



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

Newberry County Council met on Wednesday, October 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
Bill Waldrop, Councilman
Leslie (Les) Hipp, Councilman
Steven C. Stockman, Councilman
Scott Cain, Councilman
Wayne Adams, County Administrator
Laurie Renwick, Clerk to Council
Debbie Cromer, Finance Director

ABSENT: John E. Caldwell, Councilman
A.J. Tothacer, County Attorney

PRESS: Natalie Netzel, 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.

Chairman Livingston led the invocation followed by the Pledge of Allegiance.

1. Adoption of Consent Agenda

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

2. Personal Appearances

- a. Victoria Juran, Clinic Director – Beckman Center for Mental Health Services, Newberry Center

Ms. Juran gave an update on the services the center provides to the community and stated they are very appreciative of the county's continued support.

Chairman Livingston shared that the county funds this organization in the amount of \$12,750.00 per year and he thanked Ms. Juran for her presentation.

3. Ordinance #09-09-13: An Ordinance to amend the Budget Ordinance for the 2013-2014 Fiscal Year, Ordinance Number 04-07-13, to provide for revised appropriations pertaining to capital expenses for repairs to the Newberry County Courthouse.

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

Mr. Adams reported that this amendment will strike the waterproofing line item in the amount of \$258,800.00 from the Courthouse budget and reallocate that same amount for interior repairs and carpeting in the amount of \$140,680.00; a new HVAC control system in the amount of \$35,000.00; exterior wall waterproofing in the amount of \$60,000.00 and increases contingency by \$23,120.00.

Having received no discussion, the vote was unanimous to approve second reading of Ordinance #09-09-13.

Chairman Livingston shared that Mr. Caldwell was not able to attend tonight due to a medical procedure and asked that he be kept in thought and prayer.

4. Ordinance #10-20-13: 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 real estate parcel which comprises a one (1.00) acre parcel designated as TMS Parcel No. 419-21 from Single Family Residential RS-1 to Single Family Residential (RS-3).

Mr. Koon motioned to approve first reading of Ordinance #10-20-13; seconded by Mr. Waldrop.

Mr. Adams reported that this ordinance does the same thing for agenda items 5, 6 & 7. They are all in the same neighborhood on J L Koon Road and will be taking a one acre lot and rezoning it from RS-1 to RS-3 for the purpose of allowing for the placement or expansion of manufactured housing. These lots create a contiguous link to the RS-3

District that already exists and manufactured housing is keeping with the general character of the area.

Having received no discussion, the vote was unanimous to approve first reading of Ordinance #10-20-13.

5. **Ordinance #10-21-13: 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 real estate parcel which comprises a one (1.00) acre parcel designated as TMS Parcel No. 419-31 from Single Family Residential (RS-1) to Single Family Residential (RS-3).**

Mr. Waldrop motioned to approve first reading of Ordinance #10-21-13; seconded by Mr. Hipp. The vote was unanimous.

6. **Ordinance #10-22-13: 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 real estate parcel which comprises a one (1.00) acre parcel designated as TMS Parcel No. 419-35 from Single Family Residential (RS-1) to Single Family Residential (RS-3).**

Mr. Hipp motioned to approve first reading of Ordinance #10-22-13; seconded by Mr. Cain. The vote was unanimous.

7. **Ordinance #10-23-13: 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 real estate parcel which comprises a one (1.00) acre parcel designated as TMS Parcel No. 419-52 from Single Family Residential (RS-1) to Single Family Residential (RS-3).**

Mr. Hipp motioned to approve first reading of Ordinance #10-23-13; seconded by Mr. Cain. The vote was unanimous.

8. **Consideration to approve bid in the amount of #19,802.20 from Sanders Landscaping for Sheriff's Building Project – Crystal Waldrop, Purchasing Director**

Mrs. Waldrop reported that this item was on the last agenda and at the request of Council and Mr. Adams staff spoke with Ward Braswell with the City of Newberry to ask that some trees on the back side of the building be eliminated. He gave us permission to eliminate nine (9) trees on the back side beyond the drive behind the building and relocate nine (9) shrubs to the front where the trailers are now. We went back to Mr.

Sanders and asked that he revise his price and he did that with the new price being \$19,802.20; a 9% reduction in the original price and a 25% reduction in the number of plants.

Mr. Cain motioned to approve the revised bid in the amount of \$19,802.20 from Sanders Landscaping; seconded by Mr. Waldrop.

Chairman Livingston asked if there was any discussion and noted that this was not as much about cost but a matter of principal and for safety reasons.

Mr. Hipp stated that is was about cost too but he thought we would have gotten a better price break considering the amount that we eliminated. He was not sure why we had to re-add some of what we eliminated to the front if we met the requirements from what was originally presented. He said it is like they are going to get you one way or the other.

