

**MINUTES OF REGULAR MEETING OF NEWBERRY CITY COUNCIL
HELD IN COUNCIL CHAMBERS, CITY HALL, NEWBERRY, SC
SEPTEMBER 14, 2010 – 7:00 P.M.**

Members Present: Mayor T. Edward Kyzer. Council: R. LeMont Glasgow, Zebbie D. Goudelock, Foster Senn, Louis Boyd, Gregg Summer, David E. DuBose.

Also Present: City Manager Jeff Shacker, City Clerk Tina P. Wicker, Assistant to the City Manager Matt DeWitt, Fire Chief Keith Minick, City Planner Doug Currier. Others Present: Deborah Hawkins, Justin Weaver, Jamie Monts, Mac Bartley, Deborah Shaw, Ed Rollins, Nick Davenport, Debbie Smith, and others.

News representatives: Leslie Moses and Heather Hawkins.

CALL TO ORDER

Mayor Kyzer called the meeting to order. Councilman Senn led in the Pledge of Allegiance. Councilman Goudelock gave the invocation.

MINUTES

Councilman Goudelock made a motion, seconded by Councilman Boyd, to approve the minutes of the regular meeting of Newberry City Council held on August 10, 2010 as presented. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

FINANCIAL REPORT

Mayor Kyzer reported that members of City Council had been provided a copy of the Financial Report for the period ending August 31, 2010. Mayor Kyzer indicated that the report would be attached to and made a part of the minutes.

RECOGNITION OF EMPLOYEES

Mayor Kyzer and City Manager Shacker recognized Deborah Hawkins, Accounting Technician in the Finance Department and Justin Weaver, Police Corporal, for five years of service; Jamie Monts, Heavy Equipment Operator in the Public Works Department, for ten years of service and Mac Bartley, Public Works Director, for twenty years of service. Each received a Certificate recognizing their service and an awards package from which to make a gift selection.

CERTIFICATION OF CANDIDATES

Mayor Kyzer presented a memorandum to City Council from Mr. Ed Rollins, Chairman of the Municipal Election Commission, declaring the successful candidates for new terms as Mayor and City Council members. He stated that the successful candidates were: Foster Senn, Mayor; LeMont Glasgow, City Council District 1; Zebbie Goudelock, City Council District 3; and Thomas Louis Boyd, City Council District 5.

Minutes of the Regular Meeting of Newberry City Council
September 14, 2010
Page -2-

Councilman Glasgow made a motion, seconded by Councilman Summer, to accept the report of the Municipal Election Commission. Mayor Kyzer declared the motion carried by a unanimous vote of City Council members present.

RESOLUTION:

**Consent to Inclusion of Property in a Joint
County Industrial and Business Park of
Newberry and Fairfield Counties**

Mayor Kyzer advised that the City had received a request from Newberry County to consent to the inclusion of the J. F. Hawkins nursing home and Springfield Place retirement community in the Joint County Industrial and Business Park of Newberry and Fairfield Counties. He indicated this would enable the county to offer the potential buyer Special Source Revenue Credits. He explained the distribution of revenue to the City using the revenue credits and then presented the Resolution for Council's consideration.

Mayor Kyzer reclused himself because of his involvement with the facility and his past employment at Springfield Place.

Councilman Glasgow made a motion, seconded by Councilman Senn, to adopt the Resolution as presented. Mayor Kyzer declared the motion carried following a unanimous vote of the City Council members present and voting.

NEWBERRY OPERA HOUSE:

Alcohol Sales for Oktoberfest

Mayor Kyzer reported that the Newberry Opera House Foundation was requesting permission to sell alcohol, under its beer and wine permit, at Oktoberfest on October 2nd.

Councilman Goudelock made a motion, seconded by Councilman Boyd, to approve the request and permit the Newberry Opera House Foundation to sell alcohol at Oktoberfest on October 2nd. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

CITY COUNCIL:

Work Plan for FY2010-2011

Mayor Kyzer indicated that City Manager Shacker had prepared a summary of the Work Plan for FY2010-2011 developed by City Council at its retreat on August 21st. He stated that the work plan covered the topics of housing, economic development, quality of life improvements, citizen and visitor communication, planning & development, school performance, storm water and other items.

Minutes of the Regular Meeting of Newberry City Council
September 14, 2010
Page -3-

Councilman Boyd made a motion, seconded by Councilman DuBose, to adopt the Work Plan for FY2010-2011 as presented. Mayor Kyzer declared the motion carried following a unanimous vote of the City Council members present.

RESOLUTION:

Reimbursement of Certain Eligible Expenses from Bond or Loan Proceeds

Mayor Kyzer introduced a Resolution authorizing the reimbursement of certain eligible expenses from bond or loan proceeds for the construction of a water main from the water treatment plant to the booster pump station on Dixie Drive. He stated that the City needed to proceed with engineering and project design in order to be ready to move forward with the project and that the Resolution would allow for the reimbursement of eligible expenses.

Councilman Senn made a motion, seconded by Councilman Glasgow, to adopt the Resolution as presented. Mayor Kyzer declared the motion carried following a unanimous vote of the City Council members present.

FIRE DEPARTMENT:

SAFER Grant Application

City Manager Shacker explained that staff was seeking authorization to apply for a SAFER grant again this year for the funding of three firefighter positions. He stated that the current parameters of the grant program will fund the positions for years one and two and the third year would be funded by the City without any long-term retention requirement. He noted that the projected cost to fund the three positions by year three would be approximately \$118,500. He added that if the grant is awarded City Council would have to take action on whether or not to accept the grant at that point.

Councilman Glasgow made a motion, seconded by Councilman Boyd, to authorize the filing of the SAFER grant application. Mayor Kyzer declared the motion carried following a unanimous vote of the City Council members present.

UTILITY SERVICE:

3935 SC Hwy. 34/121

Mayor Kyzer stated that the City had received a request along with an executed Annexation Agreement from the property owners at 3935 SC Hwy. 34/121 for the extension of water service to their property. He noted that a line was immediately adjacent to the property and would not require any line extension on the City's part.

Councilman Goudelock made a motion, seconded by Councilman Boyd, to accept the Annexation Agreement and to extend water service to the property. Mayor Kyzer declared the motion carried following a unanimous vote of the City Council members present.

Minutes of the Regular Meeting of Newberry City Council
September 14, 2010
Page -4-

EXECUTIVE SESSION:

Councilman Goudelock made a motion, seconded by Councilman Boyd, to enter an Executive Session for the purpose of discussing contractual and legal matters as outlined on the agenda. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

Councilman Goudelock made a motion at 9:01 P.M. to return to open session; Councilman Senn seconded the motion which was carried following a unanimous vote of City Council members present. Mayor Kyzer announced that all matters discussed were informational only and no action would be taken by City Council.

ADJOURNMENT

There being no further business before City Council, Councilman Goudelock made a motion to adjourn the meeting at approximately 9:03 P.M. Mayor Kyzer seconded the motion which was carried by a unanimous vote of City Council members present.

T. Edward Kyzer
MAYOR

ATTEST:

Tina P. Wicker, City Clerk
Newberry, South Carolina

(SEAL)