



**NEWBERRY COUNTY COUNCIL
COUNTY COUNCIL AGENDA
May 18, 2022
6:00 P.M.**

Call to order: Todd Johnson, Chairman
Invocation and Pledge of Allegiance: Mary Arrowood, Council person

1. Additions, Deletions & Adoption of the Agenda
2. Public Appearance -- Introduction of new Department Directors
John Glasgow, Chairman Voter Registration
 - Initra Williams, Director of Voter RegistrationBrian Franklin, Interim HR –
 - Jackie Lawrence – Clerk to Council
 - Debbie Peake, Human Resources Director
3. Consideration of Newberry Cooperative request for \$92,000 as a 50/50 matching grant to expand broadband.
 - Stephanie Sullivan – Vice President of Operational Support, Newberry Electric Cooperative
4. Proclamation National Police Week May 11-17, 2022
5. Ordinance No. 5-10-2022 – An Ordinance to adopt a false fire alarm ordinance for the County of Newberry. This Ordinance is to encourage businesses and homeowners to maintain alarm systems properly and to provide penalties for violation of this Ordinance
 - a. Second Reading
6. Ordinance No. 5-11-2022 – An Ordinance to amend the budget ordinance for the fiscal year 2021-2022, Ordinance Number 4-12-21, to provide for revised revenue and expenditure appropriations related to operating and capital purposes to provide for unanticipated cost of the purchase of a fire truck previously approved by Council.
 - a. Second Reading
7. Ordinance No. 5-12-2022 – An Ordinance amending Ordinances No. 10-7-19 and 05-16-20 of Newberry County to amend the use of a portion of the proceeds of the General Obligation Bond of Newberry County authorized thereby.
 - a. Second Reading

8. Ordinance No. 05-14-2022 – An Ordinance amending portions of Chapter 34 of the Newberry County Code of Ordinances revising provisions dealing with: 1) amounts requiring Council approval: 2) State and Federal purchasing, and 3) sale and transfer of surplus county property
 - a. First Reading
9. Ordinance No. 05-15-2022 – An Ordinance to impose a one percent sales tax, subject to referendum, within Newberry County pursuant to the Capital Project Sales Tax Act; to define the specific purposes and designate the projects for which the proceeds of the tax may be used; to provide the maximum cost of the projects or facilities funded from the proceeds to be raised by the tax, subject to funding cost overruns as provided by law; to provide for a county-wide referendum and to concur in the contents of the ballot question in such referendum; to establish the priority in which the proceeds of the tax are to be expended; to authorize the issuance of General Obligation Bonds of Newberry County, subject to such referendum, to defray costs of projects and issuance costs; to provide for the conduct of such referendum; to provide for the administration of the tax; to provide for the payment of the tax; and to provide for other matters relating thereto.
 - a. First Reading
10. Ordinance No. 5-16-2022 – An Ordinance to allow County Council to enter into land developments agreements as authorized by SC Code of Laws Section 6-31-10 et.seq.
 - a. First Reading
11. Council consideration of proposals for the Compensation and Classification Study – Christopher Inglese, County Administrator
12. Council consideration to proposals for the Economic Development Strategic Plan – Rick Farmer, Economic Development Director
13. Consideration to approve the purchase of a second brush truck utilizing bid already received conditional on final approval of FY 23 Budget – Tommy Long, Emergency Services Director
14. Consideration to approve the purchase of a second ambulance remount utilizing bid already received conditional on final approval of FY 23 Budget – Tommy Long, Emergency Services Director
15. Executive Session
 - Code Section §30-4-70 (a) of the Code of Laws of SC, as amended, 1976
 - (1) Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to

a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim.

16. Adoption of Consent Agenda

- a. County Council meeting – April 20, 2022
- b. Budget Work Session – April 20, 2022
- c. Budget Work Session - April 26, 2022
- d. County Council meeting – May 4, 2022

17. Appointments

- a. Economic Development Task Force
- b. Fire Board – Mr. Scurry - Terry Russell
- c. Rescue Board – Mr. Scurry - Roy Roe

18. Public Comments

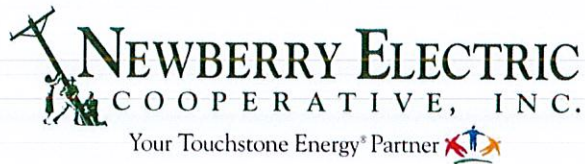
19. Comments/Request from County Administrator

20. Comments/Request from Council Members

21. Future Meetings

- | | | |
|----------------------------|-----------|-----------|
| a. Economic Development | 5-23-2022 | 6:00 P.M. |
| b. County Council Meeting. | 6-1-2022 | 6:00 P.M. |
| c. Finance Committee | 6-6-2022 | 6:00 P.M. |
| d. Public Safety | 6-13-2022 | 6:00 P.M. |
| e. County Council Meeting | 6-15-2022 | 6:00 P.M. |

22. Adjournment



May 11, 2022

Newberry County Council
1309 College Street
Newberry, SC 29108

Re: Fiber Construction Project to Qualifying Unserved Non-Member Areas within Newberry County.

Dear Council:

This letter has been prepared to announce the intention of Newberry Electric Cooperative, along with our affiliates Carolina Connect, to apply for funding provided by the American Rescue Plan Act of 2021.

I am respectfully requesting a 50% match from the American Rescue Plan Act of 2021 on behalf of Newberry Electric Cooperative and our affiliate Carolina Connect in order to construct service to 3 unserved non-member areas that fall within the qualifying census blocks of the Last Mile areas presented by the Office of Regulatory Staff. Construction of these areas will provide high speed internet service availability to an additional 50 premises within Newberry County.

I have attached a map of the applied areas which include a Dominion served subdivisions and two small area gaps within Newberry Electric Cooperatives service territory also served by Dominion. We estimate the total construction cost to provide service in these areas to be \$184,000.00.

This request is contingent upon the acceptance and approval from ORS for the above mentioned grant applications. We appreciate Newberry County taking an interest in helping provide service to unserved areas while bridging broadband infrastructure gaps within our county.

Thank you,

Stephanie Sullivan
Vice President of Operational Support

COUNTY OF NEWBERRY)
)
STATE OF SOUTH CAROLINA)

**PROCLAMATION
TO RECOGNIZE NATIONAL POLICE WEEK**

To recognize National Police Week 2022 and to honor the service and sacrifice of those law enforcement officers killed in the line of duty while protecting our communities and safeguarding our democracy.

WHEREAS, there are more than 800,000 law enforcement officers serving in communities across the United States, including the dedicated members of the Newberry County Law Enforcement Officers;

WHEREAS, since the first recorded death in 1786, more than 23,000 law enforcement officers in the United States have made the ultimate sacrifice and been killed in the line of duty, including eight (8) members of the Newberry County Sheriff's Office, Newberry Police Department, Whitmire Police Department and Newberry City Health Officer;

WHEREAS, the names of these dedicated public servants are engraved on the walls of the National Law Enforcement Officers Memorial in Washington, DC;

WHEREAS, 619 new names of fallen heroes are being added to the National Law Enforcement Officers Memorial this spring, including 472 officers killed in 2021 and 147 officers killed in previous years;

WHEREAS, the service and sacrifice of all officers killed in the line of duty will be honored during the National Law Enforcement Officers Memorial Fund's 34th Candlelight Vigil, on the evening of May 13, 2022;

WHEREAS, the Candlelight Vigil is part of National Police Week, which will be observed this year May 11-17;

WHEREAS, May 15 is designated as Peace Officers Memorial Day, in honor of all fallen officers and their families and U.S. flags should be flown at half-staff;

NOW, THEREFORE, BE IT RESOLVED that Newberry County Council will observe May 11-17, 2022, as National Police Week in Newberry County, and publicly salutes the service of law enforcement officers in our community and in communities across the nation.

AND BE IT FURTHER RESOLVED, that this Resolution shall be published in the official minutes of the Newberry County Council.

AND IT IS SO RESOLVED this 18th day of May 2022.

NEWBERRY COUNTY COUNCIL

(SEAL)

BY: _____
Les Hipp, Vice-Chairman

Attest:

False fire alarm means the activation of any fire alarm system which results in a response by the fire department, and which is caused by the negligence or intentional misuse of the fire alarm system by the owner, its employees, agents or any other activation of a fire alarm system not caused by heat, smoke, carbon monoxide, and/or fire. Also, any activation caused by a mechanical failure, malfunction, improper installation, lack of proper maintenance, dust from construction or any source, or any other response for which the fire department personnel are unable to determine the apparent cause of the alarm activation.

Owner means any person or business entity who owns the premises in which a fire alarm system is installed or who leases, operates, occupies or manages the premises.

Premises means any building, structure or a combination of buildings and structure which is served by a single fire alarm system. Buildings, structures or a combination hereof which is served by more than one fire alarm system will be considered separately in calculating false alarms and penalties.

SECTION 2. – PENALTIES

- a) False Alarm. *
- 1) There shall be no penalty imposed for the first or second false alarms within any calendar year which shall run from January 1st to December 31st.
- 2) The following penalties shall be imposed against the owner for the fourth and subsequent false alarms within any calendar year:
 - a. First violation (3rd false alarm), minimum Residences \$150.00/
Businesses \$250.00.
 - b. Second violation (4th false alarm), minimum Residences \$250.00/
Businesses \$350.00.
 - c. Third violation (5th false alarm and beyond), minimum for each
Residences \$350.00/ Businesses \$500.00.
- 3) Exemptions. The following are exempt from penalty for false alarm activations:
 - a. Alarms activated by outside activity, such as breaking and entering, unlawful intrusion or fire condition.
 - b. Alarms activated through systems testing where the same was pre-reported to the Newberry County Dispatch or directly to the fire department.
 - c. Alarms activated as medical lifelines by those who depend upon such systems as a means of reporting a medical or other life-threatening emergency.
 - d. Any alarm activation deemed as necessary by personnel of the county fire service following an investigation.
 - e. Multiple alarms received within a single 24-hour period that were initiated from the same alarm initiating device, and where the owner, lessee or manager of the premises has not had an opportunity to effect correction of a defective alarm system. Such multiple alarms shall constitute a single alarm for the purpose of this ordinance, including for the purpose of imposing a penalty.

- f. Any alarm activation system within any municipal boundaries except with the City limits of the City of Newberry.
- b) Failure to respond for a business. *
- 1) There shall be no penalty for the first failure to respond.
 - 2) After an alarm activation at a business, and when due and timely notice was given to the owner, lessee, manager or other predesignated person to respond, and where no such response was made or the person notified fails to respond within one hour after being notified, this shall be considered as “failure to respond,” and the following penalties shall be imposed against the owner:
 - a) First violation (2nd failure to respond), minimum Residences \$150.00/ Businesses \$250.00,
 - b) Second violation (3rd failure to respond), minimum Residences \$250.00/ Businesses \$350.00.
 - c) Third violation (4th failure to respond and beyond), minimumfor each Residences \$350.00/ Businesses \$500.00.
 - 3) A written report for “failure to respond” shall be filed with documentation with the Newberry County Emergency Management Director from the primary fire station. The Newberry County Dispatch shall document that notification or attempts to notify were made with no response. Documentation must list the dates, times and person notified or where attempts were made to notify with no response.

c) Billing.

The county shall bill penalties imposed against the owner on the first of each month and the bill shall be due and payable by the fifteenth of each month. **All bills shall state that any bill not paid by the end of the month shall bear interest at the rate of 1.5 percent per month until paid.** All bills which remain delinquent at the end of a calendar year along with the interest which has accrued during the calendar year shall become a lien which shall attach to the property which received the benefit of the service. The method provided in this section for the enforcement of the collection of past due fees shall not be the exclusive method of enforcing such collections, and the County may enforce the collection of any fee in any other lawful manner.

*** Note ---No portion of any monetary fine shall be suspended.**

SECTION 3. – FIRE ALARM ACTIVATION; RESPONSE TO PREMISES.

- a) The owner shall be responsible for the activation of a fire alarm system.
- b) The Newberry County Fire Service shall determine the number of false alarm responses and “failure to respond” responses separately.
- c) A response to the activation of a fire alarm system shall result when any officer or member of the Newberry County Fire Service is dispatched to the premises where the fire alarm system has been activated.

- 1) At the time of the response, the owner shall have at least one person respond to the premises that is authorized to enter the premises and assist the fire department.
- 2) In the event the fire alarm system is a monitored system, it is the responsibility of the company monitoring the fire alarm system to notify at least one person to respond to the premises that is authorized to enter the premises and assist the fire department.
- d) The officer or member of the fire department who responded to said premises shall serve the owner or authorized representative with a fire alarm activation report.

