

**MINUTES OF REGULAR MEETING OF NEWBERRY CITY COUNCIL
HELD IN COUNCIL CHAMBERS, CITY HALL, NEWBERRY, SC
FEBRUARY 12, 2008 – 7:00 P.M.**

Members Present: Mayor T. Edward Kyzer. Council: R. LeMont Glasgow, Foster Senn, Zebbie D. Goude-lock, 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, Police Chief Jackie Swindler, Fire Chief Joe Palmer, City Planner Doug Currier. Others Present: Brian Beck, Jason Stewart, Gordon Johnson, Andrew Morris, Stuart Smith, Jackson Swindler, Mike Meadow, Scout Troop 1, John Glasgow, Ben Dukes and others. News Representatives: Holly Astwood, Heather Hawkins.

CALL TO ORDER

Mayor Kyzer called the meeting to order and Councilman Glasgow gave the invocation. Mayor Kyzer recognized and welcomed Scout Troop 1.

MINUTES

Councilman Goude-lock made a motion, seconded by Councilman Boyd, to approve the minutes of the regular meeting of Newberry City Council held on January 8, 2008 as presented. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

FINANCIAL REPORT

Mayor Kyzer indicated that members of Council had received copies of the Financial Report for the period July 1, 2007 through January 31, 2008 and noted that the Financial Report would be attached to and made a part of the original minutes of the meeting.

RECOGNITION OF EMPLOYEES

Mayor Kyzer and City Manager Budds recognized the following employees for their years of service: Brian Beck, Fire Engineer, 5 years of service and Jackie Swindler, Police Chief, 30 years of service. Each received a longevity pin and gift from the City.

PUBLIC HEARING:

Rezoning – Hillbrook Lane (Tax Map #398-10) – General Commercial to R-10 Low Density Residential

Mayor Kyzer declared a public hearing for the purpose of discussing proposed amendments to Future Lane Use Map and Zoning Map to rezone the property located adjacent to Hillbrook Lane (Tax Map #398-10) from GC – General Commercial to R-10 Low Density Residential.

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No one appeared to offer comments and Mayor Kyzer declared the public hearing closed.

PUBLIC HEARING:

**Removal of Turn Arrow on Traffic Light
at Harrington/College Streets**

Mayor Kyzer declared a public hearing for the purpose of discussing submitting a request to the S. C. Department of Transportation for the removal of the turn arrow on the traffic light located at the intersection of Harrington and College Streets.

No one appeared to offer comments and Mayor Kyzer declared the public hearing closed.

ORDINANCE (2007-1024):

**Zoning Ordinance – Article 7 –
Landscape Requirements – Second and
Final Reading**

Mayor Kyzer offered for second and final reading an Ordinance (#2007-1024) to amend the landscape requirements contained in Article 7 of the City's Zoning Ordinance. He noted that the changes would clarify the size of required materials and provide for an approved species list that may be amended by the Planning Commission.

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

ORDINANCE (2007-1025):

**Rezoning – Hillbrook Lane (Tax Map
#398-10) – General Commercial to R-10
Low Density Residential – Second and
Final Reading**

Mayor Kyzer introduced for second and final reading an Ordinance (#2007-1025) to amend the Future Land Use Map and the Zoning Map by rezoning the property located adjacent to Hillbrook Lane (Tax Map No. 398-10) from General Commercial to R-10 Low Density Residential. He indicated that the rezoning would accommodate a proposed residential subdivision on this property.

Councilman Summer 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.

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ORDINANCE (#2008-1001):

**Budget Amendments – FY2007-2008 –
Second and Final Reading**

Mayor Kyzer presented for second and final reading an Ordinance to amend the Fiscal Year 2007-2008 Budget.

City Manager Budds provided a recap of spreadsheets detailing recommended adjustments to the budget at mid-year. He presented an overview by analyzing totals from all funds noting that the General Fund would increase by 3.8%. He explained that the Special Funds are funded by grants and were adjusted based on on-going changes in these projects and funds. He reported that the Utility Fund would be adjusted by an increase of \$1,189, 343.

City Manager Budds then went into more detail by presenting information on revenue and expenditure adjustments in all funds. A copy of the City Manager's Mid-Year Budget Report and all spreadsheets are attached to the Ordinance.

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

CITY COUNCIL:

**Dates for Council Meetings and Work
Sessions**

Mayor Kyzer reported that the City Manager recommended additional changes to the 2008 City Council meetings and work sessions schedule. He stated that the proposed date for the September Council meeting would be September 2 and that the July work session be moved to August 23. He pointed out that a revised schedule had been supplied to members of City Council.

Councilman Boyd made a motion, seconded by Councilman Glasgow, to approve the recommended changes and accept the proposed schedule. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

CITY COUNCIL:

**Allocation of State Accommodation Tax
Funds**

Mayor Kyzer stated that the City had \$27,000 in State Accommodation Tax Funds to distribute. He indicated that the City's Accommodation Tax Advisory Committee had solicited applications for these grant funds and recommended that the funds be divided between the three grant applicants in the following manner: Newberry Opera House - \$7,500; City of Newberry - \$17,000; Newberry County Chamber of Commerce - \$2,500.

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Councilman Goudelock made a motion, seconded by Councilman Boyd, to approve the recommendation of the ATAC and awarded the funds accordingly. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

TRAFFIC:

**Turn Arrow – Traffic Light at
Harrington/College Streets**

Mayor Kyzer remarked that a public hearing had been held earlier to receive comments regarding the proposal to request that SCDOT remove the turn arrow from the traffic light located at the intersection of Harrington and College Streets. He mentioned that SCDOT has determined that there is no traffic flow or control issue that warrants the continuation of the turn arrow.

Councilman Goudelock made a motion, seconded by Councilman Senn, to submit a request to SCDOT to have the turn arrow removed from the traffic signal. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

CITY COUNCIL:

Budget Calendar

Mayor Kyzer advised that Council members had received information regarding work sessions and Council meetings related to the preparation of the budget for fiscal year 2008-2009. He announced that Council would begin work sessions on the budget following the May 13th City Council meeting and would continue on the evenings of May 14th and 15th. He added that first reading of the budget would be on June 10 and adoption of the budget should take place at the Special Council Meeting on June 17.

Councilman Boyd made a motion, seconded by Councilman Senn, to approve the budget calendar. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

PARKS, RECREATION & TOURISM: Baseball Program Affiliation

Mayor Kyzer noted that the staff had been investigating the possibility of transitioning the youth baseball program from Dixie Youth to Little League International in an effort to increase interest and enthusiasm in this program. He indicated guidance was needed from Council on whether to pursue this possibility and hold a public hearing in late February to invite comments from coaches and parents.

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Councilman Glasgow made a motion, seconded by Councilman Boyd, to authorize the staff to proceed with the public hearing and report back to City Council. 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 Boyd, to enter an Executive Session at approximately 7:48 P.M. to discuss personnel 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, seconded by Councilman Boyd, to return to open session at 9:02 P.M. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

APPOINTMENT:

**City Planning Commission – Nancy
Harvey**

Councilman Goudelock made a motion, seconded by Councilman DuBose, to reappoint Nancy Harvey to the City Planning Commission. 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 Boyd made a motion, seconded by Councilman Glasgow, to adjourn the meeting at approximately 9: 04 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)