you spoken with Shaniqua Aiken?"

Mr. Green replied, "I spoke to her briefly and she is supposed to be getting in contact with me."

Mayor Pro Tem Keitt asked, "Do you have a date yet?"

Mr. Green replied, "I do not have a date yet because the library's calendar is full, and I will probably do it when school gets back in."

Mayor Pro Tem Keitt stated, "It is very important, and we have to look at what's going on. We need to do more. Whatever we can do, I will do what I can."

Mr. Green replied, "Kids are taking guns and knives to school to protect themselves."

There were no other questions or comments.

Ms. Merle K Buck of 1578 Riverbank Drive addressed Council regarding wrecks in her front yard. She stated, "We have lived here since 2002 and we understand that 65 feet of our front yard is right of way owned by SCE&G and Riverbank Drive is maintained by the State. We take pride in our yard and we maintain the easements and right of ways. Prior to Friday, May 10th, there have been several automobile accidents at 1578 Riverbank Drive and across the street as well. Our mailbox has been destroyed several times by reckless drivers as well as motorcycle drivers skidding into our yard. Recently, a car wrecked into our property and the driver fled the scene and then removed the car by digging his tires in our yard that we had to clean up. On Friday, May 10th, there was another wreck where the car skidded and flipped into our yard and the adjacent property owner's, Richard Stroman. While at work, I received calls that there were firetrucks in my yard

2810
and I contacted my husband. Once he returned home, he found ambulances, rescue squads, fire trucks and police vehicles in our yard. Traffic was backed up on Riverbank as well. The driver was entrapped and had to be rescued. The car and the driver were gone when I came home, so I do not have pictures of those. I do have printed pictures of the curve prior to our residence on Riverbank. The drivers are not aware of this curve coming from Pinehill to Hillsboro and are not aware of the curve coming in the opposite direction so that is why Tommy Gue has experienced the same thing in his yard. I have pictures that show the road and the bends and curves. Both of our families have grandchildren that play in the front yard and our yards are maintained and grass is cut frequently. Please look at these pictures of the ruts in the yard and the curves. I was first going to seek a speed bump, but I was informed this could not happen. We are asking instead of warning signs of the sharp curves so that will slow down these drivers. Also, I have pictures of the City where curves are 15 mph or 30 mph. The righthand tire that wrecked in our yard was 45 feet from the white line from the road."

Mayor Butler asked, "Are there any signs out there about the curve?"

Ms. Buck replied, "No."

Councilmember Haire asked, "You mentioned someone came into your yard and got stuck and left the scene. Did the police get called?"

Ms. Buck replied, "They left and came back, and the police were there when they came back."

Councilmember Jernigan asked, "In one of your pictures, I see the speed limit sign of 45 mph, is that the whole area? I thought the speed limit in the City was 35 mph in a residential area?"

City Administrator Yow stated, "Unless otherwise posted."

Chief Adams replied, "We have had 17 accidents from Moore road to Pinehill in the last three years, mostly at Hillsboro and Riverbank. There have been three at Gue and Rutledge."

Councilmember Haire asked, "Have we set up speed checks in the area?"

Chief Adams replied, "We have set up radar operations in the area and we are going to set up an electronic speed monitoring sign in the area to help educate these people."

Councilmember Stroman stated, "On May 10, I was in my yard and I heard a large crash or noise. I went around my house and there was a car in the ditch. The Service Department Supervisor, Wattie, was in the area and I told him to call the police. In about three minutes, six or eight police were there. Wattie and Chief Adams went to the car and went inside of it. We have to do something about the curve. Someone is going to get hurt if we don't do something about it."

City Administrator Yow stated, "I agree with Ms. Buck, we cannot do anything about it, but we can write the SCDOT and ask for signage and to lower the speed approaching the curve. Hopefully, they will agree to install signs just like on Columbia Road. Some of the signs on Columbia Road have been run over."

A motion was made by Councilmember Jernigan seconded by Councilmember Stroman to direct City Administrator Yow to contact SCDOT regarding signage on Riverbank regarding curves and speed. The motion was unanimous.

Mr. Grant Davis of Mauldin and Jenkins CPA's and Advisors addressed Council regarding the FY 2017-2018 audit for FY ending 9/30/2018 for the City of Orangeburg and the Department of Public Utilities. He stated, "In the Annual Financial Report on page 1, it is our Independent Audit Report under the Opinion Section, the opinion is unmodified. It is the best result you can get. Below that,

is the emphasis of matter where the City implemented GASB 75 regarding post-employment benefits. On page 4, is the Management's Discussion and Analysis. This offers financial highlights and comparison to see how things change from year to year. The following statements are specifically related to the General Fund. You can see the General Fund has six million dollars (\$6,000,000) in cash and three million dollars (\$3,000,000) in investments. That is partially offset by some liabilities of accrued salaries and some Accounts Payable. All in all, the City has a fund balance of 8.6 million dollars (\$8,600,000). The 5.9 million (\$5,900,000) in cash represents of 4 months of spending. The cash balance on hand at 9/30/2018 represents four months of that. Those are good numbers. On page 18 is the Income Statement of the General Fund and other funds. Total Revenues are 11.2 million and expenses of 18.1 million and then there is a section of Other Financing Sources which is an accounting term for proceeds of capital leases, issuance of debt, sale of assets and transfers between funds. We had a decrease in equity of \$946,000 in 2018. On page 20, DPU has unrestricted cash of 20.5 million (\$20,500,000) and restricted cash of 6.3 million (\$6,300,000) and investments of 30 million dollars (\$30,000,000) and total cash and investments of 57 million dollars (\$57,000,000). DPU had equity of 256 million dollars (\$256,000,000) as of 9/30/2018. Page 21 shows its income statement of 103 million dollars (\$103,000,000) in revenues vs. expenses of 89 million (\$89,000,000) (which includes depreciation expense which is a non-cash item) which generated income of 13 million dollars (\$13,000,000). DPU transferred 5.4 million (\$5,400,000) to the City and at the end of the year is a change of net position of 7.2 million dollars (\$7,200,000). On page 22, a couple of numbers to point out. Cash flow of 19.8 million dollars (\$19,800,000), the transfer out to the General Fund of 5.4 million dollars (\$5,400,000), the acquisition of capital assets of reinvesting in their infrastructure and paying down some debt, all in all this resulted in a decrease of cash of \$3.7 million dollars (\$3,700,000). On page 91, is the second of the two reports and it is the independent auditor's report on internal control over financial reporting and on compliance and other matters. It is not designed to offer an opinion and we did not have any instances of non-compliance and there were none to report."

Mayor Butler asked, "Overall, what do you see as far as the City, are we in good shape?"

Mr. Davis replied, "Going back through some of those numbers in cash and investments of 9 million dollars. All that results in a pretty liquid fund balance. Another thing to consider is where you are on the property tax calendar. Your year end is 9/30 and most of those taxes are already paid. In light of that, you are at your lowest point as far as cash. At the end of the day, I feel like having 9 million (\$9,000,000) in the General Fund is a good thing. That can go away pretty quickly with capital spending as personnel costs continue to rise and insurance costs are burdensome. PEBA has finally capped the retirement rates for now, but that is still going to go up a little for the next few years."

Councilmember Stroman asked, "From 2017 to 2018, did DPU have more cash?"

Mr. Davis stated, "They actually had less cash, you can see that on page 22. They had 30.6 million (\$30,600,000) in cash, restricted and non-restricted, the decrease in their cash is 3.7 million dollars (\$3,700,000). What you have to also consider is that they have paid down some debt, invested in their infrastructure of 17 million dollars and cash flows from operations totals 19.8 million dollars (\$19,800,000). DPU had a great year and they had a better year than 2017. Operating income was up by 13.2 million dollars (\$13,200,000)."

Mr. Davis overviewed Hillcrest Golf Course and the Airport. He stated, "On page 85, these are funds that are supposed to operate as a business and are supposed to be self-sustaining. If we wanted to talk about net income, we need to look at page 87. The Airport had an operating loss of \$1,180,313 which includes depreciation. If you back out the depreciation of \$931,929, you have about a \$200,000 loss. The Airport operated with a \$93,000 income and spent \$93,000 on assets."

City Administrator Yow replied, "That is a good year for the Airport operating statement."

Mr. Davis stated, "Pro Shop is really a wash. We transfer the income to Hillcrest Golf Course, so it will also show zero cash. Next is Hillcrest Golf Course with a negative cash of about \$200,000 where it used money to operate. There was a transfer from the General Fund of about \$374,000 and it purchased assets of \$174,000. To Highlight, Municipal Golf Courses are typical money losers. You can go down to Goose Creek and look at it and it is now rolled up in a recreation fund. You have to go to huge population centers to show a profit. The Golf Course is not self-sustaining

and instead of showing a big deficit and having a payable to the General Fund that we ultimately don't think it can collect. We have to wash out the accumulated loss, the General Fund is sustaining the Golf Course. Last year was the first year this was done to write off cumulative prior year's losses. It will do this every year unless something miraculous will happen. We have to assess this and if it doesn't generate positive cash flows, we have to slide over the money to make it even. That is not uncommon for golf courses."

Councilmember Haire made a motion to accept the audit presentation, seconded by Councilmember Knotts. The vote was unanimous.

Mayor stated that the next item is the appointment of the full-time Municipal Court Judge to part-time. A motion was made by Mayor Pro Tem Keitt and seconded by Councilmember Haire.

Councilmember Jernigan asked, "Why are we doing this?"

Mayor replied, "This is something that the Judge requested."

Councilmember Jernigan asked, "He asked to be put on part-time?"

Mayor stated, "Yes."

Councilmember Jernigan asked, "What are his hours going to be?"

Mayor Butler stated, "We haven't worked that out yet."

Councilmember Jernigan asked, "What are his responsibilities going to be?"

Mayor Butler stated, "We haven't worked that out yet."

Councilmember Jernigan asked, "How about his salary?"

Mayor Butler stated, "We haven't worked that out yet."

City Attorney Walsh stated, "Mr. Mayor, the code requires you make the appointment for the Municipal Judge, you appoint with his compensation."

Mayor Butler replied, "We discussed keeping him at his same salary, making him part-time and an Administrative Judge."

City Attorney Walsh stated, "That has to be part of the motion."

Mayor Butler stated, "We didn't put the salary part in with the motion."

Councilmember Jernigan asked, "What about his hours?"

Mayor Butler replied, "We haven't discussed that."

Councilmember Jernigan asked, "We are going to have two part-time judges?"

Mayor Butler replied, "One is Administrative, and one will be a part-time judge."

Councilmember Jernigan asked, "Are they going to rotate?"

Mayor Butler replied, "Yes, he is going to work every day, but we haven't discussed all of the options."

Councilmember Jernigan asked, "Is he going to work in his law practice?"

Mayor Butler replied, "He is permitted to do so if he is part-time."

Councilmember Jernigan asked, "Why did he ask to be part-time?"

Mayor Butler stated, "I cannot bring that up right now. You need to ask him yourself."

Councilmember Jernigan stated, "It is our decision."

Mayor Butler stated, "What we are discussing right now is making the motion. If you need more information, you need to ask him." 2813

Councilmember Jernigan stated, "I think the citizens have the right to know that if we are going to make him part-time and leave him at the same salary, that doesn't sound right."

Mayor Butler stated, "The rules of the municipal council states that we have the right to set his salary and make him part-time. We are exercising our right to do that."

Councilmember Jernigan stated, "I don't believe that we should make him part-time with the same salary. That isn't right."

Councilmember Stroman asked, "Will he be responsible for the whole court?"

Councilmember Jernigan asked, "Is his salary not going to change, his hours not going to change, and his duties are not going to change?"

Mayor Butler stated, "You have the right to ask him."

Councilmember Jernigan stated, "Just answer the question."

Mayor Pro Tem Keitt stated, "We discussed this in executive session and all the questions should have been asked. We need to make the motion and move on."

Councilmember Jernigan stated, "Are you saying I cannot ask these questions?"

Mayor Pro Tem Keitt stated, "I am not saying you cannot."

Councilmember Jernigan stated, "Then I am asking the question that his time, duties and salary will not be changed, but he will be called part-time. That doesn't make sense or there is something wrong with it."

Mayor Pro Tem Keitt stated, "The wording would be different because it would be an Administrative Judge."

Councilmember Jernigan stated, "I don't have a problem with that, what I have a problem with is what I just asked, and no one has told me the answers to that."

Mayor Butler stated, "You can vote no, and we gave you the rules in executive session and we are going to move on."

Councilmember Jernigan asked, "I don't think that is right, I am going to protest that. I think you are trying to sweep it under the rug so to speak and not answer my question."

Mayor Butler stated, "We read the rules to you and four people move the motion."

A motion was made by Mayor Pro Keitt to move the Municipal Court Judge to part-time Administrative Judge and his salary will remain the same, seconded by Councilmember Haire. Vote was 5-1, Councilmember Jernigan opposed.

City Administrator Yow addressed Council to bring the following to Council's attention. "There are two persons whose term has either expired or will not be able to continue to serve on the

Election Commission. It will be incumbent upon Council to make appointments to this commission."

This item was tabled until the next meeting.

Councilmember Stroman made a motion seconded by Councilmember Haire for City Administrator Yow to sign the Mutual Aid Agreement between ODPS and the City of Myrtle Beach Police Department. The motion was unanimously approved.

Assistant City Administrator Singh addressed Council regarding Opportunity Zones grant update and workshop. He stated, "I want to speak to you on a few items. We stated recently we received a grant for the Opportunity Zones to create a prospectus. There are some public meetings coming up on June 11 at 5:30 pm for a public needs' assessment. The Core Team and City Council are invited to the workshop on Wednesday, June 19 from 5:30 to 6:00 pm and on Thursday, June 20 from 4:00 pm to 5:00 pm. Also, items that we will be discussing are the Opportunity Zones of the railroad corner and the Airport. We are encouraging people to come out and attend. The meetings will be held in the Council Building."

Councilmember Haire made a motion and was seconded by Mayor Pro Tem Keitt to enter Executive Session concerning Legal Matters: 1.) Edith Dawkins-Code Enforcement and 2.) Change of Election Procedures for Candidate Filings. This motion was unanimously approved.

Councilmember Haire made a motion and was seconded by Councilmember Knotts to return to open session. The motion was unanimously approved.

City Attorney Walsh addressed Council and stated, "Council has decided to change the method of filing for candidacy from the petition method to statement of intention to run. We will need to hold a special meeting on May 28 at 12:00 Noon in order to get this done since we are on a tight deadline. The first ad will run on June 5 and the second ad will run on June 19. The ordinance sets the filing period from June 24 – July 8. Third reading of this ordinance will be June 4.

A motion was made by Mayor Pro Tem Keitt and seconded by Councilmember Haire to approve First Reading of Ordinance Adopting the Statement of Intention of Candidacy for the Election of Mayor and Council Members. The motion was unanimously approved.

There being no further business, a motion was made by Councilmember Stroman and seconded by Councilmember Haire to adjourn. The motion was unanimous.

Respectively submitted,


Carrie Johnson
City Clerk

/lrm





RESOLUTION

WHEREAS, Paulette Blackwell faithfully served the City of Orangeburg's Administration Department for thirty-two years and six months with a retirement date of May 1, 2019; and,

WHEREAS, she, through her long and faithful service, contributed greatly to the successful operation of the City of Orangeburg's Administration Department; and,

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the City of Orangeburg in the capacities in which she served the City and we take pride in commending her for a job well done.

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

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this twenty-first day of May, 2019.



Michael C. Butler

MAYOR

Sam Haire

Sandra P. Kutt

James Lee

Richard L. Thomas

Chris J. Jorgin

L. J. Thomas

MEMBERS OF COUNCIL

ATTEST:
[Signature]

CITY CLERK

**City Council Meeting
Special Minutes
May 28, 2019**

Orangeburg City Council held a Special City Council Meeting on Tuesday, May 28, 2019 at 12:00 Noon in Council Chambers with Mayor Pro Tem Keitt presiding.

PRESENT:

Bernard Haire
Jerry Hannah
L. Zimmerman Keitt, Mayor Pro Tem
Sandra P. Knotts
Richard F. Stroman

ABSENT:

Michael Butler, Mayor
Charles W. Jernigan

A motion was made by Councilmember Haire to approve the Second Reading of the Ordinance Adopting the Statement of Intention of Candidacy for the Election of Mayor and Council Members and seconded by Councilmember Knotts. The motion was approved unanimously.

A motion was made by Councilmember Stroman and seconded by Councilmember Knotts to adjourn the meeting. The motion was unanimously approved.

Respectively submitted,



Patricia Phillips
Assistant City Clerk



2816

City Council Meeting
Minutes
June 4, 2019

Orangeburg City Council held its regularly scheduled meeting on Tuesday, June 4, 2019 at 7:00 PM in Council Chambers with Mayor Michael C. Butler presiding.

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
L. Zimmerman Keitt, Mayor Pro Tem
Sandra P. Knotts
Richard F. Stroman

ABSENT:

Jerry Hannah
Charles W. Jernigan

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire to approve the May 21, 2019, City Council Minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts to approve the May 28, 2019, City Council Special Meeting Minutes as distributed. The vote was 4-0-1. Mayor Butler abstained as he was not present at this meeting.

City Attorney Walsh addressed Council regarding the third reading of an Ordinance Adopting the Statement of Intention of Candidacy for the Election of Mayor and Councilmembers. He stated, "The filing period is from June 24 – July 8, 2019 and there have been no changes to the Ordinance."

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire to approve the third reading of the Ordinance Adopting the Statement of Intention of Candidacy for the Election of Mayor and Council Members. This motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt to appoint Jeanette Bailey to the Election Commission for a six-year term ending March 31, 2025. This motion was unanimously approved.

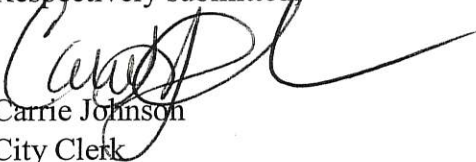
A motion was made by Mayor Butler, seconded by Councilmember Stroman to appoint Susan Fields to the Election Commission for an unexpired term ending March 31, 2023. This motion was unanimously approved.

