

**NEWBERRY COUNTY COUNCIL
MINUTES
AUGUST 19, 2020**

The Newberry County Council met on Wednesday, August 19, 2020, at 7:00 p.m. in 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
Kirksey Koon, Vice Chairman
Scott Cain, Council Member
Travis Reeder, Council Member
Dr. Harriett Rucker, Council Member
Johnny Mack Scurry, Council Member
Wayne Adams, County Administrator
A.J. Tothacer, III, County Attorney
Susan C. Fellers, Clerk to Council
Debbie S. Cromer, Finance Director
Crystal Waldrop, Purchasing Director

ABSENT: Steve Stockman, Council Member

MEDIA: Andrew Wigger, Newberry Observer

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

Dr. Rucker had the invocation followed by the Pledge of Allegiance.

1. Adoption of Consent Agenda

a. Minutes:

- i. May 6, 2020
- ii. May 20, 2020
- iii. June 3, 2020
- iv. June 17, 2020
- v. July 1, 2020

vi. July 15, 2020

Motion by Mr. Scurry to approve the Consent Agenda consisting of above listed minutes; second by Dr. Rucker. Vote was unanimous.

2. Additions, Deletions and Adoption of Agenda

Motion by Mr. Reeder to adopt the agenda as presented; second by Mr. Koon. Vote was unanimous.

3. Employee Service Awards

- a. Christopher Cleveland, Sheriff's Office - 5 years
- b. Justin Bledsoe, Facilities Maintenance - 10 years
- c. Stephen Epps, Sheriff's Office - 10 years
- d. Nancy Sanchez, Sheriff's Office - 15 years

Mr. Livingston recognized the above named employees and thanked them for their service to Newberry County.

- ## **4. Ordinance #08-18-20: An Ordinance amending an ordinance entitled "An Ordinance authorizing the execution of an equipment lease-purchase agreement in an amount not exceeding \$965,000 relating to the purchase of certain equipment by Newberry County, authorizing the execution of other necessary documents and papers, and other matters relating thereto" to direct the use of available proceeds of the lease-purchase agreement authorized thereby.**

a. First Reading

This ordinance amends a previous lease-purchase ordinance (Ordinance #08-10-19) to allow for purchasing three heart monitors for use by rescue squads, rather than two. The funding is available within the original borrowing amount.

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

- ## **5. Ordinance #08-19-2020: An Ordinance authorizing the execution of an equipment lease-purchase agreement in an amount not exceeding**

\$878,500 relating to the purchase of certain equipment by Newberry County, authorizing the execution of other necessary documents and papers, and other matters relating thereto.

a. First Reading

This ordinance provides for the lease purchase of the following equipment items, which Council has approved as part of the FY 20-21 budget:

One EMS ambulance remount	\$174,000
One pumper/tanker fire truck	325,000
Two heart monitors	70,000
One motor grader	229,500
Two vehicles for school resource officers	80,000
Total	\$878,500

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

6. Ordinance #08-20-20: An Ordinance to create the JB Fulmer Special Tax District.

a. First Reading

On July 14, 2020, by a margin of 14-1, voters residing on JB Fulmer Court approved the creation of a special tax district for the purpose of maintaining their unpaved roadway. The approved referendum called for a not-to-exceed \$150 annual uniform service charge to offset expenses incurred by the County in providing this service. Under Code Section 4-9-30(5) of the South Carolina Code of Laws, the creation of a special tax district requires the adoption of an ordinance by County Council.

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

7. Ordinance # 08-21-2020: An Ordinance to declare surplus and approve the sale and transfer of a portion of certain real estate property owned by Newberry County.

a. First Reading

This ordinance contemplates the sale of approximately five acres of county property to the owners of Wilson Tractor, a business located on Wilson Road in Newberry. The property involved is situated directly across Wilson Road from Wilson Tractor and is a portion of Tax Map Parcel 399-39. The negotiated selling price for the property is \$20,000. Still to be resolved is how the small roadside park located on this property will be maintained in the future and kept apart from the business expansion. We believe that the park was built by the Civilian Conservation Corps, giving it some historical significance. Staff would not schedule a second reading of this ordinance until these issues are fully resolved.

