

**NEWBERRY COUNTY COUNCIL
MINUTES
NOVEMBER 4, 2009**

Newberry County Council met on Wednesday, November 4, 2009, 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
William D. Waldrop, Vice Chairman
Kirksey Koon, Councilman
John E. Caldwell, Councilman
Edgar Baker, Councilman
Leslie (Les) Hipp, Councilman
Steven C. Stockman, Councilman
Wayne Adams, County Administrator
A.J. Tothacer, County Attorney
Laurie Renwick, Clerk to Council
Debbie Cromer, Finance Director

PRESS: Cindy Pitts, Newberry Observer
Heather Hawkins, WKDK

The meeting was duly advertised as required by law.

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

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

1. Additions, Deletions and Adoption of Agenda

Mr. Adams stated that staff did not see a need for Executive Session so therefore Agenda Items 12, 13, & 14 could be deleted unless Council had a need for one.

Mr. Koon motioned to adopt the Agenda as amended; seconded by Mr. Caldwell. The vote was unanimous.

2. Ordinance #10-20-09: An Ordinance to amend the budget ordinance for the 2009-2010 fiscal year, Ordinance Number 04-08-09, to provide for revised revenues and appropriations related to the operations of the County and to approve the administrative transfer of certain funds.

Mr. Caldwell motioned to approve second reading of Ordinance #10-20-09; seconded by Mr. Baker. The vote was unanimous.

3. Ordinance #04-11-09: An Ordinance adopting a revised Solid Waste Management Plan pursuant to §44-96-80 of the 1976 S.C. Code of Laws.

Mr. Adams stated that the only changes made between first and second reading was updating the Ordinance to reflect 2008 data instead of 2007 data.

Mr. Stockman motioned to approve second reading of Ordinance #04-11-09; seconded by Mr. Hipp.

Chairman Livingston asked if there was any discussion.

Mr. Hipp motioned to amend the Ordinance to change the language under item 4 of the Ordinance to reflect neutral gender positions; seconded by Mr. Baker.

Having received no further discussion, second reading of Ordinance #04-11-09 was unanimously approved as amended.

4. Ordinance #07-17-09: An Ordinance amending Chapter 91 of the Newberry County Code of Ordinances to modify standards for the inclusion, maintenance, and removal of roads within the Newberry County road system.

Mr. Koon motioned to approve second reading of Ordinance #07-17-09; seconded by Mr. Hipp. The vote was unanimous.

5. Resolution #10-09: A Resolution to establish Newberry County Council's procedures and criteria for considering and recommending projects to the Capital Project Sales Tax Commission for inclusion in the 2010 Capital Project Sales Tax ballot question.

Mr. Adams reported that the Capital Project Sales Tax (CPST) Commission has adopted the final version of its checklist for requirements for the submission of project proposals. That checklist requires that all project proposals be accompanied by the endorsement of the county, a municipality, or a special purpose district. This Resolution consists of some procedures for Council in considering what projects it will endorse to submit to the CPST Commission.

Mr. Hipp asked what information had changed between the Resolution handed out in their agenda packets and the Resolution handed out tonight.

Mr. Adams said that the first edition omitted a deadline for the jointly eligible projects and there are also fewer meetings than in the original document.

Mr. Hipp motioned to approve Resolution #10-09; seconded by Mr. Baker. The vote was unanimous.

6. Resolution #11-09: A Resolution authorizing the expenditure of bond proceeds of Newberry County, South Carolina; delegating authority; and matters relating thereto.

Mr. Adams stated that this Resolution redirects the expenditure of \$837,850.00 in 2007 A Series General Obligation Bonds from their original purpose to the purposes recently set forth in the Capital Budget to renovate the Clemson Extension Building and the waterproofing of the Courthouse basement.

Chairman Livingston stated for clarification, this is not any new or additional money; it is money that was in a 2007 bond.

Mr. Hipp motioned to approve Resolution #11-09; seconded by Mr. Waldrop. The vote was unanimous.