Chief Adams accepted the June 2019 Character Trait Proclamation "Patience" on behalf of Ms. Evelyn Disher, Executive Director of the Community of Character.

A motion was made by Councilmember Stroman and seconded by Mayor Pro Tem Keitt to enter into Executive Session concerning a legal and contractual matter concerning annexation and property acquisition agreement.

There being no further business, the meeting was adjourned.

Respectively submitted


Carrie Johnson
City Clerk



City Council Meeting

Minutes

June 18, 2019

2817

Orangeburg City Council held its regularly scheduled meeting on Tuesday, June 18, 2019 at 7:00 PM in Council Chambers with Mayor Michael C. Butler presiding.

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Charles W. Jernigan
L. Zimmerman Keitt, Mayor Pro Tem
Sandra P. Knotts
Richard F. Stroman

ABSENT:

None

A motion was made by Mayor Pro Tem Keitt, seconded by Council Member Stroman. The vote was 5-0-2, Council Member Jernigan and Council Member Hannah abstained as they were not present at the meeting.

Mayor Butler and Hillcrest Golf Course Manager Gregg Funderburk presented retirement resolution and watch to Mr. Robert Dickson for thirty-one years, one month and 19 days service to Hillcrest Golf Course.

Ms. Barbara Beach of the Orangeburg County Fine Arts Center addressed Council. She stated, "I am here tonight to update you on the progress of the Orangeburg Fine Arts Center. We are in the final stages of the tile and paint and should be moving in about two months. We have had some issues but are moving in the right direction. As you know we are in the process of hiring a Director and one issue in the hiring process has been benefits. Is there any way that the City could assist us with that? We could shoulder a good bit of it but need help."

Mayor Butler stated, "Council, she means the employer benefits, if we could help them in that manner with the medical benefits. Are you asking for retirement also?"

Ms. Beach replied, "I have done some research in getting someone in a retirement program but are having issues with a single person with a retirement plan but would like to offer that also."

Mayor Butler asked, "How many employees do you have?"

Ms. Beach replied, "One."

Mayor Butler stated, "It is hard when you only have one employee and do not have group rates."

Ms. Beach replied, "We will be able to get someone in a single member group plan, but you can only do that one month out of the year."

Mayor Pro Tem Keitt asked, "The person that left, did they not have insurance?"

Ms. Beach replied, "No, her husband worked for DPU and was already covered."

Council Member Hannah asked, "Is this person a City Employee?"

City Administrator Yow replied, "Our Resolution requires that the person be a city employee and full time. I am not sure what our current reinsurance contract says but I know our previous contract stated this as well. What she really would be requesting is to increase funding from the City. Mr. Nexsen, I am not sure about our current reinsurance contract, do you know?"

DPU Administration Director Nexsen replied, "Our current stop loss carrier wouldn't allow that."

Mayor Butler stated, "Aren't they a separate entity?"

City Administrator Yow replied, "Yes"

Mayor Butler stated, "The City does donate to them, just like to the Chamber?"

City Administrator Yow replied, "We own the building and they have a lease for the building. The City and the County have donated, and I believe they raised a lot of money for their renovation."

Mayor Butler stated, "The Fine Arts Center is important, and I feel we should do what we can to help them. We can take this under advisement."

Council Member Stroman asked, "Can we put this on our planning meeting agenda?"

City Administrator Yow stated, "It is on there. This group has a new board and is run by volunteers and they have been great to work with."

Council Member Stroman stated, "It is an asset to Orangeburg."

Mr. William Green of Orangeburg came before Council to update them on his bullying project. He stated, "My family has been going through something this past week. I said I wanted to have a format on bullying and suicide. Just last Sunday, my mother's friend's son took his life in the Edisto Gardens. I think people need to be mindful how you treat other people because life is too short to go through this. I have been talking to CASA Family Systems and Wade Family Practice in Columbia and they are on board with this. In other matters, I am passing out the letter that I was asked to by Ms. Keitt where I feel like I was being bullied. As you can see, I was a victim of bullying. Someone does not want me to speak here and I have every right to be here. I was taught as a child to look the devil straight in the face."

Mayor Butler asked, "What is your update on the bullying project?"

Mr. Green replied, "I just said I got in contact with CASA Family Assistance and Wade Family Practice in Columbia. They will be assisting me in what I am trying to do."

Mayor Butler asked, "What are you doing for the project?"

Mr. Green stated, "I am trying to get a larger venue and I am trying to get the auditorium at OC Tech and have speakers from all realms."

Council Member Knotts asked, "Have you been reporting this to the Department of Public Safety?"

Mr. Green stated, "Yes I have, and it is documented."

Council Member Knotts asked, "What is the frequency of this?"

Mr. Green replied, "Just once."

Council Member Hannah stated, "I applaud you for taking a stand. Everyone is eager to assist. I am trying to figure something out. I am trying to defend you, but when I look at this, this is every day. I am a grown man and bullying should be more for younger people. You don't know what the public tells us. If you have done your due diligence and report this, then I would take this like a man and just be done with this."

Mr. Green replied, "I took it like a man and that is why I brought this here, Ms. Keitt wanted to see it and that is the reason why you are seeing this, not just Ms. Keitt since you are all on City Council."

Council Member Haire asked, "Are you aware of who you think sent this to you?"

Mr. Green replied, "I have a very good idea."

Ms. Adeline Yon of Clifton Circle in Orangeburg County addressed Council. She stated, "I am here tonight because I saw the City Administrator on the news and other citizens saying come to Orangeburg. My question is what is there to do in Orangeburg? I know you have done some work and I want to be honest about that, but things are falling apart, and we must look to the future. But, things are going backwards. You have to look at the past in order to do better in the future. We had so much more in the 1970's. I have three children and when they come down, what do you have to do here? There are a number of things that need to be done. With SCSU and Claflin being right here and when George Dean had his business there, things were booming. Now, it looks awful. When people come to bring their children to the Colleges, I feel ashamed. You want to feel proud of your home. Too many of us have not been paying attention. I always like to give Ms. Keitt her due, when I came out of High School she was working with the young people then. That kind of thing keep people out of trouble. The railroad corner is an eye sore, we have 301 and 601 and Highway 33 all right there. Have you focused on the Railroad Corner?"

Mayor Butler replied, "The Railroad Corner has been named an Opportunity Zone and this gives investors an opportunity to work in this area. We have been trying to get owners to sell, but it has been very difficult to get owners to sell their property. We have not given up on it. The City has given that area our fullest attention. The City has been working on this prior to me becoming the Mayor. I am back on it trying to negotiate because the prices are astronomical. I have been to New York to see what they have done up there where places have been named Opportunity Zones and we have a seminar upcoming that you may want to attend."

Ms. Yon replied, "I will and what about the old, dilapidated buildings? Who is responsible, is it the owners?"

Mayor Butler stated, "Our Public Works Department is in charge of code enforcement and a lot of the property owners live out of state and it takes some time to go through all the processes. They meet every week."

City Administrator Yow stated, "Many buildings and homes have been taken down. In fact, one was taken down last week."

Assistant City Administrator Singh replied, "Since 2015, there have been 24 buildings that have taken advantage of our Facade Grant Program with face improvements down on Russell Street."

Ms. Yon asked, "What can you do to enforce the code, taxes are enforced with your name in the paper."

Mayor Butler stated, "Some make payments and put money towards the renovations."

Ms. Yon stated, "I want to let you know that we have homeless here and the library has turned into a Homeless Shelter. We have students here that need to be involved also in this and I want to be more proactive in this matter. I am going to try to create a committee, we need jobs in Orangeburg, if there is money coming in then people aren't worrying about what is going on. I went to different places last week and people asked me for money. At Dollar General, a young man asked me for money and before I left a woman asked me for a \$1. The Elderly are on a fixed income and cannot buy their groceries. When you go to Walmart and have to pick out groceries, then scan them, load them back up and then take them home. The lady stated, she only can shop once a month. The elderly cannot do it. What can be done to help them? I went to Piggly Wiggly and a young man needed \$13 to get his medication. What is going on? People are in need here."

Mayor Butler stated, "The homelessness is a process, we have been working on this for two years. The Samaritan House is in foreclosure. We have established a new Board of Directors and have raised funds. We hope to have it back open by October."

Ms. Shaniqua Simmons addressed Council regarding the contract for the Horne Wetlands Park Boardwalk renovation. She stated, "I am requesting authorization for the City Administrator to enter into a contract with J. D. Gaskins Construction Inc. for \$402,000 for the Boardwalk renovation at the Horne Wetlands Park. There is a memo in your packet on the synopsis of how we got to this point."

Council Member Stroman asked, "There was only one bid?"

Ms. Simmons stated, "Yes, it was put out for bid twice and the same company bid twice."

2820
Mayor Butler asked, "Don't we have some money for this from FEMA?"

City Administrator Yow replied, "We do, but this is from two storms and FEMA requires you to treat it as two projects. Their first commitment was \$265,000 and we went back to FEMA for additional funding and they approved the \$402,000 amount. There could be change orders though."

Council Member Hannah asked, "I hope you do not go over this amount, was safety guards taken into consideration?"

Ms. Simmons replied, "We have money allocated for additional rails. The contract specifies that the boardwalk be built just like before."

City Administrator Yow stated, "The Boardwalk will be built back to current code."

Council Member Haire asked, "When will this be started and what is the completion date?"

Ms. Simmons replied, "The contractor should start July 8th and they have 180 days pending great weather."

Council Member Haire made a motion to authorization the City Administrator to enter into contract with J. D. Gaskins Construction, Inc. for \$402,000 for Horne Wetlands Park Boardwalk renovation. The motion was seconded by Mayor Pro Tem Keitt. The vote was unanimously approved.

Council Member Haire made a motion to enter into executive session, seconded by Council Member Knotts. The vote was unanimous.

Council Member Haire made a motion to return to open session, seconded by Council Member Knotts. The vote was unanimous.

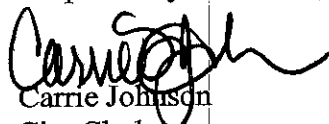
City Administrator Yow addressed Council. He stated, "This project is a very important addition to our community and Veterans across Orangeburg. We have the potential of having a Veteran's Affairs Medical Clinic being built just outside the City to serve local Veterans and have an economic impact in our community. This is a 7 to 8-million-dollar investment, bringing 50 to 60 new jobs upon completion and construction that will be spent locally. This will help the City grow and help annexation and will be a catalyst in encouraging development in that area. Just as important, this would help by increasing freeholders and valuation in the area. This is just a step to assist the developer to encourage the Veteran's Clinic to locate here."

Mayor Pro Tem Keitt made a motion authorizing the City Administrator to enter into Property and Annexation Agreement. The motion was seconded by Council Member Haire. The vote was unanimous.

Council Member Haire made a motion to approve the Resolution annexing property owned by the City of Orangeburg into its Corporate Limits. The motion was seconded by Council Member Knotts. The vote was unanimous.

A motion was made by Council Member Stroman and seconded by Council Member Haire to adjourn. The vote was unanimous.

Respectively submitted,


Carrie Johnson
City Clerk

/lm



RESOLUTION

WHEREAS, Robert Dickson faithfully served the City of Orangeburg's Hillcrest Golf Course for thirty-one years, one month and 19 days with a retirement date of May 16, 2019; and,

WHEREAS, he, through his long and faithful service, contributed greatly to the successful operation of the City of Orangeburg's Hillcrest Golf Course; and,

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Members of Council, in Council assembled, do officially recognize the faithful service rendered to the City of Orangeburg in the capacities in which he served the City and we take pride in commending him for a job well done.

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

PASSED BY the City Council of the City of Orangeburg, State of South Carolina, this eighteenth day of June 2019.

Michael C. Butler

MAYOR

Ben Hare

Dandra P. Knott

L. Zimmerman

Richard A. Stone

Charles L. Dugan

[Signature]

MEMBERS OF COUNCIL



ATTEST:
[Signature]

CITY CLERK



RESOLUTION ANNEXING PROPERTY OWNED BY THE CITY OF ORANGEBURG INTO ITS CORPORATE LIMITS

WHEREAS, the City of Orangeburg owns the below described property and find that it is in the best interest of the City that said property be annexed into its corporate limits, and

WHEREAS, the below described property is contiguous to the corporate limits of the City and pursuant to South Carolina Code Section 5-3-100 said property can be annexed by a resolution of City Council.

NOW, THEREFORE, BE IT RESOLVED, by City Council duly assembled this 18th day of June, 2019 that the below described property is hereby annexed into the corporate limits of the City of Orangeburg effective as of the date hereof and upon annexation shall be zoned B-1, General Business District.

Description of properties:

All that certain, pieces, parcels or tracts of land set forth and shown as new Tracts 1 and 2, containing a total of 21.51 acres, more or less, and being set forth and shown on an Annexation Exhibit for Magnolia Village prepared by Dangerfield Engineering and Surveying dated May 30, 2019 attached hereto and made a part hereof by reference.

All that certain, piece, parcel or tract of land containing 13.7 acres, more or less, located on U.S. Highway 178 (North Road) and having the following boundaries and measurements: Northeast by the right-of-way of U.S. Highway 178 and measuring thereon a total distance of 1225 feet; Southeast by property of Esther B. Bonnette 606 feet; South by property of Esther B. Bonnette 313 feet and West by the run of Caw Caw Creek 1280 feet. All measurements being more or less and subject to the widening of U.S. Highway 178. Said property being set forth and shown on a Survey Plat of the land of John F. Buffkin, Jr. dated December 11, 1946 attached hereto and made a part hereof by reference.

PASSED BY the City Council of the City of Orangeburg, South Carolina, on this 18th day of June, 2019.



Michael C. Butler
Mayor

Jeanne Haire

Douglas H. Knotts

[Signature]

[Signature]

[Signature]

Richard L. Hume
Members of Council

Attest: [Signature]
City Clerk

Budget Workshop Minutes
July 9, 2019

2821

Orangeburg City Council held a Budget Workshop Meeting on Tuesday, July 9, 2019, at 12:00 Noon in the City Council Chamber Building.

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Charles W. Jernigan
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman
John H. Yow, City Administrator
John D. Singh, Assistant City Administrator
Carrie W. Johnson, Finance Director/City Clerk
Patricia Phillips, Finance Coordinator

City Administrator Yow overviewed for Council where the City projects yearend financials will be as of September 30, 2019.

City Administrator Yow stated, "In FY 2018-19, we anticipate using \$392,039.62 of cash reserve for General Fund. We budgeted \$835,000 originally but projecting only using \$392,039.62. Will monitor this in the upcoming months for any changes. We also project supplementing Hillcrest Golf Course operations \$168,368 from fund balance."

City Administrator Yow stated, "I will be bringing you an amended Budget Ordinance at the next Council Meeting on August 6, 2019, where revenues balance with expenditures at \$18,203,131.40 using the said reserves."

City Administrator Yow passed out an Executive Summary where revenues balance with expenditures at \$21,666,652.07 for FY 2019-20 for the General Fund. This does not include 1% County CPST or the 2% Fund. The City is budgeting \$836,118 in cash reserve to balance the budget.

City Administrator Yow overviewed the Revenue Highlights, which were included in the above budget number.

REVENUE HIGHLIGHTS

A two-mill property tax increase is included which is estimated at \$38,000 per mill that will generate \$76,000 in revenue. Millage will increase from 98 to 100 mills.

No business license rate increase is included. However, there is a \$50,000 increase projected for FY 18-19 and FY 19-20 due to growth. We will need to study further the Municipal Association of South Carolina Model Ordinance to see if it would be revenue neutral and of benefit to adopt next year.

Fire & Casualty Insurance Business Licenses increased \$50,000 this current FY; and \$50,000 projected is for next year.

No increase in transfer from DPU; set by Council.

Fire Tax District \$1,500,000 increase over \$700,000 in current contract system. Councilmember Knotts asked, "What are we doing to promote this discussion? I think that the residents don't know what is going on. If we do not service their area, their insurance will sky rocket." City Administrator Yow stated Council needed to have a meeting with County Council regarding the fire district since those numbers are in next year's budget. There was a discussion on what those numbers were the last time both Councils got together.

School Resource Officer at Clark Middle School full reimbursement of \$40,000 vs \$24,000.

2822
Increase registration fees for recreation programs from \$25 to \$45 for residents of City and \$50 to \$65 for non-residents. Councilmembers asked how these rates were set. City Administrator Yow stated, "Ms. Simmons used the going rates in the area."

Still studying potential tournament fees and concessions at North Road Recreation Complex – currently projecting \$10,000 start fees to run tournaments. No money budgeted yet for Recreation Complex rentals. City Administrator Yow commented on the fees for the New Recreation Complex. He stated, "You have to pay fees in order to bid on tournaments and we already have two booked in 2020." Councilmember Stroman commented, "We need a 'go-getter' in that position to bring in the tournaments and the people."

Facility rentals increase of approximately \$8,000 mostly Parks & Recreation facilities for shelters, Zimmerman Center and canteen.

Stevenson Auditorium rental rate unchanged; reasonable fees.

Slight increase in Local Government Fund; not back to original levels.

No increase in Residential Sanitation fee; \$1 would equal \$56,000. This was increased last year from \$13 to \$14.

No increase in Commercial Sanitation fee. Increase last year.

Building Permit fees down this year. Approximately \$57,000. Could see increase with big project.

No change in Franchise Fees.

Need to adjust tournament fee and per round fees at Hillcrest; those numbers are not in the budget currently.

Major reimbursement from FEMA \$402,000 does not affect General Fund; will go thru 2% H&A Fund (Hurricane Matthew).

No Storm Water Management Fees budgeted. Each year we bring this to Council to advise that we are not yet mandated by DHEC or the Federal Government to monitor the storm water. Councilmember Hannah stated that we need this here in the City.

EXPENDITURE HIGHLIGHTS

City Administrator Yow stated, "Before we go over the expenditures for FY 19-20, I want to let you know that there are not any monies in here for the Samaritan House or CCMO."

Continue all existing services; but need more discussion on recycling. City Administrator Yow stated, "We have not bought a Recycling Truck in some time. Come cities are getting out of the recycling business. It costs us money to recycle because the companies are no longer taking the goods. Council will need to decide in what direction to go."

Proposed Lease Purchase Items

Aerial Platform Fire Truck	\$1,700,000
Pumper Fire Truck	\$ 600,000
Residential Sanitation Truck	\$ 260,000
6 Public Safety Vehicles with equipment	\$ 234,500
Finance Software	\$ 80,000
Hillcrest Greens Mower	\$ 32,000
Recreation Complex Pickup Trucks (2)	\$ 40,000

\$2,991,000 to be financed by Lease Purchase.

Fire trucks financed over 5 years; other equipment over 3 years.

Small Capital \$33,200.

2823

No major costs at Airport to General Fund. 5-year Capital planning design of Crossfield Road. No effect to General Fund.

1% COLA equals \$108,000.

1% Increase in State Retirement \$87,000 from 14.56% to 15.56% SCRS; 17.24% to 18.24% PORS
Did receive PEBA refund of \$80,000 last year 9/30/18.

Retirement buyout \$63,000

No new positions this year. City Administrator Yow stated, "There were two positions requested, but those were cut. We have added four positions for the New Recreation Complex totaling \$132,000. This was also in last year's budget. Need to figure out public relations position."

No increase budgeted for Medical & Dental Insurance.

\$100,000 budgeted for Employee Medical Clinic (just City's portion); hope to implement this fiscal year.

Building Code Enforcement/Demolition funding continued in amount of \$50,000.

SCIRF rates going up again for second straight year \$100,000 plus. Getting quote from SCMIRF.
Insurance Rate Increases: Inland Marine 15%; Property and Data Processing 15%; Auto, Comprehensive/Collision 25%; Tort 25%; Liability 16%.

Forensics Lab total is \$637,806. If the City ceased operating the lab, we would save \$250,000. A report should be coming soon to Council on the Lab and its updates.

Other operational line items remain steady with current costs; gas and tires are looked at each year. We look at history and pricing.

The annual costs for IT related equipment continues to be a major cost to the City to include software maintenance agreements, technology support, and cameras.

CJIS compliance \$35,000, PAL Radio System \$35,000, AFIS, etc.

Forensics Lab \$637,806.

Approximately \$250,000 could be eliminated if we ceased its operation.

\$179,300 General Fund requests moved to appropriate fund i.e. 2% hospitality, cemetery or narcotic seizure fund. This money does not affect our current taxpayers.

Hillcrest continues to operate at \$200,000 cash deficit; Airport closer to breaking even last couple of years. Councilmember Haire asked, "If the Commission would be involved in rates." City Administrator Yow stated, "Yes." Mayor Pro Tem Keitt stated, "She has heard that there is a lot of unfriendliness there."

Councilmember Hannah stated, "I think a lot of our employees in all divisions need a wakeup call on customer service. All Departments need to know why they are here." City Administrator Yow stated, "he would look into it and ask Human Resources to hold classes and he asked Council for any specific instances."

Councilmember Haire asked about the cuts that were requested from the Department Heads. He was shown in his budget book where they were, and it was noted that over \$400,000 in requests were cut or moved from this budget.

2824
Mayor Butler addressed Council regarding the Samaritan House. He stated, "As you know, the Board of the Samaritan House has been gathering donations. The budget to operate the Samaritan House is over \$250,000. Judge Jackson will hold off on the sale of the property if we can get the initial commitment for the start up to keep the property out of foreclosure. The Samaritan House needs \$70,000 from the City and \$70,000 from the County in order to keep out of foreclosure. I would also ask the City for \$100,000 for next year's operations." Mayor Butler went over the listing of commitments that he has from other agencies. He stated, "I think that they will not send in the money until we get the building and property."

Mayor Pro Tem Keitt stated, "We need to do this, there are people on the street and they need to be in a facility. This is bad if we do not support this."

Mayor Pro Tem Keitt asked, "Are the children separated?"

Mayor Butler replied, "Yes, they are sectioned off with the women and children together and the men are separated."

Mayor Butler stated, "The building was robbed again of its appliances and HVAC unit on the roof. The roof is in bad shape, and we may can get some kind help in that regard."

Councilmember Haire asked, "Can we request half from DPU?" City Administrator Yow replied, "Of course, it is up to Council. You will need to ask DPU how they would want to handle it. More than likely they would want to increase the transfer to us unless they give the money straight to the Samaritan House."

Councilmember Stroman asked, "How many people will it hold?"

Mayor Butler replied, "46."

Councilmember Jernigan stated, "If you appeal to the public, they will support it. People will bring in food and clothing and other help. You just need to get it started up and running. However, I think the \$250,000 a year budget is kind of high. It didn't cost that much to run it in the past."

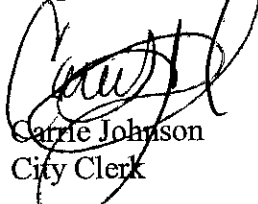
Mayor Butler replied, "It may not, this is what the Board came up with originally. There is one full time and two part time staffers budgeted."

City Administrator Yow told Council to talk among yourselves and whatever you decide to let us know. If you do the \$70,000 this year, you will need to add that to the cash reserve figure. Also \$100,000 for next year would need to be added to the cash reserve as well."

Councilmember Jernigan stated that Ms. Sabalis will be coming before Council concerning a request from the Cooperative Church Ministries of Orangeburg (CCMO).

Mayor Butler thanked all who assisted with the budget process. City Administrator Yow thanked the Mayor and Council for their input and other staff that helped with the process.

Respectively submitted,



Carrie Johnson
City Clerk

/lrm

ORANGEBURG CITY COUNCIL MINUTES
SPECIAL CITY COUNCIL MEETING – AUGUST 13, 2019

2836
Orangeburg City Council held a Special Meeting on Tuesday, August 13, 2019 at 9:00 a.m. in the Assembly Room of the Department of Public Utilities, 1016 Russell Street with Mayor Michael C. Butler presiding.

PRESENT: Michael C. Butler, Mayor
L. Zimmerman Keitt, Mayor Pro Tem
Bernard Haire
Jerry Hannah
Charles W. Jernigan
Sandra P. Knotts
Richard F. Stroman

Mayor Butler opened the meeting by welcoming everyone to the Special City Council Meeting at the Department of Public Utilities and gave a prayer. He thanked Manager Warren Harley and the staff of DPU for all they do to keep the agency going. Mayor Butler then turned the meeting over to Manager Harley.

Manager Harley thanked City Council for all they do to lead this community and provide the resources that we need to do our job; we appreciate it very much. He informed the Mayor and Council that Director Wade Holmes would not be meeting with us this morning because he is not feeling well and that he will give the Electric Division's presentation. Also, Manager Harley stated that he sent a message out and spoke with some members of Council to inform you that we lost a long-time employee over the weekend, Mr. Steve Tant, a Superintendent in the Electric Division who has been with us for 36 years. This is a tremendous loss to his family and the DPU family as well. We are going to truly miss his service and wisdom and please keep his family in your prayers and thoughts. Manager Harley informed Council that the budget contains several things including a 1% cost of living increase just like the City included; we also gave a merit increase which depends on your performance evaluation. Councilmember Haire asked the question that if you have not performed well will you get a merit increase. Manager Harley stated that if you had a write-up, poor performance or poor work habits it could cause you not to get an increase; if you got a warning you could possibly get a merit increase. Manager Harley then asked Council to turn to the Tab entitled Department Wide in their Budget Notebooks. This Tab shows routine capital items which includes vehicles and other equipment, office furniture, etc. that we purchase on a regular basis and projects that would come under the \$250,000 amount. He stated that the last page under that Tab shows sponsorships and advertising costs. As Council can see, we have a group that we give sponsorships to annually. Manager Harley stated that the DPU has a miscellaneous sponsorship category in the amount of \$5,000 that gives us some flexibility that if someone shows up who has not presented to us earlier we will have some funds available. His response to them would be that we would need a resolution from Council to fund that opportunity. Manager Harley proposed to Council that if there is a request he will bring it to Council and if it is something that you would like to do or you have an organization you would like us to sponsor we can allot a portion of that money to do so. Councilmember Hannah stated that he would like DPU to sponsor the SCSU Gala. Councilmember Hannah then made a motion that the SCSU Gala be included in the DPU sponsorships in the amount of \$2,000 annually, second by Councilmember Keitt, the motion was unanimously approved. Manager Harley stated that the DPU has budgeted \$50,000 just like the City has to support the Samaritan House which we will transfer to the City. Councilmember Keitt stated that CCMO donations are collected through monies received by individuals and asked what amount the DPU gives to CCMO. Director Nexsen stated \$40,000 - \$45,000 each year which is collected from staff and our customers and is remitted weekly. Councilmember Haire asked if the DPU can send out a notice about giving more to CCMO. Director Nexsen stated that we have sent out something in the past and we can put in a bill insert asking people to give to CCMO which is a very worthy cause.

Manager Harley stated that in this budget there is a rate increase in the electric and gas divisions which are part of our overall plan to move forward in addressing the critical capital needs in those divisions as we try to make sure that our system is reliable and safe and that we provide the best service to your constituents and customers in the City of Orangeburg and the greater Orangeburg area. It represents a comprehensive approach that we are going to be taking in the next five to ten years to really address critical infrastructure needs. The rate increases will help us to maintain sufficient cash levels for emergencies and at the same time we are going to be borrowing money which will also help us keep our rates down so we don't have to do it all by cash on hand. This will move us quicker to get into a better position in terms of our infrastructure.

Administrative Division – Director Josh Nexsen

Director Nexsen presented City Council with an operational and capital budget for the upcoming year. The operational budget is your income statement that shows all the revenue you have earned and expensed. It does not include things that you buy like a truck or a piece of software that lasts ten years, a transformer that last thirty years, a pipe that you put in the ground that lasts fifty years. The operational budget is presented on the full accrual basis of accounting and details all the changes and the net position of the company. Some of the issues we have had is our aging infrastructure and the need to replace them which is very expensive. Getting back to the operational budget, our sales are generally flat; thus, the need for a rate increase. That being said, the DPU has some of the lowest rates in the state. Even with rates increases we will still be in the lower quadrille of the lower rates. Cost are generally increasing; we talked to you about the SC Retirement System which we are a member of that recently increased 1.5%; for the next two or three that will continue to increase. Health insurance costs go up; everybody wants to pay employees more so there is this general trend of an increase in costs. The DPU does try to do its' very best to keep those costs in check. The operating budget is due to increase because of rate increases. Due to the rate increases the total revenue is budgeted to be \$109,949,000; total expenses are budgeted to be \$92,924,000; income before transfers and contributions is \$17,025,000 which represents a 7% return on equity for the City of Orangeburg, the citizens and the rate payers. A big contribution of cash in the upcoming year is \$3.7 million which is contributed capital that is down from FY 2018-2019; it was shifted this upcoming year primarily because of the Tri-County Project on Hwy 601. Manager Harley stated that the DPU is working with Tri-County Cooperative on a project they have off of Hwy 601 and I-26 and that represents the funding that they are going to contribute to us to support that project. Essentially this project is at no cost to the DPU; we will pass all the costs to them. The number could go up depending on what the bids come in for on all three services that they will be obtaining. Also, there is no increase in the transfer to the City of \$5.6 million. The utility is a benefit to the City; if you convert that to millage that is about 150+ mills that would either be required to pass on to taxpayers or some other way of raising that amount of money so that is a significant portion, probably a third of the City's budget and it is a benefit that the citizens get from the utility and it is not an uncommon practice across South Carolina as well as other places. Director Nexsen stated that Manager Harley discussed the possibility of borrowing money to fund the Operations Center project. That project is a significant cost in addition to the many other projects we are doing. We would be either funding from a capital contribution grant or a bond of almost \$14 million. We would get quotes; we do have requests for proposals from lending institutions and we would bring this to Council with a bond ordinance and the terms of those rates. Director Nexsen stated that in the budget it allows for a 1% cost of living adjustment for our employees and a 2% merit increase. It also allows us to meet our capital spending goals that we have identified that are very important projects. The proposed budget will provide the DPU with the necessary resources to continue to meet our obligations to provide our customers with the highest level of service at the lowest reasonable rates.

Director Nexsen informed Council that we will now move into the capital projects part of the presentation. If projects do not have any expenditures in the upcoming fiscal year 2019-2020 they are not included in the presentation.

Administrative Division Project – DPU Operations Center Crew Quarters and Assembly Building (Previously Approved Project)

2838
Director Nexsen stated that the only project proposed and the reason he said proposed is because of the significant cost increase of this previously approved project. We wanted to bring the DPU Operations Center Crew Quarters and Assembly Building at 350 Sprinkle Avenue back to Council. This project will provide additional areas for crews to train and work and for them to have increased access to break areas. The original crew quarters is housed in the DPU Warehouse which is a concrete floor building with blocked walls which was constructed in 1967 when DPU was about a third the size it is today. This building has worked as our crew quarters and warehouse for the last fifty years and we hope this new project will last around fifty years also. This project is a rework of the entire area on Sprinkle Avenue and the total cost is \$15 million. When this project is bided out and something comes back higher than we thought we will bring it back to Council before we enter into any contract with a contractor. Mayor Butler asked what will become of the old building and Director Nexsen stated that actually the old building is a warehouse right now and we plan to leave it as a warehouse. Manager Harley stated that the building we have now serves it purpose as a warehouse and may even be better after we get the crews out but it doesn't do a good job serving as a crews quarters as this point. This is critical in nature to what we need to do to be more efficient and to put our crews in a place that is more conducive of the work they do now and their responsibilities. Director Nexsen said that the original estimate on this project was \$7.5 million and the actual cost has doubled that amount. As of this date, DPU has spent \$750,000 between internal time, the architects and engineers. We have done a lot of work to plan and program this project to make sure we are building what we need. Director Nexsen said the DPU would ask for approval to move forward with this project. The architects believe this project would take 12 months to complete.

Electric Division – Manager Warren Harley

Manager Harley stated to Council that the Electric Division's projects are what we covered in the workshop. We are addressing significant aging infrastructure in all our divisions but particularly we are addressing at this time aging infrastructure in our Electric and Gas Divisions.

Electric Division – Rebuild – Substation #18 (SI Group) (Previous Approved Project)

Manager Harley informed Council that Substation #18 on the Cannon Bridge Road supports a major industry in our community. We need to upgrade this substation which is 40+ years old and is almost at the end of useful life and we can no longer find replacement parts that was used in this type of design.

Electric Division – Rebuild – Substation #1 (Bull Street) (Previously Approved Project)

Manager Harley stated that Substation #1 is 50 years old and supports the Water Treatment Facility. This substation also serves as a primary backup for Substation #12.

Electric Division – Rebuild – Substation #12 (Berry Street) (Previously Approved Project)

Manager Harley stated that Substation #12 is almost 50 years old and it is starting to fail and is the primary backup for Substation #1.

The total cost for these three projects is \$12.7 million and at this point we have spent \$4.6 million and we are projecting to spend \$5.6 million in the upcoming fiscal year. Councilmember Jernigan stated that with parts that need to be replaced, the longer you wait the higher the price will be to replace them. Manager Harley said that is correct; costs continue to escalate and that is why we need to catch up and try to get ahead as much as possible.

Gas Division – Director Dave Durgin

Gas Division Project – Improvements to Natural Gas Service along Hwy 33 (Previously Approved Project)

2839

Director Durgin stated that last year the DPU embarked on upgrading gas service along Hwy 33 from Old Ellore Road to Assembly Hall. This project is almost completed and should be done in this calendar year; however, we will have some retention payments held back to ensure the work was done properly and this is what pushes this project into the next fiscal year.

Gas Division Project – Improvements to Natural Gas Service along Russell Street (Previously Approved Project)

Director Durgin stated that this project consists of replacing gas service from the Railroad near South Carolina State University and within the University's property through the By-Pass. When the system was originally created and subsequent additions were done, there are three pipes in Russell Street. As a part of DPU's efforts to make the system better, we are going to streamline that process to one pipe. This project should be completed in this calendar year; however, we will have some retention payments held back to ensure the work was done properly and this is what pushes this project into the next fiscal year.

Gas Division Project – DIMP Improvements to Natural Gas Service Phase 1 & 2 (Proposed Project)

Director Durgin informed Council of the Distribution Integrity Manage Program ("DIMP") which the Federal Pipeline Safety Administration has imposed. We look through the lens of risk management for all of our pipes and infrastructure and finding ways to upgrade them.

Director Durgin stated that this is a proposed new DIMP project to make sure that we provide safe and reliable service for generations to come and we are going to focus on the Belleville Road area at this time. We will be replacing approximately three miles of the old main pipe and the services in that area. There are approximately 225 steel services in that area and we have around 6,000 more in the system.

Gas Division Project – SCDOT Replacement of US Hwy 301 Bridge over the Edisto River (Proposed Project)

Director Durgin stated that this project is to replace the Natural Gas pipe attached to the Hwy 301 Bridge. With the upcoming replacement of the Hwy 301 Bridge by the SCDOT this pipe will have to be moved. The new pipe will be placed 25 feet under the bed of the Edisto River. We will spend the next year doing engineering and permitting and the following year we will do the actual construction of the pipe.

Gas Division Project – Project Rock (Proposed Project)

Director Durgin stated this is a new project that just came up in the last week. We will share more information about this project in the Executive Session. We anticipate the cost is going to be \$900,000 and will be the installation of three miles of 6" steel gas main pipe. We anticipate a payback in 6–7 years of 11-18%. This is an existing industry in the County that is expanding its operations.

Director Durgin stated that the DPU is expected to spend \$100,000 for engineering and permitting work for the Edisto River project and \$900,000 for Project Rock.

Water Division – Director Eric Odom

Water Division Project – 1954 High Service Pump Station, Engine Driven Pump Station and Chlorine Scrubber Upgrade (Previously Approved Project)

2840
Director Odom stated that this is a continuing project that addresses aging infrastructure. We will be upgrading our High Service Pump Station at the Plant as well as replacing our existing Chlorine Scrubber. Some of the benefits of this project will be to improve the reliability of our finished water pumping capacity. We are looking at mid-September before we can get the electrical parts. This project is 50% complete and the Chlorine Scrubber will be replaced this week.

