



County Council Meeting Beaufort County, SC

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

**Monday, August 26, 2024
5:00 PM**

AGENDA

COUNCIL MEMBERS:

**JOSEPH F. PASSIMENT, CHAIRMAN
DAVID P. BARTHOLOMEW
LOGAN CUNNINGHAM
YORK GLOVER
MARK LAWSON
ANNA MARIA TABERNIK**

**LAWRENCE MCELYNN, VICE CHAIR
PAULA BROWN
GERALD DAWSON
ALICE HOWARD
THOMAS REITZ**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE AND INVOCATION- Council Member York Glover
3. PUBLIC NOTIFICATION OF THIS MEETING HAS BEEN PUBLISHED, POSTED, AND DISTRIBUTED IN COMPLIANCE WITH THE SOUTH CAROLINA FREEDOM OF INFORMATION ACT
4. APPROVAL OF AGENDA
5. APPROVAL OF MINUTES - *County Council Meetings of May 28, 2024; June 10, 2024; and June 24, 2024. Special Called County Council Meetings of June 4, 2024; and June 27, 2024.*
6. CHAIRMAN'S UPDATE – *Recognition of Employees*
7. ADMINISTRATOR'S REPORT
8. PRESENTATION OF A PROCLAMATION FOR THE LANDS END WOODLAND RIVER FESTIVAL DAY - *Council Member Glover*
9. PRESENTATION OF FRAMEWORK AND TIMELINE FOR IMPLEMENTING COUNCIL'S ACTION ITEMS RELATING TO PROCUREMENT AND PURCHASING ISSUES (SPECIAL CALLED MEETING OF COUNTY COUNCIL, JULY 23, 2024)
10. PRESENTATION OF MONTHLY LIST OF COMPETITIVE AND NON-COMPETITIVE CONTRACT AWARDS AND MATERS RELATED THERETO (SPECIAL CALLED METING OF COUNTY COUNCIL, JULY 23, 2024)

CITIZEN COMMENTS

11. **CITIZEN COMMENT PERIOD - 15 MINUTES TOTAL**

Anyone who wishes to speak during the Citizen Comment portion of the meeting will limit their comments to AGENDA ITEMS ONLY and speak no longer than three (3) minutes. Speakers will address Council in a respectful manner appropriate to the decorum of the meeting, refraining from the use of profane, abusive, or obscene language. In accordance with Beaufort County's Rules and Procedures, giving of a speaker's time to another is not allowed.

COMMITTEE REPORTS

12. LIASION AND COMMITTEE REPORTS
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PUBLIC HEARINGS AND ACTION ITEMS

13. **TIME SENSITIVE ITEM FROM THE 8.26.2024 FINANCE, ADMINISTRATION, AND ECONOMIC DEVELOPMENT COMMITTEE MEETING** - FIRST READING OF AN ORDINANCE TO REPEAL AND REPLACE BEAUFORT COUNTY CODE OF ORDINANCES CHAPTER 2, ARTICLE VII, DIVISION 4 (BEAUFORT COUNTY PURCHASING ORDINANCE); TO ESTABLISH NEW POLICIES OF CENTRALIZED PURCHASING AND COMPETITIVE BIDDING FOR COUNTY AGENCIES (A NEW PURCHASING ORDINANCE); DELEGATING PURCHASING AUTHORITY TO THE COUNTY PURCHASING DIRECTOR; ESTABLISHING PROCEDURES FOR THE PURCHASING OF GOODS AND SERVICES AS REQUIRED BY COUNTY AGENCIES; AND OTHER MATTERS RELATED THERETO
14. **TIME SENSITIVE ITEM FROM THE 8.26.2024 FINANCE, ADMINISTRATION, AND ECONOMIC DEVELOPMENT COMMITTEE MEETING** - FIRST READING OF AN ORDINANCE AUTHORIZING BEAUFORT COUNTY MEMORIAL HOSPITAL TO PLEDGE REVENUES IN CONNECTION WITH THE ISSUANCE BY THE SOUTH CAROLINA JOBS ECONOMIC DEVELOPMENT AUTHORITY OF ITS HEALTHCARE REVENUE BONDS (SOUTH OF BROAD HEALTHCARE PROJECT) SERIES 2024 IN THE AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$120,000,000; AUTHORIZING PROPER OFFICERS TO DO ALL THINGS NECESSARY OR ADVISABLE; AND OTHER MATTERS INCIDENTAL THERETO
15. **TIME SENSITIVE ITEM FROM THE 8.26.2024 FINANCE, ADMINISTRATION, AND ECONOMIC DEVELOPMENT COMMITTEE MEETING** - APPROVAL RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE ECONOMIC DEVELOPMENT GRANT APPLICATION REGARDING PROJECT MICRO AND TO SUBMIT IT TO THE SOUTH CAROLINA COORDINATING COUNCIL FOR ECONOMIC DEVELOPMENT
16. DISCUSSION OF PROVIDING THE HAYNSWORTH SINKLER BOYD REPORT AND ALL SUPPORTING DOCUMENTS PREPARED BY HAYNSWORTH SINKLER BOYD TO STATE AND COUNTY LAW ENFORCEMENT
17. APPROVAL OF CONSENT AGENDA
18. PUBLIC HEARING AND THIRD READING OF AN ORDINANCE TO AMEND BEAUFORT COUNTY'S TRAFFIC IMPACT ANALYSIS (TIA) POLICY
Vote at First Reading on June 24, 2024 - 11:0
Vote at Second Reading on July 15, 2024 - 10:0
19. PUBLIC HEARING AND THIRD READING OF AN ORDINANCE PROVIDING FOR THE APPROPRIATION OF FUNDS FOR FISCAL YEAR 2024-2025 GENERATED BY THE LOCAL A-TAX COMMITTEE ***(FISCAL IMPACT: Potential appropriation of funds in the amount of \$5,252,824 of Local A-Tax revenue)***
Vote at First Reading on June 24, 2024 - 11:0
Vote at Second Reading on July 16, 2024 - 10:0

