



**NEWBERRY COUNTY COUNCIL
MINUTES
APRIL 6, 2016**

Newberry County Council met on Wednesday, April 6, 2016, 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
Scott Cain, Vice Chairman
Bill Waldrop, Councilman
Leslie (Les) Hipp, Councilman
Steve Stockman, Councilman
Kirksey Koon, Councilman
Travis Reeder, Councilman
A.J. Tothacer, County Attorney
Laurie Renwick, Clerk to Council
Debbie Cromer, Finance Director

MEDIA: Andrew Wigger, Newberry Observer

The meeting was duly advertised as required by law.

Chairman Livingston called the meeting to order.

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

1. Additions, Deletions and Adoption of Agenda

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

2. Personal Appearances

**a. Barry Koon, Chief Magistrate – Consolidation of Summary
Court for Civil and Criminal Purposes**

Judge Koon addressed Council and shared that in 1989 traffic court was centralized in Newberry County and he was here this evening asking that the civil and criminal aspects be centralized as well and handled out of the Louis Rich Rd. facility. He said Senator Ronnie Cromer and the Newberry County Bar are in support of this initiative.

- ***Resolution #06-16: A Resolution Concurring with Magistrate Court Centralization***

Mr. Waldrop motioned to approve Resolution #06-16; seconded by Mr. Cain. The vote was unanimous.

3. ***Ordinance #04-04-16: An Ordinance amending Ordinance Number 04-08-15, the Budget Ordinance for the 2015-2016 fiscal year, to provide for revised revenues and expenditures pertaining to emergency medical services.***

Vice Chairman Cain motioned to approve first reading of Ordinance #04-04-16; seconded by Mr. Koon.

Mr. Adams reported that this is a supplemental appropriation to Newberry County Memorial Hospital for the running of the EMS/Ambulance Service on behalf of the county. The total appropriation of \$150,000.00 will cover shortfalls for the fiscal years of 14/15 and 15/16. Staff has recommended that the appropriation in the coming year's budget be increased from \$918,000.00 annually to \$1,020,000.00 for this purpose.

Having received no discussion, first reading of Ordinance #04-04-16 was unanimously approved.

4. ***Ordinance #04-05-16: An Ordinance to provide for the issuance and sale of General Obligation Bonds of Newberry County, South Carolina not exceeding \$2,100,000 in principal amount, to prescribe the purposes for which the proceeds of said bonds shall be expended, to provide for the payment of said bonds, authorizing the issuance of notes in anticipation of the bonds authorized herein, and other matters relating thereto.***

Vice Chairman Cain motioned to approve first reading of Ordinance #04-05-16; seconded by Mr. Reeder.

Mr. Adams reported that this ordinance supports the state mandated upgrades to the Detention Center. This project was presented for consideration as a CPST proposal; however, we do not know if this will be on the ballot or if the ballot will even pass. This will allow us to move forward with the project and if the project is selected to be a part of the CPST ballot and the ballot passes, then this ordinance can be reimbursed with proceeds from the penny sales tax.

Having received no discussion, first reading of Ordinance #04-05-16 was unanimously approved.

5. ***Ordinance #04-06-16: An Ordinance to provide appropriations for the fiscal year beginning July 1, 2016, and ending June 30, 2017, 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.***

Vice Chairman Cain motioned to approve first reading of Ordinance #04-06-16; seconded by Mr. Koon.

Mr. Adams reported that this is the staff proposed budget for FY16/17 and is balanced at \$23,871,762.00. The first budget work session is scheduled for Tuesday, April 12th at 7:00 p.m. where all issues pertaining to the budget will be discussed in more detail.

Having received no discussion, first reading of Ordinance #04-06-16 was unanimously approved.

6. ***Ordinance #04-07-16: An Ordinance to provide appropriations for the fiscal year beginning July 1, 2016 and ending June 30, 2017, for Newberry County Library, Piedmont Technical College and the Newberry Agency for 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. Waldrop motioned to approve first reading of Ordinance #04-07-16; seconded by Mr. Reeder.

Mr. Adams reported that this budget is balance at \$862,262.00 and will also be included in the budget work session on April 12th. He said he was expecting two appeals on the appropriated amounts included in the budget; one from the Library Board and the other from Piedmont Technical College.

Having received no discussion, first reading of Ordinance #04-07-16 was unanimously approved.

