



**NEWBERRY COUNTY COUNCIL
AGENDA
JANUARY 3, 2018
7:00 P.M.**

Newberry County Council met on Wednesday, January 3, 2018, at 7:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a regular scheduled meeting.

PRESENT: **Henry H. Livingston, III, Chairman**
 Kirksey Koon, Vice Chairman
 Bill Waldrop, Councilman
 Scott Cain, Councilman
 Travis Reeder, Councilman
 Dr. Harriett Rucker, Councilwoman
 Wayne Adams, County Administrator
 Laurie Renwick, Clerk to Council

ABSENT: **Steve Stockman, Councilman**

MEDIA: **Kelly Duncan, Newberry Observer**

The meeting was duly advertised as required by law.

Chairman Livingston called the meeting to order at 7:00 p.m.

Mr. Reeder led the invocation followed by the Pledge of Allegiance.

In the absence of Mr. Tothacer, County Attorney, the meeting was turned over to Mr. Adams for the election of officers.

1. Election of Chairman for 2018

Mr. Adams asked if there was a motion to open the floor for nominations.

Mr. Waldrop motioned to open the floor; seconded by Mr. Cain. The vote was unanimous.

Mr. Waldrop nominated Mr. Livingston for re-election as Chairman; seconded by Mr. Cain. The vote was unanimous.

Mr. Adams turned the meeting over to Chairman Livingston for the remainder of the meeting.

Chairman Livingston thanked all of council for its support.

2. *Election of Vice-Chairman for 2018*

Chairman Livingston asked if there was a nomination for Vice-Chairman.

Mr. Cain nominated Mr. Koon for re-election as Vice-Chairman; seconded by Mr. Waldrop. The vote was unanimous.

3. *Adoption of Consent Agenda*

Mr. Cain motioned to adopt the consent agenda; seconded by Mr. Reeder. The vote was unanimous.

4. *Additions, Deletions, and Adoption of Agenda*

Mr. Cain motioned to adopt the agenda as presented; seconded by Vice-Chairman Koon. The vote was unanimous.

5. *Ordinance #12-29-17: An Ordinance to provide for the issuance and sale of General Obligation Bonds of Newberry County, South Carolina not exceeding \$1,325,000 in aggregate principal amount, to prescribe the purposes for which the proceeds of said bonds shall be expended, to provide for the payment of said bonds, and other matters relating thereto.*

Chairman Livingston declared this the Public Hearing.

Having received no comments from the public, Chairman Livingston declared the Public Hearing closed.

Mr. Waldrop motioned to approve third reading of Ordinance #12-29-17; seconded by Mr. Cain. The vote was unanimous.

6. *Ordinance #12-30-17: An Ordinance acting on a request to amend the Official Zoning Map established pursuant to Zoning Ordinance No. 6-11-16, codified in Chapter 153 of the Newberry County Code of Ordinances, so as to rezone one and eighty-two hundredths (1.82) acres real estate parcel designated as TMS Parcel No. 464-110 from Single Family Residential (RS) to Rural (R2).*

Chairman Livingston declared this the Public Hearing.

Having received no comments from the public, Chairman Livingston declared the Public Hearing closed.

Mr. Cain motioned to approve third reading of Ordinance #12-30-17; seconded by Mr. Reeder. The vote was unanimous.

7. Ordinance #12-31-17: An Ordinance acting on a request to amend the Official Zoning Map established pursuant to Zoning Ordinance No. 6-11-16, codified in Chapter 153 of the Newberry County Code of Ordinances, so as to rezone two (2.0) acres portion of a real estate parcel totaling one hundred and two (102) acres designated as TMS Parcel No. 447-5 from Rural (R2) to General Commercial (GC).

Chairman Livingston declared this the Public Hearing and noted that there were three (3) people signed up to speak concerning this rezoning. He invited Tab Patton to the podium to speak.

Mr. Patton of 654 Driftwood Dr., Greer, SC introduced himself as the developer for this project. He stated he was in attendance to answer any questions that anyone might have.

Chairman Livingston invited Harold Folk to the podium to speak.

Mr. Folk of 1940 Evans St., Newberry, SC, introduced himself and stated that the property being considered for rezoning was deeded to him and his brother upon his mother's death. He said they were approached by Mr. Patton about constructing a Dollar General Store on a portion of the property. Mr. Folk felt that a store like this will help the neighborhood and generate taxes for our county.

Chairman Livingston invited William Lindler to the podium to speak.

Mr. Lindler of 571 Oxner Rd., Newberry, SC, introduced himself and began by sharing his concerns about unsightly trash being dumped in this area and a total disregard of the 40-mph posted speed limit on this poorly maintained road. He felt this was not a good location for a retail business and having it will only increase the inadequate storm water drainage issues that currently exist. Mr. Lindler was concerned about the heavy traffic and wrecks that occur on Oxner Road now. He encouraged Council to vote no for rezoning this property for commercial use.

Chairman Livingston shared that he had spoken with Mr. Lindler about this and asked him if he had a petition in opposition to this rezoning.

Mr. Lindler responded that the weather has been cold, and he has not had time to get a petition together.

Mr. Waldrop asked Mr. Lindler if this was a state or county road.

Mr. Lindler replied that it was a state road.

Mr. Waldrop asked Mr. Patton if they were going to put in a retaining pond.

Mr. Patton responded that they have plans for a retaining pond.

Mr. Koon inquired if Dollar Generals typically generate more traffic.

Mr. Patton said that these stores usually do not bring in traffic from other areas; they service community traffic.

Dr. Rucker stated that DOT and/or Highway Patrol should be able to take care of some of the road issues and speeding vehicles.

Having received no additional comments from the public, Chairman Livingston declared the Public Hearing closed.

Chairman Livingston expressed his understanding of Mr. Lindler's position; unfortunately, there are not a lot of people here in support of not rezoning this property which means there could be many others that do. He said Sheriff Foster was here tonight and has heard your story about the traffic and will probably see that it is addressed.

Mr. Waldrop motioned to approve third reading of Ordinance #12-31-17; seconded by Mr. Cain. The vote was unanimous.

8. *Appointments*

Chairman Livingston nominated Mr. Walt McLeod for an appointment to the Central Midland's Council of Government Board; seconded by Mr. Waldrop. The vote was unanimous.

9. *Public Comments (by those who signed up at the meeting)*

No comments.

10. *Executive Session (in needed)*

No executive session.

11. *Comments/Request from County Administrator*

Mr. Adams commented that today a national publication called Business Facilities.Com named South Carolina its Business Facility State of the Year. He read a portion of the article as it pertained to the Samsung Newberry Facility

12. *Comments/Request from Council Members*

Council wished everyone a Happy and Safe New Year.

Mr. Reeder invited everyone to the Martin Luther King March and Program on January 15, 2018.

Vice-Chairman Koon recognized Nikki Haley for what she has done for us in Washington and said he was proud of her.

13. *Future Meetings*

- a. County Council 1/17/18 @ 7:00 p.m.
- b. Public Safety and Courts Committee 1/22/18 @ 5:00 p.m.

14. *Adjournment*

Chairman Livingston declared the meeting adjourned at 7:29 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, Chairman

APPROVED:

Laurie N. Renwick, Clerk to Council