



**County Council of
Beaufort County
County Council Meeting**

Chairman

Joseph F. Passiment, JR.

Vice Chairman

D. Paul Sommerville

Council Members

Michael E. Covert

Gerald Dawson

Brian E. Flewelling

York Glover, SR.

Chris Hervochon

Alice G. Howard

Mark Lawson

Lawrence P. McElynn

Stu Rodman

County Administrator

Ashley M. Jacobs

Clerk to Council

Sarah W. Brock

Administration Building

Robert Smalls Complex

100 Ribaut Road

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County Council Minutes

County Council of Beaufort County

Monday, April 13, 2020 at 6:00 P.M. (Virtual Meeting)

Council Chambers, Administration Building

Beaufort County Government Robert Smalls Complex

100 Ribaut Road, Beaufort, South Carolina

PRESENT

Chairman Joseph F. Passiment

Vice Chairman D. Paul Sommerville

Council Member Michael Covert

Council Member York Glover

Council Member Chris Hervochon

Council Member Stu Rodman

Council Member Alice Howard

Council Member Mark Lawson

Council Member Lawrence McElynn

Council Member Gerald Dawson

Council Member Brian Flewelling

CALL TO ORDER

Chairman Passiment called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE AND INVOCATION

Council Member Flewelling led the Pledge of Allegiance and gave the Invocation.

FOIA COMPLIANCE

Sarah W. Brock, Clerk to Council, confirmed that public notification of the meeting was published, posted, and distributed in compliance with the South Carolina Freedom of Information Act.

APPROVAL OF AGENDA

Chairman Passiment pointed out that Item #2 on the Consent Agenda, Request for an Enterprise Software Conversion from an On-premise to Software as a Service (SaaS), should be listed under the Executive Committee and not the Community Services Committee.

Motion: It was moved by Council Member Flewelling, seconded by Council Member Howard, to approve the agenda. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

CHAIRMAN'S MINUTE

Chairman Passiment expressed that Council is doing their best in learning the Virtual Meeting Software for Council meetings.

ADMINISTRATOR'S REPORT

County Administrator, Ashley Jacobs, spoke about major damages across South Carolina due to storms and tornados, but none were reported in Beaufort County. Ms. Jacobs reported that (1) of the COVID-19 cases and deaths, eight have been in Beaufort County; (2) 3,000 claims for unemployment have been filed in Beaufort County; (3) Governor Henry McMaster has issued a new state of emergency order, which continues via the previous order, for an additional 15 days; (4) working with Superintendent Dr. Frank Rodriguez to arrange a special meeting with the School Board regarding impact fees; and (4) Public Works is handling the sunken sailboat at White Hall Boat Landing.

PROCLAMATIONS

Council Member Larry McElynn presented a Proclamation to Hopeful Horizons declaring April and not March as Sexual Assault Awareness month in Beaufort County.

CITIZEN COMMENT - *(Every member of the public who is recognized to speak shall limit comments to three minutes - total time for Citizen Comment is 15 minutes)*

Chairman Passiment read an email from Hungry Hearts requesting \$25,000.00 to support feeding service workers who have lost their jobs.

Council Member Flewelling wanted the citizens to know that they can reach out to Lowcountry Strong.com to help out or donate funds.

COMMITTEE REPORTS

LIASON AND COMMITTEE REPORTS

Council Member Howard reported that the library has been very busy with additional new users on their Hoopla services, the cloud library, and traffic through the website. Citizens can apply for a free library card online. The Library Board will be meeting on April 15, 2020 at 2:00 p.m. TCL has a virtual meeting on April 15, 2020 at 10:00 a.m.

Council Member Rodman stated that the County Channel has teamed up with the school district to broadcast "Teaching Through Television" airing Monday through Thursday in English at 9:00 a.m., Spanish at 9:30 a.m. and a repeat at 11:00 a.m. and 11:30 a.m.

Council Member Flewelling commented that the Public Facilities Committee will meet virtually on April 20, 2020 at 3:30 p.m.

