

**NEWBERRY COUNTY COUNCIL
MINUTES
MAY 1, 2013**

Newberry County Council met on Wednesday, May 1, 2013, 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
Steven C. Stockman, Councilman
Scott Cain, Councilman
Wayne Adams, County Administrator
A.J. Tothacer, County Attorney
Laurie Renwick, Clerk to Council
Debbie Cromer, Finance Director

ABSENT: John E. Caldwell, Councilman

PRESS: Natalie Netzel, Newberry Observer
Tammy Kitchen, WKDK

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

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

1. Adoption of Consent Agenda

Mr. Cain motioned to adopt the consent agenda; seconded by Mr. Stockman. The vote was unanimous.

2. Ordinance #03-05-13: An Ordinance amending Chapter 151 of the Newberry County Code of Ordinances adopting the Administrative Policies and Procedures contained in each of the codes associated with the International Building Code and the National Electrical Code.

Chairman Livingston declared this the Public Hearing.

Having received no comments from the public, Chairman Livingston declared the Public Hearing closed.

Mr. Powell reported that no administrative changes will take place in their office and we will do business just as we have done. There will be a few code changes but the administrative procedures will remain the same.

Mr. Hipp motioned to approve third reading of Ordinance #03-05-13; seconded by Mr. Koon. The vote was unanimous.

3. **Ordinance #04-07-13: An Ordinance to provide appropriations for the Fiscal Year beginning July 1, 2013, and ending June 30, 2014, for the Newberry County budget for county ordinary purposes and for other county purposes for which the county may levy a tax and receive revenues; to provide for the levy of taxes on all taxable personal and real property in Newberry County for all county purposes, including sufficient tax to pay the principal and interest on outstanding indebtedness of Newberry County payable during said fiscal year; to provide for matters relating to Newberry County; and to provide for the expenditure of said taxes and other revenues received by the county during said fiscal year, and to provide for borrowing in anticipation of tax collections by the issuance of one or more tax anticipation notes, if necessary.**

Mr. Waldrop motioned to approve second reading of Ordinance #04-07-13; seconded by Mr. Cain.

Chairman Livingston asked if there was any discussion.

Mr. Cain motioned to amend the budget for repairs and renovations to the Whitmire Fire Department as noted below; seconded by Mr. Waldrop.

**WHITMIRE FIRE DEPARTMENT REPAIRS AND RENOVATIONS
AMENDMENT**

<u>REVENUES</u>	<u>AMOUNT</u>
FUND BALANCE	\$85,165
TOTAL REVENUES	\$85,165
<u>EXPENDITURES</u>	<u>AMOUNT</u>
UNIT HEATERS FOR TRUCK BAY	\$16,000
EXHAUST/VENTILATION	2,000
NEW WATER LINE	14,400
NEW ADA BATHROOM & SHOWER AREA	24,000
HVAC – REAR AREA OF BUILDING	6,600
NEW ELECTRICAL PANELS AND WIRING	10,000
DRAWINGS & SPECS	1,000
ENGINEERING AND PROJECT MANAGEMENT	3,500
INSURANCE	365

CONTINGENCY	7,300
TOTAL EXPENDITURES	\$85,165

Having received no further discussion, the vote was unanimous to amend the budget to include repairs and renovations in the amount of \$85,165.00 to the Whitmire Fire Department.

Mr. Adams reported that staff would like to request an amendment to Worker's Compensation Premium Expenditure as noted below.

SC COUNTIES WORKER'S COMPENSATION TRUST AMENDMENT

REVENUES

- **\$17,168** – Reduce the expenditure amount for line item 010-005-14260-02020 (“MEDICALLY INDIGENT”) from \$108,541 to \$91,373.
- **\$31,916** – Reduce the expenditure amount for line item 010-005-08130-04150 (“CAPITAL REPAIRS, BUILDINGS”) from \$88,095 to \$56,179.
- **\$31,916** – Reduce the expenditure amount for line item 010-005-15000-04140 (“CAPITAL/ONE-TIME PURCHASES”) from \$80,000 to \$48,084.

Total \$81,000

EXPENDITURES

- **\$81,000** – Increase expenditure line item 010-005-02200-01200 (“NON-DEPARTMENTAL”) from \$6,797 to \$87,797.

Total \$81,000

Mr. Koon motioned to approve the staff recommended amendment to Worker's Compensation Expenditure in the amount of \$81,000.00; seconded by Mr. Stockman.

Chairman Livingston asked if there was any discussion.

Mr. Hipp asked if the funding coming from capital repairs and purchases was contingency and not earmarked for anything specific.

Mr. Adams responded that he does not see anything that will put that kind of demand on the funds.

Mr. Hipp commented that we discussed at our work session the worker's comp premiums and how much they have gone up and an \$81,000.00 increase is quite a bit.

Mr. Adams stated that the Personnel Committee will meet on June 3rd and our HR Manager is going to present some information on our claims; the information is already available if anyone would like to look at it.

Mr. Hipp asked if it could be emailed in advance for review and stated that we may need to look at our carrier and maybe go out for quotes next year.

Having no further discussion, the amendment to approve amendment to increase Worker's Compensation Expenditure Line Item by \$81,000.00 was unanimous.

Chairman Livingston called for the vote of second reading of Ordinance #04-07-13 as amended. The vote was unanimous.

