



**NEWBERRY COUNTY COUNCIL
MINUTES
NOVEMBER 19, 2014**

Newberry County Council met on Wednesday, November 19, 2014, 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
Scott Cain, Councilman
Wayne Adams, County Administrator
A.J. Tothacer, County Attorney
Laurie Renwick, Clerk to Council
Debbie Cromer, Finance Director

ABSENT: **Steven C. Stockman, Councilman**

MEDIA: **Andrew Wigger, Newberry Observer**
Tammy Kitchen, WKDK

The meeting was duly advertised as required by law.

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

Vice-Chairman Mr. Koon led the invocation followed by the Pledge of Allegiance.

Chairman Livingston noted that Mr. Stockman had a family emergency and would not be here tonight. Please keep him in thoughts and prayers.

1. Adoption of Consent Agenda

Mr. Cain motioned to postpone the consent agenda until the next meeting; seconded by Mr. Caldwell. The vote was unanimous.

2. ***Additions, Deletions, and Adoption of Agenda***

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

3. ***Ordinance #10-13-14: An Ordinance to declare surplus and approve the transfer of a portion of certain real estate property owned by Newberry County.***

Mr. Adams reported that there has been no change since second reading. This Ordinance authorizes the execution of a Quick Claim Deed for a small parcel of land owned by the county but is presently being used by the Chappells Community Center.

Chairman Livingston declared this the Public Hearing.

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

Mr. Cain motioned to approve third reading of Ordinance #10-13-14; seconded by Mr. Waldrop. The vote was unanimous.

4. ***Ordinance #10-14-14: An Ordinance to provide for the issuance and sale of a General Obligation Bond of Newberry County, South Carolina not exceeding \$310,000 in principal amount, to prescribe the purposes for which the proceeds of said bond shall be expended, to provide for the payment of said bond, authorizing the issuance of notes in anticipation of the bond authorized herein, and other matters relating thereto.***

Mr. Adams reported that there has been no change since second reading. This borrowing addresses a shortfall in the funding for the Newberry County Council on Aging CPST Project. The county anticipates significant over collections at the end of this current cycle of the CPST and will repay this debt once all other projects on the ballot have been completed.

Chairman Livingston declared this the Public Hearing.

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

Mr. Hipp motioned to approve third reading of Ordinance #10-14-14; seconded by Mr. Cain. The vote was unanimous.

5. ***Ordinance #10-15-14: An Ordinance authorizing the execution and delivery of a Purchase Agreement between Newberry County, South Carolina and Project Eagle; the conveyance of certain property owned by and located in Newberry County to Project Eagle; and other matters related thereto.***

Mr. Adams reported that there has been no change since second reading. This involves a company that is interested in purchasing the remaining property in the original Industrial Park on Highway 219. The company proposed paying approximately \$10,000.00 per acre for an 11 acre tract and \$5,000.00 per acre for an additional 20 acres. The intended purpose is to construct warehouse space for some assembly operations that will support two existing companies in the park.

Chairman Livingston declared this the Public Hearing.

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

Mr. Koon motioned to approve third reading of Ordinance #10-15-14; seconded by Mr. Cain. The vote was unanimous.

6. ***Ordinance #11-16-14: An Ordinance authorizing the execution and delivery of a Memorandum of Understanding between Newberry County, South Carolina and Project Speed Racer relating to certain investment in the county; authorizing the provision of certain incentives to Project Speed Racer, including assisting in the acquisition or lease of certain land and improvements by Project Speed Racer, and the execution and delivery of those documents necessary to provide such incentives; and other matters related thereto.***

Mr. Adams reported that this Memorandum of Understanding sets forth the conditions in which the county would provide a \$500,000.00 grant to an industry proposing to establish a manufacturing operation in an existing building in Newberry County. If the company fails to commence operation at any time during the first eight years or ceases operation for ninety (90) calendar days during that period, ownership of the building would revert to the county.

Mr. Cain motioned to approve first reading of Ordinance #11-16-14; seconded by Mr. Hipp. The vote was unanimous.

