

**NEWBERRY COUNTY COUNCIL  
MINUTES  
JANUARY 20, 2021**

The Newberry County Council met on January 20, 2021, at 6:00 p.m. , in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a regular scheduled meeting.

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

**PRESENT:** Henry H. Livingston, III, Chairman (District 3)  
Todd Johnson, Vice Chairman (District 1)  
Mary Arrowood, Council Member (District 2)  
Nick Shealy, Council Member (District 4)  
Les Hipp, Council Member (District 5)  
Johnny Mack Scurry, Council Member (District 6)  
Travis Reeder, Council Member (District 7)  
Wayne Adams, County Administrator  
A.J. Tothacer, Jr., County Attorney  
Karen Brehmer, Deputy Administrator  
Debbie S. Cromer, Finance Director  
Taylor Davenport, Assistant to the County Administrator  
Susan C. Fellers, Clerk to Council

**MEDIA:** Andrew Wigger, Newberry Observer

Prior to the meeting, Mr. Livingston reviewed the Covid-19 Protocols.

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

Mrs. Arrowood had the invocation followed by the Pledge of Allegiance.

## **1. ADOPTION OF CONSENT AGENDA**

### **a. MINUTES**

- i. NOVEMBER 4, 2020**
- ii. NOVEMBER 18, 2020**
- iii. DECEMBER 2, 2020**
- iv. DECEMBER 16, 2020**

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

## **2. ADDITIONS, DELETIONS AND ADOPTION OF AGENDA**

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

## **3. ORDINANCE #01-01-21: AN ORDINANCE TO AMEND THE BUDGET ORDINANCE FOR FISCAL YEAR 2020-2021, ORDINANCE NUMBER 04-14-20, TO PROVIDE FOR REVISED REVENUE AND EXPENDITURE APPROPRIATIONS RELATING TO OPERATING AND CAPITAL PURPOSES OF NEWBERRY COUNTY.**

### **a. SECOND READING**

All projects contained in this ordinance pertain to economic development and acquisition and development of industrial development project. The exception is a grant appropriation for a current project, an expansion of an existing industry.

Mr. Reeder moved to approve second reading; seconded by Mr. Scurry.

Mr. Hipp asked if anything had changed. Mr. Adams replied nothing had changed. The third reading of this ordinance will be the day after the decision of the Special Source Revenue Bond.

Mr. Johnson said he was initially opposed but this has been put together well and explained well. He felt this was the right move for the County.

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

- 4. ORDINANCE #11-24-20: AN ORDINANCE ACTING ON A REQUEST TO AMEND THE OFFICIAL ZONING MAP ESTABLISHED PURSUANT TO ZONING ORDINANCE NUMBER 06-11-16, CODIFIED IN CHAPTER 153 OF THE NEWBERRY COUNTY CODE OF ORDINANCES, SO AS TO REZONE ONE REAL ESTATE PARCEL TOTALING FIFTY-TWO AND NINE-TENTHS (52.9) ACRES DESIGNATED AS TMS PARCEL NUMBER 631-12 (TRACT A) FROM SINGLE FAMILY RESIDENTIAL (RS) AND RURAL (R2) TO SINGLE FAMILY RESIDENTIAL (RSM).**

**a. SECOND READING**

Mr. Livingston allowed the persons signed up under Public Comments regarding this particular agenda item to speak at this time.

The following persons spoke in opposition to adoption of this proposed Ordinance:

- **AMANDA MOSS**
- **ANDREW BOOZER**
- **BECKY BOLAND**

Their concerns included:

- The strain on the schools in the Mid-Carolina area (Pomaria-Garmany, Little Mountain, Mid-Carolina Middle and Mid-Carolina High)
- Emergency services
- Law Enforcement
- Increase traffic in an already congested area

They all acknowledged the need for additional housing in Newberry County and there was discussion as to the possibility of one house per acre instead of three houses per acre.

**MIKE SATTERFIELD**, CEO of Great Southern Homes, a privately held company, stated they build homes all over the State. There is a need for roof tops in

Newberry County and big lots are not popular any more. They are looking at 88 lots on this property. All 88 lots will not happen overnight but will be drawn out for approximately 4 years. Their company usually averages 2 houses per month. A traffic study will be done and their company will be governed by that. He acknowledged that schools, emergency services and law enforcement are all important issues but these are things their company does not control.

