

**NEWBERRY COUNTY COUNCIL
MINUTES
OCTOBER 16, 2019**

Newberry County Council met on Wednesday, October 16, 2019, at 7:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, South Carolina, for a regular scheduled meeting.

PRESENT: Henry H. Livingston, III, Chairman
Kirksey Koon, Vice Chairman
Steve Stockman, Council Member
Travis Reeder, Council Member
Dr. Harriett Rucker, Council Member
Johnny Mack Scurry, Council Member
Wayne Adams, County Administrator
A.J. Tothacer, Jr., County Attorney
Debbie S. Cromer, Finance Director
Karen Brehmer, Assistant to County Administrator
Susan C. Fellers, Clerk to Council

ABSENT: Scott Cain, Council Member

MEDIA: Andrew Wigger, Newberry Observer

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

In the absence of Mr. Cain, Mr. Adams had the invocation followed by the Pledge of Allegiance.

1. Adoption of Consent Agenda.

Motion by Dr. Rucker to adopt the Consent Agenda consisting of the minutes of the September 4, 2019, September 18, 2019, and October 2, 2019 Council Meetings; second by Mr. Reeder. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

2. Additions, Deletions and Adoption of Agenda.

There being no additions or deletions to the Agenda, Dr. Rucker moved to adopt the agenda as presented; seconded by Mr. Stockman. Vote was unanimous.

3. Newberry County Service Awards.

Mr. Livingston presented service awards to the following employees:

- Terri Lawson, Sheriff's Office - 25 years
- Zenda T. McClurkin, Public Safety - 20 years
- Larry Graham, Jr., Sheriff's Office - 15 years
- Carolyn Tobe, Auditor's Office - 15 years
- Tammy D. Kinard, Sheriff's Office - 15 years
- Michael Pisano, Public Works - 10 years
- Jacqueline Greenwood, Public Works - 10 years
- William M. Claytor, Sheriff's Office - 10 years
- Charles S. Wicker, Public Works - 10 years
- Mary R. Campbell, Sheriff's Office - 5 years
- Elizabeth P. Folk, Clerk of Court - 40 years

4. Personal Appearances.

A. Donna Lominick, Auditor - 2019-2020 Tax Levy

Mrs. Lominick presented the 2019 Tax Levy as follows:

<u>County</u>	<u>Mills</u>	
General Fund	122.0	
GO Bonds	7.1	
Community Services	6.9	
Reserve Fund	<u>0.0</u>	
Total County:		136.0
<u>Schools</u>	<u>Mills</u>	
General Fund	180.0	
GO Bonds	<u>53.0</u>	
Total Schools:		<u>233.0</u>
TOTAL 2019 TAX LEVY:		369.0

The 2019 Anticipated Value of One Mill:

County Purposes & Community Services:	\$141,755
School Purposes (Bonds)	\$148,238
School Purposes (School Operating)	\$ 92,724

The 2019 Residential State Credit (School Operating Levy) equates to - 180.0 Mills

Total 2019 Tax Levy (all taxable property excluding legal residences) = 369.0 Mills

Total 2019 Tax Levy (4% legal residence only) = 189.0 Mills

The 2019 tax levy is down 13 mills from 2018.

B. Denise Reid, Newberry County Museum Board Member

Ms. Reid updated Council on the construction and operation of the new museum. The museum will be open to the public on December 15, 2019. Ms. Reid presented a framed copy of the original charter for Newberry County (March 12, 1785).

5. Ordinance #09-14-19: An Ordinance authorizing the termination of the agreement governing the Lexington-Newberry Industrial Park dated July 28, 1998, between Lexington County, South Carolina and Newberry County, South Carolina.

A. Public Hearing

Motion by Mr. Stockman for the public hearing; second by Mr. Reeder. Vote was unanimous.

EXPLANATION: The County's existing multi-county park agreement with Lexington County calls for a termination date of July 29, 2019, but the agreement requires an ordinance to complete the termination process. In recent years, Newberry County has placed all new multi-county park projects into its agreement with Greenwood County. The revenue sharing requirement with Lexington County is 1% of all proceeds; with Greenwood County, the requirement is only one-tenth of one percent. Any industries covered under the Lexington County multi-county park agreement will automatically transfer to the Greenwood County multi-county park agreement.

