



**NEWBERRY COUNTY COUNCIL  
AGENDA  
March 3, 2021  
6:00 P.M.**

**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.**

**Public Hearing Participation Instructions during COVID-19/Coronavirus Pandemic**

The right of citizens to be heard on certain matters before county council is provided for in South Carolina law. Newberry County Council fully intends to honor this right. However, the current pandemic requires that the public hearing process be adapted in order to safeguard the health of the public. If you wish to provide input on Ordinance Number #01-02-21 you may do so in writing or by signing up to speak before the meeting on Wednesday, March 3<sup>rd</sup> at 6:00pm.

**If you wish to provide input in writing**, your comments must be received no later than 5:00 PM on Wednesday, March 3, 2021. Written comments may be sent by regular mail to P.O. Box 156 Newberry, SC 29108, or by email to [publiccomments@newberrycounty.net](mailto:publiccomments@newberrycounty.net). Please indicate **ATTENTION PUBLIC HEARING** on the exterior of the envelope or in the subject line of the email. Comments received timely will be read during the public hearing and will become part of the official record. Please provide your name and address for purposes of recording and attribution. Anonymous submissions will not be accepted.

**If you wish to speak during the meeting**, there will be a sign up sheet available in the Council Chambers prior to the start of the meeting at 6:00 pm. Individuals who have signed up will be placed in a queue line at six-foot intervals while they wait to speak. Speakers are asked to limit their remarks to 3 minutes or less.

**Call to order:**  
**Invocation and Pledge of Allegiance:**

**Henry H. Livingston, III, Chairman**  
**Travis Reeder, Councilman**

- 1. Adoption of Consent Agenda**
- 2. Additions, Deletions & Adoption of the Agenda**
- 3. Public Appearances**

- **Voices for Pride Officers (NCDSN)**

**PRESENTATION OF PROCLAMATION DECLARING MARCH 2021 AS  
DISABILITIES AWARENESS MONTH IN NEWBERRY COUNTY.**

- **Abigail Fuller, Newberry County Library Director**
- **Amy Perkins, Registration and Election Commission Director**

- 4. Ordinance #01-02-21** – An Ordinance authorizing the issuance and sale of a Newberry County, South Carolina, Special Source Revenue Bond (Industrial Park Project) in the principal amount of not exceeding \$5,500,000 in one or more series; The application of the proceeds of said bonds to defray, for economic development purposes, the costs of certain infrastructure improvements and of acquiring certain property in Newberry County; to refund outstanding amounts of the County’s Series 2006 Special Source Revenue Bonds; and other matters relating thereto.

- a. Public Hearing**
- b. Third Reading**

- 5. Ordinance #11-24-20:** An Ordinance acting on a request to amend the Official Zoning Map established pursuant to Zoning Ordinance No. 06-11-16, codified in Chapter 153 of the Newberry County Code of Ordinances, so as to rezone one real estate parcel totaling Fifty Two and Nine Tenths (52.9) acres designated as TMS Parcel No. 631-12 (Tract A) from Single Family Residential (RS) and Rural (R2) to Single Family Residential (RSM).

- a. Third Reading**

- 6. Ordinance #03-06-21** – An Ordinance authorizing (1) the execution and delivery of a fee in lieu of tax and incentive agreement by and between Newberry County, South Carolina (The “County”) and Newberry Electric Cooperative, INC., acting for itself, one or more affiliates, and/or other project sponsors (collectively, The “Company”), pursuant to which the County shall covenant to accept certain negotiated fees in lieu of ad valorem taxes with respect to the establishment and/or expansion of certain facilities in the county (The ‘Project’); (2) the benefits of a multi-county industrial or business park to be made available to The Company and The

Project; (3) certain special source revenue credits in connection with the project; and (4) other matters relating thereto.

**a. First Reading**

- 7. Ordinance #03-07-21** - An Ordinance amending Chapter 31 of the Code of Ordinances for Newberry County by adding language permitting Council Member participation in council meetings remotely through virtual/electronic means as a permanent option.

**a. First Reading**

- 8. Ordinance #03-08-21** – An Ordinance permitting the Newberry County Joint Planning Commission and the Newberry County Board of Zoning Appeals to conduct virtual/electronic meetings permanently.

**a. First Reading**

- 9. Resolution 01-21** – A resolution committing to negotiate and agreement between Newberry County, South Carolina (The “County”) and Newberry Electric Cooperative, INC., other project sponsors (collectively, the “Company”) providing certain benefits including (1) a fee in lieu of tax and incentive agreement pursuant to which the County shall covenant to accept certain negotiated fees in lieu of ad valorem taxes with respect to the establishment and/or expansion of certain facilities in the County (The “Project”); (2) the benefits of a multi-county industrial park to be made available to the company and the project; (3) certain special source revenue credits in connection with the project; and (4) other matters relating thereto.

**10. Appointments**

**11. Committee Report**

- a.** Economic Development Committee 03/01/21  
Rick Farmer, Economic Development Director

**12. Executive Session (If needed)**

**13. Public Comments**

**14. Comments/Requests from the County Administrator**

**15. Comments/Requests from Council Members**

## **16. Future Meetings**

- |                             |          |           |
|-----------------------------|----------|-----------|
| <b>a.</b> County Council    | 03/17/21 | 6:00 p.m. |
| <b>b.</b> Finance Committee | 03/29/21 | 6:00 p.m. |
| <b>c.</b> County Council    | 04/07/21 | 6:00 p.m. |

## **17. Adjournment**

## **Consent Agenda**

1. Minutes
  - a. January 11, 2021
  - b. January 20, 2021