STATE OF SOUTH CAROLINA)   AN AMENDED ORDINANCE
)   TO PROVIDE FOR AN ELECTION
)
COUNTY OF CHESTER   )

AN ORDINANCE TO PROVIDE FOR AN ELECTION IN CHESTER COUNTY, SOUTH CAROLINA TO DETERMINE THE WISHES OF THE QUALIFIED ELECTORS OF THE COUNTY WITH REFERENCE TO WHETHER THE COUNTY SHOULD KEEP ITS PRESENT FORM OF COUNTY GOVERNMENT (COUNTY-SUPERVISOR WITH SIX (6) COUNCIL MEMBERS) OR WHETHER THE COUNTY SHOULD ADOPT THE COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT WITH SIX (6) COUNCIL MEMBERS ELECTED FROM SINGLE MEMBER DISTRICTS AND A COUNCIL MEMBER ELECTED AT LARGE; THE REFERENDUM TO BE CALLED IN ACCORD WITH SECTION 4-9-10, S.C. CODE OF LAWS 1976 AS AMENDED.

WHEREAS, Section 4-9-10 of the Code of Laws of South Carolina, as amended, provides for the calling of a referendum by the governing body of a county; the referendum to determine whether a majority of electors of the county desire to retain the present form of county government with the same form of government with the same number of council members and the same method of election or whether another form of government, another number of council members and another method of election should be adopted by the Council; and

WHEREAS, Chester County Council desires to adopt an Ordinance providing for such election giving the electors of the County by referendum a choice of retaining the present form of county government (Council-Supervisor form of government) or whether the County shall adopt the Council-Administrator form of government with six (6) council members elected from single member districts, and a council member elected at large.

NOW, THEREFORE BE IT ENACTED BY CHESTER COUNTY COUNCIL:

SECTION 1.

The election shall be conducted by the Chester County Election Commission as provided by law. The Chester County Election Commission shall have ballots printed and distributed to the various voting places in the County with the following words printed thereon:

AN ELECTION TO DETERMINE CHANGE IN FORM OF COUNTY GOVERNMENT

"SHOULD CHESTER COUNTY CHANGE TO COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT OR RETAIN THE PRESENT COUNTY-SUPERVISOR FORM OF GOVERNMENT?"

A YES vote is in favor of the County adopting a new form of government, Council-Administrator form with six (6) council members elected from single member districts and a council member elected at large.

A NO vote is in favor of retaining the present County-Supervisor form of county government, opposing the change from County-Supervisor to Council-Administrator.

YES

NO

SECTION II.

The Chester County Election Commission shall certify the results of the election with Chester County Council and the Clerk of Court for Chester County in addition to all other agencies to which it may be required to report.

SECTION III.

Should the present form of government receive a majority favorable vote of electors voting, the present form shall continue without any further action of Chester County Council. Should the Council-Administrator form of government with six (6) council members elected from single member districts and a council member elected at large receive a majority favorable vote of electors voting, the Chester County Council shall pass an ordinance establishing the new form of government in accord with the majority favorable vote of the electors. The at-large member will not automatically serve as Chairman of the Council. The Chairman shall be elected by the County Council.

SECTION IV.

This ordinance shall take effect immediately upon adoption of third and final reading and following the conduct of a public hearing in accordance with the law.

BE IT ENACTED AND IT IS ORDAINED THIS _____DAY OF _____, 2020, BY THE CHESTER COUNTY COUNCIL IN MEETING DULY ASSEMBLED AT CHESTER, SOUTH CAROLINA.

<u>Ordinance 2020-25</u>

ATTEST: CHESTER COUNTY COUNCIL:

_____   By:_____
Karen Lee, Clerk to Council   K. Shane Stuart, County Supervisor

REVIEWED BY AND APPROVED IN FORM:

_____
Joan Elizabeth Winters, County Attorney

1st Reading: <u>July 31st, 2020</u>

2nd Reading: <u>August 4th, 2020</u>

Public Hearing: <u>August 13th, 2020</u>

3rd Reading_____