



**NEWBERRY COUNTY COUNCIL
COUNTY COUNCIL AGENDA
June 15, 2022
6:00 P.M.**

Call to order: Todd Johnson, Chairman
Invocation and Pledge of Allegiance: Henry H. Livingston, Councilman

1. Additions, Deletions & Adoption of the Agenda
2. Public Appearance –
 - Jessie Long- Director of Parks and Recreation and Ginger Bracewell – National Fitness Campaign (Virtual)
 - Brenda Williams – Newberry County Memorial Hospital
3. Proclamation – Declaring June 19, 2022, as Juneteenth in recognition of the abolition of slavery in the United States of America.
4. Council to approve recommendations from the Accommodations Tax Committee – Tourism related and Promotional related
5. Ordinance No. 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 and receive revenues; to provide for the levy of taxes 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 to 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. Third and Final Reading
6. Ordinance No. 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. Third and Final Reading

7. Ordinance No. 05-17-2022 – An Ordinance acting on a request to amend the official zoning map established pursuant to the zoning Ordinance No. 12-24-01 as revised and amended by zoning Ordinance No. 6-11-16 and codified in Chapter 153 of the Newberry County Code of Ordinances, establishes zoning classification and districts so as to rezone one (1) real estate parcel totaling seven hundred and seventy-nine hundredths (.779) acres designated as TMS parcel no. 395-39 from RS – single family residential to R2 – rural.

a. Second Reading

8. Ordinance No. 05-18-2022 - An Ordinance authorizing the expenditure of Capital Project Sales Tax funds and matters relating thereto. (2017 CPST Bonds)

a. Second Reading

9. Consideration to accept bid from Satterfield Construction for road repairs of Scurry Island Road and Doc Hollow Way, in the Chappells area of Newberry County. Base bid is \$439,412.60

10. \$88,894 change order request for MCCPI – Road Extension – Alliance Engineering/Lindler Construction

11. Executive Session

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

- (1) Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body; however, if an adversary hearing involving the employee or client is held, the employee or client has the right to demand the hearing be conducted publicly. Nothing contained in this item shall prevent the public body, in its discretion, from deleting names of the other employees or clients whose records are submitted for use at the hearing.
- (2) 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.

- (3) Discussion of matters relating to the proposed location, expansion, or provision of services encouraging location or expansion of industries or other businesses in the area served by the public body.

12. Adoption of Consent Agenda

- a. Newberry County Council Minutes – June 1, 2022

13. Appointments

- a. Economic Development Task Force
- b. Joint Planning Commission – Todd Johnson to appoint Tomekia Means

14. Public Comments

15. Comments/Request from County Administrator

16. Comments/Request from Council Members

17. Future Meetings

- | | | |
|---------------------------|-----------|-----------|
| a. County Council Meeting | 7-6-2022 | 6:00 P.M. |
| b. Executive Committee | 7-11-2022 | 6:00 P.M. |
| c. County Council Meeting | 7-20-2022 | 6:00 P.M. |

18. Adjournment



NATIONAL FITNESS CAMPAIGN

2022 HEALTHY CITY CAMPAIGN BRIEFING





NATIONAL FITNESS CAMPAIGN
BROUGHT TO YOU BY



MASSACHUSETTS

BlueCross BlueShield
of Texas

BlueCross BlueShield
of Illinois

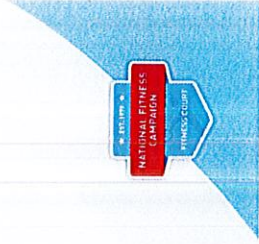


JEAN-MICHEL BASQUIAT™

2022 FEATURED ARTIST COLLECTION

Keith Haring™

2021 FEATURED ARTIST COLLECTION



WHO WE ARE

National Fitness Campaign is a San Francisco based wellness consulting firm.



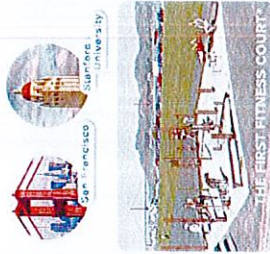
WHAT WE DO

NFC develops partnerships with cities, schools and sponsors to build healthy communities.



NATIONAL FITNESS CAMPAIGN
CAMPAIGN STORY

1979
**FITNESS COURT®
 INVENTED**



1980-2000
**CAMPAIGN
 EXPANDS**



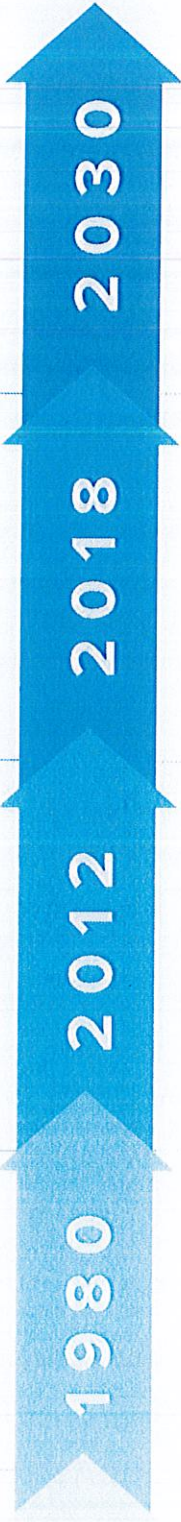
2012
**NEW CAMPAIGN &
 WORLD CLASS TEAM**



2018 - PRESENT
**WELCOMING OUR
 500TH HEALTHY
 COMMUNITY**

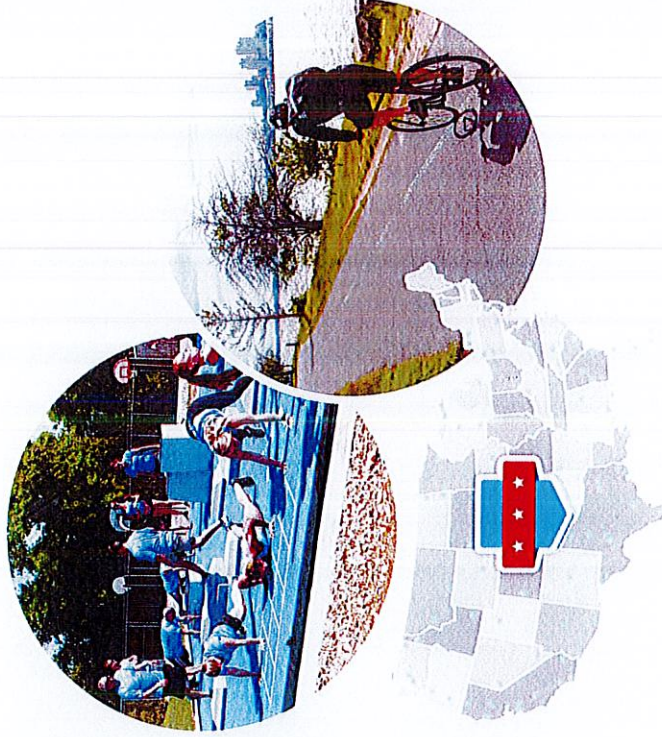


2030
**NFC REACHES 10,000
 COMMUNITIES**





NATIONAL FITNESS CAMPAIGN
CAMPAIGN MISSION



OUR MISSION

**BUILD HEALTHY COMMUNITIES BY BRINGING
PEOPLE OUTSIDE TO MOVE EVERY DAY.**

WE MAKE WORLD CLASS FITNESS FREE!



2022 CAMPAIGN OVERVIEW



A COMPREHENSIVE
COMMUNITY WELLNESS
PROGRAM



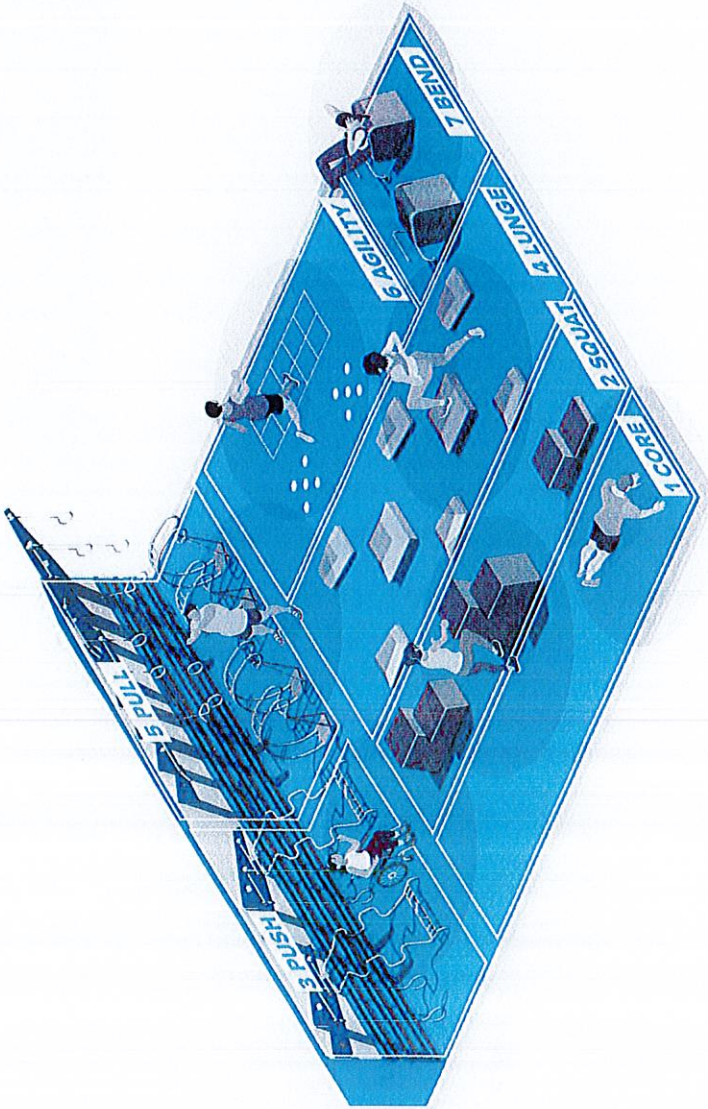
FITNESS COURT®



FITNESS COURT®
WORLDS BEST OUTDOOR GYM

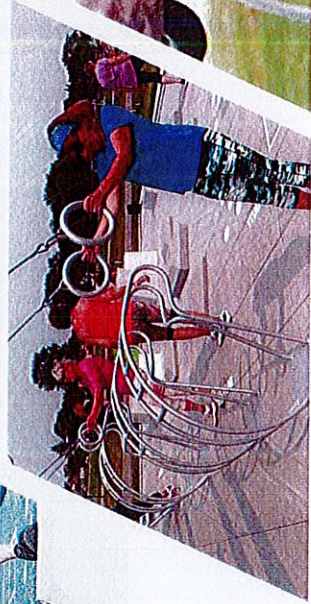
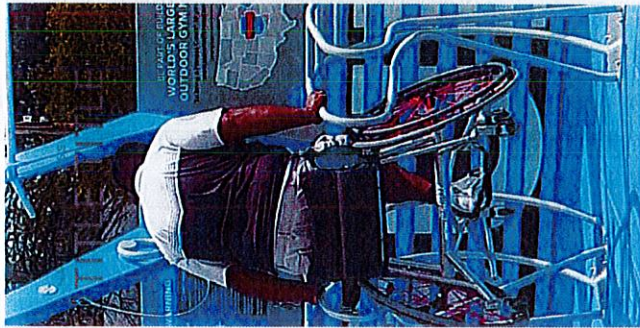


FUNCTIONAL TRAINING SYSTEM
THOUSANDS OF EXERCISES
SCIENTIFICALLY DESIGNED

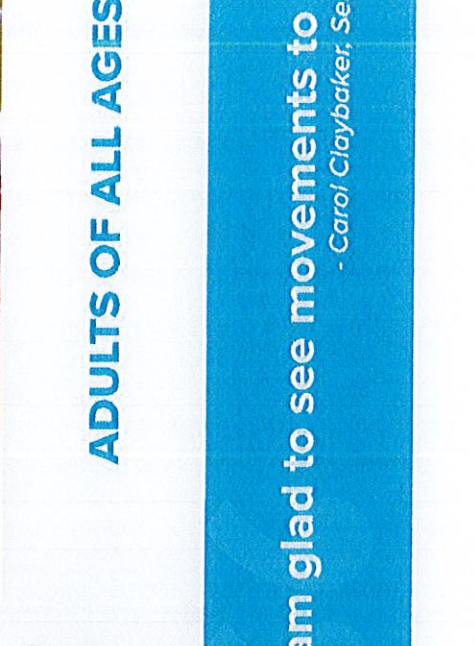


7 MOVEMENT FULL BODY WORKOUTS





 FITNESS COURT®



ADULTS OF ALL AGES AND ABILITY

I am glad to see movements to improve balance.

- Carol Claybaker, Senior Resident of Janesville, WI



FITNESS COURT® APP
CAMPAIGN SERVICES

NATIONAL FITNESS CAMPAIGN
CAMPAIGN SERVICES



PRE LAUNCH
SUPPORT

AMBASSADOR
TRAINING

MEDIA & PRESS

LAUNCH!

FREE WORKOUTS
& GROUP CLASSES

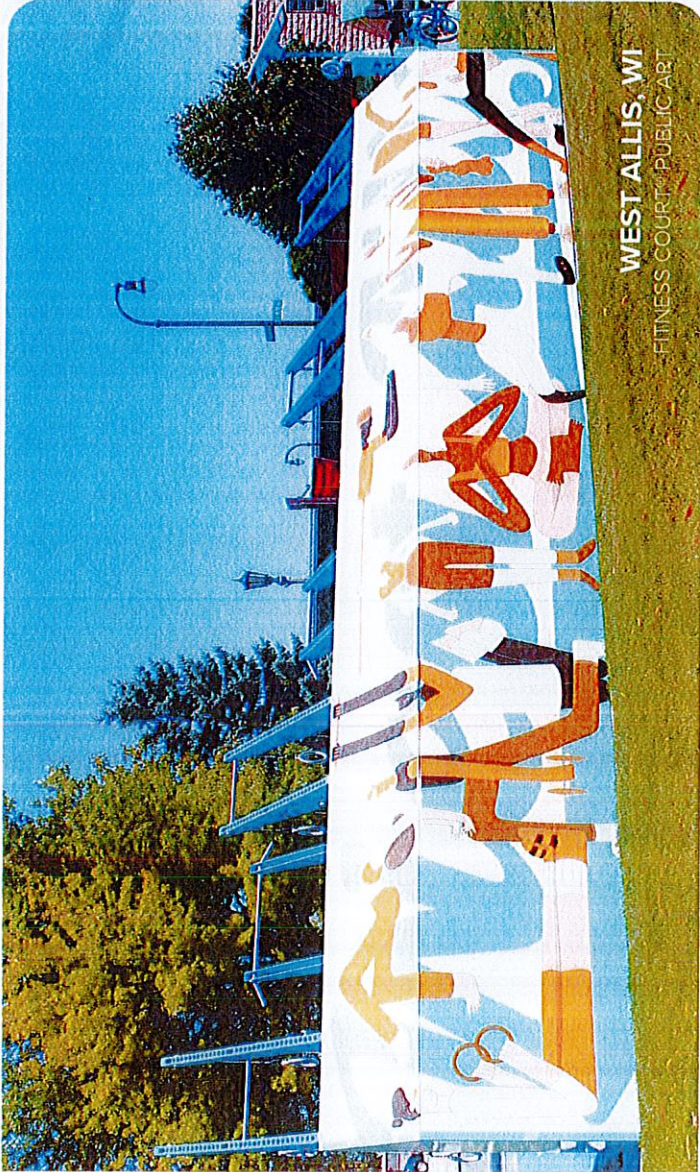
DATA & IMPACT



MECHIGAN DAY

NATIONAL FITNESS CAMPAIGN
FITNESS COURT® PUBLIC ART

Each Fitness Court® is a one-of-a-kind work of art.



