



NEWBERRY COUNTY COUNCIL

April 7, 2021

6:00 P.M.

Minutes

Newberry County Council met on Wednesday, April 7, 2021, at 6:00p.m. in the Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, S.C., for a regular scheduled meeting.

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

PRESENT: Henry H. Livingston, III, Chairman
Todd Johnson, Vice-Chairman
Les Hipp, Council Member
Mary Arrowood, Council Member
Travis Reeder, Council Member
Johnny Mack Scurry, Council Member
Karen Brehmer, Finance Department
Debbie S. Cromer, Finance Department
Taylor Davenport, Assistant to the Administrator

ABSENT: Nick Shealy, Council Member
Susan C. Fellers, Clerk to Council

Mr. Livingston called the meeting to order at 6:00p.m..

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

1. Adoption of Consent Agenda

Mr. Reeder moved to adopt the Consent Agenda; seconded by Mrs. Arrowood. Vote was unanimous.

2. Additions, Deletions & Adoption of the Agenda

Mrs. Arrowood made a motion to remove item #9 from the agenda, as this was requested by the Administrator.

Mr. Johnson seconded the motion. The motion was approved with a 4:2 vote; with Mr. Scurry and Mr. Reeder opposing.

Mr. Johnson made a motion to approve the agenda as amended; seconded by Mrs. Arrowood. Agenda approved with a 6:1 vote; with Mr. Reeder opposing.

- 3. Ordinance #02-03-21** – An Ordinance authorizing (1) the execution and delivery of a first amendment to an existing fee in lieu of tax and incentive agreement (The “Fee Agreement”) by and among Newberry County, South Carolina (The “County”) , and companies collectively identified for the time being as Project Sam II, to provide for (A) the Extension of the applicable investment period set forth in the Fee Agreement and (B) certain additional special source revenue credits, both in connection with additional investment in certain manufacturing and related facilities in the County; and (2) other matter relating thereto.

- a. Public Hearing**
- b. Third Reading**

Mr. Livingston declared this to be the public hearing. There being no comments from the public, Mr. Livingston declared the public hearing closed.

Motion by Mr. Reeder to adopt third reading; seconded by Mrs. Arrowood. Vote was unanimous.

- 4. Ordinance #03-07-21** - An Ordinance amending Chapter 31 of the Code of Ordinances for Newberry County by adding language permitting Council Member participation in council meetings remotely through virtual/electronic means as a permanent option.

- a. Public Hearing**
- b. Third Reading**

Mr. Livingston declared this to be the public hearing. There being no comments from the public, Mr. Livingston declared the public hearing closed.

Motion by Mr. Johnson to adopt third reading; seconded by Mrs. Arrowood. Vote was unanimous.

5. Ordinance #03-08-21 – An Ordinance permitting the Newberry County Joint Planning Commission and the Newberry County Board of Zoning Appeals to conduct virtual/electronic meetings permanently.

a. Public Hearing

b. Second Reading

Mr. Livingston declared this to be the public hearing. There being no comments from the public, Mr. Livingston declared the public hearing closed.

Motion by Mr. Scurry to approve second reading; seconded by Mrs. Arrowood. Vote was unanimous.

Mr. Johnson stated that he spoke with his representative from the Joint Planning Commission, and they have now been able to reach a quorum since having the option to meet virtually. He feels this is a step in the right direction.

6. Ordinance #03-09-21 – An Ordinance authorizing the execution and delivery of a First Amendment to the Fee in Lieu of Tax Agreement by and among Newberry County, South Carolina and Project Speed Racer II, to provide for the extension of the investment period thereunder, the issuance of certain special source revenue credits, and other matters related thereto.

a. Second Reading

Motion by Mr. Reeder to approve second reading; seconded by Mrs. Arrowood. Vote was unanimous.

7. Ordinance #04-11-21 – An Ordinance to provide for the issuance and sale of General Obligation Bonds of Newberry County, South Carolina not exceeding \$2,200,000 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.

a. First Reading

Motion by Mr. Reeder to approve second reading; seconded by Mr. Scurry. Vote was unanimous.

Mr. Livingston stated that Council adopts this resolution bi-annually for the purpose of making annual lease purchase payments, pertaining to the Emergency Services rolling stock, public works equipment and other large tickets items.

~~8. **Resolution 02-21** — A Resolution acknowledging County Administrator Wayne Adams contributions to Newberry County on the occasion of his Retirement.~~
Item was removed.

9. **Executive Session** Code Section 30-4-70 (a)(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 that the hearing be conducted publicly. Nothing contained in this item shall prevent the public body, in its discretion, from deleting the names of the other employees or clients whose records are submitted for use at the hearing.

Mr. Livingston read the code section in which Council will go into executive session.

Motion made by Reeder; seconded by Mr. Johnson. Vote was unanimous.

EXECUTIVE SESSION [6:15 p.m. – 7:35 p.m.]

Chairman Livingston returned the meeting to Open Session and asked Mr. Johnson to report out. Mr. Johnson reported that Council met in Executive Session for the stated purpose above to discuss a personnel matter.

10. **Discussion and/or action pertaining to securing the services of a County Administrator, naming an interim County Administrator, or recruitment of a County Administrator, or other related purposes.**

Mr. Johnson made a motion to publicize a job opening for the position of County Administrator with a closing date of June 30, 2021. Seconded by Mr. Reeder. Vote was unanimous.

11. Appointments

Mr. Livingston recommended the following individual to the represent Newberry County of the GLEAMNS Board; Mr. Travis Reeder for the Low-Income Sector, Mr. Carlton Kinard for the Private Sector and Dr. Mamie Shippy for the Public Sector. The motion was seconded by Mr. Hipp. Vote was unanimous.

Mr. Hipp recommended Mr. Blackwell Johnson for the Water and Sewer Authority Board. Seconded by Mr. Reeder. Vote was unanimous.

12. Public Comments

Mr. Wimmer stated that it has been a little over 60 days since he submitted an ordinance to Council in reference to the Second Amendment and wanted an update on where that process might be.

Mr. Johnson stated that there would be a Public Safety and Courts Committee Meeting on April 19th where the Committee would have a discussion of the Ordinance that was submitted and reviewed by the County Attorney. Mr. Johnson asked that Mr. Wimmer would attend that meeting.

13. Comments/Request from County Administrator

No comments.

14. Comments/Requests from Council Members

Mr. Hipp – No comments.

Mrs. Arrowood- No comments.

Mr. Johnson – Wanted to thank Debbie Cromer and Karen Brehmer for their hard work at the Finance Committee Meeting.

Mr. Scurry – He urged everyone to remember that everyone makes mistakes.

Mr. Reeder – He stated that he felt Council should work together and make decisions that are best for the County.

Mr. Livingston – He wanted to thank Mr. Wayne Adams for all that he has done for Newberry County as the Administrator. Mr. Livingston stated that Mr. Adams accomplished a lot for the County and that there will be big shoes to fill in the future.

15. Future Meetings

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| a. Public Safety & Courts | 04/19/21 | 6:00 p.m. |
| b. County Council | 04/21/21 | 6:00 p.m. |
| c. Public Works & Planning | 05/03/21 | 6:00 p.m. |

Mr. Livingston announced that there would also be a Budget Work Session on Monday, April 12th at 6pm.

16. Adjournment

Motioned by Mr. Reeder; seconded by Mrs. Arrowood. Vote was unanimous.

Mr. Livingston declared the meeting adjourned at 7:46pm.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, III, Chairman

Taylor Davenport, Assistant to the Administrator

Approved: _____