SECTION 4 – REPORTS FOR FALSE ALARMS

- a) Department responsible to determine response. The Newberry County Fire Service shall determine the number of false alarm responses and “failure to respond” responses separately.
- b) Report required. For each false alarm response by the fire department, the fire department shall cause a report to be filed with the fire department classifying the alarm as a false alarm. (NFIRS codes 711, 712, 713, 714, 715, 731, 732, 733, 734 and 735)

SECTION 5 – INDIVIDUAL ALARM ACTIVATIONS

Any person who intentionally causes the activation of an alarm that causes response by the fire department, as an emergency situation, and, upon further investigation by personnel of the fire department, that deems the activation as “intentional” without an emergency situation,” shall cause a written report to be filed with the fire department. The written report shall include the date, location, time and person responsible for the activation. Any person who violates this section shall be guilty of a misdemeanor and can be subject to a fine not to exceed \$150.00 and/or up to 30 days in jail. Any person who violated this section shall be deemed as acting on his or her own, and the owner, lessee or manager of the premises shall not be held liable for the actions of the person causing the activation.

SECTION 6 – GOVERNMENT IMMUNITY

Having a fire alarm system is not intended to, nor will it, create a contract, duty or obligation, either express or implied, of response. Any and all liability and consequential damage resulting for the failure to respond to a notification is hereby disclaimed and governmental immunity as provided by law is retained. By having a fire alarm system, the owner acknowledges that fire department response maybe based on factors such as availability of fire department units, priority of calls, weather conditions, traffic conditions, emergency conditions and staffing levels. The County, its officers, employees and agents shall not assume any duty or responsibility for the installation, maintenance, operation, repair or effectiveness of any privately owned fire alarm system, those duties and responsibilities being solely those of the owner of the premises

IT IS SO ORDAINED this ___ day of _____, 2022, by the Newberry
County Council in meeting duly assembled at Newberry, South Carolina.

NEWBERRY COUNTY COUNCIL

(SEAL)

BY: _____
Todd Johnson, Chairman

ATTEST:

Approved as to form

Susan C. Fellers, Clerk to Council

A.J. Tothacer, Jr., County Attorney

Christopher Inglese
County Administrator

1st Reading:
2nd Reading:
Public Hearing:
3rd Reading:

TOTAL _____ \$,6,900

Expenditures _____ **Amount**

Construction _____ \$ 3,900

Contingency _____ 3,000

TOTAL _____ \$ 6,900

ADD

SECTION III. CAPITAL BUDGETS

Revenues _____ **Amount**

Bonded Indebtedness _____ \$23,002

Fund Balance _____ 21,900

TOTAL _____ \$44,902

Expenditures _____ **Amount**

Equipment Purchase _____ \$44,902

TOTAL _____ \$44,902

AND IT IS SO ORDAINED by Newberry County Council this day of 2022, in meeting duly assembled at Newberry, South Carolina.

(SEAL)

NEWBERRY COUNTY COUNCIL

By: _____

Todd Johnson, Chairman

Attest:

Susan C. Fellers, Clerk to Council

Reviewed and approved as to form:

First Reading:

Second Reading:

Public Hearing:

Third Reading:

A. J. Tothacer, Jr. County Attorney

Christopher S. Inglese, County Administrator

ORDINANCE NO. 05-12-2022

AN ORDINANCE AMENDING ORDINANCES NO. 10-7-19 AND 05-16-20 OF NEWBERRY COUNTY TO AMEND THE USE OF A PORTION OF THE PROCEEDS OF THE GENERAL OBLIGATION BOND OF NEWBERRY COUNTY AUTHORIZED THEREBY

_____, 2020

BE IT ORDAINED BY COUNTY COUNCIL OF NEWBERRY COUNTY, SOUTH CAROLINA, IN MEETING DULY ASSEMBLED AS FOLLOWS:

ARTICLE I

FINDINGS OF FACT

Section 1.01

As an incident to the adoption of this ordinance, Newberry County Council (the “County Council”), the governing body of Newberry County, South Carolina (the “County”), finds that the facts set forth in this Article exist, and the statements made with respect thereto, are true and correct:

1. Pursuant to Ordinance No. 10-17-19, entitled “An Ordinance To Provide For The Issuance And Sale Of Not Exceeding One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) General Obligation Bonds Of Newberry County, South Carolina, For The Issuance Of Notes In Anticipation Of Such Bonds, To Prescribe The Purposes For Which The Proceeds Of Such Obligations Shall Be Expended, To Provide For The Payment Thereof, And Other Matters Relating Thereto,” enacted November 20, 2019 (the “2019 Ordinance”), the County Council authorized the issuance of the \$325,000 General Obligation Bond, Series 2020A, of the County (the “Bond”). The 2019 Ordinance was amended by Ordinance No. 05-16-20, enacted June 17, 2020 (the “2020 Ordinance”, and, with the 2019 Ordinance, the “Bond Ordinance”), to amend the authorized uses of the proceeds of the Bond.

2. The Council has been advised there remains unspent \$23,002 of proceeds of the Bond unallocated to improvements approved in the Bond Ordinance. The Council has determined after due investigation that there is present need for a brush truck for use in County fire protection operations, and has further determined to authorize the use of the remaining proceeds of the Bond for the purchase of a brush truck.

ARTICLE II

AMENDMENT OF ORDINANCE

Section 2.01

The Bond Ordinance is hereby amended to include therein the purchase of a brush truck as an authorized expenditure of the proceeds of the Bond.

Section 2.02

The Bond Ordinance, as amended by Section 2.01 herein, shall continue of full force and effect.

ARTICLE III
PUBLIC HEARING

Section 3.01

A public hearing shall be conducted prior to third reading of this ordinance, and due notice thereof shall be provided, all as required by §4-9-130, Code of Laws of South Carolina (1976, as amended). Notice of the public hearing shall be published in a newspaper of general circulation in the County not less than 15 days prior to the date of such public hearing in the form appearing as Exhibit "A" to this ordinance, together with such changes as may be approved by the Chairman of the County Council.

DONE IN MEETING DULY ASSEMBLED this ___ day of _____, 2022.

NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)

Chairman, County Council

Attest:

Clerk, County Council

Date of First Reading: _____
Date of Second Reading: _____
Date of Public Hearing: _____
Date of Third Reading: _____

STATE OF SOUTH CAROLINA

COUNTY OF NEWBERRY

I, the undersigned, Clerk to Council of Newberry County, South Carolina, DO HEREBY CERTIFY:

1. That the foregoing is a true, correct and verbatim copy of an Ordinance adopted by the County Council of Newberry County on _____, 2022, at which a majority/all members were present. It was first introduced at the regular meeting of County Council held on _____, 2022. At that meeting, it was given first reading by the majority/unanimous vote of the County Council. Afterwards, at the regular meeting of the County Council held on _____, 2022, it was given its second reading and at the regular meeting of the County Council held on _____, 2022, it was given third and final reading by the unanimous vote of County Council. At each of said meetings, a quorum of County Council was present at all times during the proceedings pursuant to which the aforesaid Ordinance was adopted, the original of which is duly entered in the record of minutes of the aforesaid meetings of said County Council in my Custody as such Clerk.

2. As required by Title 30, Chapter 4 of the Code of Laws of South Carolina 1976, as amended, being the Freedom of Information Act, a copy of the agenda of meetings (showing the date, time and place of the meeting) of the County Council of the County is posted on a designated bulletin board in the administrative offices of the County, posted on the County's publicly-available website and supplied to news media as requested, in each case at least 24 hours prior to regularly scheduled meetings of the County Council. An agenda was posted in accordance with the foregoing sentence for each meeting at which the attached Ordinance was voted upon, and each agenda as so posted contained as an item the consideration of the attached Ordinance by the County Council.

IN WITNESS WHEREOF, I have hereunto set my Hand and the Seal of the County, this ____ day of _____ 2022.

(SEAL)

Clerk to County Council of Newberry County,
Newberry County, South Carolina

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Newberry County Council, State of South Carolina will conduct the following public hearing(s) at its meeting on the ____ day of _____, 2022, to be held in the Newberry County Council Chambers, 1309 College Street, Newberry, South Carolina, at _____ p.m.

Ordinance No. _____ : An Ordinance Amending Ordinances No. 10-7-19 And 05-16-20 Of Newberry County To Amend The Use Of A Portion Of The Proceeds Of The General Obligation Bond Of Newberry County Authorized Thereby.

[OTHER ORDINANCES RECEIVING PUBLIC HEARINGS INSERTED HERE]

At the time and place fixed for said public hearing(s), all taxpayers, residents or other interested persons who appear will be given an opportunity to express their views for or against the adoption of the Ordinance. A copy of the proposed Ordinance(s) is(are) available for inspection in the Clerk to Council's office located in the Courthouse Annex at 1309 College Street, Newberry, South Carolina, during its regular business hours. Assistance is available for those who are visually or hearing-impaired. For assistance, call Susan Fellers, Clerk to Council, (803) 321-2100.

/s/ _____
Chairman, County Council

STATE OF SOUTH CAROLINA)
)
COUNTY OF NEWBERRY)

ORDINANCE NO. 05-14-2022

AN ORDINANCE AMENDING PORTIONS OF CHAPTER 34 OF THE NEWBERRY COUNTY CODE OF ORDINANCES REVISING PROVISIONS DEALING WITH AMOUNTS REQUIRING COUNCIL APPROVAL AND STATE AND FEDERAL PURCHASING AND SALE AND TRANSFER OF SURPLUS COUNTY PROPERTY.

WHEREAS, Newberry County Council through passage of Ordinance 01-02-04 established purchasing procedures and structure for Newberry County; and

WHEREAS, Newberry County Council has received requests that certain changes be made; and

WHEREAS, Newberry County Council desires to adopt these changes and also provisions addressing administrative policies or procedures.

NOW, THEREFORE BE IT ORDAINED THAT:

Newberry County Council hereby adopts the following changes to dollar award amounts requiring County Council approval as follows:

§34.16 **Award of Contract** is modified in sections (D) and (E) with the following language:

(D) "Bids of \$25,000 or less, and bids not exceeding \$50,000 established in the current budget year, shall be subject to review and approval by the Administrator or his or her designee."

(E) "Bids exceeding \$25,000 and not included in the current budget year, and bids exceeding \$50,000 as shown in the current budget year, shall be subject to review and approval by County Council; provided that these amounts may be increased or decreased by appropriate provision in the annual budget ordinances, or by resolution of Council."

(F) (1) It is the intent of this chapter that County Council shall have an oversight role in the selection of successful bids in excess of \$25,000 if not included in the current budget year or \$50,000 if included in the current budget year, and that County Council shall evaluate and approve the ultimate selection publicly,

(F) (2 and3) remain unchanged.

§34.38 Request for Qualifications; Professional Services; Public Announcement and Selection Process in section (B) with the following language:

(B) "Selection Process. A selection committee composed of a minimum of 3 members, including the Purchasing Director, the Administrator, or designee and the head of the using agency in need of the architect-engineer or land surveying services, or other professional services shall conduct discussions with 3 or more firms, whenever possible, regarding the proposed contract and the relative utility alternative methods of approach for furnishing the required services and shall select from among no less than 2 of the firms deemed most qualified to provide the required services. The selection shall be made in order of preference, based on criteria established and published by the selection committee. Provided, however, in the event that the County of Newberry has an ongoing professional relationship with a provider of those services required by the county, the County Administrator, in his or her discretion, may negotiate with the provider for the provision of the required services. Provided further, the County Administrator may select the provider of professional services in any event if the anticipated cost is \$25,000 or less and not included with the current budget year or \$50,000 or less if the amount is included in the current budget year. For services in excess of \$25,000 when not included in the current budget year or greater than \$50,000 included in the current budget year, the County Council shall select the provider of the services.

AND BE IT FURTHER ORDAINED THAT:

Newberry County Council hereby adopts the following changes to purchasing other than through bids or requests as follows:

§34.43 **State and Federal Purchasing and other Cooperative Purchasing** is modified in sections (A) and (C) with the following language

(A) As an alternative to the procedures described in this section, the Purchasing Director may purchase any supplies, materials, equipment, or contractual services through the State Purchasing Office of the Division of General Service, GSA or the Houston-Galveston Area Council (H-GAC) cooperative purchasing program provided, however, that any such purchases estimated to cost in excess of \$5,000 up to \$25,000 in the current budget year or not exceeding \$50,000 if budgeted in the current budget year shall be approved by the County Administrator or his or her designee, and any such purchase estimated to cost in the aggregate in excess of \$25,000 (unbudgeted) or \$50,000 (budgeted) in the current budget year shall be approved by County Council. Provided, however, items for which a specific appropriation has been made are deemed to be approved by County Council, and the County Administrator is authorized to purchase from State Purchasing, GSA or H-GAC. Multiple vehicle purchases are to be considered in the aggregate amount of all the vehicles so purchased by a using agency.