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

B. Third Reading

Motion by Mr. Scurry for third reading; second by Mr. Stockman. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

6. Ordinance #09-15-19: An Ordinance approving the transfer of certain property located in Newberry County; and other matters related thereto.

EXPLANATION: This ordinance transfers 15.65 acres (two land parcels) in the Mid-Carolina Commerce Park to KRA/Project Sam. KRA is a top-tier Samsung supplier that will produce stamped metal and plastic injection molded parts. Code Section 4-9-30(2) of the SC Code of Laws allows counties to “sell or otherwise dispose of real and personal property.” Code Section 4-9-130(6) requires that a public hearing be held whenever a county does “sell, lease or contract to sell or lease real property” under its ownership.

A. Public Hearing

Motion by Mr. Reeder for the public hearing; second by Mr. Scurry. Vote was unanimous. Mr. Livingston declared this to be the public hearing. There being no comments from the public, Mr. Livingston declared the public hearing closed.

B. Third Reading

Motion by Mr. Scurry to approve third reading; second by Mr. Stockman. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

7. Ordinance #09-16-19: An Ordinance amending an Ordinance entitled “An Ordinance authorizing the execution of an equipment lease-purchase agreement in an amount not exceeding \$710,000 relating to the purchase of certain equipment by Newberry County, authorizing the execution of other necessary documents and papers, and other matters relating thereto” in order to provide for the acquisition of additional equipment pursuant to the lease-purchase agreement authorized by such ordinance, and other matters relating thereto.

A. Third Reading

EXPLANATION: This ordinance amends the lease purchase ordinance from FY 16-17 to appropriate unexpended lease-purchasing funding to buy a compact utility tractor (John Deere

30-32E) for use by the Public Works Department. The total remaining in this lease-purchase account is \$27,621. Public Works will transfer the remainder of the \$30,000 cost (\$2,379) from line items in the current year's Public Works budget.

Motion to approve third reading by Mr. Reeder; second by Mr. Stockman. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

8. Ordinance #10-17-19: An Ordinance to provide for the issuance and sale of not exceeding one million two hundred fifty thousand dollars (\$1,250,000.00) general obligation bonds of Newberry County, South Carolina, for the issuance of notes in anticipation of such bonds, to prescribe the purposes for which the proceeds of such obligations shall be expended, to provide for the payment thereof, and other matters relating thereto. (Title Only)

EXPLANATION: This borrowing pertains to capital items approved as part of the FY 19-20 budget: facilities maintenance building, \$300,000; fleet maintenance building, \$250,000; fire service training grounds, \$150,000; animal shelter storage building, \$62,500; improvements and/or additions to Mid-Carolina Commerce Park, \$420,000.

A. First Reading

Motion by Dr. Rucker to approve first reading; second by Mr. Reeder. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

9. Resolution #12-19: A Resolution calling for the Mountain View Special Tax District Election.

EXPLANATION: The residents of this subdivision outside Little Mountain are calling for an election to create a special tax district for the maintenance of their unpaved private roadways. They have submitted a petition for this purpose under Code Section 4-9-30(5)(a)(i) of the SC Code of Laws. The Office of Voter Registration and Elections has verified that the petition contains signatures from at least 15% of the registered electors residing in the proposed district. Contingent upon Council's approval of the Resolution, this election would be held on December 17, 2019 at the usual voting precinct for this neighborhood. If the question is approved by the voters, Council will have to conduct three readings of an ordinance and hold a public hearing in order to establish the special tax district. If the district is established, each land parcel will be assessed a (not to exceed) \$150 annual fee to cover the cost of these services.