FEATURED ARTIST : 2021 - KEITH HARING



LOCAL ARTIST



CUSTOM COMMUNITY DESIGNS

NATIONAL FITNESS CAMPAIGN 2022 CAMPAIGN OVERVIEW



A COMPREHENSIVE
COMMUNITY WELLNESS
PROGRAM

NATIONAL FITNESS CAMPAIGN
NFC 2022 NATIONWIDE STATUS

10,000+ Fitness Courts® coming to America by 2030



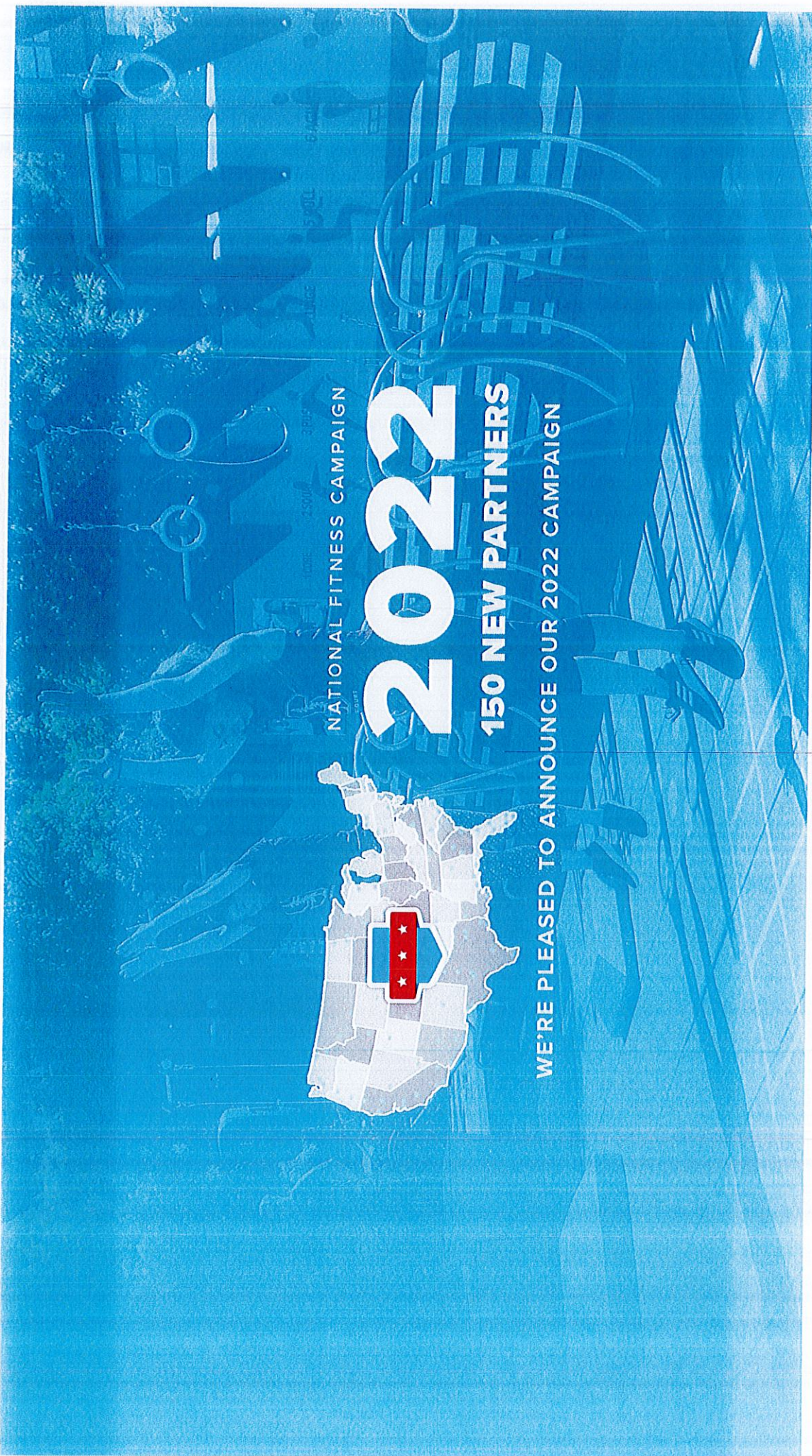
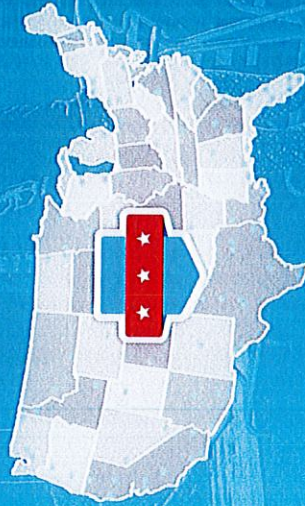
OUR GOAL
BUILD A FREE OUTDOOR FITNESS COURT® WITHIN
A 10 MINUTE BIKE RIDE OF EVERY AMERICAN

NATIONAL FITNESS CAMPAIGN

2022

150 NEW PARTNERS

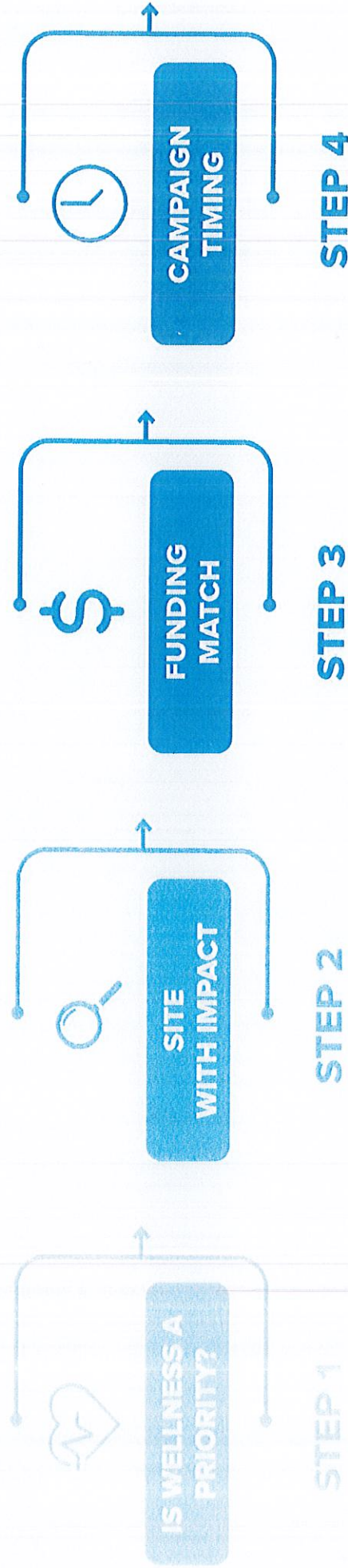
WE'RE PLEASED TO ANNOUNCE OUR 2022 CAMPAIGN



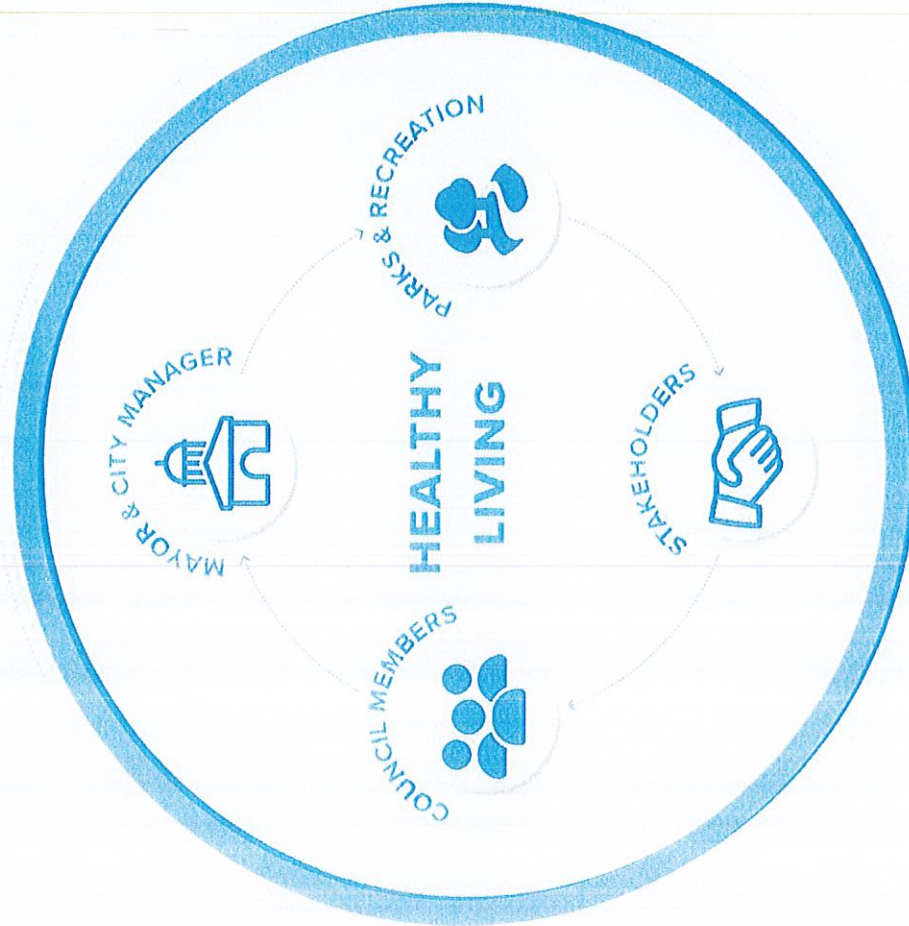
NATIONAL FITNESS CAMPAIGN
NFC GRANT REQUIREMENTS



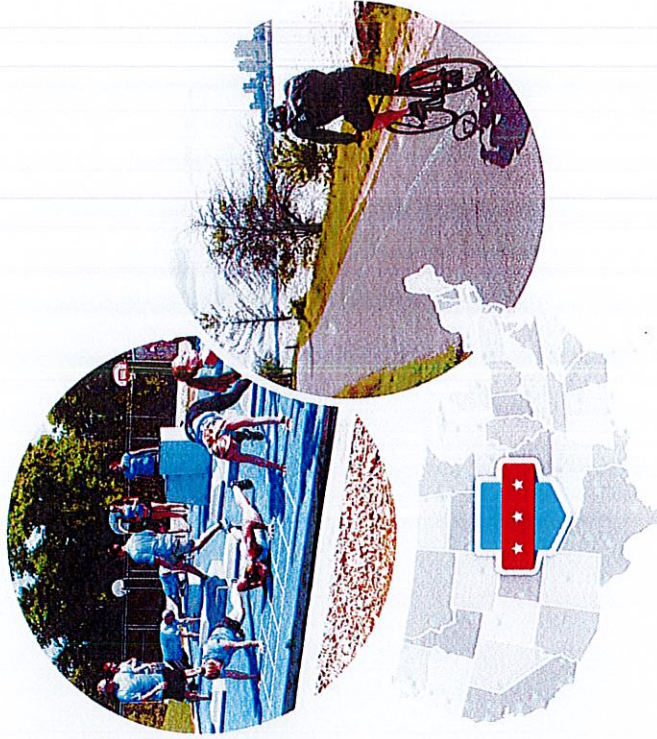
NFC GRANT PROGRAM



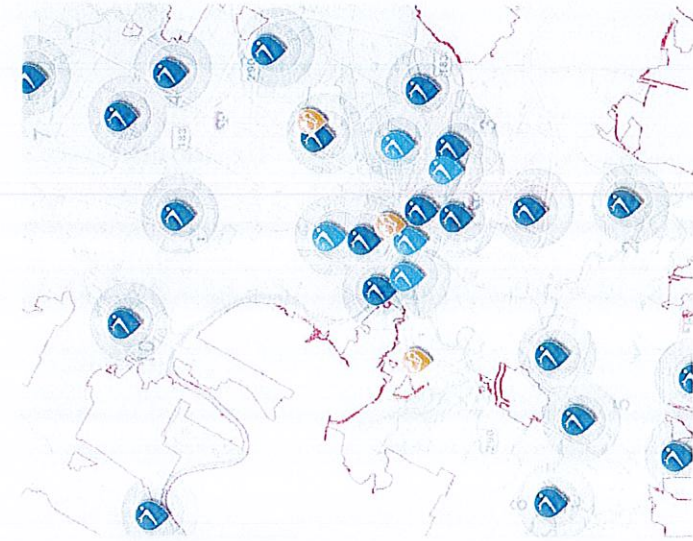
WELLNESS AS A PRIORITY



STEP 1



Design & Planning Consulting Feasibility Study



Feasibility Study & Multi-Site Mapping



Circulation Planning



Site Plan Integration

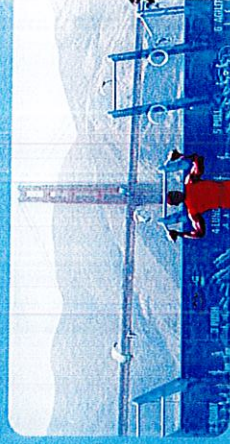


Pedestrian Movement
Analysis

1

VISIBLE

Site locations must be recognizable with high visibility.



STEP 2

2

ACTIVE

Site locations must be heavily trafficked and centrally located.



3

CONNECTED

Site locations must be integrated with pedestrian infrastructure.



2022 CAMPAIGN FUNDING REQUIREMENT

STEP 3

NFC PROGRAM FUNDING

The Fitness Court® and National Campaign Services
 Freight, Packing and Insurance for shipment

NFC National Grant Funding Award

\$ 138,000
 \$ 4,350

(\$30,000)

Art & Custom Color Options



Standard
 Included



Premium
 \$8,500



Premium + Color
 \$13,500



Local Artist
 \$25,000

OPTIONAL

NFC PROGRAM TOTAL \$ 112,350

CONCRETE SLAB

Can be performed in-house or in-kind

est. \$ 0-20,000

EIS INSTALLATION

Turn Key Fitness Court Assembly
 Art & Graphic Installation
 Installation Partner (separate contract)

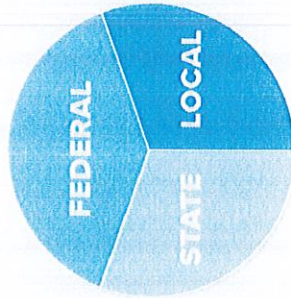
\$ 25,000

TOTAL FUNDING REQUIREMENT

\$137,350 - \$157,350

ALTERNATE FUNDING PATHWAYS

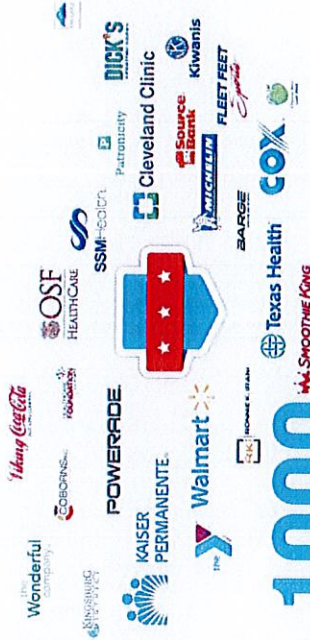
FEDERAL AND STATE FUNDING



Expert funding consulting
for eligible partners



LOCAL AND REGIONAL SPONSORS



OVER 1000
SPONSORS NATIONWIDE



STEP 4

**2022 GRANT APPLICATION
PERIOD NOW OPEN**



Campaign seeking qualified applicants able to meet the 2022 timeframe for adoption and local funding match.