(B) remains unchanged

(C) Likewise, the Emergency Preparedness Director or other county agencies may be eligible to purchase items from programs administered by the GSA or other federal agency, H-GAC, and in the event, if the price is advantageous to the county, the purchase may be made, subject to approval by the County Administrator or his or her designee, provided, however, that the purchasing county agency shall first obtain a purchase order, purchased order number or direct payment number, as is necessary, from the Purchasing Director and the check for the purchase will be issued through the office of the county's Finance Director, so that the county will have current and accurate Purchasing Director records of the expenditures.

AND BE IT FURTHER ORDAINED THAT:

Newberry County Council hereby adopts the following changes to sale or transfer or surplus property as follows:

§34.47 Sale or Transfer of Surplus County Property

(A) Any items of personal or real property belonging to the county, which are declared by the County Administrator to be obsolete or surplus, may be sold to the highest responsible bidder by advertising for sealed bids or by public auction. Surplus property, in the discretion of the Administrator may be transferred to other county agencies or transferred to or loaned to entities supported by county funds, in addition, at the discretion of the County Administrator, surplus property may also be traded in or exchanged for other property needed by the county. In connection with the sale of surplus property, the Purchasing Director shall ensure that the procedures described in this section are followed, according to the estimated dollar salvage value of the goods to be sold. Vehicle or heavy equipment trade-ins must be approved by County Council, or its designee

(B) remains unchanged

(C) The County Administrator is authorized to investigate the advantages to the county of selling any of its surplus equipment and property (personal and real) via an appropriately competitive internet sales mechanism, and he or she is authorized to enter into preliminary contracts for the sale of select surplus property, so that he or she can investigate the efficacy of such methods of selling surplus property, including surplus heavy equipment, and report on same to Council. If such methods prove to be advantageous to the county, then further sales via the Internet may be authorized by Council.

AND IT IS SO ORDAINED by Newberry County Council this ____ day of _____, 2022 in meeting duly assembled at Newberry, South Carolina.

(SEAL)

NEWBERRY COUNTY COUNCIL

By: _____
Todd Johnson, Chairman

Attest:

Susan C. Fellers, Clerk to Council

1st reading:
2nd reading:
3rd reading:

Reviewed and approved as to form:

A.J. Tothacer, Jr., County Attorney

Christopher Inglese, County Administrator

STATE OF SOUTH CAROLINA)
)
COUNTY OF NEWBERRY)

ORDINANCE NO. 05-16-2022

AN ORDINANCE ESTABLISHING PROCEDURES AND REQUIREMENTS FOR ENTERING INTO DEVELOPMENT AGREEMENTS IN NEWBERRY COUNTY

WHEREAS, Newberry County Council is aware of the South Carolina Local Government Development Agreement Act (“the Act”) passed by the South Carolina General Assembly as Act No. 150 in 1993 and codified in Chapter 31 of Title 6 of the Code of Laes 1976 as amended; and

WHEREAS, that Act established requirements and authorization for local governments that wish to avail themselves of the ability to enter into development agreements in certain circumstances; and

WHEREAS, the development approval process involves the expenditure of considerable sums of money, predictability encourages the maximum efficient utilization of resources at the least economic cost to the public; and

WHEREAS, public benefits derived from development agreements include design standards, and on and off-site infrastructure and other improvements; and

WHEREAS, development agreements will provide vesting of development rights for a specified period thereby encouraging private sector investments in Newberry County; and

WHEREAS, Newberry County Council desires to adopt the following standards and requirements to permit opportunities to enter into such agreements.

NOW, THEREFORE BE IT ORDAINED THAT:

Newberry County Council hereby adopts the following provisions and as follows:

The Newberry County Zoning Ordinance is hereby amended by inserting the following Land Development agreements ordinance as Section 153.076.

Land Development agreements

(a) *Findings.* County Council finds that the General Assembly of the State of South Carolina has enacted legislation known as the "South Carolina Local Government Development Agreement Act", State Act codified in Section 6-31-10, et seq. of the Code of Laws of South Carolina, (Supp. 1993), which legislation authorizes, in certain circumstances, the execution of land development agreements to encourage comprehensive and capital facilities

planning, to ensure the provision of adequate public facilities for development, to encourage the efficient use of resources, and to reduce the economic cost of development. County council finds and determines that land development agreements may be useful to both the private and public sector by providing certainty in zoning, by setting forth a reasonable schedule of development and by enhancing the opportunity for comprehensive, planned development, and enacts this ordinance in furtherance of the authority evolved upon it by the South Carolina Local Development Agreement Act.

(b) *Definitions.* As used herein:

(1) *Developer* means a person, including a governmental agency, who intends to undertake any development and who has a legal or equitable interest in the property to be developed.

(2) *Development* means the planning for or carrying out of a building activity or mining operation, the making of a material change in the use or appearance of any structure or property, or the dividing of land into three (3) or more parcels. "Development" as designated in a law or development permit includes the planning for and all other activity customarily associated with it unless otherwise specified.

(3) *Development permit* includes a building permit, zoning permit, subdivision approval, rezoning certification, special exception, variance, or any other official action of local government having the effect of permitting the development of property.

(4) *Governing body* means the county council of Newberry County.

(5) *Land development regulations* means ordinances and regulations enacted by the governing body for the regulation of any aspect of development and includes a local government zoning, rezoning, subdivision, building construction, or sign regulations or any other regulation controlling the development of property.

(6) *Laws* means all ordinances, resolutions, regulations, comprehensive plans, land development regulations, policies and rules adopted by the governing body or its affiliate committees, boards or commissions, affecting the development of property and includes laws governing permitted use of property, governing density, and governing design, improvement and construction standards and specifications.

(7) *Property* means all real property subject to land use regulation by the governing body, and includes any improvements or structures customarily regarded as part of real property.

(8) *Person* means an individual, corporation, business or land trust, estate, partnership, association, two or more persons having a joint or common interest, state agency or any legal entity.

(9) *Public facilities* means major capital improvements including, but not limited to transportation, sanitary sewer, solid waste, drainage, potable water, educational, parks and recreational, and health systems and facilities.

(10) *Zoning administrator* means the person charged by the governing body with overseeing the implementation and interpretation of land development regulations pertaining to the development of property.

(c) *Application.* Any person seeking a land development agreement with the county shall make application to the zoning administrator or to such other person as the governing body may designate. The application shall incorporate a statement setting forth the objectives of the development and the benefits that will inure to the public as a result. The application shall include a legal description of the property subject to the agreement, which property must contain a minimum of twenty-five (25) acres of highland (wetlands excluded), and the names of its legal

and equitable owners; the proposed duration of the agreement, which must be consistent with South Carolina Local Government Development Agreement Act Section 6-31-40; the development uses permitted on the property, including population densities and building intensities and height; a description of public facilities that will service the property, including the identity of who is to construct and/or provide the facilities, the date that any new public facilities, if needed, will be constructed, and a schedule to verify that public facilities will be available concurrent with the impacts of the development; a description, where appropriate, of any reservation or dedication of land for public purposes; any provisions to protect environmentally sensitive property as may be required or permitted pursuant to laws in effect at the time of application; a description, where appropriate, of any provisions for the preservation and restoration of historic structures. The application shall also include the current, and if applicable requested, zoning of the property and a site analysis, prepared by a registered engineer or surveyor, showing the location of existing manmade features where major circulation systems are proposed; general topographic information from topographic maps or other suitable maps using a contour interval not exceeding two (2) feet; and the location and description of identified cultural resources. A land use plan shall be part of the application, which shall show the location, net acreage, and gross acreage for each type of residential, office or commercial development proposed for the property, open space areas, water bodies and major circulation systems and existing land uses adjacent to the property. The plan must also identify the type of dwelling units proposed, the minimum of lot size per dwelling unit, and minimum lot frontage requirements, and minimum set back requirements for principal buildings.

With the application, any fee as county council may from time to time establish must also be remitted.

The zoning administrator shall review land development agreement applications, and if necessary for a more coherent understanding of the proposed development, may request additional information.

(d) *Proposed agreement.* Simultaneously, with the submission of the application, or within a reasonable time thereafter, a proposed land development agreement shall be submitted by the applicant to the zoning administrator. The zoning administrator shall review the same and consult with such other county officials or personnel he deems appropriate. Prior to the agreement being presented to the planning commission, as herein provided, said agreement must be approved as to form by the County Attorney. In the event the proposed land development agreement provides that the local governing body shall provide certain public facilities, the agreement must provide that the delivery date of such public facilities be tied to defined completion percentages or defined performance standards to be met by the developer.

(e) *Planning commission.* After the review as set forth in subsection (d), the application and proposed agreement shall be forwarded to the planning commission. Should any issues pertaining to the agreement be unresolved, such shall be identified by the zoning administrator in his/her report to the planning commission. The planning commission shall conduct a public hearing on the application, giving at least fifteen days' notice in a publication of general circulation in the county that a land development agreement is to be considered. The public notice must specify the location of the property subject to the land development agreement, the use(s) proposed for the property and the location where a copy of the proposed land development agreement can be obtained.

At the conclusion of its public hearing, the planning commission shall make a recommendation

to county council as to the propriety of the agreement. Such recommendation may include suggested amendments or modifications to the agreement. At the conclusion of its public hearing, the chairman of the planning commission shall announce the time, date, and place when county council is to consider the proposed development agreement. Nothing herein shall be construed to preclude the planning commission from deferring action on a proposed land development agreement for the purpose of receiving clarifying information.

(f) *County council.* Prior to authorizing the execution of a land development agreement, county council shall conduct a public hearing, notice of which shall be advertised in a publication of general circulation in the county at least thirty (30) days prior to the date of said hearing. No land development agreement shall be executed until it has been accepted and approved by the governing body and an ordinance authorizing the same has been ratified.

(g) *Effective date.* No land development agreement shall be effective until such time as an ordinance authorizing its execution has been ratified by county council, and the same has been executed on behalf of the county by the council chairman.

(h) *Recording.* It shall be the responsibility of the applicant, within fourteen (14) days of the land development agreement having been executed, to record the agreement with the register of mesne conveyance or clerk of court in the county where the property is located.

(i) *Effect of land development agreement.* A land development agreement must specify which laws in force at the time of the execution of the agreement shall apply for the term of the agreement. Subsequently enacted laws shall be applicable to property subject to a land development agreement, unless the agreement specifies otherwise, or unless, after a public hearing, county council determines that the application of such laws would materially alter or disrupt the development of the property as contemplated by the agreement, or as otherwise provided by the South Carolina Local Government Development Agreement Act, S. C. Code, Ann; Sec. 6-31-80(b)(1), (2), (3), (4) and (5) (Supp. 1993).

(j) *Periodic review.* During the term of a land development agreement, a periodic review of the progress made thereunder shall be had by the zoning administrator, on at least an annual basis. At such review, the parties subject to the agreement must demonstrate good faith compliance with the terms and provisions of the development agreement and must provide such information as the zoning administrator may request, and as may be otherwise provided in the agreement. If as a result of any periodic review, it appears that a person subject thereto has committed a material breach of the terms or conditions of the agreement, such circumstance shall be reported to county council by the zoning administrator. Upon receipt of such report, county council, or such committee to which the matter may be referred by council, if it concurs with the zoning administrator's report, shall serve written notice to the applicable party, setting forth with reasonable particularity the nature of the breach and the evidence supporting the finding and determination of breach, and providing the applicable party a reasonable time in which to cure the breach.

If such party fails to cure the material breach within the cure period, county council or the committee to which the matter has been referred, may unilaterally terminate or modify the land development agreement, provided that council or the committee, as appropriate, has first given the applicable party an opportunity to either rebut the finding and determination or to consent to an amended development agreement to address the concerns of county council or the committee with respect to its findings and determination, and has otherwise complied with the provisions of the development agreement pertaining to a material breach.

- (k) *Amendments/cancellation.* Any land development agreement may be amended or cancelled by mutual consent of the parties to the agreement, or by their successors in interest.
- (l) *Burden/benefits.* All burdens of the land development agreement are binding upon, and the benefits of the land development agreement shall inure to, all successors in interest to the parties to the land development agreement.
- (m) *State or federal laws or regulations.* In the event state or federal laws or regulations, enacted after a land development agreement has been executed, prevent, or preclude compliance with one or more provisions of the development agreement, the provisions of the agreement shall be modified or suspended, as necessary, to comply with the state or federal laws or regulations.
- (n) *Technical codes.* Notwithstanding anything herein to the contrary, any and all building, housing, electrical, plumbing and gas codes, now in effect or hereafter adopted by county council, shall apply to any properties subject to a land development agreement.
- (o) *Enabling legislation.* In the event that a court of competent jurisdiction shall determine that the state act, or any part thereof, invalid or unenforceable, or in the event that the South Carolina General Assembly shall amend or repeal the state act, in whole or in part, each development agreement shall be reviewed to determine if such change in the state act results in a substantial impairment of the rights or obligations of any of the parties to such development agreement. Any part whose rights or obligations under a development agreement have been substantially impaired by a change in the state act shall have the right to immediately terminate the agreement as to all parties thereto by written notice to the parties to the development agreement.

