



County Council Meeting Beaufort County, SC

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

Monday, February 12, 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 - Vice Chairman Lawrence McElynn
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. ADMINISTRATOR'S REPORT

CITIZEN COMMENTS

6. 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

7. LIASION AND COMMITTEE REPORTS

PUBLIC HEARINGS AND ACTION ITEMS

8. APPROVAL OF CONSENT AGENDA
9. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE FOR A 2024 TRANSPORTATION SALES AND USE TAX REFERENDUM **(FISCAL IMPACT: If approved by Council and the electorate, the county will levy and impose a one percent (1%) sales and use tax throughout the entire county for fifteen (15) years or until the county raises \$1.625 billion in revenue, whichever occurs first)**
Vote at First Reading on January 22, 2024- 10:1
10. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE APPROPRIATING FIFTEEN PERCENT OF FY24 GROSS STATE ACCOMMODATIONS TAX REVENUE TO DEVELOPMENT OF WORKFORCE HOUSING **(FISCAL IMPACT: If approved, Council will be appropriating and committing fifteen percent of fiscal FY24's gross state accommodations tax revenue to the development of workforce housing. The County and Council will need to satisfy, by subsequent action, all the requirements of the South Carolina Code of Laws before these funds are expended)**
11. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE APPROPRIATING FUNDS FROM THE STATE A-TAX FUNDS AS RECOMMENDED BY THE STATE A-TAX COMMITTEE IN COMPLIANCE WITH THE REQUIREMENT OF SC CODE OF LAWS
Vote at First Reading on January 22, 2024- 6:5
12. FIRST READING OF AN ORDINANCE AUTHORIZING THE INTERIM COUNTY ADMINISTRATOR TO ENTER INTO A LEASE AGREEMENT WITH THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION (SCDOT) FOR PROPERTY LOCATED UNDER THE CROSS ISLAND PARKWAY ADJACENT TO THE BROAD CREEK BOAT LANDING PARCEL 552 010 000 0650 0000 **(FISCAL IMPACT: N/A)**
13. APPROVAL OF A RESOLUTION TO ACCEPT THE MILITARY ENHANCEMENT PLAN FUND GRANT FROM THE SOUTH CAROLINA DEPARTMENT OF VETERANS' AFFAIRS FOR THE AMOUNT OF \$3,392,328 FOR THE LAUREL BAY ROAD PATHWAY PROJECT **(FISCAL IMPACT: The grant is an 80/20 match: 80% from SCDVA and 20% Local Match. The grant award is for a total of \$3,392,328 that will be deposited in the 2018 One Cent Transportation Sales Tax account 4705-80-0000-43765 and used for the Laurel Bay Road Pathway project. With a total project cost, plus contingency equaling \$4,950,940.79, the County's match is \$1,558,612.79 from account number 4705-80-0000-54500)**

EXECUTIVE SESSION

14. PURSUANT TO S.C. CODE SEC. 30-4-70(A)(2): RECEIPT OF LEGAL ADVICE WHERE THE ADVICE RELATES TO PENDING CLAIMS OR OTHER MATTERS COVERED BY THE ATTORNEY-CLIENT PRIVILEGE (BARACCO V BEAUFORT COUNTY)
15. PURSUANT TO S. C. CODE SECTION 30-4-70(A)(2) TO RECEIVE LEGAL ADVICE WHERE THE ADVICE RELATES TO PENDING LITIGATION (HELMSMAN WAY CONDEMNATION)
16. PURSUANT TO S.C. CODE SEC. 30-4-70(A)(2): RECEIPT OF LEGAL ADVICE WHERE THE ADVICE RELATES TO PENDING, THREATENED, OR POTENTIAL CLAIMS WHICH ARE COVERED BY THE ATTORNEY-CLIENT PRIVILEGE (HILTON HEAD ISLAND AIRPORT)
17. 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 (CONTRACTUAL ARRANGEMENTS AND POTENTIAL LITIGATION)
18. 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 (S. C. CODE SECTION 8-13-1346)

END OF EXECUTIVE SESSION

19. MATTERS ARISING OUT OF EXECUTIVE SESSION
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CITIZEN COMMENTS

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

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21. ADJOURNMENT

CONSENT AGENDA

Items Originating from the Community Services and Land Use Committee

1. THIRD READING OF AN ORDINANCE AUTHORIZING THE INTERIM COUNTY ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS AND TO PROVIDE FUNDING FOR THE PURCHASE OF TAX MAP SERIAL NUMBER TMS R600-036-000-0013-0000 AND ALSO KNOWN AS 76 MAY RIVER ROAD (**FISCAL IMPACT: Southern Beaufort County Library Impact Fees; Balance - \$4.2M**)

Vote at First Reading on January 8, 2024 - 10:1

Vote at Public Hearing and Second Reading on January 22, 2024- 11:0

2. THIRD READING OF AN ORDINANCE FOR A ZONING MAP AMENDMENT/REZONING REQUEST FOR 57 ACRES (R200 004 000 0301 0000, R200 004 000 0302 0000, R200 004 000 0300 0000, R200 004 000 0063 0000) LOCATED AT 1, 2, 3, 4 BENNETT POINT DRIVE FROM PLANNED UNIT DEVELOPMENT (PUD) TO T2 RURAL (T2R)

