

**MINUTES  
ORANGEBURG COUNTY COUNCIL  
APRIL 21, 2014  
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.  
Harry Wimberly  
Clyde Livingston  
Heyward H. Livingston  
Willie B. Owens  
Johnny Ravenell  
Janie Cooper-Smith**

**MEMBERS ABSENT:**

**OTHERS PRESENT:**

**Harold Young, County Administrator  
Megan Dangerfield, Clerk to Council  
D'Anne Haydel, County Attorney**

**CALL TO ORDER**

**Johnnie Wright, Sr., Chairman**

**MOMENT OF SILENCE**

**Moment of silence observed**

**APPROVAL OF MINUTES**

**April 7, 2014**

**Chairman Wright asked for a motion to approve the minutes. Councilwoman Cooper-Smith made a motion to approve the minutes, seconded by Councilman Owens. Motion carried.**

**PUBLIC COMMENTS:**

**AGENDA ITEMS**

**None**

**PUBLIC COMMENTS:**

**OTHER MATTERS**

**Council recognized Greg Canford, a teacher at Orangeburg-Wilkinson High School, and several of his Government and Economics students.**

**1. ORDINANCE- FIRST READING BY TITLE ONLY**

**ORDINANCE OF THE COUNTY COUNCIL OF ORANGEBURG COUNTY, SOUTH CAROLINA, APPROVING THE ISSUANCE OF NOT TO EXCEED NINETY MILLION DOLLARS PRINCIPAL AMOUNT (\$90,000,000) CAPITAL PROJECTS SALES AND USE TAX REVENUE BONDS (ORANGEBURG COUNTY, SOUTH CAROLINA, PROJECT), SERIES 2014, BY ORANGEBURG JOINT GOVERNMENTAL ACTION AUTHORITY; APPROVING THE FORM OF SAID BONDS; APPROVING THE FORM AND CONTENT OF THE TRUST AGREEMENT; APPROVING THE FORM AND CONTENT OF THE CAPITAL PROJECTS SALES AND USE TAX FACILITIES CONSTRUCTION AGREEMENT; APPROVING THE APPROPRIATION OF CAPITAL PROJECTS SALES AND USE TAX REVENUES FOR THE FISCAL YEAR THAT BEGAN ON JULY 1, 2013, AND OTHER MATTERS RELATED THERETO**

Chairman Wright asked Harold Young for a brief summary. Mr. Young stated that this was the first reading of the appropriation to bond out the third penny sales tax. The county had started the process earlier but due to litigation had to stop and restart the process. Councilman Wimberly clarified that the purpose of bonding was to get all the money up front and start all the third penny projects at the same time rather than waiting to collect the money, a process that could take up to seven years. On average, the penny sales tax brings in around two million every quarter. This money has been used in the past to fund several projects including water and sewer projects and infrastructure projects. The second penny was used to build the Aquatic Center. There are funds available to build a crosswalk for the students at the Universities along with several other projects. These funds should start to be available on June 1<sup>st</sup>.

Councilman Owens moved to approve the Ordinance, first reading by title only. Seconded by Councilman Ravenell. Motion carried.

**2. ORDINANCE- FIRST READING BY TITLE ONLY**

**AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION BONDS OF ORANGEBURG COUNTY, SOUTH CAROLINA, IN AN AMOUNT NOT TO EXCEED \$8,100,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR TO DETERMINE CERTAIN MATTERS RELATING THERETO; PROVIDING FOR THE PAYMENT OF THE BONDS AND THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO**

County Administrator Harold Young stated that this was a refunding of the 2008 Series Bond for the purpose of refinancing with a lower interest rate that will save the county \$402,746.00.

**Councilman Owens moved to approve the Ordinance for first reading by title only, seconded by Councilwoman Cooper-Smith. Motion carried.**

### **3. ORDINANCE-FIRST READING BY TITLE ONLY**

**AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT IN AN AMOUNT NOT EXCEEDING \$12,500,000 RELATING TO THE REFINANCING OF CERTAIN EQUIPMENT AND THE PURCHASING OF NEW EQUIPMENT, AUTHORIZING THE EXECUTION OF OTHER NECESSARY DOCUMENTS AND PAPERS, AND OTHER MATTERS RELATING THERETO**

**Harold Young stated that this Ordinance would take several of the County's outstanding leases with varying interest rates and combine them to get a new lease with a lower interest rate. The County could also add funds for new equipment that will be needed for waste management. Councilman Heyward Livingston stated that he could vote on the Ordinance tonight as title only but that the Council would need more information before proceeding. They would need to get an explanation and discuss the matter in a Finance Committee Meeting.**

**Councilman Heyward Livingston moved to approve the Ordinance by title only, seconded by Councilman Ravenell. Motion carried.**

### **4. ZONING**

- 1. PRESENTATION OF A PLANNING COMMISSION RESOLUTION REGARDING THE FOLLOWING REZONING RECOMMENDATIONS:**
  - FROM CG (COMMERCIAL GENERAL) TO BI (BUSINESS INDUSTRIAL)**
    - TAX MAP#0174-09-03-015.00 2874 COLUMBIA RD**
  - FROM RC (RURAL COMMUNITY) TO CG (COMMERCIAL GENERAL)**
    - TAX MAP#0301-00-06-001.000 CORNER OF FIVE CHOP & ANTIOCH RD**
- 2. ORDINANCE-FIRST READING BY TITLE ONLY REGARDING ABOVE-DESCRIBED REZONING**

**County Administrator Harold Young stated that this recommendation from the Planning Committee addressed two separate parcels. He then yielded to Richard Hall, Planning Director. Mr. Hall stated that the first request was from Wilbo Enterprises for the property at 2874 Columbia Road for the purpose of opening a funeral home with a crematorium. He also stated there were no citizens that apposed the change at the Public Hearing. Councilwoman Cooper-Smith expressed concerns regarding awareness of the adjoining property owners and traffic problems because of the location. Councilman Owens stated that in 2014 it is getting more common to cremate relatives and that crematoriums are becoming a part of the regular funeral home business. The Council then**

discussed if they had the ability to ensure that if they rezoned a parcel for a specified business or purpose that was the only thing that the parcel was used for. They asked the County Attorney to look into the matter.