AND IT IS SO ORDAINED by Newberry County Council this ____ day of _____, 2022 in meeting duly assembled at Newberry, South Carolina.

(SEAL)

NEWBERRY COUNTY COUNCIL

By: _____
Todd Johnson, Chairman

Attest:

 Susan C. Fellers, Clerk to Council

Reviewed and approved as to form:

- 1st reading:
- 2nd reading:
- Public Hearing:
- 3rd reading:

 A.J. Tothacer, Jr., County Attorney

 Christopher Inglese, County Administrator



**Newberry County
Administration**
1309 College Street
Newberry, SC 29108
803-321-2100

Agenda Briefing

| | |
|--|----------------------------|
| Prepared By: Crystal Waldrop | Title: Purchasing Director |
| Department: Administration | Division: Purchasing |
| Date Prepared: May 13, 2022 | Meeting Date: May 18, 2022 |
| Legal Review | Date: |
| Budget Review: | Date: |
| Approved for Consideration: | Date: |
| Request Consideration by Committee / County Council | |
| Subject: 2022-1 Classification and Compensation Study Services | |

STAFF'S RECOMMENDED ACTION: Staff recommends the highest ranked firm, The Management Advisory Group International, Inc. (MAG)

FIDUCIARY: The funding for these services is within the budget constraints.

| | | | | |
|---|--|-----|---|----|
| Are Funds allocated in the department's current fiscal year budget? | | Yes | ✓ | No |
| If no, is a budget amendment necessary? | | Yes | ✓ | No |

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER: The amount of the cost proposal for these services is \$27,500. MAG has proposed the timeframe for completion will be approximately four months to conduct the study. They have also provided an hourly rate at \$55.00, should the need arise for additional services.

COUNTY ATTORNEY'S OFFICE FEEDBACK/POSSIBLE AREA (s) OF LEGAL EXPOSURE:

SUMMARY DISCUSSION: The Evaluation Committee consisted of the County Administrator, Christopher Ingles, the Purchasing Director, Crystal Waldrop and the Interim Human Resource Director, Brian Franklin.

ADDITIONAL COMMENTS FOR CONSIDERATION:

ATTACHMENTS: The Evaluation Committee's Score Sheet

| 2022-1 Compensation and Classification Study Services | | | | |
|---|----------|---------|---------|---------|
| Committee Evaluation | | | | |
| Proposer | Franklin | Inglese | Waldrop | Average |
| The Archer Company | 78 | 74 | 79 | 77 |
| Evergreen Solutions | 89 | 94 | 84 | 89 |
| Management Advisory Group (MAG) | 94 | 88 | 93 | 92 |
| The Evaluation Criteria Consisted of: | | | | |
| *Responsiveness to the request for proposal | | | | |
| *Proposer's experience and expertise in the subject industry, examples of comparable services, quality of services to other clients | | | | |
| *Professional background, expertise of key personnel | | | | |
| *project approach | | | | |
| *Cost associated with services | | | | |

| 2022-1 Classification and Compensation Study Services | | | | | | | |
|---|--------|--------|--------|--------|--------|--|----|
| Vendor | 1 (15) | 2 (25) | 3 (15) | 4 (30) | 5 (15) | | |
| The Archer Company | 5 | 20 | 13 | 25 | 15 | | 78 |
| Evergreen Solutions | 15 | 24 | 14 | 23 | 13 | | 89 |
| Management Advisory Group | 15 | 25 | 15 | 25 | 14 | | 94 |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

Brian Franklin

C. Ingles

| 2022-1 Classification and Compensation Study Services | | | | | | | | |
|---|--------|--------|--------|--------|--------|--|--|--|
| Vendor | 1 (15) | 2 (25) | 3 (15) | 4 (30) | 5 (15) | | | |
| The Archer Company | 5 | 19 | 10 | 25 | 15 | | | |
| Evergreen Solutions | 15 | 25 | 15 | 25 | 14 | | | |
| Management Advisory Group | 15 | 25 | 12 | 22 | 14 | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

74

94

88

| 2022-1 Classification and Compensation Study Services | | | | | | | |
|---|--------|--------|--------|--------|--------|--|----|
| Vendor | 1 (15) | 2 (25) | 3 (15) | 4 (30) | 5 (15) | | |
| The Archer Company | 14 | 20 | 10 | 20 | 15 | | 79 |
| Evergreen Solutions | 14 | 23 | 14 | 20 | 13 | | 84 |
| Management Advisory Group | 15 | 24 | 15 | 25 | 14 | | 93 |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

Opaldrup



**Newberry County
Administration**
1309 College Street
Newberry, SC 29108
803-321-2100

Agenda Briefing

| | |
|---|----------------------------|
| Prepared By: Crystal Waldrop | Title: Purchasing Director |
| Department: Administration | Division: Purchasing |
| Date Prepared: May 12, 2022 | Meeting Date: May 18, 2022 |
| Legal Review | Date: |
| Budget Review: | Date: |
| Approved for Consideration: | Date: |
| Request Consideration by Committee / County Council | |
| Subject: Acceptance of proposal for Economic Development Strategic Plan | |

STAFF'S RECOMMENDED ACTION: Staff recommends accepting the highest ranked firm Creative Economic Development Consulting.

FIDUCIARY: The Economic Development currently has funding in its budget to cover the cost of the proposal submitted in the amount of \$52,615.

| | | | | |
|---|---|-----|---|----|
| Are Funds allocated in the department's current fiscal year budget? | X | Yes | | No |
| If no, is a budget amendment necessary? | | Yes | X | No |

SUMMARY DISCUSSION: The Evaluation Committee, which consisted of Christopher Inglese, County Administrator, Rick Farmer, ED Director and Crystal Waldrop, Purchasing Director. The Committee conducted phone interviews with the top two ranked firms and determined that the highest ranked firm was the best choice for these services. The chosen firm indicated approximately seven months for completion.

ATTACHMENTS: Committee Evaluation Score Sheet

2022-3 Economic Development Strategic Planning Services

| Committee Evaluation | | | | | |
|------------------------------|--------|---------|---------|---------|--|
| Proposer | Farmer | Inglese | Waldrop | Average | |
| Better City | 54 | 63 | 55 | 57 | |
| Creative ED Consulting | 92 | 90 | 95 | 92 | |
| MRB | 81 | 67 | 65 | 71 | |
| Richard Caplain & Associates | 87 | 85 | 75 | 82 | |



**Newberry County
Administration**
1309 College Street
Newberry, SC 29108
803-321-2100

Agenda Briefing

| | |
|---|-----------------------------|
| Prepared By: Tommy Long | Title: Friendly Brush Truck |
| Department: 07500 Fire | Division: |
| Date Prepared: 5-6-22 | Meeting Date: 5-18-22 |
| Legal Review NA | Date: |
| Budget Review: Discussed at previous meeting | Date: 5-10-22 |
| Approved for Consideration: | Date: |
| Request Consideration by Committee / County Council | |
| Subject: Purchase of Brush Truck | |

STAFF'S RECOMMENDED ACTION: To have Council approve to purchase a second brush truck utilizing Bid already received for \$140,109.00. Vendor has agreed to honor bid for a second truck.

FIDUCIARY:

| | | | | |
|---|--|-----|--|----|
| Are Funds allocated in the department's current fiscal year budget? | | Yes | | No |
| If no, is a budget amendment necessary? | | Yes | | No |

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

This current Vendor has been awarded one truck already and would like to add this truck to previous bid that was submitted. Attached bid.

COUNTY ATTORNEY'S OFFICE FEEDBACK/POSSIBLE AREA (s) OF LEGAL EXPOSURE:

SUMMARY DISCUSSION:

ADDITIONAL COMMENTS FOR CONSIDERATION:

ATTACHMENTS:



PowerPRO 2 (x1), PowerLOAD (x1), LUCAS 3.1 (x1)

Quote Number: 10525669

Remit to: **Stryker Medical**

Version: 1

P.O. Box 93308

Prepared For: COUNTY OF NEWBERRY

Chicago, IL 60673-3308

Attn:

Rep: Darren Green

Email: darren.green@stryker.com

Phone Number:

Quote Date: 05/02/2022

Expiration Date: 07/31/2022

Delivery Address

Name: COUNTY OF NEWBERRY

Account #: 1283987

Address: 1309 COLLEGE ST

NEWBERRY

South Carolina 29108

End User - Shipping - Billing

Name: COUNTY OF NEWBERRY

Account #: 1283987

Address: 1309 COLLEGE ST

NEWBERRY

South Carolina 29108

Bill To Account

Name: COUNTY OF NEWBERRY

Account #: 1185007

Address: PO BOX 156

NEWBERRY

South Carolina 29108-0156

Equipment Products:

| # | Product | Description | Qty | Sell Price | Total |
|------------------|--------------|--|-----|-------------|-------------|
| 1.0 | 650705550001 | 6507 POWER PRO 2, HIGH CONFIG | 1 | \$24,913.90 | \$24,913.90 |
| 2.0 | 650707000002 | Lithium-Ion Battery | 1 | \$702.90 | \$702.90 |
| 3.0 | 650700450301 | ASSEMBLY, BATTERY CHARGER | 1 | \$1,005.93 | \$1,005.93 |
| 4.0 | 650700450102 | ASSEMBLY, POWER CORD, NORTH AM | 1 | \$22.98 | \$22.98 |
| 5.0 | 639005550001 | MTS POWER LOAD | 1 | \$23,984.32 | \$23,984.32 |
| 6.0 | 99576-000063 | LUCAS 3, v3.1 Chest Compression System, Includes Hard Shell Case, Slim Back Plate, (2) Patient Straps, (1) Stabilization Strap, (2) Suction Cups, (1) Rechargeable Battery and Instructions for use With Each Device | 1 | \$14,379.82 | \$14,379.82 |
| 7.0 | 11576-000071 | LUCAS External Power Supply | 1 | \$334.44 | \$334.44 |
| 8.0 | 11576-000080 | LUCAS 3 Battery - Dark Grey - Rechargeable LiPo | 1 | \$646.48 | \$646.48 |
| 9.0 | 11576-000046 | LUCAS Disposable Suction Cup (3 pack) | 1 | \$126.42 | \$126.42 |
| Equipment Total: | | | | | \$66,117.19 |

Trade In Credit:

| Product | Description | Qty | Credit Ea. | Total Credit |
|---------------|--|-----|-------------|--------------|
| TR-SPCOT-PPXT | TRADE-IN-STRYKER POWER COT TOWARDS PURCHASE OF POWERPRO XT | 1 | -\$2,500.00 | -\$2,500.00 |

ProCare Products:



**PowerPRO 2 (x1), PowerLOAD (x1), LUCAS
3.1 (x1)**

Quote Number: 10525669

Remit to: **Stryker Medical**

Version: 1

P.O. Box 93308

Prepared For: COUNTY OF NEWBERRY

Chicago, IL 60673-3308

Attn:

Rep: Darren Green

Email: darren.green@stryker.com

Phone Number:

Quote Date: 05/02/2022

Expiration Date: 07/31/2022

| # | Product | Description | Qty | Sell Price | Total |
|-----------------------|----------|--|-----|------------|-----------------|
| 11.0 | 78000171 | LIFENET Asset, per device | 1 | \$103.66 | \$103.66 |
| 12.1 | 77500017 | Smart Equipment Management (SEM) for Power-PRO 2 for 6507 POWER PRO 2, HIGH CONFIG | 1 | \$85.13 | \$85.13 |
| ProCare Total: | | | | | \$188.79 |

Price Totals:

| | |
|-------------------------------|--------------------|
| Estimated Sales Tax (0.000%): | \$0.00 |
| Freight/Shipping: | \$0.00 |
| Grand Total: | \$63,805.98 |

Prices: In effect for 90 days

Terms: Net 30 Days

Contact your local Sales Representative for more information about our flexible payment options.

PENDING APPROVAL

Capital Terms and Conditions:

Deal Consummation: This is a quote and not a commitment. This quote is subject to final credit, pricing, and documentation approval. Legal documentation must be signed before your equipment can be delivered. Documentation will be provided upon completion of our review process and your selection of a payment schedule. Confidentiality Notice: Recipient will not disclose to any third party the terms of this quote or any other information, including any pricing or discounts, offered to be provided by Stryker to Recipient in connection with this quote, without Stryker's prior written approval, except as may be requested by law or by lawful order of any applicable government agency. A copy of Stryker Medical's Acute Care capital terms and conditions can be found at https://techweb.stryker.com/Terms_Conditions/index.html. A copy of Stryker Medical's Emergency Care capital terms and conditions can be found at <https://www.strykeremergencycare.com/terms>.