PUBLIC HEARINGS AND ACTION ITEMS

Public Hearing and Second Reading of an Ordinance authorizing the conveyance of real property associated with boundary of 50' Right of Way known as Fiddler Drive located on Lady's Island

Beaufort County paved Fiddler Drive as part of paving contract 31. During this time period, County-maintained roads were considered Prescriptive Right of Way and although the County does not have a clear instrument of ownership, plats dating back to the 1970s and prior Beaufort County Tax maps designate Fiddler Drive as a ROW. The County has maintained the road for over 25 years. County paving plans are dated May 12, 2006 with County Council approval of the paving contractor on June 26, 2006. County Council also approved restriping of the road on October 27, 2014. The County has invested a lot of time and money into improving and maintaining the road. Title research reflects the County's interest in the road. Surveys and plats of surrounding subdivisions and parcels include the 50' ROW so there does not appear to be a conflict of ownership with other adjacent properties.

Green Heath, LLC is trying to clear up acreage discrepancies associated with parcel R200 010 000 0022 0000 which abuts Fiddler Drive on Lady's Island. Green Heath, LLC is requesting a Quit-Claim Deed and Certificate of Abandonment associated with a "GAP" area outside the platted 50 ROW. Green Heath, LLC has provided a Quit Claim Deed for any interest they have in Fiddler Drive. By the County accommodating Green Heath, LLC, the County will also have recorded documents that can be used in support of the County's claim on the ROW. Fiddler Drive is a County-maintained road with liability responsibilities.

No public comment per Clerk to Council Sarah Brock, via email or by phone per Scott Groom, Broadcasting Director, or by Facebook Live per Council Member Covert.

Motion: It was moved Council Member Flewelling, seconded by Vice Chairman Sommerville, to approve an Ordinance authorizing the conveyance of real property associated with boundary of 50' Right of Way known as Fiddler Drive located on Lady's Island. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Public Hearing and Second Reading of an Ordinance authorizing the County Administrator to execute a Facility Use Agreement encumbering property owned by Beaufort County known as Fort Fremont Preserve

A Facility Use Agreement (FUA) between the County and the Friends of Fort Fremont (Friends) for the Preserve and Interpretive Center. In April 2019, the County and the Friends entered into a Memorandum of Understanding authorizing the Friends to utilize the property according to the Facility Use Agreement and annual Operating Plan. County Staff and Friends have agreed to the FUA terms and conditions, which specify in detail the use of the Property as a historic interpretive facility and the responsibilities of the Friends and the County. There are no funding requirements. Liability is waived between the parties. County retains responsibility for the management and maintenance of the property and its structures as a public passive park.

No Public Comment per Clerk to Council Sarah Brock, via email or by phone per Scott Groom, Broadcasting Director, or by Facebook Live per Council Member Covert.

Motion: It was moved by Vice Chairman Sommerville, Seconded by Council Member Flewelling, to approve an Ordinance authorizing the County Administrator to execute a Facility Use Agreement encumbering property owned by Beaufort County known as Fort Fremont Preserve. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Public Hearing and Second Reading of an Ordinance authorizing the County Administrator to execute the Widgeon Point Preserve 2020 Joint Ownership and Operating Agreement with the Beaufort County Open Land Trust

A Joint Ownership an Operating Agreement between the County and BCOLT for Widgeon Point Preserve. With the construction of the new passive park improvements at Widgeon Point Preserve, revisions to the original 2008 Joint Ownership Agreement are necessary. County staff and BCOLT agree to the 2020 Joint Ownership and Operating Agreement as written and the 2008 Joint Ownership Agreement will be terminated. County will maintain the property and appropriate insurance for constructed structures. County will retain all revenue from property rental, which will be used towards property maintenance.

No Public Comment per Clerk to Council Sarah Brock, via email or by phone per Scott Groom, Broadcasting Director, or by Facebook Live per Council Member Covert.

Motion: It was moved by Council Member Flewelling, seconded by Council Member Howard, to approve an Ordinance authorizing the County Administrator to execute the Widgeon Point Preserve 2020 Joint

Ownership and Operating Agreement with Beaufort County Open Land Trust. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervocho, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Public Hearing and Second Reading of an Ordinance amending Beaufort County Ordinance Number 1975-2, EMS Service Fees

EMS User Fee Schedule was last reviewed in 2005. Costs associated with providing citizens the highest quality EMS service, mileage rates, fuel, medications, and disposable supplies. All fees collected are returned to the General Fund for county operations.

