



County Council Meeting Beaufort County, SC

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

Monday, February 13, 2023
5:00 PM

MINUTES

Watch the video stream available on the County's website to hear the whole discussion or presentation on a specific topic or the complete meeting. <https://beaufortcountysc.new.swagit.com/videos/208167>

1. CALL TO ORDER

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

PRESENT

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

ABSENT

Council Member Logan Cunningham

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Chairman Passiment led the Pledge of Allegiance, and Council Member Tabernik led the Invocation.

3. FOIA

Chairman Passiment noted that 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

Motion: It was moved by Council Member McElynn, seconded by Council Member Dawson, to approve the agenda.

The Vote - The motion was approved without objection.

5. APPROVAL OF MINUTES

Motion: It was moved by Council Member McElynn, seconded by Council Member Tabernik, to approve the minutes of January 9, 2023, and January 23, 2023.

The Vote - The minutes were approved without objection.

6. ADMINISTRATOR'S REPORT

Please watch the video stream available on the County's website to view the entire report.

<https://beaufortcountysc.new.swagit.com/videos/208167?ts=261>

County Administrator Eric Greenway introduced two employees: Assistant County Administrator for Public Safety John Robinson and Deputy County Attorney Brian Hulbert. County Administrator Greenway also highlighted the accomplishments of Janice Beach, who serves in the Disabilities and Special Needs Department.

7. PROCLAMATION RECOGNIZING FEBRUARY 19TH - 25TH AS CHILDHOOD CANCER AWARENESS WEEK

Please watch the video stream available on the County's website to view the entire presentation.

<https://beaufortcountysc.new.swagit.com/videos/208167?ts=663>

Council Member Tabernik presented a proclamation recognizing February 19th - 25th as Childhood Cancer Awareness Week to the Amy Firestein of the Kids Cancer Connection.

Amy Firestein thanked Council for supporting Childhood Cancer Awareness Week.

8. CITIZEN COMMENTS

No citizen comments.

9. LIAISON AND COMMITTEE REPORTS

Council Member Howard updated Council on the Town of Port Royal's workshop for a new tree ordinance.

Council Member Tabernik briefed Council on the Beaufort County School Board Meeting, including the presentation by the Citizen-Led Oversight Committee, textbook adoption, and review of nine library books.

Chairman Passiment commented on the synopsis for the Council's budget workshop and the finalizing of appointments for liaison and board positions.

10. APPROVAL OF CONSENT AGENDA

Motion: It was moved by Council Member Howard, seconded by Council Member Bartholomew, to approve the consent agenda.

The Vote - The motion was approved without objection.

11. TIME-SENSITIVE ITEM ORIGINATING FROM THE FEBRUARY 13TH COMMUNITY SERVICES AND LAND USE COMMITTEE - RECOMMEND APPROVAL TO AWARD RFQ#112322 FOR WILLIAM HILTON PARKWAY/US 278 CORRIDOR INDEPENDENT REVIEW TO CBB (*Fiscal Impact: Final contract amount \$197,813*)

Motion: It was moved by Council Member Tabernik, seconded by Council Member Brown, to approve the award RFQ#112322 for William Hilton Parkway/US 278 Corridor independent review to CBB.

Discussion: County Administrator stated that the item is less than \$200,000, so it does not technically require Council approval. It was brought to Council because of the request's significance and the existing memorandum of agreement with the Town of Hilton Head Island.

Council Member Glover commented that he would support the item with reservations.

The Vote - The motion was approved without objection.

12. TIME-SENSITIVE ITEM ORIGINATING FROM THE FEBRUARY 13TH COMMUNITY SERVICES AND LAND USE COMMITTEE - FIRST READING OF AN ORDINANCE AMENDING BEAUFORT COUNTY CODE OF ORDINANCES CHAPTER 38, ARTICLE VII, SECTION 38-194, GREEN SPACE ADVISORY COMMITTEE MEMBERSHIP, TERMS, ORGANIZATION TO FURTHER DEFINE THE BEAUFORT COUNTY GREEN SPACE PROGRAM ADVISORY COMMITTEE MEMBERSHIP, TERMS, TERM LIMITS, MINIMUM REQUIREMENTS, PROCEDURES, AND GEOGRAPHICAL REPRESENTATION

Motion: It was moved by Council Member Howard, seconded by Council Member Glover, to approve the first reading of an ordinance amending Beaufort County Code of Ordinances Chapter 38, Article VII, Section 38-194, Green Space Advisory Committee Membership, Terms, Organization to further define the Beaufort County Green Space Program Advisory Committee membership, terms, term limits, minimum requirements, procedures, and geographical representation.