Having received no further discussion, the vote was unanimous to approve the bid from Sanders Landscaping in the amount of \$19,802.20.

9. Consideration to approve Request for Qualifications (RFQ) from Alliance Consulting Engineers for Engineering of Lynches Woods Bridges and Culverts – Crystal Waldrop, Purchasing Director

Mrs. Waldrop reported that staff solicited Requests for Qualifications and received fourteen (14) responses. The evaluation committee short listed to four (4) firms and subsequently conducted interviews. Each firm was then re re-evaluated individually by the committee members taking into account the initial evaluation criteria and the preliminary cost proposal for the scope provided. Staff recommends Alliance Consulting engineers, the highest ranked firm with a preliminary cost of \$45,300.00.

Mr. Waldrop commented that he has been to Lynches Woods and a lot of these are dry ditches and he did not know why it should cost so much to put in some pipe and questioned why we had to have a consultant to do that.

Mr. Pisano responded that these were installed in the past without any studies; some are undersized and are haphazardly placed and really not doing anything. The engineers will let us know which ones can stay, which ones to replace or eliminate, and identify ones that we will not need to have.

Mr. Waldrop said he can see some of that; they will know how to design the area for the amount of water going through and mentioned that some are spring-loaded. He said years ago the Soil and Water Conservation put in a nice historical bridge and asked if that one will have to be replaced.

Mr. Pisano stated that that bridge will not have to be replaced and appears to be in good condition.

Mr. Hipp asked if the design documents and specs will include all bridges that will need to be repaired or replaced.

Mr. Pisano said that the preliminary results from the engineering firms revealed that the bridges look sound. He said he did not think we are looking at replacing the bridges but more the culvert pipes and headwalls that have some historical significance.

Mr. Hipp asked if this will include any road repairs or will we be doing that totally on our own.

Mr. Pisano responded that this does not have anything to do with the road other than what may be disturbed when installing the pipe.

Mr. Hipp motioned to approve the RFQ from Alliance Consulting Engineers as recommended by the committee; seconded by Mr. Cain. The vote was unanimous.

10. Appointments

Mr. Hipp nominated Dr. Darly Bernardo for an appointment to the Recreation Commission representing District 5.

Mr. Waldrop motioned to approve Darly Bernardo's appointment to the Recreation Commission; seconded by Mr. Cain. The vote was unanimous.

11. Committee Reports.

- a. Economic Development Committee 9/23/13 – Teresa Powers,
Economic Development Director

Mrs. Powers reported that the Economic Development Committee met on September 23, 2013, and the following was discussed:

- Central SC Alliance reported on activities in the region and in Newberry County
- Keith Avery, Newberry Electric Coop., engaged in discussions pertaining to the planning and location of a substation that will be going into the Mid-Carolina Commerce Park.
- Jamie Frost, Alliance Consulting Engineers, talked about the color scheme on the outside of the spec building and the committees chose a neutral color that would appeal to a wide number of companies and maintain its look over time.
- George Routon, Ted Smith, and Jimmie Coggins talked about Vision 2015 This committee has transitioned to the Chamber of Commerce to spearhead follow-up meetings and communications.
- Ms. Powers gave an update on the marketing trip to the IAA Auto Show in Frankfurt, Germany.
- A publication on the Mid-Carolina Commerce Park was shared with the committee.

- The committee went into Executive Session and no action was taken in that session.

Mr. Hipp commented that Mr. Avery's initial recommendation for the location of the substation was not well received by the committee. We felt we should use less valuable land not the prime industrial land in the park. In a conversation with Mr. Avery later, he was very receptive to finding an alternate location and we will be going through the park to see some of the other spaces that we identified for the substation.

12. Public Comments

No public comments.

13. Executive Session

No executive session.

14. Comments from County Administrator

No comments.

15. Comments/Request from Council Members

Mr. Waldrop asked that our thoughts and prayers be with Mrs. Edith Greisser who is having health problems. She has been actively involved with the Historical Society for many years.

Mr. Koon asked that our thoughts be with Mrs. Anne Peters as she had a procedure today and was unable to attend tonight.

Chairman Livingston asked that our prayers be with the families of the two young people that lost their lives in Newberry County recently.

16. Future Meetings

- a. Finance Committee 10/07/13 @ 6:00 p.m.
- b. County Council 10/16/13 @ 7:00 p.m.
- c. Public Safety and Courts Committee 10/21/13 @ 6:00 p.m.

17. Adjournment

Chairman Livingston declared the meeting adjourned at 7:30 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, III, Chairman

APPROVED:

Laurie N. Renwick, Clerk to Council