No Public Comment per Clerk to Council Sarah Brock, via email or by phone per Scott Groom, Broadcasting Director, or by Facebook Live per Council Member Covert.

Council Member McElynn would like to see this fee schedule updated because it hasn't been updated in 15 years.

Council Member Covert would like to know the target date to make this an Ordinance. Director of Public Safety Phil Foot responded that there is not an effective date yet and wanted to wait for the three readings. He would like to implement it on December 1, 2020 if approved. Council Member Covert asked Mr. Foot if between now and then will it make or break EMS. Mr. Foot responded no.

Council Member Covert would like to make motion to amend the Ordinance so it states that the enforcement of the fee schedule will start January 1, 2021.

Council Member Hervocho would like to offer a change, for it to read, no earlier than January 1, 2021, to give us an option, given where we are with the current pandemic situation. Council Member Covert agreed to the proposed change.

Motion: It was moved by Council Member Covert, seconded by Council Member Flewelling, to amend Ordinance so it states that the fee schedule is not to start earlier than January 1, 2021. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervocho, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Motion: It was moved by Vice-Chairman Sommerville, seconded by Council Member McElynn, to the Ordinance amending Beaufort County Ordinance Number 1975-2, EMS Service Fees, and implementing the fee schedule no earlier than January 1, 2021. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervocho, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson, and Council Member Flewelling. The motion passed 11:0.

Public Hearing and Third Reading of an Ordinance amending the Beaufort County Code of Ordinances, Section 74-64, Adoption of Building Codes

Amendment to Beaufort County Code of Ordinances, Section 74-64 is requested to more clearly reflect the specific versions of mandatory codes that are currently enforced in Beaufort County. The requested amendment will better reflect the specific version of state-mandated codes that are enforced in Beaufort County.

No Public Comment per Clerk to Council Sarah Brock, via email or by phone per Scott Groom, Broadcasting Director, or by Facebook Live per Council Member Covert.

Motion: It was moved by Council Member Covert, seconded by Council Member Flewelling, to approve an Ordinance amending the Beaufort County Code of Ordinances, Section 74-64, Adoption of Building Codes. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Public Hearing and Third Reading of an Ordinance authorizing the County Administrator to execute two lease agreements encumbering property owned by Beaufort County known as a portion of TMS#R600 013 000 0005 0000, R600 013 000 003C 0000, AND R600 008 000 003F 0000 [Olsen Tract]

The 2016 lease agreement with Mr. and Mrs. Olsen expired on December 15, 2019. The staff has negotiated two new lease agreements with Mr. and Mrs. Olsen and the dwelling unit Occupants. As per the Olsen Tract Purchase Agreement dated December 4, 2016, the County and the Olsen's entered into a 3-year lease agreement, which expired December 15, 2019. The Olsen's and the dwelling unit Occupants would like to enter into new lease agreements, which provide 4 annual extensions beyond the first year term. The Olsen's will be leasing 2 grazing fields and associated barns for their 2 horse and 2 donkeys. The dwelling unit Occupants will be leasing the dwelling unit and associated barn for their residential use. \$500/month (\$6,000/year) revenue for the dwelling unit lease agreement. \$100/month (\$1,200/year) revenue for the field grazing lease agreement. County will be responsible for any maintenance and repairs over \$2,500.00.

No Public Comment per Clerk to Council Sarah Brock, via email or by phone per Scott Groom, Broadcasting Director, or by Facebook Live per Council Member Covert.