PARTNERSHIP QUALIFICATION PROCESS

1. PARTNERSHIP QUALIFICATION (1-3 Months)

1. Preliminary Review
2. Evaluation Call
3. Non-Binding Grant Application

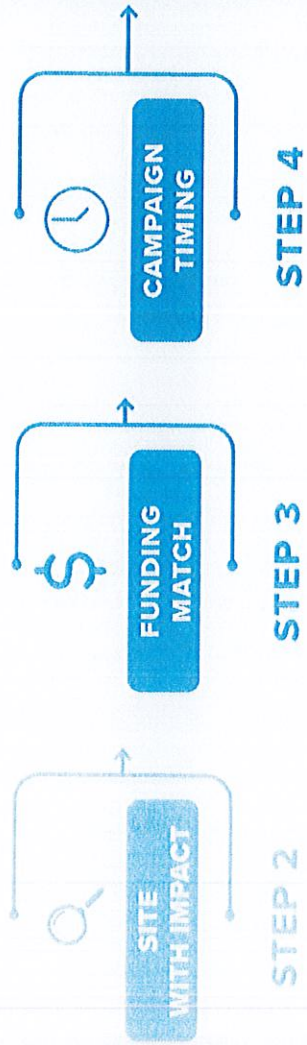
AWARD PHASE

4. Award of Grant Eligibility (First Come, First Served)
5. Local Adoption by Governing Body
6. Develop and Confirm Funding Match

LAUNCH PHASE

7. Shipment for Storage
8. Install Concrete Slab and Art Approval
9. Fitness Court Assembly
10. Press Launch Ceremony



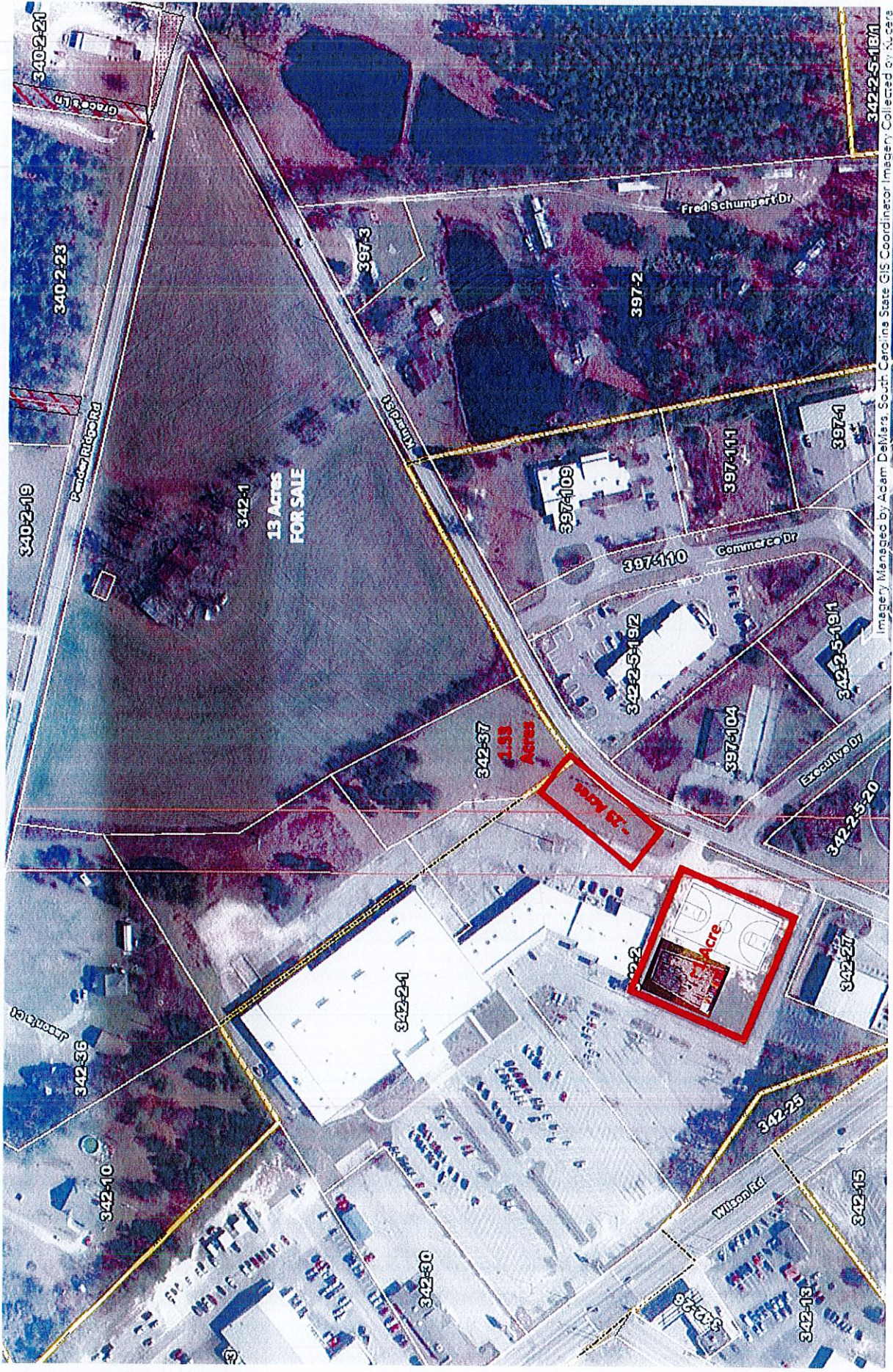


Q&A



SCHEDULE
EVALUATION
CALL IF
APPROPRIATE

NEXT STEP



Imagery Managed by Adam DeMars, South Carolina State GIS Coordinator Imagery Collected by Auras

If the 13 acres that borders the back of the property were purchased, there would be room for additional parking and 4 or 5 full size soccer fields. The space beside the "shop" is large enough for a fitness court and basketball court. There is parking already in that area. Partnering with PTC would increase the chances of securing the National Fitness Court grant. There is also space for a dog park and paved walking trails.

COUNTY OF NEWBERRY)
)
STATE OF SOUTH CAROLINA)

**PROCLAMATION
JUNETEENTH**

WHEREAS, President Abraham Lincoln signed the Emancipation Proclamation on January 1, 1863, declaring the slaves in Confederate territory free, paving the way for the passing of the 13th Amendment which formally abolished slavery in the United States of America; and

WHEREAS, word about the signing of the Emancipation Proclamation was delayed some two and one half years, to June 19, 1865, in reaching authorities and African-Americans in the South and Southwestern United States; and

WHEREAS, Emancipation Day observations are held on different days in different states in the South and Southwest, and in other parts of the nation; and

WHEREAS, June 19th has a special meaning to African-Americans, and is called "JUNETEENTH" combining the words June and Nineteenth, and has been celebrated by the African-American community for over 150 years; and

WHEREAS, the annual Juneteenth celebration in the County of Newberry will take place on June 19-20, 2022.

NOW, THEREFORE, I, Todd Johnson, Chairman, Newberry County Council of the County of Newberry, South Carolina, do hereby declare June 19-20, 2022, as JUNETEENTH in the County of Newberry, South Carolina, and urge all citizens to become more aware of the significance of this celebration in African-American History and in the heritage of our nation and County.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Newberry, Newberry, South Carolina to be affixed this 15 day of June 2022.

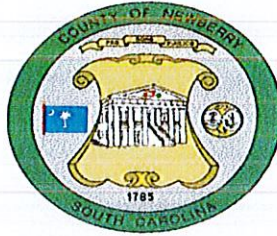
NEWBERRY COUNTY COUNCIL

SEAL

By: _____
Todd Johnson, Chairman
Newberry County Council

ATTEST:

Jackie Lawrence, Clerk to Council



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

Agenda Briefing

Prepared By: Debbie Cromer	Title: Finance Director
Department: Finance	Division: NA
Date Prepared: 6-9-2022	Meeting Date: 6-15-2022
Legal Review: n/A	Date:
Budget Review: N/A	Date:
Approved for Consideration:	Date:
Request Consideration by Committee / County Council	County Council
Subject: Accommodations Tax	

STAFF'S RECOMMENDED ACTION: The Newberry County Accommodations Tax Committee met on May 19, 2022 and make the following recommendations

Promotional funds be distributed as follows:

Capital City Lake Murray - 40% of collections
 Newberry Chamber - 45% of collections
 Prosperity Downtown Association – 15% of collections

Tourism Related be distributed as follows:

Keep Newberry County Beautiful (Carnival)	\$ 15,000
Newberry Historical Society	5,000
Newberry Law Enforcement	3,000
Newberry Museum	3,000
Newberry Opera House	10,000
Visitors Center	15,000
Prosperity Hoppin	3,000
Newberry Law Enforcement	3,000
Total	\$57,000

The remaining funds can be carried forward to next fiscal year.

FIDUCIARY: N/A

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:

None

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

n/a

SUMMARY DISCUSSION:

ADDITIONAL COMMENTS FOR CONSIDERATION:

None.

ATTACHMENTS:

Notes of meeting

6-8-2022

The Accommodations Tax Committee met on May 19, 2022, at 5:00 p.m. in the Courthouse Annex Conference Room.

Promotional:

The committee heard presentations from the following:

Capital City Lake Murray	\$15,000
Newberry Chamber	10,000
Prosperity Downtown Association	2,000
Total	\$22,000

Since the committee did not meet during COVID the amount of funds available are listed below:

Available funds:	FY 20-21	\$25,342.01
	FY 21-22	\$21,845.65
	TOTAL	\$47,187.55

In the past the committee had distributed the funds by percentages.
The committee voted to approve the following

Capital City Lake Murray	40%	\$18,875.02
Newberry Chamber	45%	21,234.40
Prosperity Downtown Association	15%	7,078.13
Total to be distributed		\$47,187.55

Tourism Related:

The committee received requests for

Keep Newberry County Beautiful (Carnival)	\$15,000.00
Newberry Historical Society	5,000.00
Newberry Law Enforcement	3,000.00
Newberry Museum	3,000.00
Newberry Opera House	10,000.00
Visitors' Center	15,000.00
Prosperity Hoppin'	3,000.00
Newberry Law Enforcement	3,000.00
TOTAL	\$57,000.00

Little Mountain Reunion and Old Pomaria School did not request funds because they were not comfortable in requesting funds.

Several others were contacted but did not apply: Whitmire Museum, Newberry Community Players, Party in the Pines and Town of Whitmire.

Total funds available for:	FY 20-21	\$ 91,805.05
	FY 21-22	47,332.25
	TOTAL	\$139,137.30

The committee voted to disburse the requested amount of \$57,000 and to carry the remaining funds over.

COUNTY OF NEWBERRY
OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCIL MEMBERS:
HENRY H. LIVINGSTON, III, CHAIRMAN
TODD JOHNSON, VICE-CHAIRMAN
TRAVIS REEDER
JOHNNY MACK SCURRY
MARY ARROWOOD
LES HIPPIE
NICK SHEALY

CHRISTOPHER S. INGLESE
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
SUSAN C. FELLERS
CLERK TO COUNCIL

To: Finance Committee, Newberry County Council
From: Christopher S. Inglese, County Administrator
Date: June 15, 2022
Re: Executive Summary, Draft Recommended Budget FY23

Dear Chairman Johnson and County Council Members,

It is my distinct honor to present to Council, the citizens of Newberry County, and other interested stakeholders, the FY 2022-2023 Revenues, Expenditures and Capital budgets for Newberry County. Thanks to the hard work of many, Newberry County continues to be in stable financial condition. I would especially like to recognize the hard work of Debbie Cromer, Finance Director, Karen Brehmer, Deputy Administrator and all the Department Directors and Elected Officials that contributed their efforts in meeting the needs of Newberry County.

Newberry County's vision statement says:

Newberry County is a progressive county, rich in history, agriculture, natural resources, green spaces, beautiful waterways and strong community values, and which possesses exceptional educational, cultural, recreational and health care resources that are well balanced with high quality and strategically located job opportunities in a safe and harmonious environment supported by infrastructure where diverse people and businesses thrive together.

Building on the progressive vision for Newberry County, several initiatives are on the horizon, including but not limited to converting the County's General Ledger software, automated timekeeping and accrual systems, paperless check stubs, fire safety needs assessment, Compensation & Classification, a ten-year Comprehensive Plan, an Economic Development Strategic Plan, and a new Administration Building, just to name a few. The recommended budget is presented with a desire to further the progressive vision of Newberry County and ensure continued financial stability. I have summarized the highlights of the recommended budget below for your review.

Decisions for FY23 budget preparations were made with two guiding principles in mind. First, South Carolina and the nation have experienced extraordinary inflation. According to the U.S. Bureau of Labor Statistics, inflation in the south from February 2019-February 2022 has increased 8.4% for all items. When deducting food and energy, the increase is 7% over the past 12 months. The South Carolina Department of Revenue and Fiscal Affairs (SCDOR) reports a 4.7% increase in the Consumer Price Index (CPI) for the purpose of calculating allowable millage rate increases. **Therefore, as a matter of the highest priority in the recommended budget, a 3% cost of living adjustment (COLA) for all employees is included.**

The second guiding principal is the desire to minimize the use of fund balance for *operational* expenses. The South Carolina Constitution Article X Section 7 requires counties to annually “provide for sufficient income to meet its estimated expenses for each year.” The Constitution is interpreted to mean that revenues must equal expenses. Generally, the use of fund balance should be reserved for extraordinary, one-time capital purchases (equipment), or capital improvements (facilities), or in the rare instance that revenues underperform.

Reserving fund balance for capital needs (and not operational needs) ultimately provides substantial savings to taxpayers by reducing the need for borrowing/bonding. For example, purchasing bonds to make “lease purchases” results in double interest by paying the fees/interests on bonds and fees/interests to the bank holding the promissory note for the lease purchases. Currently, the six (6) “lease purchase” agreements alone yield total interest payments of \$192,103 plus fees and additional interest and fees on the bonds issued to cover the annual payment. The bond interest and fees can be eliminated by planning cash capital purchases or reduced by lease purchasing directly with the bank.

FY22 budgeted a transfer of reserve funds in the amount of \$1,335,124 to “balance” the budget. The FY23 recommends a transfer of reserve funds in the amount of \$426,380 for operations, and \$397,663 for capital purchases (equipment) or improvements (facilities). Minimizing the use of reserve funds for county operations, while appropriately committing reserve funds for capital purchases and capital improvements, is a goal we will continue to work toward in the FY24 budget. Furthermore, we will work toward a three (3) year capital purchase plan and five (5) year capital improvement plan that will enable a strategic approach to those major purchases and improvements.

REVENUES

The County levied 119.4 mills for operations in FY22. The value of the mill for FY22 at the time of levy was \$150,457 yielding a budgeted amount of tax revenue of \$17,964,566. Adding all other sources of revenue to millage, the total revenue budgeted for FY22 equaled \$27,227,839 including a \$1,335,124 transfer from the reserve fund balance to cover operational expenses.

The County adopted a budget amendment in FY22 for \$126,956 that increased total revenues and total expenses to \$27,354,795.

The County levied 7.7 mills for debt service in FY22 anticipating \$1,158,519 in revenue. It is expected that the debt service levy will be 6.7 mills in FY23.

The County levied 6.9 mills for Community Services anticipating \$1,038,153 in revenue. The recommended budget includes maintaining the 6.9 mills for Community Services.

Currently, staff projects total revenue collections of \$28,674,044 for FY22. Excess revenue will be credited to the budgeted fund balance transfer.

Total revenue projections for FY23 are \$28,700,686. Revenue projections include fee increases in the Building and Zoning Department, as well as fee increases at the transfer station. Without fee increases, the current deficit in funding the transfer station is expected to deepen with the onset of increased fuel prices and CPI for contracted services.

ARPA funds are available to the County for public safety purchases, among other available uses. The recommended budget includes the use of \$725,000 for capital purchases related to public safety equipment. An additional \$140,000 (\$70k to Solicitor/\$70k to Public Defender) one-time expenditure of ARPA funds is included to help with the court backlog due to Covid-19 closures.

EXPENDITURES

Article X Section 7(b) of the South Carolina Constitution is interpreted to require Counties to prepare and maintain *balanced*, annual budgets providing for sufficient income to meet annual expenses. Therefore, FY22 budgeted expenditures were \$27,227,839. The budget amendment referenced above approved an increase of overall revenue and expenses for a total of \$27,354,795.

Projected total expenditures for FY23 total equals \$28,700,686. Expenditure increases are attributable to 2.5 new positions, health insurance premium increases, fuel increase, CPI increases for contract services, medical & food service at the detention center, salary adjustment at Public Works & the Detention Center, and several other variables. Travel, subsistence, training, equipment, and supplies generally remained even.

DEBT SERVICE

The debt service levy currently covers costs associated with the following debts:

1. 2013 Spec Building
2. 2018 C GO Bond
3. 2020 A GO Bond
4. 2020 B GO Bond
5. GO Bond- Lease Purchase
6. 2013 Lease Purchase Bond
7. 2018 Lease Purchase Bond- This bond will be paid in December with available funds resulting in at least a one mill *decrease*.
8. 2019 Lease Purchase Bond
9. 2020 Lease Purchase Bond
10. 2021 Lease Purchase Bond

Annually, a General Obligations (GO) bond is issued in December and paid off the following April for the "lease purchase's" program. Debt collection millage is collected to pay off the annual GO bonds issued to make annual lease purchase payments.