20. PUBLIC HEARING AND THIRD READING OF AN ORDINANCE PROVIDING FOR THE APPROPRIATION OF FUNDS FOR FISCAL YEAR 2024-2025 GENERATED BY THE LOCAL HOSPITALITY TAX **(FISCAL IMPACT: Potential appropriation of funds in the amount of \$7,075,000 in Local H-Tax funds)**
Vote at First Reading on June 24, 2024 - 11:0
Vote at Second Reading on July 15, 2024 - 10:0
21. PUBLIC HEARING AND FIRST READING OF AN ORDINANCE TO REZONE 4.73 ACRES (R200 019 000 0076 0000) LOCATED AT 26 EUSTIS LANDING ROAD FROM T2 RURAL (T2R) AND T2 RURAL CENTER (T2RC) TO T2 RURAL CENTER (T2RC)
Community Services and Land Use Committee on June 10, 2024: recommended to deny zoning map amendment.
22. FIRST READING OF AN ORDINANCE AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS, TO PROVIDE FUNDING FOR THE PURCHASE OF REAL PROPERTY IDENTIFIED AS COOLER TRACT B **(FISCAL IMPACT: The cost of the purchase is be the appraisal value, \$1,140,000, plus closing costs. Funding for this project is Land Purchase account 4000-80-1000-54400 with a balance of \$3,000,000)**
23. FIRST READING OF AN ORDINANCE AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS TO CONVEY REAL PROPERTY LOCATED AT 333 & 335 BUCKWALTER PARKWAY FOR DEVELOPMENT OF WORKFORCE AND AFFORDABLE HOUSING AND MEDICAL FACILITIES; AND OTHER MATTERS RELATED THERETO **(FISCAL IMPACT: this property was purchased for \$3,200,000 for the purpose of facilitating Affordable Workforce housing. The Transfer of property has no fiscal impact)**

CITIZEN COMMENTS

24. CITIZEN COMMENT PERIOD- 15 MINUTES TOTAL

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EXECUTIVE SESSION

25. PURSUANT TO S. C. CODE SECTION 30-4-70(A)(2) TO RECEIVE LEGAL ADVICE WHERE THE ADVICE RELATES TO PENDING LITIGATION AND POTENTIAL CLAIMS (OPIOID LITIGATION, FAA MATTER)
26. PURSUANT TO S. C. CODE SECTION 30-4-70(A)(2) TO RECEIVE LEGAL ADVICE WHERE THE ADVICE RELATES TO PENDING LITIGATION (PINE ISLAND PROPERTY HOLDINGS, LLC v BEAUFORT COUNTY)
27. PURSUANT TO S. C. CODE SECTION 30-4-70(A)(2) TO RECEIVE LEGAL ADVICE WHERE THE ADVICE RELATES TO PENDING LITIGATION (Walls v Jim Beckert and Beaufort County)
28. PURSUANT TO S. C. CODE SECTION 30-4-70(A)(2) TO RECEIVE LEGAL ADVICE WHERE THE ADVICE RELATES TO PENDING LITIGATION (BROAD CREEK MARINA LITIGATION)
29. PURSUANT TO S. C. CODE §30-4-70(a)(2): TO RECEIVE LEGAL ADVICE WHERE THE LEGAL ADVICE RELATES TO MATTERS COVERED BY THE ATTORNEY-CLIENT PRIVILEGE (DIFS CONTRACT)
30. PURSUANT TO S. C. CODE §30-4-70(a)(2): TO RECEIVE LEGAL ADVICE WHERE THE LEGAL ADVICE RELATES TO MATTERS COVERED BY THE ATTORNEY-CLIENT PRIVILEGE (RETAINING LEGAL COUNSEL)

