

**MINUTES OF REGULAR MEETING OF NEWBERRY CITY COUNCIL
HELD IN COUNCIL CHAMBERS, CITY HALL, NEWBERRY, SC
NOVEMBER 10, 2009 – 7:00 P.M.**

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

Also Present: City Manager Eric G. Budds, Assistant City Manager Jeff Shacker, City Clerk Tina P. Wicker, Planning & Development Services Director Ward Braswell, Fire Chief Keith Minick, City Planner Doug Currier. Others Present: Miriam Brown, Deborah Shaw, Cub Pack One members and leaders, John Mark Hall and others. News representatives: Brice Zimmerman, Holly Astwood.

CALL TO ORDER

Mayor Kyzer called the meeting to order and Councilman Glasgow 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 October 13, 2009 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 October 31, 2009. 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 Budds recognized Miriam Brown, Administrative Assistant in the Police Department, for five years of service. They also recognized Ward Braswell, Planning and Development Services Director, for his ten years of service. Each employee received a longevity pin and gift.

AUDIT

Mayor Kyzer advised that staff had requested that the auditor examine several items in the final draft of the audit and requested that the audit presentation be postponed until the December meeting.

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ORDINANCE (#2009-1014):

**Repeal Section 4-28 – Sprinkler Systems -
Second and Final Reading**

Mayor Kyzer presented for second and final reading an Ordinance (#2009-1014) to repeal Section 4-28 of the City Code pertaining to the installation of sprinkler systems. He stated that the International Building Code contains code requirements for sprinkler systems and in order to avoid duplication staff recommended the repeal of Section 4-28.

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

RESOLUTION:

Oakland Redevelopment Area

Mayor Kyzer offered for Council's consideration a Resolution establishing the Oakland Mill Village as a redevelopment area. He advised that the Resolution had been reviewed by the City Attorney. He stated that this action emphasizes Council's intent to focus appropriated resources and its intent to develop, adopt and implement innovative policies and procedures for use in this area to assist the revitalization efforts.

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

PERSONNEL:

Rescinding Hiring Freeze

Mayor Kyzer reported that in March City Council adopted a Resolution implementing a hiring freeze for all vacant positions. He indicated that staff felt continuing the hiring freeze would jeopardize the delivery of service to the citizens and requested that the Resolution be rescinded and the City Manager be empowered to examine the filling of vacancies on a case-by-case basis.

Councilman Boyd made a motion, seconded by Councilman DuBose, to rescind the Resolution adopted by City Council on March 10, 2009 implementing a hiring freeze. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

SMALL BUSINESS DEVELOPMENT CENTER:

Funding

Mayor Kyzer reminded Council that Bob Montgomery of the Newberry Small Business Development Center had requested that the City continue its participation in partial funding of the center at the \$5,000 level. He stated that Newberry County Council had committed to

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EXECUTIVE SESSION

Councilman Goude-lock made a motion, seconded by Councilman DuBose, to enter an Executive Session to discuss personnel matters as outlined on the agenda related to appointments to Boards and Commissions. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

Councilman Goude-lock made a motion, seconded by Councilman Boyd to return to open session at approximately 7:50 P.M.

APPOINTMENTS:

**Capital Project Sales Tax Commission
Accommodations Tax Committee**

Councilman Boyd made a motion, seconded by Councilman Goude-lock, to appoint Dr. Robert McCartha to the Capital Project Sales Tax Commission and to appoint Cathy Kyzer, Manning Dukes and Ed Satcher to the Accommodations Tax Committee. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

ADJOURNMENT

There being no further business before City Council, Councilman DuBose made a motion to adjourn the meeting at approximately 7:52 P.M. Councilman Boyd 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)