



CHESTER COUNTY COUNCIL

SPECIAL CALLED WORKSHOP MEETING

R. Carlisle Roddey Government Complex

Council Chambers

1476 J A Cochran Bypass, Chester, SC

Tuesday, October 1st, 2019 at 3:30 PM

WORKSHOP SESSION MINUTES

Capital Project Sales Tax Committee Workshop

Present: Chairman Shane Stuart, Vice Chairman Joe Branham, Councilman Pete Wilson, Councilman Alex Oliphant, Councilwoman Mary Guy, Councilman Brad Jordan, Councilman Mike Vaughn, County Attorney Joanie Winters, Clerk to Council Karen Lee and Bond Attorney Michael Kozlarek.

- 1. Call to Order-** Chairman Stuart called the meeting to order.
- 2. Approval of September 16th, 2019 Capital Project Sales Tax Appointing Members Minutes**
Councilwoman Guy motioned to approve, second by Councilman Vaughn. Vote 5-0 to approve.
Vice Chairman Branham did not vote due to not being present with prior notification at the September 16th, 2019.
- 3. Discuss Appointing Members to the Capital Project Sales Tax Committee**
Chairman Stuart, the City of Chester appointed Dr. Jacques Days for there selection to the committee. He will select two other members from the other municipalities in the County, he then motioned to appoint Dr. Jacques Days to the Capital Project Sales Tax Committee, second by Vice Chairman Branham. Vote 6-0 to approve.

Attorney Kozlarek, the state law is not clear whether Dr. Days must appoint from other municipalities or if he can appoint from the County. The County has three candidates as well as the City of Chester, with Dr. Days being selected the City of Chester has only two openings. Councilman Vaughn, we need to look at other candidates maybe someone who has never served on the board but has the credentials to do so and wants someone on the committee from Great Falls.

Attorney Kozlarek, at the last meeting it was questioned whether a former appointee to the CPST qualified to be on the board. The information he found from two attorney generals' opinions and most recent and also informal opinions. The opinion from 1976 states the Chester County Hospital Board is a political subdivision and could possibly be considered as a dual office holder. The opinion from 1980 states the Chester County Hospital Board is not a political subdivision so it is unclear.

Chairman Stuart, four names have been presented to be nominated Sylvia Jennings, Kelvin Moyd, Herbie Lutz and Dan Peach. Attorney Winters suggested to Council to nominate three but have the fourth as an alternative in case one of the nominees declined. Councilman Vaughn suggested putting this off until the next Council meeting.

Vice Chairman Branham, he had spoken to Sylvia Jennings personally and she is willing to serve. We should not continue to put this off and doesn't think there would be a problem with nominating Sylvia Jennings. Attorney Kozlarek, agreed stating by putting this off it doesn't give the committee a chance to get all the input they need. Councilwoman Guy asked if there was a deadline to get this done. Attorney Kozlarek, the only deadline is for the City of Chester but if they don't pick the two other nominees the County would have the ability to step in and nominate the remaining two for the City. The deadline for the referendum is August 15th, 2020 at noon and the Election Commission must have it on that day.

Councilman Wilson motioned to nominate Herbie Lutz, second by Vice Chairman Branham. Vote 6-0 to approve.

Councilman Vaughn, wants to make sure someone will represent Great Falls, and did not think holding off until next week would make that much difference. Councilwoman Guy motioned to nominate Kelvin Moyd, second by Councilman Wilson. Councilman Jordan, we discussed postponing the rest of the nominations and putting this off until next week. Councilman Wilson withdrew his second, Councilwoman Guy withdrew her motion. Councilman Vaughn motioned to postpone the remaining two nominations until Monday, October 7th, second by Councilman Jordan. Vote 6-0 to approve.

4. **Adjourn** – Councilman Oliphant motioned adjourn, second by Councilman Vaughn. Vote 6-0 to adjourn.

K. Shane Stuart, Supervisor and Chairman

Karen Lee, Clerk to Council

Pursuant to the Freedom of Information Act, the Chester News & Reporter, The Herald in Rock Hill, SC, WSOC-TV, Channel 9 Eyewitness News, the Mfg. Housing Institute of SC, WRHI Radio Station, C&N2 News, WCNC News and Capitol Consultants were notified and a notice posted on the bulletin board at the Chester County Government Building 24 hours prior to the meeting.