

**NEWBERRY COUNTY COUNCIL
MINUTES
JANUARY 2, 2013**

Newberry County Council met on Wednesday, January 2, 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
 John E. Caldwell, Councilman
 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

PRESS: **Cindy Pitts, Newberry Observer**
 Tammy Kitchen, WKDK

OATH OF OFFICE CEREMONY

Chairman Livingston welcomed all in attendance and turned the meeting over to the Honorable Eugene C. Griffith for the Oath of Office Ceremony.

The Honorable Eugene C. Griffith asked Scott Cain (District 1), Steve Stockman (District 2), Kirksey Koon (District 4), and Les Hipp (District 5) to place their left hand on their Bibles, raise their right hand, and repeat after him.

“I do solemnly swear that I am duly qualified according to the Constitution of this State to exercise the duties of the office of which I have been elected and that I will to the best of my abilities discharge the duties thereof and preserve and protect and defend the Constitution of this State and of the United States, so help me God.”

Judge Griffith declared each Councilman duly sworn.

COUNTY COUNCIL MEETING

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

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

[Meeting turned over to A.J. Tothacer, Jr., County Attorney, for election of officers]

1. Election of Chairman for 2013

Mr. Tothacer opened the floor for nominations for Chairman of Newberry County Council.

Mr. Waldrop nominated Buddy Livingston as Chairman.

Mr. Tothacer asked if there were any other nominations.

Hearing none, Mr. Tothacer called for the vote and all were in favor of Buddy Livingston as Chair.

2. Election of Vice Chairman for 2013

Mr. Tothacer opened the floor for nominations for Vice-Chair.

Mr. Waldrop nominated Kirksey Koon as Vice-Chair.

Mr. Tothacer asked if there were any other nominations.

Hearing none, Mr. Tothacer called for the vote and all were in favor of Kirksey Koon as Vice-Chair.

Mr. Tothacer concluded the elections and returned the meeting to Chairman Livingston.

Chairman Livingston thanked Council for the opportunity to serve as chairman and for their support throughout the year. He said this is probably the best Council he has ever worked with.

3. Ordinance #11-24-12: An Ordinance ratifying the existing Multi-County Park Agreements between Newberry County, South Carolina, and Greenwood County, South Carolina; ratifying the existing park boundaries; authorizing the execution and delivery of a revised and restated multi-county park agreement; and other related matters.

Chairman Livingston declared this the Public Hearing.

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

Mr. Hipp motioned to approve third reading of Ordinance #11-24-12; seconded by Mr. Koon. The vote was unanimous.

- 4. Ordinance #12-25-12: An Ordinance acting on a request to amend the Official Zoning Map established pursuant to Zoning Ordinance No. 12-24-01, codified in Chapter 153 of the Newberry County Code of Ordinances, so as to rezone a ten (10.0) acres portion of total 220.893 acres real estate parcel designated as TMS Parcel No. 577-2 from Rural (R2) to Single Family Residential (RS2).**

Chairman Livingston declared this the Public Hearing.

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

Mr. Waldrop motioned to approve third reading of Ordinance #12-25-12; seconded by Mr. Hipp. The vote was unanimous.

- 5. Ordinance #12-26-12: An Ordinance acting on a request to amend the Official Zoning Map established pursuant to Zoning Ordinance No. 12-24-01, codified in Chapter 153 of the Newberry County Code of Ordinances, so as to rezone a thirteen and five-hundred and seventy-eight thousandth (13.578) acres real estate parcel designated as TMS Parcel No. 284-1-18; and Parcel B consisting of three and twenty-six hundredths (3.26) acres and also Parcel C consisting of eight and one hundredths (8.01) acres, both portions of a real estate parcel totaling sixty one (61.00) acres, designated as TMS Parcel No. 339-1-38 from Rural (R2) to Basic Industrial (BI) for a total acreage of twenty-four and eight hundred and forty-eight thousandths (24.848) acres to be rezoned.**

Chairman Livingston declared this the Public Hearing.

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

Mr. Koon motioned to approve third reading of Ordinance #12-26-12; seconded by Mr. Stockman.

Chairman Livingston asked if there was any discussion.

Mr. Hipp wanted verification from Mrs. Peters that there were no objections from contiguous landowners.

Mrs. Peters stated there were no objections.

Having received no further discussion, the vote was unanimous to approve third reading of Ordinance #12-26-12.

6. Consideration to approve 2013 County Council Meeting Schedule

Mr. Adams reported that SC Code Section 30-4-80 provides that public bodies give written public notice of their regular meetings at the beginning of each calendar year. Newberry County's practice has been to hold its meetings on the first and third Wednesday of each month at 7:00 p.m.

Mr. Koon motioned to approve the 2013 County Council meeting schedule; seconded by Mr. Hipp. The vote was unanimous.

7. Appointments

No appointments.

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

No comments.

9. Executive Session

No Executive Session.

10. Comments from County Administrator

Mr. Adams welcomed Mr. Cain to the finest local government deliberative body in the state and said that he would further improve it.

11. Comments/Request from Council Members

Mr. Cain commented that it was an honor and privilege and he is humbled to be on Council with such a distinguished group. He said as he was traveling around the district there were two things that stuck out; one was everybody's pride in the county and the other was the respect for Edgar Baker. He applauded Mr. Baker for his work on Council and for the person he is. He thanked the people of District 1, his wife Kathy, and his family and friends in attendance tonight.

Mr. Hipp welcomed Mr. Cain to Council and told him not to get use to meetings like this because they are never this brief and easy.

Mr. Waldrop wished everyone a Happy New Year and congratulated Mr. Cain.

Mr. Caldwell congratulated Mr. Cain and said he looks forward to working with him and is sure he will do a tremendous job.

Mr. Koon also congratulated Mr. Cain. He noted that Chief Deputy Jerry Wright has been with us for a long time and he is retiring. A drop-in has been planned for him tomorrow. He congratulated Mr. Wright on his retirement and wished everyone a Happy New Year.

Chairman Livingston congratulated Mr. Cain and all who were re-elected. He said it is an honor to serve and thanked the families for their support and understanding.

12. Future Meetings

- a. Public Safety and Courts Committee – 1/14/13 @ 6:00 p.m.
- b. County Council – 1/16/13 @ 7:00 p.m.

13. Adjournment

Chairman Livingston adjourned the meeting at 7:14 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, III, Chairman

APPROVED:

Laurie N. Renwick, Clerk to Council