



**NEWBERRY COUNTY COUNCIL  
SPECIAL CALLED MEETING  
AGENDA**

**October 26, 2021 6:00 p.m.**

**Courthouse Annex – Council Chambers  
1309 College Street Newberry, SC 29108**

**ATTENTION: COVID-19 PROTOCOLS ENFORCED**

**Please enter the Courthouse Annex Building (1309 College Street, Newberry) from the entrance nearest to the intersection of Harrington and Caldwell Streets. All other doorways are for exit purposes only.**

**In accordance with an Order from the Chief Justice of the South Carolina Supreme Court, a staff member will take your temperature as a condition of entry into the building. To gain admittance, your temperature must be lower than 100.4 degrees F (38 degrees C), and you must wear a mask/face covering.**

**Seating inside the council chambers is distanced with installed barriers, limiting attendance by the public at any given time to 18 persons, excluding council members, staff, and the media.**

- 1. Call to Order** – Henry H. Livingston III, Chairman
- 2. Additions, Deletions, and Adoption of Agenda**
- 3. Ordinance #10-26-21** – An Ordinance approving the transfer of certain property located in Newberry County, South Carolina.
  - a. Second Reading**
- 4. Executive Session - Code Section §30-4-70 (a)** Discussion of matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the public body.
- 5. Ordinance #10-27-21** – AN ORDINANCE AUTHORIZING (1) THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AND INCENTIVE AGREEMENT BY AND AMONG NEWBERRY COUNTY, SOUTH CAROLINA (THE “COUNTY”) AND A COMPANY IDENTIFIED FOR THE TIME BEING AS PROJECT SUN RISE OPERATING COMPANY AND A COMPANY IDENTIFIED FOR THE TIME BEING AS PROJECT SUN RISE REAL PROPERTY OWNER, EACH ACTING FOR ITSELF,

ONE OR MORE AFFILIATES, AND/OR OTHER PROJECT SPONSORS (COLLECTIVELY, THE “COMPANIES”), PURSUANT TO WHICH THE COMPANIES SHALL BE ENTITLED TO CERTAIN NEGOTIATED FEES IN LIEU OF AD VALOREM TAXES WITH RESPECT TO THE ESTABLISHMENT OF CERTAIN FACILITIES IN THE COUNTY (THE “PROJECT”); (2) THE ADDITION OF THE PROJECT TO A MULTI-COUNTY INDUSTRIAL OR BUSINESS PARK; (3) THE PROVISION OF CERTAIN SPECIAL SOURCE REVENUE CREDITS IN CONNECTION WITH THE PROJECT; AND (4) OTHER MATTERS RELATING THERETO.

**a. First Reading**

- 6. Resolution 11-21** – A Resolution COMMITTING TO NEGOTIATE A FEE IN LIEU OF TAX AND INCENTIVE AGREEMENT BY AND BETWEEN NEWBERRY COUNTY AND ONE OR MORE RELATED COMPANIES COLLECTIVELY IDENTIFIED FOR THE TIME BEING AS PROJECT SUN RISE; IDENTIFYING THE PROJECT; AND OTHER MATTERS RELATED THERETO

**7. Adjournment**