PENDING APPROVAL

PROPOSAL

Emergency Transportation Associates, LLC
724 West Main Street
Rock Hill, SC 29730
800-517-1303
contact@joineta.com



EMERGENCY TRANSPORTATION ASSOCIATES

PREPARED FOR

Newberry County Rescue

1309 College Street
Newberry, SC 29108

scott.leagan@newberryhospital.net

(803) 271-8113

PROJECT INFORMATION

Project ID: **rec8RkkyCNUIX0nns**

Project Type: **Type I Remount**

CHASSIS/MODULE

Chassis Manufacture: **Dodge Ram**

Chassis Model: **D4500**

Module Manufacture: **Road Rescue**

FINANCIAL BREAKDOWN

Project Cost: **\$160,825.56**

Deliveries are to be scheduled 90-120 days AROC

PREPARED BY:

[Eric Vogl Sr \(evogl@joineta.com\)](mailto:evogl@joineta.com)

Emergency Transportation Associates, LLC

www.emergencytransportationassociates.com



TERMS & ACCEPTANCE

Emergency Transportation Associates, LLC
724 West Main Street
Rock Hill, SC 29730
800-517-1303
contact@joineta.com



EMERGENCY TRANSPORTATION ASSOCIATES

INVOICING AND PAYMENT TERMS: Vendor shall submit one (1) original invoice per payment due. The invoice(s) shall include the items listed in accordance with the quote mentioned in the Sale Agreement with reference to the Customer's Purchase Order Number.
If the Sale Agreement provides for any progress (or advance) payments based on specific milestones or activities, Vendor's invoice shall certify to the accomplishment or performance by Vendor of said milestone or activity, and that Customer has obtained a security interest in such Products to the extent of such payment.
Payment shall be due upon receipt of the invoice and delivery of the unit to the Customer unless previously negotiated.

Payments can be made by check or wire transfer . If the customer plans to pay by check please make the check out to Emergency Transportation Associates, LLC.

If the customer plans on making payment via wire transfer please use the information listed below;

Wire Transfer Account Number: 2230 2568 4550

Wire Transfer ABA/Routing Number: 026009593

Bank of America Address: Bank of America, NA 222 Broadway New York, New York 10038

If payment is made via wire transfer please email evogl2@joineta.com the confirmation number along with the vehicle job ID number which is listed on the first page of this document.

DELIVERY TERMS: The products listed in the estimate are to be delivered Free On Board (FOB)

Destination to Rock Hill, SC. Customer representative(s) will pick up the unit at upfitter location, 724 West Main Street Rock Hill, SC 29730 and transport it to their final destination at customer expense unless otherwise specified in the Vendor quote.

PROPRIETARY INFORMATION, CONFIDENTIALITY AND ADVERTISING: All commercial,

financial or technical information in any form that Vendor provides to Customer shall be deemed proprietary and confidential and Customer shall not disclose such information to third parties without Vendor's written consent. Termination of the Sale Agreement shall not relieve Customer of this confidentiality obligation. Upon Vendor's request, Customer shall return all confidential information to Vendor along with any reproductions, in whole or in part. The confidentiality obligation does not apply to information that is in the public domain through no fault of Customer or to information lawfully within Customer's possession prior to the date of the Purchase Order, as evidenced by Customer's written records

ACCEPTANCE & SIGNATURES

In order to move forward and procure your vehicle order and production slot please sign below and place your initials in the lower right corner of every page and return this proposal back to your Sales Associate at the email address listed on the first page of the proposal. We look forward to working with you and your department on your project.

| | |
|--|---------------------------------|
| Print Name Eric Vogl Sr (evogl@joineta.com) | Print Name <input type="text"/> |
| Signature: | Signature: |
| Date: | Date: |
| Emergency Transportation Associates, LLC | Newberry County Rescue |



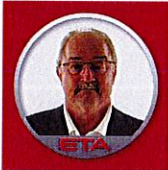

SCOPE OF WORK








Emergency Transportation Associates, LLC
724 West Main Street
Rock Hill, SC 29730
800-517-1303
contact@joineta.com



EMERGENCY TRANSPORTATION ASSOCIATES

Pictures of unit to be remounted

| Category | Qty | Part Name | Vendor | Part Number | Picture | Description |
|-----------------|-----|-------------------------------------|--|--------------------------|---|---|
| Sales Associate | 1 | Eric Vogl Sr. | Emergency Transportation Associates, LLC | |  | |
| Chassis | 1 | Dodge Ram 4500 4x4 | Dodge | | | |
| Chassis Options | 1 | Suspension - Liquid Springs - Rear | Liquid Springs | |  | <p>Experience a smoother, more compliant ride with safer handling with LiquidSpring's new suspension system. With CLASS® technology, or Compressible Liquid Adaptive Suspension System, LiquidSpring is the next generation vehicle suspension system. LiquidSpring's technology utilizes a strut with a compressible liquid as the spring/damping medium and a sophisticated on-board microprocessor to adapt the entire vehicle's response to road variations and the driver.</p> <p>Customer paid deposit.</p> |
| Chassis Options | 1 | Battery Switch | Emergency Transportation Associates, LLC | ETA_Batt_Switch_Transfer | | Transfer Existing |
| Chassis Options | 1 | Cab Seal | | | | Type I or Type III |
| Chassis Options | 1 | Exhaust | Specialty Welding | Weld_Exhaust | | Modify to Match Body (Per QVM Guidelines) |
| Chassis Options | 1 | Mud Flaps - Black Rubber | | FLAPM-01 | | |
| Chassis Options | 1 | Undercoat - 3m (Per QVM Guidelines) | Emergency Transportation Associates, LLC | Undercoat | | |
| Chassis Options | 1 | Demount | Emergency Transportation Associates, LLC | DMT_ETA | | Inspect all surfaces and framing |



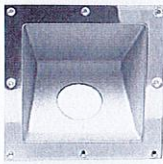


| | | | | | | |
|-----------------|---|---|--|-----------------|---|--|
| Chassis Options | 1 | Back Up Alarm | Feniex Industries | BA-0119 |  | Sound the alarm with the Feniex Shield 14W, a dependable, affordable solution to protect any work site or construction zone. This 97dB (+/-10dB) back-up alarm/beeper is dust, moisture and vibration-proof. |
| Chassis Options | 1 | Chassis Harness - Wiring - Transfer | Emergency Transportation Associates, LLC | ETA_Harness_Tfr | | |
| Chassis Options | 1 | Console - Arm Rest (Set of 2) | Havis | C-ARM-102 |  | |
| Chassis Options | 1 | Door - Unlock Button - Grille | | | | |
| Chassis Options | 1 | Running Boards - Lights -LED (Set of 2) | Ambulance Armor | |  | |
| Chassis Options | 1 | Back Up Camera - 1 Reverse Camera / OEM Dodge | | |  | |
| Chassis Options | 1 | Console - Computer Mount (bases only) | | | | |
| Chassis Options | 1 | Console - Type I - Dodge | Ambulance Armor | |  | Aluminum Switch Console - Includes 2 Cup holders, Map STG., and 3 Glove Box STG. Room for Siren and Radios |
| Chassis Options | 1 | Grille Guard - Truck Defender | Truck Defender | | | |
| Chassis Options | 1 | Running Boards - Type I - Reg Cab (2) | Ambulance Armor /TGT | |  | |
| Chassis Options | 1 | Wheel Covers - Ford F450 & 550 | Pacific Dually | 43-1950 |  | |
| Module Exterior | 1 | Exterior - Splash Guards | Ambulance Armor | AA_SG | | |
| Module Exterior | 1 | Fuel Fill Hose | | | | A new fuel fill hose and copper |

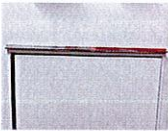

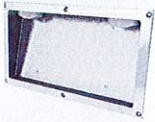




Module Exterior

"Neck"

plumbing shall be installed to fit the module. Special effort shall be applied to ensure proper fill all to tank, per ford QVM guidelines.








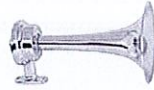

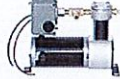




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|-----------------|-----|---|---|------------------|--|
| Module Exterior | 1 | Module Remounter | Emergency Transportation Associates, Lc | RMT_ETA | |
| Module Exterior | 1 | Exterior - Corner Guards - Tread Plate (Set of 4) | Ambulance Armor | AA.CG | |
| Module Exterior | 1 | Exterior - Kick Plate | Ambulance Armor | AA.KP | |
| Module Exterior | 1 | Exterior - Rub Rails / C Channel w/Refl Tape | Ambulance Armor | AA.RR | Option comes with reflective Tape (Need Color) |
| Module Exterior | 1 | Compartment Interior - Dry Deck | Dry Deck | | |
| Module Exterior | 1 | Compartment Interior - Rhino Coat - ALL | SFI | ICC_RC_IC | |
| Module Exterior | 1 | Door Hold Opens - Side Entry Door/ 30lb / J Arm | Austin Hardware | AH-DC5-j-1511-ss |  |
| Module Exterior | 1 | Fenderettes - Black Rubber (Set of 2) | | GSX178BLK |  |
| Module Exterior | 1 | Fuel Fill - CAST Products - Filler | CAST Products | FG5301-1-263 |  |
| Module Exterior | 1 | Rear Bumper w/ Flip Up Step -New | Ambulance Armor | |  |
| Module Exterior | 150 | Weather-strip - Price Per Ft | | | New weather strip to be installed. Purchasing to cross reference manufacture to ensure proper material is ordered. |
| Module Exterior | 1 | A1 Module Changeover - I to I | TGT | I_I | |
| Module Exterior | 1 | Module Manufacture - Road Rescue | | | |
| Module Exterior | 2 | Door Hold Opens - Rear Grabbers - 4.5" (2) | Austin Hardware | |  |


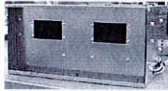
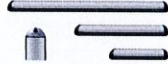

| | | | | | |
|-------------------|---|---|--|--------------------------------|---|
| Module Exterior | 1 | Exterior Drip Rail - Exterior (24ft) | Emergency Transportation Associates, LLC | DIE74T |  |
| Module Exterior | 1 | Entry Door Liners - Lower "Smooth" 1/2 Chevrons (3) | | | |
| Module Exterior | 1 | Step - Electric Zico / Retractable Side Door Mount | Zico | VS-24-9 |  |
| Module Exterior | 1 | Tag Bracket - CAST Products W/ 2 LED Lights | CAST | LP0002-1-C-CHA |  |
| Module Exterior | 2 | Fuel Fill - Spill Guard / Tread Plate (1) | Ambulance Armor / TGT | |  |
| Module Exterior | 1 | Fuel Fill - CAST Products "DEF Fill" copy | CAST Products | FG4202-1-163 | |
| Exterior Lighting | 7 | ICC/DOT - TecNiq 3/4 PC - AMBER | TecNiq | S37-AA-9A -1 | |
| Exterior Lighting | 7 | ICC/DOT - TecNiq 3/4" PC - RED | TecNiq | S37-RR-90-1 | |
| Exterior Lighting | 6 | Load/Scene Lights - Whelen - M9 Series LED | Whelen | m9lzc |  |
| Exterior Lighting | 2 | Marker Lights - TecNiq 2.5' Red Round LED | TecNiq | rr00-1, s10-rr-1, s10-10-g-001 | |
| Exterior Lighting | 2 | Whelen BTT - Turn Signals - Whelen - M6 Series LED | Whelen | M6T | |
| Exterior Lighting | 8 | Whelen - M6 - Bezel | Whelen | m6fc | |
| Exterior Lighting | 2 | Whelen - M6 - LED Red with Clear Lens | Whelen | m6r |  |
| Exterior Lighting | 6 | Whelen - M7 - Conversion Bezel | Whelen | m7fc700 | |
| Exterior Lighting | 6 | Whelen - M7 - LED Red with | Whelen | m7rc |  |