7. Appointments

Mr. Koon nominated Mr. Tommy Chappells for an appointment to the Airport Commission for a term to expire June 30, 2013.

Mr. Hipp motioned to approve the appointment of Tommy Chappells to the Airport Commission; seconded by Mr. Waldrop. The vote was unanimous.

Mr. Hipp nominated Mrs. Annette Davis for an appointment to the Community Hall Commission with the permission of Mr. Koon, whose district in which Mrs. Davis lives.

Mr. Koon motioned to approve the appointment of Annette Davis to the Community Hall Commission; seconded by Mr. Stockman. The vote was unanimous.

8. Consideration to declare unused office equipment and furniture as surplus – Crystal Waldrop, Purchasing Director.

Mrs. Waldrop stated that Council has seen the pictures of the equipment that is in Jeff Martin's shop which consist of keyboards, chairs, and miscellaneous items. She notified department heads to give them an opportunity to come get any of the equipment for their use and she only had one department show up. There seems to be no need for this equipment.

Mr. Baker motioned to put the equipment/furniture up for sale; seconded by Mr. Hipp. The vote was unanimous.

9. Determination of Christmas Holiday Schedule for County Employees – Wanda Hill, Human Resource Director

Mrs. Hill stated that the Personnel and Intergovernmental Relations Committee met on October 26, 2009 and discussed this item. The committee recommended County employees observing December 24, 25 & 28 for the Christmas Holidays.

Mr. Waldrop motioned to approve December 24, 25 & 28 as Christmas Holidays; seconded by Mr. Koon. The vote was unanimous.

10. Committee Reports

- a. Personnel and Intergovernmental Relations Committee – October 26, 2009

Mr. Adams reported that the Personnel and Intergovernmental Relations Committee met on October 26, 2009. The committee was updated on the status of the departments relocated from the basement of the Courthouse. The committee received an update from Mrs. Gerdi Lake concerning recreation activities and from the staff at Springfield Place/JF Hawkins. Mrs. Hill asked members of the committee to finalize their comments on the proposed new employee handbook by the end of the year. The committee also considered the 2009 Holiday schedule.

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

No comments.

12. Vote for Executive Session, When Necessary

Deleted from agenda.

13. Executive Session

Deleted from agenda.

14. Necessary Action on Matters Discussed in Executive Session

Deleted from agenda.

15. Comments from County Administrator

Mr. Adams stated that Mr. Ervin West was finalizing the scope on the renovations to the Clemson Extension Building. Staff is looking for options for relocating the Clemson Extension employees and those options should be ready for you at the next meeting.

16. Comments from Council Members

Mr. Hipp thanked the administration and staff for all the work involved in relocating the employees.

Mr. Baker updated Council on the USDA Forest Service's Management Plan for river recreation. The US Forest Service manages 170,000 acres of land in the Sumter National Forest. Within those acres are three rivers, the Enoree, Tyger and Broad and they are wanting to manage approx. 106 miles of these rivers to be used for rafting, boating and recreation. They went over the river access locations and the distances between them. A copy of the river management plan is in the Clerk to Council's office for anyone's review.

17. Future Meetings

- a. County Council – November 18, 2009 @ 7:00 p.m.
- b. County Council – December 1, 2009 @ 7:00 p.m.
- c. CPST Commission – November 2, 2009 @ 6:00 p.m.
- d. Public Works and Planning Committee – November 9, 2009 @ 6:00 p.m.
- e. Public Safety and Courts Committee – November 23, 2009

18. Vote to Adjourn

Mr. Hipp motioned to adjourn; seconded by Mr. Stockman. The vote was unanimous.

19. Adjournment

Chairman Livingston declared the meeting adjourned at 8:20 p.m.

NEWBERRY COUNTY COUNCIL

Henry H. Livingston, III, Chairman

APPROVED:

Laurie N. Renwick, Clerk to Council