

**REGULAR MEETING OF NEWBERRY CITY COUNCIL  
HELD IN COUNCIL CHAMBERS, CITY HALL, NEWBERRY, SC  
February 12, 2019 – 7:00 P.M.**

Members Present: Mayor Foster Senn, Councilman Zebbie D. Goudeock, Councilman Thomas Louis Boyd, Councilman David T. Force, Councilman R. LeMont Glasgow and Councilman David E. DuBose, Councilman Edwin E. Wicker

Also Present: City Manager Matt DeWitt, Municipal Clerk Jennie O'Shields, Fire Chief Keith Minick, Police Chief Roy McClurkin, Division Director Tamra Tootle, Utility Director Tim Baker, Public Works Director Mac Bartley, Planning and Development Director Ward Braswell and Finance Director Shannon Smith.

Others Present: Newberry College Students and Interns, Newberry Arts Center Instructors and Volunteers, Gaalon Lukie, Elizabeth Hunter, Meg Muir, Randy and Becky Telfer, Emily Siebert, Peggie West, Joe Kitchen and family, Boris Alvarado & family, Kevin Goodman, Randy Malloy, Dustin Shaw, Richard Waddington and others.

Media Present: Elyssa Haven

**CALL TO ORDER:**

Mayor Senn called the meeting to order and led in the Pledge of Allegiance. Councilman Glasgow gave the invocation.

**MINUTES:**

Councilman Glasgow made a motion, seconded by Councilman Wicker to approve the minutes of the regular meeting of Newberry City Council held on January 8, 2019 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 and Financial Summary for the period ending January 31, 2019 and noted that the report would be attached to the minutes. City Manager DeWitt gave a summary of the financial report.

**EMPLOYEE RECOGNITIONS**

**Boris Alvarado**

Mayor Senn, City Manager DeWitt and Police Chief Roy McClurkin recognized **Boris Alvarado** for his ten years of service with the Police Department. Boris began working with the department on December 1, 2008 and holds the position of Police Lieutenant.

**Joe Kitchen**

Mayor Senn, City Manager DeWitt and Public Works Director Bartley recognized **Joe Kitchen** for his 15 years of service with the Public Works Department. Joe began working with the department on December 1, 2003 and holds the position of Heavy Equipment Operator.

**Scott Sawyer**

Mayor Senn and City Manager DeWitt will recognize **Scott Sawyer** for his 20 years of service with the Parks, Recreation and Tourism Department. Scott began working with the department on January 18, 1999 and holds the position of Director of Parks, Recreation and Tourism.

**SPECIAL RECOGNITION**

**Newberry Arts Center Instructors and Volunteers**

Mayor Senn and Program Coordinator Marquerite Palmer recognized the Newberry Arts Center instructors and volunteers for their time and efforts to make the Art Center the success it has become.

Palmer also gave Council and the public and update on the upcoming SC Clay Conference.

**ANNOUNCEMENTS:**

**City of Newberry: One of the 50 most charming towns in America**

Newberry was most recently named one of 50 of the most charming small towns in America. In the article published by the Travel Channel, Newberry was the only town in South Carolina to make the list. Newberry is ranked among some very distinguished company in the article with other notable cities such as Nantucket, MA, Kennebunkport, ME and Carmel, CA.

**ANNOUNCEMENTS:**

**Municipal Site Readiness Fund Grant**

The City of Newberry Utility Department recently received a \$1 million dollar grant from Santee Cooper to assist in the construction of a 3.5-million-gallon ground storage tank and associated pumps and piping that is being constructed near the Kraft Heinz processing facility. This tank will help the city serve the growing load in this area while also reducing impacts on other parts of our distribution system.

**ANNOUNCEMENTS:**

**Palmetto Trail Downtown Route**

Recently the PRT Department was contacted by The Palmetto Conservation Foundation with interest in connecting the Palmetto Trail through the City of Newberry. A proposed route and possible sign locations were shown to Council. The venture would make Newberry a replenishing stop for supplies for Palmetto Trail users. Council asked staff to contact the representatives with

the Palmetto Conservation Foundation to proceed with signage and promotion of the trail through Newberry.

**ANNOUNCEMENTS:**

**Contract Awarded to Electricom for installation of fiber optic cable**

On Friday, February 8, 2019, the City of Newberry Utility Department held a bid opening to receive bids for the installation of the fiber optic network. Four total bids were received in the range of \$2,750,995 to \$1,861,636.05 with the lowest bid being submitted by Electricom. Electricom is based out of Indiana but has a local office in Greenwood, SC. The bid amount was well below the projected cost.

