

CITY COUNCIL MINUTES
JANUARY 7, 1992

Orangeburg City Council held its regular scheduled meeting on January 7, 1992, at 7:00 P.M. in City Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Moore.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Allen W. Parrott
Joyce W. Rheney
W. Everette Salley

Mayor Cheatham announced notification of \$700,000 grant for the extension of wastewater facilities at 301 and Brentwood Drive. These facilities will be extended to assist American Yard Products in the expansion of their industry. The Department of Public Utilities is matching this grant with \$400,000 to \$500,000.

A motion was made by Councilmember Moore, seconded by Councilmember Parrott to approve the December 17, 1991 City Council Minutes as corrected.

Concerning the Redistricting Plan, Councilmember Salley asked why there was only three plans posted and where the fourth plan was. Mr. Willie B. Owens, with the National Association for the Advancement of Colored People, stated that he had removed the plan to return it to the demographer's office as there was two incumbents in the same district. Mayor Cheatham stated that there were three white incumbents in the same district and not two. Councilmember Salley asked Mr. Owens, "The plan that was presented to Council is no longer here, have you withdrawn that plan?" Mr. Owens replied that the plan was not withdrawn but that corrections were being made. Councilmember Salley told Mr. Owens that the plan was removed from the City. Mr. Owens stated that Councilmember Moore's district would have been a majority black district which includes the students in the dormitories. Students are not eligible to vote, therefore, the district is approximately 35% black which designates that it is not a black district. Councilmember Moore stated, "The whole logic of the thing falls apart when you say take those students out because as I understand the law, and believe me I'm not an expert on the law, it deals with population. There are refinements of findings to deal with voting age population. My point being, if you are going to take the students out of my district or anybody's district, the City goes back to a 50/50 split. Then there should be three white districts and three black districts." Mr. Owens stated, "That there was not a fourth black majority district plan on either of the two plans proposed, it is far from being there. I am finished, I'll meet you in court." Mayor Cheatham asked Mr. Owens if he was going to submit another plan. Mr. Owens stated that he would resubmit his plan with very little variation in population and would be the best plan that City Council has. Councilmember Salley again objected to the plan being removed from City Hall. City Attorney Walsh advised City Council to accept the revised plan and review it before the plan is submitted to the Justice Department because the Justice Department would probably send it back and ask for their review with modifications. A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, to delay the selection of a Redistricting Plan to the next City Council Meeting. Councilmember Moore opposed the resubmission of the revised plan from the National Association for the

Advancement of Colored People.

A motion was made by Councilmember Haire, seconded by Councilmember Salley approving the second reading of an Ordinance to convey property by lease to the Disabled American Veterans Chapter #33 for one year beginning March 1, 1992 through February 28, 1993.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Salley to table the third reading of an Ordinance to define the Fire Service Districts of the City of Orangeburg in order to review the rate structure proposal. Councilmember Salley questioned several category rate changes. Councilmember Moore opposed this motion.

Mr. Sam Frederick of the National Association for the Advancement of Colored People stated that the members were insulted by the insensitivity of the Mayor, City Council and the City Administrator due to the fact that there was no black individuals on the committee for the search for a Public Safety Director. They felt that the Public Safety Director position was a very important one and that the City should select a director from its own citizens. Mayor Cheatham stated that City Administrator Yow had put a lot of thought into the selection of the committee and he and City Council are very sensitive to the betterment of the City and all its citizens.

Mr. Robert Lambert, a concerned citizen, inquired as to the status of a grant for renovation of houses on Glover Street. Mr. Yow responded that he had been in contact with the Lower Savannah Council of Governments and the funds would be released the latter part of December, 1991. After funds are released, work will begin on the Glover Street Project.

Mayor Cheatham informed Council that the terms of the Aviation Commission, Board of Adjustments, and the Planning Commission were about to expire. Councilmembers are to bring new appointees or re-appointees to next Council meeting

Mr. B. Reese Earley, Director of Public Works, presented information concerning the relocation the non-directional radio beacon (NDB) at the Orangeburg Municipal Airport. The Aviation Commission recommended to Mr. Earley to relocate the NDB to avoid potential problems with the construction of the South Carolina Electric and Gas Company Power Plant in Cope, South Carolina. Mayor Cheatham made a motion, seconded by Councilmember Salley to accept the recommendation to move the non-directional radio beacon, but the expense for moving it be incurred by South Carolina Electric and Gas Company based on the estimate of \$12,560 plus any other costs that may be incurred. Councilmember Haire suggested that Mr. Earley, South Carolina Electric and Gas Company representatives and City Administrator Yow develop a final proposal and submit it to Council.

Department of Public Utilities Manager Ted Johnson brought no utility matters before Council.

Councilmember Haire requested that Police Chief Robert L. Keith maintain citations for three months on the handicap parking. Also, Councilmember Rheney would like the parking in fire lanes to be re-enforced.

See attached statements of the Mayor and City Council concerning the Cable Television issues:

Mayor Cheatham stated there was an additional ten questions

in the January 5, 1992, issue of the Times and Democrat that he was going to answer. (see attachment)

Mr. Terry Roberson of Jones Intercable addressed City Council stating that the feasibility study, in its whole manner, was not presented in open session of City Council. He stated Jones Intercable has invested millions of dollars in the community. He also stated that he did not think that the citizens should be asked to help subsidize something that they do not have or do not want.

