

CHESTER COUNTY COUNCIL MEETING MINUTES

R. Carlisle Roddey Government Complex

1476 J A Cochran Bypass, Chester, SC

Monday, April 6th, 2020

MINUTES

Present: Chairman Shane Stuart, Vice Chairman Joe Branham, Councilman Pete Wilson, Councilman Alex Oliphant, Councilman Brad Jordan, Councilman Mike Vaughn, County Attorney Joanie Winters and Clerk to Council Karen Lee. **Absent:** Councilwoman Mary Guy was absent with prior notification.

1. **Call to Order**-Chairman Stuart called the meeting to order.
2. **Pledge of Allegiance and Invocation.** - Pledge was cited in unison. Vice Chairman Branham gave the invocation.

Chairman Stuart ask Council if they were in favor of amending the agenda to add consideration of a Countywide curfew. Vice Chairman Branham motioned to approve with discussion, second by Councilman Jordan for discussion. Councilman Wilson stated since they don't have the emergency resolution to look at it should be for discussion only. Vote was 4-1 to approve amending the agenda by adding discussion of a countywide curfew. Councilman Wilson opposed. Added under New Business 6.d.

3. **Approval of Minutes-March 30th, 2020 Special Called Meeting Minutes**
Councilman Wilson motioned to approve, second by Councilman Jordan. Vote 5-0 to approve.

4. **Ordinances/Resolutions/Proclamations**

- a. **Resolution 2020-7 A Resolution to Support the Requirement for DHEC Certain Information.**
Chairman Stuart motioned to approve, second by Councilman Jordan. Vote 5-0 to approve.
- b. **Resolution 2020-8 A Resolution to Support the Presumption Legislation for First Responders.**
Councilman Jordan motioned to approve, second by Councilman Wilson. Vote 5-0 to approve.
- c. **Ordinance 2020-13 An Emergency Ordinance to Waive All Convenience Fees for Online Payments.**
Councilman Oliphant motioned to approve, second by Councilman Vaughn
Vote 5-0 to approve.
- d. **1st Reading Of Ordinance 2020- 12 An Ordinance Authorizing And Approving The Development Of A Jointly Owned And Operated Industrial/Business Park In Conjunction With York County, Such Industrial/Business Park To Be Geographically Located In York County And Established Pursuant To Sec. 4-1-170 Of The Code Of Laws Of South Carolina, 1976, As Amended; To Provide For A Written Agreement With York County To Provide For The Expenses Of The Park, The Percentage Of Revenue Application, And The Distribution Of Fees In Lieu Of Ad Valorem Taxation; And Other Matters Related Thereto.**
Vice Chairman Branham motioned to approve, second by Councilman Wilson. Vote 5-0 to approve.

5. **Old Business**

- a. **Discuss update to the Code of Ordinance Chapter 22 Nuisance & Abatement and Job Descriptions. Attorney Winters.** Attorney Winters stated the ordinance for nuisance and abatement was correct, but the job descriptions were not. Litter Enforcement and the Code Enforcement Officer both have the right to tag vehicles. The name change for the Litter Control job title was approved by Council to Litter Enforcement, but the job description was never changed. The task is dually owned, she stated she revised the job descriptions and asked if this could be added to the next agenda to see if it would meet Councils requirements.
- b. **Discuss Appointing to the Chester Metropolitan Commission. Vice Chairman Branham.** Vice Chairman Branham stated according to the Assistant Attorney General Matthew Houck, Council can appoint to the Chester Metropolitan Commission. It was recommended Chester County to add the Chester County Metropolitan Commission to their own boards and commission application and to advertise all board and commissions on the county website, Facebook and local paper. This would give everyone an opportunity to apply.

6. **New Business**

- a. **Approve the Purchase of a 2020 Toyota - \$30,500.00 and 2020 Nissan - \$26,260.29 for the Sheriff's Office – Susan Cok.** Vice Chairman Branham motioned to approve the purchase of 2020 Toyota for \$30,500.00 and 2020 Nissan for \$26,260.29, second by Councilman Jordan. Vote 5-0 to approve.
- b. **Approval of a Multi-year Contract for Pictometry - Assessor's Office in the amount of \$149,092.00 – Susan Cok.** Councilman Wilson motioned to approve in the amount of \$149,092.00, second by Councilman Oliphant. Vote 5-0 to approve.
- c. **Recommendation of Award for Connor Road Emergency Culvert- Susan Cok.** Councilman Wilson motioned to approve awarding Barfield Grading for the emergency culvert repair for Connor Road in the amount of \$ 60,075.00, second by Councilman Oliphant. Vote 5-0 to approve.
- d. **Discuss Countywide Curfew**
Chairman Stuart stated he and Council had been contacted by a citizen asking to issue a countywide curfew. Councilman Oliphant stated he believed the County did not have the constitutional authority to issue a curfew. Councilman Jordan stated the governor's order pretty much covered the stay home issue. Attorney Winters stated if the County declared a stay at home curfew that would be overreaching and would be unconstitutional for County Council to do. Councilman Wilson stated he did vote against adding this to the agenda, it is a serious issue and stated what the Governor did today preempts any reason for Council to move forward.

7. **Boards and Commissions**

- a. **Appoint Renee Holley to the Grievance Committee. Vice Chairman Branham.** Vice Chairman Branham motioned to approve, second by Councilman Jordan. Vote 5-0 to approve.

b. Accept the Resignation of James Tim Gilchrist from the Zoning Board of Appeals Board-Councilman Wilson. Councilman Wilson motioned accept the resignation of Mr. Gilchrist, second by Councilman Vaughn. Vote 5-0 to approve.

c. Appoint Scott Thomas to the Zoning Board of Appeals Board-Councilman Wilson.

Councilman Wilson motioned to approve, second by Councilman Jordan. Vote 5-0 to approve.

8. Executive Session-Councilman Oliphant motioned to go into Executive Session, second by Councilman Wilson. Vote 5-0 to approve.

a. To Receive Legal Advice Regarding Southeastern Petroleum-Susan Cok

9. Council Actions Following Executive Session-Councilman Oliphant motioned to go back to Regular Session, second by Councilman Vaughn. Vote 5-0 to approve.

a. Action Taken Regarding Legal Advice on Southeastern Petroleum.

Vice Chairman Branham motioned to accept the bid from Noble Oil Company second by Councilman Oliphant. Vote 5-0 to approve.

10. Council Comments

Chairman Stuart stated he had received information MUSC hospital would no longer be accepting new patients. He did not know all the details yet but wanted Council and the public to know.

Councilman Wilson stated citizens comments was not on the agenda, hoped this would be ironed out before the next meeting. He suggested the citizens be allowed to submit written citizens comments.

11. Adjourn- Councilman Oliphant motioned to adjourn, second by Councilman Jordan. Vote 5-0 to adjourn.

Time: 8:00 PM

K. Shane Stuart, Chairman & County Supervisor

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 was posted on the bulletin board at the Chester County Government Building 24 hours prior to the meeting.