



**NEWBERRY COUNTY COUNCIL
MINUTES
FEBRUARY 4, 2015**

Newberry County Council met on Wednesday, February 4, 2015, at 7:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a regular scheduled meeting.

PRESENT: **Henry H. Livingston, III, Chairman**
 Kirksey Koon, Vice Chairman
 Bill Waldrop, Councilman
 Leslie (Les) Hipp, Councilman
 Steve Stockman, Councilman
 Scott Cain, Councilman
 Travis Reeder, Councilman
 Wayne Adams, County Administrator
 A.J. Tothacer, County Attorney
 Laurie Renwick, Clerk to Council
 Debbie Cromer, Finance Director

MEDIA: **Andrew Wigger, Newberry Observer**
 Samie Truong, WKDK

The meeting was duly advertised as required by law.

Chairman Livingston called the meeting to order.

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

Chairman Livingston welcomed Boy Scout Troop 61 from Little Mountain.

1. Additions, Deletions and Adoption of Agenda

Mr. Hipp motioned to adopt the agenda as presented; seconded by Mr. Cain.
The vote was unanimous

2. ***Personal Appearances***

a. Anne Peters, Zoning Administrator – Annual Comprehensive Plan Review

Mrs. Peters submitted the 2014 annual review and briefed Council on the progress of the 47 strategies identified that achieve the goals as stated in the plan. She said many of them are ongoing as there other groups and partnership involved along with Newberry County, Some of the strategies consist of seeking and considering and not necessarily action items. We have made some progress and she plans on getting in touch with everyone this year to prepare for the upgrade. She said Newberry County School District did raise their scores for the whole county and the Flood Plain Ordinance should be updated every two years and that will be done this year. The subdivision regulations were to be revised by the end of this year and we are waiting for the new Zoning Ordinance to be adopted.

Mr. Hipp asked Mrs. Peters if there were any specific areas that are not on schedule that there are concerns about.

Mrs. Peters responded that there are no concerns at the present but she will have a clearer picture this time next year after everyone has been contacted and information gathered.

Mr. Hipp stressed the importance of Council reviewing and approving the new Zoning Ordinance to support Mrs. Peters with this effort.

Mr. Cain commented that a lot of the discrepancies in the zoning are more at the state level and being in compliance with state zoning laws.

3. ***Ordinance #01-01-15:*** : An Ordinance authorizing the execution and delivery of a Fee In Lieu Of Taxes Agreement between Newberry County and Project Speed Racer; the inclusion of real property located in Newberry County in a Multi-County Business Park; and the execution and delivery of any documents necessary to effect the intent of this Ordinance; and other related matters. (TITLE ONLY)

Mr. Adams reported that the company will receive a Fee In Lieu of Taxes for its machinery and equipment investment which is anticipated at 3.3 million dollars. With this being an existing building and already on the tax books, the land and building will not receive the FILOT treatment; however, the assessment ratio will be lowered from 10.5% to 6%. The company looks to employ as many as 238 personnel and the county's main contribution will be a \$500,000.00 cash grant to the company to be used to purchase the building with stipulations protecting the county in terms of its grant participation.

Mr. Cain motioned to approve first reading of Ordinance #01-01-15; seconded by Mr. Hipp.

Chairman Livingston asked if there was any discussion.

Mr. Hipp clarified that if the company meets its obligation, the return to the county as a result of taxes received from this investment will be paid off between 5-7 years.

Chairman Livingston commented that the addition 238 jobs will pump more money into our economy and the up-fitting of the building will make it more marketable than it currently is.

Having received no further discussion, the vote was unanimous to approve first reading of Ordinance #01-01-15.

4. Consideration of bids for Compactors for Convenience Centers

Mrs. Crystal Waldrop reported that staff received three responsive bidders on January 29, 2015 for compactors consisting of fifteen (15) three yard containers and sixteen (16) forty yard containers. The low bidder was Bakers Waste Equipment at \$299,166.00 which includes installation and delivery. The other bidders were Becker Complete Compactor, Inc. at \$327,389.44 and Wastequip Mfg. Co. at \$335,044.90. Staff would like to recommend the low bidder, Bakers Waste Equipment, in the amount of \$299,166.00.

Mr. Reeder asked if this included any kind of maintenance agreement.

Mrs. Waldrop said that it did not include maintenance.

Mr. Waldrop shared his concerns about the maintenance and how hydraulics leak and tend not to work on cold days. He asked if we will have somebody to maintain these compactors.

Mr. Adams responded that maintenance will be a part of the upcoming 2015/2016 budget and we will have to repair them when needed.

Mrs. Waldrop also reported that Bakers Waste Equipment will offer a 2% discount which will bring their bid to \$293,180.00.

Mr. Koon motioned to approve the low bid from Bakers in the amount of \$293,180.00; seconded by Mr. Hipp. The vote was unanimous.

5. Appointments

Mr. Stockman nominated the reappointment of Mrs. Betty Dominack to the Accommodations Tax Board; seconded by Mr. Hipp. The vote was unanimous.

Mr. Stockman nominated the reappointment of Mr. Milledge Wilson to the Airport Commission; seconded by Mr. Waldrop. The vote was unanimous.

Mr. Stockman nominated the reappointment of Mrs. Julie McLeod to the Library Board; seconded by Mr. Hipp. The vote was unanimous.

Mr. Stockman nominated the reappointment of Mr. Wayne Boland to the Joint Planning Commission; seconded by Mr. Hipp. The vote was unanimous.

6. *Public Comments (by those who signed up at meeting)*

No comments.

7. *Executive Session*

Mr. Adams reported that an Executive Session was needed under Code Section 40-3-70(a)(2) and it pertains to the receipt of legal advise

Mr. Hipp motioned to go into Executive Session; seconded by Mr. Koon. The vote was unanimous.

EXECUTIVE SESSION [7:20 p.m. – 7:31 p.m.]

Mr. Tothacer reported that Council went into Executive Session to receive legal advice and no action was taken in that session.

8. *Comments/Request from County Administrator*

No comments.

9. *Comments/Request from Council Members*

Mr. Reeder shared that he had the opportunity to go to the Sheriff's Office today and he was very pleased.

Chairman Livingston asked that our prayers be with the family of one of our deputies who lost his wife at the age of 29.

10. *Future Meetings*

- a. Economic Development Committee 2/9/15 @ 6:00 p.m.
- b. County Council 2/18/15 @ 7:00 p.m.
- c. Personnel and Intergovernmental Relations 2/23/15 @ 6:00 p.m.

11. *Adjournment*

Chairman Livingston declared the meeting adjourned at 7:32 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, Chairman

APPROVED:

Laurie N. Renwick, Clerk to Council