Water Division Project – Relocate of 12" Water Main Across Edisto River due to Hwy 301 Bridge Replacement (Proposed Project)

Director Odom stated that this project is a new project to relocate our 12" water main pipe attached to the bridge but on the opposite side of where the gas pipe is located. We are going to be at a faster pace than the Gas Division because the SCDOT will be building the new bridge right off to the side of where the water main pipe is located. Before they can start any construction, the water main has to be moved which will be placed under the river. The SCDOT's current schedule will play into whether this project gets completed in the next fiscal year or continues into the following fiscal year; their schedule is to start construction December 20, 2019. This would mean our water main pipe would have to be completely out of the way and in service before they start. We are going to budget to have this all done within the next fiscal year but we will be relying on what the SCDOT's schedule is. This water main is the primary feed line for our Bolentown pressure zone. It serves 3,000 - 3,500 service connections and is a very important part of our system. One of the things we are going to do as part of this project is instead of going back with a 12" pipe that is there now we are going to a 16" pipe so we will have the ability for increased capacity in the future. Another added benefit is that we will be replacing a cast iron pipe with ductile iron which is more structurally sound. A new law was passed this year where we will be eligible for 4% of whatever the SCDOT cost is and right now that price is estimated at \$22 million; 4% of that is around \$800,000. The State will be able to reimburse us for costs that we incur for relocating.

Water Division Project – Replace Flocculators 1-3 and Sludge Collectors 12-16 at the John F. Pearson Water Treatment Plant (Proposed Project)

Director Odom stated that Flocculators 1-3 need to be replaced at our Water Treatment Plant. The flocculaors are a very important part of our treatment process; they are the paddle wheels that stirs the chemicals and water together to remove the color out of the river water which is very dark brown. Flocculators 1-3 are the original flocculators that were put in the 1950s and 1960s. We have kept them up and running but now they need to be replaced. We plan to replace them with flocculators that are made of steel and have longevity of 50 years or more. The second portion of this project is replacing the Sludge Collectors in our basins 12-16. This would reduce maintenance work and costs and will be a lot more efficient.

Director Odom stated that all three projects budgeted total is around \$6.5 million and we anticipate spending around \$2.1 million this fiscal year on the upgrades to our Water Treatment Plant on pumps and motors. The planned expenditures for fiscal year 2019-2020 are \$4.3 million.

Wastewater Division – Director Richard Labrador

Wastewater Division Project – Biosolids Dryer Replacement (Previously Approved Project)

Director Labrador stated that this project replaces the existing dryer that has been in operation since 2005 and is no longer operational. Replacement of this dryer will allow us to continue to see a substantial reduction in landfill hauling and disposal costs while producing Class A exceptional quality Biosolids that can be sold or given away as a soil

amendment. The total project cost is \$5.2 million of which \$200,000 has already been spent primarily on engineering. We anticipate spending the remaining \$5 million during the upcoming fiscal year. The reason this project has been stretched over a two-year course is the 12-month lead time on the machine itself that produces the dryer. 2841

Mayor Butler thanked the DPU for making the company more efficient. Council is very proud of what you are doing and where you are going. Manager Harley thanked the team for the work that they do; they do a really good job and he finds their expertise to be reliable and trustworthy.

Manager Harley stated that on the agenda we are at the First Reading of an Ordinance to Amend the Budget of the DPU for the current year. In this amended ordinance we also included support for Samaritan House where the DPU is splitting the cost of assistance with the City.

Mayor Butler read an Ordinance to Adopt an Amended Budget for the Department of Public Utilities of the City of Orangeburg, State of South Carolina for the Fiscal Year October 1, 2018 through September 30, 2019. A motion was made by Councilmember Hannah, second by Councilmember Knotts and the motion was unanimously approved.

Manager Harley told Council that the DPU also has First Reading of an Ordinance to Adopt the Budget for the Operation of the Department of Public Utilities for Fiscal Year October 1, 2019 through September 30, 2020; this Budget does include a rate increase on Electric and Gas. Manager Harley also stated that the DPU does have an additional position included in the budget. The new position is for a Budget Manager. Manager Harley hopes that the DPU will be able to improve our budget process and become more efficient; especially as we go through doing some of these major projects. Manager Harley asked Council if they had any questions regarding the budget and anything related to the rates. Councilmember Stroman asked if the individual lighting poles rates were going up. Director Nexsen stated that there are a number of pole light rates that are going up and some are going down.

Mayor Butler read an Ordinance to (1) Adopt a Budget for the Operation of the Department of Public Utilities of the City of Orangeburg, State of South Carolina for the Fiscal Year October 1, 2019 through September 30, 2020, (2) Adopt Amended Electric Rates effective October 1, 2019 and (3) Adopt Amended Gas Rates effective October 1, 2019. A motion was made by Councilmember Keitt, second by Councilmember Haire and the motion was unanimously approved.

A motion was made by Councilmember Hannah to enter into Executive Session for a contractual matter relating to Economic Development Project Rock, second by Councilmember Keitt and the motion was unanimously approved.

The meeting was adjourned.

Respectfully submitted,

Carol E. Franklin

Carol E. Franklin
Executive Administrative Assistant to the Manager
Department of Public Utilities



CITY COUNCIL MINUTES

August 20, 2019

2842
Orangeburg City Council held a Public Hearing on Tuesday, August 20, 2019, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding. The purpose of the Public Hearing was for the following:

Public Hearing #1: Consideration of an Ordinance to raise revenue and adopt a budget for the City of Orangeburg, SC for the Fiscal Year beginning October 1, 2019 to September 30, 2020.

There were no comments. Public Hearing #1 was closed.

Public Hearing #2: Consideration of an Ordinance to adopt a budget for the operation of the Department of Public Utilities of the City of Orangeburg, State of SC for the Fiscal Year October 1, 2019 through September 30, 2020, (2) adopt amended electric rates effective October 1, 2019 and (3) adopt amended gas rates effective October 1, 2019.

There were no comments. Public Hearing #2 was closed.

Council entered into the regular meeting agenda.

PRESENT:

Michael C. Butler, Mayor

Jerry Hannah

Charles W. Jernigan

L. Zimmerman Keitt

Sandra P. Knotts

Richard F. Stroman

ABSENT:

Bernard Haire

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt to approve the June 13, 2019 Department of Public Utilities Budget Workshop minutes as distributed. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Knotts to approve the August 6, 2019 City Council minutes. This motion was unanimously approved.

Ms. Jenny Boulware, Main Street South Carolina addressed Council. She stated, "I am here tonight to present the Outstanding Promotion Award to the Downtown Orangeburg Revitalization Association for their Taste of the Market and their Four Course Farm to Table Dinner. This not only spotlighted the Edisto Memorial Gardens, Downtown Orangeburg and your local farmers; but also, area cheerleaders served the guests at the event." A plaque was presented to Candice Roberson, DORA Executive Director and Council.

City of Orangeburg Allstar Majors, Minors and Machine Pitch teams were recognized. The coaches were honored and those in attendance from the teams were honored as well. Winning banners were presented, and pictures were taken of all players and coaches.

Aniah Whaley and Turner Owens from the High School for Health Professions addressed Council and updated them on their National Competition in San Antonio, Texas. Ms. Whaley stated, "Nine out of 19 students went to compete in Texas at the State Competition for the Future Business Leaders of America (FBLA)." Mr. Owens stated, "Jaquan Williams won second place out of 200 people and was awarded a \$500 prize and Ms. Jamison won Advisor of the year." She was also recognized.

Mr. Earl Dukes, Jr. addressed Council concerning a proposed pavilion in Edisto Memorial Gardens. He stated, "In 1922, the Gardens started as a playground. In 1928, the first flowers were planted. There was a swimming pool was located where the parking lot is now. When I was in first grade, we went to an Easter egg hunt in the gardens. There was a two-story structure that was used for events. In 1950, the playground moved to the Albergotti area. Mr. Dukes provided

2843
pictures to Council and larger pictures were shown of a building similar to what was there in the past. Mr. Duker stated, "I wanted to give this to you to see if there could be a possibility to have something like this in the Gardens. Something with ceiling fans where people could sit when it is hot for those to get out of the heat. From the people I have shown this to, no one has had a negative reaction to it. Now, when someone is tired, they have to go to a bench in the sun or to their car. Wouldn't this be nicer so they could continue to view the Gardens from an upper view and did not have to leave and maybe stay longer. I think this would be wonderful in the Gardens and wanted to bring this to you as a possibility."

Councilmember Jernigan asked, "Do you have a location in mind for this?"

Mr. Duker replied, "The former building was on the corner by the fountain. It doesn't matter where it goes as long as the view would be great. This would not be for renting purposes just a place to enjoy the Gardens."

Mayor Butler stated that Council would take under advisement.

Mr. Akeem Brown; former citizen of Orangeburg with Blue Duck Scooters addressed Council. He stated, "Our business is located in Texas and we have scooters for the public to use. I have spent time working with City Government in the past. You can use a mobile app and a credit card to obtain a battery-operated scooter. A lot of people use it for have fun or to get in and out of the neighborhood. There are a lot of buses here and that is good, but this is for the in and out people. Our average ride is \$2.32, and it gets you about a mile and a half. We charge and maintain these devices. What you see at other places are not made for streets. Ours are made for commercial use. Once a rider downloads an app, they receive a helmet from us for free. They receive it on their first ride. In the state of SC, there is no law to hold anyone accountable for wearing helmets. We encourage helmet use and the app asks if you have a helmet. We engage in the community; we want people to run these is safe lanes. We are willing to pay the City for usage of the streets and hope that those funds are used for infrastructure purposes. We want to make Orangeburg safe. The scooters are equipped with GPS, so we know where they are going at all times. We will share with the City what patterns these scooters are taking. We have lights on them at all times for safety so individuals can see them. We are building a new product where the scooters will have lights on the bottom. These go 16 mph. What we do differently? We hire people as we are committed to local leadership and making a lasting investment in your City. The more foot traffic you have, the more students you bring to downtown, the more scooters you may need, and this will increase sales in the area. We put out our scooters at 6:30 AM and they are picked up at 9:00 PM. If the scooter hits the ground, someone knows immediately, and it will be picked up. We have geofencing where there may be areas you do not want scooters in. As a rider, the scooter will begin to slowly approach the geofenced area where the scooter will not move. There will be safety workshops where individuals can be taught how and where to drive them. We have landing zones where you may want them in some areas and not others. We have 24/7 customer support at a call center in Texas. Blue Duck maintains the industry standard insurance requirement with a two-million-dollar aggregate. We indemnify wholly the City of Orangeburg. The FTA stated that if transportation companies work with us, they can start to count ridership with us. Data is shared for grant purposes. I am seeking approval from City Council to do a thirty-day trial program. We will create regulations that you want us to follow, provide safety practices and putting these on the streets. I have engaged campuses and Claflin is waiting for fifty scooters as we speak. We want our students moving and embracing the community. We are working with SCSU now and although they may be operating on the campuses, they are also going to be on the streets. That is why we are seeking approval from the City and keep you involved in the process."

Mayor Pro Tem Keitt asked, "Who is paying the insurance?"

Mr. Brown stated, "We do, we do not ask you to pay anything. We cover all insurance."

Mayor Butler stated, "Thank you for coming and we need to be certain we have all our logistics in order and check with Public Safety to be sure we are ready. We will take this under advisement."

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt to approve the second reading of Ordinance for a zoning district map change to O-I Office-Institutional-Residential District for property belonging to Gressette Investments Limited located at 1807 Columbia Road TMP #0174-17-08-006.000

Councilmember Knotts made a motion to appoint Larry Jackson to the Building Board of Appeals, seconded by Mayor Pro Tem Keitt. Councilmember Jernigan asked about his background. Councilmember Knotts explained that he was a builder and contractor. The Vote was unanimous.

City Administrator Yow stated, "There are still vacancies on this Board and if you have any others, please let me know to put this back on the agenda."

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Knotts to approve second reading of Ordinance amending the Budget for the City of Orangeburg, SC for the Fiscal Year beginning October 1, 2018 and ending September 30, 2019. The vote was unanimously approved.

A motion was made by Councilmember Knotts, seconded by Mayor Pro Tem Keitt to approve second reading of Ordinance to raise revenue and adopt a budget for the City of Orangeburg, SC for the fiscal year beginning October 1, 2019 and ending September 30, 2020. The vote was unanimously approved.

Mr. Jerry Hannah addressed Council on the Community Embracing Higher Learning. He stated, "We have three institutions here in Orangeburg of higher learning: Orangeburg-Calhoun Technical College, Claflin University and South Carolina State University. When we look at embracing the institutions, there are five to six thousand students there at some time this will make up about 20-25% of our population. That is an amazing number for expanding our City. Education produces success. 1.) Start the year with community engagement in the Gardens or the Square to show them we appreciate them here. 2.) Culture reinvestment fund: DPU and the City need to engage in culture reinvestment fund. Add college emblems to mailouts and engage in homecoming activities. 3.) Provide safer environments and speak to students. 4.) Develop a higher education commission to draw and attract more students input. We should have a committee with 50% students and 50% from the City. 5.) Establish year-round internships for students who are from Orangeburg. 6.) Develop a direct link to all school career development departments; as well-trained students may be better employees. 7.) Design a grant award scholarship for all students who live in the City and attend one of our colleges. Award them to stay here. 8.) The three schools must agree to a prom date. 9.) The Goldstein's/Jerry Hannah annual scholarships for each of three schools to keep students in City."

Council stated they will take under advisement.

Councilmember Hannah stated, "We have waited too long for action."

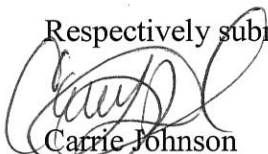
A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Knotts to approve second reading of Ordinance to adopt an amended budget for the Operation of the Department of Public Utilities of the City of Orangeburg, State of SC for the fiscal year October 1, 2018 through September 30, 2019. The vote was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Knotts to approve Ordinance to adopt a budget for the operation of the Department of Public Utilities of the City of Orangeburg, State of SC for the fiscal year October 1, 2019 through September 30, 2020 (2) adopt amended electric rates effective October 1, 2019 and (3) adopt amended gas rates effective October 1, 2019. The vote was unanimously approved.

A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt to enter into Executive Session concerning Economic Development Updates by Gregg Robinson, OCDC of Project Development of 1. Project Storage, 2. Project Furman, 3. Project Gnotec and 4. Project Valagro and Product Development of 1. Orangeburg County City Industrial Park and 2. Orangeburg County Industrial Park US 21 (East Annex)

There being no further business, the meeting was adjourned.

Respectively submitted,


Carrie Johnson
City Clerk



CITY COUNCIL MINUTES
September 3, 2019

Orangeburg City Council held its regularly scheduled meeting on Tuesday, September 3, 2019, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding. **2845**

PRESENT:

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

ABSENT:

None

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Stroman to approve the August 13, 2019 Special Minutes at the Department of Public Utilities minutes as distributed. This motion was unanimously approved.

A motion was made by Councilmember Knotts, seconded by Mayor Pro Tem Keitt to approve the August 20, 2019 City Council minutes. This motion was approved 6-0-1, Councilmember Haire abstained as he was not present at this meeting.

A motion was made by Councilmember Haire, seconded by Councilmember Stroman to approve the third reading of Ordinance for a zoning district map change to O-I Office-Institutional-Residential District for property belonging to Gressette Investments Limited located at 1807 Columbia Road TMP #0174-17-08-006.000. The motion was unanimously approved.

City Administrator Yow addressed Council concerning vacancies on the Building Board of Appeals Committee. There are currently vacancies on this Committee. Mayor Pro Tem Keitt made a motion to appoint Mr. Spencer Anderson of Timberland Drive, this motion was seconded by Councilmember Stroman. Mayor Pro Tem Keitt stated that he worked at Claflin University in construction. The vote was unanimous.

Councilmember Knotts made a clarification that the previous appointment's name is Mr. Larry Jackson. Mayor Pro Tem Keitt made a motion that his term and the term of Spencer Anderson are for the terms ending July 1, 2022, seconded by Councilmember Knotts. The vote was unanimous.

City Administrator Yow stated there remains one vacancy that expired July 1, 2019 that needs to be filled.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts to approve third reading of Ordinance amending the Budget for the City of Orangeburg, SC for the Fiscal Year beginning October 1, 2018 and ending September 30, 2019. The motion was unanimously approved.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt to approve third reading of Ordinance to raise revenue and adopt a budget for the City of Orangeburg, SC for the fiscal year beginning October 1, 2019 and ending September 30, 2020. The vote was unanimously approved.

Councilmember Stroman nominated Tyler Gardner to the Election Commission, seconded by Councilmember Haire. The vote was unanimously approved. This was due to a recent resignation of Susan Fields. This term is until 3-31-23.

Ms. Evelyn Disher, Executive Director of the Community of Character and Chief Mike Adams accepted the September 2019 Character Trait Proclamation, Trustworthiness.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt to approve third reading of an Ordinance to adopt an amended budget for the Operation of the Department of Public

Utilities of the City of Orangeburg, State of SC for the fiscal year October 1, 2018 through September 30, 2019. The vote was unanimously approved.

Mayor Pro Tem Keitt responded that the same thing should go for Department of Public Utilities as the City. We have to keep up with raises, but we must upgrade across the City, and I want to thank you and your staff.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts to approve Ordinance to adopt a budget for the operation of the Department of Public Utilities of the City of Orangeburg, State of SC for the fiscal year October 1, 2019 through September 30, 2020 (2) adopt amended electric rates effective October 1, 2019 and (3) adopt amended gas rates effective October 1, 2019. The vote was 6-1, Councilmember Stroman opposed.

DPU Manager Harley stated, "The only change in this Ordinance is just a non-substantial change on page 3 of item #10 where we are clarifying the actual light from Custom City to Decorative. This is just for clarification purposes and it does not change the Ordinance. The rate increases are needed so that we are able to address the ongoing aging infrastructure and we must have an ongoing plan to address those as soon as possible. We must do this to maintain the reliability and the safety of our system. When things go bad, we don't want to be in a position where we can't get lights back on. That is what we are trying to do going forward, we hope that this will help solve the issues going forward."