7. ***Ordinance #04-08-16: 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 one and thirty-nine hundredths (1.39) acres real estate parcel designated as TMS Parcel No. 340-1-38 from Single Family Residential (RS-3) to General Commercial (GC).***

Vice Chairman Cain motioned to approve first reading of Ordinance #04-08-16; seconded by Mr. Hipp.

Ron Powell stated that this property is located at 2218 Wilson Road; adjacent to the Farm Bureau office. There is a mix of RS-3 residential and CG general commercial. The proposed use is for a chiropractor's office and the Joint Planning Commission and staff recommends approval.

Having received no discussion, first reading of Ordinance #04-08-16 was unanimously approved.

8. ***Resolution #04-16: A Resolution adopting the Newberry County Employee Handbook***

Mr. Koon motioned to approve Resolution #04-06; seconded by Mr. Reeder.

Chairman Livingston asked if there was any discussion.

Mr. Koon proposed an amendment to establish a fixed-amount cost of living adjustment to include in the handbook; seconded by Mr. Reeder. The amendment was unanimous.

Having received no further discussion, Resolution #04-16 was approved unanimously as amended.

9. ***Resolution #07-16: Fair Housing Resolution***

Mr. Adams read Resolution #07-16 into the record:

“WHEREAS, Newberry County desires that all its citizens be afforded the opportunity to attain a decent, safe, and sound living environment; and

WHEREAS, Newberry County rejects discrimination on the basis of race, religion, color, sex, national origin, disability and/or familial status in the sale, rental, or provision of other housing services; and

WHEREAS, the State of South Carolina enacted the South Carolina Fair Housing Law in 1989; and

WHEREAS, April is recognized nationally as Fair Housing Month;

NOW, THEREFORE, BE IT RESOLVED that Newberry County does hereby designate the month of April 2016 as Fair Housing Month.

ADOPTED, by Newberry County Council in meeting duly assembled this 6th day of April 2016, at which a quorum was present and voting.”

Vice Chairman Cain motioned to approve Resolution #07-16; seconded by Mr. Waldrop. The vote was unanimous.

10. Consideration of bids for Economic Development Office Space

Crystal Waldrop, Purchasing Director, reported that staff received the following six bids on March 15th and the apparent low bidder was Cannon Associates in the amount of \$146,800.00 for the renovations at the Newberry Square Strip Mall for the Economic Development Office. Staff does recommend Cannon Associates as the low bidder.

- Cannon Associates \$146,800.00
- W.E. Baker & Sons \$150,975.00
- R.J. Dean Construction \$152,000.00
- Satchel Construction \$159,000.00
- Henley’s Construction \$159,577.00
- Highlands Construction \$180,000.00

Vice Chairman Cain motioned to approve the low bid from Cannon Associates in the amount of \$146,800.00; seconded by Mr. Hipp. The vote was unanimous.

11. Consideration of Central SC Alliance 4th Quarter Invoice for FY15/16 in the amount of \$18,000.00.

Rick Farmer, Economic Development Director, reported that the Economic Development Committee recommended approval of the invoice. He said Central has been giving him great support and he appreciates their assistance.

Mr. Waldrop motioned to approve Central’s 4th Quarter Invoice in the amount of \$18,000.00; seconded by Mr. Stockman. The motion passed by vote of 6-1; Mr. Koon opposed.

12. Consideration of bids for Little Mountain Rescue Squad Fire Apparatus.

Crystal Waldrop, Purchasing Director, reported that staff received the following two bids on March 17th and the low bidder was Rosenbauer Fire Apparatus in the amount of \$247,661.00.

- Rosenbauer Fire Apparatus \$247,661.00
- First Class Fire Emergency Vehicles \$284,670.00

Vice Chairman Cain motioned to approve Rosenbauer Fire Apparatus in the amount of \$247,661.00; seconded by Mr. Koon.

Chairman Livingston asked if there was any discussion.

Vice Chairman Cain asked Tommy Long to talk about the piece of equipment.

Mr. Long stated that this is going to replace the current rescue truck currently at Little Mountain and was budgeted under the lease purchase program and is within budget.

13. Consideration of bid for Newberry County Law Enforcement Firing Range Repairs.

Crystal Waldrop, Purchasing Director, reported that staff only received one bid on March 29th from Satterfield Construction Co., in the amount of \$24,500.00.

