



**NEWBERRY COUNTY COUNCIL
AGENDA
April 7, 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 to safeguard the health of the public. If you wish to provide input on Ordinance Numbers #02-03-21, #03-07-21 and #03-08-21 you may do so in writing or by signing up to speak before the meeting on Wednesday, April 7th at 6:00pm.

If you wish to provide input in writing, your comments must be received no later than 5:00 PM on Wednesday, April 7th, 2021. Written comments may be sent by regular mail to P.O. Box 156 Newberry, SC 29108, or by email to 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 signup sheet available at the building entry point prior to the start of the meeting at 6:00 pm. Any speakers who have signed up but are unable to obtain seating inside the council chambers due to COVID-19 restrictions will be placed in a queue line at six-foot intervals while they wait to speak. All 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
Nick Shealy, Councilman

- 1. Adoption of Consent Agenda**
- 2. Additions, Deletions & Adoption of the Agenda**
- 3. Ordinance #02-03-21** – An Ordinance authorizing (1) the execution and delivery of a first amendment to an existing fee in lieu of tax and incentive agreement (The “Fee Agreement”) by and among Newberry County, South Carolina (The “County”) , and companies collectively identified for the time being as Project Sam II, to provide for (A) the Extension of the applicable investment period set forth in the Fee Agreement and (B) certain additional special source revenue credits, both in connection with additional investment in certain manufacturing and related facilities in the County; and (2) other matter relating thereto.
 - a. Public Hearing**
 - b. Third Reading**
- 4. 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. Public Hearing**
 - b. Third Reading**
- 5. 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. Public Hearing**
 - b. Second Reading**
- 6. Ordinance #03-09-21** – An Ordinance authorizing the execution and delivery of a First Amendment to the Fee in Lieu of Tax Agreement by and among Newberry County, South Carolina and Project Speed Racer II, to provide for the extension of the investment period thereunder, the issuance of certain special source revenue credits, and other matters related thereto.
 - a. Second Reading**

7. Ordinance #04-11-21 – An Ordinance to provide for the issuance and sale of General Obligation Bonds of Newberry County, South Carolina not exceeding \$2,200,000 in aggregate principal amount, to prescribe the purposes for which the proceeds of said Bonds shall be expended, to provide for the payment of said Bonds, and other matters relating thereto.

a. First Reading

8. Resolution 02-21 – A Resolution acknowledging County Administrator Wayne Adams contributions to Newberry County on the occasion of his Retirement.

9. Executive Session Code Section 3-4-70 (a)(1): Discussion of employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, a student, or a person regulated by a public body or the appointment of a person to a public body; however, if an adversary hearing involving the employee or client is held, the employee or client has the right to demand that the hearing be conducted publicly. Nothing contained in this item shall prevent the public body, in its discretion, from deleting the names of the other employees or clients whose records are submitted for use at the hearing.

10. Discussion and/or action pertaining to securing the services of a County Administrator, naming an interim County Administrator, or recruitment of a County Administrator, or other related purposes.

11. Appointments

12. Public Comments

13. Comments/Request from County Administrator

14. Comments/Requests from Council Members

15. Future Meetings

a. Public Safety & Courts	04/19/21	6:00 p.m.
b. County Council	04/21/21	6:00 p.m.
c. Public Works & Planning	05/03/21	6:00 p.m.

16. Adjournment

Consent Agenda

1. Minutes
 - a. February 3, 2021
 - b. February 5, 2021
 - c. February 17, 2021
 - d. March 3, 2021