Department of Public Utilities Manager, Ted Johnson, stated that his purpose was to make affordable rates to the poor people who could not afford Jones Intercable rates. Mr. Johnson confirmed that he would stand by his statement that there would be a savings of one million dollars a year. Mr. Johnson stated that when rates go into effect there will be competition and competition is good for the community. The present cable company will have to lower their rates or lose customers.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to enter into an Executive Session for a legal briefing and personnel matters.

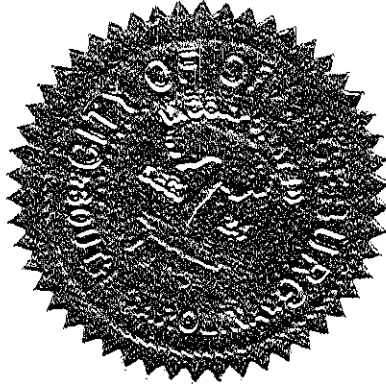
There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



MAYOR'S STATEMENT

For weeks now the citizens of Orangeburg have been bombarded by advertisements and rigged telephone surveys full of half truths and unfounded inuendos. We as your elected officials have held our tongues for too long and I, as your elected chief executive, have had enough. It's high time that we clear the air and answer categorically and in detail these unwarranted attacks on our governmental intentions and our excellent Department of Public Utilities.

A project from which all the citizens of Orangeburg will benefit financially and from a full service standpoint has been consistently misrepresented by a last ditch effort by a large out-of-town company to warp the truth.

There are numerous cities and communities that provide community owned television systems to their citizens. The service is improved and rates are much cheaper. They are able to do this and still make a profit for the community. They've been able to produce improved viewing through modern techniques which would put the Jones Intercable Company to shame. We'll give you more channels, a better picture, free and desirable municipal outlets--all these things and more for less money. What more can you ask? And, let me remind you again, we didn't start this. Many other towns are way out ahead of us.

They've been taunting us all with loaded language in a highly expensive advertising campaign sponsored from outside our state. Now--let's rise to the challenge and answer their questions one by one.

CCOUNCILMEMBER BERNARD HAIRE

4. Will Council ever tell us why it is opposed to the public and the media's right to know everything about its Cable TV System?
 - A. The study was authorized by Council and when completed was presented to Council for approval. Copies of the study were made available to the news media and anyone else who desired a copy.

COUNCILMEMBER ALLEN W. PARROTT

5. Will Council ever explain why all its Cable TV planning has been done in secret without any public input?
- A. All decision involving Cable TV have been acted upon in open session of Council. Nothing has ever been done in secret nor will any decision affecting the City of Orangeburg ever be made in closed session. This would be false and tragic leadership. The City Council of Orangeburg, for decades, has been an honorable body of men and women. This Council has not lowered nor tarnished that image.

COUNCILMEMBER MARION F. MOORE

1. Will Council ever explain why it wants to bring more government to Orangeburg?

The City of Orangeburg through its national acclaimed Department of Public Utilities is expanding into cable television for the following reasons:

- A. Lower monthly rates for our citizens. \$4.64 less per month for basic service, or \$55.68 per year including taxes and franchise fees. \$11.12 less for basic service and two additional TV sets or \$133.44 per year.
- B. It will save the citizens of Orangeburg approximately \$1 million a year by changing to their community owned and operated TV system.
- C. Will initially offer 45 channels to our citizens.
- D. To provide educational channels for our schools and colleges.
- E. This is not more government, it is better government.

MAYOR PRO TEM KEITT

2. Will Council ever tell us why they want to levy a luxury tax's on the citizens's of Orangeburg?
 - A. At no time has the City ever indicated there would be a tax's of any kind, much less a luxury tax's.
 - B. Taxes will not be used to finance construction and no taxes for cable TV will be levied upon the citizens of Orangeburg.
 - C. Our Department of Public Utilities presently contributes \$2.7 million to the City budget and with additional revenue generated from cable TV, this will help the City to keep its tax's rate low.

COUNCILMEMBER SALLEY

3. Will Council ever release all of its studies so we will know the true cost of its Cable TV System?

- A. All of the information pertaining to the study is at the Department of Public Utilities and is available to anyone who wishes to see it. To our knowledge only one individual has come to look at it.
- B. We have nothing to hide. Both the Department of Public Utilities and the administrative side of the City have operated in a fair and open manner. To think or insinuate otherwise is an insult to the integrity and loyalty of Councilmembers elected by honorable and decent citizens who have confidence in our ability to make wise and prudent decisions.

COUNCILMEMBER JOYCE W. RHENEY

6. Will Council ever show us the actual areas its Cable TV System will cover?
 - A. Again, all of the information is at the Department of Public Utilities and is available to anyone. As the Mayor has stated, we will initially serve the City of Orangeburg and later seek a franchise from County Council to expand further.