Motion: It was moved by Vice Chairman Sommerville, seconded by Council Member Flewelling, to approve an Ordinance authorizing the County Administrator to execute two lease agreements encumbering property owned by Beaufort County known as a portion of TMS#R600 013 000 0005 0000, R600 013 000 003C 0000, and R600 008 000 003F 0000 [Olsen Tract]. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Public Hearing and Third Reading of an Ordinance to appropriate grant awards to local entities from the County's Local (3%) Accommodations Tax and Local Hospitality Tax Collections for the year ending June 30, 2019

Each year, Beaufort County awards grant funds from available Accommodations Tax and Hospitality Tax collections. For the 2019-2020 award cycle, the County instituted an online application process; from October 1 through December 31, 2019, applications were accepted from local entities. During that timeframe, twenty (20) applications were received, including three (3) from Beaufort County Departments. The total award requests totaled \$2,850,883.00. County Staff reviewed and scored the applications. Available funds as of June 30, 2019 for making awards are as follows: 20010011- Local Accommodations Tax \$1,800,000.00 and 20020011- Local Hospitality Tax: \$2,200,000.00 Total Funds: \$4,000,000.00.

No Public Comment per Clerk to Council Sarah Brock, via email or by phone per Scott Groom, Broadcasting Director, or by Facebook Live per Council Member Covert.

Council Member Rodman questioned the application that has to do with the Pinckney Island Ferry Landing and doesn't support it because he feels the second phase that connects the roads will interfere with the Corridor Project. Ashley Jacobs spoke with SCDOT and they have indicated that there will not be a conflict for what they are planning with HWY 278 Corridor Project and recommend proceeding.

Motion: It was moved by Vice Chairman Sommerville, seconded by Council Member Dawson, to approve an Ordinance to appropriate grant awards to local entities from the County's Local (3%) Accommodations Tax and Local Hospitality Collections for the year ending June 30, 2019. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochoon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Public Hearing and Third Reading of an Ordinance conveying real property (right of way) from Beaufort County to SCDOT - For the Boundary Street Renovation Project

Beaufort County acquired certain Rights-of-Way in connection with the Boundary Street Renovation Project along US 21 between S-234 (Neil Road) including the intersection of SC Highway 170 and US 21 (Business) and continuing on US 21 (Business) until SC 281N (Ribaut Road)

No Public Comment per Clerk to Council Sarah Brock, via email or by phone per Scott Groom, Broadcasting Director, or by Facebook Live per Council Member Covert.

Motion: It was moved by Council Member Flewelling, seconded by Council Member Howard, to approve an Ordinance conveying real property (right of way) from Beaufort County to SCDOT- For the Boundary Street Renovation Project. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochoon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

CONSENT AGENDA

Items Originating from the Community Services Committee

First Reading of an Ordinance regarding a Local Option Sale Tax Referendum Ordinance

This Ordinance would call for a referendum to be held this November 3, 2020. This question asks whether the voters approve a one percent sales tax to be imposed on all appropriate sales in Beaufort County and its municipalities. The collection of the tax would begin in May 2020. The proceeds of the tax would be distributed seventy-one percent to the Property Tax Credit Fund and twenty-nine percent to the County/Municipal Revenue Fund. The State Treasurer shall distribute the revenues monthly. Tax relief and county/municipal revenue support are the hallmarks of this tax. This is a revenue-generating measure.

Council Member Flewelling wanted to remind the members that this item will appear in the November 2020 ballot and everyone should have a better understanding of the COVID-19 economic effects. This tax will not be imposed until May 2021.

Council Member Sommerville stated a reminder for everyone that when the Local Option Sale Tax Referendum first came up, with all the Mayor's present, it was unanimously voted to put this on the ballot. This has been requested by the Mayors for a long time. If people feel this is an erroneous tax, they can vote NO in November.

Council Member Hervochoon expressed concerns that this item would include all of Beaufort County and was originally under the impression that it was only for the municipalities.

Council Member McElynn does not support this tax especially during this time of pandemic and that there may be a time in the future where this item will be more appropriate.

Council Member Covert expressed that he does not support this item and was also under the assumption that this was something that only the municipalities were implementing. Council Member Covert concurs with Council Member McElynn. This is not the right time and feels that the people and the economy should recover and this would send a strange message to the voters.

Council Member Rodman believes we owe it to the municipalities to bring this item forward and also stated that this is a Countywide implementation and once in place, it is in place forever and falls on the people that can least afford it. Council Member Rodman doesn't see it passing and no one gains anything by putting it on the ballot until we have a better idea of what the economy is going to look like.

Chairman Passiment stated that Council is required to do this on behalf of the municipalities and they cannot move forward unless County Council authorizes it to be put on the referendum and that the passage of this will be relied on by other parties and Council will not have any stance on this item.

Council Member McElynn suggested that it was probably a good idea at the time when all the Mayors met but they may have a different opinion now. The Chairman responded that he did speak with Mayor's and they all wanted to move forward with this.

Council Member Lawson supports LOST and want to see it to move forward and put it on the ballot. Council Member Lawson is optimistic that people will have recovered from COVID-19 and it should be left up to the Voters. Council Member Howard concurs to move forward and let the people vote.

Council Member Flewelling would like to remind that voting at this time for this item only puts it on the ballot so that the voters can decide.

Council Member Dawson understands that the Mayors were wanting to move forward with LOST but with the economic impact with the COVID-19, the mayors would understand if it was voted against it.

Council Member Glover questioned if May 2021 was a definite implementation date or could it be delayed. Council Member Glover would like to see this happen but rather see a graduation where the infrastructure tax was completed and then LOST put in effect so it doesn't put a burden of an extra tax on the citizen. Chairman Passiment does not think there is a way to change the effective date. Council Member Rodman believes the date will be by statute and the logical way to delay it would be to take it up in November 2022. County Administrator, Ashley Jacobs suggests to let the County Attorney comment on that.

Council Member Cover believes this is a highly aggressive nature and it doesn't make sense at this time and Council is hired by constituents and this type of proposition is not sitting well with them.

Motion It was moved by Council Member Flewelling, seconded by Vice Chairman Sommerville, to approve the Ordinance regarding a Local Option Sale Tax Referendum. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Glover, Council Member Howard, Council Member Lawson and Council Member Flewelling. The vote: NAYS - Council Member Covert, Council Member Hervochon, Council Member Rodman, Council Member McElynn and Council Member Dawson. The motion passed 6:5.

Items Originating from the Community Services Committee

Request for an enterprise software conversion from an on premise to Software as a Service (SaaS)

The purchasing department received a request from the Mapping and Applications Department to upgrade the Tyler Technologies Munis software from an on premise-hosted solution to a cloud-hosted solution by Tyler Technologies. This project supports the County's Disaster Recovery plan and will benefit Beaufort County through reduced costs and staff efforts, leveraging the latest technologies, heightened security, and robust backup. This project includes the removal of several on premise-hosted servers providing maintenance and equipment cost savings and reallocation of service. The total one-time cost is \$529,283.00 (2.5 years) with a recurring cost of \$210,095.00 annually. Cost savings resulting from conversion would include on premise server removal and reallocation at approximately \$26,000.00. The request was unanimously approved by the Executive Committee on March 9, 2020. Funding from account 10001111-51110.

Council Member Covert would like to know where is the funding coming from. Chairman Passiment stated that it is part of the operations budget and already built-in.

Motion: It was moved by Council Member Howard, seconded by Council Member Flewelling, to approve the request for an enterprise software conversion from on premise to Software as a Service (SaaS). The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Items Originating from the Natural Resources Committee

An Ordinance authorizing the County Administrator to Execute the Necessary Documents for the purchase of approximately 12 Acres of Real Property known as Tax Map Serial Numbers R100 020 000 0165 0000, R100 020 000 047C 0000, AND R100 020 000 0047 0000 and also known as the Port Royal Island Battlefield.