Councilmember Stroman addressed Council, "You talked about 10% increase in gas and electric during our meetings. When I got the paper here, it looks to me it is more than 10%. From \$9 to \$12, looks like 34% increase. I have had people come forward and cannot afford the 10% not to mention the 34%. We are then going to hire a Budget Director; we didn't need one before. I know we have got to replace these transformers, we have money in reserves. I am not against that. I went along with it the first two readings. I cannot vote on this tonight, I work for the citizens and I just can't do this."

Mayor replied, "That is your conviction. The directors brought this to us. We have aging infrastructure and we have to upgrade for the citizens to keep the power on and going. Some of the equipment is very old."

Councilmember Stroman replied "I am not against the replacement. What we are replacing won't even last as long as it did before."

Director Harley stated, "We have received a lot of service out of our old equipment. As you know, you have received a map of our system with ages on all of those where the majority is 40-50 years old. We are at the point where we need to get ahead of any catastrophic failures in these substations. We have work ongoing at three of the substations now and once this work is done it will be a 12-million-dollar investment in this project. Those items are not cheap to repair and upgrade. We are trying to do this in a way to save the taxpayers as much as possible, but we need to increase our pace in this area. We are not alone in this area, other utility companies across the state have put off improvements due to the past economic downturns, but we can't wait any longer. We will do with what we have, but it is my recommendation to approve this Ordinance and move forward."

Councilmember Stroman replied, "I am not against the improvements, I don't think the taxpayers should be affected all in one year. Spread it out over two years, 5% and then another 5%. We increased gas rates last year. Someone needs to be selling gas to customers. We ran lines to Santee and Ellore, but there are no customers. It seems we need a salesman instead of a Budget Director."

Director Harley stated, "We have marketed our utilities in that area, we did mention to you one new customer that should be coming on board. Our goal is continuing to pursue that, we continue to get interest in that area. We contact customers once we know that they want service. Sometimes there is a delay on their side. We offer a good service and price other than propane in that area."

Director Harley stated, "The three substations we are working on now, we had to bring in a spare transformer when the power went down before. We are old and cannot use modern equipment and

some things are not compatible with what we have. In order to be successful, we need to move forward in this. I commend you in getting this far and we appreciate whatever you decide to give us at this point.”

Councilmember Hannah stated, “I represent District 3 which is very diversified from the rich and famous to the lower level. Persons have contacted me from all walks of life with the same thing. Why are the rates being raised again? I can come up with the same thing, if you are satisfied with Andy Griffith and Barney Fife then that is fine because that is what we have. If you see this as an investment to a modern and high-tech investment where people can understand that. All people understand Barney Fife. We want something that will sustain us so when the lights are out, you may not know. We were almost to the point of having candles and it is saddening that we got to this state.”

Director Harley stated, “I want to say that Orangeburg is not unique in this, if you look across the Country, various utilities have put off projects. We cannot put this off any longer. We need to be sure a plan is in place where if I am not here or someone else, there is a plan moving forward and the resources moving forward.”

Mayor Pro Tem Keitt stated, “We have to tell our citizens that we are still one of the lowest, if not second lowest in the State.”

Director Harley replied, “We are in terms of this region, we still maintain some of the lowest rates in the state.”

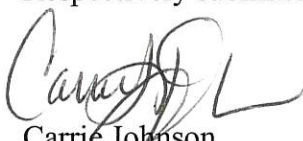
Councilmember Stroman stated, “I work for the stockholders in Orangeburg and they are supposed to get the lowest rates.”

The vote to approve the Ordinance to adopt a budget for the operation of the Department of Public Utilities of the City of Orangeburg, SC for the fiscal year October 1, 2019 through September 30, 2020 (2) adopt amended electric rates effective October 1, 2019 and (3) adopt amended gas rates effective October 1, 2019 was 6-1. Councilmember Stroman opposed.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt to enter into Executive Session concerning Legal Matter, Opioid Litigation and Contractual Matters, A. Employee Medical Clinic-Grove Park Pharmacy and B. Purchase of real property located at Boulevard/Railroad Corner.

There being no further business, the meeting was adjourned.

Respectively submitted,


Carrie Johnson
City Clerk

/lrm



CITY COUNCIL MINUTES
September 17, 2019

2848

Orangeburg City Council held its regularly scheduled meeting on Tuesday, September 17, 2019, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

PRESENT:

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

ABSENT:

None

A motion was made by Councilmember Stroman, seconded by Councilmember Haire to approve the September 3, 2019 minutes as distributed. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Stroman to nominate Stephon Edwards to the Building Board of Appeals for a term to end 7/1/2023. This motion was unanimously approved.

City Administrator Yow addressed Council concerning an authorization with Orange Cut Rate for an Employee Medical Clinic in the amount of \$120,000. He stated, "As you may remember we had a previous clinic with Healthstat Inc., and we would like to partner with Orange Cut Rate which is Grove Park Pharmacy. I hope that you have had a chance to go by and see the operation there. This is in the City and will add to the benefits for our employees."

Councilmember Hannah asked, "On page 2, 1.1.3 – It states about a deposit? DPU Administrative Director Josh Nexsen stated, "There is not requirement for a deposit."

Councilmember Hannah asked, "On page 3, 1.4.5 – Monthly Reporting? Who does that go to? Mr. Nexsen replied, "Those reports would go to the City and DPU Human Resources and it is not specific to people based on Health Insurance Portability and Accountability Act of 1996 (HIPAA) laws."

Mayor Pro Tem Keitt stated, "I am glad to see this happening."

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Hannah authorizing to enter into Agreement with Orange Cut Rate for Employee Medical Clinic in the amount of \$120,000. This motion was unanimously approved.

Assistant City Administrator Singh addressed Council regarding the approval of 2019 Mini Façade Grants. He stated, "The façade grant committee met and have recommended awarding two mini grants to be completed this budget year. One is for Palmetto Office Supply in the amount of \$3,944 for new window advertisements. The other is for 161 Centre Street for the exterior of the building. There will be two tenants in this building. The total cost of this project is \$21,840 and the grant is for \$10,000. The committee did ask about the ownership of Palmetto Office Supply and that was taken care of and on 161 Centre Street, the committee asked for an additional bid. I would recommend the approval of these two mini grants."

Councilmember Stroman asked, "Can the church next to Palmetto Office Supply be painted? I would like for them to apply for the grant."

Assistant City Assistant Singh replied, "That building was formerly owned by Palmetto Office Supply; however, churches do not qualify for this grant."

Councilmember Hannah stated, "We can strongly suggest they paint the building."

A motion was made by Councilmember Hannah, seconded by Councilmember Knotts, **2849** to approve the 2019 Mini Façade Grants. This motion was unanimously approved.

Water Division Director Odom addressed Council regarding the consideration of an operational and maintenance agreement with Bull Swamp Rural Water Company. He stated, "The current operations and maintenance agreement is ending with the Town of Swansea for the Bull Swamp Rural Water Authority. We will be taking over the billing, customer service, meter reading and leak calls for this Authority with this agreement. We will not be supplying the water, just maintenance and operations for the system. I would recommend you authorize this agreement. Their Board approved this at their meeting last night."

Councilmember Stroman asked, "Are we selling the water or just taking over?" Mr. Odom replied, "We are just doing the customer service portion for them: leak calls, cut off and cut on services and the day to day operations. We have no employees of theirs; they contract their services out."

Councilmember Stroman asked about the rates. Mr. Odom stated, "Their Board sets the rates. At the end of the year, we will review everything to make sure the monetary value is there."

Councilmember Hannah asked, "On page 6 of 28, it seems that #12 and #23 are the same?"

City Attorney Walsh stated, "That is in the General Terms and Conditions which are adopted by DPU and that has been in there for quite some time. There is no problem with them, they are operational."

Councilmember Hannah asked, "What does #12 mean?"

DPU Administrative Director Nexsen stated, "If someone in your home owes money to DPU for the same location, we won't offer service until the bill is paid. If the bill is in one name and my brother lives with me and I don't pay the bill and my brother tries to get service at the same location, we won't service the address."

Councilmember Hannah asked, "Why is that any different than #23?"

City Attorney Walsh stated, "These are terms and conditions to cover two different situations. They have worked and Council will need to direct staff in order to review and update the Terms and Conditions of DPU."

Mayor Butler stated, "This is an agreement for reading meters and maintenance, it is not for the General Terms and Conditions of DPU, if we have to do that, we can work on that later. This is a good opportunity for DPU."

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Knotts to approve the consideration of Operational and Maintenance Agreement with Bull Swamp Rural Water Company, Inc. The vote was 6-1. Councilmember Hannah opposed.

Councilmember Jernigan addressed Council. He stated, "This is my last official meeting with City Council of Orangeburg. It has been a good twenty years and I have worked with a lot of you. The newspaper asked me about my successes, I have none. Without the staff, employees and Council, there would be no successes. All of the employees hold a special place in my heart and everyone at the City is as dedicated as anyone I have ever worked with. I am going to miss coming by here and I am sure the good Lord will find something for me to do. If anyone needs me or anything from me, I will do what I can for you. I appreciate the City of Orangeburg and the citizens and God Bless the City of Orangeburg and the staff."

Mayor Butler replied, "Thank you for working with us for twenty years."

2850
A motion was made by Councilmember Stroman, seconded by Mayor Pro Tem Keitt to enter into Executive Session concerning a contractual matter, purchase of real property located at Boulevard/Railroad Corner. This motion was unanimously approved.

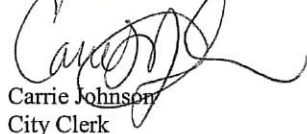
A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Hannah to return to open session. This motion was unanimously approved.

City Attorney Walsh addressed Council concerning a Resolution for the Mayor to enter into contracts of sale with property owners located near Railroad Corner. The property owners are George R. Dean, Eugene Dunning and the Robinson Group of SC LLC.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt to approve the Resolution for purchase of real property located at Boulevard/Railroad Corner. The vote was 5-2. Councilmembers Jernigan and Stroman opposed.

There being no further business, a motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt to adjourn. The vote was unanimous.

Respectively submitted,



Carrie Johnson
City Clerk

/lrm





RESOLUTION AUTHORIZING MAYOR MICHAEL C. BUTLER TO ENTER INTO CONTRACTS OF SALE WITH PROPERTY OWNERS, GEORGE R. DEAN, EUGENE DUNNING AND ROBINSON GROUP OF SC, LLC, FOR THE PURCHASE OF PROPERTY LOCATED IN THE CITY OF ORANGEBURG, ON TREADWELL STREET, RUSSELL STREET AND BOULEVARD IN THE VACINITY OF "RAILROAD CORNER" WITH ORANGEBURG COUNTY TAX MAP NUMBERS, 0173-14-04-008, 0173-14-04-013, 0173-14-04-009, 0173-14-04-026, 0173-14-04-010, 0173-14-04-007

- WHEREAS,** the City of Orangeburg wishes to improve and develop properties in or near "Railroad Corner" in the City of Orangeburg, and
- WHEREAS,** the City finds that "Railroad Corner" is a blighted area resulting in the unmarkedability of the properties for development and inadequate private investment for the development of said property, and
- WHEREAS,** the eradication of blighted areas and improvement of the area by redevelopment is a public interest and public purpose, and
- WHEREAS,** the City's timely ownership may enable it to obtain additional development funding, and
- WHEREAS,** the additional funding has time limitations thus preventing other means of obtaining ownership.

NOW, THEREFORE, BE IT RESOLVED, by City Council that Mayor Michael C. Butler is hereby authorized to negotiate and enter into Contracts of Sale for the purchase of the below described property.

Property of George R. Dean:

Tax Map #: 0173-14-04-008

All that certain piece, parcel or lot of land containing 0.195 of an acre, with all improvements thereon, situate, lying and being in the City of Orangeburg, Orange Township, School District No. 5, Orangeburg County, South Carolina, and being set forth and shown on a plat prepared for George R. Dean made by Donald J. Smith, Jr., RLS, dated September 14, 1985 and recorded in the office of the Clerk of Court for Orangeburg County in Plat Book 61 at Page 1 and being bounded and measuring as follows: North by property now or formerly of Collins, 60.69 feet, and by property now or formerly of Whaley, 69.64 feet; East by Boulevard, 62.55 feet; South by property now or formerly of Rodney, measuring along a broken line for a total distance of 108.37 feet; West by property now or formerly of Bowman, 75.75 feet.

Tax Map #: 0173-14-04-013

Also: All that certain piece, parcel or lot of land with improvements thereon, situate, lying and being in the City of Orangeburg, Orangeburg County, South Carolina, and fronting on Treadwell Street, and being bounded on the Northwest by property now or formerly of Daisy B. Taylor for a distance of ninety-one (91) feet and eight (8") inches, more or less; on the Northeast by lands now or formerly of Daisy B. Taylor and N. C. Nix (now or formerly of George Dean) and measuring thereon a total distance of 44.78 feet, more or less; on the Southeast by property now or formerly of Eugene Dunning for a distance of 87.37 feet, more or less and on the Southwest by Treadwell Street as stated for a distance of 44.93 feet, more or less. This property is shown and designated as "N/F WILLIAM JOHNSON" on a plat of survey made by Donald J. Smith, Jr., Inc., approved by Donald J. Smith, RLS, dated October 14, 1998 and recorded in the Office of the Register of Deeds for Orangeburg County in Plat Book 77-S, page 123.

Property of Eugene Dunning:

Tax Map #: 0173-14-04-009

All that certain piece, parcel or lot of land with all improvements thereon, situate, lying and being in the City of Orangeburg, County of Orangeburg, State of South Carolina, being more fully shown and delineated on a plat of survey prepared for Eugene Dunning by Donald J. Smith, Jr., RLS, approved by Donald J. Smith, RLS, dated February 1, 1996, revised February 5, 1996, recorded in the office of the RMC for Orangeburg County in Plat Book 755, page 41 and being bounded on the East by Boulevard Street for a distance of 89.59 feet; on the South by Russell Street for a distance of 89.41 feet; on the West by property now or formerly of Amon Thomas/ A.A. and Reddick Bowman for a distance of 91.98 feet; and on the North by property now or formerly of George Dean for a distance of 112.10 feet.

Tax Map #: 0173-14-04-026

Also: All that certain piece, parcel or lot of land with improvements thereon, situate, lying and being in Consolidated School District 5, City of Orangeburg, County of Orangeburg, State of South Carolina, fronting on Treadwell Street, containing .12 acre, and being more particularly shown and delineated on a plat prepared for Eugene Dunning by Donald J. Smith, Jr., Inc. approved by Donald J. Smith, R.L.S, dated October 14, 1998, and recorded in the Office of the Register of Deeds for Orangeburg County in Plat Book 775, page 129 and being bounded and measuring generally on the Northwest by property now or formerly of William Johnson for a distance of 87.37 feet; on the Northeast by property now or formerly of George Dean for a distance of 50.83 feet; on the Southeast by Lots 1,2,3 and 4 for a distance of 83.38 feet; on the Southwest by Treadwell Street for a distance of 63.45 feet.

It is understood that the nine-foot alley on the Southeastern side of the above described property is a part of and is included in the above described property.

Tax Map #: 0173-14-04-010

Also: All that certain piece, parcel or lot of land with all improvements thereon, situate, lying and being in the City of Orangeburg, Orangeburg County, State of South Carolina, being more particularly shown and delineated on a plat of a lot showing building located on the northerly side of Russell Street, Northeast, in the City of Orangeburg by P. D. Copes, dated April 4, 1960, and approved by W. F. Stokes, RLS, recorded in the Office of the RMC for Orangeburg County in Plat Book 14, page 249, and being bounded on the South by the said Russell Street for a distance of 19.42 feet; on the East by property now or formerly of Bryant for a distance of 72.5 feet; on the West by property now or formerly of Bryant for a distance of 72.5 feet; and on the North by property now or formerly of Bowman for a distance of 20.33 feet.

Property of the Robinson Group of SC, LLC

Tax Map #: 0173-14-04-007

All that certain piece, parcel or lot of land, with all improvements thereon, situate, lying and being on the Western side of North Railroad Avenue, in the City of Orangeburg, County of Orangeburg, State of South Carolina, and fronting on said North Railroad Avenue 38 feet, and running back on its southern side line 68 feet, and measuring on its Western rear line 61 feet, and measuring on an irregular Northern line from a point on the said North Railroad Avenue 56 feet westward to a point, and thence northwestward 56 feet to a point, and thence 22 feet, joining the rear line thereof known as the Whitmore Property and being more particularly described in deed from B.H. Moss, County Judge as Special Referee, to Blondelle A. Whaley, as Guardian, etc., recorded in Book 103, at page 281, office of the Clerk of Court for Orangeburg County, S.C.

PASSED BY the City Council of the City of Orangeburg, South Carolina, on this 17th
day of September, 2019.



Michael C. Butler
Mayor

L. J. J. J. J. J.

Paula R. Hester

Benny Hare

Jim [unclear]

Members of Council

Attest: Carole [unclear]
City Clerk

City Council Minutes
Special City Council Meeting
September 25, 2019
9 am

2851

Present:

Michael C. Butler, Mayor
Bernard Haire
L. Zimmerman Keitt
Sandra P. Knotts
Charles W. Jernigan

Absent:

Richard F. Stroman
Jerry Hannah

City Administrator Yow addressed Council regarding a grant offer from the FAA for the Orangeburg Municipal Airport for the Design of the Airport Main Apron Expansion. He stated, "The is for a \$170,000.00 project and it requires an \$8,500 local match and \$8,500.00 from the State. If State funding is not available, the City amount would total \$17,000.00. As you can see from the Capital Improvement Plan in 2020, we can apply again for discretionary money for the actual Apron Expansion. We received this grant notice on Monday and will return the executed documents this morning"

A motion was made by Councilmember Jernigan, seconded by Councilmember Knotts to authorize the City Administrator to accept the FAA Grant for the Design of the main apron expansion at the Orangeburg Municipal Airport. The motion was unanimously approved.

Hearing no other business, a motion was made by Councilmember Haire, seconded by Councilmember Knotts to adjourn the meeting. The motion was unanimously approved.