MAYOR MARTIN C. CHEATHAM'S 10 QUESTIONS FROM 1-5-92 T & D

1. How much will the system cost to construct?
 - A. As provided by the study and as stated by the Manager of the Department of Public Utilities, the cost of the initial study area that includes the City of Orangeburg and a portion of the County, will not exceed \$ 3.7 million.
2. Does the construction cost include construction in the County?
 - A. Yes, it includes a portion of the County that was included in the initial study. It is the City's plan to serve the majority of its present electrical customers in the future.
3. Who will and won't get service after construction is complete?
 - A. As stated previously, City residences will first be served and after obtaining a franchise from the County, the majority of the electrical customers or DPU will be served.
4. How did the City's Feasibility Study reach its conclusions, and why does the City say the conclusions of objective, outside experts are wrong?
 - A. The Feasibility Study was based on facts. It is a fact that the cost of basic service to Jones Intercable, as well as DPU, was less than \$3.50 per month at the time of the study. From this it is easy to see that a community owned cable system providing basic service for less than \$17.20 is in the best interest of the citizens of Orangeburg
5. Was there another Feasibility Study performed for Council that concluded that the City would lose even more money than the current Feasibility Study predicts?
 - A. No. The Feasibility Study prepared by outside consultants, proves that a community owned system will produce a profit for the citizens of Orangeburg.
6. What effect will there be on other utility rates if the cable system is not as successful as the City predicts?
 - A. The operation of the cable system in conjunction with other utilities of DPU, will have a positive effect in that it will help provide better electric, water, gas and wastewater services at a lower rate.

7. Will DPU's contribution to the City in lieu of taxes be reduced if the cable system loses money?
 - A. The Department's contribution to the City will be increased by profits generated from the Community Cable TV System.
8. Why should 40 percent of the projected cost of construction of a cable system come from funds generated by bills paid by DPU's electric, gas, water and sewer customers-customers who might not want cable TV from the City or anyone else?
 - A. Most of our two-way communication and control system provides benefits to more than just the CATV Department. Because of this fact, the CATV Department should not necessarily be called upon to bear all of the cost associated with the system. This is all explained in the Feasibility Study.
9. Has a survey been performed by the City asking citizens whether they are willing to subscribe to a City cable service?
 - A. After reviewing results from other cities and the benefits derived from a community owned system, City Council authorized DPU to proceed with a study for Orangeburg.
10. Why should Council spend millions on a system that not everyone wants, can afford, or might even be able to get?
 - A. After reviewing all the facts, Council feels that a community owned system will be beneficial to all the citizens of Orangeburg. Lower rates, larger transfer to the City in lieu of taxes, more channels, and enhanced community participation.

CITY COUNCIL MINUTES
JANUARY 14, 1992

Orangeburg City Council held a Special City Council meeting on January 14, 1992, at 6:00 P.M., in City Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Allen W. Parrott
Joyce W. Rheney
W. Everette Salley

A motion was made by Mayor Cheatham, seconded by Councilmember Haire, to relinquish all ownership in the Detention part of the Law Enforcement Complex and meet its commitment that was made for the maintenance of it through June 30, 1992, at which time the City will cease any other payments. Arrangements will be made with the handling of city prisoners in accordance with how other cities throughout the state operate.

City Administrator Yow presented to Council a survey of eight cities throughout the state which showed that municipalities do not pay for the upkeep of General Sessions Court prisoners. They only pay for those who violate city ordinances. On June 30, 1992, when the City stops funding the Detention Center it will also withdraw from the committee of governing bodies.

City Administrator Yow presented to Council a clarification that the State Department of Highways and Public Transportation has agreed to assist the City as the lead agency in the condemnation process in the Dukes Street area. The City will be responsible for paying for the property once its is condemned.

Mayor Cheatham stated that the redistricting plans, with modifications, were received from Mr. Willie B. Owens of the National Association for the Advancement of Colored People. This was the second time the plans had been received and both times they were late. Dr. Salley wanted to know if it was both plans or just one plan. Mr. Owens stated that he only submitted one plan, which was the initial plan, with modifications. Dr. Salley stated that, "There should be two plans, the initial plan and the one with modifications. This is the second plan." Mr. Owens stated that his plan best represents the changes in the population of the City of Orangeburg and he asked Council to support the plan and submit the plan to the Justice Department as the reapportionment plan for the City of Orangeburg. A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, that the plan submitted by the National Association for the Advancement of Colored People be accepted. Mayor Cheatham, Councilmembers Salley, Moore, and Rheney opposed, therefore, the motion did not carry.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to adopt Plan III, which was submitted by Councilmember Moore, because it fairly represents the breakdown of the City population and meets all ordinances and codes. Councilmembers Haire, Parrott, and Mayor Pro Tem Keitt, opposed this motion.

A motion was made by Councilmember Salley, seconded by Councilmember Moore approving the first reading of an Ordinance for the purpose of establishing six (6) Municipal Districts and setting the date for a Special Election to elect Council Members from each District. A date will be determined at the next City Council meeting.

Concerning cable television, Mayor Cheatham stated because of the gag order imposed by Jones Intercable and its supporters, prohibiting the expenditures of public funds and the use of public personnel, it is impossible for the City to obtain the necessary information to participate in a debate with Jones Intercable. A motion was made by Mayor Cheatham, seconded by Councilmember Haire, that the next regular City Council meeting on January 21, 1992, be held in the Stevenson Auditorium. This will allow citizens an opportunity to ask questions about a community owned cable television system. Mr. Macon Sheppard stated, "That the City is hiding behind a so called gag order which is nothing but a smoke screen. That Ninth Circuit Court Judge, Richard Fields, in his order states, the City can discuss the facts, talk about the issues and can answer questions and can even ask the County for a franchise. The City cannot use taxpayer's money to advertise its position." Mayor Cheatham stated to Mr. Sheppard that, "His side had been given a free reign to advertise, make statements, raise and spend money and make its position known. The City has been denied this opportunity. All information pertaining to the feasibility study is at the Department of Public Utilities. It took over a year to complete this study and how can the opponents call City consultants unqualified when their study was completed in one week and what makes that more qualified and now you have free advertising time on Jones Intercable." Mayor Cheatham asked Mr. Roberson, Manager of Jones Intercable, "If he would give the City free advertising?" Mayor Cheatham stated that, "They were using free time with Jones Intercable and you say that you serve the public and this is a public issue, so give the City free time. Let the City have advertising time that you are using to mislead our citizens, so give us an opportunity to tell the public about the truth. The Department of Public Utilities, in the past five years, has had three rate decreases. Since 1985 Jones Intercable have increased their rates and is this in the public interest."