Councilman Wimberly moved to approve the Planning Commission's recommendation, seconded by Councilman Owens. Councilwoman Cooper-Smith voted nay for TAX MAP# 0174-09-03-015.00. The remaining 6 Council members voted in favor of the approving the Ordinance. For Tax Map # 0301-00-06-001.000, all council members voted in favor of approving the Ordinance.

## **5. ORDINANCE – SECOND READING**

**AN ORDINANCE OF THE COUNTY COUNCIL OF ORANGEBURG COUNTY, SOUTH CAROLINA, AMENDING THE ZONING MAP OF UNINCORPORATED ORANGEBURG COUNTY, SOUTH CAROLINA, TO CHANGE THE ZONING DESIGNATION FOR THE FOLLOWING REAL PROPERTIES:**

- **FROM FA (FOREST AGRICULTURAL) TO CG (COMMERCIAL GENERAL)**
  - TAX MAP#0125-06-01-002.000
  - TAX MAP#0125-06-01-003.000
  - TAX MAP#0125-06-01-005.000
  - TAX MAP#0125-06-01-006.000
  - TAX MAP#0125-06-01-007.000
  - TAX MAP#0125-06-02-020.000
  - TAX MAP#0125-06-02-019.000
- **FROM FA (FOREST AGRICULTURAL TO RC (RURAL COMMUNITY)**
  - TAX MAP#0125-06-02-016.000
  - TAX MAP#0125-06-02-015.000
  - TAX MAP#0125-06-05-001.000
  - TAX MAP#0125-06-05-002.000

County Administrator Harold Young stated that the Planning Commission met on February 12, 2014 to consider a request for rezoning twelve parcels located at the intersection of Shillings Bridge Road and Neeses Highway. Eight parcels requested rezoning from FA to CG and four parcels requested rezoning from FA to RC. Mr. Young stated that it is the Planning Commission's recommendation that the parcels be rezoned to reflect the actual business uses that are in place currently.

Chairman Wright asked for a motion. Councilman Heyward Livingston moved to approve the Ordinance for second reading, seconded by Councilman Ravenell. Motion carried.

**6. ORDINANCE – SECOND READING**

**AN ORDINANCE OF THE COUNTY COUNCIL OF ORANGEBURG COUNTY, SOUTH CAROLINA, AMENDING THE TEXT OF SECTION 2.4, TABLE 2 OF THE ZONING ORDINANCE; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE**

County Administrator, Harold Young, stated that the Planning Commission was recommending that Section 2.4, Table 2 of the Zoning Ordinance be changed to increase the number of units allowed per acre from seven to sixteen units in the Residential General District.

Councilman Heyward Livingston moved to approve the Ordinance for second reading, seconded by Councilman Owens. Motion carried.

**7. ORDINANCE – THIRD READING**

**AN ORDINANCE AUTHORIZING ORANGEBURG COUNTY TO ENTER INTO AN AGREEMENT REGARDING WATER RATES AND PAYMENT OF DEBT SERVICE CONCERNING BOWMAN WATER PROJECT**

County Administrator Harold Young stated that Senator Matthews and Councilman Ravenell both have pledged funds towards the repayment of the USDA loan for the Bowman water improvement project. They would like the agreement between the town and the county to be formalized by Ordinance so that if the governing bodies change the agreement would still be documented and honored.

Councilman Ravenell moved to approve the Ordinance for third and final reading, seconded by Councilman Owens.

Councilman Wimberly asked why the out of town customers had to pay one dollar more than the in town customers. The County Attorney, D'Anne Haydel, stated that the gap would have been significantly higher according to USDA rural development but because of this agreement, it is restricted to one dollar.

The Council then voted and the motion carried.

**8. EXECUTIVE SESSION**

- 1) CONTRACTUAL MATTERS**
- 2) ECONOMIC DEVELOPMENT**

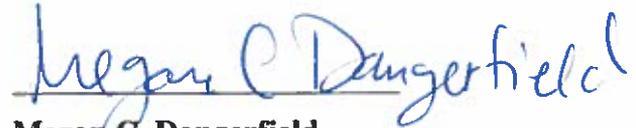
Councilman Wimberly moved to go into Executive Session, seconded by Councilwoman Cooper-Smith. Motion carried.

Councilman Owens invited everyone to attend the Orangeburg County Crime Summit at OC Tech on Thursday April 17<sup>th</sup> at 10:00 AM.

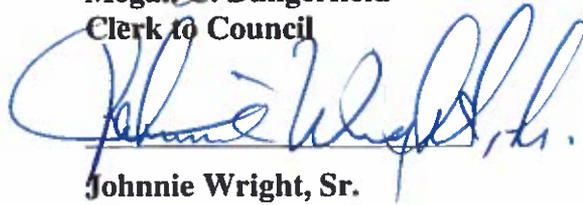
**9. VOTE FOR ADJOURNMENT**

**Councilwoman Cooper-Smith made the motion for adjournment, seconded by Councilman Ravenell. Motion carried.**

**10. ADJOURNMENT**



**Megan C. Dangerfield  
Clerk to Council**



**Johnnie Wright, Sr.  
Chairman, County Council**