
ORDINANCE NO. 05-12-2022

AN ORDINANCE AMENDING ORDINANCES NO. 10-7-19 AND 05-16-20 OF NEWBERRY COUNTY TO AMEND THE USE OF A PORTION OF THE PROCEEDS OF THE GENERAL OBLIGATION BOND OF NEWBERRY COUNTY AUTHORIZED THEREBY

June 1, 2022

BE IT ORDAINED BY COUNTY COUNCIL OF NEWBERRY COUNTY, SOUTH CAROLINA, IN MEETING DULY ASSEMBLED AS FOLLOWS:

ARTICLE I

FINDINGS OF FACT

Section 1.01

As an incident to the adoption of this ordinance, Newberry County Council (the “County Council”), the governing body of Newberry County, South Carolina (the “County”), finds that the facts set forth in this Article exist, and the statements made with respect thereto, are true and correct:

1. Pursuant to Ordinance No. 10-17-19, entitled “An Ordinance To Provide For The Issuance And Sale Of Not Exceeding One Million Two Hundred Fifty Thousand Dollars (\$1,250,000) General Obligation Bonds Of Newberry County, South Carolina, For The Issuance Of Notes In Anticipation Of Such Bonds, To Prescribe The Purposes For Which The Proceeds Of Such Obligations Shall Be Expended, To Provide For The Payment Thereof, And Other Matters Relating Thereto,” enacted November 20, 2019 (the “2019 Ordinance”), the County Council authorized the issuance of the \$325,000 General Obligation Bond, Series 2020A, of the County (the “Bond”). The 2019 Ordinance was amended by Ordinance No. 05-16-20, enacted June 17, 2020 (the “2020 Ordinance”, and, with the 2019 Ordinance, the “Bond Ordinance”), to amend the authorized uses of the proceeds of the Bond.

2. The Council has been advised there remains unspent \$23,002 of proceeds of the Bond unallocated to improvements approved in the Bond Ordinance. The Council has determined after due investigation that there is present need for a brush truck for use in County fire protection operations, and has further determined to authorize the use of the remaining proceeds of the Bond for the purchase of a brush truck.

ARTICLE II

AMENDMENT OF ORDINANCE

Section 2.01

The Bond Ordinance is hereby amended to include therein the purchase of a brush truck as an authorized expenditure of the proceeds of the Bond.

Section 2.02

The Bond Ordinance, as amended by Section 2.01 herein, shall continue of full force and effect.

ARTICLE III

PUBLIC HEARING

Section 3.01

A public hearing shall be conducted prior to third reading of this ordinance, and due notice thereof shall be provided, all as required by §4-9-130, Code of Laws of South Carolina (1976, as amended). Notice of the public hearing shall be published in a newspaper of general circulation in the County not less than 15 days prior to the date of such public hearing in the form appearing as Exhibit "A" to this ordinance, together with such changes as may be approved by the Chairman of the County Council.

DONE IN MEETING DULY ASSEMBLED this 1st day of June, 2022.

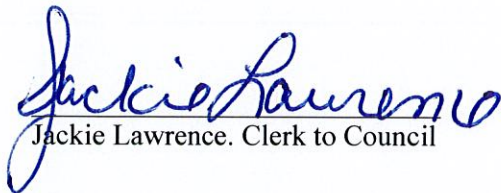
NEWBERRY COUNTY, SOUTH CAROLINA

(SEAL)



Todd Johnson, Chairman

Attest:


Jackie Lawrence, Clerk to Council

Date of First Reading: May 4, 2022
Date of Second Reading: May 18, 2022
Date of Public Hearing: June 1, 2022
Date of Third Reading: June 1, 2022

STATE OF SOUTH CAROLINA

COUNTY OF NEWBERRY

I, the undersigned, Clerk to Council of Newberry County, South Carolina, DO HEREBY CERTIFY:

1. That the foregoing is a true, correct and verbatim copy of an Ordinance adopted by the County Council of Newberry County on _____, 2022, at which a majority/all members were present. It was first introduced at the regular meeting of County Council held on _____, 2022. At that meeting, it was given first reading by the majority/unanimous vote of the County Council. Afterwards, at the regular meeting of the County Council held on _____, 2022, it was given its second reading and at the regular meeting of the County Council held on _____, 2022, it was give third and final reading by the unanimous vote of County Council. At each of said meetings, a quorum of County Council was present at all times during the proceedings pursuant to which the aforesaid Ordinance was adopted, the original of which is duly entered in the record of minutes of the aforesaid meetings of said County Council in my Custody as such Clerk.

2. As required by Title 30, Chapter 4 of the Code of Laws of South Carolina 1976, as amended, being the Freedom of Information Act, a copy of the agenda of meetings (showing the date, time and place of the meeting) of the County Council of the County is posted on a designated bulletin board in the administrative offices of the County, posted on the County's publicly-available website and supplied to news media as requested, in each case at least 24 hours prior to regularly scheduled meetings of the County Council. An agenda was posted in accordance with the foregoing sentence for each meeting at which the attached Ordinance was voted upon, and each agenda as so posted contained as an item the consideration of the attached Ordinance by the County Council.

IN WITNESS WHEREOF, I have hereunto set my Hand and the Seal of the County, this ____ day of _____ 2022.

(SEAL)

Jackie Lawrence, Clerk to Council of Newberry County,
Newberry County, South Carolina

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Newberry County Council, State of South Carolina will conduct the following public hearing(s) at its meeting on the ____ day of _____, 2022, to be held in the Newberry County Council Chambers, 1309 College Street, Newberry, South Carolina, at ____ p.m.

Ordinance No. ____: An Ordinance Amending Ordinances No. 10-7-19 And 05-16-20 Of Newberry County To Amend The Use Of A Portion Of The Proceeds Of The General Obligation Bond Of Newberry County Authorized Thereby.

[OTHER ORDINANCES RECEIVING PUBLIC HEARINGS INSERTED HERE]

At the time and place fixed for said public hearing(s), all taxpayers, residents or other interested persons who appear will be given an opportunity to express their views for or against the adoption of the Ordinance. A copy of the proposed Ordinance(s) is(are) available for inspection in the Clerk to Council's office located in the Courthouse Annex at 1309 College Street, Newberry, South Carolina, during its regular business hours. Assistance is available for those who are visually or hearing-impaired. For assistance, call Susan Fellers, Clerk to Council, (803) 321-2100.

/s/ _____
Todd Johnson, Chairman, County Council