



**NEWBERRY COUNTY COUNCIL
AGENDA
February 6, 2019
7:00 P.M.**

Call to order: Henry H. Livingston, III, Chairman
Invocation and Pledge of Allegiance: Johnny Mack Scurry, Councilman

1. *Adoption of Consent Agenda*

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

3. *Personal Appearances*

- a. Charlie Bedenbaugh- Request from Mr. Charlie Bedenbaugh concerning failure to file timely for agricultural special assessment. Code Section 12-43-220(3)(A) of the SC Code of Laws provides that “[t]he governing body may extend the time for filing upon a showing satisfactory to it that the person had a reasonable cause for not filing on or before the first penalty date.”

4. *Ordinance #12-23-18:* An Ordinance amending and revising Zoning Ordinance No. 12-24-01, codified in Chapter 153 of the Newberry County Code of Ordinances.

a. Proposed Amendments

It is expected that the following changes to Ordinance No. 12-23-18 will be offered at third reading *as a single amendment*:

- In Section 153.231 *Definitions* – the definition of Brewpub is changed by deleting any reference to quantities, whether barrels, gallons or other references to specific quantities, and will only refer to the SC Code of Laws section 61-4-1700.
- In Section 152.128 *Mobile Food Truck or Trailer*, “E. Supervision” is revised to read, “The mobile food truck or trailer must be occupied by the owner or operator while it is in operation.”

- In Section 152.128 *Mobile Food Truck or Trailer*, “F. 12 – Conditions” is revised to read, “Mobile food trucks or trailers, when located in parking lots, shall not be parked in a manner that occupies required handicapped parking, or in any way that interferes with the flow of traffic within the parking lot.”
 - Section 153.156 *Shooting Ranges* is deleted in its entirety and the language previously existing regarding Recreational Day Camps, Shooting and Archery Ranges remains in effect, unchanged.
 - In Section 153.218 *Permitted Signs*, conditions for Institutional and Public Facility-type signs are eliminated.
- b. Public Hearing
c. Third Reading

PROCEDURE FOR CONSIDERING AMENDMENTS:

After a motion and a second are offered to approve third reading of Ordinance No. 12-23-18, the Chairman will call for discussion *of the ordinance*. A member of Council will then move for *approval of the proposed amendment printed in the agenda* (see above). If that motion receives a second, the proposed amendment will then be discussed and voted on. (Any other amendment offered would be considered in this same fashion.) Once this and all other amendments to Ordinance No. 12-23-18 have been considered, the Chairman will call for the question on Ordinance No. 12-23-18, *as amended*. Remember here that the motion and second have already occurred, meaning that only a vote is required to finish consideration. This vote finishes consideration of the ordinance and all approved amendments.

5. ***Ordinance #02-01-19:*** An Ordinance authorizing the execution and delivery of a Fee in Lieu of Tax Agreement by and between Newberry County, South Carolina and a Company or Companies known to the County at this time as Project Cumulus with respect to certain economic development property in the County, whereby such property will be subject to certain payments in Lieu of Taxes, including the provision of certain special source revenue credits; and other matters related thereto.
 - a. First Reading

6. ***Resolution #03-19:*** A Resolution inducing and identifying a proposed investment under code name of “Project Cumulus” and other matters related thereto.

7. ***Consideration to approve purchase of a Motor Grader for Public Works (\$213,484.71, State Contract Pricing)*** - Mike Pisano, Public Works Director

8. ***Appointments***

9. *Committee Report*

- a. Public Safety and Courts Committee- 1/28/19
Tommy Long, Public Safety Director

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

11. *Executive Session (if needed)*

12. *Comments/Request from County Administrator*

13. *Comments/Requests from Council Members*

14. *Future Meetings*

- a. County Council Meeting 2/20/19 @ 7:00 p.m.
- b. Finance Committee Meeting 2/25/19 @ 6:00 p.m.
- c. Personnel & Intergovernmental Relations Committee 3/4/19 @ 6:00 p.m.
- d. County Council Meeting 3/6/19 @ 7:00 p.m.

15. *Adjournment*

Consent Agenda

1. Minutes

- a. January 2, 2019*
- b. January 16, 2019*