The County has an additional Special Source Revenue bond (FILOT) and Capital Projects Sales Tax (CPST) bond neither of which apply to the County's eight percent (8%) debt limit. A portion of FILOT revenue pays for the Special Source Revenue Bond due in annual installments between \$252,700 and \$436,100 through April 2037. One cent sales tax is collected to pay the CPST bonds due in annual installments between \$2,200,000 and \$3,155,000 through March 2025.

MILLAGE

The FY22 value of a mill equaled \$150,457. Finance staff, and the Auditor met for discussions of the FY23 value of a mill. After considering collections for the current FY, changes in assessments, and consumer price index, **the anticipated value of a mill for FY23 equals \$160,370**, an increase of 6.5%. The recommended budget includes a 1.7 mill increase for operations and debt service millage *decrease* of 1 mill. Therefore, the recommended net millage increase equals .7 mill.

The SCDOR provided a memorandum informing counties of a CPI of 4.7% from calendar year 2020-2021. By statute, counties may increase millage rates by adding any increase in population to the CPI. Before adding population growth, Newberry County could lawfully raise the millage rate by at least 5.61. When applying the statutorily allowed “look back” years, a total increase of over 15 mills is permissible.

PERSONNEL REQUESTS

Fifteen (15) personnel requests were included in Departmental budgets. The recommended budget includes two and a half (2.5) new positions:

1. CPA/CFO budgeted half a year
2. I.T. Director
3. Grants Writer

The CPA/CFO and I.T. Director are needed as part of succession planning for pending retirements. They are also needed to help implement upcoming projects including converting the general ledger software, automating timekeeping & accruals, and enhancing services available through the website. The Grants Writer position is needed to pursue grants for public safety and transportation among other opportunities.

The remaining positions are recommended to be deferred at this time. Positions not recommended in this year’s budget include Parks-Programming Manager, Assistant Deputy Treasurer, Assistant Solicitor, Deputy Coroner, Assessor intern, Auditor part-time clerk, Fire Marshall, Emergency Services Coordinator, and four new deputies. It is recommended that a new source(s) of revenue be identified and implemented to facilitate meeting the personnel needs of the county now, and into the future.

CAPITAL EQUIPMENT PURCHASES

The Department requests for capital equipment purchases totaled \$4,247,747. The recommended budget includes \$838,858 in capital equipment purchases plus an additional \$725,000 in equipment purchases using ARP funds for a total of \$1,563,858 in equipment purchases. The top priorities included are public safety equipment and public works purchases for generators, pickup truck, communication upgrade a mini-excavator, a fire truck, a brush truck, and a remounted ambulance. Funding sources for capital equipment include ARP funds and reserve funds. No new bonds or debt will be issued in FY23.

CAPITAL IMPROVEMENTS TO FACILITIES

The requested amount for capital improvements to facilities totaled \$435,500. The recommended budget includes \$250,568 amount for capital improvements to facilities. Top priorities for facilities

include Community Hall roof, convenience center attendant building, public safety building maintenance and other building maintenance needs.

Funding sources for capital improvements to facilities include operating funds and reserve funds. No new bonds or debt will be issued in FY23.

RESERVE FUND BALANCE

As of June 30, 2021 the County's reserve fund balance equaled \$15,529,035. As of March 28, 2022 the County's reserve fund balance equals \$12,710,658.

The recommended budget for FY23 includes a fund balance transfer for operations of \$426,380 and a total fund balance transfer for capital purchases for equipment/improvements of \$397,663 for a total fund balance transfer of \$824,043.

FUTURE RISKS

There are inherent risks in budgeting. With COVID-19 continuing to linger, a war in Europe, historic inflation, and rising interest rates anticipated, it is foreseeable that expenses and/or revenues may be impacted in way that cannot be entirely predicted. However, the projected revenues for FY23 are consistent with historically conservative predictions. Similarly, the expenditures have been restricted and even trimmed wherever possible. Two major risk factors currently impacting the County's economic development efforts include 1) workforce development and 2) housing. Failing to address both may adversely impact the County's ability to recruit economic development investments. On the other hand, executing the Economic Development Strategic Plan and the Comprehensive Plan will likely yield positive results ameliorate those risks. A third major risk factor is the next evolution of fire and rescue services. Failing to adequately address fire services could negatively impact ISO ratings resulting in higher insurance premiums for our citizens. And finally, fully funding staff levels and compensation rates will secure the County for future growth. Failing to fully staff and competitively compensate employees creates a negative work environment that adversely impacts productivity and customer service. On the other hand, ensuring a strong work force enables the progress envisioned in the County's vision statement while continuing to deliver exceptional service.

CONCLUSION

While it is too early to think that the pandemic is behind us, there is certainly an excitement about the year ahead. Despite all that is going on in the world, there are so many reasons to be optimistic about Newberry County. The introduction of new industry jobs, our partnerships with the hospital, Piedmont Technical College and so many others, our beautiful natural resources, and a friendly community, all contribute to a sense of enthusiasm about our future.

STATE OF SOUTH CAROLINA)
)
COUNTY OF NEWBERRY)

BUDGET ORDINANCE NO. 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 AND RECEIVE REVENUES; TO PROVIDE FOR THE LEVY OF TAXES 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 TO 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.

Pursuant to Section 4-9-140 of the South Carolina Code of Laws, 1976, as amended, BE IT ENACTED by the County Council for Newberry County:

SECTION I. LEVYING OF A SUFFICIENT TAX

A tax of sufficient mills to pay for appropriations provided in the Newberry County Budget, hereinafter made for the fiscal year beginning July 1, 2022, and ending June 30, 2023, after crediting against appropriations all other revenue anticipated to accrue to Newberry County during said fiscal year and not earmarked for specific purposes, is hereby levied upon all the taxable property of Newberry County for County purposes.

SECTION II. GENERAL FUND REVENUES AND APPROPRIATIONS

There is hereby appropriated with provisos, as attached hereto and as stated in the County Operating and Capital Budgets for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts and for the purposes set forth as follows. This is a property tax fund:

<u>EXPENDITURES</u>	<u>AMOUNT</u>
GENERAL GOVERNMENT	
COUNTY COUNCIL	\$ 478,373
LEGALS	219,980
COUNTY ADMINISTRATOR	1,055,659
INFORMATION TECHNOLOGY	470,608
TREASURER	480,526

AUDITOR	425,932
ASSESSOR	705,174
TAX REVIEW AND APPEALS BOARD	5,400
DELINQUENT TAX	165,581
PLANNING AND DEVELOPMENT SERVICES	359,956
BUILDING	205,739
GIS	134,185
REGISTRATION AND ELECTION	247,119
COUNTY DUES AND MEMBERSHIPS	34,128
NON-DEPARTMENT - MISCELLANEOUS	1,127,896
FLEET SERVICES	510,619
ECONOMIC DEVELOPMENT	429,631
AIRPORT	10,000
CONTINGENCY	423,923
SPECIAL EVENTS - CITY OF NEWBERRY	1,500
TOTAL GENERAL GOVERNMENT	\$ 7,491,929

JUDICIAL

CLERK OF COURT	\$ 548,380
FAMILY COURT	217,907
CIVIL AND CRIMINAL COURT	61,656
OFFICE OF SOLICITOR	121,867
PROBATE COURT	316,443
PROBATION PARDON AND PAROLE BOARD	950
CENTRAL COURT	580,806
PUBLIC DEFENDER	99,303
TOTAL JUDICIAL	\$ 1,947,312

PUBLIC WORKS

PUBLIC WORKS	\$ 1,580,841
FOX BRIAR - SPECIAL TAX DISTRICT	4,500
GLADE SPRINGS ROAD - SPECIAL TAX DISTRICT	1,500
J. B. FULMER COURT - SPECIAL TAX DISTRICT	2,000
COLLECTIONS	1,041,413
TRANSFER STATION	2,142,605
TOTAL PUBLIC WORKS	\$ 4,772,859

PUBLIC SAFETY

SHERIFF	\$	4,406,579
SCHOOL DISTRICT OF NEWB - SALARY-SRO		410,064
SCHOOL RESOURCE OFFICERS - STATE		265,581
COMMUNICATIONS		1,240,220
CORONER		209,731
EMERGENCY SERVICES		174,991
CORRECTIONS		2,419,670
RESCUE SQUAD		260,953
HAZARDOUS MATERIALS (HAZ-MAT)		17,330
LAKE MURRAY PUBLIC SAFETY COMPLEX		11,500
INDIAN CREEK COMPLEX		19,000
PUBLIC SAFETY COMPLEX - FAIRGROUNDS		22,502
RURAL FIRE CONTROL		862,792
EMS SERVICE		170,010
SILVERSTREET EMS		3,000
AMBULANCE SERVICE - NCMH		1,249,980
TOTAL PUBLIC SAFETY	\$	<u>11,743,903</u>

SOCIAL AND HEALTH

HEALTH DEPARTMENT	\$	4,550
ANIMAL CONTROL		430,707
DEPARTMENT OF SOCIAL SERVICES		76,392
VETERANS' AFFAIRS		181,818
RECREATION		269,298
MAYBINTON BALLFIELD		2,500
COUNCIL ON AGING		60,000
MENTAL HEALTH		12,750
SISTERCARE		2,295
SEXUAL TRAUMA SERVICES		4,250
NEWBERRY FREE MEDICAL CLINIC		5,000
NEWBERRY COUNTY LITERACY		7,000
OUTSIDE AGENCY - TELEPHONE		1,500
CLEMSON EXTENSION		28,500
NEWBERRY OPERA HOUSE		25,000

NEWBERRY MUSEUM		50,000
SOIL AND WATER CONSERVATION		96,477
SMALL BUSINESS DEVELOPMENT CENTER		5,000
MEDICALLY INDIGENT	\$	<u>66,447</u>
TOTAL SOCIAL AND HEALTH	\$	1,329,484

INTERNAL SERVICES

FACILITIES MANAGEMENT	\$	1,383,999
COMMUNITY HALL		22,000
VILLAGE CEMETERY		2,000
HELENA COMMUNITY CENTER		<u>7,200</u>
TOTAL INTERNAL SERVICES	\$	1,415,199

TOTAL GENERAL FUND EXPENDITURES	\$	28,700,686
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REVENUES

AMOUNT

PROPERTY TAXES

CURRENT REAL ESTATE TAXES	\$	15,819,523
VEHICLE TAXES		2,019,596
WATERCRAFT TAXES		319,759
HOMESTEAD EXEMPTION		954,573
MANUFACTURERS REIMBURSEMENT		301,495
DELINQUENT REAL ESTATE TAXES		609,718
MERCHANTS INVENTORY		86,536
FEE IN LIEU OF TAXES (FILOT)		1,006,515
MOTOR CARRIER IN LIEU		<u>254,274</u>
TOTAL PROPERTY TAX	\$	21,371,989

LICENSES AND PERMITS

FRANCHISE FEES	\$	24,000
BUILDING INSPECTION - FEES/PERMITS		520,000
ZONING - FEES/PERMITS		<u>78,225</u>
TOTAL LICENSES AND PERMITS	\$	622,225

INTERGOVERNMENTAL

LOCAL GOVERNMENT FUND	\$	1,602,790
RURAL STABILIZATION FUND		322,580
ACCOMMODATIONS TAX		28,200
VETERAN AFFAIRS		5,000
SALARY SUPPLEMENT		6,300
NATIONAL FORESTRY FUNDS		130,000
BALANCE BROUGHT FORWARD		426,380
VC SUMMER/SC EMERGENCY MANAGEMEN'		180,000
TOTAL INTERGOVERNMENTAL	\$	<u>2,701,250</u>

CHARGE FOR SERVICES

CLERK OF COURT - TITLE IV-D	\$	190,000
DELINQUENT TAX COST		126,085
SCHOOL DISTRICT OF NEWB - SALARY-SRO		410,064
SCHOOL RESOURCE OFFICERS - STATE		265,581
SHERIFF - FEES		2,500
SALE OF PIPE		1,275
COMMERCIAL YARD DEBRI		1,990
ANIMAL CONTROL - OTHER		2,340
ANIMAL CONTROL - ADOPTIONS		15,000
ANIMAL CONTROL - SPAY-NEUTER PROJEC'		17,000
SOLID WASTE - TIPPING FEES		1,711,123
TOTAL CHARGE FOR SERVICES	\$	<u>2,742,958</u>

FINES

CENTRAL COURT - FEES AND FINES	\$	390,000
PROBATE JUDGE - FEES		91,165
CLERK OF COURT - CONVEYANCE FEES		160,000
CLERK OF COURT - FEES AND FINES		130,721
TOTAL FINES	\$	<u>771,886</u>

INTEREST

INTEREST	\$	<u>10,000</u>
TOTAL INTEREST	\$	10,000

MISCELLANEOUS

RETURNED CHECK CHARGES	\$	400
DHEC - PHONE REIMBURSEMENT		2,000
SOLICITOR'S BAD CHECK PROGRAM		50
DEPT OF JUVENILE JUSTICE - PHONE REIMB		1,000
DELINQUENT TAX SALE PROCEEDS		225
OTHER		130,000
TREASURER'S DECAL		38,000
RENT - ONE STOP		12,000
REGISTRATION AND ELECTION		40,000
COUNTY SURPLUS SALE		11,813
RECYCLING REVENUE		35,000
SOLID WASTE - TIRES		25,000
SHERIFF - OTHER		3,500
SHERIFF - FORESTRY		6,600
LAW ENFORCEMENT SERVICES - REIMBURSE		60,000
ASSESSORS - COPIES		50
ASSESSORS - GIS		1,500
CORONER - OTHER		2,768
MOBILE HOME LICENSES		800
CLERK OF COURT - COPIES		33,000
PROBATE - COPIES		3,000
SPECIAL LICENSE PLATES		7,695
SOIL AND WATER CONSERVATION		49,477
FORFEITED LAND COMMISSION		6,000
FOX BRIAR - SPECIAL TAX DISTRICT		4,500
GLADE SPRINGS - SPECIAL TAX DISTRICT		4,000
JB FULMER COURT - SPECIAL TAX DISTRICT		2,000
TOTAL MISCELLANEOUS	\$	480,378
TOTAL GENERAL FUND REVENUES	\$	28,700,686

SECTION III. CAPITAL PURCHASES

There is hereby appropriated for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts and for the purposes set forth as follows:

CAPITAL PURCHASES

<u>REVENUES</u>	<u>AMOUNT</u>
FUND BALANCE	\$ 397,663
TOTAL	\$ 397,663
<u>EXPENDITURES</u>	<u>AMOUNT</u>
ANIMAL CONTROL - PICKUP	\$ 46,447
EMERGENCY PREPAREDNESS - GENERATORS	140,000
COMMUNICATIONS - RADIO UPGRADE	87,444
RESCUE - HURST BATTERY TOOL	50,000
PUBLIC WORKS - MINI-EXCAVATOR	<u>73,772</u>
TOTAL	\$ 397,663

SECTION IV: CAPITAL PROJECT

There is hereby appropriated for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts and for the purposes set forth as follows:

AIRPORT LAYOUT PLAN

<u>REVENUES</u>	<u>AMOUNT</u>
GRANT FAA	\$ 252,000
SOUTH CAROLINA AERONAUTICS COMMISSION	14,000
FUND BALANCE (unspent from prior year)	<u>14,000</u>
TOTAL REVENUES	\$ 280,000
<u>EXPENDITURES</u>	<u>AMOUNT</u>
SAFETY SURVEY (TREE APPROACH)	\$ 30,000
AIRPORT LAYOUT PLAN	<u>250,000</u>
TOTAL EXPENDITURES	\$ 280,000

ANIMAL CONTROL - STORAGE

<u>REVENUES</u>	<u>AMOUNT</u>
BONDED INDEBTEDNESS (funds on hand)	\$ <u>8,313</u>
TOTAL REVENUES	\$ 8,313

The capital projects are carried over from FY21-22. Some will be complete. Will be revised before third hearing. No new projects for FY22-23

<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ <u>8,313</u>
TOTAL EXPENDITURES	\$ 8,313

CANNON CREEK COURT CROSSING

<u>REVENUES</u>	<u>AMOUNT</u>
FUND BALANCE	\$ <u>8,025</u>
TOTAL REVENUES	\$ 8,025

<u>EXPENDITURES</u>	<u>AMOUNT</u>
TESTING	\$ <u>8,025</u>
TOTAL EXPENDITURES	\$ 8,025

COURTHOUSE - FREIGHT ELEVATOR RENOVATIONS

<u>REVENUES</u>	<u>AMOUNT</u>
BONDED INDEBTEDNESS (funds on hand)	\$ 150,000
FUND BALANCE	<u>73,350</u>
TOTAL REVENUES	\$ 223,350