Discussion: Council Member Bartholomew asked for clarification on the option chosen, and Chairman Passiment replied that it was option B.

The Vote - The motion was approved without objection.

13. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE TO AMEND THE SOUTHERN LOWCOUNTRY DESIGN MANUAL TO MEET THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT REQUIREMENTS

Motion: It was moved by Council Member Howard, seconded by Council Member McElynn, to approve the public hearing and second reading of an ordinance to amend the Southern Lowcountry Design Manual to meet the Municipal Separate Storm Sewer System (MS4) permit requirements.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - The motion was approved without objection.

14. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE FOR A TEXT AMENDMENT TO THE COMMUNITY DEVELOPMENT CODE (CDC): SECTION 5.11.90.D (PENALTY FOR CLEAR CUTTING PRIOR TO DEVELOPMENT) TO INCREASE THE PENALTIES FOR CLEAR CUTTING PROPERTY AND PROVIDE GUIDANCE ON ACCEPTABLE FORESTRY PRACTICES.

Motion: It was moved by Council Member Howard, seconded by Council Member Reitz, to approve the public hearing and second reading of an ordinance for a text amendment to the Community Development Code (CDC): Section 5.11.90.D (Penalty for Clear Cutting Prior to Development) to increase the penalties for clear cutting property and provide guidance on acceptable forestry practices.

Chairmen Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - The motion was approved without objection.

15. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE FOR A TEXT AMENDMENT TO THE COMMUNITY DEVELOPMENT CODE (CDC): APPENDIX C.2 (ROBERT SMALLS PARKWAY (SC 170)) TO UPDATE ACCESS MANAGEMENT STANDARDS.

Motion: It was moved by Council Member Dawson, seconded by Council Member Tabernik, to approve the public hearing and second reading of an ordinance for a text amendment to the Community Development Code (CDC): Appendix C.2 (Robert Smalls Parkway (SC 170)) to update access management standards.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - The motion was approved without objection.

16. **PUBLIC HEARING AND SECOND READING OF AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF LIMITED GENERAL OBLIGATION BONDS (BLUFFTON TOWNSHIP FIRE DISTRICT), SERIES 2023A OR SUCH OTHER APPROPRIATE SERIES DESIGNATION OF BEAUFORT COUNTY, SOUTH CAROLINA IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$4,250,000; FIXING THE FORM AND DETAILS OF THE BONDS; AUTHORIZING THE COUNTY ADMINISTRATOR OR HIS LAWFULLY-AUTHORIZED DESIGNEE TO DETERMINE CERTAIN MATTERS RELATING TO THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS AND DISPOSITION OF THE PROCEEDS THEREOF AND OTHER MATTERS RELATING THERETO.**

Motion: It was moved by Council Member McElynn, seconded by Council Member Brown, to approve the public hearing and second reading of an ordinance authorizing and providing for the issuance and sale of limited general obligation bonds (Bluffton Township Fire District), Series 2023A or such other appropriate series designation of Beaufort County, South Carolina in the principal amount of not to exceed \$4,250,000; fixing the form and details of the bonds; authorizing the County Administrator of his lawfully-authorized designee to determine certain matters relating to the bonds; providing for the payment of the bonds and disposition of the proceeds thereof and other matters relating thereto.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - The motion was approved without objection.

17. **PUBLIC HEARING AND THIRD READING OF AN ORDINANCE AUTHORIZING THE CONVEYANCE OF COUNTY-OWNED REAL PROPERTY LOCATED AT 108 CLEAR WATER WAY TO SCDOT FOR A DEDICATED RIGHT TURN LANE ON GROBER HILL ROAD**

Motion: It was moved by Council Member Howard, seconded by Council Member Glover, to approve the public hearing and third reading of an ordinance authorizing the conveyance of county-owned real property located at 108 Clear Water Way to SCDOT for a designated right turn lane on Grober Hill Road.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - The motion was approved without objection.