Motion to approve Resolution by Mr. Reeder; second by Mr. Stockman. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

10. Consideration to approve bid for EMS Ambulance re-mounts - Crystal Waldrop, Procurement Director.

Ms. Waldrop advised that two bids were received, but only one was responsive. The non-responsive bidder failed to include a bid bond. Precision Rescue provided a bid of \$344,398, inclusive of all desired options. The total budgeted amount is \$350,000.

A bid bond protects the County in the event the low bidder walks away from their bid and the solicitation process for the project has to start over.

Staff recommends acceptance of the Precision Rescue bid of \$344,398.

Motion by Dr. Rucker to accept the bid of \$344,398 of Precision Rescue; second by Mr. Reeder. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

11. Consideration to approve bid for Lawn Maintenance Services - Crystal Waldrop, Procurement Director.

Ms. Waldrop said three bids were received, but only two were responsive. The non-responsive bidder failed to include a bid bond. Gregg's Lawn and Landscape provided a price of \$32,800. Superior Lawn Services provided a bid of \$37,244.44. This contract includes nine county properties and extends from November 2019 through June 2020 with an option to renew for two additional years.

Staff recommends acceptance of the low bid of \$32,800 from Gregg's Lawn and Landscape.

Motion by Dr. Rucker to accept the low bid as recommended by staff; second by Mr. Reeder. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

12. Appointments.

Upper Savannah Workforce Development requests the following appointments to its board:

Scott Cain - Economic Development

Camellia Haigler - Business - Valmont Composite Structures

Zebbie Goudelock - Business - Wilson Funeral Home

Terms start when appointed and run through June 30, 2023.

Motion by Mr. Reeder to approve requests as presented; second by Mr. Scurry. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

13. Committee Reports

A. Tommy Long, Public Safety and Courts Committee

The Public Safety and Courts Committee met on October 7, 2019 at 5:00 p.m. The following items were on the agenda:

(1) Sheriff Foster updated the committee on State mandates and grants relating to the hiring and training of additional School Resource Officers.

(2) Katherine Cook, Human Resources Director, discussed issues surrounding the stipends for first responders.

(3) The fire training ground plan was presented.

(4) Grants totalling \$142,504.70 were received by five volunteer fire departments.

(5) The EMS Director updated the committee on county services.

B. Mike Pisano, Public Works and Planning Committee

The Public Works and Planning Committee met on October 14, 2019 at 7:00 p.m. The following items were discussed:

(1) Request from COMET to be designated as a transportation service for Newberry County. Because of the financial impact this would have on the Newberry County Council on Aging, who is already designated as a transportation system, the committee decided to appoint COMET as an operator in the County and that he come back during budget negotiations for the next fiscal year.

(2) The difficulties of widening Boyd Amick Road were discussed. The Committee decided it would be prudent to continue with the resurfacing, lowering the speed limit, and put up signs advising people of the narrow road.

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

No comments from the public.

15. Executive Session (if needed)

No Executive Session needed.

16. Comments/Requests from County Administrator.

Mr. Adams had no comments.

17. Comments/Requests from Council Members.

Mr. Scurry thanked staff for working and keeping taxes as low as possible.

Mr. Reeder appreciated the turnout last weekend at the Oktoberfest. The NAACP's banquet is this weekend. He expressed appreciation to the Coroner and Sheriff keeping the County up to date on things going on.

Mr. Stockman thanked staff for the hard work on the tax levy.

Mr. Koon said Red Skeleton died last night.

Mr. Livingston said there were 175 years of service recognized tonight and commended them for staying with the County.

18. Future Meetings

- A. County Council - 11/6/19 @ 7:00 p.m.**
- B. Personnel & Intergovernmental Relations Committee - 11/11/19 @ 6:00 p.m.**
- C. County Council - 11/20/19 @ 7:00 p.m.**
- D. Finance Committee - 11/25/19 @ 6:00 p.m.**

WKDK Coffee Hour is Monday, October 28, 2019, at 9:15 a.m.

18. Adjournment.

There being no further business, Mr. Reeder moved to adjourn.

Mr. Livingston declared the meeting adjourned at 7:40 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, III, Chairman

Susan C. Fellers, Clerk to Council

Minutes Approved: _____