<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ 188,350
TESTING	10,000
CONTINGENCY	<u>25,000</u>
TOTAL EXPENDITURES	\$ 223,350

CONSOLIDATED NO 5 FIRE STATION - ROOF REPLACEMENT

<u>REVENUES</u>	<u>AMOUNT</u>
BONDED INDEBTEDNESS (funds on hand)	\$ 23,002
FUND BALANCE (unspent from prior year)	<u>15,000</u>
TOTAL REVENUES	\$ 38,002

<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ <u>38,002</u>
TOTAL EXPENDITURES	\$ 38,002

DETENTION CENTER – ALARM SYSTEM

<u>REVENUES</u>	<u>AMOUNT</u>
BONDED INDEBTEDNESS (funds on hand)	\$ <u>71,100</u>
TOTAL REVENUES	\$ 71,100
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ 36,100
TESTING	10,000
CONTINGENCY	<u>25,000</u>
TOTAL EXPENDITURES	\$ 71,100

EMERGENCY SERVICES TRAINING GROUNDS

<u>REVENUES</u>	<u>AMOUNT</u>
BONDED INDEBTEDNESS (funds on hand)	\$ 74,415
FUND BALANCE (unspent from prior year)	<u>100,000</u>
TOTAL REVENUES	\$ 174,415
<u>EXPENDITURES</u>	<u>AMOUNT</u>
RENOVATIONS	\$ 93,415
BURN BUILDING	<u>82,000</u>
TOTAL EXPENDITURES	\$ 174,415

FLEET MAINTENANCE BUILDING

<u>REVENUES</u>	<u>AMOUNT</u>
BONDED INDEBTEDNESS (funds on hand)	\$ <u>250,000</u>
TOTAL REVENUES	\$ 250,000
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ <u>250,000</u>
TOTAL EXPENDITURES	\$ 250,000

FRIENDLY FIRE DEPARTMENT – ROOF

<u>REVENUES</u>	<u>AMOUNT</u>
FUND BALANCE	\$ <u>3,900</u>
TOTAL REVENUES	\$ 3,900
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ <u>3,900</u>

TOTAL EXPENDITURES \$ 3,900

MCCP - FUTURE LAND ACQUISITIONS

<u>REVENUES</u>	<u>AMOUNT</u>
FUND BALANCE (unspent from prior year)	\$ <u>220,000</u>
TOTAL REVENUES	\$ 220,000

<u>EXPENDITURES</u>	<u>AMOUNT</u>
LAND PURCHASE OPTION CONTRACTS (Parcels to be determined)	\$ 80,000
ENGINEERING/TESTING/PROFESSIONAL SERVICES	<u>140,000</u>
TOTAL EXPENDITURES	\$ 220,000

MCCP II - PARTIAL BUILDING PAD CONSTRUCTION

<u>REVENUES</u>	<u>AMOUNT</u>
FUND BALANCE (unspent from prior year)	\$ <u>500,000</u>
TOTAL REVENUES	\$ 500,000

<u>EXPENDITURES</u>	<u>AMOUNT</u>
SITE DEVELOPMENT	\$ <u>500,000</u>
TOTAL EXPENDITURES	\$ 500,000

MID-CAROLINA COMMERCE PARK - PHASE II-A ROADWAY/WATER

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX (2010)	\$ 370,000
FUND BALANCE (unspent from prior year)	<u>65,000</u>
TOTAL REVENUES	\$ 435,000

<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ 338,000
ENGINEERING	<u>97,000</u>
TOTAL EXPENDITURES	\$ 435,000

**MID-CAROLINA COMMERCE PARK – PHASE III-A
ROADWAY/WATER/WASTEWATER**

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX (2010)	\$ 1,320,000
FUND BALANCE (unspent from prior year)	<u>230,000</u>
TOTAL REVENUES	\$ 1,550,000
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ 1,396,000
ENGINEERING	<u>154,000</u>
TOTAL EXPENDITURES	\$ 1,550,000

**MID-CAROLINA COMMERCE PARK – PHASE III-B – OPTION 1
ROADWAY/WATER/WASTEWATER**

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX (2010)	\$ 310,000
LOCATE SC GRANT FUNDING	600,000
RURAL INFRASTRUCTURE AUTHORITY	500,000
AT & T UTILITY TAX CREDIT	80,000
SC POWER TEAM	37,500
FUND BALANCE (unspent from prior year)	<u>232,500</u>
TOTAL REVENUES	\$ 1,760,000
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ 1,600,500
ENGINEERING	<u>159,500</u>
TOTAL EXPENDITURES	\$ 1,760,000

MID-CAROLINA COMMERCE PARK – EXTENSION - BUILDING PAD

<u>REVENUES</u>	<u>AMOUNT</u>
SC POWER TEAM	\$ 1,462,500
TOTAL REVENUES	\$ 1,462,500
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ 1,236,000
ENGINEERING	<u>226,500</u>
TOTAL EXPENDITURES	\$ 1,462,500

NEWBERRY SOUTH INDUSTRIAL – SC 34 BYPASS/DIXIE DRIVE

<u>REVENUES</u>	<u>AMOUNT</u>
FUND BALANCE	\$ 11,000
TOTAL REVENUES	\$ 11,000

<u>EXPENDITURES</u>	<u>AMOUNT</u>
PURCHASE OPTIONS	\$ 11,000
TOTAL EXPENDITURES	\$ 11,000

PROSPERITY RESCUE SQUAD – ROOF REPLACEMENT

<u>REVENUES</u>	<u>AMOUNT</u>
BONDED INDEBTEDNESS (funds on hand)	\$ 35,000
TOTAL REVENUES	\$ 35,000

<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONSTRUCTION	\$ 35,000
TOTAL EXPENDITURES	\$ 35,000

CAPITAL PROJECT SALES TAX PROJECTS (2016)

CONSOLIDATED NO 5 – WATER SUPPLY

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX	\$ 79,612
TOTAL REVENUES	\$ 79,612

<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONTINGENCY	\$ 79,612
TOTAL EXPENDITURES	\$ 79,612

TOWN OF WHITMIRE – TOWN HALL/POLICE REMODEL

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX	\$ 153,593
TOTAL REVENUES	\$ 153,593

<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONTINGENCY	\$ 153,593
TOTAL EXPENDITURES	\$ 153,593

OPERA HOUSE - HVAC

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX	\$ <u>5,820</u>
TOTAL REVENUES	\$ 5,820
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONTINGENCY	\$ <u>5,820</u>
TOTAL EXPENDITURES	\$ 5,820

TOWN OF SILVERSTREET - DEMOLITION/WALKING TRACK

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX	\$ <u>46,820</u>
TOTAL REVENUES	\$ 46,820
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONTINGENCY	\$ <u>46,820</u>
TOTAL EXPENDITURES	\$ 46,820

NEWBERRY MUSEUM

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX	\$ <u>14,796</u>
TOTAL REVENUES	\$ 14,976
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONTINGENCY	\$ <u>14,796</u>
TOTAL EXPENDITURES	\$ 14,796

DETENTION CENTER

<u>REVENUES</u>	<u>AMOUNT</u>
CAPITAL PROJECT SALES TAX	\$ <u>31,261</u>
TOTAL REVENUES	\$ 31,261
<u>EXPENDITURES</u>	<u>AMOUNT</u>
CONTINGENCY	\$ <u>31,261</u>
TOTAL EXPENDITURES	\$ 31,261

SECTION V: NEWBERRY COUNTY AIRPORT ENTERPRISE FUND

There is hereby appropriated for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts and for the purposes set forth as follows:

NEWBERRY COUNTY AIRPORT ENTERPRISE FUND

<u>REVENUES</u>	<u>AMOUNT</u>
AIRPORT HANGAR RENTAL	\$ 20,700
SALES OF AVIATION FUEL	19,360
BALANCE BROUGHT FORWARD	<u>90,000</u>
TOTAL REVENUES	\$ 130,060
<u>EXPENDITURES</u>	<u>AMOUNT</u>
OPERATING	\$ <u>130,060</u>
TOTAL EXPENDITURES	\$ 130,060

SECTION VI. STATE ACCOMMODATIONS TAX REVENUES AND APPROPRIATIONS

There is hereby appropriated for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts as may be received by Newberry County and for the purposes set forth as follows. This is a special fund that comes from taxes collected by the State only on hotel rooms, motel rooms and campground lease spaces:

ACCOMMODATIONS

<u>REVENUES</u>	<u>AMOUNT</u>
STATE ACCOMMODATIONS TAX	\$ <u>85,000</u>
TOTAL REVENUES	\$ 85,000
<u>EXPENDITURES</u>	<u>AMOUNT</u>
EXPENDITURES AS PER BUDGET PROVISOS AND SECTION 6-4-20 OF THE CODE OF LAWS OF SC. AS AMENDED, 1976	\$ <u>85,000</u>
TOTAL EXPENDITURES	\$ 85,000

SECTION VII. DEBT SERVICE REVENUE AND APPROPRIATIONS

There is hereby appropriated for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money for payment on the general obligation bonds and notes of Newberry County. General Obligation Bonds are paid from property taxes.

DEBT SERVICE

<u>REVENUES</u>	<u>AMOUNT</u>
DEBT SERVICE REVENUES	\$ <u>1,058,899</u>
TOTAL REVENUES	\$ 1,058,899
<u>EXPENDITURES</u>	<u>AMOUNT</u>
2013 A SPECULATIVE BUILDING	\$ 23,800
2018 C GO BOND	92,401
2020 A GO BOND	198,919
2020 B GO BOND	83,779
2021 LEASE PURCHASE	\$ <u>660,000</u>
TOTAL EXPENDITURES	\$ 1,058,899

We are working with the auditor to finalize this number.
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SECTION VIII. EMERGENCY TELEPHONE SYSTEM

There is hereby appropriated with provisos, if any, as attached to and incorporated into this Ordinance and stated in the Budget Book for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts and for the purposes set forth as follows. This is a tariff fund collected by telephone companies through phone bill charges.

EMERGENCY TELEPHONE SYSTEM

<u>REVENUES</u>	<u>AMOUNT</u>
ANTICIPATED SERVICE CHARGES	\$ <u>290,324</u>
TOTAL REVENUES	\$ 290,324
<u>EXPENDITURES</u>	<u>AMOUNT</u>
PERSONNEL	\$ 115,879
OPERATING	<u>209,700</u>
TOTAL EXPENDITURES	\$ 325,579

SECTION IV. GRANTS AND SPECIAL SOURCE REVENUES

There is hereby appropriated with provisos, if any, as attached to and incorporated into this Ordinance and stated in the County Operating and Capital Budgets for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money, derived from grants and special source revenues, in the amounts and for the purposes set forth as follows:

GRANTS AND SPECIAL SOURCE REVENUE

<u>REVENUES</u>	<u>AMOUNT</u>
VICTIMS ADVOCATE	\$ 77,973
EMS GRANT	24,000
CTC - NEWBERRY COUNTY TRANSPORTATION COMMITTEE	600,000
RECYCLING	45,000
VC SUMMER PREPAREDNESS	31,500
LEMPG	31,000
SEX OFFENDERS' REGISTRY PROGRAM	<u>8,000</u>
TOTAL REVENUES	\$ 817,473

<u>EXPENDITURES</u>	<u>AMOUNT</u>
VICTIMS ADVOCATE	\$ 77,973
EMS GRANT	24,000
CTC - NEWBERRY COUNTY TRANSPORTATION COMMITTEE	600,000
RECYCLING	45,000
VC SUMMER PREPAREDNESS	31,500
LEMPG	31,000
SEX OFFENDERS' REGISTRY PROGRAM	<u>\$ 8,000</u>
TOTAL EXPENDITURES	\$ 817,473

SECTION X. JAIL USER FEE FUND

Pursuant to Ordinance No. 05-27-03, an Ordinance Establishing User Fees for Persons Detained at The Newberry County Jail, there is hereby appropriated for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts as may be received by Newberry County and for the purpose set forth as follows. This is a special fund that comes from the inmate commissary service and a fee assessed to any person being booked into the Newberry County Jail:

JAIL USER FEE FUND

<u>REVENUES</u>	<u>AMOUNT</u>
USER FEES COLLECTED	<u>\$ 60,000</u>
TOTAL REVENUES	\$ 60,000

<u>EXPENDITURES</u>	<u>AMOUNT</u>
USER FEE EXPENSES	<u>\$ 60,000</u>
TOTAL EXPENDITURES	\$ 60,000

SECTION XI. RENTAL FACILITIES/SPECIAL REVENUE FUND

Council establishes by Ordinance fees for those persons/organizations renting County facilities. There is hereby appropriated for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts as may be received by Newberry County and for the purpose set forth as follows. The following property will be treated as special revenue funds that come from the following sources:

HELENA COMMUNITY CENTER

<u>REVENUES</u>	<u>AMOUNT</u>
USER FEES	\$ 7,200
TOTAL REVENUES	\$ 7,200
<u>EXPENDITURES</u>	<u>AMOUNT</u>
UTILITIES	\$ 6,000
CONTRACTED MAINTENANCE	1,200
TOTAL EXPENDITURES	\$ 7,200

COMMUNITY HALL

<u>REVENUES</u>	<u>AMOUNT</u>
USER FEES	\$ 19,000
TOTAL REVENUES	\$ 19,000
<u>EXPENDITURES</u>	<u>AMOUNT</u>
UTILITIES	\$ 14,000
CONTRACTED MAINTENANCE	5,000
TOTAL EXPENDITURES	\$ 19,000

SECTION XII: AMERICAN RECOVERY FUNDS

<u>REVENUES</u>	<u>AMOUNT</u>
ARPA	\$ 3,134,111
TOTAL REVENUES	\$ 3,134,111
<u>EXPENDITURES</u>	<u>AMOUNT</u>
EMERGENCY SERVICES - EQUIPMENT	\$ 725,000
PUBLIC DEFENDER	70,000
SOLICITOR'S OFFICE	70,000
OTHER PROJECTS	2,269,111
TOTAL EXPENDITURES	\$ 3,134,111

SECTION XIII. SETTING OF A MILLAGE RATE

The Newberry County Council shall fix by Resolution a tax millage rate sufficient to support the appropriations and levies herein made and shall advise the Auditor who shall set said millage as advised by the County Council, and the Auditor, pursuant to Section 4-15-150 of the S.C. Code of Laws, 1976, as amended, shall also set the millage rate necessary to raise the levy for debt service on bonded indebtedness. To the extent required by Section 6-1-320 of the S.C. Code of Laws, 1976, as amended, any millage rate set above that for the previous fiscal year, which shall be in excess of the increase of average of the twelve monthly consumer price indexes for the most recent twelve month period consisting of January through December of the preceding calendar year plus the percentage increase in the previous year in the population of the County as determined by the Revenue and Fiscal Affairs Office, shall only be imposed by a two thirds vote of the membership of Newberry County Council and only for one or more of those five purposes specified in Section 6-1-320 (B) of the S.C. Code of Laws, 1976, as amended, to wit: (1) the deficiency of the preceding year; (2) any catastrophic event outside the control of the governing body such as a natural disaster, severe weather event, act of God, or act of terrorism, fire, war, or riot; (3) compliance with a court order or decree; (4) taxpayer closure due to circumstances outside the control of the governing body that decreases by ten percent or more the amount of revenue payable to the taxing jurisdiction in the preceding year; or (5) compliance with a regulation promulgated or statute enacted by the federal or state government after the ratification date of the amendments to Section 6-1-320 set forth in 2006 Act No. 388, Pt II, § 2.A., for which an appropriation or a method for obtaining an appropriation is not provided by the federal or state government. Any such tax imposed for such purpose must be listed on the tax statement as a separate surcharge, with an explanation of the reason for each separate surcharge.