4. **Ordinance #04-08-13: An Ordinance to provide appropriations for the Fiscal Year beginning July 1, 2013, and ending June 30, 2014, for the Newberry County Library, Piedmont Technical College and the Newberry Agency for the Disabilities and Special Needs; to provide for the levy of taxes on all taxable personal and real estate properties in Newberry County for said purposes; to provide for the expenditure of said taxes and other revenues received by the county during said fiscal year for said purposes.**

Mr. Cain motioned to approve second reading of Ordinance #04-08-13; seconded by Mr. Hipp.

Mr. Adams reported that we will be meeting with Jennifer Wilbanks, Dean of PTC Satellite Campuses next Wednesday to discuss the possibility of having a full blown Mechatronics Degree here at the Newberry Campus. We do not know the specifics yet or if it would start during the fiscal year. Is so, we might bring it up before third reading and possibly ask for an amendment but before that there will be a Memorandum of Understanding which Piedmont Tech would present to Council and answer any questions first.

The vote was unanimous to approve second reading of Ordinance #04-08-13.

5. **Ordinance #04-09-13: An Ordinance to amend Ordinance No. 206 as amended by subsequent ordinances relating to the Joint County Industrial Park of Newberry and Lexington Counties so as to enlarge the park so as to include the Lexington County Technology Park Property.**

Mr. Waldrop motioned to approve second reading of Ordinance #04-09-13; seconded by Mr. Hipp.

Mr. Adams reported that this is a 220 acre Multi-County Park located in Chapin with access off of the Exit 91 interchange. This property is going to be reserved for

technology and research oriented investments and we do not know of any specific project going into the park at this time. They are just trying to set-up the park and establish a partner.

Having received no discussion, second reading of Ordinance #04-09-13 was approved unanimously.

- 6. Ordinance #05-10-13: An Ordinance to provide for the issuance and sale of General Obligation Bonds of Newberry County, South Carolina not exceeding \$1,215,000 in aggregate principal amount, to prescribe the purposes for which the proceeds of said bonds shall be expended, to provide for the payment of said bonds, and other matters relating thereto.**

Mr. Cain motioned to approve first reading of Ordinance #05-10-13; seconded by Mr. Stockman.

Mr. Adams reported that this is the annual bond by which we have been paying the installment purchase debt on the emergency services stock. Now, it will also include the installment purchase funding for the new Public Works Complex. The actual debt will be issued in December.

Chairman Livingston asked if there was any discussion.

Mr. Koon commented that this includes the transfer of money from Public Works to the Spec Building and although he did not and still does not support the building of a spec building, he does support Council. The majority of Council saw fit to build a spec building and he will do everything he can to make that project work.

Mr. Waldrop concurred with Mr. Koon.

Having received no further discussion, the vote was unanimous to approve first reading of Ordinance #05-10-13.

- 7. Ordinance #05-11-13: An Ordinance enacting and adopting 2013 S-10 supplement to the Code of Ordinances for the County of Newberry, South Carolina.**

Mr. Adams reported that this was a housekeeping item where we collect all ordinances that have been passed since the last code update and consolidate them into the Code of Ordinances.

Mr. Koon motioned to approve first reading of Ordinance #05-11-13; seconded by Mr. Hipp. The vote was unanimous.

8. Proclamation declaring May 15, 2013, as Peace Officers' Memorial Day

Mr. Adams read the Proclamation into the record.

“WHEREAS, The Congress and President of the United States have designated May 15, 2013, as Peace Officers' Memorial Day; and

WHEREAS, the members of the law enforcement agencies of Newberry County play an essential role in safe guarding the rights and freedoms of the citizens of our community; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards and sacrifices of their law enforcement officers, and that law enforcement officers recognize their duty to serve the people of this community, by protecting them against violence and disorder; and

WHEREAS, the law enforcement officers of Newberry County unceasingly provide a vital public service;

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that the County Council of Newberry County directs that all flags on County buildings be flown at half-staff on May 15, 2013, in recognition of Peace Officers' Memorial Day and in memory of those law enforcement officers, who through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and to honor those law enforcement officers presently serving the community.”

Mr. Koon motioned to approve Proclamation declaring May 15, 2013, as Peace Officers' Memorial Day; seconded by Mr. Cain. The vote was unanimous.

9. Appointments

There was some discussion on re-appointments to the Newberry County Memorial Hospital Board. Council members were encouraged to check with their prospective appointments for confirmation.

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

No comments

11. Executive Session

No Executive Session.

12. Comments from County Administrator

Mr. Adams commented that Council will not have its second meeting this month until the 22nd because of the Kiswire Groundbreaking Ceremony on the 15th.

13. Comments/Request from Council Members

Mr. Hipp gave a reminder to keep the ordinances on the website current specifically those dealing with the budget.

14. Future Meetings

- a. Public Safety and Courts Committee – 5/06/13 @ 6:00 p.m.
- b. Public Works and Planning Committee – 5/13/13 @ 6:00 p.m.
- c. Kiswire Groundbreaking Ceremony – 5/15/13 @ 4:00 p.m.
- d. County Council - 5/22/13 @ 7:00 p.m.

15. Adjournment

Chairman Livingston adjourned the meeting at 7:25p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, III, Chairman

APPROVED:

Laurie N. Renwick, Clerk to Council