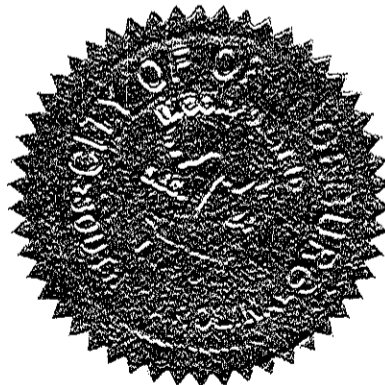
A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to adjourn the meeting.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
JANUARY 21, 1992

Orangeburg City Council held its regular scheduled meeting on January 21, 1992, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Rheney.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Allen W. Parrott
Joyce W. Rheney
W. Everette Salley

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Moore, approving the January 7, 1992, City Council Minutes as distributed.

A motion was made by Councilmember Rheney, seconded by Councilmember Moore, approving the January 14, 1992, Special City Council Minutes as distributed.

A motion was made by Councilmember Haire, seconded by Councilmember Parrott, approving the third reading of an Ordinance to convey property by lease to the Disabled American Veterans Chapter #33 with an amendment that any alterations to the building will become City property.

A motion was made by Councilmember Salley, seconded by Councilmember Parrott, approving the second reading of an Ordinance for the purpose of establishing six (6) Municipal Districts and setting a time frame of 120 days after the plan is approved for a Special Election to elect Councilmembers from each District.

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, approving the reappointment of George Daniels, Dr. Donald R. Small and the Reverend W. J. Baxter to the Aviation Commission. Mr. L.R. Patrick and Desiree E. Chavis were re-elected to the Board of Adjustments. Mrs. Sara Alexander, Willie Hubbard and Eleese Baxter were re-elected to the Planning Commission.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, to support the application for a Youth Sports Program Grant as requested by the People's Assault on Drugs.

City Administrator Yow updated Council on a \$3.8 million Federal Department of Housing and Urban Development new construction grant funds through the Regional Housing Authority #3 for fifty housing units and a community center in the City/County area.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, approving the first reading of an Ordinance to relinquish ownership in the Orangeburg-Calhoun Detention Center and to withdraw from the Law Enforcement Complex governing body.

Council received notification of receipt of \$45,000 in South Carolina Wildlife and Marine Resources Funds and \$45,000 in Water Recreation Resource Tax Funds for improvements in the North Edisto River.

Department of Public Utilities Manager, Ted Johnson, brought no utility matters before Council.

The public forum was opened by Mayor Cheatham and he asked Mr. Ted Johnson to address the audience to give a summary of the history and current plans for the City of Orangeburg to develop a cable television system. After Mr. Johnson's summary, Mayor Cheatham opened the floor to questions from the audience.

QUESTION: Will each DPU subscriber have to pay \$168.00 and also would you explain about the \$3.7 million dollars for the system?

ANSWER: Mr. Johnson: It would be rather difficult to come up with that figure. We certainly are not going to charge each and every person whether they take cable TV or not a fee. Jones Intercable tried to guess at how many customers DPU had and divided that by \$3.7 million. They did not have the right number of customers. The system we are looking at came in with an estimate of approximately \$3.7 million. You that know me, know that I am rather conservative and I can assure you that \$3.7 million is a conservative figure. Even with it costing \$3.7 million, we will be able to turn a profit in approximately the first or second year. We will be able to do it with the rates we offered, pay the system back and we will be able to do this in a short while.

QUESTION: With all the money Jones Intercable has spent to advertise in the newspaper, how much have they spent to advertise and when will that money be cranked into my bill?

ANSWER: Mayor Cheatham: You need to contact Jones Intercable and get a figure from them.

QUESTION: I live in front of fire station #2 and I understand they have cable. I have been trying to get cable for three years. I live in the City limits and will I be able to get cable if this is passed?

ANSWER: Mr. Johnson: This is one reason we are looking into providing this service. When DPU starts this system we hope within one year to have everybody inside the City that wants cable served. We will not miss anybody. I can assure you if you want cable you will get it if you live inside the City. After the City is provided with cable we will move outside of the City limits.

STATEMENT TO MR. JOHNSON: I have been in Orangeburg three and a half years and dealt with utilities nation wide for twenty years. I commend DPU for their rates and services. If DPU provides cable and serves the people as well, we cannot ask for anything better.

STATEMENT: A gentleman stated five years ago he had to put his wife in a nursing home. Cable was within a block of it and Jones Intercable refused to put cable in the nursing home. He stated that if we had our own cable system he hopes we would take matters like this into consideration.

QUESTION: There was an article in the newspaper referring to a \$1.36 rate increase. I thought the rate was set at \$12.90 and also the article said the cable system would be paid for with our taxes. Is this true?