Another important consideration is whether the prospective buyers will allow the County to option property under the buyers' ownership for potential industrial use. This property (approximately 192.45 acres) is comprised of Tax Map Parcels 345-14 and 345-3 and located along the Hwy. 34 bypass. The terms concerning this property remain under negotiation. The County would not option this property unless it passes due diligence testing and the other terms of the option contract are agreeable to the County. Staff will not schedule a second reading of this ordinance until these issues are fully resolved.

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

8. Resolution #07-20: A Resolution honoring the Centennial Anniversary of the Nineteenth Amendment's Ratification.

Mr. Adams read the resolution, a copy of which is on file in the County Administration Office.

Mr. Adams recognized Rose Marie and John Favors representing the Museum and the Historical Society.

Motion by Dr. Rucker to approve the resolution; second by Mr. Reeder. Vote was unanimous.

9. Resolution #08-20: A Resolution declaring Newberry County's continued support for the Americans with Disabilities Act.

Mr. Adams read the resolution, a copy of which is on file in the County Administration Office.

Motion by Mr. Cain to approve the resolution; second by Mr. Koon. Vote was unanimous.

10. Consideration to approve Combined Public Communications for the Inmate Communication System at the Detention Center - Crystal Waldrop, Purchasing Director.

Mrs. Waldrop said this is a replacement of the communication system for inmates. Charges for use of this system would be drawn from inmates' commissary accounts. Of the charges, the County would retain 60%, with 40% going to the vendor. There are no upfront or ongoing costs to the County and no taxpayer funding is involved. Staff recommends approval of the Combined Public Communications bid.

Motion by Mr. Koon to approve the bid of Combined Communication; second by Mr. Reeder. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

11. Executive Session (if needed)

No Executive Session needed.

12. Appointments

Mr. Cain recommended the appointment of Mr. Kinard to the Upper Savannah Workforce; second by Mr. Reeder. Vote was unanimous. (Unable to get appointee's full name because of paper rustling)

13. Public Comments

Thomas White, 304 Charlie Freeway, Pomaria - Charlie Freeway has been poorly maintained by the owner and he requested that the County take over maintenance of this road.

Mr. Adams advised that the County would not take ownership of the road but could create a special tax district.

Mr. White advised that seven people own property on this road and all are registered voters

Mr. Adams advised if a special tax district is created, it would require adoption of an ordinance and a public hearing. The Public Works Director will look at the road and determine what the costs would be and if we could cover it for \$150 per year from the number of parcels on this road. He will ask the Public Works Director to look at the road.

14. Comments/Requests from County Administrator

Mr. Adams said the delinquent tax sale usually held in November has now been scheduled for December and assuming we can have it then, arrangements will have to be made for some sort of social distancing.

He also said the City of Newberry is planning a Civic Leadership Academy. This program will focus more on public sector committees, such as how to serve on various committees, what the committees do, etc. The cost to the City is \$20,000, and they would like for Newberry County to partner with them, splitting the cost equally.

Mr. Reeder asked how this was different from the other leadership program and was advised this one would focus more on service on boards and committees.

15. Comments/Requests from Council Members

Dr. Rucker requested prayers for children and teachers as they return to school.

Mr. Koon requested prayers for the family of Jesse H. Oates, III, who passed away Saturday. He served as a highway patrolman in Newberry County, and a SLED agent.

Mr. Reeder requested prayers for the family of David Green, who was the Adult Education Principal for many years.

16. Future Meetings

- a. County Council, 9-2-2020, 7:00 p.m.
- b. Personnel and Intergovernmental Relations Committee, 9-14-2020, 6:00 p.m.
- c. County Council, 9-16-2020, 7:00 p.m.

17. Adjournment

There being no further business to come before Council, Dr. Rucker moved to adjourn.

Mr. Livingston declared the meeting adjourned at 7:25 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, III, Chairman

Susan C. Fellers, Clerk to Council

Minutes approved: _____