



## County Council Meeting Beaufort County, SC

This meeting was held in person at the County Council Chambers, 100 Ribaut Road, Beaufort, and virtually through Zoom.

Monday, October 03, 2022  
6:00 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/185935>

#### 1. CALL TO ORDER

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

##### PRESENT

Chairman Joseph F. Passiment  
Vice Chairman D. Paul Sommerville  
Council Member Logan Cunningham  
Council Member Brian Flewelling  
Council Member York Glover  
Council Member Chris Hervocho  
Council Member Alice Howard  
Council Member Mark Lawson  
Council Member Lawrence McElynn  
Council Member Stu Rodman

##### ABSENT

Council Member Gerald Dawson

#### 2. PLEDGE OF ALLEGIANCE AND INVOCATION

Council Member Howard led the Pledge of Allegiance and Invocation.

#### 3. FOIA

Chairman Passiment noted that Public Notification of this meeting had 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 Rodman, Seconded by Council Member Glover, to approve the agenda.

**The Vote** - The motion was approved without objection.

**5. APPROVAL OF MINUTES**

**Motion:** It was moved by Council Member Glover, Seconded by Council Member Howard, to approve the minutes of September 12 and September 26, 2022.

**The Vote** - The motion was approved without objections.

**6. ADMINISTRATOR'S REPORT**

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

<https://beaufortcountysc.new.swagit.com/videos/185935?ts=221>

County Administrator Eric Greenway thanked Beaufort County staff for their Hurricane Ian response efforts and introduced four new employees, Octavia Evans, Kyla Hope, Eric Larson, and Brad Mull.

**7. CITIZEN COMMENTS**

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

<https://beaufortcountysc.new.swagit.com/videos/185935?ts=472>

Gary Sterling

Joe Mack

Jessie White

**8. LIASION AND COMMITTEE REPORTS**

Council Member Glover thanked Mr. Sterling for supporting the St. Helena Performing Arts Center.

**9. APPROVAL OF CONSENT AGENDA**

**Motion:** It was moved by Council Member Howard, Seconded by Council Member Rodman, to approve the consent agenda.

**The Vote** - The motion was approved without objection.

**10. PUBLIC HEARING AND THIRD READING OF AN ORDINANCE TO PROVIDE MAINTENANCE WORK ON PRIVATE ROADS**

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

<https://beaufortcountysc.new.swagit.com/videos/185935?ts=1080>

**Motion:** It was moved by Council Member Glover, Seconded by Council Member Flewelling, to approve the public hearing and third reading of an ordinance to provide maintenance work on private roads.

**Discussion:** Council Member Glover commented on land ownership, Heir's property, and access to emergency services.

Council Member Rodman asked if a nominal charge could bridge the legality gap.

**Motion to Postpone:** It was moved by Council Member Cunningham, Seconded by Council Member Rodman, to postpone the public hearing and third reading of the ordinance until the December meeting and to refer the item back to the Community Services Committee to have additional information provided to Council.

**Discussion:** Vice Chairman Sommerville, Council Member Flewelling, and Council Member Howard opposed the motion to postpone.

Council Member Lawson voiced his support for the motion to postpone to address cost concerns.

County Administrator Greenway commented on limitations provided by the ordinance and clarified hurricane response clean-up on private property.

Council Member McElynn and County Administrator Greenway discussed if there were previous situations of paving private roads.

Council Member Hervochon and County Administrator Greenway discussed the difference between a roadway and a driveway.

**The Vote** - Voting Yea: Chairman Passiment, Council Member Cunningham, Council Member Hervochon, Council Member Lawson, Council Member McElynn, and Council Member Rodman. Voting Nay: Vice Chairman Sommerville, Council Member Flewelling, Council Member Glover, and Council Member Howard. The motion to postpone passed 6:4.

**11. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE TO AMEND BEAUFORT COUNTY ORDINANCE 2022/33 FOR THE FISCAL YEAR 2022-23 BEAUFORT COUNTY BUDGET TO PROVIDE FOR ADDITIONAL APPROPRIATIONS TO PAY FOR FISCAL YEAR 2022 CARRYOVERS, USE OF FUND BALANCE FOR PROPERTY ACQUISITION AND TRANSPORTATION PROJECTS, AND THE USE OF CURRENT YEAR FUNDS FOR CAPITAL PROJECTS AND EQUIPMENT PURCHASES, DEFEASE/REFUND GENERAL OBLIGATION BONDS, AND OTHER MATTERS RELATED THERETO**

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

<https://beaufortcountysc.new.swagit.com/videos/185935?ts=2364>

**Motion:** It was moved by Council Member Rodman, Seconded by Council Member Howard, to approve the public hearing and second reading of an ordinance to amend Beaufort County Ordinance 2022/33 for the fiscal year 2022-23 Beaufort County Budget to provide for additional appropriations to pay for the fiscal year 2022 carryovers, use of fund balance for property acquisition and transportation projects, and the use of current year funds for capital projects and equipment purchases, defease/refund general obligation bonds, and other matters related thereto.

