

**MINUTES OF REGULAR MEETING OF NEWBERRY CITY COUNCIL
HELD IN COUNCIL CHAMBERS, CITY HALL, NEWBERRY, SC
July 15, 2008 – 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, Utilities Director Fred Yandle, City Planner Doug Currier. Others Present: Teresa Jones and family, Rodney Grey, Al Shealy and family, Angela Summer, Kevin Longshore, Deborah Smith, Tom & Adele Pope.

News Representatives: Leslie Moses, Heather Hawkins.

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 June 10, 2008 as presented and to approve the minutes of the special meeting of Newberry City Council held on June 17, 2008 as presented. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

FINANCIAL REPORT

Mayor Kyzer noted that the Financial Report showed the revenue and expenditure transactions through June 30, 2008. He noted that the Financial Report would be attached to and made a part of the original minutes of the meeting. City Manager Budds reported that pre-audited year-end results appeared to indicate that the City had a very good year financially.

RECOGNITION OF EMPLOYEES

Mayor Kyzer and City Manager Budds recognized Teresa Jones, Administrative Assistant in the Public Works Department, for her ten years of service and Rodney Grey, Narcotics Officer in the Police Department, for his fifteen years of service. They also recognized Al Shealy, Water Plant Operator A in the Utilities Department, for thirty years of service. Each received a longevity pin and gift from the City.

REQUEST:

Memorial Park – Private Social Event

City Manager Budds reported that the City had received a request from Mr. and Mrs. Tom Pope interested in conducting their daughter's wedding ceremony in Memorial Park with seating for three hundred people.

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Mr. Tom Pope stated that his daughter wanted to get married on December 6 in Memorial Square at 2:00 P.M. and hold a small reception. He indicated that they understood that the Christmas parade would be that afternoon and that the park would be decorated for the holidays but did not feel that would interfere with the planned event. He stated that they had hoped to have a small toast but understood there were some issues with allowing alcohol in the park for a private function

Councilman Senn made a motion to authorize the use of the park by the Pope's for the wedding on December 6 and to keep the normal regulations of no alcohol in place. Councilman Glasgow seconded the motion. Mayor Kyzer declared the motion carried by unanimous vote of City Council members present.

FINANCE:

Other Post-Employment Benefits Substantive Plan (OPEB)

City Manager Budds advised that the Governmental Accounting Standards Board has issued Statement 45 requiring state and local governments to report Other Post-Employment Benefits (OPEB). He stated that instead of reporting OPEB costs on a pay-as-you-go basis, GASB encourages employers to now calculate and record the cost of OPEB earned by employees during the time they are actually employed. He remarked that in order for the City to maintain a good bond rating, it is necessary for the City to adopt an OPEB Substantive Plan to address this financial accounting requirement.

City Manager Budds recommended that City Council consider approving a Substantive Plan that would essentially guarantee current benefits to all employees who retire from the City of Newberry by June 30, 2008 and meet the current eligibility standards applicable to the State Retirement Systems and the insurance retiree guidelines. He noted that the proposed plan would allocate a defined contribution to offset the implicit subsidy for employees retiring after the given date dependent upon their years of service and eligibility under the retirement and insurance programs. He added that spouse and dependent children rates and the implicit subsidy for employees in this category would be the responsibility of the employee.

Councilman Boyd made a motion, seconded by Councilman Glasgow, to approve the Substantive Plan for GASB 45 and OPEB liability. Mayor Kyzer declared the motion carried by a unanimous vote of City Council members present.

ORDINANCE (#2008-1014):

Amendment to FY07-08 Budget – First Reading

Mayor Kyzer presented for first reading an Ordinance (#2008-1014) to amend the Community Housing and Development Fund of the Fiscal Year 2007-2008 Budget. He explained that the amendment would reduce this fund by transferring \$515,472.00 to fund balance.

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Councilman Boyd made a motion, seconded by Councilman DuBose, to approve first reading of the Ordinance as presented. Mayor Kyzer declared the motion carried by a unanimous vote of City Council members present.

ORDINANCE (#2008-1012): Sections 9-137(a) and 9-139(c) – First Reading

Mayor Kyzer offered for first reading an Ordinance (#2008-1012) to amend Sections 9-137(a) and 9-139(c) of the City Code which will codify the solid waste fees implemented in the Ordinance adopting the budget for Fiscal Year 2008-2009.

Councilman Goudelock made a motion, seconded by Councilman Boyd, to approve first reading of the Ordinance as presented. Mayor Kyzer declared the motion carried by a unanimous vote of City Council members present.

ORDINANCE (#2008-1013): Sections 2-7 and 8-40 – First Reading

Mayor Kyzer introduced for first reading an Ordinance (#2008-1013) to amend Sections 2-7 and 8-40 of the City Code related to code enforcement issues. He stated that the amendment would correct an omission of a phrase inadvertently left out of an earlier revision.

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

CITY HALL

Mayor Kyzer advised that replacement of the carpet in City Hall had been delayed and could not be completed in the FY08 budget year. He indicated that staff was seeking authorization from City Council to proceed with the carpet installation and to include the rollover of the previous funding into the Fiscal Year 2008-2009 mid-year budget. Mayor Kyzer requested that an estimate for removing the center post in Council Chambers be obtained.

Councilman Goudelock made a motion, seconded by Councilman Boyd, to authorize the installation of carpet in City Hall and an adjustment to the budget at mid-year. Mayor Kyzer declared the motion carried by a unanimous vote of City Council members present.

ORDINANCE (#2008-1015): TIF Bond Refinancing – First Reading

Mayor Kyzer submitted for first reading an Ordinance (#2008-1015) authorizing the refinancing of the TIF Bond. He explained that the staff had sought bids for the refinancing and had locked in a bid from BB&T in the amount of 3.61% which would net the City a saving of approximately \$49,000.00 over the remaining life of the bond.

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ADJOURNMENT

There being no further business before City Council, Councilman Boyd made a motion, seconded by Councilman DuBose, to adjourn the meeting at approximately 8:42 P.M. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

T. Edward Kyzer
MAYOR

ATTEST:

Tina P. Wicker, City Clerk
Newberry, South Carolina

(SEAL)