18. **PUBLIC HEARING AND THIRD READING OF AN ORDINANCE AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS, TO PROVIDE FUNDING FOR THE PURCHASE OF REAL PROPERTY IDENTIFIED AS 2 MULLET STREET, AND ENTER INTO A SIX MONTH LEASE AGREEMENT FOR A PORTION OF THE REAL PROPERTY (FISCAL IMPACT: *Purchase Price in the amount of \$1,930,000 and a six (6) month lease with the seller for a nominal amount.*)**

Motion: It was moved by Council Member McElynn, seconded by Council Member Bartholomew, to approve the public hearing and third reading of an ordinance authorizing the County Administrator to execute the necessary documents, to provide funding for the purchase of real property identified as 2 Mullet Street, and enter into a six-month lease agreement for a portion of the real property.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - The motion was approved without objection.

19. PUBLIC HEARING OF A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS TO ACCEPT THE CONVENYANCE OF REAL PROPERTY IDENTIFIED AS A PORTION OF TMS NO. R600 020 000 0714 0000 AND R600 028 000 3945 0000 FROM SUN CITY HILTON HEAD COMMUNITY ASSOCIATION, INC.

Motion: It was moved by Council Member Tabernik, seconded by Council Member Reitz, to approve the public hearing of a resolution authorizing the County Administrator to execute the necessary documents to accept the conveyance of real property identified as a portion of TMS No. R600 020 000 0714 0000 and R600 028 000 3945 0000 from Sun City Hilton Head Community Association, Inc.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

The Vote - The motion was approved without objection.

20. FIRST READING OF AN ORDINANCE FOR A TEXT AMENDMENT TO THE BEAUFORT COUNTY CODE OF ORDINANCES, CHAPTER 82: IMPACT FEES, ARTICLE I, IN GENERAL; ARTICLE II, DEVELOPMENT IMPACT FEE PROCEDURES; ARTICLE III, PARKS AND RECREATION FACILITIES; ARTICLE IV, ROAD FACILITIES – SOUTHERN BEAUFORT COUNTY SERVICE AREA; ARTICLE V, LIBRARY FACILITIES; ARTICLE VI, FIRE FACILITIES; ARTICLE VII, ROAD FACILITIES – NORTHERN BEAUFORT COUNTY (FISCAL IMPACT: PLEASE SEE AIS)

Motion: It was moved by Council Member Tabernik, seconded by Council Member Brown, to approve the first reading of an ordinance for a text amendment to the Beaufort County Code of Ordinances, Chapter 82: Impact Fees, Article I, In General; Article II, Development Impact Fee Procedures; Article III, Parks and Recreation Facilities; Article IV, Road Facilities - Southern Beaufort County Service Area; Article V, Library Facilities; Article VI, Fire Facilities; Article VII, Road Facilities - Northern Beaufort County.

Discussion: Council Member Tabernik commented on her excitement that the impact fees are progressing and that the intergovernmental agreements are in place.

The Vote - The motion was approved without objection.

21. FIRST READING OF AN ORDINANCE AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE NECESSARY DOCUMENTS TO ACCEPT A GRANT OF PERPETUAL EASEMENT FOR PUBLIC USE AND ACCESS AT THE SANDS BOAT LANDING FROM THE TOWN OF PORT ROYAL

Motion: It was moved by Council Member Howard, seconded by Council Member McElynn, to approve the first reading of an ordinance authorizing the County Administrator to execute the necessary documents to accept a grant of perpetual easement for public use and access at The Sands boat landing from the Town of Port Royal.

Discussion: Council Member Howard highlighted that this item is a wonderful example of cooperation between two governments.

The Vote - The motion was approved without objection.

22. APPROVAL OF A RESOLUTION TO COMMISSION ANIMAL SERVICE OFFICER TO ENFORCE ANIMAL ORDINANCES - DAVID DUFFY

Motion: It was moved by Council Member McElynn, seconded by Council Member Glover, to approve a resolution to commission Animal Service Officer to enforce animal ordinances - David Duffy.

The Vote - The motion was approved without objection.


23. CITIZEN COMMENTS

Robert New

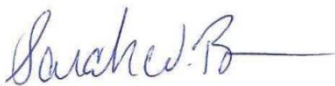
24. ADJOURNMENT

Adjourned: 5:36 PM

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: 

Joseph F. Passiment, Jr., Chairman

ATTEST:


Sarah W. Brock, Clerk to Council

Ratified: February 27, 2023