ANSWER: Mr. Johnson: Once we pay our system off we will be able to lower our rates, but until then the rate will be \$12.90. There will be no luxury tax nor any additional taxes. A portion of the profit from the cable system will be

transferred to the City. Mayor Cheatham stated no tax money will be used for cable TV.

STATEMENT: An individual stated, it was taxpayer's money being used to establish cable TV. Profit is taxpayer's money and Council decided to spend it without any input from you citizens. Courts are forcing them not to spend any more money.

STATEMENT: An individual stated that he is much in support of City cable. He pays his cable bill annually and from 1984--1991 his bill went up 266.3%. We need competition. Rates are getting out of reach.

QUESTION: What about premium channels. Will they be offered and how much will they cost?

ANSWER: Mr. Johnson: We will start with 45 channels and add the others as quickly as possible. We will have premium channels plus three viewer selection channels. The sound will be crisp and clear as disc players. Premium channels will cost less than Jones Intercable.

QUESTION: If something goes wrong after the system is installed, will there be any charges for service calls?

ANSWER: Mr. Johnson: As long as it is part of the DPU System there will be no service charge.

STATEMENT: Someone stated that DPU has done an excellent job. In 1990 profit from DPU were \$10 million. Donations to the City were \$2,430,000. Something real good has happened at DPU.

QUESTION: How long will it be before residents outside the City will have cable?

ANSWER: Mr. Johnson: We have court cases we have to dispose of first. It depends on when we are able to start. After we get started in about one year we will move outside the City.

QUESTION: Will Jones Intercable be able to operate after the City puts in cable?

ANSWER: Mayor Cheatham: Yes. We will not bother their franchise unless we were to get a lot of complaints. Then we would look into the matter.

QUESTION: Will DPU cut the cable off without notification and how much will a reconnection fee be? It is \$15.00 with Jones Intercable.

ANSWER: Mr. Johnson: You can pay your utilities and not pay cable and you would still have utilities. We do send out a reminder. Our charge to reconnect will not be that high.

STATEMENT: An individual stated he had been in Orangeburg for thirty years. He is proud of Council, proud of the way they run Orangeburg and proud of DPU. We elected you to Council and if we cannot stand behind you, something is wrong.

QUESTION: Will DPU guarantee that there will not be rate increases in the future like at Jones Intercable?

ANSWER: Mr. Johnson: We have the lowest rates in the state. I do not think I would last long in Orangeburg if I came to Council with increases. Ours will be the lowest rates in the

State of South Carolina as far as cable is concerned.

STATEMENT: Citizen of ten years: I am concerned over a campaign for both sides, but I have learned that you have to spend a little money to make money. I feel we are going in the right direction and I do hope we will give it a chance.

QUESTION: If we lose the election one week from today, are we dead? Do you have a feel for what the citizens want? Are we going to win?

ANSWER: Mayor Cheatham: That's Councils decision. Yes Sir, we will win. I have made 40 calls to people I know and 20 to people I do not know and 53 are in favor of the cable TV system and 7 stated they had not made up their minds but did not state a preference.

QUESTION: How much customer base would we have to produce a profit in the second year?

ANSWER: Mr. Johnson: DPU has 20,000 electric customers. If we can pick up 3,000 customers we will be doing real good. You have to remember there are a lot of people in Orangeburg who do not have cable. I feel that with the rates we will be charging, we will pick up a lot of those people.

QUESTION: Will your 45 channel system be addressable or non-addressable? If a person has a 13 channel TV set, will he have to buy a special piece of equipment to carry channels that a 13 channel TV will not carry? If that is the case, what will the price of the box be?

ANSWER: Mr. Johnson: The system will be more than addressable. A converter box would be necessary for televisions that are not cable ready at a very reasonable rate.

STATEMENT: A concerned citizen stated that Council is spending taxpayers money for the cable system it went to court in South Carolina and it was stopped. He feels his money is being spent for wrong doings. He thinks we need competition but private competition.

STATEMENT: Mayor Cheatham: The City has spent no tax money on the cable system.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



SPECIAL CITY COUNCIL
JANUARY 29, 1992

Orangeburg City Council held a Special City Council Meeting on January 29, 1992, at 6:30 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
Mayor Pro Tem Keitt
Marion F. Moore
Allen W. Parrott
Joyce W. Rheney

ABSENT:

W. Everette Salley

Mayor Cheatham thanked Councilmembers for their help during the Cable TV Referendum along with the Orangeburg Citizens' support. The Mayor stated he hopes to see the community grow and have a better quality of life for all its citizens.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to accept the recommendation of Mr. Reese Earley, Director of Public Works, to split between the City and the South Carolina Electric and Gas Company the cost of relocating the non-directional beacon (NDB) at the Orangeburg Municipal Airport. South Carolina Electric and Gas Company had previously requested the relocation to solve a potential conflict with the new utility facility in Cope, South Carolina. The South Carolina Electric and Gas Company will pay \$7,935.00 and the City will pay \$4,625.00. A planned emergency back-up system is also being implemented.

A motion was made by Councilmember Parrott, seconded by Councilmember Rheney, to accept Plan #1 to improve 1,200 feet of the flood-damaged Hess Branch Property by taking advantage of \$451,200 in emergency federal funding. Councilmember Moore abstained from voting. The South Carolina Department of Highways and Public Transportation agreed to fund \$56,400. The City will provide \$56,400, however, \$11,450 will be in-kind services, leaving the City's actual cost at \$44,950. Councilmember Haire expressed his concern about the "jumping around" approach that allows the Hess Branch Canal to be improved before work on Sunnyside Canal is completed. He, also, stated he would vote for it but with the understanding that the City would look at means of doing something with Sunnyside Canal. City Administrator Yow was also given the authority to sign the necessary documents.