The fee simple acquisition of +/- 12 acres on US Highway (3020, 3026, and 3030 Trask Parkway) \$544,537 in Rural and Critical Program land acquisition funds, acceptance of 1.7 acres of donated property, sale of restrictive easement and grant of a conservation easement of purchased and donated property. Project summary sheet, restrictive easement, conservation easement, and purchase contracts are attached. Rural and Critical Land Preservation Board unanimously recommended approval on January 9, 2020. The Natural Resources Committee recommended approval 5 to 1 on March 2, 2020 with some discussion, that was not part of the motion, regarding potentially using H-Tax funding towards some of the expenses for the purchase. The properties are currently under contract for purchase by the Battleground Preservation Trust, which will be assigned to the County if the purchase is approved. Property being purchased below fair market value. The three parcels under consideration comprise a significant portion of the battlefield of the 1779 Revolutionary War Battle of Port Royal Island. One tract includes an existing 22,000 SF commercial building. SC Conservation Bank and DoD/Marine Corps Air Station Beaufort are cost-share partners. Marine Corps Air Station Beaufort purchasing a Restrictive Easement on the property with limitations on public access and use of the commercial building. The SC Battleground Preservation Trust will hold a conservation easement to protect historic resources. County would be the sole owner of purchased and donated property. The property could be established as a site on the South Carolina Liberty Trail. Land acquisition cost from Rural & Critical Program funds = \$544,537. Other cost-share funds are MCAS Beaufort \$897,5000, and SC Conservation Bank \$352,963. County has expended \$18,235 in identifiable due diligence expenses, further costs expected for closing including a survey of the donated parcel and closing costs. Post-closing costs for County listed in the Project Summary Sheet. The existing building is a liability consideration.

Council Member Flewelling expressed the need to see this move forward because of the importance of the history and received general approval by everybody and fits the historic aspect of tourism.

Council Member Dawson is opposed to this because this has been the second time this project has been before Council, the original building on this project, it is known to have asbestos in this building and the County is going to be responsible for the demolition and hazards of the asbestos. Council Member wanted to know which entity is providing the funds for this project. Chairman Passiment understands that there aren't any funds from Beaufort county were being used and funding is coming from Rural and Critical, Marine Corps Air station, and the Battlefield Trust. Council Member Dawson replied that given that the Rural and Critical Land funds come from the citizens and tax payer's dollars should not be spent on acquiring a building that there is no use for and are responsible for demolishing. Council Member Howard responded that there is not a requirement that states that the building needs to be torn down in any particular time frame.

Motion: It was moved by Council Member Howard, seconded by Council Member Flewelling, to approve an Ordinance authorizing the County Administrator to execute the necessary documents for the purchase of approximately 12 acres of real property known as Tax Map Serial Numbers R100 020 000 0165 0000, R100 020 000 047C 0000, and R100 020 000 0047 0000 and also known as Port Royal Island Battlefield. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Glover, Council Member Hervochon,

Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn and Council Member Flewelling. The vote: NAYS - Council Member Covert and Council Member Dawson. The motion passed 9:2.

Motion: It was moved by Council Member Rodman, seconded by Council Member Hervochon, to extend pass the 8 O'clock hour. Voting Yea: Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

Motion: It was moved by Council Member Hervochon, seconded by Council Member Flewelling, to adjourn at 7:55 pm and go into Executive Session. The vote: YEAS - Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Rodman, Council Member Howard, Council Member Lawson, Council Member McElynn, Council Member Dawson and Council Member Flewelling. The motion passed 11:0.

EXECUTIVE SESSION

Pursuant to SC Code Section 30-4-70(2) the receipt of legal advice where the legal advice relates to a pending claim, or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the county in an adversary situation involving the assertion against the county of a claim.

END OF EXECUTIVE SESSION

Matters Arising Out of the Executive Session

Motion: It was moved by Council Member Flewelling, seconded by Council Member Rodman, to instruct Council to enter into settlement negotiations in the matter presented in Executive Session according to instruction provided in Executive Session. The vote: YEAS - Chairman Passiment, Council Member Covert, Council Member Glover, Council Member Hervochon, Council Member Lawson, Council Member Dawson and Council Member Flewelling. The vote: NAYS - Vice Chairman Sommerville, Council Member Rodman and Council Member Howard. The vote: ABSTAINED - Council Member McElynn (recused). The motion passed 7:3.

CITIZEN COMMENTS

Call-In: Leah McCarthy- Hungry Hearts relief program partnered with Lowcountry Strong Foundation under the Community Foundation of the Lowcountry - 40 restaurants participating, 1,800 service workers being fed weekly at no charge. Would like relief from the County A/H Tax or donations from the County.

Council Member Flewelling would like to see this forwarded to the next Finance Committee meeting and encourages citizens to reach out to Lowcountrystrong.com and donate. Council Member Hervochon will bring it forward to the next Finance Committee meeting.

ADJOURNMENT:

The meeting adjourned at 8:37 p.m.