Clear Lens

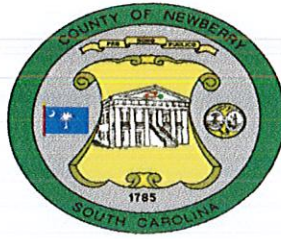


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|---------------------|----|--|--|-----------------------------|---|
| Exterior Lighting | 18 | Whelen - M9 - Conversion Bezel | Whelen | m9fc900 | |
| Exterior Lighting | 1 | Whelen - M9 - LED Amber with Clear Lens | Whelen | m9ac |  |
| Exterior Lighting | 3 | Whelen - M9 - LED Clear with Clear Lens | Whelen | m9c |  |
| Exterior Lighting | 12 | Whelen - M9 - LED Red with Clear Lens | Whelen | |  |
| Exterior Lighting | 2 | Whelen BTT - Brake Lights - M 6 Series LED | Whelen | 60btt | |
| Exterior Lighting | 2 | Whelen BTT Backup Lights - M6 LED | Whelen | M6BUW | |
| Exterior Electrical | 7 | Compartment Lights - TecNiq - 4' LED/Cool White | TecNiq | eo6ws00-1 |  |
| Exterior Electrical | 1 | PCP & Modular Wiring - New Circuit Breaker Solenoids, Relays & Fuses | | | |
| Exterior Electrical | 1 | Shoreline - Kussmaul - 20 amp Super Auto Eject RED | Kussmaul | 091-55-120 // 091-55-20-120 |  |
| Paint & Graphics | 1 | Paint - Ford White | Emergency Transportation Assocaites, Lc | Paint_Ford_W | |
| Paint & Graphics | 1 | Graphics - Match Customers Current Fleet | Emergency Transportation Associates, LLC | Graphics_Match | |
| | 1 | Air Horns | Buell | 1061 | |

| | | | | | |
|-----------------------------|---|--|--|---------------|---|
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - 10 Inch Trumpet | Buell | 1061 |  |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - 12 Inch Trumpet | Buell | 1062 |  |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - 12v Compressor | Buell | 5440 |  |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - 12Volt Solenoid Valve | Buell | 42076 |  |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - Air Tank / 3 Gallon | Buell | 2244 |  |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - Connectors (2) | Buell | 010-681x5 | |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - Drain Cock | Buell | | |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - Elbows (2) | Buell | | |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - Switch - Foot Pedal | Buell | |  |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - Switch - Momentary Style In Console | Buell | | |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - T-Fitting | Buell | 010641x5 | |
| Airhorns, Sirens & Speakers | 1 | Air Horns - Buell - Tubing / 50 ft | Buell | 010- 2105 | |
| Airhorns, Sirens & Speakers | 1 | Siren - Whelen - 295hfsc9 - Dual Tone | Whelen | 295hfsc9 | |
| Airhorns, Sirens & Speakers | 2 | Speakers - Whelen - 100 Watt Behind Grille with brackets (2) | Whelen | SA315P, SAK32 |  |
| Module Interior | 1 | Formica | Emergency Transportation Associates, LLC | ETA_Formica | Preform Minor Repair |
| Module Interior | 1 | Floor Tresholds - St/ST w/Grip Tape - New | | | |

| | | | | | |
|-----------------|---|--|--|-------------------|---|
| Module Interior | 1 | Flooring - Ionplate II-424tx - Gun Metal - Inc Two New Thresholds | Lonseal | P424 | |
| Module Interior | 1 | Glove Holder - Over side entry - Holds Three Boxes | | | |
| Module Interior | 1 | Risers - 12 inch - Stainless Steel (Left Wall) | Ambulance Armor | | |
| Module Interior | 1 | Risers - 12 inch - Stainless Steel (Squad Bench) | Ambulance Armor | | |
| Module Interior | | IV - Heater | | | |
| Module Interior | 1 | White Board - Squad Bench Wall | | | |
| HVAC | 1 | A ETA Condenser Shroud - Module Front -May add Lights | Emergency Transportation Associates, LLC | | |
| HVAC | 1 | AC/Heat-Hoseline-"Top Body" Condenser | Hoseline | | |
| HVAC | 1 | Inverter-Vanner 1000W W/Bat Charger | Vanner | 004-20-1050CUL-DC |  |
| HVAC | 1 | Refrigerator-"Avanti"-110/12 Volt | Amazon | SHP1712SDC-IS | |
| HVAC | 1 | AC/Heat-Hoseline Dodge 4500 12V | Hoseline, Inc | |  |
| Interior | 2 | Action Area Light- LED Tecniq-13" Bar (1) | TecNiq | E35-WB0S-1 |  |
| Interior | 1 | Cabinet Lighting - LED's in each Interior Cabinet w/ On-Off Switch | | | |
| Interior | 1 | Clock-LED | | 152-CA-225-BR | |
| Interior | 8 | Dome Light-Round LED / Chrome Ring | TecNiq | E08-WC00-1 | |
| Interior | 4 | Fluorescent-LED 18" Conversion Kit-White (2) | TecNiq | 031-E39-L000-1 |  |

| | | | | |
|----------|---|---|---|----------|
| Interior | 1 | Radio Transfer | | |
| Interior | 2 | Radio-Add New Power and Ground W/ 40 Amp Breaker | | |
| Interior | 1 | Radio-Rear AM/FM Fader (1) | | |
| Interior | 1 | Radio-Rear Speakers (2) | | |
| Interior | 2 | Receptical- 110V Outlet Duplex W/ Stainless Cover | | |
| Interior | 2 | Receptical- 12V Outlet USB Style (1) | | |
| Interior | 1 | Strip Lights - Lower Left Wall / Squad Bench | TecNiq | |
| Interior | 1 | Timer-30 Minute / Twist Type | AMZ | SW30MK |
| Loose | 1 | Fuel | Emergency Transportation Associates, LLC | ETA_Fuel |
| Warranty | 1 | Electrical | | |
| Warranty | 1 | Paint | | |
| Warranty | 1 | Remount Conversion | | |



**Newberry County
Administration**
1309 College Street
Newberry, SC 29108
803-321-2100

Agenda Briefing

| | |
|---|----------------------------------|
| Prepared By: Tommy Long | Title: Newberry Rescue Ambulance |
| Department: 07300 Rescue | Division: |
| Date Prepared: 5-6-22 | Meeting Date: 5-18-22 |
| Legal Review NA | Date: |
| Budget Review: Discussed at Previous meeting | Date: 5-10-22 |
| Approved for Consideration: | Date: |
| Request Consideration by Committee / County Council | |
| Subject: Remount of Ambulance | |

STAFF'S RECOMMENDED ACTION: Attached Bid from Vendor. Already have a remount awarded for EMS from this vendor. This will complete remount as well as include optional equipment for Ambulance. \$224,631.54 Budget amount is \$225,000.00.

FIDUCIARY:

| | | | | |
|---|--|-----|--|----|
| Are Funds allocated in the department's current fiscal year budget? | | Yes | | No |
| If no, is a budget amendment necessary? | | Yes | | No |

ADDITIONAL FISCAL/BUDGETARY MATTERS TO CONSIDER:

COUNTY ATTORNEY'S OFFICE FEEDBACK/POSSIBLE AREA (s) OF LEGAL EXPOSURE:

SUMMARY DISCUSSION:

ADDITIONAL COMMENTS FOR CONSIDERATION:

ATTACHMENTS:

PEACH STATE

TRUCK CENTERS

EMERGENCY VEHICLES

Tommy Long

Newberry County Fire

Newberry SC 29108

04-MAY-2022

Tommy,

This letter is to confirm the following price for the 2nd 2022 Fouts Bros Brush Truck without the CET pump is good for 30 days. The pricing provided will include the Bid/Performance Bond, which can be adjusted for 2 trucks providing the order be entered with the original truck presented on BID 2022-02. If the PO for the Bid 2022-02 cannot be adjusted, we would need a letter of intent to purchase the 2nd truck on a separate order at that time.

Thank you again for your consideration

Total Price for Bid 2022-02: \$156,538.72

Total price for 2nd unit/ no pump: \$140,109.00

Ron J. Cheves

Peach State Truck Centers

Emergency Vehicles, South Carolina

**NEWBERRY COUNTY COUNCIL
BUDGET WORK SESSION
MINUTES
APRIL 20, 2022**

Newberry County Council met on Wednesday, April 20, 2022, at 4:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a budget work session.

Notice of the meeting was duly advertised, as required by law.

PRESENT: Todd Johnson, Chairman
Les Hipp, Vice-Chairman
Mary Arrowood, Council Member
Henry H. Livingston, III, Council Member
Johnny Mack Scurry, Council Member
Christopher Inglese, County Administrator
Karen Brehmer, Deputy County Administrator

ABSENT: Travis Reeder, Council Member
Robert N. Shealy, Council Member
Debbie S. Cromer, Finance Director
Susan C. Fellers, Clerk to Council

MEDIA: Andrew Wigger, Newberry Observer

Mr. Johnson called the meeting to order at 4:04 p.m. and determined a quorum to be present.

Mr. Livingston had the invocation followed by the Pledge of Allegiance.

1. Additions, Deletions and Adoption of the Agenda

There being no additions or deletions to the Agenda, Mr. Scurry moved to adopt the Agenda, as presented; seconded by Mr. Livingston. Vote was unanimous.

2. Discussion of the FY 2022-2023 Budget

Items discussed were as follows:

- Millage for FY21-22 was 127.1; proposed millage for FY22-23 would be 128.6. County portion ONLY of millage increase would be 1.5 mills. The County has no control over any millage increase by the School District.
- Total budget for FY21-22 was \$27,354,795; total proposed budget for FY22-23 would be \$28,835,189.
- \$55,000 has been budgeted for professional services for a parks master plan to determine the needs and to seek guidance.
- An emergency study of the county as whole with options to Council to create a unified district has been recommended to include a study of personnel for emergency services. This would help to preserve ISO ratings.
- Cost of Living Adjustment of 3% across the board for all employees, with an additional 3% for Newberry County Detention Center employees and Public Works employees.
- Council inquired as to whether ARP funds could be used for emergency equipment.
- The Public Defender asked for additional money. Can this money come from the ARP funds as a one-time payment.
- Money for Clerk to Council was moved to the Administration Budget, and Mr. Livingston requested that these funds be moved back under County Council.
- The following new positions are included in the budget: (1) CPA/CFO at a cost of \$115,000 plus benefits; (2) Payroll Assistant; (3) Grants Writer; and (4) I.T. Director. Council questioned as to how we know where these positions fall until the compensation study is completed.
- The Economic Development Assistant is not in the proposed budget. Mr. Inglese felt a strategic plan was needed to move forward in this department. The money for the Assistant goes into the general fund but Mr. Livingston felt this position needed to be in the budget because Economic Development brings a lot of money into Newberry County. Mr. Livingston was also opposed to rotating interns in the Economic Development office.
- Mr. Johnson requested that the Purchasing Ordinance be revisited regarding the limit that can be approved by the Administrator before coming before County Council.
- Software upgrades for Assessor and Clerk of Court, as well as timekeeping.
- Possible increase for recycling attendants, who are currently paid \$15.50 per hour.

- Mrs. Arrowood felt using FILOT for recreational purposes could be bad if companies go out of business.
- Impact of loss of revenue on Public Safety and Recycling.

3. Public Comments

No comments.

4. Adjournment

There being no further discussion, Mr. Hipp moved to adjourn; seconded by Mr. Livingston.

Mr. Johnson declared the meeting adjourned at 5:41 p.m.

NEWBERRY COUNTY COUNCIL

Todd Johnson, Chairman

Susan C. Fellers, Clerk to Council

Minutes Approved: _____

**NEWBERRY COUNTY COUNCIL
MINUTES
APRIL 20, 2022**

Newberry County Council met on Wednesday, April 20, 2022, at 6:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a regular scheduled meeting.

Notice of the meeting was duly advertised, as required by law.

PRESENT: Todd Johnson, Chairman
Les Hipp, Vice-Chairman
Mary Arrowood, Council Member
Henry H. Livingston, III, Council Member
Robert N. Shealy, Council Member
Johnny Mack Scurry, Council Member
Christopher Inglese, County Administrator
A.J. Tothacer, Jr., County Attorney
Karen Brehmer, Deputy County Administrator

ABSENT: Travis Reeder, Council Member
Debbie S. Cromer, Finance Director
Susan C. Fellers, Clerk to Council

MEDIA: Andrew Wigger

Mr. Johnson called the meeting to order at 6:00 p.m. and determined a quorum to be present.

The invocation and Pledge of Allegiance was led by Council.

1. Additions, Deletions and Adoption of the Agenda

There being no additions or deletions to the Agenda, Mr. Scurry moved to adopt the Agenda, as presented; seconded by Mr. Livingston. Vote was unanimous.

2. Ordinance #04-06-2022: An Ordinance amending the Zoning Ordinance of the County of Newberry adopted June 16, 2016, so as to amend the zoning map acting on a request to amend the official zoning map established and

codified in Chapter 153 of the County of Newberry Code of Ordinances, so as to rezone one (1) real estate parcel Nineteen and seventy-two hundredths (19.72) acres designated as TMS Parcel No. 653-61 from RS-Single Family Residential to R2-Rural.

a. Second Reading

Mr. Livingston moved to approve second reading; seconded by Mr. Hipp. Vote was unanimous.

- 3. Ordinance #04-09-2022: An Ordinance establishing minimum rules and regulations to regulate the disposal of garbage, refuse and other trash in Newberry County and providing penalties for violation of this Ordinance.**

a. First Reading

Mr. Hipp moved to approve first reading; seconded by Mrs. Arrowood.

Mr. Hipp said changes need to be made as discussed. Mr. Inglese said the changes will be made before second reading. Mr. Livingston wants to see the changes before voting for this ordinance.

There being no further discussion, Mr. Johnson called for the vote. Voting for first reading: Council Members, Johnson, Hipp, Arrowood, Shealy and Scurry. Voting against first reading: Council Member Livingston. Motion passed by majority vote.