7. ***Resolution #10-14: A Resolution Honoring Doctor Oscar Lovelace***

Mr. Adams read Resolution #10-14 into the record:

“WHEREAS; Dr. Oscar Lovelace’s practice is in Newberry County; and

WHEREAS; in 1988, after completing his residency in family medicine at the University of Virginia School of Medicine he returned to Prosperity to establish his family medicine practice; and

WHEREAS; Dr. Lovelace filled a critical need for obstetrical care and initiated the local practice of performing C-sections, precipitating a 68-percent drop in minority infant mortality rates; and

WHEREAS; Dr. Lovelace helped develop a pilot project in the 1990s to reduce Medicaid costs, resulting in a \$1 million savings to the State of South Carolina on 1,100 patients enrolled in his practice for this pilot project; and

WHEREAS; Dr. Lovelace has worked tirelessly to address tobacco related health care problems through his establishment of the Living Water Foundation and worked to impose a 50-cent cigarette tax increase, which was enacted by the General Assembly; and

WHEREAS; in recognition of these and other efforts and a lifelong dedication to his patients and community, he was named 2015 Family Physician of the Year by the American Academy of Family Physicians; and

WHEREAS; in the presentation of this award Dr. Lovelace was described as an “outstanding American family physician,” as well as a “role model to other health professionals, and to residents and medical students.”

NOW, THEREFORE BE IT RESOLVED THAT NEWBERRY COUNTY COUNCIL HEREBY CONGRATULATES AND RECOGNIZES DR. OSCAR LOVELACE FOR HIS STELLAR EFFORTS AND SERVICE TO THE COMMUNITY.

AND BE IT FURTHER RESOLVED, that this Resolution shall be published in the official minutes of Newberry County Council and a framed copy presented to Doctor Oscar Lovelace.

AND IT IS SO RESOLVED this 19th day of November, 2014

Mr. Hipp motioned to approve Resolution #10-14; seconded by Mr. Waldrop. The vote was unanimous.

8. Resolution #11-14: A Resolution to Ratify and Approve Mutual Aid Agreements and/or other Inter-Jurisdictional Agreements entered into by the Newberry County Sheriff's Office.

Mr. Adams reported that this Resolution pertains to the renewal of an existing Mutual Aid Agreement between Newberry County and Lexington County for law enforcement services.

Mr. Hipp motioned to approve Resolution #11-14; seconded by Mr. Cain. The vote was unanimous.

9. Appointments

No appointments.

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

No comments.

11. Executive Session

Mr. Adams stated that staff would like an Executive Session for two separate matters. One under §30-4-70(a)(2) and the other under §30-4-70(a)(5) of the SC Code of Laws.

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

EXECUTIVE SESSION [7:11 P.M. – 8:03 P.M.]

Mr. Hipp motioned to return to Open Session; seconded by Mr. Cain. The vote was unanimous.

Mr. Cain motioned to make a recommendation to allow the County Administrator to participate in the SEC Municipalities Continuing Disclosure Cooperation Initiative; Mr. Hipp seconded. The vote was unanimous.

12. Comments/Request from County Administrator

No comments.

13. Comments/Request from Council Members

Mr. Waldrop wished everyone a Happy Thanksgiving.

Mr. Koon wished everyone a Happy Thanksgiving and recognized our veterans; “God Bless America”.

14. Future Meetings

- a. Public Works and Planning – 11/24/14 @ 6:00 p.m.
- b. County Council – 12/2/14 @ 7:00 p.m.
- c. “On the Move with Margaret” – 12/15/14 @ 9:15 a.m.
- d. County Council – 12/17/14 @ 7:00 p.m.

Mr. Hipp reminded everyone of the Economic Development Committee scheduled for Monday, December 15, 2014 @ 6:00 p.m. that was not noted above.

15. Adjournment

The meeting was adjourned at 8:05 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, Chairman

APPROVED:

Laurie N. Renwick, Clerk to Council

