

**MINUTES  
ORANGEBURG COUNTY COUNCIL  
MAY 2, 2011  
5:30 P.M.**

**Pursuant to the Freedom of Information Act, the news media was notified and notice was posted on the bulletin board 24 hours prior to the meeting.**

**MEMBERS PRESENT:**

**Johnnie Wright, Sr., Chairman  
Janie Cooper, Vice Chairman  
Heyward H. Livingston  
Willie B. Owens  
Johnny Ravenell  
Harry F. Wimberly**

**MEMBERS ABSENT:**

**Clyde B. Livingston**

**OTHERS PRESENT:**

**Bill Clark, County Administrator  
D'Anne Haydel, County Attorney  
Jacqueline P. Turner, Clerk to Council**

**CALL TO ORDER**

**Johnnie Wright, Sr., Chairman**

**MOMENT OF SILENCE**

**Moment of silence observed**

**APPROVAL OF MINUTES**

**Motion by Councilwoman Cooper, seconded by Councilman Owens, to approve minutes of April 18, 2011 with corrections, if any. Motion passed unanimously.**

**PUBLIC COMMENTS**

**AGENDA ITEMS**

**NO COMMENTS**

**PUBLIC COMMENTS**

**OTHER MATTERS**

**Mr. Lemuel Jamison spoke again about the issue of road paving in his area, represented by Councilman Heyward Livingston. He praised Councilman Livingston's efforts in trying to solve the problems related to the road paving, but is concerned about the length of time it is taking. He was advised by Councilman Livingston to speak with him after the meeting for further discussion of the issue.**

**Ms. Lettie Rodriquez thanked Council for holding a public hearing on the blue laws issue.**

Ms. Jeanette Jeffery demanded Council call in the FBI to investigate operations of the Sheriff's office, citing a recent article published in the TIMES AND DEMOCRAT as proof of allegations made about the Sheriff's office under the former Sheriff being true and a cover up going on. Bill Clark, County Administrator, responding after being called out by Ms. Jeffery, stated she was not familiar with the facts, the article was incorrectly reported in the T&D, and he would be contacting the publisher of the T&D. Chairman Wright, also called out specifically by Ms. Jeffrey to answer her, stated, "we can listen to comments, but we don't have to comment back."

*Motion by Councilman Owens, seconded by Councilman Ravenell, to amend agenda to move two resolutions, items 5 and 6 to the top of the agenda. Motion passed unanimously. .*

Councilman Owens read the two resolutions, Item 5 honoring Dr. Leroy Davis, by naming a building in his honor, recognizing his years of service to South Carolina State University. Dr. Davis was present and accepted his plaque. Councilman Owens read Item 6, the resolution recognizing Dr. Young's selection as pastor of Mt. Pisgah Baptist Church. In Rev. Young's absence, the plaque was given to Deacon Owens, a member of Mt. Pisgah, for delivery to Rev. Young.

**Motion by Councilwoman Cooper, seconded by Councilman Ravenell to adopt both resolutions. Motion passed unanimously.**

Chairman Wright returned to the agenda.

#### **1. ORDINANCE – PUBLIC HEARING AND FINAL THIRD READING**

#### **AN ORDINANCE AUTHORIZING ORANGEBURG COUNTY TO TAKE ANY AND ALL APPROPRIATE LEGAL ACTION TO OBTAIN REAL PROPERTY RIGHTS NECESSARY TO COMPLETE CERTAIN WATER PROJECTS**

Chairman Wright opened the Public Hearing. No questions were asked by the public during the Public Hearing. Public Hearing closed.

Chairman Wright asked Mr. Clark to give an update on this project. Mr. Clark stated the County received two grants from the Agriculture Department to be used to run water lines to the town of Vance and a water project in the eastern part of the County. Also included will be a 300,000 gallon elevated water storage tank at the intersection of Highway 176 and Interstate 95. Should the County not be able to obtain easement needed in the traditional way, eminent domain will be used.