- 4. Ordinance #04-07-2022: An Ordinance to provide appropriations for the fiscal year beginning July 1, 2022, and ending June 30, 2023, for the Newberry County Budget for County Ordinary purposes and for other County purposes for which the County may levy a tax on all taxable personal and real property in Newberry County for all county purposes, including sufficient tax to pay the principal and interest on outstanding indebtedness of Newberry County payable during said fiscal year; to provide for matters relating to said taxes and other revenues received by the County during said fiscal year, and to provide for borrowing an anticipation for tax collections by the issuance of one or more tax anticipation notes, if necessary.**

a. First Reading

Mr. Hipp moved to approve first reading; seconded by Mr. Shealy.

Mr. Livingston stated he would not vote for the budget as it is now.

There being no further discussion, Mr. Johnson called for the vote. Voting to approve first reading: Council Members Johnson, Hipp and Shealy. Voting against first reading: Council Members Scurry, Livingston and Arrowood. Tied Vote.

Mr. Tothacer advised that approval of the budget is on a tight schedule, and if first reading fails, then it will be thrown off schedule.

Mr. Livingston stated he would redact his vote to move forward against and moved to reconsider first reading; seconded by Mr. Shealy. There being no further discussion, Mr. Johnson called for the vote to reconsider approval of first reading. Voting for first reading: Council Members Johnson, Hipp, Livingston and Shealy. Voting against first reading: Council Members Arrowood and Scurry. Approval of first reading passed by majority vote.

- 5. Ordinance #04-08-2022: An Ordinance to provide appropriations for the fiscal year beginning July 1, 2022, and ending June 30, 2023, for Newberry County Library, Piedmont Technical College, and the Newberry Agency for Disabilities and Special Needs; to provide for the levy of taxes on all taxable personal and real estate properties in Newberry County for said purposes; to provide for the expenditure of said taxes and other revenues received by the County during said fiscal year for said purposes.**

- a. First Reading**

Mr. Livingston moved to approve first reading; seconded by Mr. Hipp. Vote was unanimous.

- 6. Council to consider the purchase of a brush truck for the Whitmire Fire department.**

Mr. Johnson appreciated the effort Mr. Inglese and staff put forth in arranging this funding. Mr. Inglese stated an Ordinance would be needed in order to reallocate the funds. Mr. Livingston asked about using the ARP funds but Mr. Inglese stated the funding was coming from unused bond funds.

Mrs. Arrowood moved to approve the reallocation of funding for the brush truck for Whitmire Fire Department; seconded by Mr. Shealy. Vote was unanimous.

7. Council to authorize the County Administrator and Human Resources Director to extend an offer for the position of Clerk to Council.

Mr. Shealy moved to authorize the offer of the position of the Clerk to Council; seconded by Mrs. Arrowood.

Mr. Inglese stated this item was necessary in order to make technical corrections from the prior meeting. He also advised the position had been offered and accepted by the candidate.

8. Executive Session:

Code Section 30-4-70(a) of the Code of Laws of SC, as amended, 1976:

(1) Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim.

Mr. Shealy moved to go into Executive Session for the above-stated reasons; seconded by Mr Livingston. Vote was unanimous.

EXECUTIVE SESSION

6:21 P.M. - 6:46 P.M.

Mr. Shealy moved to return to open session; seconded by Mrs. Arrowood. Vote was unanimous.

Council reported they met in Executive Session for the reasons as stated above, and no action was taken.

9. Adoption of Consent Agenda:

- a. Economic Development Committee report and approval of Minutes of February 28, 2022 meeting**
- b. Approval of Central SC Alliance invoice**

- c. **County Council Minutes of March 2, 2022 meeting**
- d. **County Council Minutes of March 7, 2022 meeting**
- e. **County Council Minutes of March 16, 2022 meeting**

Mr. Shealy moved to adopt the Consent Agenda, as presented; seconded by Mr. Scurry. Vote was unanimous.

10. Appointments

Mr. Shealy moved to appoint Burt Lucas to the Board of Rural Fire Control to replace Dwight McDuffie; seconded by Mrs. Arrowood. Vote was unanimous.

11. Public Comments

Dennis Lambrose, Newberry College, thanked Council for allowing his students the opportunity to observe the meeting. Mr. Johnson expressed appreciation to them for attending tonight's meeting.

12. Comments/Requests from County Administrator

No comments.

13. Comments/Requests from Council Members

Mr. Livingston requested that Council keep Roland Kibler in prayer. Mr. Kibler is the spouse of former Clerk to Council, Jo Kibler.

Mr. Hipp had the opportunity to speak to the CPST Committee, and it is much easier to sit on this side.

Mr. Johnson requested that we keep Mr. Reeder in our prayers. He also thanked everyone for the budget preparation.

14. Future Meetings (all meetings begin at 6:00 p.m. unless otherwise noted):

- a. **Executive Committee Meeting on April 25, 2022**
- b. **Budget Work Session on April 26, 2022**
- c. **County Council Meeting on May 4, 2022**
- d. **Budget Work Session on May 10, 2022**
- e. **County Council Meeting on May 18, 2022**

15. Adjournment

There being no further business to come before Council, Mr. Shealy moved to adjourn; seconded by Mr. Hipp.

Mr. Johnson declared the meeting adjourned at 6:51 p.m.

NEWBERRY COUNTY COUNCIL

Todd Johnson, Chairman

Susan C. Fellers, Clerk to Council

Minutes Approved: _____

**NEWBERRY COUNTY COUNCIL
BUDGET WORK SESSION
APRIL 26, 2022
MINUTES**

Newberry County Council met on Tuesday, April 26, 2022, at 6:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a budget work session.

Notice of the meeting was duly advertised, as required by law.

PRESENT: Todd Johnson, Chairman (District 1)
Les Hipp, Vice Chairman (District 5)
Mary Arrowood, Council Member (District 2)
Henry H. Livingston, III, Council Member (District 3)
Robert N. Shealy, Council Member (District 4)
Johnny Mack Scurry, Council Member (District 6)
Travis Reeder, Council Member (District 7) - via ZOOM
Christopher Inglese, County Administrator
A.J. Tothacer, Jr., County Attorney
Karen Brehmer, Deputy County Administrator
Debbie S. Cromer, Finance Director
Crystal Waldrop, Procurement Director
Susan C. Fellers, Clerk to Council

OTHERS PRESENT: Ron Powell, Building Inspector
Katie Werts, Zoning Administrator
Tommy Long, Public Safety Director
Karen Lindler Smith, Treasurer
Liz McDonald, Assessor
Rick Farmer, Economic Development Director
Laura Kneece, Coroner
Mike Pisano, Public Works Director
Beth Folk, Clerk of Court
Donna Lominick, Auditor
Jessie Long, Parks and Recreation Director

Ben Chapman, Sheriff's Office
Sheriff Lee Foster

MEDIA: Andrew Wigger, Newberry Observer

Mr. Johnson called the meeting to order and determined a quorum to be present.

Mr. Scurry had the invocation followed by the Pledge of Allegiance.

1. Additions, Deletions and Adoption of the Agenda

Mr. Hipp moved to adopt the Agenda, as presented; seconded by Mrs. Arrowood. Vote was unanimous.

2. Discussion of the FY 2022-2023 Budget

Mr. Inglese asked that Theo DuBose be allowed to speak first regarding Council's inquiries as to any legal issues related to operating Parks and Recreation as a Special Fund.

Theo DuBose, advised he saw no legal impediments if Council should choose to operate Parks and Recreation as a Special Fund. There are agreements in place now with the municipalities located in Newberry County. South Carolina law requires the County to seek consent from the municipalities to charge taxes for services prior to March 1973. The purpose of these agreements is to consent for the County to impose taxes for recreational purposes. These agreements merely fostered the cooperation between the county and the municipalities that had been ongoing for a number of years.

The amount of funds received by the municipalities is formula driven based on the population and taxes brought in by each municipality. .

If the County starts cutting up its share of FILOT for recreational purposes, it would be moving that money into the municipalities when it isn't in the municipality.

Mr. Inglese requested that Council decide between the following options as to Parks and Recreation:

1. If the current funding levels and arrangements with the municipalities are satisfactory, an amendment to eliminate the Special Fund for Parks and Recreation and move it back to the General Fund would be appropriate.

2. If Council desires to set up a vehicle by which future investments can be made to deliver recreation services to rural parts of the County, then keep the Special Fund. Future investments will not be disincentivized by added payouts to municipalities at the detriment of investment to recreation in rural areas.

The consensus of Council was to go with option #1 above for the 2022-2023 fiscal year budget. Mr. Inglese was directed to prepare an amendment to remove the Special Fund for Parks and Recreation from the proposed budget.

Mr. Inglese then presented other potential amendments to Council as follows:

1. Commit to I.T. Director

It was the consensus of Council to reduce the contract services by \$39,000 and approve an I.T. Director position.

2. Commit to CPA/CFO

The final consensus of Council was to reduce this proposed budget by half, thereby funding this position for half the budget year.

3. Grants Writer

The consensus of Council was to hire a Grants Writer for one year and review during the FY24-25 budget year.

4. Other - remove yard container (Seibert Road)

Council agreed that the yard container at the Seibert Road site should be removed, which would save the county \$16,031.

Other matters discussed during budget considerations:

- Council requested that the Clerk to Council salary be moved from the Administrator's budget to the Council budget.
- Council did not feel Economic Development was a place for interns and requested that the current personnel positions in that department be maintained.
- Council felt ARP funds should be used to support EMS, law enforcement and county employees with a \$3,000 bonus to all employees to cover the gap of cost of living.
- ARP funds in the amount of \$1,500 each should be given to any volunteers (fire and rescue) who qualify.
- As to the assistant to County administrator position, maintain funding the proposed budget.
- Council agreed to a one time \$70,000 expenditure to the Solicitor's Office and a \$70,000 expenditure to the Public Defender's Office to assist with moving the backlog of cases due to Covid closure of the courts. This \$140,000 expenditure will come from the ARP funding.
- Council inquired as to the amendment to the Purchase Ordinance increasing the \$25,000 limit to \$50,000 before approval is needed from Council.

3. Public Comments

Chris Johnson spoke regarding the need to replace ambulances.

4. Comments/Requests from County Administrator

No comments.

5. Comments/Requests from County Council

Mr. Livingston mentioned possibly taking money out of the ARP funding for an ambulance.

6. Adjournment

There being no further discussion, Mr. Shealy moved to adjourn; seconded by Mr. Livingston. Vote was unanimous.

Mr. Johnson declared the meeting adjourned at 8:05 p.m.

NEWBERRY COUNTY COUNCIL

Todd Johnson, Chairman

Susan C. Fellers, Clerk to Council

Minutes Approved: _____

**NEWBERRY COUNTY COUNCIL
MINUTES
MAY 4, 2022**

The Newberry County Council met on Wednesday, May 4, 2022, at 6:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a regular scheduled meeting.

Notice of the meeting was duly advertised, as required by law.

PRESENT: Todd Johnson, Chairman
Les Hipp, Vice-Chairman
Mary Arrowood, Council Member
Henry H. Livingston, III, Council Member
Robert N. Shealy, Council Member
Johnny Mack Scurry, Council Member
Travis Reeder, Council Member - via ZOOM
Christopher Inglese, County Administrator
A.J. Tothacer, Jr., County Attorney
Karen Brehmer, Deputy County Administrator
Debbie S. Cromer, Finance Director
Crystal Waldrop, Procurement Director
Susan C. Fellers, Clerk to Council

MEDIA: Andrew Wigger, Newberry Observer

Mr. Johnson called the meeting to order at 6:00 p.m. and determined a quorum to be present.

Mr. Shealy had the invocation followed by the Pledge of Allegiance.

1. Additions, Deletions and Adoption of the Agenda

There being no additions or deletions to the Agenda, Mr. Hipp moved to adopt the Agenda, as presented; seconded by Mrs. Arrowood. Vote was unanimous.

2. Public Appearances:

a. Lee Tant, Public Affairs Manager, Cooperative Health

In the absence of Mr. Tant, Jennifer Glover Hawkins and Miranda Hartzog appeared before Council.

Ms. Hartzog updated Council on some of the things Cooperative Health has done for Newberry County during their 14 years of serving teens and adolescents in Newberry County. Some of their work includes podiatry services, radiology services, and pharmacy services. They provide a sliding fee scale in order to make health care affordable. They assist with signing up for the Affordable Health Care Act. They provide transportation when needed for health care. They provide language services and have a teen and adolescent program for ages 12 to 25.

b. John Favors, Newberry County Museum

In 2019 County Council passed a Resolution recognizing 7 law enforcement officers killed in the line of duty in Newberry County. After researching this, Mr. Favor found that the first law enforcement officer killed in the line of duty in Newberry County was a city police officer named Henry Bluford on October 19, 1874. The City of Newberry passed a Resolution honoring him and set up a fund to take care of his family.

