



County Council Meeting Beaufort County, SC

Council Chambers, Administration Building Beaufort County Government Robert Smalls
Complex 100 Ribaut Road, Beaufort

Monday, April 22, 2024
5:00 PM

MINUTES

Watch the video stream available on the County's website to hear the Council's discussion of a specific topic or the complete meeting <https://beaufortcountysc.new.swagit.com/videos/303325>

1. CALL TO ORDER

Chairman Passiment called the meeting to order at 5:00PM

PRESENT

Chairman Joseph F. Passiment
Vice-Chairman Lawrence McElynn
Council Member David P. Bartholomew
Council Member Paula Brown
Council Member Logan Cunningham
Council Member Gerald Dawson
Council Member York Glover
Council Member Alice Howard
Council Member Mark Lawson (virtually)
Council Member Anna Maria Tabernik
Council Member Thomas Reitz

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Chairman Passiment led the Pledge of Allegiance and gave the Invocation.

3. PUBLIC NOTIFICATION OF THIS MEETING HAS BEEN PUBLISHED, POSTED, AND DISTRIBUTED IN COMPLIANCE WITH THE SOUTH CAROLINA FREEDOM OF INFORMATION ACT

Chairman Passiment stated public notice of this meeting had been published, posted, and distributed in compliance with SC FOIA

4. APPROVAL OF AGENDA

Motion: It was moved by Council Member Tabernik, Seconded by Council Member Bartholomew to approve the agenda.

Motion to Amend: It was moved by Vice-Chairman McElynn, Seconded by Council Member Glover to add an item titled: presentation and public hearing of the 2024 Community development block grant (CBDG) By Michelle Knight of the Lowcountry Council of Governments.

The Vote - Motion was approved without objection.

2nd Motion to amend: It was moved by Vice-Chairman McElynn, Seconded by Council Member Reitz to add an item on the agenda to allow Senator Davis to speak.

The Vote - Motion was approved without objection.

Main Motion: It was moved by Council Member Tabernik, Seconded by Council Member Bartholomew to approve the agenda as amended.

The Vote - Motion was approved without objection.

5. APPROVAL OF MINUTES

Motion: It was moved by Vice-Chairman McElynn, Seconded by Council Member Dawson to approve the minutes of March 25, 2024.

The Vote - Motion was approved without objection.

6. ADMINISTRATOR'S REPORT

To see the full Interim County Administrator report please click on the link below.

<https://beaufortcountysc.new.swagit.com/videos/303325>

7. PRESENTATION OF A PROCLAMATION RECOGNIZING PENN CENTER 1862 CIRCLE

Council Member Glover presented a proclamation recognizing Penn Center 1862 Circle Week.

8. PRESENTATION OF A PROCLAMATION RECOGNIZING DR. JOHN L. COAXUM

Council Member Glover presented a proclamation honoring Dr. John L. Coaxum.

9. CITIZEN COMMENT PERIOD

Senator Tom Davis gave an update.

Citizen comment was taken.

Please watch the video stream available on the County's website to view the full discussion.

<https://beaufortcountysc.new.swagit.com/videos/303325>

10. LIASION AND COMMITTEE REPORTS

Please watch the video stream available on the County's website to view the full discussion.

<https://beaufortcountysc.new.swagit.com/videos/303325>

11. APPROVAL OF CONSENT AGENDA

Motion: It was moved by Council Member Cunningham, Seconded by Council Member Glover to approve the following consent agenda items: approval to undertake due diligence and discussion/negotiations for the proposed fee simple purchase of real property known as Wallace Creek; recommend approval for a request to disburse allocated ARPA-good neighbor funds to the town of Bluffton; and approval for a request to purchase (1) new 36 passenger bus model: StarCraft Allstar xl.

The Vote - Motion was approved without objection.

12. FIRST READING OF AN ORDINANCE AMENDING THE BEAUFORT COUNTY 2040 COMPREHENSIVE PLAN TO ADD THE BEAUFORT COUNTY LONG-TERM RESILIENCE STRATEGY AS AN APPENDIX

Motion: It was moved by Council Member Howard, Seconded by Council Member Glover to approve first reading of an ordinance amending Beaufort County 2040 Comprehensive Plan to add the Beaufort County Long-Term Resilience Strategy.

The Vote - Motion was approved without objection.

13. FIRST READING OF AN ORDINANCE TO ACCEPT AND TO APPROPRIATE FUNDS FROM THE SOUTH CAROLINA OPIOID SETTLEMENT FUNDS.

Motion: It was moved by Vice-Chairman McElynn, Seconded by Council Member Tabernik to approve first reading of an ordinance to accept and to appropriate funds from the South Carolina opioid settlement funds.

The Vote - Motion was approved without objection.

14. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AMENDING CHAPTER 99 STORMWATER MANAGEMENT, ARTICLE II STORMWATER MANAGEMENT UTILITY SECTIONS 110, STORMWATER SERVICE FEE BILLING, DELINQUENCIES AND COLLECTIONS; AND 113, ENFORCEMENT AND PENALTIES OF THE BEAUFORT COUNTY CODE OF ORDINANCES

Motion: It was moved by Council Vice-Chair McElynn, seconded by Council Member Cunningham to approve public hearing and second reading of an ordinance amending chapter 99 stormwater management, article ii stormwater management utility sections 110, stormwater service fee billing, delinquencies and collections; and 113, enforcement and penalties of the Beaufort County Code of Ordinances.