**Motion by Councilman Ravenell, seconded by Councilman Wimberly, to give final, third reading to the ordinance. Motion passed unanimously.**

**2. ORDINANCE – PUBLIC HEARING AND SECOND READING**

**AN ORDINANCE TRANSFERRING AN INTEREST IN REAL PROPERTY FROM THE COUNTY OF ORANGEBURG TO LOWER SAVANNAH COUNCIL OF GOVERNMENTS**

**Public Hearing opened. No comments received from public. Public Hearing closed.**

**Mr. Clark explained the County is building the Cross County Connections transfer center on Carolina Avenue in the old nurses dorm building. The County must transfer the property during construction to the Lower Savannah Council of Governments. When construction is completed, a reverse transfer of property back to the County will be made.**

**Motion by Councilwoman Cooper, seconded by Councilman Wimberly, to approve second reading of the ordinance. Motion passed unanimously.**

**3. COUNTY COUNCIL COMMITTEE OF THE WHOLE REPORT – CHAIRMAN WRIGHT**

**Chairman Wright reported the Committee met and finalized revisions made to the Orangeburg County Employee Handbook.**

**4. RESOLUTION OF THE ORANGEBURG COUNTY COUNCIL AUTHORIZING REVISION OF THE ORANGEBURG COUNTY EMPLOYEE HANDBOOK**

**Chairman Wright stated the Orangeburg County Committee Of the Whole reviewed and recommends the approval of the revisions and update of the Orangeburg County Employee Handbook to comply with new state and federal laws.**

**Motion by Councilman Owens, seconded by Councilman Wimberly to adopt the resolution authorizing revision of the Orangeburg County Employee Handbook. Motion for adoption of resolution passed unanimously.**

**5. MOVED TO TOP AND AGENDA AND DISBURSED.**

**6. MOVED TO TOP OF AGENDA AND DISBURSED.**

**7. ACCEPTANCE OF BID – CARPET AT LAW ENFORCEMENT  
COMPLEX**

**Mr. Clark explained the County recently issued a solicitation for bids to replace carpet at the Law Enforcement Complex. The solicitation was advertised in S.C. Business Opportunities and locally in the Times and Democrat. A mandatory pre-bid conference was conducted April 14, 2011 with five vendors attending. Vendors were required to take their own measurements either at the pre-bid conference or at a scheduled appointment time. Bids were opened April 21, 2011, with two bids being received.**

**The lowest bidder, Flooring Cover Specialties, Orangeburg, S.C., covering 830 yards, was \$24,522.19. The bid was considered to be unresponsive due to the failure of the vendor to provide various mandatory documents with the bid response. Further review of the documents submitted, revealed additional deficiencies. The company was given a three day time frame to cure the defects and submit the required documents, which they failed to do. Per the Orangeburg County Procurement Code, the submission was determined to be not responsive, and the bid went to the next lowest vendor.**

**As the next lowest vendor, consideration was given to Bonitz Floor Covering, Columbia, S.C., covering 943 yards, in the amount of \$28,632.00. They will be able to complete installation of the carpet in eight days after getting authorization to proceed. Funds to replace the carpet in the LEC were appropriated in the Capital Sales Tax Improvement Fund in the FY 2010-2011 budget.**

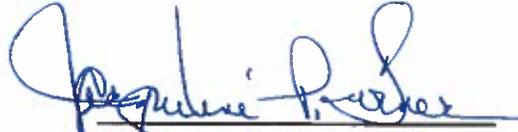
**It is the recommendation of Bill Clark the bid be awarded to Bonitz Floor Covering in the amount of \$28,632.00. Following discussion and Councilman's Ravenell expressed disappointment that no other local businesses submitted bids, Council voted.**

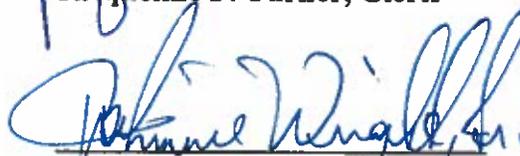
**Motion by Councilman Owens, seconded by Councilman Wimberly, Council voted by a majority show of six hands to accept the bid submitted by Bonitz Floor Covering in the amount of \$28,632.00. Motion passed.**

**Motion made by Councilwoman Cooper, seconded by Councilman Ravenell, to vote for an executive session to discuss a contractual matter related to the broadband issue, and to receive a legal briefing relative to a potential claim against the Law Enforcement Complex. Motion passed unanimously.**

**Motion for adjournment made by Councilman Owens, seconded by Councilman Heyward Livingston. Motion passed unanimously.**

**Meeting adjourned.**

  
**Jacqueline P. Turner, Clerk**

  
**Johnnie Wright, Sr., Chairman**