**ANNOUNCEMENTS:**

**Adelaide Street**

Public Works Director Mac Bartley announced that the Department of Transportation has agreed to repave Adelaide Street and Glenn Street from Main Street to Wilson Road/ CR Koon Hwy. The paving will be done in 2020.

**ANNOUNCEMENTS:**

**Landlord Training**

Fire Chief Keith Minick announced that the City Fire Department would be holding a training session for landlords on February 20<sup>th</sup> from 10am to 2pm to address fire prevention and safety compliance. The class will be held at the Clara Werts Center in Newberry.

**PUBLIC COMMENT:**

**Peggie West/Meg Muir**

Representatives of the Newberry Museum, Peggie West and Meg Muir, gave Council an update of the progress being made in the construction of the project. The representatives were hopeful that the museum would open during the spring and asked that people continue to share photographs that could be scanned and other historic treasures that needed a new home.

**ORDINANCE:**

**Amendments to the revenue and expenditure appropriations in the Fiscal Year 2018-2019 Budget -Second and Final Reading**

Mayor Senn offered up for second and final reading Ordinance# 2019-1001 to provide for amendments to the revenue and expenditure appropriations in the Fiscal Year 2018-2019 Budget. Due to several changes over the past few months, the City staff has recommended that Council

amend the FY 2018-2019 Budget. The FY2018-2019 budget did not contain an unforeseen expenditure for Freon treatments and a new unit for the second floor of the Firehouse Conference Center. It also did not contain an expenditure to cover a rate study for the S&P Bond rating review. The budget also did not contain an appropriation for bonuses awarded to employees in November 2018. Finally, the auditor suggested that the current budget must contain an appropriation in the Utility Fund for Facilities and Grounds and Garage departments.

Councilmember Boyd made a motion, seconded by Councilmember Wicker to adopt the second and final reading of Ordinance # 2019-1001 to amend the FY2018-2019 Budget. Mayor Senn declared the motion carried by a unanimous vote of the City Councilmembers.

**RECOGNITION:**

**Miss Newberry 2019 and Miss Newberry Teen**

Mayor Senn recognized Gaalon Lukie, Miss Newberry 2019 and Elizabeth Hunter, Miss Newberry Outstanding Teen 2019 for their recent accomplishment and offered them each a chance to discuss their platforms for the public.

Miss Lukie aims to promote healthy living for the entire family through exercise and healthy eating. She is planning a 5k family run or walk with a health fair to follow in her hometown of Ninety-Six.

Miss Hunter has also taken a healthy approach with her platform of “Lets get moving”. She would like to get kids to put down electronics and get moving. She hopes to promote a healthy heart and mind and see schools mandate daily PE and recess. Hunter plans to organize a prince and princess walk to raise money for the Children’s Miracle Network. She encouraged the public to come out to Sonic on March 12<sup>th</sup> for a fundraiser.

**ORDINANCE:**

**Ordinance # 2018-1021 to amend the current business license ordinance (#2013-1009) to conform to state standards – First Reading**

Mayor Senn presented for first reading, ordinance #2018-1021 that would amend the current business license model to align the City of Newberry with the model ordinance recently issued by the Municipal Association of South Carolina. The most notable adjustment would change the due date for all business license applications from April 15<sup>th</sup> to April 30<sup>th</sup> of each year, beginning in the year 2020. The time period covered in the license would be May 1<sup>st</sup> and run through April 30<sup>th</sup> each year rather than the traditional January to December period. These changes have been recommended by the MASC to streamline the process and alleviate confusion for businesses that need licenses for multiple cities within the state.

Councilmember Boyd made a motion, seconded by Councilmember Goudelock to adopt the first reading of Ordinance # 2018-1021 to amend the City of Newberry’s current business license. Mayor Senn declared the motion carried by a unanimous vote of the City Councilmembers.

**ORDINANCE:**

**Ordinance # 2019-1002 to relocate the existing  
easement located on Cannons Creek Way/ Confalonieri  
Drive – First Reading**

Mayor Senn stated that the Samsung Corporation located off Highway 219 in the Newberry County Industrial Park has recently expanded its manufacturing facility and has plans for further expansion. The company's future expansion will be located on Confalonieri Drive also know as Cannon's Creek Court where the City has existing utilities in place. Samsung has requested the City relinquish its existing easement in exchange for a new easement around the proposed construction site. Samsung has agreed to reimburse the City of Newberry for all utility relocation costs.