A motion was made by Councilmember Moore, seconded by Councilmember Parrott, to approve the South Carolina Festival of Roses budget for 1992. Revenues were projected at \$14,600 and expenditures at \$13,865, which calls for a surplus of \$735. The fund balance is \$1,500.

A motion was made by Mayor Cheatham, seconded by Councilmember Haire, to accept the recommendation made by the Parks and Recreation Department, to replace a mower deck at a cost of \$850. The cost will come from the interest portion of the cemetery fund.

A motion was made by Councilmember Haire, seconded by Councilmember Parrott, to accept the recommendation of the Parks and Recreation Department, to close the cement boat ramp adjacent to the 301 bridge in the Edisto Memorial

Gardens.

Mayor Cheatham announced to Council that an anonymous donor gave a significant contribution to complete funding for a lighted water spray fountain in the Edisto Memorial Gardens.

A motion was made by Councilmember Haire, seconded by Councilmember Parrott, to accept the recommendation of Mr. Reese Earley, Public Works Director, and Chief Robert L. Keith, Police Division, to not allow parking on the north side of Sellers Avenue from Broughton to Boulevard.

Mr. John Yow, City Administrator, presented to Council that fourteen employees of the Public Works Department required to obtain their commercial driver's licenses, have passed the knowledge portion of the test.

Mayor Pro Tem Keitt asked City officials to look into the problem of uncovered trucks traveling through the City.

A motion was made by Councilmember Haire, seconded by Mayor Cheatham to adjourn the meeting.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



The whole number of votes cast for City Referendum on Cable T.V.

was 3,142

of which the following question received: (see attached Ballot)

PRECINCTS	NO.	IN FAVOR OF	OPPOSED TO	
Orangeburg Ward 1	101	244	119	
Orangeburg Ward 2	102	104	67	
Orangeburg Ward 3	103	109	59	
Orangeburg Ward 4	104	87	63	
Orangeburg Ward 5	105	155	110	
Orangeburg Ward 6	106	194	113	
Orangeburg Ward 7	107	393	140	
Orangeburg Ward 8	108	207	104	
Orangeburg Ward 9	109	226	90	
Orangeburg Ward 10	110	323	119	
Absentee	750	73	43	
Challenged	800			
TOTALS		2115	1027	

We do hereby certify that the following statement is correct in all respects. IN WITNESS WHEREOF, we have hereunto subscribed our names this 30th day of January, in the year 1992.

Harold L. Robinson
Carol N. DeLoe
D. D. Scola

BOARD OF CANVASSERS

FOR THE

CITY OF ORANGEBURG

Certified True Copy: Harold L. Robinson

SPECIAL CITY COUNCIL MINUTES
JANUARY 30, 1992

Orangeburg City Council held a Special City Council Meeting on January 30, 1992, at 6:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

Allen W. Parrott

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, approving the first reading of an Ordinance to adopt a budget for the Department of Public Utilities in the amount of \$48,794,200.

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, approving an Ordinance to amend Code of Ordinances -- Chapter XXIII, Articles I and III, Section 23-2, Section 23-3 and Section 23-12.1. This is to create a communications division within the Department of Public Utilities.

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, to adjourn the meeting.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
FEBRUARY 4, 1992

Orangeburg City Council held its regularly scheduled meeting on February 4, 1992, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

Allen W. Parrott

Mayor Cheatham welcomed the new Assistant City Administrator, Eric G. Budds, who is assuming the position of Planning Director along with expanded duties.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, approving the January 21, 1992, City Council Minutes as distributed.

A motion was made by Councilmember Haire, seconded by Councilmember Rheney, approving the January 29, 1992, Special City Council Minutes as distributed.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, approving the January 30, 1992, Special City Council Minutes as distributed.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, for Mayor Cheatham to send a letter of appreciation to the State's two U. S. Senate members thanking them for supporting a bill to re-regulate cable television.

A motion was made by Councilmember Haire, seconded by Mayor Pro Tem Keitt, approving the third reading of an Ordinance for the purpose of establishing six (6) Municipal Districts and setting the date for a special election to elect Councilmembers from each district.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, approving the second reading of an Ordinance to authorize the release and conveyance of all interest in and to the Detention Facilities of the Law Enforcement Complex and to withdraw from its governing body.

Mayor Cheatham pointed out that the City is not concerned about the way that other municipalities are being treated but that the City will not pay for general sessions prisoners after June 30, 1992.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, approving the authorization of Project Agreement with the South Carolina Department of Highways and Public Transportation for the Dukes Street Project.

Council received the FY 1990-91 Audit Report for the City from J. W. Hunt and Company representative, Ann Ross. Councilmember Salley questioned whether the City was solvent. Mrs. Ross stated that the City was solvent and cited the City's fund balance of \$422,356. Mrs. Ross also stated that the City budgeted some of the fund balance but then used less than budgeted.

CITY COUNCIL MINUTES
PAGE 2

Council received as information a report from Mr. John Gadsden, Director of Small Business Development Center at South Carolina State College, on the new Metro Services Bus System. This operation is scheduled to begin operation in the City on February 19, 1992.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to renew a low bid lease purchase agreement with Club Car to replace golf carts at Hillcrest.