County Administrator Greenway discussed the two options for the additions.

- 15 John Galt expansion for a total cost of 232,950 for a 1,884 square-foot addition for voter registration machine storage
- Harris Pillow building addition for \$90,599.10 for a 30 by 50 wire cage system to improve storage space

Council Member Howard and County Administrator Greenway discussed if there were roof leaks and security concerns with the Harris Pillow building.

Council Member Flewelling and County Administrator Greenway discussed why the appropriation is being added to the budget amendment versus waiting until the next budget year.

Council Member Cunningham and County Administrator Greenway discussed the timeline for the addition's completion.

Council Member McElynn and County Administrator Greenway discussed the Board of Voter Registration and Elections' recommendation and storage needs.

Council Member Hervochon and County Administrator Greenway discussed ownership of the Harris Pillow building. Council Member Hervochon commented that he does not think the addition is an appropriate use of the property.

Council Member McElynn discussed the equipment storage options and the DOD's restrictive easement on the Harris Pillow property that restricts the number of people allowed.

Council Member Cunningham asked a hypothetical question about if the property sale proceeds would reflect money spent on the building's improvements.

Council Member Glover asked about the square footage needed for storage and his preference to wait for a request from the Board of Voter Registration and Elections that makes clear their property preference.

Council Member Flewelling asked if the Facilities Needs Assessment addressed the issue and commented on the property addition options.

Chairman Passiment asked about the number of employees working at the John Galt property.

**Motion to Amend:** It was moved by Council Member McElynn, Seconded by Council Member Cunningham, to amend the budget to appropriate an additional \$240,000 for a 1,800-square-foot addition for the voter registration facility located at 15 John Galt Road.

**Discussion:** Council Members Rodman, Howard, and Glover opposed the motion to amend.

**The Vote** - The motion to amend passed 7:3.

Chairman Passiment opened the floor for public comment.

No one came forward.

Chairman Passiment closed the public comment.

Council Member Cunningham asked if a second story could be added.

Council Member Rodman reiterated his opposition.

Deputy County Administrator Richland discussed the option to defease.

**The Vote** - The motion, as amended, was approved without objection.

**12. SECOND READING OF AN ORDINANCE AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY FOR THE SALE OF COUNTY OWNED REAL PROPERTIES IDENTIFIED AS 1407 KING STREET AND 600 WILMINGTON STREET, CITY OF BEAUFORT**

**Motion:** It was moved by Council Member Glover, Seconded by Council Member Howard, to approve the second reading of an ordinance authorizing the County Administrator to execute any and all documents necessary for the sale of county-owned real properties identified as 1407 King Street and 600 Wilmington Street, City of Beaufort.

**Discussion:** Council Members Hervochon and Flewelling opposed the motion.

**The Vote** - The motion was approved by 8:2.

**13. SECOND READING OF AN ORDINANCE FOR A TEXT AMENDMENT TO BEAUFORT COUNTY CODE OF ORDINANCES CHAPTER 2, ARTICLE VIII, DIVISION 2, SECTION 2-619 TO REQUIRE A PROPERTY IDENTIFICATION NUMBER ON QUIT CLAIM DEEDS**

**Motion:** It was moved by Council Member Glover, Seconded by Council Member Rodman, to approve the second reading of an ordinance for a text amendment to Beaufort County Code of Ordinances Chapter 2, Article VIII, Division 2, Section 2-619 to require a property identification number on quit claim deeds.

**Discussion:** Council Member Flewelling opposed the motion.

**The Vote** - The motion was approved by 9:1.

**14. SECOND READING OF AN ORDINANCE TO AMEND BEAUFORT COUNTY ORDINANCE 2022/33 FOR THE FISCAL YEAR 2022-23 BEAUFORT COUNTY BUDGET TO PROVIDE FOR DISTRIBUTIONS FROM MYRTLE PARK PHASE II FUND AND OTHER MATTERS RELATED THERETO. (FISCAL IMPACT: Beaufort County put a**

*substantial amount of capital into this project \$828,576. Staff feels that the County should be reimbursed for its investment in the property)*

**Motion:** It was moved by Council Member Cunningham, Seconded by Council Member Rodman, to approve the second reading of an ordinance to amend Beaufort County Ordinance 2022/33 for the fiscal year 2022-23 Beaufort County Budget to provide for Distributions from Myrtle Park Phase II Fund and other matters related thereto.