Respectfully Submitted,



Carrie W. Johnson
Finance Director



CITY COUNCIL MINUTES
October 1, 2019

2852

Orangeburg City Council held its regularly scheduled meeting on Tuesday, October 1, 2019, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Dr. Kalu Kalu
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

ABSENT:

None

Mr. Bernard Haire accepted the Oath of Office administered by Judge Pandora J. Glover as Councilmember for the City of Orangeburg, SC, for District #4. His term of office will be 10-1-19 – 9-30-23.

Ms. Sandra P. Knotts accepted the Oath of Office administered by Judge Pandora J. Glover as Councilmember for the City of Orangeburg, SC for District #6. Her term of office will be 10-1-19 – 9-30-23.

Dr. Kalu Kalu accepted the Oath of Office administered by Judge Pandora J. Glover as Councilmember for the City of Orangeburg, SC, for District #2. His term of office will be 10-1-19 – 9-30-23.

A Motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt to carry over the election of Mayor Pro Tempore to the City Council Meeting on January 7, 2020. This motion was unanimously approved.

Public Hearing – To consider a Zoning District Map change from A-1 Residential, Single-Unit District to B-1 General Business District for 1090 St Matthews Road, TMP# 0173-05-05-001.000, 1070 St Matthews Road, TMP# 0173-05-05-015.000 and 1080 St Matthews Road, TMP #0173-05-06-016.000

Mr. Abe Salama of the Sheridan School area addressed Council. He stated, “I have been here 35 years and if you looked at a picture of St. Matthews Road even five years ago, it is different. Businesses are a sign of progress in the City and it is not spot zoning. I am near CPM Federal Credit Union and can walk there. I feel from Boulevard to Highway 601 should be commercial and it is a sign of progress and we need to move forward.”

Attorney Allen Neumeister of St. Matthews addressed Council. He stated, “I am an attorney from St. Matthews and have previously been a resident of Orangeburg for about thirty years. I have seen dramatic changes in the area.” A map was shown where the properties that were up for rezoning were in comparison to the Comprehensive Plan. He stated, “As you can see the areas in red already touch area businesses, the nature of the properties has changed. You will see an increase in taxes and in jobs in Orangeburg if these parcels were rezoned.”

Mayor Butler asked Mr. Neumeister, “What is your stake in this? Do you own property there?”

Mr. Neumeister responded, “I am an attorney and represent the landowners.”

Ms. Phyllis Pelzer addressed Council. She stated, “I live at 1090 St. Matthews Road and I would like to ask Council to consider the request for rezoning of the three properties located directly in front of GrandSouth Bank. These houses are in a very busy area and it lends itself to more of a commercial area. This area is similar to the Walgreen’s area down the street where the new strip

mall is now. The area is rapidly changing, and this area deserves to be commercial. In the Comprehensive Plan, this area is showing as an urban residential area." Ms. Pelzer showed a map where those three houses touch the commercial areas already. She stated, "These houses are near a drive thru at CPM Federal Credit Union. These homes from Stuart Street to CPM Federal Credit Union could be commercial. You should look into amending the Comprehensive Plan for that block since commercial is all around it." 2853

Mayor Butler asked, "Do you have commercial plans for your property?"

Ms. Pelzer replied, "Not at this time, but I would like the option."

Mr. Randy Shuler addressed Council. He stated, "My wife owns property next to Ms. Pelzer, this whole area could be commercial from Stuart Street to CPM. I feel the Comprehensive Plan needs to be amended for that block. Three pieces could be a strip mall. Everything is in line. Eventually, all commercial will be around it."

Mr. H Kenneth Floyd addressed Council. He stated, "I live in this area at 1070 St. Matthews Road and have since 1953 and there was nothing there, I was 4 years old. At that time, it was a suburban residential area. In 1972, Block A on the map was rezoned, 48% Commercial and 52% Residential on the covenants and restrictions. It required a 2/3 vote for the covenants of the Pecanway Terrace Association. In 1972, the roads were widened and the area next to me was rezoned and a bank and office park was built. It is a busy area and it is not a suburban residential area any more. There is high traffic in the area and 50% of the homes are rentals. It is urban and the character has changed. There are 155 lots in Pecanway Terrace and 50% of them are rentals. We compiled a lot of data. I have spent 2.5 to 3 years working on this and have been door to door. We would like you to help us do something."

Mayor Butler asked, "Do you live there?"

Mr. Floyd replied, "Yes"

Councilmember Hannah asked, "You use the number 50% , what does that mean? Half of 25, 50?"

Mr. Floyd responded, "There are 155 lots and 50% of that is rental property."

Councilmember Hannah stated, "I live in District 3 which that is in my district, what do the homeowners think of the rezoning?"

Mr. Floyd stated, "Do you mean the rental properties or the residents? I walked the neighborhood and it was no secret that we were trying to get the covenants changed so that we can apply for rezoning because of the state law passed in 2007, you could not apply for rezoning if you had covenants. It was 2 to 3 years of hard work."

Councilmember Hannah stated, "I know when you asked me about the property, you told me you talked to the people in the neighborhood, maybe two years ago. I have asked people and they did not want rezoning, from the ones you mentioned to me."

Mr. Floyd stated, "The ones on the inside may not want it, but the ones on the outside do."

Councilmember Hannah asked, "Why did the Planning Commission vote not in favor?"

Mr. Floyd stated, "There is an Ordinance with your Comprehensive Plan, you have Pecanway Terrace as Suburban Residential and everyone else is Urban Residential just like the map."

Ms. Pelzer brought up the map and showed Council what properties were Suburban Residential and what was Urban Residential. She explained the differences in the colors.

Councilmember Hannah asked, "In 1972, why wasn't the argument presented then?"

Mr. Floyd responded, "That got slid in quick and there was a lawsuit which I have a copy of."

Councilmember Hannah stated, "I have one other question and I said I would help you and now

you know why I am not helping you because you were not forthright and truthful. The people I contacted said you never contacted them.”

Mr. Flood stated, “Forthright and Truthful? I am sorry about that”

Mayor Butler stated, “We will need to take this under advisement, and we will get back to you. We need to study the Plan and get back to you.”

Mr. Abe Salama stated, “There were restrictions on the Prince of Orange Mall that included trees. Guess what you have now? Applebee’s and the Tire Company. This was part of the covenant restrictions then, so I want to remind you that it was changed by City Council then. The trees are gone and that was a vote for business progress.”

Mayor Butler stated, “We need to review the Comprehensive Plan. We try to uphold the Planning Commission’s decision, but not always. We could miss something. Let us look at it.”

Kevin Jackson, a business owner at 1180 Boulevard Street addressed Council. He stated, “Being forthright and truthful, Ken has had fifty petitions out and I was at the Planning Commission meeting and there was no opposition. There was no one opposing. Why is it so difficult to get this done and receiving opposition? It should not be this difficult. If anyone is opposed to this, I would like to hear from them now because there was no opposition at the meeting last week. No one has spoken against this.”

Mayor Butler, “We have an unrest and we have to look at the Plan.”

Councilmember Haire stated, “The gentlemen spoke of no opposition, I have for quite some time been opposed of the encouraging of businesses in the residential areas. We need to grow our city and I am opposed to this and it is going to be a domino effect once these three are done and I am not in favor of it, but I am opposed to it.”

Mayor Butler stated, “We have to study this and get back to everyone.”

Mayor Butler asked, “Is there anyone else opposed to this?”

Thomas Salley of 1179 Dantzler Street addressed Council. He stated, “I have been there three years and have been a resident of Orangeburg all my life. This property used to be a farm many years ago and progress has moved on. No one asked me about this, but I am definitely in agreement that this should be commercial.”

The Public Hearing was closed. Council moved into regular meeting.

A motion was made by Councilmember Haire, seconded by Councilmember Knotts to approve the September 17, 2019 minutes as distributed. This motion was unanimously approved.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Kalu to approve the September 25, 2019 Special Meeting minutes as distributed. This motion was unanimously approved.

Ms. Evelyn Disher, Executive Director of the Community of Character accepted the October 2019 Character Trait Proclamation, Sportsmanship.

Assistant City Administrator Singh addressed Council regarding the Façade Grant Program application update. He stated, “There are two updates; one is a recommendation of three bids and that the bids be itemized and on letterhead or bid sheet. The other is the clarification of repeat recipients and the time period of a second application. There are two properties that were already awarded and completed which were Sulit and 1361 Event Studio owned by Jennifer Chapman.”

Councilmember Haire made a motion, seconded by Councilmember Hannah to accept the Façade Grant Program Application update. The motion was unanimously approved.

Assistant City Administrator addressed Council regarding a consideration of a Zoning District Map change from A-1 Residential, Single-Unit District to B-1 General Business District for 1090

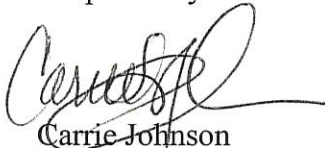
St Matthews Road, TMP# 0173-05-05-001.000, 1070 St Matthews Road, TMP# 0173-05-05-015.000 and 1080 St Matthews Road, TMP #0173-05-06-016.000.

Councilmember Haire made a motion, seconded by Councilmember Hannah that the request for the Zoning District Map change from A-1 Residential, Single-Unit District to ~~B-1~~ ²⁸⁵⁵ General Business District for the three properties located at 1090, 1070 and 1080 St Matthews Road be denied. The vote was 4-3. Councilmembers Haire, Hannah, Stroman and Knotts voted to deny the request. Mayor Butler, Mayor Pro Tem Keitt and Councilmember Kalu opposed the motion to deny the request.

A motion was made by Councilmember Kalu, seconded by Mayor Pro Tem Keitt to enter into Executive Session concerning a contractual matter, DPU Gas Division-SCANNA Energy Marketing Inc. Asset Management Agreement Contract and a legal matter – Opioid Litigation Update. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectively submitted,



Carrie Johnson
City Clerk

/lrm



2856

VOID]

VOID]

VOID]



OATH

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

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



Gemma Haire
Councilmember
October 1, 2019
Date

Sworn before me this 1st day
of October 2019

Pandora Jones-Glover
Pandora Jones-Glover
Notary Public

My Commission expires 06-13-27



OATH

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

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



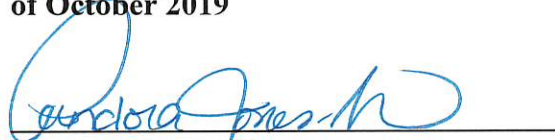


Councilmember

10-1-19

Date

Sworn before me this 1st day
of October 2019



Pandora Jones-Glover
Notary Public

My Commission expires 06-13-27

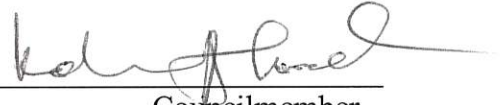


OATH

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

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





Councilmember

10-01-2019

Date

Sworn before me this 1st day
of October 2019



Pandora Jones-Glover
Notary Public

My Commission expires 06-13-27

CITY COUNCIL MINUTES
October 15, 2019

Orangeburg City Council held its regularly scheduled meeting on Tuesday, October 15, 2019, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Dr. Kalu Kalu
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

ABSENT:

None

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Knotts to approve the October 1, 2019 minutes as distributed. This motion was unanimously approved.

Mr. Jim Headley, Executive Director of the SC Recreation and Parks Association addressed Council. He stated, "I am here tonight to present you with the 2019 Programming Excellence Award for the City of Orangeburg Festival of Roses. You have two staff members on our board currently, Shaniqua Simmons and Shawn Taylor. This award is for the population of less than 30,000 and it showcases the Edisto Rose Gardens." A video was shown of the award and the award was presented to Mayor Butler.

Mr. William Green addressed Council concerning the upcoming 23rd annual Alzheimer's Fundraiser to be held at the Premier on November 30th. He stated, "Gloria Hutto is the chair this year and we have been raising funds for 23 years now and the funds go to MUSC for their Alzheimer's Unit. We have raised over five hundred thousand dollars (\$500,000) in 23 years. Recently, two meds have been founded to help slow the progress of this disease. There are approximately 80,000 people in the state with this disease and approximately over 2,600 in Orangeburg and Calhoun counties. I invite you to attend and support this endeavor."

Ms. April Richardson addressed Council on the 2020 Census and Complete Count Committee. She handed out packets to Mayor and Council on the Committee. She stated, "The census this year will online, mail or phone. I am here to make sure you have a complete count committee. This is needed to be sure everyone is counted and to make sure South Carolina gets its fair share of funding. This is so important for schools and in 2010, there were children that were not counted and five years later, we had school crowding. We need to be sure there are trusted voices in the community, and it starts with this committee. We will train your committee."

Mayor Butler stated, "I feel that there should be someone from each district or area on this committee because we need to know, has the City grown. I do not want Orangeburg to miss out on any money."

Mayor Butler asked, "How long is the form to complete?"

Ms. Richardson stated, "About 10-15 minutes."

Mayor Pro Tem Keitt asked, "What kind of employment is needed and in what areas?"

Ms. Richardson responded, "It varies, and it would include rural areas. We all have to take an oath of confidentiality and it is strictly enforced and safe. In mid-March there will be three opportunities to respond to the census and then if you do not, we will send someone out."

Councilmember Kalu asked, "How do you account for undocumented aliens?"

2858
Ms. Richardson responded, "We do not ask about citizenship, only if you live here and we do include the homeless and those in jail. October 22 is the National Day of Recruiting and we need about 500,000 people to assist in the census. We do not need to lose the seat South Carolina gained in 2010 in the House of Representatives from the prior Census. The power and money are determined by the census."

Councilmember Hannah asked for a moment of personal privilege. He stated, "This is South Carolina State University Homecoming week. I am speaking on behalf of the Greater Orangeburg Chapter of the National Alumni Association which includes Calhoun, Bamberg and Orangeburg County. I want to invite you all to participate with us. The City has been good to SCSU and SCSU has been good to the community. There is something for everyone including the parade, food and the football game. Come out and enjoy the events."

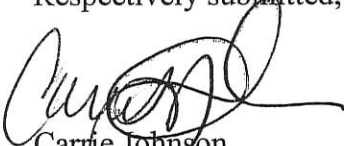
The update on the Forensics Lab Certification was postponed to the November 5, 2019 City Council meeting.

Mayor Pro Tem Keitt made a motion, seconded by Councilmember Kalu to Authorize the Department of Public Utilities to enter into an Asset Management Agreement with SCANA Energy Marketing, Inc. The motion was unanimously approved.

A motion was made by Councilmember Hannah, seconded by Mayor Pro Tem Keitt to enter into Executive Session concerning 1) Economic and Industrial Development Matter, Project Hunter and 2) Proposed Contractual Matter, Northwood Estates Sewer. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectively submitted,


Carrie Johnson
City Clerk

/lrm



CITY COUNCIL MINUTES
November 5, 2019

2859

Orangeburg City Council held its regularly scheduled meeting on Tuesday, November 5, 2019, at 7:00 P.M., in Council Chambers with Mayor Michael C. Butler presiding.

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Dr. Kalu Kalu
L. Zimmerman Keitt
Sandra P. Knotts
Richard F. Stroman

ABSENT:

None

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Kalu to approve the October 15, 2019 minutes as distributed. This motion was unanimously approved.

Mayor Butler asked ACA Singh to address the Planning Commission's earlier recommendation to amend the Comprehensive Plan. He stated, "This pertains to the property on St. Matthews Road next to CPM Federal Credit Union down to Stuart Street, the applicants were requesting B1. No resident of the neighborhood spoke against the request at the Public Hearing. The Planning Commission advised Council to study the Comprehensive Plan to see if changes needed to be addressed. As you may recall, Council decided to leave it as residential."

Councilmember Haire stated, "The item on the Agenda was not concerning the Planning Commission and the Comprehensive Plan, it was on rezoning. The item was concerning a map change from A1 to B1."

Ms. Phyllis Pelzer, 1090 St. Matthews Road, Orangeburg, SC addressed Council and stated, "I am coming before the Council as a resident of the City of Orangeburg and on behalf of my neighbors, the Floyds at 1070 St. Matthews Road, Ms. Zeigler and Mr. Shuler who own 1080 St. Matthews Road. After reviewing the transcripts and performing some due diligence since the last meeting on October 1, 2019, I am here today to request that this Council consider the previous request from the Planning Commission with regards to the rezoning of our properties. Specifically, we are asking you to amend the Comprehensive Plan.

I would like to read from Mr. Singh's September 27 letter to you. In it he states, 'Staff will be working on a full set of minutes, but a summation of the comments made were in full support of rezoning the area to B-1 commercial. Both attorneys spoke and Attorney Walsh gave a very clear and informative summary of the state law and the currently approved Comprehensive Plan. The summary of his explanation is stated basically in the motion passed by the Commission.' Reading from the minutes of the Planning Commission September 26 meeting, it states in paragraph one of the final page. This is Attorney Walsh speaking, 'In summary, what can be done is that you can ask and recommend to the City Council that they review the Land Use Plan, the Comprehensive Plan, and decide if the designation of present property, Suburban Residential, should be changed to some other classification, or change the Compatible Zoning District that is permitted. Presently, it cannot be done and that's the position of the City and the City Staff.' It goes on to say that Vice Chairperson Jenkins made a motion recommending that the Commission send this to the City Council and give them an opportunity to review the Comprehensive Plan to see if it can be changed from Suburban to some other classification. A second was made by Commissioner Payton. The motion was passed.

In layman's terms, what this means is that the Commission under the advice of the City attorney was told that due to the classification of our property as Suburban Residential, they are not able to consider our request to become Commercial. Let me read from Chapter 7, page 48 of the Comprehensive Plan on Land Use. Where the Plan's goals are brought into question, the matter

2860
should be reassessed by the Planning Commission to determine if they are still representative of the area in question. If they are, any rezoning change at variance should be denied on the grounds of noncompliance. If, however, there is a deficiency in the Plan or conditions or objectives have changed, the Plan itself should be amended. In this way, the Commission together with the Council will continually evaluate the Plan for applicability.

The map classifications and accompanying objective statements on the index establish intent of the various areas. The principal use column identifies the type of development which fulfills the intent. The compatible zoning column establishes criteria for determining plan compliance. The alternative column provides for plan flexibility.