Councilmember Salley requested an update on the financial status at Hillcrest. Tom Vargo, Hillcrest Superintendent, stated that the golf facility had the best December it has ever had and has done well in January and February.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to accept the recommendation made by Parks and Recreation Director, Marion J. Smith, to accept the \$225,480 low bid construction contract submitted by Southern Vistas Incorporated of Columbia, SC for the Horne Wetlands Park.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, to accept the recommendation of Parks and Recreation Director, Marion J. Smith, to accept the offer from Clemson University for a study and design of entrance signage into the City and thoroughfare landscaping. The only cost to the City will be transportation, meals and lodging for students and staff on approximately two trips to Orangeburg. The estimated cost would be \$1,000 to be requested from the Accommodations Tax Fund Committee.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to accept the recommendation of Fire Chief C. W. Glover, to accept the high bid of \$1,766.50 submitted by the Town of Woodford for the purchase of a 1965 American LaFrance Pumper.

A motion was made by Mayor Cheatham, seconded by Councilmember Haire, to authorize the City Administrator and Department of Public Utilities Manager, to approve the sale of surplus property through bids or annual auction.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to approve the second reading of an Ordinance to adopt a budget for the Department of Public Utilities.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Rheney, to approve the second reading of an Ordinance to amend Code of Ordinances--Chapter XXIII, Articles I and III, Section 23-2, Section 23-3 and Section 23-12.1.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Haire, to enter into an Executive Session.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



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CITY COUNCIL MINUTES
FEBRUARY 18, 1992

Orangeburg City Council held its regular scheduled meeting on February 18, 1992, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Haire.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

Allen A. Parrott

Mayor Cheatham commended Police Chief Robert L. Keith, Major Joseph L. Keitt, and the Drug Enforcement Raid Team on the tremendous job that they performed on the drug raid which resulted in \$9,000 in confiscated funds, a van, gun and cocaine.

A motion was made by Councilmember Moore, seconded by Councilmember Rheney, to accept the February 4, 1992, City Council Minutes as corrected.

Mayor Pro Tem Keitt raised the issue of the Redistricting Ordinance and stated that she was voting on the Ordinance at the February 4, 1992, City Council Meeting and not on Plan 3. Ms. Keitt stated, she wanted the paper to make it clear and not try to confuse people on the issue.

Mayor Cheatham asked City Administrator Yow to review the Sign Ordinance in the city limits before the election in June.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to negotiate with owners for an option to purchase property adjacent to the Park Operation Center. Councilmember Haire opposed.

Council received from City Administrator Yow an assessment report from the SC Downtown Development Association. Mr. Yow stated that the next step in this project is to contact other cities with successful programs and to form a steering committee. City Administrator Yow stated that the City of Orangeburg will need to take the lead.

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, to provide city employees with a school tuition reimbursement program that would allow full time city employees to be reimbursed at 70% of tuition for up to 130 credit hours. This tuition reimbursement program will be included in the City's personnel policy.

A motion was made by Mayor Cheatham, seconded by Councilmember Salley, to re-elect W. J. Stoudemire, Jr. to the Planning Commission.

A motion was made by Councilmember Haire, seconded by Councilmember Moore, for the election to the Board of Adjustments to be carried over until the next City Council Meeting, March 3, 1992, for District #6 due to the absence of Councilmember Parrott.

CITY COUNCIL MINUTES
PAGE 2

A motion was made by Councilmember Salley, seconded by Mayor Pro Tem Keitt, to adopt the official election results from the January 28, 1992, referendum on a city owned and operated cable television system.

City Council received as information progress reports from all city departments. Most of the discussion centered on the status of the paving and improvements on Boulevard. Mayor Cheatham stated that Council needs to convince the SC Dept. of Highways and Public Transportation to provide drainage, curb and gutter improvements before new paving on Boulevard begins. Councilmember Moore expressed his concerns that he hopes that the Highway Department does not get the message from Council that it wants no paving until the improvements are made. He stated, "they waited us out last time, and they can wait us out again."

City Administrator Yow reported to Council that fire contracts that are due March 1, 1992, will be extended until mid March because of a study being conducted by the Fire Department on the cost to provide service to suburban areas.

Council received as information a report from DPU Manger, Ted Johnson, on plans to fight recent legislation introduced by electric cooperatives. The affect of this would prohibit DPU from serving such large industries as Okonite and Utica. He also reported on recent successful efforts to stop the State Department of Health and Environmental Control from imposing water tests that would add cost to the bills of residential, commercial and industrial customers. The test can be done locally avoiding the added bureaucracy.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to adopt a budget for the Department of Public Utilities.

A motion was made by Councilmember Salley, seconded by Councilmember Haire, to amend Code of Ordinances Chapter XXIII, Articles I and III, Section 23-2, Section 23-3 and Section 23-12.1, which is an Ordinance to establish a Communications Division at the Department of Public Utilities.

A motion was made by Councilmember Rheney, seconded by Councilmember Moore, to enter into an Executive Session for personnel matters.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
MARCH 3, 1992

Orangeburg City Council held its regular scheduled meeting on March 3, 1992, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Mayor Cheatham.

PRESENT:

Martin C. Cheatham
Bernard Haire
Marion F. Moore
Allen W. Parrott
Joyce W. Rheney
W. Everette Salley

ABSENT:

L. Zimmerman Keitt

Mayor Cheatham welcomed Mrs. Susan Cuttino, the new Assistant Finance Director for the City.

