

**NEWBERRY COUNTY COUNCIL WORK SESSION  
MINUTES  
May 15, 2024**

Newberry County Council met on Wednesday, May 15, 2024, at 5:00 p.m. in Council Chambers at the Courthouse Annex, 1309 College Street, Newberry, SC, for a Work Session.

Notice of the meeting was duly advertised, as required by law.

**PRESENT:** Todd Johnson, Chairman  
Robert N. Shealy, Vice Chairman  
Leon Fulmer, Council Member  
Travis Reeder, Council Member  
Johnny Mack Scurry, Council Member  
Karl Sease, Council Member  
Jeff Shacker, County Administrator  
Joanie Winters, County Attorney  
Debbie Cromer, Finance Director  
Eric Nieto, I.T. Director  
Andrew Wigger, Clerk to Council/PIO

**ABSENT:** Les Hipp, Council Member

**MEDIA:** Kelly Duncan, The Newberry Observer

Mr. Johnson called the meeting to order at 5:00 p.m.

Mr. Sease made a motion to amend the agenda to add an Executive Session item of a contractual matter; Mr. Shealy made a second and the motion was approved 6-0.

1. Discussion of proposed road use ordinance and establishment of an agribusiness / husbandry permit program for hauling 90,000 pounds Gross Vehicle Weight (GVW) on county roads, which mirrors the current SCDOT program.
  - Mr. Shacker recapped the discussion from the May 1, 2024, Newberry County Council Work Session about putting an ordinance in place regarding this permit program. However, after sitting down with Mr. Josh Rowe, Mr. Mike Pisano and Ms. Katie Werts, it was determined that the county is in the process of developing a draft ordinance that would revise Chapter 91 in the Code of Ordinance, which deals with roads and bridges.
  - Mr. Shacker said as part of that revision, not only creating a new ordinance for roads and bridges, but also a manual. He added this could have provisions for revisions to the manual. Mr. Shacker then proposed the idea of dealing with this ordinance along with the Chapter 91 rewrite.
  - Mr. Shacker then asked council their opinion on staff authorizing Amick Farms to obtain an encroachment permit (a county system already in place) to utilize the two roads in question to service the farms accessed by those roads.
    - The two roads are Whitman Road (off Dennis Dairy Road) and Derrick Road (off Silverstreet Road), Mr. Shacker then showed pictures of the gravel roads to council.
    - Mr. Shacker said that Mr. Rowe and Mr. Pisano believe the roads can handle the extra weight on those loads.
  - Mr. Shacker said they would like to make a condition of the encroachment permit that if they damage the road, they pay for the repairs.
  - Mr. Johnson said while they committed not to take a vote in this session, he asked council if there were any objections to them handling that administratively and then council deal with it as an ordinance in a comprehensive manner.



- Council recommended staff handle the matter administratively and then return with the changes to Chapter 91.

## 2. Executive Session:

### a. Personnel Matter(s):

- i. Discussion of matters related to the employment and compensation of employees within the Public Works Department pursuant to SC Code of Laws Section 30-4-70(a)(1).

### b. Legal Matter(s):

- i. Discussion of matters related to Newberry County's local floodplain management program and participation in the National Flood Insurance Program pursuant to SC Code of Laws Section 30-4-70(a)(2).

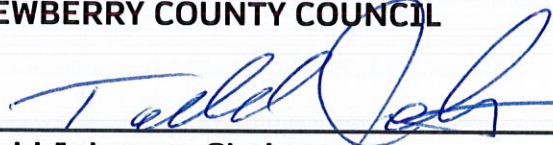
### c. Contractual Matter

- Mr. Shealy made a motion to go into Executive Session; Mr. Sease provided the second and the motion was approved 6-0.
- Newberry County Council went into Executive Session at 5:10 p.m.
- Mr. Fulmer made a motion to come out of Executive Session; Mr. Sease provided the second and the motion was approved 6-0.
- Newberry County Council came out of Executive Session at 5:52 p.m.

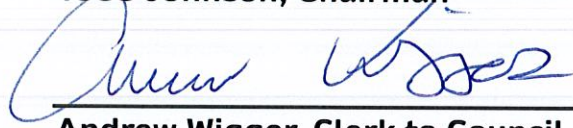
## 3. Adjournment.

- Mr. Shealy made a motion to adjourn; Mr. Reeder provided the second and the motion was approved 6-0.

**NEWBERRY COUNTY COUNCIL**



**Todd Johnson, Chairman**



**Andrew Wigger, Clerk to Council**

**Minutes Approved:** 6-5-2024