

**MINUTES OF REGULAR MEETING OF NEWBERRY CITY COUNCIL  
HELD IN COUNCIL CHAMBERS, CITY HALL, NEWBERRY, SC  
APRIL 10, 2007 – 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, Municipal Clerk Tina P. Wicker, Assistant City Manager Jeff Shacker, Utility Director Fred Yandle, Building and Zoning Official Ward Braswell, City Planner Doug Currier. Others Present: Steve Ayers, Steve and Lynn Senn, Bill Owen.

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 Glasgow, to approve the minutes of the Regular Meeting of Newberry City Council held on March 13, 2007 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, 2006 through March 31, 2007 and that a copy of the Financial Report would be attached to and made a part of the minutes.

**SPECIAL RECOGNITION:**

Mayor Kyzer and City Manager Budds announced that the Firehouse Conference Center had been selected to receive the Honor Award from the S. C. Governor's Office, the Palmetto Trust for Historic Preservation and the S. C. Department of Archives and History. The plaque was presented to Jeff Shacker in recognition of his contributions to the success of the Firehouse Conference Center project.

**ORDINANCE (#2007-1005):**

**Section 11-32 – Prohibiting the outdoor use or storage of furniture or appliances intended for indoor use – Second and Final Reading**

Mayor Kyzer introduced for second and final reading an Ordinance to adopt Section 11-32 of the City Code to prohibit the outdoor use or storage of furniture or appliances intended for indoor use.

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

**ORDINANCE (#2007-1003):**            **Zoning Ordinance amendment – Regulating sidewalk signs in the CC District – Second and Final Reading**

Mayor Kyzer presented for second and final reading an Ordinance to amend the City's Zoning Ordinance to provide regulations for the use of sidewalk signs in the core commercial zoning district.

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

**ORDINANCE (#2007-1004):**            **Annexation of 1033 Wallace Drive (Phil & Millie Livingston) – Second and Final Reading**

Mayor Kyzer presented for second and final reading an Ordinance to annex the property located at 1033 Wallace Drive owned by Philip A. and Mildred P. Livingston into the City.

Councilman Summer 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.

**CITIZEN REQUEST:**                    **Steve Ayers/Palmetto Point Expansion**

Mr. Steve Ayers, developer of Palmetto Point, appeared before City Council to explain the requirements of the S. C. Housing Finance and Development Authority low to moderate income housing tax credits and to provide an overview of his company's proposed plans to expand Palmetto Point by adding an additional 32 units. He requested that because the evaluation criteria has changed and the developer is encouraged to seek direct financial participation from local government that the City consider waiving a portion or all of its permit fees, license fees and/or consider providing infrastructure to the site at no cost to the developer.

Mayor Kyzer stated that it was unlikely that the City would waive or reduce fees, but would take his request under advisement.

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**NEWBERRY COUNTY RESCUE SQUAD:      **Waiver of Fees Request****

Mayor Kyzer stated that the Newberry County Rescue Squad had requested that consideration be given to waiving business license, building permit and tap fees for the construction of a new building at the fairgrounds to house the Rescue Squad. He stated that since no one was present from the Rescue Squad this item would be deferred until a later date.

**COMPREHENSIVE PLAN:      **Population and Economic Development Elements****

City Manager Budds explained that state law requires all communities to have a comprehensive plan and to periodically update the plan. He indicated that a citizen committee had been formed to review and develop the seven elements of the plan and that each element would be presented to City Council for preliminary approval once recommended by the Planning Commission. He provided a detailed report of the action taken by the Planning Commission in regard to the Population and Economic Development element of the comprehensive plan and recommended approval.

Councilman Boyd made a motion, seconded by Councilman Goudelock, to approve the Population and Economic Development elements of the comprehensive plan as presented. Mayor Kyzer declared the motion carried following a unanimous vote of City Council members present.

**ORDINANCE (#2007-1006):      **Lease Agreement – Newberry County Historical and Museum Society – First Reading****

Mayor Kyzer introduced for first reading an Ordinance authorizing the execution of a Lease Agreement between the City and the Newberry County Historical and Museum Society for property and buildings located adjacent to Cornelia Street and behind the Public Safety Complex on Nance Street. He noted that the term would be for five years and a nominal \$1.00 per year fee.

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