Vice Chairman Cain motioned to approve bid from Satterfield Construction in the amount of \$24,500.00; seconded by Mr. Hipp.

Chairman Livingston asked if there was any discussion.

Mr. Hipp stated that the next agenda item is for repairs to the Auditor/Treasurer's parking lot and the low bidder on this project is the second lowest bidder on that project. He asked if we could save on startup and decommissioning costs if we combined the two projects.

Mrs. Waldrop responded that that was an after thought and the projects could have been combined. At this point, we would have to re-bid them together.

Mr. Koon asked Mr. Adams if the city was willing to help out on this project.

Mr. Adams said he will ask them once we have a firm amount.

Having received no further discussion, the vote was unanimous to approve the low bid from Satterfield for repairs to the firing range.

14. Consideration of bids for Parking Lot Repairs at Treasurer/Auditor Building.

Crystal Waldrop, Purchasing Director, reported that staff received the following five bids on March 30th and the apparent low bidder was Washington Trucking out of Winnsboro, SC in the amount of \$16,336.00.

- Washington Trucking \$16,336.00
- Satterfield Construction \$16,500.00
- Schumpert Paving & Son \$21,551.00
- AOS \$23,448.00
- Willingham \$25,000.00

Mr. Waldrop motioned to approve Washing Trucking in the amount of \$16,336.00; seconded by Mr. Koon.

Chairman Livingston asked if there was any discussion.

Mr. Cain shared the same concerns as Mr. Hipp and asked if the county would be better off if Satterfield did both jobs.

Mrs. Waldrop stated that it would have to be re-bid.

Having received no further discussion, the vote was unanimous to approve the low bid from Washington Trucking in the amount of \$16,336.00.

15. Consideration of bids for Transfer Station Scale Replacement.

Crystal Waldrop, Purchasing Director, reported that staff received the following two bids on March 31st for the replacement of the Transfer Station scales and the apparent low bidder was Scale Solutions in the amount of \$49,760.00.

- Scale Solutions \$49,760.00
- Everest Scale \$72,248.00

Vice Chairman Cain motioned to approve Scale Solutions in the amount of \$49,760.00; seconded by Mr. Hipp.

Chairman Livingston inquired about the cost difference.

Mrs. Waldrop responded that to her knowledge the only difference is the brand each company is selling.

Ervin West stated that the high bidder was concerned about working the project during a weekend and paying overtime. We only gave a limited amount of time for completing the installation; from 4:00 p.m. on Friday afternoon and back operational on Monday.

Having received no further discussion, the vote was unanimous to approve the low bid from Scale Solutions in the amount of \$49,760.00.

16. Appointments

Mr. Koon nominated Mr. Sean Pomeroy for an appointment to the Newberry County Hospital Board representing District 4; seconded by Vice Chairman Cain. The vote was unanimous.

17. Committee Meetings

- a. Economic Development 3/28/16

Rick Farmer, Economic Development Director, reported that the Economic Development Committee met on Monday and he briefed council with a power point presentation on items addressed at the meeting.

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

Ken McBride, Director of Newberry County Department of Social Services, shared that April is Child Abuse Prevention Month and pinwheels have been used around the state to symbolize awareness of this issue. He updated Council on DSS activities and progress over the past year. He presented each member of Council with a pinwheel and thanked them for their support.

Chairman Livingston thanked Mr. McBride for the work he and his department has done in the county. You have definitely been the most visible and involved DSS Director we have had in a long time and your efforts are appreciated.

Mr. Reeder agreed and stated that he works closely with Ken through the school district and he is always there.

Vice Chairman Cain said to put this into perspective, the county is 24th in population and for our DSS Office to be ranked 7th in the state says a lot.

19. *Executive Session (if needed)*

No comments.

20. *Comments/Request from County Administrator*

Mr. Adams congratulated Mr. Waldrop on becoming a great-grandfather.

21. *Comments/Request from Council Members*

No comments.

22. *Future Meetings*

- a. Budget Work Session - 4/12/16 @ 7:00 p.m.
- b. County Council - 4/20/16 @ 7:00 p.m.
- c. Public Safety and Courts - 4/25/16 @ 5:00 p.m.

23. *Adjournment*

Chairman Livingston declared the meeting adjourned at 7:52 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, Chairman

APPROVED:

Laurie N. Renwick, Clerk to Council