

**MINUTES OF REGULAR MEETING OF NEWBERRY CITY COUNCIL
HELD IN COUNCIL CHAMBERS, CITY HALL, NEWBERRY, SC
JULY 11, 2006 – 7:00 P.M.**

Members Present: Mayor T. Edward Kyzer. Council: R. LeMont Glasgow, Foster Senn, Zebbie D. Goudelock, Gregg W. Summer, Andrew Shealy.

Also Present: City Manager Eric G. Budds, Municipal Clerk Tina P. Wicker, Assistant to the City Manager Jeff Shacker, Utility Director Fred Yandle, City Planner Doug Currier, Public Works Director Arnold Hiller. Others Present: Johnnie Caldwell, Paul Sutton, Rick McCutcheon, Robin Cooley, Ed and Louise Rollins, Misty West, Beverly Ringer, Deborah Smith, John Glasgow, Carol McMeekin, Becky LeGrande and others.
News Representatives: Lee Gray, 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 Shealy, to approve the minutes of the Special Meeting of Newberry City Council held on June 5, 2006, the minutes of the Regular Meeting of Newberry City Council held on June 6, 2006, and the minutes of the Special Meeting of Newberry City Council held on June 20, 2006 as presented. Mayor Kyzer declared the motion carried by a unanimous vote of City Council members present.

FINANCIAL REPORT

Mayor Kyzer stated that members of City Council had received copies of the Financial Report for the period July 1, 2005 through June 30, 2006 and that a copy of the Financial Report would be attached to and made a part of the minutes. City Manager Budds cautioned that the figures represented in the report were preliminary.

AWARD:

SCCDA Award of Excellence

Mrs. Carol M. McMeekin, of the South Carolina Community Development Association, recognized the City of Newberry for excellence in community development and presented the 2006 Award of Excellence to Mayor Kyzer. She remarked that the award was for the project involving the renovation of the old hospital on Hunt Street for low-income senior housing. She stated that the project made significant improvement to the community and has the potential of having long-term positive effects for the community.

RECOGNITION OF EMPLOYEES

Mayor Kyzer and City Manager Budds recognized Johnnie Caldwell, Recreation Program Coordinator, and Jeff Shacker, Assistant to the City Manager, for completion of five years of service. They also recognized Paul Sutton, Electrical Supervisor, for completion of thirty years of service and his retirement. Each received a longevity pin and gift.

City Manager Budds publicly introduced Fred Yandle the City's new Utility Director.

ORDINANCE (#2006-1016): **Lease Agreement Extension – Newberry Dove Club – Second and Final Reading**

Mayor Kyzer introduced for second and final reading an Ordinance to extend the existing Lease Agreement with the Newberry Dove Club for a three-year period.

Councilman Glasgow made a motion, seconded by Councilman Senn, to adopt the Ordinance as presented. Councilman Shealy, a member of the Newberry Dove Club, abstained. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

ORDINANCE(#2006-1017): **Annexation of Cheek Properties, LLC – Highway 76 – Second and Final Reading**

Mayor Kyzer presented for second and final reading an Ordinance to annex a parcel of land located adjacent to U. S. Highway 76 (Wilson Road) into the City. He noted that the property would receive a temporary zoning classification of GC – General Commercial.

Councilman Shealy made a motion, seconded by Councilman Goudelock, to adopt the Ordinance as submitted. Mayor Kyzer declared the motion carried by a unanimous vote of City Council members present.

STREETS: **Commerce Drive, Executive Drive**

Mayor Kyzer reported that West Development had approached the City about accepting the road system known as Commerce Drive and Executive Drive located adjacent to Wilson Road and Kinard Street behind the BB&T facility. He advised that the staff recommended accepting the road system provided that the developer provides proof: (1) that the roads were designed and constructed to meet minimum S.C. State standards; (2) all defects in existing roads are corrected to the satisfaction of the City; and (3) that the roads be dedicated to the City in a form acceptable to the City Attorney. He also noted that the City would make every attempt to have these roads placed into the state system.

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Councilman Goudelock made a motion, seconded by Councilman Shealy, to accept the CDBG for \$20,000 with a 10% local match. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

CITY COUNCIL: Newberry Opera House – Alcohol Sales

Mayor Kyzer remarked that the City had received a request from the Newberry Opera House for permission to sale beer and wine at the “Grillin’ & Chillin’ in Newberry” event on August 26, 2006.

Councilman Senn made a motion, seconded by Councilman Summer, to approve the request of the Newberry Opera House. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

EXECUTIVE SESSION

Councilman Goudelock made a motion, seconded by Councilman Shealy, to enter an Executive Session for the purpose of discussing personnel, legal and contractual 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, seconded by Councilman Glasgow, to return to open session at 8:42 P.M. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

APPOINTMENT: Planning Commission – Charles Simmons

Councilman Shealy made a motion, seconded by Councilman Glasgow, to re-appoint Charles Simmons to the Municipal Planning Commission. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

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ADJOURNMENT

There being no further business before City Council, Councilman Goudeock made a motion to adjourn, Councilman Glasgow seconded the motion. Mayor Kyzer declared the meeting adjourned at 8:43 P.M. following a unanimous vote of City Council members present.

T. Edward Kyzer
MAYOR

ATTEST:

Tina P. Wicker, City Clerk
Newberry, South Carolina

(SEAL)