

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

The Newberry County Council met on Wednesday, January 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
Wayne Adams, County Administrator
A.J. Tothacer, County Attorney
Susan C. Fellers, Clerk to Council

ABSENT: Scott Cain, Council Member (illness)
Johnny Mack Scurry, Council Member

MEDIA: Andrew Wigger, Newberry Observer

The meeting was duly advertised as required by law.

Mr. Livingston called the meeting to order at 7:00 p.m. and advised that Mr. Cain would not be attending tonight's meeting due to illness.

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

1. Adoption of Consent Agenda.

Mr. Koon moved to adopt the Consent Agenda consisting of minutes of the December 5, 2018 and December 19, 2018 Council meetings; second by Mr. Reeder. There being no corrections or 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; second by Mr. Reeder. Vote was unanimous.

3. Resolution #01-19: A Resolution congratulating the Mid Carolina High School Competitive Cheerleaders.

Mr. Adams read the Resolution into the record (a copy of which is attached hereto and made an official part of the minutes).

Dr. Rucker moved to adopt the Resolution; second by Mr. Stockman. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

Mr. Livingston then presented the Resolution to Coach Sherry Bedenbaugh and members of the Mid Carolina High School Competitive Cheerleaders.

4. Resolution #02-19: A Resolution honoring Elise Mills.

Mr. Adams read the Resolution into the record (a copy of which is attached hereto and made an official part of the minutes).

Dr. Rucker moved to adopt the Resolution; second by Mr. Reeder. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

Mr. Livingston then presented the Resolution to Elise Mills.

Before moving to the next item, Mr. Reeder asked that the Mid Carolina Social Studies class in attendance be recognized. They are required to get signatures of Council Members. Mr. Livingston asked those in the Social Studies class to stick around so Council could sign for them.

5. Consideration to approve purchase of a Motor Grader for Public Works (\$243,555.00, State Current Pricing) - Mike Pisano, Public Works Director.

Mr. Pisano advised that the State contract expired on January 11 and the new contract will not be issued until January 23. The machine we are looking at will not be available under the new contract. The good news is the new contract reduces the price from \$243,555 to \$217,317. He has not looked at the machine yet. (Inaudible)

No action will be taken tonight.

6. Appointments.

Mr. Reeder requested that Patrick Wilkes be reappointed to the Board of Zoning Appeals; second by Mr. Stockman. There being no discussion, Mr. Livingston called for the vote. Vote was unanimous.

7. Committee Report

A. Public Works and Planning Committee 1/14/19 - Mike Pisano, Public Works Director, and Anne Peters, Zoning Administrator.

Mr. Pisano reported that Council Member Scott Cain was re-elected Chairman for 2019. The entire meeting involved discussion of proposed amendments to the Zoning Ordinance,

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

No public comments.

9. Executive Session

Mr. Adams said Tom Pope, Newberry County's legal counsel on this matter, was present and requested an Executive Session pursuant to Section 30-4-70(a)(2) to provide legal advice to Council in reference to the Opioid lawsuit. Motion by Mr. Koon to go into Executive Session; second by Mr. Stockman. Vote was unanimous.

(EXECUTIVE SESSION FROM 7:15 P.M. TO 7:28 P.M.)

After returning to open session, Mr. Tothacer reported that Council went into Executive Session to receive legal advice regarding the Opioid matter. No action was taken in that session.

Based on the discussions in that session, the appropriate motion would be to authorize our local counsel, Tom Pope, to take action with the national counsel based on the advice that he offered in Executive Session. Mr. Koon so moved; second by Mr. Stockman. There being no further discussion, Mr. Livingston called for the vote. Vote was unanimous.

10. Comments/Requests from County Administrator

Mr. Adams had no comments.

11. Comments/Requests from Council Members

Mr. Reeder invited everybody to the MLK three day celebration this weekend starting on Saturday. Saturday will be a brunch at the Community Hall from 9:30 to 1:00. Sunday at 3:00 will be a parade down Main Street and on Monday at 10:00 a.m. there will be a march and a program at Bethlehem Baptist Church.

Mr. Livingston thanked Mr. Reeder for all he does to make the MLK celebration possible in Newberry County.

12. Future Meetings

- A. Public Safety and Courts Committee Meeting 1/28/19 @ 5:00 p.m.**
- B. County Council Meeting 2/6/19 @ 7:00 p.m.**
- C. County Council Meeting 2/20/19 @ 7:00 p.m.**

Mr. Adams said information for the Council Retreat on January 26 and 27 will be sent out tomorrow.

13. Adjournment.

There being no further business, Dr. Rucker moved to adjourn. Meeting was adjourned at 7:30 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, III, Chairman

Susan C. Fellers, Clerk to Council

APPROVED: