

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR NEWBERRY COUNTY  
ORDINANCE NO. 01-03-20

**AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT PROVIDING A GRANT TO [PROJECT SHOT]; AND OTHER RELATED MATTERS.**

WHEREAS, Newberry County, South Carolina (“County”), acting by and through its County Council (“County Council”) is authorized and empowered under and pursuant to the provisions of Title 4, Chapter 9, Code of Laws of South Carolina, 1976, as amended, to make and execute contracts;

WHEREAS, the County and the State of South Carolina (“State”) are negotiating with a company identified for the time being as “Project Shot” (“Company”) to induce the Company to locate its manufacturing facility in the County (the “Project”);

WHEREAS, to encourage the Company to locate the Project in the County, the County desires to make a one-time grant to the Company in an amount equal to \$25,000 (the “Grant”) to assist the Company in making certain improvements to the Project; and

WHEREAS, the County desires to enter into an agreement for the provision of the Grant (“Grant Agreement”), the final form of which is attached hereto as **Exhibit A**.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL:

**Section 1. Findings.** County Council determines that support of the Project hereby fulfills a public purpose and is anticipated to benefit the general public welfare of the County.

**Section 2. Authorization of Grant.** County Council hereby approves the Grant and authorizes and directs the County Council Chair, the County Administrator, or their designees, to expend the Grant.

**Section 3. Authorization of Agreements.** The form, terms, and conditions of the Grant Agreement that is before this meeting are hereby approved and incorporated in this Ordinance by reference. The County Council Chair, the County Administrator, or their designees, are authorized and directed to execute the Grant Agreement in the name of and on behalf of the County, subject to the approval of any revisions or changes as are not materially adverse to the County by the County Administrator and counsel to the County, and the Clerk to County Council is hereby authorized and directed to attest the Grant Agreement and to deliver the Grant Agreement to the Company. Any Agreements entered into prior to the effective date of this Ordinance are expressly ratified and confirmed.

**Section 4. Further Acts.** County Council authorizes the County Council Chair, the County Administrator, or their designees, as appropriate, following receipt of advice from legal counsel to the County, to take such further acts and negotiate, approve and execute whatever further instruments on behalf of the County as deemed necessary, desirable or appropriate to effect the Grant.

**Section 5. General Repealer.** Any ordinance, resolution, or other order of County Council, the terms of which are in conflict with this Ordinance, is, only to the extent of that conflict, repealed.

**Section 6. Effectiveness.** This Ordinance is effective after third reading and a public hearing.

[Signature Page to Follow]

NEWBERRY COUNTY, SOUTH CAROLINA

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Chair, Newberry County Council

*(SEAL)*

ATTEST:

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Clerk to Council, Newberry County Council

READINGS:

First Reading: January 15, 2020  
Second Reading: February 5, 2020  
Public Hearing: February 19, 2020  
Third Reading: February 19, 2020