**The Vote** - The motion was approved without objection.

**15. SECOND READING OF AN ORDINANCE AUTHORIZING THE COUNTY ADMINISTRATOR TO ENTER INTO AN EXCHANGE, PURCHASE AND/OR SALE AGREEMENT WITH THE TOWN OF HILTON HEAD ISLAND FOR THE SALE AND PURCHASE OF REAL PROPERTY CONSISTING OF 68 HELMSMAN WAY, 43 JENKINS ROAD, 70 BAYGALL ROAD, AND 152 WILLIAM HILTON PARKWAY**

**Motion:** It was moved by Council Member Rodman, Seconded by Council Member Glover, to approve the second reading of an ordinance authorizing the County Administrator to enter into an exchange, purchase, and/or sale agreement with the Town of Hilton Head Island for the sale and purchase of real property consisting of 68 Helmsman Way, 43 Jenkins Road, 70 Baygall Road, and 152 William Hilton Parkway.

**The Vote** - The motion was approved without objection.

**16. SECOND READING OF AN ORDINANCE TO ESTABLISH A REGIONAL HOUSING TRUST FUND AND OTHER MATTERS RELATED THERETO**

**Motion:** It was moved by Council Member Howard, Seconded by Council Member Glover, to approve the second reading of an ordinance to establish a Regional Housing Trust Fund and other matters related thereto.

**The Vote** - The motion was approved without objection.

**17. FIRST READING OF AN ORDINANCE FOR A TEXT AMENDMENT TO THE BEAUFORT COUNTY PROCUREMENT CODE, DIVISION 4, SECTION 2-509, AUTHORITY AND DUTIES OF PURCHASING DIRECTOR AND THE CHIEF FINANCIAL OFFICER**

**Motion:** It was moved by Council Member Cunningham, Seconded by Council Member Rodman, to approve the first reading of an ordinance for a text amendment to the Beaufort County Procurement Code, Division 4, Section 2-509, Authority and Duties of Purchasing Director and the Chief Financial Officer.

**The Vote** - The motion was approved without objection.

**18. FIRST READING OF AN ORDINANCE AMENDING BEAUFORT COUNTY CODE OF ORDINANCES CHAPTER 2, ARTICLE II, SECTION 2-28 REGARDING COUNCIL SALARIES**

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

<https://beaufortcountysc.new.swagit.com/videos/185935?ts=4218>

**Motion:** It was moved by Council Member McElynn, Seconded by Council Member Cunningham, to approve the first reading of an ordinance amending Beaufort County Code of Ordinances Chapter 2, Article II, Section 2-28 regarding Council salaries.

**Discussion:** Council Member McElynn discussed the salary adjustment and the salary structures for Council Members, the Council Vice Chair, and the Council Chair.

Council Member Howard commented on her approval of the last salary adjustment because of the removal of stipends and opposed the motion.

Council Member Cunningham discussed flexibility requirements and compensation to supplement the loss of work income in order to get the best representation.

Council Member Flewelling opposed the motion because it had not gone through a Council committee.

Chairman Passiment clarified the timeline of the ordinance.

Council Member Glover opposed the motion.

Council Member Hervochon opposed the motion and stated that Council salaries should rise to the level of the Treasurer and Auditor. Council Member Hervochon also reiterated Council Member Cunningham's point about attracting the best candidates and Council Member Flewelling's point about the item not going through a committee.

Council Member Lawson opposed the motion and referenced an issue with the ordinance's timing.

**The Vote** - Voting Yea: Chairman Passiment, Vice Chairman Sommerville, Council Member Cunningham, and Council Member McElynn. Voting Nay: Council Member Flewelling, Council Member Glover, Council Member Hervochon, Council Member Howard, and Council Member Lawson. Voting Abstaining: Council Member Rodman. The motion was defeated at 4:5.

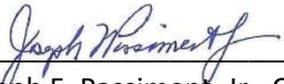
**19. CITIZEN COMMENTS**

No one came forward.

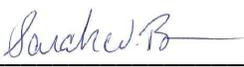
**20. ADJOURNMENT**

Adjourned: 7:23 PM

COUNTY COUNCIL OF BEAUFORT COUNTY

BY:   
\_\_\_\_\_  
Joseph F. Passiment, Jr., Chairman

ATTEST:

  
\_\_\_\_\_  
Sarah W. Brock, Clerk to Council  
Ratified: October 24, 2022