

**MINUTES  
ORANGEBURG COUNTY COUNCIL  
MARCH 17, 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  
Heyward H. Livingston  
Willie B. Owens  
Johnny Ravenell**

**MEMBERS ABSENT:**

**Clyde Livingston  
Janie Cooper-Smith**

**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**

**March 3, 2014**

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

**PUBLIC COMMENTS:**

**AGENDA ITEMS**

**None**

**PUBLIC COMMENTS:**

**OTHER MATTERS**

**None**

**1. ORDINANCE – FIRST READING**

**AN ORDINANCE OF THE COUNTY COUNCIL OF ORANGEBURG COUNTY, SOUTH CAROLINA, ESTABLISHING THE ORANGEBURG COUNTY BROADBAND NETWORK; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.**

**Harold Young stated that the Broadband System has been established to provide fast, reliable and affordable network access to enhance economic development for the County. Now that we have customers ready, it needs to be established as an official ordinance.**

**Councilman Owens stated his support of the Ordinance and made a motion to approve it as written, seconded by Councilman Wimberly. Motion carried.**

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

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

**Harold Young stated that Senator Matthews and Councilman Ravenell have both pledged funds from their districts toward the repayment of the USDA loan for the Bowman Water Project. They have asked that an Ordinance be approved so this agreement will be documented for years to come.**

**Councilman Ravenell moved that the Ordinance be approved by title only, seconded by Councilman Heyward Livingston. Motion carried.**

**3. ORDINANCE – PUBLIC HEARING AND THIRD AND FINAL READING**

**ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE AGREEMENT BY AND BETWEEN ORANGEBURG COUNTY, SOUTH CAROLINA AND QUALITY MODELS SOUTH CAROLINA INC. PROVIDING FOR A PAYMENT OF A FEE IN LIEU OF TAXES, THE ISSUANCE OF SPECIAL SOURCE REVENUE CREDITS, AND OTHER MATTERS RELATED THERETO.**

**Economic Development Attorney Jerrod Anderson stated that Quality Models, Inc. has promised to invest a minimum of 2.5 million and at least 26 new jobs. Part of the agreement would also be a \$15, 000 SSRC credit over 5 years. No changes since second reading.**

**No comments for public hearing.**

**Councilman Owens moved for Third and Final Reading, seconded by Councilman Ravenell. Motion carried.**

**4. ORDINANCE – PUBLIC HEARING AND THIRD AND FINAL READING**

**AN ORDINANCE AUTHORIZING THE FIRST AMENDMENT OF THAT CERTAIN FEE AGREEMENT BY AND BETWEEN ORANGEBURG COUNTY, SOUTH CAROLINA AND PROJECT BEARING, RELATING TO, WITHOUT LIMITATION, THE PAYMENT TO ORANGEBURG COUNTY OF A FEE IN LIEU OF TAXES, AND AN EXTENSION OF THE INVESTMENT PERIOD TO ALLOW FOR CONTINUING AND FURTHER INVESTMENT IN THE PROJECT.**

Councilman Wimberly noted that Council understood there would be no new jobs but wanted to make sure no one loses their job. Jerrod Anderson stated that the Company has said numerous times this ordinance would help maintain the jobs they now have. He also announced the company to be Koyo. Councilman Owens stated his support for the Ordinance to help keep good industry in the County.

Councilman Wimberly moved to approve third and final reading, seconded by Councilman Owens. Motion carried.

## **5. REVIEW OF RUS COMMUNITY CONNECT GRANT AWARD**

Harold Young stated that the County was asked to explore Grant opportunities for broadband expansion in the Western end of the County. Once that grant was received, they learned that by going outside of the original grant area, it would open the County up to different regulations. He stated that they gave that information to Council and they are now putting the Grant Award for the Pleasant Branch Project up for approval.

Councilman Heyward Livingston asked Mr. Young what the difference was between the new grant and the first grant that the County had applied for. Mr. Young stated that the first grant was a Broadband Initiative Program (BIP) Grant and it was done in an area that was considered unserved under the RUS definition of service. The Pleasant Branch area does not meet that definition of unserved. He stated that the state of South Carolina's definitions of utilities are very antiquated so some areas that they consider served still do not meet the threshold of broadband. Therefore, the FCC is trying to make a higher standard for broadband across the nation. Some areas that they consider served are still what could be considered dial up from years ago.

Councilman Livingston asked what the difference would be between the way it was being considered now versus just doing broadband. Mr. Young stated that there would be fewer regulations if Council was to decide to just do the Broadband piece of the Pleasant Branch Award. Anything outside of just the Broadband would open the County up to additional regulations since the area is considered served, instead of unserved.

Councilman Livingston asked if they just went with the Broadband, would they pay the same rate for insurance that a private company would. Mr. Young said that was correct and that the County would need to do a FCC filing but they would not be subject to the payments to the FCC Service Fund.

Councilman Livingston moved to approve the Grant Award for Broadband only, seconded by Councilman Owens. Councilman Wimberly asked William Metts if there was a time limit. Mr. Metts stated there was a time limit to get service to HKT School by the end of June and the entire grant needs to be completed in 2 years.

Council voted and the motion carried to approve the Grant Award for Broadband only.

## **6. PROCUREMENT DEPARTMENT – ACCEPTANCE OF BIDS**

- 1) FY14 - 0304 CANAAN BROADBAND OUTSIDE PLANT SPLICING PROJECT**

Harold Young stated that the Proposals for FY14-0304 had been opened and evaluated. Council was given a list of vendors with tabulated results and Procurement recommends awarding the contract to the lowest bidder, Kelsey Gunter Enterprises for \$133, 450.14.

Councilman Wimberly moved to award the Contract to Kelsey Gunter Enterprises, seconded by Councilman Owens. Motion carried.

**2) FY14 – 0221 REQUIRED BASICS MEALS FOR CONFINED PERSONS  
(INMATES)**

Mr Young stated that proposals for FY14-0221 had been opened and evaluated. Council received a letter that listed the tabulated results. Procurement recommended that the contract be awarded to ABL Management. Mr. Young stated that they are the current vendor and that the County tries to rebid some of the large volume contracts periodically to ensure the County is getting a good value. ABL remained the highest rated vendor and he recommended that they be awarded the Contract again.

Councilman Owens moved to approve awarding the contract to ABL Management, seconded by Councilman Heyward Livingston. Motion carried.

**7. TAX AND TOURISM RECOMMENDATION**

The Tax and Tourism Advisory Committee recommended funding for the following projects: Raylrode Daze Festival, Grand American Hunt, Marketing for the Town of Santee, Springfield Governors Frog Jump, Ellore Heritage Museum, and New Prospective Media. Councilman Wimberly moved to approve the recommendations of the Tax and Tourism Committee, seconded by Councilman Heyward Livingston. Motion Carried.

**8. COMMITTEE APPOINTMENTS**

Councilman Ravenell moved to appoint Willie Owens, Virginia Townsend and Calvin Wright to the Palmetto Development Group Board. Motion seconded by Councilman Wimberly. Councilman Owens abstained from voting. Motion carried.

Councilman Ravenell moved to appoint Matt Stokes to the RMC Board. Motion was seconded by Councilman Wimberly. Motion carried.

**9. VOTE FOR EXECUTIVE SESSION**

Councilman Ravenell moved for Council to go into Executive Session, seconded by Councilman Heyward Livingston. Motion carried.

**10. EXECUTIVE SESSION**

- 1) LEGAL BRIEFING
- 2) CONTRACTUAL MATTERS

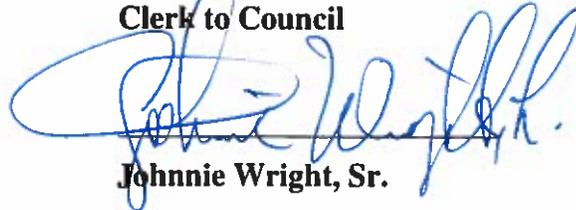
**11. VOTE FOR ADJOURNMENT**

**Councilman Owens made the motion for adjournment, seconded by Councilman Ravenell.  
Motion carried.**

**12. ADJOURNMENT**



**Megan C. Dangerfield  
Clerk to Council**



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