

NEWBERRY COUNTY COUNCIL
AGENDA
JUNE 2, 2010
7:00 P.M.

Call to order: Henry H. Livingston, III, Chairman

Invocation and Pledge of Allegiance: John E. Caldwell, Councilman

- 1. Adoption of Consent Agenda**

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

- 3. Ordinance #04-11-10:** 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 total six and one hundred and seventy three thousandths (6.173) acres of two contiguous parcels, one four and two hundred and seventy eight thousandths (4.278) acres, the other one and eight hundred and ninety five thousandths (1.895) acres designated as TMS Nos. 284-2-6 and 284-2-13 respectively from General Commercial (GC) to Rural (R2)
 - a. Public Hearing
 - b. Third Reading

- 4. Ordinance #04-06-10:** An Ordinance amending Chapter 153 of the Newberry County Code of Ordinances amending special exceptions requirements for the location of commercial campgrounds, and for other matters related thereto.
 - a. Public Hearing
 - b. Second Reading

5. **Ordinance #04-07-10:** An ordinance to provide appropriations for the fiscal year beginning July 1, 2010, and ending June 30, 2011, 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 coming to 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.
 - a. Public Hearing

6. **Ordinance #04-08-10:** An Ordinance to provide appropriations for the fiscal year beginning July 1, 2010, and ending June 30, 2011, for the Newberry County Library, Piedmont Technical College and the Newberry Agency for the Developmentally Disabled; 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 coming to the county during said fiscal year for said purposes.
 - a. Public Hearing

7. **Ordinance #05-12-10:** 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 four and seven hundred and twenty one thousandth (4.721) acres portion of a real estate parcel totaling twenty seven (27.0) acres designated as TMS Parcel No. 535-18 from Single Family Residential (RS-3) to General Commercial (GC).
 - a. First Reading

8. Ordinance #05-13-10: An Ordinance to impose a one percent sales tax, subject to a referendum, within Newberry County pursuant to the Capital Project Sales Tax Act; to define the specific purposes and designate the projects for which the proceeds of the tax may be used; to provide the maximum time for which the tax may be imposed; to provide the maximum cost of the projects or facilities funded from the proceeds to be raised by the tax; to provide for a county-wide referendum and to concur in the contents of the ballot question in such referendum; to establish the priority in which the proceeds of the tax are to be expended; to authorize the issuance of general obligation bonds of Newberry County, subject to such referendum, to defray costs of projects and issuance costs; to provide for the conduct of such referendum; to provide for the administration of the tax; to provide for the payment of the tax; and to provide for other matters relating thereto.

a. First Reading

9. Ordinance #05-14-10: An Ordinance for the purpose of leasing County property located at 1400 Camellia Avenue in the City of Newberry to Palmetto Health.

a. First Reading

10. Resolution #03-10: A Resolution whereby Newberry County Council authorizes Newberry Hospital and its Board of Trustees to take all administrative and legal steps necessary to negotiate with Palmetto Health and resolve the Parkridge Hospital Cases in a manner which, in Newberry Hospital's sole discretion, recognizes and protects Newberry Hospital's ability to provide quality health care services to the citizen of Newberry County. Council further ratifies Newberry Hospital and its Board of Trustees' efforts to date in negotiating settlement of this matter.

11. Appointments

- 12. Consideration of the following Emergency Services requests – Tommy Long, Emergency Services Coordinator (Recommended by Public Safety and Courts Committee on May 24, 2010.)**
 - a. Reimburse 50/50 VFA National Fire Plan Grants match totaling \$5,245.00 (Friendly FD - \$900.00; Silverstreet FD - \$900.00; Chappells FD - \$1,245.00; Fairview FD - \$1,200.00; Bush River; \$1,000.00)
 - b. Surplus 1991 Ford Ambulance from Little Mtn. Rescue Squad
 - c. Reimburse Little Mtn. Rescue Squad for ambulance striping in the amount of \$3,750.00.
 - d. Transfer 2004 Newberry Rescue Ambulance to Coroner's Office

- 13. Committee Reports**
 - a. Public Safety and Courts – May 24, 2010 – Wayne Adams, County Administrator

- 14. Public Comments (by those who signed up at the meeting)**

- 15. Vote for Executive Session, When Necessary**

- 16. Executive Session**
 - a. Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the public agency in other adversary situations involving the assertion against the agency of a claim.

17. Necessary Action on Matters Discussed in Executive Session

18. Comments from County Administrator

19. Comments/Request from Council Members

20. Future Meetings

- a. County Council – June 16, 2010 @ 7:00 p.m.
- b. County Council – July 7, 2010 @ 7:00 p.m.
- c. Personnel and Intergovernmental Relations Committee – June 7, 2010 @ 6:00 p.m.

21. Vote to Adjourn

22. Adjournment

CONSENT AGENDA

- 1. Minutes**
 - a. May 5, 2010