Vote at Public Hearing and First Reading on January 8, 2024 - 11:0

Vote at Second Reading on January 11, 2024 - 11:0

Items Originating from the Finance, Administration, and Economic Development Committee

3. APPROVAL FOR THE INTERIM COUNTY ADMINISTRATOR TO ENTER INTO A CONTRACT WITH BRYX TO PROVIDE A UNIFIED STATION ALERTING SYSTEM (**FISCAL IMPACT: \$2,318,680.50 The initial ARPA ordinance allocated \$2.5 Million to this project. This proposal is under budget. The current proposal is valued at \$2,318,680.50 this includes 4 years of service and maintenance. This leaves \$181,319.50 remaining for contingencies, our request has been for 2.5 million from ARPA**) - Hank Amundson – Special Assistant to the County Administrator
4. APPROVAL OF AGENCIES, BOARDS, AND COMMISSIONS APPOINTMENTS & REAPPOINTMENTS

Items Originating from the Public Facilities and Safety Committee

5. APPROVAL OF CONTRACT AWARD TO APAC ATLANTIC, INC. OF SAVANNAH, GA, FOR IFB # 042523HXD TAXIWAY F REHABILITATION AND CONSTRUCTION PROJECT (\$3,488,760) (**FISCAL IMPACT: This project will be funded by an FAA grant (90%) and an SC Aeronautics grant (10%). Initial funds will be drawn from GL account 5402-90-0000-57130**) - Jon Rembold, Airport Director
6. APPROVAL OF WORK AUTHORIZATION 2119-2304 TO TALBERT, BRIGHT, AND ELLINGTON (TBE) TO PREPARE AN ENVIRONMENTAL ASSESSMENT IN SUPPORT OF THE ST. JAMES BAPTIST CHURCH PROJECT (\$366,816) (**FISCAL IMPACT: The total value of this work authorization shall not exceed \$366,816.00. This project will be funded by a future grant (90%). The final 10% will be paid with airport funds and/or SCAC grant funds. Funds will be drawn from 5402-90-0000-57130**) - Jon Rembold, Airport Director
7. APPROVAL OF A CONTRACT AWARD TO BEAUFORT CONSTRUCTION OF SC, LLC. FOR IFB #101823 M.C. RILEY POOL ENCLOSURE & CLIMATE CONTROL (\$2,002,000) (**FISCAL IMPACT: Contract award in the amount of \$2,002,000.00 with a \$200,200.00 contingency fund for a total of \$2,202,200.00. Funding comes from Parks and Recreation Capital Fund, 1040-80-1600-54420. Current account balance is \$3,956,064.35**)
8. APPROVAL OF A REQUEST TO PURCHASE (1) NEW CAT MODEL: 926 SMALL WHEEL LOADER (**FISCAL IMPACT: \$224,402.59**)
9. APPROVAL TO AWARD TO EUROVIA ATLANTIC DBA BLYTHE FOR IFB #011224E YEAR 7 RESURFACING PROJECT (**FISCAL IMPACT: \$5,036,574.54**)

10. APPROVAL TO AWARD A SOLE SOURCE CONTRACT TO SLURRY PAVERS, INC. FOR 7-YEAR PAVEMENT PRESERVATION (\$632,551.87) ***(FISCAL IMPACT: The contract fee is for materials and construction in the amount of \$527,126.56. Staff recommends a 20% contingency of \$105,425.31, bringing the project's total cost to \$632,551.87. The funding for this project will be CTC Infrastructure account number 2343-30-0000-54500 with a balance of \$15,808,966.86)***
11. APPROVAL OF A CONTRACT AWARD TO i2 RECYCLE FOR RFP #102423 - RECYCLABLES, PROCESSING, AND MARKETING FOR BEAUFORT COUNTY (\$1,129,618) ***(FISCAL IMPACT: This is a unit rate contract. The estimated cost for the contract is \$1,129,618. A certain amount from FY24 and a certain amount from FY25 will be budgeted for FY25 under disposal services. The current funding account is 5010-90-1340-5116)***
12. APPROVAL OF AN AWARD TO IPW CONSTRUCTION GROUP FOR IFB #120123E LAUREL BAY RD PATHWAY PROJECT ***(FISCAL IMPACT: \$4,125,783.99 funding for this project will be South Carolina Veterans' Affairs Military Enhancement Grant for \$3,392,328 and the remainder from the 2018 One Cent Sales Tax – Sidewalks and Multi-Use Pathways account number 4705-80-0000-54500 with a balance of \$17,735,384.)***
13. APPROVAL OF CONTRACT AWARD TO NIX CONSTRUCTION CO. INC. FOR IFB #101023 OKATIE RIVER PARK ***(FISCAL IMPACT: \$2,922,403.00)***

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>