Motion to Amend: It was moved by Council Member Brown, Seconded by Council Member Reitz to remove a paragraph that shows how Beaufort County pays its bill.

The Vote - Voting Yea: Council Member Brown. Voting Nay: Chairman Passiment, Vice-Chairman McElynn, Council Member Bartholomew, Council Member Cunningham, Council Member Dawson, Council Member Glover, Council Member Howard, Council Member Lawson, Council Member Tabernik, and Council Member Reitz. Motion Failed 1:10

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

Main Motion: It was moved by Council Vice-Chair McElynn, seconded by Council Member Cunningham to approve public hearing and second reading of an ordinance amending chapter 99 stormwater management, article ii stormwater management utility sections 110, stormwater service fee billing, delinquencies and collections; and 113, enforcement and penalties of the Beaufort County Code of Ordinances.

The Vote - Motion was approved without objection.

15. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AMENDING ORDINANCE 2023/32 AN ORDINANCE TO AMEND THE BEAUFORT COUNTY ORDINANCE ESTABLISHING A ROAD USE FEE

Motion: It was moved by Council Member Bartholomew, Seconded by Council Member Cunningham to approve public hearing and second reading of an ordinance amending ordinance 2023/32 an ordinance to amend the Beaufort County ordinance establishing a road use fee.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - Motion was approved without objection.

16. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE TO AMEND CHAPTER 2 ADMINISTRATION, ARTICLE VII FINANCE, DIVISION 2 FEES AND SERVICE CHARGES GENERALLY, SECTION 2-437 ROAD USE FEE OF THE BEAUFORT COUNTY CODE OF ORDINANCES

Motion: It was moved by Council Member Bartholomew, Seconded by Council Member Tabernik to approve public hearing and second reading of an ordinance to amend chapter 2 administration, article vii finance, division 2 fees and service charges generally, section 2-437 road use fee of the Beaufort County Code of Ordinances.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - Motion was approved without objection.

17. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AUTHORIZING THE INTERIM COUNTY ADMINISTRATOR TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS FOR THE ACCEPTANCE OF PROPERTIES PURSUANT TO A DEVELOPMENT AGREEMENT BETWEEN BEAUFORT COUNTY AND CHEROKEE BEAUFORT, LLC

Motion: It was moved by Vice-Chairman McElynn, Seconded by Council Member Cunningham to approve public hearing and second reading of an ordinance authorizing the Interim County Administrator to execute any and all necessary documents for the acceptance of properties pursuant to a development agreement between Beaufort County and Cherokee Beaufort, LLC.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - Motion was approved without objection.

18. APPROVAL OF A RESOLUTION TO NAME THE PORT ROYAL LIBRARY FACILITY IN HONOR OF THE FORMER TOWN OF PORT ROYAL MAYOR, SAMUEL E. MURRAY

Motion: It was moved by Council Member Howard, Seconded by Council Member Brown to approve a resolution to name the Port Royal Library facility in honor of the former town of Port Royal Mayor, Samuel E. Murray.

The Vote - Motion was approved without objection.

19. APPROVAL OF A RESOLUTION RECOGNIZING FAIR HOUSING MONTH

Motion: It was moved by Vice-Chairman McElynn, Seconded by Council Member Tabernik to approve a resolution recognizing fair housing month.

The Vote - Motion was approved without objection.

20. APPROVAL OF A RESOLUTION AUTHORIZING THE INTERIM COUNTY ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS AND PROVIDE FUNDING FOR THE FEE SIMPLE PURCHASE OF REAL PROPERTY IDENTIFIED AS TAX MAP SERIAL NUMBERS R100-026-00A-0260-0000 and R100-026-00A-0261-0000 AND ALSO KNOWN AS BOUNDARY STREET LOGAN

Motion: It was moved by Council Member Glover, Seconded by Council Member Howard to approve a resolution authorizing the interim county administrator to execute the necessary documents and provide

funding for the fee simple purchase of real property identified as tax map serial numbers known as Boundary Street Logan.

The Vote - Motion was approved without objection.

21. CITIZEN COMMENT PERIOD

Citizen comment was taken.

Please watch the video stream available on the County's website to view the full discussion.

<https://beaufortcountysc.new.swagit.com/videos/303325>

22. EXECUTIVE SESSION

Motion: It was moved by Vice-Chair McElynn, Seconded by Council Member Cunningham to go into executive session to discuss the items below.

Pursuant to S.C. Code section 30-4-70(a)(2): receipt of legal advice where the advice relates to pending claims that are covered by the attorney-client privilege (Pine Island Holdings, LLC v Beaufort County)

Pursuant to S.C. Code 30-4-70(a)(2): receipt of legal advice where the legal advice relates to matters covered by the attorney-client privilege (pending litigation - Pualsen v Beaufort County and James Beckert)

Pursuant to S.C. Code section 30-4-70(a)(2) discussions of negotiations incident to proposed contractual arrangements and potential purchasing of property (project bravo)

23. MATTERS ARISING OUT OF EXECUTIVE SESSION

Motion: It was moved by Council Member Howard, Seconded by Council Member Bartholomew to approve by title only an ordinance authorizing the Interim County Administrator to execute the necessary documents and fund the purchase of real property referred to as Project Bravo.

24. ADJOURNMENT

The Chairman adjourned the meeting at 7:32PM.

COUNTY COUNCIL OF BEAUFORT COUNTY



BY: _____

Joseph F. Passiment, Jr., Chairman

ATTEST:



Sarah W. Brock, Clerk to Council

Ratified: May 13, 2024