Councilmember Boyd made a motion, seconded by Councilmember Glasgow to adopt the first reading of Ordinance # 2019-1002 to amend the City of Newberry's current business license. Mayor Senn declared the motion carried by a unanimous vote of the City Councilmembers.

**ORDINANCE:**

**Ordinance # 2019-1003 to amend the purchase power  
adjustment calculation – First Reading**

The PMPA Board of Directors has voted to issue each PMPA participating city a wholesale credit on their bill for the next 2 months based on their base billing demand. The total amount expected to be credited to Newberry over this time period is approximately \$827,990 dollars. Council agreed that the funds would be appropriated to customer's accounts to be spread over a 10 month period.

Councilmember Boyd made a motion, seconded by Councilmember Wicker to adopt the first reading of Ordinance # 2019-1003 to amend the purchase power adjustment calculation. Mayor Senn declared the motion carried by a unanimous vote of the City Councilmembers.

**AGREEMENT:**

**Mutual Aid Agreement with the Town of Prosperity**

Mayor Senn indicated that due to recent changes in personnel for the Town of Prosperity, it would be necessary to authorize the City Police Department to enter into a new mutual aid agreement with the town.

Councilman Goudelock made a motion, seconded by Councilman Boyd to authorize the City of Newberry Chief of Police to execute a mutual aid agreement with the Town of Prosperity. The motion was carried by a unanimous decision.

**BIDS:**

**Clayton Construction**

Mayor Senn said that on December 11, 2018 a bid opening was held at City Hall to receive bids for the construction of the baseball/softball fields located at the new recreation complex just off Glenn Street Extension. Alliance Consulting Engineers reviewed all submitted bids and Clayton Construction Co. was deemed the low bidder with a bid of \$1,451,000.00. The city staff has identified areas of cost savings and through value engineering some elements Clayton Construction has been able to reduce the amount to \$1,078,820.24.

City Manager DeWitt also gave Council an update on the progress of the Recreation Complex.

Councilman Boyd made a motion, seconded by Councilman Wicker to award the lowest bid for the baseball/softball fields for the Recreation Complex to Clayton Construction with the ability to negotiate cost savings for the project. The motion was carried by a unanimous decision.

**RESOLUTION:**

**ARB color palette**

Mayor Senn indicated that at the January 17, 2019 meeting of the Architectural Review Board the owner of 1530 Main Street, Jon Goldfarb, requested painting all the stucco, doors and trim a Sherwin Williams color of SW7033 Brainstorm Bronze. This color is not on the Council approved color palette. The ARB made the motion that since it was extremely close in appearance to approved color SW2820 Downing Earth that it be allowed to be used if City Council approves its addition to the color palette.

Councilman Glasgow made a motion, seconded by Councilman Goudelock to add SW7033 Brainstorm Bronze to the approved color palette. The motion was carried by a unanimous decision of City Council members.

**PRT:**

**Irish Fling**

Mayor Senn said that this year's Irish Fling will be held on the Friday, March 15th in downtown Newberry and will be coordinated by the City's PRT Department. The PRT Staff requested permission to allow alcoholic beverages, served in designated event areas using pre-approved plastic cups allowing for patrons wearing an over 21 wrist band.

Councilman Goudelock made a motion, seconded by Councilman Boyd to allow alcoholic beverages downtown for the Irish Fling on March 15, 2019. The motion was carried by a unanimous vote of City Council members.

**EXECUTIVE SESSION**

Councilmember Goudelock, made a motion to enter Executive Session for the purpose of discussing a contractual matter related to PMPA, discussion of a security matter related to public utilities and discussion of an appointments to Zoning Board of Appeals as outlined in the agenda. Councilmember Boyd seconded the motion which was carried by a unanimous vote of the City Council members.

Councilmember DuBose made a motion, seconded by Councilmember Goudelock to return to open session. Mayor Senn declared the motion carried by a unanimous vote of the City Council members.

**APPOINTMENTS**


**Zoning Board of Appeals**

Councilman Boyd mad a motion, seconded by Councilman DuBose to appoint Ed Satcher for a three-year term. Mr. Satcher's terms would expire January 1, 2022. The motion was carried by a unanimous decision of the City Council members.

**ADJOURNMENT**

There being no further business before City Council, Councilman Goudelock made a motion to adjourn the meeting at 9:26 P.M. Councilmember DuBose seconded the motion which was carried by a unanimous vote of City Council members.

  
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**Foster Senn**  
MAYOR

ATTEST:  
  
Jennie O'Shields, City Clerk  
Newberry, South Carolina

(SEAL)