31. PURSUANT TO S.C. CODE SECTION 30-4-70(A)(1) DISCUSSION OF EMPLOYMENT OF PERSONS REGULATED BY A PUBLIC BODY.

END OF EXECUTIVE SESSION

32. MATTERS ARISING OUT OF THE EXECUTIVE SESSION
31. ADJOURNMENT

CONSENT AGENDA

Items Originating from the Community Services and Public Safety Committee

1. APPROVAL OF A RESOLUTION PARTNERING WITH THE UNITED WAY OF THE LOWCOUNTRY COMMUNITY WIDE STRATEGIC PLAN (**FISCAL IMPACT: Total Investment of \$50,000 approved and allocated to Together for Beaufort County from the Community Services Grant Program**)

Items Originating from the Public Facilities Committee

2. APPROVAL TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ENTER A LOCAL PUBLIC AGENCY (LPA) AGREEMENT WITH THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION (SCDOT) FOR THREE PROJECTS: US 278 CORRIDOR STUDY, SC 170 CORRIDOR STUDY, AND INTELLIGENT TRANSPORTATION SYSTEM (ITS) MASTER PLAN (**FISCAL IMPACT: Each of these projects are 100% funded through LATS federal guideshare funds. No Beaufort County funds are required**)
3. APPROVAL TO AWARD A CONTRACT TO WOOD & PARTNERS FOR IFB #030524 CAMP ST. MARY'S PARK A&E SERVICE (**FISCAL IMPACT: \$284,150**)
4. APPROVAL OF CONTRACT AWARD TO WILMA'S TANK & PUMP COMPANY FOR IFB #061124, CAMP ST. MARY'S BUILDING DEMOLITION (**FISCAL IMPACT: Funding comes from the Passive Parks Bond Fund #4502-80-0000-54420 with a FY25 account balance of \$3,559,180**)
5. APPROVAL OF A RESOLUTION TO ADOPT THE 2023 BEAUFORT COUNTY TRAFFIC CALMING POLICY
6. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ACCEPT A WASTE OIL GRANT FROM THE SOUTH CAROLINA DEPARTMENT OF ENVIRONMENTAL SERVICES (DES) FOR \$68,403.60 (**FISCAL IMPACT: This is a reimbursement grant. All qualifying expenses will be submitted for reimbursement up to \$68,403.60. Funds have been budgeted for in FY25. Solid Waste account: 2555-90-1340-57130-SWOIL**)
7. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ACCEPT A SOLID WASTE MANAGEMENT GRANT FROM THE SOUTH CAROLINA DEPARTMENT OF ENVIRONMENTAL SERVICES (DES) FOR \$115,750.00 (**FISCAL IMPACT: This is a reimbursement grant. All qualifying expenses will be submitted for reimbursement up to \$115,750.00. Funds have been budgeted for in FY25. Solid Waste account: 2555-90-1340-57130-SWREC**)
8. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A LETTER OF AGREEMENT FOR TAXI/LIMOUSINE SERVICE BETWEEN BEAUFORT COUNTY AND APPLE TRANSPORTATION (**FISCAL IMPACT: Beaufort County/Hilton Head Island Airport charges a base fee of \$1,800 for 1-2 vehicles and \$600.00 for each additional vehicle. Revenue for FY24: \$8,200. There is no cost to the airport**)
9. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A LETTER OF AGREEMENT FOR TAXI/LIMOUSINE SERVICE BETWEEN BEAUFORT COUNTY AND FERGUSON TRANSPORTATION (**FISCAL IMPACT: Beaufort County/Hilton Head Island Airport charges a base fee of \$1,800 for 1-2 vehicles and \$600.00 for each additional vehicle. Revenue for FY24: \$8,200. There is no cost to the airport**)
10. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A LETTER OF AGREEMENT FOR TAXI/LIMOUSINE SERVICE BETWEEN BEAUFORT COUNTY AND NATIVE ISLANDER'S TRANSPORTATION, LLC (**FISCAL IMPACT: Beaufort County/Hilton Head Island Airport charges a base fee of \$1,800 for 1-2 vehicles and \$600.00 for each additional vehicle. Revenue for FY24: \$8,200. There is no cost to the airport**)

11. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A LETTER OF AGREEMENT FOR TAXI/LIMOUSINE SERVICE BETWEEN BEAUFORT COUNTY AND S & J EXPRESSWAY TAXI, INC. ***(FISCAL IMPACT Beaufort County/Hilton Head Island Airport charges a base fee of \$1,800 for 1-2 vehicles and \$600.00 for each additional vehicle. Revenue for FY24: \$8,200)***
12. APPROVAL OF A RESOLUTION TO ACCEPT FAA BIL AIG GRANT FUNDING FOR THE BEAUFORT EXECUTIVE AIRPORT (ARW) RUNWAY 07/25 REHABILITATION (CONSTRUCTION) PROJECT - CONTINGENT UPON FINAL FAA OFFER ***(FISCAL IMPACT: The FAA will provide 90% \$448,000 of the total project cost, SCAC will fund 5% \$24,889, and airport operations will fund 5% \$24,889)***
13. APPROVAL OF A RESOLUTION TO ACCEPT FAA BIPARTISAN INFRASTRUCTURE LAW (BIL) AIRPORT INFRASTRUCTURE GRANT (AIG) FOR THE HILTON HEAD ISLAND AIRPORT (HXD) AIRPORT LAYOUT PLAN (ALP) - CONTINGENT UPON FINAL FAA OFFER ***(FISCAL IMPACT: The BIL AIG program provides 75% of the project funding \$825,757, and airport operations will fund 25% \$280,560. Grant Expenditures - GL Code 5402-90-0000-57130. This line item provides initial funding since all grants are reimbursable)***
14. APPROVAL OF A RESOLUTION TO ACCEPT FAA AIP GRANT FUNDING FOR THE BEAUFORT EXECUTIVE AIRPORT (ARW) RUNWAY 07/25 REHABILITATION (CONSTRUCTION) PROJECT - CONTINGENT UPON FINAL FAA OFFER ***(FISCAL IMPACT: The FAA will provide 90% (\$2,378,106) of the total project cost, SCAC will fund 5% \$132,117, and airport operations will fund 5% \$132,117. Grant Expenditures - GL Code 5102-90-0000-57130. This line item provides initial funding since all grants are reimbursable)***
15. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A NON-TENANT COMMERCIAL OPERATING AGREEMENT BETWEEN BEAUFORT COUNTY AND STEVENS AEROSPACE AND DEFENSE SYSTEM ***(FISCAL IMPACT: Beaufort County/Hilton Head Island Airport will receive Ramp Access fee of \$150.00 for each AOG service request. This agreement will produce revenue for the airport at no cost to the airport)***
16. APPROVAL OF A RESOLUTION TO ACCEPT FAA AIRPORT IMPROVEMENT PROJECT GRANT (AIP) FOR ST. JAMES BAPTIST CHURCH RELOCATION ENVIRONMENTAL DOCUMENTATION PHASE I - CONTINGENT UPON FINAL FAA OFFER ***(FISCAL IMPACT: The AIP program provides 90% of the project funding (\$325,769), and airport operations will fund 10% \$36,197.03. Grant Expenditures - GL Code 5402-90-0000-57130. This line item provides initial funding since all grants are reimbursable)***
17. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A NON-TENANT COMMERCIAL OPERATING AGREEMENT BETWEEN BEAUFORT COUNTY AND CONSTANT AVIATION
18. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A NON-TENANT COMMERCIAL OPERATING AGREEMENT BETWEEN BEAUFORT COUNTY AND EGA AERO SPECIALTY SERVICES LLC ***(FISCAL IMPACT: Beaufort County/Beaufort Executive Airport will receive for the concession privileges granted hereunder, Operator shall pay a monthly fee of three (3%) percent of gross revenue receipts, less cost of goods sold, on its operations hereunder)***
19. APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF BEAUFORT FOR MAINTENANCE OF COUNTY OWNED PROPERTY KNOWN AS BOUNDARY STREET VISTA - LOGAN (R100 026 00A 0260 0000 and R100 026 00A 0261 0000)

END OF CONSENT AGENDA

**TO WATCH COMMITTEE OR COUNTY COUNCIL MEETINGS OR FOR A COMPLETE LIST OF AGENDAS AND
BACKUP PACKAGES, PLEASE VISIT:**

<https://beaufortcountysc.gov/council/council-committee-meetings/index.html>