On May 9 there will be a special ceremony to recognize all 8 officers who lost their lives in the line of duty. He requested Council's consideration of a Resolution updating the names of the law enforcement officers, including Mr. Bluford. (Resolution is on tonight's agenda for consideration by Council).

**3. Proclamation Recognizing Newberry County Correctional Officers
Appreciation Week May 1-7, 2022**

Mr. Hipp moved to adopt the Proclamation, seconded by Mrs. Arrowood. Vote was unanimous.

Mr. Johnson read the Proclamation into the record, as follows:

"Whereas, Correctional Officers in Newberry County form an integral element of the public safety team of our community; and

Whereas, our Correctional Officers provide security, supervision, treatment services, and re-entry efforts for hundreds of individual cases in the course of a calendar year; and

Whereas, in Newberry County, Correctional Officers serve a co-equal role with law enforcement, engaging in dangerous and potentially life-threatening situations every day of the week; and

Whereas, residents of Newberry County need to more fully recognize and understand the complex, dangerous, and challenging responsibilities carried out by every single staff member in the Newberry County Jail; and

Whereas, every member of the Newberry County Sheriff's Office Corrections Staff accept enormous personal and professional responsibility;

Now, Therefore, I, Todd Johnson, Chairman of the Newberry County Council, do hereby proclaim the week of May 1-7, 2022, as National Correctional Officers' Week and congratulate our Correctional Officers for their service to Newberry County."

Mr. Johnson then presented the Proclamation to Sheriff Foster and the Corrections Staff.

4. Proclamation Recognizing Newberry County Public Works Employees Appreciation Week May 15-21, 2022

Mr. Shealy moved to adopt the Proclamation, seconded by Mr. Livingston. Vote was unanimous.

Mr. Johnson read the Proclamation into the record, as follows:

"Whereas, Public Works employees focus on infrastructure and services that are of vital importance to sustainable and resilient communities and the public health, quality of life, and well-being of the people of Newberry County; and

Whereas, this infrastructure and services could not be provided without the dedicated efforts of Public Works managers and employees at all levels of government who are responsible for rebuilding, improving, and protecting our County's roadways and other structures and facilities essential for our citizens; and

Whereas, it is in the public interest for our citizens and the civic leaders in Newberry County to gain knowledge and maintain ongoing interest and understand and appreciate the importance of Public Works employees and Public Works programs in their respective communities; and

Whereas, the year 2022 marks the 62nd annual National Public Works Week sponsored by the American Public Works Association;

Be It Now Resolved that I, Todd Johnson, Chairman of Newberry County Council do hereby designate the week of May 15-21, 2022, as National Public Works Week; I urge all citizens to join with representatives of the American Public Works Association and government agencies in activities, events and ceremonies designed to pay tribute to our Public Works managers, and employees and to recognize the substantial contributions they make to protecting our health, safety, and quality of life.”

Mr. Johnson then presented the Proclamation to Mike Pisano, Public Works Director, and his employees.

5. Resolution #03-22: A Resolution Honoring Law Enforcement Officers in Newberry County who died in the line of duty.

Mr. Hipp moved to adopt the Resolution, seconded by Mrs. Arrowood. Vote was unanimous.

6. Consideration of Annual Indexing of Elected Officials' Salaries:

Newberry County Ordinance #01-01-17 provides that “absent a successful vote to the contrary by Newberry County Council at its first meeting in May, the county-funded salary portions for all county-wide elected officials shall be increased at a rate equal to the Consumer Price Index for all urban consumers (CPI-U), as determined by the Bureau of Labor Statistics (unadjusted) for the most recently reported 12 month period.

Mrs Arrowood moved that the elected officials receive the same increase as their employees; seconded by Mr. Livingston. Vote was unanimous.

7. Ordinance #04-09-2022: An Ordinance establishing minimum rules and regulations to regulate the disposal of garbage, refuse and other trash in Newberry County and providing penalties for violation of this Ordinance.

a. Second Reading

Mr. Hipp moved to approve second reading; seconded by Mrs. Arrowood. Vote was unanimous.

8. Ordinance #04-07-2022: An Ordinance to provide appropriations for the fiscal year beginning July 1, 2022, and ending June 30, 2023, for the Newberry County Budget for County Ordinary purpose and for other county purposes for which the County may levy a tax on all taxable personal and real property in Newberry County for all county purposes, including sufficient tax to pay the principal and interest on outstanding indebtedness of Newberry County payable during said fiscal year; to provide for matters relating to Newberry County; and provide for the expenditure of said taxes and other revenues received by the County during said fiscal year; and to provide for borrowing in anticipation of tax collections by the issuance of one or more tax anticipation notes, if necessary.

a. Second Reading

Mr. Hipp moved to approve second reading; seconded by Mrs. Arrowood.

The following proposed amendments were considered:

- Mr. Hipp moved to eliminate the Special Fund established for Parks and Recreation and put it back into the General Fund, seconded by Mrs. Arrowood. Vote was unanimous.
- Mr. Hipp moved to reduce the Information Technology budget for contracted services by \$39,000 in consideration of approval of an I.T. Director position thereby reducing the proposed millage revenue by a corresponding amount (-.25 mills); seconded by Mr Livingston. Vote was unanimous.
- Mr. Hipp moved to reduce County Council's budget by \$55,000 by eliminating the proposed parks Master Plan study thereby reducing the proposed millage revenue by a corresponding amount (-.3 mills); seconded by Mrs. Arrowood. Vote was unanimous.
- Mr Shealy moved to reduce Public Works contracted services budget by \$16,031 by removing the yard debris container at Seibert Road thereby reducing the proposed millage revenue by a corresponding amount (-0.1 of a mill); seconded by Mr. Hipp. Vote was unanimous.
- Mr. Livingston moved to eliminate the \$15,000 line item for interns in the Economic Development Department's budget and return \$44,436 to the personnel line item to maintain the current personnel positions (=+.25 mills); seconded by Mr. Shealy. Voting for this Motion: Council Members Scurry, Reeder, Johnson, Arrowood, Livingston and Shealy. Mr. Hipp abstained. Motion passed by majority vote.

- Mr. Hipp moved to reduce the Administrator's budget by \$74,804 to provide for one-half of a year's salary (and not a full year) for a Chief Financial Officer (-.47 mills); seconded by Mr. Shealy. Vote was unanimous.
- Mr. Livingston moved to utilize \$140,000 from available ARP funds in the Fiscal Year 2023 budget with a **ONE-TIME** \$70,000 expenditure to the Solicitor's Office and a **ONE-TIME** \$70,000 expenditure to the Public Defender to assist with moving a backlog of court cases due to the closure of courts during the Covid-19 pandemic (+\$140,000 expenditure of ARP funds); seconded by Mrs. Arrowood. Vote was unanimous.
- Mrs. Arrowood moved to increase the funding to the Council on Aging from \$50,000 to \$60,000; seconded by Mr. Livingston. Vote was unanimous.

With the above amendments, the proposed net 1.5 mill increase would be reduced to a .63 mill increase.

Mr. Johnson called for the vote on second reading as amended. Vote was unanimous.

Mr. Johnson stated for the record that he supported and voted for the budget as amended, but would abstain as to any budgetary issue concerning WTH Technology and Nicholson Business.

Lynn Stockman with the Council on Aging thanked Council for the \$10,000 increase.

- 9. Ordinance #04-08-2022: An Ordinance to provide appropriations for the fiscal year beginning July 1, 2022, and ending June 30, 2023, for Newberry County Library, Piedmont Technical College and the Newberry Agency for Disabilities and Special Needs; to provide for the levy of taxes on all taxable personal and real estate properties in Newberry County for said purposes; to provide for the expenditure of said taxes and other revenues received by the County during said fiscal year for said purposes.**

- a. Second Reading**

Mr. Livingston moved to approve second reading; seconded by Mrs. Arrowood. Vote was unanimous.

- 10. Ordinance #05-10-2022: An Ordinance to adopt a false fire alarm ordinance for the County of Newberry. This Ordinance is to encourage businesses and homeowners to maintain alarm systems properly and to provide penalties for violation of this Ordinance.**

a. First Reading

Mr. Shealy moved to approve first reading; seconded by Mrs. Arrowood. Vote was unanimous.

11. Ordinance #05-12-2022: An Ordinance amending Ordinances #10-07-19 and #05-16-20 of Newberry County to amend the use of a portion of the proceeds of the General Obligation Bond of Newberry County authorized thereby.

a. First Reading

Mr. Shealy moved to approve first reading; seconded by Mrs. Arrowood. Vote was unanimous.

12. Ordinance #05-11-2022: An Ordinance to amend the Budget Ordinance for the fiscal year 2021-2022, Ordinance #04-12-21, to provide for revised revenue and expenditure appropriations related to operating and capital purposes to provide for unanticipated cost of the purchase of a fire truck previously approved by Council.

a. First Reading

Mr. Shealy moved to approve first reading; seconded by Mr. Livingston. Vote was unanimous.

13. Council to consider the purchase of a remount ambulance

Crystal Waldrop, Procurement Director, stated only one response from Emergency Transportation Associates was received. The base bid was \$150,647.37 with the add ons for the power load Stryker stretcher and the power cot totaling \$43,189.60 The budgeted amount was \$200,000, and the base bid and the add ons are within the budgeted amount. Staff recommends approval of the bid received from Emergency Transportation Associates.

Mr. Hipp moved to accept the bid, as recommended by staff, from Emergency Transportation Associates; seconded by Mrs. Arrowood. Vote was unanimous.

14. Executive Session

Code Section 30-4-70(a) of the Code of Laws of SC, as amended, 1976:

- (1) Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim.**

Mr. Shealy moved to go into Executive Session for the above-stated reasons; seconded by Mr. Livingston. Vote was unanimous.

**EXECUTIVE SESSION
6:40 P.M. - 7:12 P.M.**

Mr. Livingston moved to return to open session; seconded by Mrs. Arrowood. Vote was unanimous.

Mr. Johnson stated that Council met in Executive Session for the reasons stated above, and no action was taken in Executive Session.

15. Adoption of Consent Agenda:

- a. Finance Committee Minutes of March 28, 2022**
- b. County Council Special Called Meeting Minutes of April 6, 2022**
- c. County Council Minutes of April 6, 2022**

Mr. Shealy moved to adopt the Consent Agenda, as presented; seconded by Mr. Scurry. Vote was unanimous.

16. Appointments

Mr. Hipp moved to appoint Dan Rhoad to the Newberry County Memorial Hospital Board; seconded by Mr. Shealy. Vote was unanimous.

17. Public Comments

No comments from the public.

18. Comments/Requests from County Administrator

Twelve applications have been received regarding the Economic Task Force. At the May 18 meeting, Mr. Inglese would like for Council to make its appointments. Appointments made by any Council Member do not have to reside in that particular member's district. He will interview two of the top scored consultants next week.

Jimmy Coggins has requested that the County start back with regular interviews with the Administrator, County Council Members, staff and anyone else. These will be held on the third Thursday of each month, beginning in June.

May 5 is the deadline for bids relating to the compensation study.

A banner will be placed on the County's website to seek responses as to what should be included on the website when updated. Input will be received through the month of May. Those responses will then be reviewed by the Administrator, Liz McDonald, Jessie Long and Rick Farmer.

Newberry County is tied with Lexington County for the lowest unemployment rate in South Carolina.

Mr Johnson inquired as to when the new Clerk to Council would be on board. Mr. Inglese said she would report for work on May 16.

19. Comments/Requests from Council Members

Mr. Reeder appreciated everything going on and for the work on the budget, and he would be glad when he could return in person.

Mr. Scurry asked that everyone be kept in prayer.

Mr. Shealy thanked everyone for the hard work.

Mr Livingston inquired as to the issue with a fire truck at the Little Mountain Fire Department and was advised that issue had been handled. He thanked everyone and specifically thanked Debbie Cromer and Karen Brehmer for their work on the budget preparation.

Mrs. Arrowood thanked everyone for their work on the budget.

Mr. Hipp thanked staff and County Council for coming together on the budget and hoped it was close enough to move forward.

Mr. Johnson attended a conference last week at which Newberry County's Auditor, Assessor and Treasurer were also present. He thanked them for the work they do for Newberry County.

20. Future Meetings (all meetings begin at 6:00 p.m. unless otherwise noted):

- a. Budget Work Session on May 10, 2022**
- b. County Council on May 18, 2022**
- c. Economic Development Committee on May 23, 2022**

21. Adjournment

There being no other matters to come before Council, Mr. Hipp moved to adjourn; seconded by Mr. Shealy. Vote was unanimous.

NEWBERRY COUNTY COUNCIL

Todd Johnson, Chairman

Susan C. Fellers, Clerk to Council

Minutes Approved: _____