Reserve Fund Maintenance and Reserve Fund Levels

In accordance with Code Section 6-1-320 (D) of the South Carolina Code of Laws 1976, as amended, Newberry County Council directs the County Auditor to levy a separate Reserve Fund Maintenance Millage for purposes of ensuring the County's ability to maintain sufficient financial reserves to meet unforeseen budgetary needs of the County, and to ensure the timely expenditure of budgeted appropriations. Such millage shall be levied subsequent to the adoption of this and all future annual operating budgets, together with any amendments thereto, with such levy producing the funding necessary, as specifically budgeted, to maintain the Reserve Fund. For any year(s) in which County Council does not specifically budget revenue needs for this purpose, the millage levy shall nonetheless be nominally printed on the tax bills as a "Reserve Fund" levy, expressing the need for no ad valorem taxation (0.00 mills) for this purpose. It is the policy of Newberry County that the unrestricted, undesignated fund balance shall not be less than four (4) month's operating cost, as calculated using the current year general operating budget.

SECTION XIV. TRANSFERRING OF FUNDS

The County Administrator may, if he deems it in the best interest of the County, and within the appropriations provided by this ordinance, transfer funds or any portion thereof from any fund, department, activity, or purpose to another fund, department, activity, or purpose. Neither the Administrator, nor any Department Head, may establish or fund any additional position (s) without the knowledge and consent of the County Council.

SECTION XV. BUDGET PROVISOS

The Budget Provisos attached hereto are incorporated herein by reference and shall be published in the County Operating and Capital Budgets for the Fiscal Year 2022-2023. Unless otherwise directed by this Ordinance, these Provisos shall govern the expenditures made by the County and the conduct of those recipients of such funds with regard to the matters mentioned therein.

SECTION XVI. TAX ANTICIPATION BORROWING

In the event that County Council determines that it is necessary to borrow money in order to meet the operational cash flow needs of the County for this fiscal year until sufficient tax revenues have been collected, the County, as authorized by subsequent Resolution or Resolutions of Newberry County Council, may borrow sufficient funds to meet such operational cash flow needs, by executing one or more tax anticipation notes, in a total amount outstanding not to exceed Four Million (\$4,000,000) Dollars, said sums to be repaid on such terms as County Council may negotiate from tax collections for the Fiscal Year 2021-2022, with all amounts borrowed to be repaid prior to the end of such fiscal year.

SECTION XVII. SEVERABILITY

If any clause, phrase, sentence, paragraph, appropriation, or section of this Ordinance shall be held invalid, it shall not affect the validity of the remainder of this Ordinance or of the remaining phrases, clauses, sentences, paragraphs, appropriations, or sections not affected by such invalidity.

SECTION XVIII. EFFECTIVE DATE

This Ordinance shall become effective when adopted and shall govern the revenues and expenditures for the Fiscal Year 2022-23, which commences on July 1, 2022, including the disposition of funds carried forward from the prior fiscal year, unless otherwise encumbered.

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

(SEAL)

NEWBERRY COUNTY COUNCIL

By: _____
Todd Johnson. Chairman

Attest:

Jackie Lawrence, Clerk to Council

FIRST READING: 4-20-2022
SECOND READING: 5-4-2022
PUBLIC HEARING: 6-1-2022
THIRD READING: 6-15-2022

Reviewed and approved as to form:

A. J. Tothacer, Jr. County Attorney

NEWBERRY COUNTY FY22-23

Fees Charged by County Departments

***Basic cost for copies Countywide \$.50 per page.**

ANIMAL CONTROL

Adoptions – Cats & Kittens	\$ 75.00
Dogs & Puppies	\$ 100.00
Redemptions	\$25.00 for first day, \$10.00 each additional day per animal \$20.00 Microchip Fee
DHEC Quarantine Fee	\$100.00 for 10 days
Low Cost Pet Sterilization	\$ 30.00

BUILDING DEPARTMENT

\$1,000 or less	\$50.00
\$1,001 to \$5,000	\$50.00 for the first \$1,000, plus \$10.00 for each additional \$1,000 or fraction thereof
\$5,001 to \$50,000	\$50.00 for the first \$5,000, plus \$10.00 for each additional \$1,000 or fraction thereof
\$50,001 to \$100,000	\$270.00 for the first \$50,000, plus \$5.00 for each additional \$1,000 or fraction thereof
\$100,001 to \$500,000	\$470.00 for the first \$100,000, plus \$5.00 for each additional \$1,000 or fraction thereof
\$500,001 and up	\$1,670.00 for the first \$500,000, plus \$5.00 for each additional \$1,000 or fraction thereof

Building permit fees are based on building valuation data as published by the ICC (International Code Council) and will be calculated by staff at the time of permit issuance

Re-inspection Fee	\$75.00 for first re-inspection; doubles each inspection thereafter
Plan Review Fee	½ the cost the permit fee

MANUFACTURED HOME FEES

Single Wide Manufactured Home Fee	\$ 100.00
Double Wide Manufactured Home Fee	\$ 200.00
Manufactured Home Moving Fee	\$ 100.00
Manufactured Home Decal	\$ 5.00

PUBLIC WORKS

Driveways	Newberry County will install one driveway per lot on County maintained roads free of charge with the following limitations: 24 foot width. Apron installed to match roadway (crusher run or asphalt), only to limit of the Right of Way. Any additional width of driveway or any additional driveways will be billed to the land owner at a rate of \$200.00 per 8 foot section of pipe.
MSW and C&D Trash	\$51.00 per ton at Transfer Station
Mega users	\$53.00 per ton after the first 1000 tons in any one-year period
City of Newberry FY 22-23 - 50% discount applicable for July 1, 2022 – June 30, 2023	
Tires	\$125.00 per ton (county residents may dispose of 4 tires per month at no charge)
Yard Debris	No charge for residential dumping of the individual's personal yard debris at the Transfer Station \$25.00 per ton for commercial dumping of yard debris

TAX ASSESSOR

Copies	\$.50
B/W 8 1/2 X11 Property Cards	\$.50
Color Property cards/Information sheet 8 ½ X 11	\$ 5.00
Color Maps 8 ½ X 11	\$ 10.00
Tax Map Index Maps 24X24 Color	\$ 12.00
Tax Map without Aerial 24X34 Color	\$ 15.00
Tax Map with Aerial 24X34 Color	\$ 25.00
Custom Maps	\$ 50.00
Digital Data	
Digital Orthos whole county	\$1,500.00
Digital Layers parcel w #s only	\$ 500.00
Digital parcel layer w owner attributes	\$ 750.00
Zoning	\$ 200.00
Digital other layers each	\$ 110.00
Tiles sold at various prices each	\$25.00-110.00
Tapes/disc must be supplied by customer	

TREASURER

Fees set by statute.
Decals - Vehicles

\$ 1.00

CORONER

Cremation Permits
Reports - Insurance Companies

\$25.00
\$60.00

BUDGET ORDINANCE PROVISOS

FOR FISCAL YEAR 2022-2023

RESCUE SERVICES

PROVIDED that seven (7) rescue squads shall be operated throughout the County and shall provide rescue services to all citizens in the County, under the supervision of the Board of Rescue Squads. These rescue squads may operate ambulances.

PROVIDED FURTHER that each rescue squad shall submit to the Emergency Services Coordinator on July 1 and January 1 of each fiscal year a complete list of its equipment, together with a statement of the values and condition of such equipment. All vehicles, regardless of value, must be listed, and the licensing and insurance status of each must be reported. If this list is not furnished on those dates, funds shall be withheld until this information is provided.

PROVIDED FURTHER that each rescue squad shall report to the Emergency Services Coordinator call data, as to their numbers of call responses, response times, transports made, dates and times of each service provided, and any other criteria necessary for Newberry County to evaluate the provision of rescue services.

PROVIDED FURTHER that each rescue squad shall submit to the Emergency Services Coordinator a roster of all members and the level of training attained by such members. This shall be provided on July 1 of each fiscal year and again on January 1 of each fiscal year, and any changes or updates throughout the year shall be reported in a timely manner.

PROVIDED FURTHER that the Emergency Services Coordinator shall submit annually to the County Administrator a budget request containing proposed rescue squad-related needs for vehicles, equipment, supplies, grant match funding, and construction.

PROVIDED FURTHER that the division of current-year appropriations for capital purchases among rescue squads will be recommended to County Council by the Board of Rescue Squads; Council will consider the Board's recommendations in making the final determination.

FIRE PROTECTION SERVICES

PROVIDED that eleven (11) rural fire departments shall be operated throughout the County under the supervision of the Board of Rural Fire Control and shall provide fire protection services to all citizens of Newberry County utilizing eleven (11) primary locations and any respective sub-stations that may have been established.

PROVIDED FURTHER that each volunteer fire department shall submit to the Emergency Services Coordinator on July 1 and January 1 of each fiscal year a list of all of its equipment, together with a statement of the values and condition of such equipment. All vehicles, regardless of value, must be listed, and the licensing and insurance status of each must be reported. If this list is not furnished on those dates, funds shall be withheld until this information is received.

PROVIDED FURTHER that the County of Newberry will share tax funds collected on a countywide basis with municipal fire departments, pursuant to Section 4-9-30 (5), SC Code of Laws 1976, as amended. The amounts distributed to the municipalities are based on the percentage of taxable basis in the County for the most current tax year, with appropriated proportions and amounts being calculated as follows for (FY22-23) City of Newberry, 17.53% (\$116,240.22) ; Town of Prosperity, 1.96% (\$12,996.63); Town of Whitmire, 1.56% \$10,344.25. This funding will be allocated to the municipalities quarterly, based upon the receipt of tax revenues.

PROVIDED FURTHER that each volunteer fire department shall submit to the Emergency Services Coordinator on July 1 and January 1 of each fiscal year a complete list of its equipment, together with a statement of the values and condition of such equipment. All vehicles, regardless of value, must be listed, and the licensing and insurance status of each must be reported. If this list is not furnished on those dates, funds shall be withheld until this information is provided.

PROVIDED FURTHER that each volunteer fire department shall submit to the Emergency Services Coordinator a roster of all members and the level of training attained by such members. This shall be provided on July 1 of each fiscal year and again on January 1 of each fiscal year, and any changes through the year shall be reported in a timely manner.

PROVIDED FURTHER, that each volunteer fire department shall report to the Emergency Services Coordinator call data as to their numbers of call responses, response times, dates and times of each service provided, and any other criteria necessary for Newberry County to evaluate the services provided to its citizens by the various departments.

EMERGENCY SERVICES – GENERAL

PROVIDED that the Emergency Services Coordinator shall be responsible for coordinating purchases of rescue squad and fire department related vehicles and equipment through the County's central purchasing system, whenever such purchases involve the use of County funding. By a recorded vote, duly assembled, County Council may waive this requirement.

PROVIDED FURTHER that all fire and rescue departments must provide the Newberry County Finance Director with required financial reporting information by January 15 and July 15 of each year. Such information will include statements for all bank and other financial accounts, including those for checking, savings, cash, investment, and certificates of deposit. Each department must also provide reports detailing cash and checks on hand, expenditure receipts, deposit receipts, receipts issued for donations, and all records related to the receipt and expenditure of grant funding/governmental appropriations.

PROVIDED FURTHER that the Emergency Services Coordinator will coordinate maintenance for all fire and rescue equipment and help verify that all vehicles have proper insurance.

PROVIDED FURTHER that when a new fire, rescue or EMS vehicle is purchased, the squad or department receiving the new vehicle must remove from service a vehicle of similar kind, unless otherwise authorized by the County Administrator, upon recommendation by Council's Public Safety and Courts Committee.

PROVIDED FURTHER that the Emergency Services Coordinator will ensure adherence by all fire and rescue departments to training requirements, as well as those requirements pertaining to occupational health and safety.

**APPROPRIATIONS TO COUNTY AND NON-COUNTY
COMMISSIONS, BOARDS AND AGENCIES**

PROVIDED that all agencies, commissions, and boards, whether directly appointed by County Council or not, which receive funds from Newberry County and/or in-kind benefits from the use/operation of County-owned property, shall submit a brief quarterly report demonstrating the entity's benefit to Newberry County. The County may require the use of designated forms for these reports, and for agency funding requests. Such entities must submit an audit report or certified financial statement to the County Administrator's office within six months following the end of the fiscal year. Where entities cannot provide an audit report or certified financial statement, their appropriations may be withheld, or paid directly to vendors selected through the County's central purchasing system.

PROVIDED that the Soil and Water Conservation District must give an update to the Finance Committee.

ACCOMMODATIONS TAX

PROVIDED that accommodations tax revenue shall be allocated as follows: the first \$25,000 shall be deposited into the General Fund and appropriated to the Newberry Opera House; five (5) percent of the balance shall also be deposited into the General Fund; thirty (30) percent of the remaining balance shall be allocated for Tourism Promotion; sixty-five (65) percent of the remaining balance shall be allocated for Tourism Related expenditures.

PROVIDED FURTHER that all these funds shall be kept in a separate fund account.

E911

PROVIDED that funds in this account shall be accounted for separately from any other fund and, as required by State statute, shall not be a part of the General Fund of the County. Unexpended funds are carried forward in a Reserve Fund to be used for E911 purposes as required by law.

DEBT SERVICE

PROVIDED that these funds shall be allocated to pay for the general debt service of the County's bonded indebtedness and other legal debts by the County Treasurer as certified by the County Auditor.

JAIL USER FEE

PROVIDED that this fee is generated from use of the inmate commissary and from a fee assessed to any person being booked into the Newberry County Detention Center.

PROVIDED FURTHER that these funds may be disbursed for special inmate needs, pursuant to state law and the County Ordinance imposing the Detention Center user Jail User Fee.

NON-DEPARTMENTAL

PROVIDED that the County Administrator may approve the use of funding appropriated for non-departmental purposes to meet capital, maintenance, or personnel needs.

GENERAL

PROVIDED that the County shall develop a mission-driven budget and implementation of same that would seek to provide services that are customer-driven, constantly looking for ways to cut cost and increase the quality of services.

PROVIDED FURTHER that monies are appropriated to departments by codes. A department head is hereby authorized to request a transfer of funds between objects of expenditures within their department, on a per-occurrence basis.

PROVIDED FURTHER that transfers pertaining to specific wages and salaries are permitted in accordance with the County's Classification and Compensation Plan.

PROVIDED FURTHER that incentive pay for performance/merit and/or job descriptions amended to include additional duties and responsibilities will be distributed as directed by County Council and within the guidelines of the County's Classification and Compensation Plan.

PROVIDED FURTHER that all line-item transfers within the FY 22-23 Operating and other budgets must be approved by the County Administrator or his designee.

PROVIDED FURTHER that, as information for Council's second monthly meeting each month, the Finance Director will provide a complete listing of all line-item transfers that have occurred in the preceding thirty (30) days.

PROVIDED FURTHER that actual miles traveled and submitted by County employees on the appropriate travel voucher shall be reimbursed at the same rate established by the Internal Revenue Service for federal employees.

PROVIDED FURTHER that, unless otherwise approved by Council, the per diem allowance for meals for County personnel traveling on official County business shall be fixed at the rate of \$50.00 per day (includes tips); per diem for individual meals may be allocated as follows: breakfast \$10.00, lunch \$15.00, dinner, \$25.00. Personnel staying for a period of 24 hours or more shall be paid on the per diem rate less any meals that may be provided as a part of the conference/meeting. Meeting/Conference agenda must be attached to reimbursement request. Receipts for meals must be provided upon request by County Administrator. Reference Newberry County Employee Handbook, "Travel and Subsistence Allowance."

PROVIDED FURTHER that allowable lodging costs for required overnight travel shall be determined by Council or by the County Administrator from time to time.

PROVIDED FURTHER that without the approval of the Administrator, no employee may draw advanced funds before travel, and any funds advanced must be strictly accounted for at the conclusion of the trip.

PROVIDED FURTHER that employees assigned cell phones and/or smart phones by Newberry County must reimburse the County for any charges above those included in monthly voice and data plans regarding personal usage.

PROVIDED FURTHER that all service charges, fees, fines, and other monies received by the County departments shall be deposited with the County Treasurer's Office on a daily basis.

PROVIDED FURTHER that the County Administrator is authorized to establish fees for the various departments and agencies for miscellaneous services and items such as copies, maps, books, etc. produced in response to requests under the Freedom of Information Act.

PROVIDED FURTHER that if the County is a partner in any contract requiring copies to be made for the completion of the contract there shall be no charge(s) levied from the department or elected official's office (in which the copies are made).

PROVIDED FURTHER that all boards and commissions shall submit to the County Administrator's Office annually reports indicating attendance by their respective memberships.