A motion was made by Councilmember Salley, seconded by Councilmember Parrott, approving the February 18, 1992, City Council Minutes as distributed.

Mr. Marion J. Smith, Jr., Director of Parks and Recreation Department, introduced Miss Angela Clark an Orangeburg native and the 1992 South Carolina Queen of Roses. Council congratulated Miss Clark who will be representing Orangeburg in the Miss South Carolina Pageant to be held July 11, 1992. Council also recognized Tony and Mitzi DeAloia who were the pageant coordinators.

Parks and Recreation Director Marion J. Smith, Jr., informed Council that the Edisto Memorial Gardens has been included on the state's list of top twenty tourist attractions for 1991. He also reported that the Rose Gardens has received the All-American Rose Selection Achievement Award.

Mayor Cheatham requested that Council postpone the third reading of an Ordinance to authorize the release and conveyance of all interest in and to the Detention Facilities of the Law Enforcement Complex due to the fact that County Council authorized a contract with a survey firm to prepare necessary plats and prepare a deed for the property to be used for the Detention Center expansion.

Councilmember Parrott appointed Ms. Madlyn G. Salley, 481 Middleton Street, S.E., to the Board of Adjustments for a four year term ending January 1996.

A motion was made by Councilmember Salley, seconded by Councilmember Rheney, to elect Ms. Carol Whisenhunt (tourist related) of the Orangeburg County Chamber of Commerce, and to re-elect Ms. Jackie Davis (tourist related), Marion J. Smith, Jr., (non-tourist related) of the Parks and Recreation Department, and Mr. Fred Broughton (non-tourist related) to the Accommodations Tax Advisory Committee for a four year term ending 3-96. Councilmember Haire opposed this motion and stated that he was not willing to be a part of a game to get rid of Charles E. Taylor, III. Councilmember Parrott abstained from voting.

A motion was made by Councilmember Rheney, seconded by Councilmember Parrott, approving the first reading of an Ordinance to establish a truck route in the City. Councilmember Salley opposed. He stated that the new ordinance should keep the prohibition against trucks in the

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PAGE 2

Edisto Memorial Gardens area. He also stated that no truck traffic originating in the City needs to take the route through the Gardens. Councilmember Haire abstained from voting.

Mr. Warren Dickey, a South Carolina State University student, requested that Council look into having pedestrian crossing signs at the intersection of Russell Street and U. S. Highway 601. He stated that the intersection is dangerous to pedestrians. Council agreed to refer this matter to the SC Department of Highways and Public Transportation.

Department of Public Utilities Manager, Ted Johnson, brought no utility matters before Council.

A motion was made by Councilmember Salley, seconded by Councilmember Moore, to enter into an Executive Session for a discussion on the Cable Television litigation.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Sharon G. Fanning

Sharon G. Fanning
City Clerk

/r



CITY COUNCIL MINUTES
MARCH 17, 1992

Orangeburg City Council held its regular scheduled meeting on March 17, 1992, at 7:00 P.M., in Council Chambers with Mayor Cheatham presiding. An invocation was given by Councilmember Salley.

PRESENT:

Martin C. Cheatham
Bernard Haire
L. Zimmerman Keitt
Marion F. Moore
Joyce W. Rheney
W. Everette Salley

ABSENT:

Allen W. Parrott

A motion was made by Councilmember Rheney, seconded by Councilmember Moore, unanimously approved the March 3, 1992, City Council Minutes as distributed.

A motion was made by Mayor Pro Tem Keitt, seconded by Councilmember Moore, unanimously approved the third reading of an Ordinance to define the fire service areas of the City of Orangeburg and to establish annual rates.

City Administrator Yow presented the three (3) major objectives of the rate analysis changes, which were to cover the \$438,000 revenues budgeted, to see where the cost arise and take out any unfair charges. Fire Chief Glover presented the statistics showing that 60% of all fire calls are outside of the City limits, 60% of man hours go outside of the City, and 75.5% total miles are ran outside of the City. Councilmember Haire questioned why it is persons who have the least square footage that always pay the highest rates. Councilmember Moore explained that 75% of the cost is taking a truck to the location regardless of the size of the dwelling.

A motion was made by Mayor Cheatham, seconded by Councilmember Moore, unanimously approved to purchase a tractor for Hillcrest Golf Course for \$13,970, which is on state contract. Council gave City Administrator Yow approval for a line item budget transfer for this item.

A motion was made by Councilmember Moore, seconded by Mayor Pro Tem Keitt, unanimously approved the request from Orangeburg County to waive building permit fees for the expansion of the Orangeburg-Calhoun Detention Facility.

A motion was made by Mayor Cheatham, seconded by Councilmember Rheney, unanimously approved a \$5,000 Small Business Administration Tree Grant and fund sharing grants for tourism promotion from the South Carolina Department of Parks, Recreation and Tourism. The City's match for the Small Business Administration Grant, which will be used to plant sixty (60) trees at Hillcrest is \$1,500 and \$3,500 in in-kind services over a three year period. With the Parks, Recreation and Tourism Grants the City will develop a new brochure for the Edisto Memorial Gardens. The \$3,500 Grant would include a \$3,500 match. The second project will be to secure billboards for the 1993 Festival of Roses. The \$1,500 Grant will include a \$1,500 match. Also, the printing of the program book for the 1993 Festival of Roses will be a \$1,250 Grant with a local match of \$1,250.