Mr. Hipp asked if the company would be receptive to limitations on the square footage. Mr. Satterfield indicated they would have to talk through the numbers before agreeing.

Mr. Reeder moved to approve second reading; seconded by Mr. Scurry. There being no further discussion, Mr. Livingston called for the vote. Voting for second reading: Council Members Livingston, Reeder, Scurry and Arrowood. Voting against second reading: Council Members Hipp and Shealy. Motion passed by majority vote.

- 5. ORDINANCE #01-02-21: AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF A NEWBERRY COUNTY, SOUTH CAROLINA, SPECIAL SOURCE REVENUE BOND (INDUSTRIAL PARK PROJECT) IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$5,500,000 IN ONE OR MORE SERIES: THE APPLICATION OF THE PROCEEDS OF SAID BONDS TO DEFRAY, FOR ECONOMIC DEVELOPMENT PURPOSES, THE COST OF CERTAIN INFRASTRUCTURE IMPROVEMENTS AND OF ACQUIRING CERTAIN PROPERTY IN NEWBERRY COUNTY; TO REFUND OUTSTANDING AMOUNTS OF THE COUNTY'S SERIES 2006 SPECIAL SOURCE REVENUE BONDS; AND OTHER MATTERS RELATING THERETO. (TITLE ONLY)**
- a. FIRST READING**

This ordinance provides a funding mechanism of Special Source Revenue Bonds for the Industrial Park in Section (A) of Ordinance Number 01-01-21 (agenda item #3). The SSRB funding would allow the County to reimburse itself \$5.5 Million of the cost of this project The funds would be borrowed on a term of 20 years or fewer.

Mr. Hipp moved to adopt first reading; seconded by Mr. Reeder. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

## **6. APPOINTMENTS**

No appointments.

Mr. Hipp thanked Taylor Davenport for providing a list of the committees and appointments but requested a revision because there may be appointments not filled.

## **7. EXECUTIVE SESSION**

No Executive Session needed.

## **8. PUBLIC COMMENTS**

**JAMES WIMMER** presented a 2021 Second Amendment Sanctuary Ordinance for Newberry County to Council for consideration. A copy is on file in the County Administration office. He requested a target date as to when this would be placed on the agenda.

Council deferred this to the County Attorney for review.

Mr. Tothacer advised the proposed ordinance has issues, and there are ten Supreme Court cases cited in it. He would have to read every one of those cases. Taking into account the other matters he is working on, it will take at least three weeks.

Mr. Wimmer agreed to the three weeks.

**DR. CLOVIS PIERCE** addressed Council regarding the isolation of patients in the nursing homes. These patients have been put in prison for 9 months, and it is inhumane that no one can visit them. He urged Council to take some action to see that people die in comfort in a caring facility

**9. COMMENTS/REQUESTS FROM THE COUNTY ADMINISTRATOR**

No comments from Mr. Adams.

**10. COMMENTS/REQUESTS FROM COUNCIL MEMBERS**

Mr. Johnson said these were exciting times for the County and we are on a good path.

Mr. Scurry said it was great to see our visitors tonight and urged them to keep coming and commenting. He also requested prayers for Sheriff Lee Foster for his continuing recovery from Covid.

Mr. Livingston thanked everyone for coming tonight. We all want the best for Newberry County.

**11. FUTURE MEETINGS**

- a. Public Safety & Courts - 1/25/21 @6:00 p.m.
- b. Public Works & Planning - 2/1/21 @ 6:00 p.m.
- c. County Council - 2/3/21 @ 6:00 p.m.

**12. ADJOURNMENT**

There being no further matters to come before Council, Mr. Scurry moved to adjourn; seconded by Mr. Johnson. Vote was unanimous.

Mr. Livingston declared the meeting adjourned at 7:24 p.m.

**NEWBERRY COUNTY COUNCIL**

---

**Henry H. Livingston, III, Chairman**

---

**Susan C. Fellers, Clerk to Council**

**Approved: \_\_\_\_\_**