PROVIDED FURTHER that any agency funded in whole or in part by the County must submit a copy of that agency's annual audit to the Finance Director. All agencies funded by the County in amounts over \$10,000 must provide the County with an audit report performed by an independent external auditor. In the event, that an agency so funded does not have an external audit report, this requirement may be waived upon a letter of request to the County Council explaining the situation and detailing the cost of said audit in the relationship to the amount of County funds received.

PROVIDED FURTHER that Funds appropriated in any fiscal year but not requested or encumbered prior to the end of that fiscal year shall become part of the County's fund balances. Revenues received but not appropriated and expended will likewise become part of the County's fund balances.

PROVIDED FURTHER any unexpended special source revenue funds which are required by state or federal statute to be carried forward from fiscal year to fiscal year shall be considered as being carried forward, and the Finance Director and the County Treasurer are directed to make the necessary budget adjustments to reflect these matters.

STATE OF SOUTH CAROLINA)
)
COUNTY OF NEWBERRY)

BUDGET ORDINANCE NO 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.

Pursuant to Sections 4-9-140 and 4-9-39 of the South Carolina Code of Laws as amended, BE IT ENACTED by the County Council for Newberry County:

SECTION I. LEVYING OF A SUFFICIENT TAX

A tax of sufficient mills to pay the appropriations for Newberry County Library, Piedmont Technical College and the Newberry Agency for Disabilities and Special Needs in the County Budget, is hereby levied on the taxable property in Newberry County to pay these entities for the public and educational purposes as hereinafter set out and made for the fiscal year beginning July 1, 2022 and ending June 30, 2023.

SECTION II. COMMUNITY SERVICES APPROPRIATIONS

There is hereby appropriated, with provisos, if any, as attached to and incorporated into this Ordinance, and also stated in the County Operating and Capital Budgets for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following sums of money in the amounts and for the purposes set forth as follows:

COMMUNITY SERVICES APPROPRIATIONS

<u>REVENUE</u>	<u>AMOUNT</u>
PROPERTY TAXES	\$ 1,106,553
TOTAL COMMUNITY SERVICES REVENUE	\$ 1,106,553
<u>EXPENDITURES</u>	<u>AMOUNT</u>
PIEDMONT TECHNICAL COLLEGE	\$ 511,869
NEWBERRY COUNTY LIBRARY	553,555
NEWBERRY COUNTY DISABILITIES AND SPECIAL NEEDS	<u>41,129</u>
TOTAL COMMUNITY SERVICES EXPENDITURES	\$1,106,533

SECTION III. SEVERABILITY

If any phrase, clause, sentence, paragraph, appropriation, or section of this Ordinance shall be held invalid, it shall not affect the validity of the remainder of this Ordinance or of any of the remaining phrases, clauses, sentences, paragraphs, appropriations, or sections

not affected by such invalidity.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective when adopted and shall govern the revenues and expenditures for the Fiscal Year 2022-2023, which commences on July 1, 2022, including the disposition of funds carried forward from the prior Fiscal Year, unless otherwise encumbered.

AND IT IS SO ORDAINED by Newberry County Council this 15th day June of 2022 in meeting duly assembled at Newberry, South Carolina.

(SEAL)

NEWBERRY COUNTY COUNCIL

**By: _____
Todd Johnson, Chairman**

Attest:

**_____
Jackie Lawrence, Clerk to Council**

**FIRST READING: 4-20-2022
SECOND READING: 5-4-2022
PUBLIC HEARING: 6-1-2022
THIRD READING: 6-15-2022**

Reviewed and approved as to form:

**_____
A. J. Tothacer, Jr., County Attorney**

Commission determined that it does not concur with the recommendation of the Planning Staff. The Planning Commission has now forwarded its report on the rezoning request to Newberry County Council, as required by law, for consideration of its actions by Newberry County Council.

WHEREAS, Newberry County Council is familiar with the site and the existing uses of the properties located at 35 Oak Hollow Road, Newberry;

NOW, THEREFORE, Newberry County Council makes the following findings of fact and law as to the merits of the rezoning request concerning Tax Map No. 395-39, totaling seven hundred and seventy-nine hundredths (.779) acres located at 35 Oak Hollow Road, Newberry, as more particularly shown on the plat accompanying the submitted "Official Zoning Map Amendment Application" included in the submitted Planning Commission report attached hereto, R2-Rural from RS-Single Family Residential:

A. That the proposed map amendment does not promote the implementation of the Comprehensive Plan in the area.

B. This amendment is needed because the proposed development cannot be accomplished by the owner under the existing zoning district regulations.

C. That traffic patterns in the neighborhood may be adversely affected by the change in zoning.

NOW, THEREFORE, BE IT ORDAINED that:

Newberry County Council hereby determines, based on the findings set forth above, that the attached rezoning request for a map amendment for TMS No. 395-39 totaling seven hundred and seventy-nine hundredths (.779) acres real estate parcel as acted on by the Planning Commission, be:

_____ disapproved;
_____ approved; or
_____ approved with the following modifications: _____

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:

Jackie Lawrence, Clerk to Council

1st reading: June 1, 2022
2nd reading: June 15, 2022
Public Hearing: _____
3rd reading: _____

Reviewed and approved as to form:

A. J. Tothacer, Jr., Attorney

Christopher Inglese, County Administrator

ORDINANCE # 05-18-2022

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF CAPITAL PROJECT SALES TAX FUNDS AND MATTERS RELATING THERETO.

BE IT ORDAINED by the County Council of Newberry County, South Carolina, in meeting duly assembled:

ARTICLE I

FINDINGS OF FACT

The County Council of Newberry County, South Carolina (the "Council"), the governing body of Newberry County, South Carolina (the "County"), has made the following findings of fact:

Section 1.01 Findings.

Pursuant to South Carolina Code Ann. §§4-10-300 *et seq.* (1976, as amended) (the "CPST Act") and a referendum held in the County on November 8, 2016 (the "Referendum"), there is presently imposed within the County a one percent sales tax on the sale of certain items specified in the CPST Act (the "Tax"). Proceeds of the Tax have been applied to the payment of debt service on the County's \$19,125,000 General Obligation Bonds, Series 2017 (the "CPST Bonds"). Proceeds of the CPST Bonds have been applied to defray the cost of capital improvements listed on the Referendum ballot.

The Council is advised that the CPST Bonds have been defeased in full and are no longer outstanding. All cost overruns of projects listed on the Referendum ballot have been met or funds allocated therefor. While the Council presently intends to continue the Tax pursuant to the CPST Act beyond its scheduled termination, the reimposition of the Tax requires approval subsequent referendum, which will be held November 8, 2022, if so ordained by Council (the "2022 Referendum"). The Council is further advised that, inasmuch as the CPST Bonds have been defeased and the Tax has not yet been reimposed, the Council is authorized by South Carolina Code Ann. §4-10-340(3) to direct the expenditure of remaining Tax proceeds to capital projects as described in South Carolina Code Ann. §4-10-330(A)(1).

Listed as Item 7 on the Referendum ballot was "Town Hall/Police Department Remodel/Upgrades -\$1,000,000" for the Town of Whitmire (the "Town"). The Town has been advised since the holding of the Referendum that the remodeling and upgrading of a garage which is a component of its existing Police Department facility is impractical as a consequence of the condition of the garage structure. The Town has requested that the Council approve the use of a portion of the remaining proceeds of the Tax to construct a structure in lieu of the remodeling and upgrading of the existing garage (the "Revised Project"). The Council finds that such use is consistent with the purpose of the Tax and has determined so authorize the use of Tax proceeds.

* * * *

ARTICLE II

AUTHORIZATION

Section 2.01 Approval of Application of Tax Proceeds.

The Council hereby approves the application of in the amount of not exceeding \$155,000 to the Revised Project. All other proceeds of the Tax will be applied to capital improvements appearing on the ballot for the 2022 Referendum, interest on bonds issued pursuant to the 2022 Referendum, or, if the Tax is not reimposed, in the manner provided in South Carolina Code Ann. §4-10-340(3).

Section 2.02 Effective Date of Ordinance.

This Ordinance shall become effective upon the third and final reading thereof.

* * * *

ENACTED this ___ day of _____, 2022.

(SEAL)

COUNTY COUNCIL OF
NEWBERRY COUNTY, SOUTH CAROLINA

Todd Johnson, Chairman, County Council
of Newberry County, South Carolina

Attest:

Jackie Lawrence, Clerk to Council

First Reading: June 1, 2022

Second Reading: June 15, 2022

Third Reading: _____, 2022

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 enacted 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 give 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 (the "Act"), being the Freedom of Information Act, a copy of the agenda of each of the meetings of the County Council referenced in the preceding paragraph (showing the date, time and place of the meeting), was, at least 24 hours prior to each such meeting, posted on a designated bulletin board in the administrative offices of the County, posted on the County's public website, and provided to news media and others requesting such information. The agenda for each of the meetings listed in the preceding paragraphs included as an item the reading of the aforesaid Ordinance and was made publicly available in accordance with the preceding sentence.

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

(SEAL)

Jackie Lawrence, Clerk to Council



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:	June 8, 2022	Meeting Date:	June 15, 2022		
Legal Review				Date:	
Budget Review				Date:	
Approved for Consideration:	Mike Pisano				
Committee					
Subject:	Acceptance of bid for road paving Scurry Is. And Doc Holloway				

STAFF'S RECOMMENDED ACTION:

Staff recommends accepting the low bidder: Satterfield Construction Company

REQUEST FOR COUNCIL RECONSIDERATION: Staff recommends acceptance from the only response, Satterfield Construction. The amount of the base bid is \$439,412.60 and within budget. Line- item pricing for full depth, per unit is \$32.00 and for overlay per square yard is \$11.25.

FIDUCIARY: Funding is provided by the CTC in the amount of \$516,632

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

June 3, 2022

Mr. Richard L. Farmer, SCCED
Director
Newberry County Economic Development
Post Office Box 381
Newberry, South Carolina 29108

RE: Phase IIA and III Roadway, Water and
Wastewater Improvements at the
Mid-Carolina Commerce Park
Newberry County, South Carolina
Newberry Bid No.: 2021-11
Project No.: 17113-0036

Dear Mr. Farmer:

Enclosed please find three (3) copies of Change Order No. 1 increasing the contract amount by \$88,894 to a total contract of \$3,873,027 due to the increase in material square footage for the proposed retaining walls based upon the unit price of \$26/Square Foot (SF) established in the contract. Change Order No. 1 includes a contract period extension of one hundred and twenty (120) calendar days due to delays the contractor experienced on the proposed bottomless culverts and retaining wall materials.

The current contract bid for the proposed retaining walls was a unit price bid at \$26/SF. The current contract bid quantity totals 5,250-SF. Upon installation of the retaining walls at the rear crossing, the contractor notified us once they had been informed by the wall installer of the quantity overrun. The proposed retaining walls quantity was increased by 3,419-SF to a total of 8,669-SF for the materials. Upon receipt of this notice, Alliance Consulting Engineers, Inc. reviewed the bid specifications with regards to timing of this notice. Due to the project being a unit price bid, there is no notice period required per the specifications and the contractor is submitting a justified request.

Alliance Consulting Engineers, Inc. then reviewed the design of the wall system to determine if the square footage of the 2nd crossing could be reduced. Those options reviewed were to increase the slopes at the ends of the wall as well as the slopes of the roadway shoulders. Both approaches were not an option as the Geotech report did not support any slopes greater than 3:1 based on the slope stability analysis previously completed by the geotechnical consultant.

With that said, it is Alliance Consulting Engineers, Inc.'s understanding that the approved funding remaining at the time of award of the contract, was \$304,842 for Phase II Improvements. Alliance Consulting Engineers, Inc. recommends the increase in the contract amount of \$88,894 with the approval of Change Order No. 1 which will leave a remaining balance of \$215,948 of funds available for Phase II Improvements.

The Quantity Take Off (QTO) that was completed by Alliance Consulting Engineers, Inc., has been enclosed for reference along with the Contractor's Submittal provided by Lindler's Construction of SC, LLC on January 17, 2022 and approved by Newberry County on January 20, 2022 and Alliance Consulting Engineers, Inc. on January 24, 2022. Aerial photographs have also been provided tracking progress of both Bottomless Culverts A and B for reference.

SECTION 00 63 63

CHANGE ORDER

No. 1

Date of Issuance: 6.3.22 Effective Date: _____

Project: Phase IIA and III Roadway, Water and Wastewater Improvements Mid-Carolina Commerce Park for Newberry County, South Carolina	Owner: Newberry County	Owner's Contract No.: 2021-11
Contract: Phase IIA and III Roadway, Water and Wastewater Improvements Mid-Carolina Commerce Park for Newberry County, South Carolina	Date of Contract: August 11, 2021	
Contractor: Lindler's Construction of South Carolina, Inc. Post Office Box 731 Newberry, South Carolina 29108	Engineer's Project No.: 17113-0036	

The Contract Documents are modified as follows upon execution of this Change Order:

Description: Contract price increase of \$88,894 for the increase in material square footage for the proposed retaining walls. The increase in the retaining walls square footage from the bid quantity is 3,419-SF at a unit price of \$26/SF. The contract period is increased from 270 calendar days to 390 calendar days due to delays the contractor experienced on the proposed bottomless culvert and retaining wall materials.

Attachments: (List documents supporting change):

CHANGE IN CONTRACT PRICE:

CHANGE IN CONTRACT TIMES:

Original Contract Price:	Original Contract Times: <input type="checkbox"/> Working days <input checked="" type="checkbox"/> Calendar days
<u>\$3,784,133.00</u>	Substantial completion (days or date): <u>May 6, 2022</u>
	Ready for final payment (days or date): <u>May 20, 2022</u>
[Increase] [Decrease] from previously approved Change Orders No. <u>N/A</u> to No. <u>N/A</u> :	[Increase] [Decrease] from previously approved Change Orders No. <u>N/A</u> to No. <u>N/A</u> :
<u>\$ N/A</u>	Substantial completion (days): <u>N/A</u>
	Ready for final payment (days): <u>N/A</u>
Contract Price prior to this Change Order:	Contract Times prior to this Change Order:
<u>\$3,784,133.00</u>	Substantial completion (days or date): <u>May 6, 2022</u>
	Ready for final payment (days or date): <u>May 20, 2022</u>
Increase of this Change Order:	Increase of this Change Order:
<u>\$88,894.00</u>	Substantial completion (days or date): <u>120 days</u>
	Ready for final payment (days or date): <u>120 days</u>
Contract Price incorporating this Change Order:	Contract Times with all approved Change Orders:
<u>\$3,873,027.00</u>	Substantial completion (days or date): <u>September 3, 2022</u>
	Ready for final payment (days or date): <u>September 17, 2022</u>

REQUESTED:	RECOMMENDED:	APPROVED:
By: _____	By: _____	By: _____
Contractor: (Lindler's Construction of SC, Inc.)	Engineer: Benjamin S. Whaley, P.E.	Owner: Newberry County
Date: _____	Date: _____	Date: _____
Approved by Funding Agency (if applicable): _____		Date: _____

CHANGE ORDER

00 63 63-1

17113-0036

May 2021



Lindler's Construction of
South Carolina, LLC
(803) 276-6557
8253 SC-34
Newberry, SC 29108

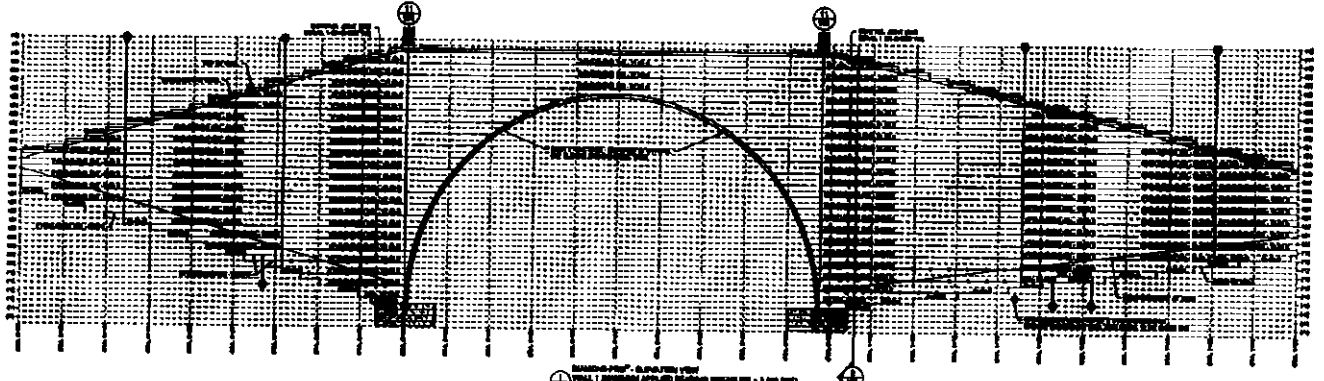
Date: 1/03/2022

We have reviewed the following submittal from Brock's Landscaping Company LLC for the retaining walls and certify that they meet or exceed the specifications listed.

