

**MINUTES OF REGULAR MEETING OF NEWBERRY CITY COUNCIL
HELD IN COUNCIL CHAMBERS, CITY HALL, NEWBERRY, SC
MAY 10, 2011 – 7:00 P.M.**

Members Present: Mayor Foster Senn. Council: R. LeMont Glasgow, Edwin Wicker, Louis Boyd, Gregg Summer, David E. DuBose. Member Absent: Zebbie D. Goudelock

Also Present: City Manager Jeff Shacker, City Clerk Tina P. Wicker, Assistant to the City Manager Matt DeWitt, Planning and Development Services Director Ward Braswell, Public Works Director Mac Bartley, Fire Chief Keith Minick, City Planner Doug Currier. Others Present: Don Hurst, Kyle Vaughn, Bob Petit, Ted Smith, Mr. and Mrs. Richard Berley, Joe Loony, Mr. and Mrs. P. K. Fuller, Bobbie Smith, Stuart Smith, Blake Davis, Jim Parks, Deborah Smith, and others.

News representatives: Cindy Pitts, Heather Hawkins.

CALL TO ORDER

Mayor Senn called the meeting to order. Councilman Boyd led in the Pledge of Allegiance. Mayor Senn expressed sympathy to the Donald Morris family and noted that he had served on City Council from 1978 to 1982. Councilman Glasgow gave the invocation.

MINUTES

Councilman Boyd made a motion, seconded by Councilman DuBose, to approve the minutes of the regular meeting of Newberry City Council held on April 12, 2011 as presented. Mayor Senn declared the motion carried following a unanimous vote of City Council members present.

FINANCIAL REPORT

Mayor Senn advised that members of City Council had received a copy of the Financial Report for the period ending April 30, 2011. Mayor Senn indicated that the report would be attached to and made a part of the minutes.

City Manager Shacker stated that the budget was on track with mid-year adjustments, although revenues were much lower than in past years.

RECOGNITION OF EMPLOYEES

Mayor Senn and City Manager Shacker recognized Don Hurst, Residential and Commercial Inspector, for five years of service to the City. City Manager Shacker noted that Mr. Hurst had previously been employed by the City from 1988 to 2005. Also recognized by Mayor Senn and City Manager Shacker was Kyle Vaughn, Fire Lieutenant, for fifteen years of service. Each was presented with a certificate and a gift order packet commensurate with their years of service.

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personnel and equipment; (3) following storms City personnel should monitor and remove debris and obstructions; (4) Newberry City and County Councils should contact all property owners along the creek to request the donation of sufficient right-of-way to implement the U. S. Army Corps of Engineers flood control project and consider condemnation where property owners are unwilling to donate; (5) Newberry City and County Councils should hire an engineer with flood control experience to serve as a point of contact with the U.S. Army Corps of Engineers for the flood control project. He charged that Council members are responsible for the health and safety of the citizens they represent.

Mayor Senn indicated that there had been some progress on the Scotts Creek situation, but cautioned that solutions to problems such as this were not always as easy to resolve as anticipated.

City Manager Shacker stated that there are some difficulties with the flood control project itself and that the acquisition of property as well as construction of the project constitutes a funding problem. He felt that some of the concerns expressed, especially in items 2 and 3, might be addressed immediately. He requested the opportunity to meet with staff and then follow-up with Council and with Mr. Fuller and his committee.

**PUBLIC HEARING: Rezoning – 1315 Caldwell St. – Core Commercial to
General Commercial**

Mayor Senn declared a Public Hearing to discuss the request to rezone a .04 acre located at 1315 Caldwell Street from Core Commercial to General Commercial.

No one appeared to provide comments in favor of or opposed to the rezoning request and Mayor Senn declared the Public Hearing closed.

**ORDINANCE (#2011-1004): Rezoning of 1315 Caldwell St. from Core Commercial
to General Commercial – First Reading**

Mayor Senn submitted for first reading an Ordinance (#2011-1004) to rezone a .04 acre of land located at 1315 Caldwell Street from Core Commercial to General Commercial. He pointed out that the rezoning was at the request of the property owner, Mr. Eugene Jacobs who proposed to locate a car sales lot on the site. He also noted that the Municipal Planning Commission had voted to deny the rezoning request citing that the General Commercial classification was too intense and varied for this transition area between historic downtown Newberry and the College Street historic district. He indicated that the Commission expressed reservations about applying the more suburban set-back requirements of the GC classification to the property and did not feel this area should carry the same zoning classification as the Wilson Road and Highway 219 corridors. He advised that the Planning Commission went further recommending that the City