The compatible zoning district column provides a range of acceptable districts, depending on the land use and development objectives of an area. Areas designated single-family residential, for example, should be denied on the basis of noncompliance with the Plan Map.

Where the Plan's goals are brought into question, the matter should be reassessed by the Planning Commission to determine if they are still representative of the area in question. If they are, any rezoning change at variance should be denied on the grounds of noncompliance. If, however, there is a deficiency in the Plan or conditions or objectives have changed, the Plan itself should be amended. In this way, the Commission together with the Council will continually evaluate the Plan for applicability.

Since the Council has the authority to amend the Comprehensive Plan, I am respectfully requesting of Council change the Comprehensive Plan to allow these properties to be rightfully classified as URBAN RESIDENTIAL and zoned as A-2 which allow the Planning Commission to consider our request that is still before them - to allow these properties to be zoned for future commercial development. Similarly, note properties at corner of Sims St. and Columbia Road newly designated for commercial development and properties adjacent to Walgreen's along St. Matthews Road. These were Urban Residential and are now 'Commercial'. Please be both consistent and fair."

City Attorney Walsh stated, "There is a procedure on revising the Comprehensive Plan, you have to follow the State Statute. It first has to go to the Planning Commission, and they would recommend a change to City Council. Before it gets to the Planning Commission, our Zoning Consultant would review the Comprehensive Plan."

Ms. Pelzer asked, "Who is that?"

Assistant City Administrator Singh replied, "John Ford with Robert and Company. I would like to say that it is music to my ears that you have reviewed the Comprehensive Plan in such detail. I want to point out that during the process, we looked at areas moving and changing. We had properties posted, articles in the paper, and had public hearings in the process. Councils in the past stated that the residential areas should be protected."

City Administrator Yow stated, "The work requires action of Council to start the process. If Council does make a motion to study the Comprehensive Plan, it would go to the Planning Commission and they would recommend to Council whether or not to accept the findings and then it would come back to Council for a motion and passing by City Council."

Ms. Pelzer asked, "Since I am involved in this, can I be allowed in this process? A regular citizen has a hard time understanding this."

City Administrator Yow stated, "An action by City Council has to take place to ask the Consultant to come back and work with the Planning Commission and staff to study it and bring the recommendations to Council. There will be advertised Public Hearings that the public will have an opportunity to be involved."

Councilmember Kalu made a motion that the City study the Comprehensive Plan with the Planning Commission and bring back their findings to the City Council, seconded by Mayor Pro Tem Keitt. The motion was approved 5-2, Councilmember Hannah and Councilmember Haire opposed.

Ms. Amanda Webb addressed Council concerning the Forensics Lab Certification update. She stated, "Here is my initial assessment:

- 1.5 years to reach accreditation (standard time from inception is 2 years)
- 4 out of 10 instruments/software validated by external company June 2018
- No prepared validations written for remaining instruments/software
- Manuals incomplete and/or non-existent (mainly copied and pasted from other labs with no customization to our lab)
- LIMS not installed
- Most supplies were expired
- Minimal documentation

2861

Now, our main goal is accreditation and the projects along with that goal:

- Manual writing/instrument validation/data crunching
- Validating 2 instruments in-house – collective mock case samples
- LIMS (laboratory information management system) training and customization
- Spoke with solicitors about report wording
- Train analyst
- Train officers on DNA collection at crime scenes
- Staff Profile Database for contamination check

Here is a machine I am currently validating. (picture of a machine was shown)

Our future projects are:

- Apply for accreditation audit – 6 months prior to being ready
- Work at least 3 months of cases to show auditors
- Apply for CODIS/statistics program access
- Validate statistics program
- Maintain a local suspect database (need legal support)

Once we are accredited, we can apply for Grant Funding. \$150,000 annually is available from Federal Grants once accreditation is obtained:

- Funding to analyze backlog cases; purchasing instrumentation, consumables, Software; travel for continuing education, overtime
- May not be used for building maintenance, salaries, benefits. And is non-transferrable to other disciplines

Here are our long-range goals once accredited:

- Reduce backlog
- 30 day turn around for violent cases
- Charge outside agencies per sample for casework
- Get involved with Claflin's Forensic Program
- Contract employee from another agency

This is our timeline to accreditation for December 2020:

- December 2019 – 1 instrument validation complete; officers trained in collection
- December 2019 thru April 2020 – LIMS customized
- January 2020 – validation of buccal swabs complete
- April 2020 – competency tests for analysts
- May 2020 – manuals finalized; internal audit
- June 2020 – apply for accreditation and CODIS access; start working cases
- September 2020 – Validation of Proflex instrument completed
- November 2020 – Validation of statistics software
- December 2020 – Accreditation approved and CODIS access granted"

Councilmember Kalu stated, "How much consumables do you use yearly?"

Ms. Webb replied, "Close to \$150,000."

Councilmember Kalu asked, "What is going on with the collaboration between Claflin and the Lab?"

Dr. Dwaun J. Warmack, President of Claflin spoke, "This lab is the only model in the country between an HBCU and a municipality. We want to bring this to other universities as a model. The researchers in the lab are graduates of Claflin and internships make great employees."

Ms. Evelyn Disher, Executive Director of the Community of Character and DPS Chief Mike Adams accepted the November 2019 Character Trait Proclamation, Courtesy.

2862
City Administrator Yow addressed Council concerning the rescheduling of the December 3, 2019 meeting. He stated, "The Claflin University Choir's performance of the Messiah is scheduled in Stevenson Auditorium that night. They have not requested to use the Council Chambers for a reception prior to the event. I am suggesting a possible meeting time change in case Council would like to attend the concert. It is up to Council to decide on this, I am just bringing this to Council's attention."

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Kalu to reschedule the December 3, 2019 Council meeting to 12 noon. The vote was unanimous.

City Administrator Yow addressed Council, he stated, "This was put on the agenda since the appearance of Ms. April Richardson with the US Census Bureau concerning a Complete Count Committee. I just want to bring this to your attention in case Council is ready to appoint the committee members tonight."

Mayor Butler stated, "I would like every Councilmember to nominate two people from their district. These people need to know the neighborhood since they will be knocking on doors, etc."

Councilmember Knotts asked, "Have they indicated how many needs to be on the committee?"

City Administrator Yow replied, "I do not think there is a magic number, it needs to be a manageable one."

Councilmember Haire stated, "This committee will not be going door to door. They have hired people on staff to do this. The committee will work on tasks assigned. I am ready tonight to make a nomination to the committee."

Councilmember Hannah stated, "In speaking with the people, they are unsure what they would be doing."

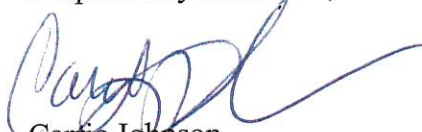
City Administrator Yow stated, "The census representatives will be training the committee."

This item will be brought back at the next meeting for nominations to the committee. Council was asked to provide two (2) nominations each, with phone numbers and email addresses prior to November 15, 2019. Staff will provide a slate of nominees at the November 19, 2019 meeting for Council's consideration to vote on and approve.

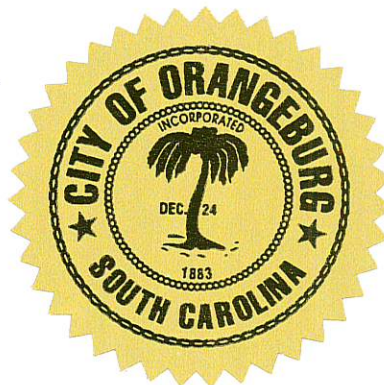
A motion was made by Councilmember Haire, seconded by Councilmember Knotts to enter into Executive Session concerning 1) Contractual Matter, Railroad Corner, 2) Economic and Industrial Development Matter, Project Hunter and 3) Legal Matter, Demetrius Jamison vs. City of Orangeburg. This motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectively submitted,


Carrie Johnson
City Clerk

/lrm



City Council Minutes
November 19, 2019

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, November 19, 2019 at 7:00 P.M. in Council Chambers with Mayor Butler presiding. 2863

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Dr. Kalu Kalu
L. Zimmerman Keitt
Richard F. Stroman

ABSENT:

Sandra P. Knotts

A motion was made by Councilmember Stroman and seconded by Mayor Pro Tem Keitt to approve the November 5, 2019 City Council Minutes as distributed. The motion was unanimously approved.

City Administrator Yow explained that in response to Ms. April Richardson's visit at the October 15, 2019 meeting concerning the 2020 Census and Complete Count Committee that each member of Council nominated two individuals to be included in the slate of candidates for the Committee. Mr. Yow distributed the full listing to all Councilmembers and asked them to review the information for accuracy. The listing included the following candidates:

Ellen Zisholtz-nominated by Mayor Butler
Davion Petty-nominated by Mayor Butler
Tom Bonnette-nominated by Councilmember Stroman
Emily Scoville-nominated by Councilmember Stroman
Cynthia Noble-nominated by Councilmember Kalu
Dr. Joseph Onyeocha-nominated by Councilmember Kalu
Cammie Grate-nominated by Councilmember Hannah
Sandra Scott-nominated by Councilmember Hannah
Dannie Keepler-nominated by Councilmember Haire
Dr. Valerie Fields-nominated by Councilmember Haire
Willie Brown-nominated by Councilmember Keitt
Evelyn Brown-nominated by Councilmember Keitt
Georgene Hightower-nominated by Councilmember Knotts
Pamela Baxter-Sweeper-nominated by Councilmember Knotts

A motion was made to accept the slate of candidates for the Complete Count Committee by Mayor Pro Tem Keitt and seconded by Councilmember Kalu. The motion was unanimously approved.

Mayor Butler inquired, "Does this listing mean that we cannot add candidates?"

City Administrator Yow indicated that additions could be made, but he did recommend that any additions come back before the full Council to be approved.

Mayor Pro Tem Keitt asked, "Will this be applicable if the selected candidate will be unable to serve?"

City Administrator Yow replied, "We will come back to the specific Councilmember that made the nomination if that occurs. Staff will be reaching out to the selected candidates as soon as possible to coordinate the required training with Census Officials. So, if any additions are requested, they would need to be done as soon as possible."

Public Works Director Dean Felkel presented a review of the Apron Expansion project at the Orangeburg Municipal Airport citing the Federal Grant already received for \$153,000 or 90% of the total projected costs to complete. He explained that to cover the additional costs, a grant request was submitted to the South Carolina Aeronautics Commission in September 2019. The City has been notified that we were successful with an award of up to \$8,500 to total 95% of the

total projected costs. Director Felkel asked Council to approve City Administrator Yow to sign the agreement to receive these funds.

2864
A motion was made by Councilmember Kalu and seconded by Councilmember Haire to allow the City Administrator to accept the South Carolina Aeronautics Grant Award on the City's behalf. The motion was unanimously approved.

Councilmember Stroman passed along a pilot's concern regarding the condition of the terminal at the Orangeburg Municipal Airport indicating that a coat of paint, new carpeting, and new ceiling tiles are needed. Director Felkel will look into the issue and have the needed work addressed.

Councilmember Stroman also inquired on the delay of repair of the damaged hangar door. City Administrator Yow explained that this item was submitted to the Insurance Reserve Fund for possible payment; however, it was recently denied. A purchase order has been issued for the repair.

A motion was made by Councilmember Haire and seconded by Mayor Pro Tem Keitt to adjourn the meeting into Executive Session concerning 1. Contractual Matter, Contracts for Health, Dental Insurance, and Stop Loss Insurance and 2. Legal Matter, Railroad Corner Property. The motion was unanimously approved.

Respectively submitted,



Tricia Phillips
Finance Coordinator

/lrm



City Council Minutes
December 3, 2019

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, December 3, 2019 at 12 noon in Council Chambers with Mayor Butler presiding. 2865

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Dr. Kalu Kalu
Richard F. Stroman

ABSENT:

Jerry Hannah
L. Zimmerman Keitt
Sandra P Knotts

A motion was made by Councilmember Stroman and seconded by Councilmember Kalu to approve the November 19, 2019 City Council Minutes as distributed. The motion was unanimously approved.

Ms. Evelyn Disher, Executive Director of the Community of Character accepted the December 2019 Character Trait Proclamation, Caring.

Assistant City Administrator Singh addressed Council regarding the approval of the 2019-20 Façade Grant Awards. He stated, "There were three applicants in this round of grants with work to be completed by the third quarter of 2020. 1151 Russell Street, the former SMS Building, will replace the awning which currently houses a barber shop and beauty salon. 1520 Russell Street will make improvements to the exterior of the building and improved signage. This building will provide professional office space and a real estate office. The third applicant at 1361 Russell Street was not recommended for funding by the committee. We will be working with the owners of this property to review their application."

Mayor Butler asked, "Where is 1520 Russell?"

Assistant City Administrator Singh replied, "It is located next to Dairy 0 and it should bring some life to that area. It was a former bank."

Councilmember Haire asked, "Was there an oversight in the amounts that were not included?"

Assistant City Administrator Singh stated, "Yes, I am sorry about that. The SMS Building is between five and seven thousand dollars and 1520 Russell Street is the full amount of the grant at ten thousand dollars. The total project at 1520 Russell Street is between fifty and sixty thousand dollars."

A motion was made by Councilmember Haire, seconded by Councilmember Kalu to approve the 2019-20 Façade Grant Awards. The motion was unanimously approved.

Mr. Joshua Nexsen of the Department of Public Utilities addressed Council regarding the approval of a bid for the construction of the DPU Operations Project located at 350 Sprinkle Avenue. He stated, "City Council approved a plan to construct a new crew quarters building and other improvements at the Operations Center. We have worked with an outside architect and engineers to design and plan this project over the last two years. Request for Proposals were issued on October 4, 2019, and four general contractors submitted proposals on November 4, 2019. Of these proposals, the lowest was from THS Construction in the amount of \$12,487,000 who recently finished the Health Center at Claflin University. I would recommend that you authorize the DPU Director to enter into a contract with THS Construction."

Councilmember Kalu asked, "Are there any grants or other monies for this project or was any local contractors asked to bid and was any preference given to minorities?"

Assistant City Administrator Singh replied, "We are looking at changing our Ordinances to reflect that and address that further for local and minority owned businesses. It is in there now."

City Administrator Yow replied, "However, our Purchasing Ordinance is a different ordinance than **2866**

Director Harley stated, "There are no grants or other monies designated for this project, it was budgeted."

A motion was made by Councilmember Stroman, seconded by Councilmember Haire to authorize the DPU Director to enter into a contract with THS Construction in the amount of \$12,487,000 for the construction of the DPU Operations Project located at 350 Sprinkle Avenue. The motion was unanimously approved.

Mr. Josh Nexsen of DPU addressed Council regarding the funding of the Operations Center and the Bond Issuance of a Combined Public Utility System Revenue Bond in the amount of \$15,000,000 in 2020 to be awarded to BB&T Company as authorized by Bond Ordinance of the City dated January 20, 2004. He stated, "During the 2019-2020 Budget, City Council approved the issuance of debt to fund the Operations Center Project. The proposals came in and BB&T offered the term of 15 years at a rate of 2.59%."

Councilmember Haire asked, "In the RFP, the bids were asked for 20 years, why are we going with 15 years?"

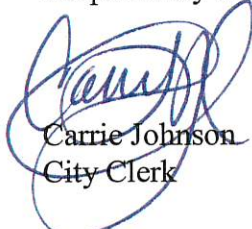
Mr. Nexsen replied, "We asked for proposals on 20-year terms and gave them the option of giving us other rates. Based on the proposals and comparing the rates and the amount of interest expense, we would recommend BB&T for the 15 years at 2.59% which is lower than budgeted."

A motion was made by Councilmember Haire, seconded by Councilmember Kalu to approve first reading of an Ordinance Authorizing the Issuance of a Combined Public Utility System Revenue Bond in the amount of \$15,000,000 (2020 Bond) to be awarded to BB&T as authorized by Bond Ordinance of the City dated January 20, 2004. The motion was unanimously approved.

A motion was made by Councilmember Stroman and seconded by Councilmember Haire to adjourn the meeting into Executive Session concerning Legal Matter, Demetrius Jamison vs. City of Orangeburg. The motion was unanimously approved.

There being no further business, the meeting was adjourned.

Respectively submitted,


Carrie Johnson
City Clerk

/lrm



City Council Minutes
December 17, 2019

Orangeburg City Council held its regularly scheduled City Council Meeting on Tuesday, December 17, 2019 at 7:00 PM in Council Chambers with Mayor Butler presiding. 2867

PRESENT:

Michael C. Butler, Mayor
Bernard Haire
Jerry Hannah
Dr. Kalu Kalu
L. Zimmerman Keitt
Sandra P Knotts
Richard F. Stroman

A motion was made by Councilmember Stroman and seconded by Councilmember Kalu to approve the December 3, 2019 City Council Minutes as distributed. The motion was approved. The vote was 4-0-3. Councilmembers Hannah, Knotts and Mayor Pro Tem Keitt abstained as they were not present at the last meeting.

Mr. Josh Nexsen came before Council regarding an update on the Orangeburg County Chamber of Commerce. He stated, "I just wanted to bring you up to date on the Chamber activities for the year. The Chamber does mailouts, coordinates the Leadership Orangeburg and the Junior Leadership Orangeburg which will be coming up next month for 2020. The Chamber is a sponsor of Community Events such as the Administrative Professionals Day and the Legislative Breakfast, I am here tonight to thank the Chamber and we look forward to 2020."

Councilmember Stroman stated, "Mr. Welch is doing a fine job."

Mr. Bill Welch, Orangeburg County Chamber of Commerce Interim President stated, "Josh has helped us out with the financials and has worked some things out for us."

Mayor Butler presented Ms. Gloria Rickenbacker Hutto with a proclamation for her many years of fundraising for Alzheimer's research. Ms. Rickenbacker Hutto has conducted an annual fundraiser for 23 years.

A motion was made by Councilmember Haire and seconded by Mayor Pro Tem Keitt to approve a resolution to adopt Health Insurance Benefits for the Employees of the City of Orangeburg effective January 1, 2020 and repealing any conflicting Resolutions or Ordinance. The motion was unanimously approved.