Cameron Unger
Cameron Unger
(804) 366-7953
cameron@lindlers.com
Estimator/ Project Coordinator
Lindler's Construction

SUBMITTAL NO. 10
REVIEW IS ONLY FOR GENERAL CONFORMANCE WITHIN THE DESIGN CONCEPT OF THE PROJECT AND GENERAL COMPLIANCE WITH THE INFORMATION GIVEN IN THE CONTRACT DOCUMENTS.
CONTRACTOR IS RESPONSIBLE FOR COMPLIANCE WITH CONTRACT DOCUMENTS CONFIRMING AND CORRELATING ALL QUANTITIES AND DIMENSIONS, SELECTING FABRICATION PROCESS AND TECHNIQUES OF CONSTRUCTION, COORDINATING HIS WORK WITH THAT OF OTHER TRADES, AND PERFORMANCE OF THIS WORK IN A SAFE AND SATISFACTORY MANNER.
SUBJECT TO THE ABOVE, THIS SUBMITTAL IS
<input type="checkbox"/> APPROVED
<input checked="" type="checkbox"/> APPROVED WITH CORRECTIONS NOTED
<input type="checkbox"/> TO BE REVISED AND RESUBMITTED
<input type="checkbox"/> REJECTED - SEE REMARKS
Alliance Consulting Engineers, Inc.
BY <u>Jesse Mefford, P.E.</u>
DATE <u>January 24, 2022</u>

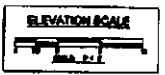
*Wastewater Gravity Line 3C adjusted per Construction Sketch-1 dated September 20, 2021 to avoid conflict with Bottomless Culvert



ANCHOR WALL - ELEVATION VIEW
 WALL & ANCHOR APPLIED BRIDGE FRAMEWORK - 1/8" = 1'-0"



ANCHOR WALL - ELEVATION VIEW
 WALL & ANCHOR APPLIED BRIDGE FRAMEWORK - 1/8" = 1'-0"

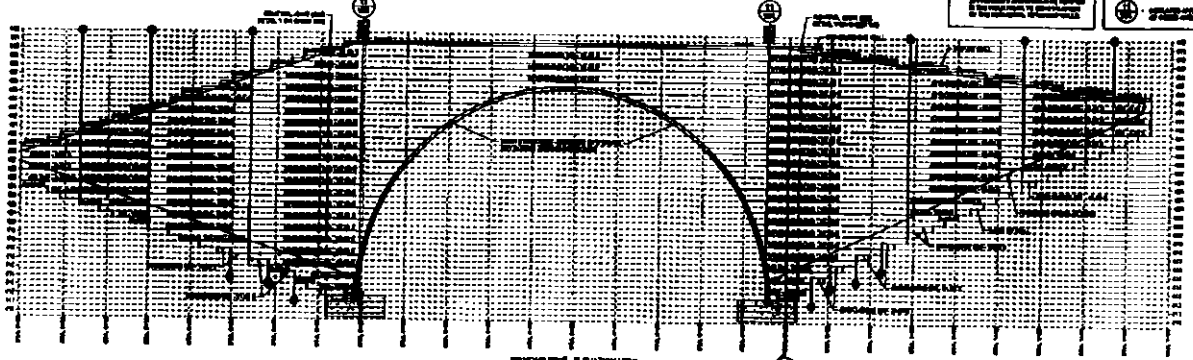


LEGEND

○	ANCHOR WALL
⊕	CONCRETE
⊖	STEEL
⊗	WOOD

NOTE

1. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.
2. REFER TO STRUCTURAL DRAWINGS FOR ALL CONNECTIONS AND DETAILS.
3. MATERIALS TO BE USED AS SHOWN IN LEGEND.
4. FINISHES TO BE DETERMINED BY ARCHITECT.



ANCHOR WALL - ELEVATION VIEW
 WALL & ANCHOR APPLIED BRIDGE FRAMEWORK - 1/8" = 1'-0"

ANCHOR WALL ENGINEERING, LLC
 1000 SOUTH MAIN, SUITE 100
 DENVER, CO 80202
 PHONE: (303) 733-8888
 CERTIFICATE OF AUTHORIZATION 0000

PROJECT: ANCHOR WALL
 SHEET: W2 OF 2
 DATE: 10/15/2010

NEWBERRY COUNTY COUNCIL

MINUTES

June 1, 2022

The Newberry County Council met on Wednesday, June 1, 2022, at 6:00 p.m. in Council Chamber 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, Chair (District 1)
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) ...
A.J. Tothacer, Jr., County Attorney
Karen Brehmer – Deputy County Administrator
Debbie S. Cromer, Finance Director
Jacquelyn R. Lawrence, Clerk to Council

ABSENT: Les Hipp, Vice-Chair (District 5)– (out of town)
Christopher Inglese, County Administrator

MEDIA: Andy Husk, Newberry Observer

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

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

1. Additions, Deletions and Adoption of the Agenda

Mr. Shealy moved to adopt the Agenda as written; seconded by Mrs. Arrowood. Vote was unanimous.

2. Public Appearance:

Richard Lupino, Charter Communications – This matter will be rescheduled as Mr. Lupino was unable to attend.

3. Request for approval - Memorandum of Understanding for the Upper Savannah Workforce Area

Mr. Livingston moved to approve the memorandum; seconded by Mr. Shealy. There being no discussion, Mr. Johnson called for the vote. Vote was unanimous.

4. Ordinance No. 04-06-2022 – An Ordinance acting on a request to amend the official zoning map established pursuant to zoning Ordinance No. 12-24-01 as revised and amended by zoning Ordinance No. 6-11-16 and codified in Chapter 153 of the Newberry County Code of Ordinances, establishes zoning classification and districts so as to rezone one (1) real estate parcel totaling nineteen and seventy-two hundredths (19.72) acres designated as TMS No. 653-61 from RS – Single Family Residential to R2 – Rural.

a. Public Hearing

Mr. Johnson declared the public hearing open. Mr. Robin Harper spoke regarding the property that he and his family bought the land in September of 2021. They plan to build a home, have a few horses and some chickens. After hearing from the public Mr. Johnson asked if there was a Motion to third reading. Motion made by Mr. Shealy; seconded by Mr. Livingston. With no further discussion, Mr. Johnson called for the vote. Vote was unanimous.

5. Ordinance No. 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. Public Hearing

Mr. Johnson declared the public hearing open. There being no public comments, Mr. Johnson declared the public hearing closed.

b. Third Reading

Mr. Reeder moved to adopt the third reading; seconded by Mrs. Arrowood. There being no discussion, Mr. Johnson called for the vote. Vote was unanimous.

6. Ordinance No. 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. Public Hearing

Mr. Johnson declared the public hearing open. There being no public comments, Mr. Johnson declared the public hearing closed.

- b. Third and Final Reading

Mr. Reeder moved to adopt the third reading; seconded by Mrs. Arrowood. Mr. Shealy clarified that is regarding a nuisance alarm.

Mr. Johnson stated that the report numbers showed 21 false alarms at on place and that is a tremendous drain on taxpayers and resources. It is just right that people that continue to cause that must pay some part of that.

Mrs. Arrowood stated that this is typically not a home but a commercial building.

There being no further discussion, Mr. Johnson called for the vote. Vote was unanimous.

7. Ordinance No. 05-11-2022 – 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. Public Hearing

Mr. Johnson declared the public hearing open. There being no public comments, Mr. Johnson declared the public hearing closed.

- b. Third and Final Reading

Mr. Livingston moved to adopt the third reading; seconded by Mr. Scurry. There being no discussion, Mr. Johnson called for the vote. Vote was unanimous.

8. Ordinance No. 05-12-2022 – An Ordinance amending Ordinance Nos. 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. Public Hearing

Mr. Johnson declared the public hearing open. There being no public comments, Mr. Johnson declared the public hearing closed.

- b. Third and Final Reading

Mr. Arrowood moved to adopt the third reading; seconded by Mr. Scurry. There being no discussion, Mr. Johnson called for the vote. Vote was unanimous.

9. 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. Second Reading

Mr. Shealy moved to adopt second reading; seconded by Mrs. Arrowood. There being no discussion, Mr. Johnson called for the vote. Vote was unanimous.

10. 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. Second Reading

Mrs. Arrowood moved to adopt second reading; seconded by Mr. Reeder.

Mr. Livingston stated that this Ordinance is a continuation tax and not an extra penny tax. Newberry receive a lot of money from outside sources with this tax.

Mrs. Arrowood stated that Piedmont Tech, the Library, the newer fire departments were all funded with the one (1) cent sales tax. Everyone that comes through our county that buys anything helps pay for those things. It does not all come off the citizen's backs. They have gone through great depth to pick out this committee chooses where the money goes and there is a need for this tax.

Mr. Livingston stated that while in communication with someone from the Charleston region, they have a placard at each one of their locations that shows that it was a part of the Capitol Project Sales Tax.

Mr. Arrowood stated the tax runs for seven (7) years, and it has to be reinstated if it is going to continue to be used.

Mr. Johnson stated the projects are specific by what can and cannot be done and without this tax many things would be cost prohibitive otherwise.

With no further discussion, Mr. Johnson called for the vote. Vote was unanimous.

11. Ordinance No. 05-17-2022 – An Ordinance acting on a request to amend the official zoning map established pursuant to the zoning Ordinance No. 12-24-01 as revised and amended by zoning Ordinance No. 6-11-16 and codified in Chapter 153 of the Newberry County Code of Ordinances, establishes zoning classification and districts so as to rezone one (1) real estate parcel totaling seven hundred and seventy-nine hundredths (.779) acres designated as TMS parcel no. 395-39 from RS – single family residential to R2 – rural.

- a. First Reading

Katie Werts from Planning and Zoning spoke regarding the request stating that Planning staff recommends the denial of this request as it is not supported by the comp plan. The Planning Commission with a vote of seven (7) to one (1) did recommend this request.

Mr. Johnson asked what are the parcels around the listed property.

Ms. Werts stated everyone else in the subdivision is RS and behind the property is all R2.

Mr. Reeder asked if there had been any complaints regarding this request.

Ms. Werts stated no.

Mrs. Arrowood asked what type of housing are on the other parcels?

Ms. Werts stated that there are site built and manufactured.

Mr. Johnson asked if the request is inconsistent with the area or inconsistent with planning?

Ms. Werts stated that the request is inconsistent with the Comprehensive Plan.

Mr. Reeder moved to adopt first reading, seconded by Mr. Shealy. With no further discussion Mr. Johnson called for the vote. Voting for First Reading, Mr. Johnson, Mr. Scurry, Mr. Reeder, Mr. Shealy, and Mrs. Arrowood.

Voting against First Reading, Mr. Livingston. Motion passed by majority vote.

12. Ordinance No. 05-18-2022 - An Ordinance authorizing the expenditure of Capital Project Sales Tax funds and matters relating thereto. (2017 CPST Bonds)

a. First Reading

Theo DuBose spoke regarding this Ordinance being a change in scope of a project in Whitmire where rehab of a garage next to the Police Station, but it turns out that it is recommended to tear it down and rebuild. The cost is about one hundred twenty-two thousand dollars (\$122,000) additional to complete the renovations needed. The funds are currently available.

Mr. Reeder asked what the building was being utilized for?

Mrs. Brehmer stated that the building is used by the Whitmire Town Hall and Police Department.

Mrs. Arrowood moved to adopt first reading, seconded by Mr. Livingston.

With no further discussion Mr. Johnson called for the vote. Vote was unanimous.

13. Ordinance No. 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 taxes on all taxable and 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 an anticipation of tax collections by the issuance of one or more tax anticipation notes, if necessary.

a. Public Hearing

Mr. Johnson declared the public hearing open.

Ms. Janelle Frick from the Newberry County Humane Society spoke regarding the changes to the Animal Services portion of the budget. The current fees, adoption and redemption have been raised. With the understanding that everything is going up, raising the fees makes it more likely that an animal will not be adopted or reunited with its family. Our goal is to keep the animals in there home and out of the shelter. Hours of operation are also a concern for adoption and redemption. The spay and neuter program is a great asset to the shelter, and they hope it continues.

Mr. Johnson asked for any other comments. With no further comments the public hearing was closed.

14. Ordinance No. 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. Public Hearing

Mr. Johnson declared the public hearing open. With no public comments the public hearing was closed.

15. Economic Development Committee recommended to eliminate the requirement of approval for payment of the quarterly statements from Central/SC so long as they have been approved in the budget process.

Mr. Farmer requested approval for payment of the quarterly invoice for Central SC in the amount of \$18,000.00. Along with a request of the Council that since Council approves payment of these invoices when it passes the annual budget that it be allowed to dispense with quarterly reviews and approvals. Invoices would go straight to the Administrator for payment. Mr. Livingston moved to approve the request, seconded by Mr. Reeder. With no further discussion Mr. Johnson called for the vote. Vote was unanimous.

16. 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.
- (2) Discussion of matters relating to the proposed location, expansion, or provision of services encouraging location or expansion of industries or other businesses in the area served by the public body.
- (3) Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body; however, if an adversary hearing involving the employee or client is held, the employee or client has the right to demand the hearing be conducted publicly. Nothing contained in this item shall prevent the public body, in

its discretion, from deleting names of the other employees or clients whose records are submitted for use at the hearing.

Mr. Shealy moved to go into Executive Session to discuss the matters as set forth above; seconded by Mr. Scurry. Vote was unanimous.

EXECUTIVE SESSION
6:34 P.M. – 7:42 P.M.

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

Mr. Johnson advised that Council went into Executive Session for the above stated purposes and no action was taken.

17. Adoption of Consent Agenda

- a. Minutes - Special Meeting – April 12, 2022
- b. Minutes - County Council Meeting - May 18, 2022
- c. Approval for Quarterly Central/SC invoice - \$18,000

Mr. Shealy moved to adopt the Consent Agenda; seconded by Mr. Reeder. Mr. Johnson called for the vote. Vote was unanimous.

18. Appointments

- a. Economic Development Task Force –
Deferred to June 15, 2022, under Executive Session
- b. Fire Board – Mr. Scurry - Terry Russell
Mr. Scurry moved for the nomination of Terry Russell for appointment.
Seconded by Mr. Livingston. Mr. Johnson called for the vote. Vote was unanimous.
- c. Rescue Board – Mr. Scurry - Roy Roe
Mr. Scurry moved for the nomination of Roy Roe for appointment, seconded by Mr. Livingston. Mr. Johnson called for the vote. Vote was unanimous.
- d. Newberry County Memorial Hospital Board – Candice Frick
Mrs. Arrowood moved to reappoint Candice Frick to the hospital board,
seconded by Mr. Livingston. Mr. Johnson called for the vote. Vote was unanimous.

19. Public Comments

No Public Comments were made.

20. Comments/Request from County Administrator

No comments were made.

21. Comments/Request from Council Members

Mr. Scurry thanked everyone for being together.

Mr. Reeder stated that in the last couple of weeks with the shootings in Newberry, please talk to your children.

Mrs. Arrowood asked that we keep all the families in our prayers.

Mr. Livingston would like to thank everyone that is willing to serve on the boards.

Thank you to law enforcement and fire and rescue squads. Thank you to the staff for all the work they put in.

Mr. Shealy also thanked the staff and stated we need to pray for our county.

Mr. Johnson stated he was thankful for the first responders and their hard work and the services that all agencies provide to us.

22. Future Meetings

23. Finance Committee	6-6-2022	6:00 P.M.
24. Public Safety	6-13-2022	6:00 P.M.
25. County Council Meeting	6-15-2022	6:00 P.M.

26. Adjournment

Mr. Arrowood moved to adjourn the meeting, seconded by Mrs. Reeder. Mr. Johnson called for the vote. Vote was unanimous. The meeting ended at 7:49 p.m.

Newberry County Council

Todd Johnson, Chairman

Jackie Lawrence, Clerk to Council

Minutes approved: _____