Director Mike Adams, Department of Public Safety, presented Council the Orangeburg Safe Communities, A Focused Deterrence Initiative. He explained, "The Program, Orangeburg Safe Communities is a unified, proactive police and community collaboration that engages, educates, and empowers repeat serious offenders (on probation) to obtain assistance, change behavior, make healthy life choices or suffer consequences of unified police/prosecutorial focus and priority. This focused-deterrence model creates an appropriate mix of legal and ethical pressure to change offender behavior, reduce recidivism, severity, and reduce victimization. Orangeburg Safe Communities Focused Deterrent addresses crime violence through research-based problem-solving strategies and partnerships among local-state-federal law enforcement, local governments, and a variety of community organizations and partners. Identifies individuals to participate in the program through established criteria. Offenders will be selected by a board made up of members of the law enforcement community and civilians. THE CALL IN – the selected offenders are informed by both the law enforcement community and the citizens of the community that they must change their behavior in order to remain in the community. Through the network of community organizations, they are offered help in job training, housing, religious guidance, counseling, etc. The final step, and most important, is to follow through with the services and promises made at the call-in. A civilian coordinator (working with Probation, Parole and Pardon) ensures that each offender receives the assistance they need by referring them to the community organization best equipped to meet their individual needs. We have many partners such as CPM Federal Credit Union, CASA Family Systems, Palmetto Goodwill, Orangeburg-Calhoun Technical College, NAACP, The Dawn Center, Vocational Rehab, SC Works, South Carolina Regional Housing Authority, Family Solutions of The Low Country, National Fatherhood

Initiative, One Orangeburg County, Orangeburg County Community of Character, and South Carolina Department of Employment and Workforce.”

Mayor Pro Tem Keitt asked, “How many offenders make a difference?”

2868

Director Adams responded, “We had fifteen individuals last time go through the program, nine completed the program, four are still in the program and two re-offended. This is lower than the national recidivism average which is good. We give them the opportunities to get a step ahead, if they take us up on it.”

Mayor Pro Tem Keitt asked, “How long have we been doing this?”

Director Adams stated, “Since March 2018.”

Mayor Butler stated, “There are many people that need a second chance. There are others that can get involved as well.”

Councilmember Hannah asked, “What is the ratio between males and females?”

Ms. Tammie Wideman, Volunteer Community Coordinator stated, “During our offender selection process, we do not look at gender or race. We look at the offenses. These candidates must be on parole and we put them on notification. Nine will be here on Thursday if they accept the services.”

Mayor Pro Tem Keitt stated, “We get a lot of children’s clothes and I would like to help with that with Project Life Positeen.”

Mr. Josh Nexsen, Department Public Utilities Director of Administration addressed Council regarding the second reading of an Ordinance authorizing the issuance of a combined public utility system Revenue Bond in the amount of \$15,000,000 (2020 Bond) to be awarded to BB&T as authorized by Bond Ordinance of the City dated January 20, 2004.

He stated, “There are no changes to the Ordinance except that the name of the bank (BB&T or Branch Banking and Trust) has changed its name due to a merger to Trust.”

Councilmember Haire asked, “Is this merger complete?”

Director Nexsen replied, “As of today, yes, it is.”

A motion was made by Councilmember Haire and seconded by Councilmember Kalu to approve second reading of an Ordinance Authorizing the Issuance of a Combined Public Utility System Revenue Bond in the amount of \$15,000,000 (2020 Bond) to be awarded to BB&T as authorized by Bond Ordinance of the City dated January 20, 2004. The motion was unanimously approved.

A motion was made by Councilmember Haire and seconded by Councilmember Kalu to adjourn the meeting into Executive Session concerning Legal Matter, James Westly Garvin v. South Carolina Electric and Gas Company, et al and Legal Matter and Purchase of Real Property, Railroad Corner. The motion was unanimously approved.

A motion was made by Councilmember Kalu and seconded by Mayor Pro Tem Keitt to return to open session. The motion was unanimously approved.

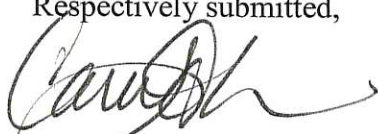
Attorney James F. Walsh introduced to Council a Resolution authorizing Mayor Butler to enter into contracts of sale with property owners in the vicinity of “Railroad Corner” and ratifying the purchase of property of Eugene Dunning and the Robinson Group.

Mayor Pro Tem Keitt made a motion and seconded by Councilmember Haire to authorize Mayor Butler to negotiate and enter into contracts of sale for the purchase of properties owned by Kumbum Singh, Joseph W. Rice, Jr., Trustee for the Joseph W. Rice, Jr. Revocable Living Trust and Joseph W. Rice, Jr. and ratifying the purchase of the property of Eugene Dunning for the purchase price of \$300,000 and the property of Robinson Group of SC, LLC for the purchase price of \$90,000. The motion was approved 6-1 with Councilmember Stroman opposing. Mr. Stroman stated, “He was not against buying the properties but against the purchase prices.”

A motion was made by Mayor Pro Tem Keitt and seconded by Councilmember Kalu to adjourn the meeting. The motion was unanimously approved.

2869

Respectively submitted,



Carrie Johnson
City Clerk

/lrm



2870

VOID

VOID

VOID

RESOLUTION

A RESOLUTION TO ADOPT HEALTH INSURANCE BENEFITS FOR THE EMPLOYEES OF THE CITY OF ORANGEBURG EFFECTIVE JANUARY 1, 2020 AND REPEALING ANY CONFLICTING RESOLUTION OR ORDINANCE

WHEREAS, by Resolution of the Orangeburg City Council dated December 18, 2018 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 17th day of December, 2019, 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, 2020 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 17th day of December, 2019.



Michael C. Butch
MAYOR

James Haire

Dorcas P. Knotts

L. Zimmerman Keith

Michael J. Iton

Raymond D.

Walter H. H.

MEMBERS OF COUNCIL

ATTEST:
Carolee
CITY CLERK

THIS IS NOT A CONTRACT

**HEALTH INSURANCE BENEFITS
CALENDAR YEAR 2020
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, 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 2018 Preferred Blue Plan-HDHP administered by BlueCross BlueShield of South Carolina.

“500 PPO” plan is the 2018 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 (as defined within the Personnel Handbook) with 100% of the premiums paid by the City. The insurance is offered through providers chosen by the City. New full time 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:

\$ 35.00 per month for spouse coverage for the Dental plan
\$ 45.00 per month for children coverage for the Dental plan
\$ 81.00 per month for family coverage for the Dental plan

Vision:

\$ 10.00 per month for spouse coverage for the Vision plan
\$ 12.00 per month for children coverage for the Vision plan
\$ 20.00 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 (if operational). 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 a required co-pay for members covered by the BCBS 1500 HSA Plan for non-preventative services as required by law.

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. An 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 this rule or fail to properly notify employer.

Effective January 1, 2017 and thereafter; plan participants over the age of 18 and covered by the City's Health Insurance Benefits shall be required to participate in the City's wellness plan which requires the participant to undergo an annual Health Risk Assessment administered by a provider with whom the City contracts or the equivalent of same by participant's primary care provider, within the plan year. Plan participants over the age of 18 who fail to undergo a Health Risk Assessment shall be charged a \$20 per month surcharge in addition to the plan premium.

Effective January 1, 2017 and thereafter; active full-time employees covered by the City's Health Insurance Benefits shall be eligible for a City paid subsidy of \$5 per month for individual monthly dues and \$10 per month for family dues participation at the Orangeburg YMCA. Employees must agree to pay the YMCA dues through payroll deduction at the time of open enrollment and must maintain membership for the full calendar year.

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 following benefits are not available to retirees who during employment with the City, ever made an election to the 1500 HSA Plan. 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 City contribution of \$100 per month ends upon the death of the retired employee, however, the spouse may elect to remain on the enhanced Medicare or Medicare supplemental plan being provided by the City with the spouse responsible for paying the entire cost thereof.

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. Once the retiree attains the age of 65 years, the retiree may continue Dental and Vision coverage for both the retiree and dependents, but must pay the entire cost of any such 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 Health Insurance Benefits, 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.



RESOLUTION AUTHORIZING MAYOR MICHAEL C. BUTLER TO ENTER INTO CONTRACTS OF SALE WITH PROPERTY OWNERS, JOSEPH W. RICE, JR., TRUSTEE OF THE JOSEPH W. RICE, JR., REVOCABLE LIVING TRUST, JOSEPH W. RICE, JR., AND KUMBUM SINGH, FOR THE PURCHASE OF PROPERTY LOCATED IN THE CITY OF ORANGEBURG, ON RUSSELL STREET IN THE VICINITY OF "RAILROAD CORNER" WITH ORANGEBURG COUNTY TAX MAP NUMBERS, 0173-14-04-027, 0173-14-04-012, 0173-14-04-011 AND 0173-14-10-014 AND RATIFYING THE PURCHASE OF PROPERTY OF EUGENE DUNNING FOR THE PURCHASE PRICE OF \$300,000.00 AND PROPERTY OF ROBINSON GROUP OF SC, LLC FOR THE PURCHASE PRICE OF \$90,000.00.

- WHEREAS,** the City of Orangeburg wishes to improve and develop properties in or near "Railroad Corner" in the City of Orangeburg, and
- WHEREAS,** the City finds that "Railroad Corner" is a blighted area resulting in the unmarketability of the properties for development and inadequate private investment for the development of said property, and
- WHEREAS,** the eradication of blighted areas and improvement of the area by redevelopment is a public interest and public purpose, and
- WHEREAS,** the City's timely ownership may enable it to obtain additional development funding, and
- WHEREAS,** the additional funding has time limitations thus preventing other means of obtaining ownership, and
- WHEREAS,** by Resolution of Council dated September 17, 2019, Mayor Michael C. Butler was authorized to negotiate and enter into contracts for the sale and purchase of the property of George R. Dean, Eugene Dunning and Robinson Group of SC, LLC, and
- WHEREAS,** pursuant to Council authority Mayor Michael C. Butler has entered into contracts for the purchase of the property of Eugene Dunning and the Robinson Group of SC, LLC.

NOW, THEREFORE, BE IT RESOLVED, by City Council that Mayor Michael C. Butler is hereby authorized to negotiate and enter into Contracts of Sale for the purchase of the below described property of Kumbum Singh, Joseph W. Rice, Jr., Trustee for the Joseph W. Rice, Jr. Revocable Living Trust and Joseph W. Rice, Jr.

Property of Kumbum Singh:

Tax Map #: 0173-14-10-014

All that certain piece, parcel or lot of land with improvements, situate, lying and being in Orangeburg County, State of South Carolina, on the corner of East Russell and Treadwell, being bounded and measuring as follows: Northwest by lands of now or formerly, A C Walker, 91.3 feet; Northeast by Treadwell Street, 100 feet; Southeast by East Russell Street, 89.10 feet; Southwest by lands of now or formerly, Dr. M. G. Salley, 100 feet. All measurements more or less

Property of Joseph W. Rice, Jr., Trustee for the Joseph W. Rice, Jr. Revocable Living Trust and Joseph W. Rice:

Tax Map #: 0173-14-04-027

All that lot, piece, or parcel of land including any and all improvements thereon, situate, lying and being in the City and County of Orangeburg, State of South Carolina, on North side of Russell Street and fronting and measuring on said Russell Street, nineteen (19') feet and four (4") inches and running back and measuring on respective side lines eighty-three (83') feet and measuring on rear line twenty (20') feet and eleven (11") inches and being Lot No. 1, on a Plat of Edward Hawes, Jr., Surveyor C. E., dated September 15, 1917, and bounded by Russell Street aforesaid by Treadwell Street, by Nine (9') foot alley, and by Lot No. 2.

Tax Map #: 0173-14-04-012

All that lot, piece or parcel of land, including any and all improvements thereon, situate, lying and being on Northern side of Russell Street in City and County of Orangeburg, State of South Carolina, fronting and measuring on said Russell Street nineteen (19') feet and five (5") inches and running back and measuring on respective side lines seventy-two and one-half (72 ½') feet and measuring on rear line twenty (20') feet and ten (10") inches, bounded on the South side by Russell Street on the West by Lot No. One (1), property of Alma B. Easterling, on the North by property of Reddick A. Bowman, and on the East by Lot No. Three (3), property of Lois Bowman Moore, and being Lot No. Two (2) on plat of Edward Hawes, Jr., C. E., dated September 1, 1917.

Tax Map #: 0173-14-04-011

All that certain piece, parcel or lot of land, with any and all improvements thereon, situate, lying and being in the City of Orangeburg, County of Orangeburg, State of South Carolina, the same being shown and delineated on a plat made by Edward Hawes, Engineer, dated August 4, 1928; with said lot being more particularly described as follows: Beginning at a point on the North side of East Russell Street with said point being thirty-eight feet nine inches (38' 9") along the North right-of-way of East Russell Street from the intersection of the North right-of-way of East Russell Street and the East right-of-way of Treadwell Street; thence along the North right-of-way of East Russell Street in an Easterly direction a distance of nineteen feet five inches (19' 5") to a point; thence in a Northerly direction a distance of eighty-three feet (83') to the South right-of-way of a nine (9') alley; thence in a westerly direction along the South right-of-way of said alley a distance of twenty feet ten inches (20' 10") to a point; thence in a Southerly direction a distance of eighty-three feet (83') to a point on the North right-of-way of East Russell Street and the point of beginning.

BE IT FURTHER RESOLVED, that the Contract of Sale dated October 9, 2019 between the City of Orangeburg and Eugene Dunning for the purchase of the below described property for Three Hundred Thousand (\$300,000.00) Dollars and the Contract of Sale dated October 3, 2019 between the City of Orangeburg and Robinson Group of SC, LLC for the purchase of the below described property for Ninety Thousand (\$90,000.00) Dollars are hereby ratified by Council and Mayor Michael C. Butler is hereby authorized to sign any and all documents and to take any and all actions necessary to complete said purchases in compliance with the said Contracts of Sale.

Property of Eugene Dunning:

Tax Map #: 0173-14-04-009

All that certain piece, parcel or lot of land with all improvements thereon, situate, lying and being in the City of Orangeburg, County of Orangeburg, State of South Carolina, being more fully shown and delineated on a plat of survey prepared for Eugene Dunning by Donald J. Smith, Jr., RLS, approved by Donald J. Smith, RLS, dated February 1, 1996, revised February 5, 1996, recorded in the office of the RMC for Orangeburg County in Plat Book 755, page 41 and being bounded on the East by Boulevard Street for a distance of 89.59 feet; on the South by Russell Street for a distance of 89.41 feet; on the West by property now or formerly of Amon Thomas/ A.A. and Reddick Bowman for a distance of 91.98 feet; and on the North by property now or formerly of George Dean for a distance of 112.10 feet.

Tax Map #: 0173-14-04-026

Also: All that certain piece, parcel or lot of land with improvements thereon, situate, lying and being in Consolidated School District 5, City of Orangeburg, County of Orangeburg, State of South Carolina, fronting on Treadwell Street, containing .12 acre, and being more particularly shown and delineated on a plat prepared for Eugene Dunning by Donald J. Smith, Jr., Inc. approved by Donald J. Smith, R.L.S, dated October 14, 1998, and recorded in the Office of the Register of Deeds for Orangeburg County in Plat Book 775, page 129 and being bounded and measuring generally on the Northwest by property now or formerly of William Johnson for a distance of 87.37 feet; on the Northeast by property now or formerly of George Dean for a distance of 50.83 feet; on the Southeast by Lots 1,2,3 and 4 for a distance of 83.38 feet; on the Southwest by Treadwell Street for a distance of 63.45 feet.

It is understood that the nine-foot alley on the Southeastern side of the above described property is a part of and is included in the above described property.

Tax Map #: 0173-14-04-010

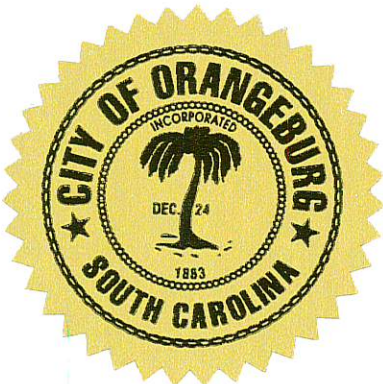
Also: All that certain piece, parcel or lot of land with all improvements thereon, situate, lying and being in the City of Orangeburg, Orangeburg County, State of South Carolina, being more particularly shown and delineated on a plat of a lot showing building located on the northerly side of Russell Street, Northeast, in the City of Orangeburg by P. D. Copes, dated April 4, 1960, and approved by W. F. Stokes, RLS, recorded in the Office of the RMC for Orangeburg County in Plat Book 14, page 249, and being bounded on the South by the said Russell Street for a distance of 19.42 feet; on the East by property now or formerly of Bryant for a distance of 72.5 feet; on the West by property now or formerly of Bryant for a distance of 72.5 feet; and on the North by property now or formerly of Bowman for a distance of 20.33 feet.

Property of the Robinson Group of SC, LLC:

Tax Map #: 0173-14-04-007

All that certain piece, parcel or lot of land, with all improvements thereon, situate, lying and being on the Western side of North Railroad Avenue, in the City of Orangeburg, County of Orangeburg, State of South Carolina, and fronting on said North Railroad Avenue 38 feet, and running back on its southern side line 68 feet, and measuring on its Western rear line 61 feet, and measuring on an irregular Northern line from a point on the said North Railroad Avenue 56 feet westward to a point, and thence northwestward 56 feet to a point, and thence 22 feet, joining the rear line thereof known as the Whitmore Property and being more particularly described in deed from B.H. Moss, County Judge as Special Referee, to Blondelle A. Whaley, as Guardian, etc., recorded in Book 103, at page 281, office of the Clerk of Court for Orangeburg County, S.C.

PASSED BY the City Council of the City of Orangeburg, South Carolina, on this 17th day of December 2019.



Michael C. Butler

Mayor

Sam Hays

Douglas P. Krutts

L. Zimmerman

[Signature]

[Signature]

[Signature]

Attest: *[Signature]*

City Clerk

Members of Council