



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

MINUTES

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 Logan Cunningham
Council Member Gerald Dawson
Council Member York Glover
Council Member Alice Howard
Council Member Mark Lawson
Council Member Anna Maria Tabernik
Council Member Thomas Reitz

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Vice Chairman Lawrence McElynn led the Pledge of Allegiance and gave the invocation.

3. PUBLIC NOTIFICATION OF THIS MEETING HAS BEEN PUBLISHED, POSTED, AND DISTRIBUTED IN COMPLIANCE WITH THE SOUTH CAROLINA FREEDOM OF INFORMATION ACT

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 Vice-Chairman McElynn, Seconded by Council Member Brown to approve the agenda.

The Vote - Motion was approved without objection.

5. ADMINISTRATOR'S REPORT

Interim County Administrator John Robinson recognized Joshua Sudomerski from the Auditors Office for his outstanding work.

To listen to the full update please click on the link below.

<https://beaufortcountysc.new.swagit.com/videos/297139>

6. CITIZEN COMMENT PERIOD

There were no citizen comments.

7. LIASION AND COMMITTEE REPORTS

Council Member's Howard, Tabernik, Brown, Reitz, and Dawson all gave a brief update of community meetings they attended.

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

<https://beaufortcountysc.new.swagit.com/videos/297139>

8. APPROVAL OF CONSENT AGENDA

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

The Vote - Motion approved without objection.

9. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE FOR A 2024 TRANSPORTATION SALES AND USE TAX REFERENDUM

Motion: It was moved by Council Member Cunningham, Seconded by Council Member Glover to approve public hearing and second reading of an Ordinance for a 2024 Transportation Sales and Use Tax Referendum.

Discussion: Henry Moss stated he was there to assist and thanked Council Members for bringing this forward.

Motion to Amend: It was moved by Council Member Howard, Seconded by Vice-Chairman McElynn to amend the ordinance by deleting the last sentence in section 2.3 which reads - All proceeds of the Sales and Use Tax and all proceeds of any bonds payable therefrom shall be held by the County until the County Council has approved the allocation and expenditure of funds for the Projects or portions of the Projects, as further identified herein.

The Vote - Motion was approved without objection.

Discussion: Please watch the video stream available on the County's website to view the full discussion.

<https://beaufortcountysc.new.swagit.com/videos/297139>

Motion to Amend: It was moved by Council Member Cunningham, Seconded by council Member Glover to amend the ordinance to include language that no member who sits on "a" council shall be appointed to the citizens committee defined herein.

The Vote - Motion was approved without objection.

Main Motion: It was moved by Council Member Cunningham, Seconded by Council Member Glover to approve public hearing and second reading of an Ordinance for a 2024 Transportation Sales and Use Tax Referendum as amended.

The Vote - Voting Yea: Chairman Passiment, Vice-Chairman McElynn, Council Member Bartholomew, Council Member Cunningham, Council Member Dawson, Council Member Glover, Council Member Howard, Council Member Lawson, and Council Member Tabernik. Voting Nay: Council Member Brown, Council Member Reitz. The motion passes 9:2

10. PUBLIC HEARING AND SECOND READING OF AN ORDINANCE APPROPRIATING FIFTEEN PERCENT OF FY24 GROSS STATE ACCOMMODATIONS TAX REVENUE TO DEVELOPMENT OF WORKFORCE HOUSING

Motion: It was moved by Council Member Tabernik, Seconded by Council Member Howard to approve public hearing and second reading of an ordinance appropriating 15% of FY24 gross State Accommodations Tax Revenue to development of workforce housing.

The Vote - Voting Yea: Chairman Passiment, Vice-Chairman McElynn, Council Member Bartholomew, Council Member Brown, Council Member Cunningham, Council Member Dawson, Council Member Glover, Council Member Howard, Council Member Lawson, and Council Member Tabernik.
Voting Nay: Council Member Reitz. The motion passed 10:1

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

Motion: It was moved by Council Member Tabernik, Seconded by Council Member Cunningham to refer 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 requirements of SC Code of Laws back to the Finance, Administration, and Economic Development Committee for further review.

The Vote - Voting Yea: Chairman Passiment, Vice-Chairman McElynn, Council Member Bartholomew, Council Member Brown, Council Member Cunningham, Council Member Dawson, Council Member Howard, Council Member Tabernik, and Council Member Reitz. Voting Nay: Council Member Glover, Council Member Lawson. The motion passes 9:2.

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

Motion: It was moved by Council Member Cunningham, Seconded by Council Member Howard to approve first reading of an ordinance authorizing the Interim County Administrator to enter into a lease agreement with SCDOT for property located under the Cross Island Parkway parcel number 552 010 000 0650 0000.

The Vote - The motion was approved without objection.

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

Motion: It was moved by Council Member Howard, Seconded by Council Member Bartholomew to approve 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.

The Vote - Motion was approved without objection.

Motion: It was moved by Council Member Glover, Seconded by Council Member Cunningham to take citizen comments prior to executive session.

The Vote - approved without objection.

14. CITIZEN COMMENT PERIOD

Please watch the video stream available on the County's website to view the full comment.

<https://beaufortcountysc.new.swagit.com/videos/297139>

1. Debbie Smith- Daufuskie Island Ferry System

15. EXECUTIVE SESSION

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)

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)

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)

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)

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)

Motion: It was moved by Vice-Chairman McElynn, Seconded by Council Member Brown to enter executive session.

The Vote – Motion was approved without objection.

Council entered executive session at 5:54PM.

16. MATTERS ARISING OUT OF EXECUTIVE SESSION

There were no matters arising out of executive session.

17. ADJOURNMENT

The meeting adjourned at 7:10PM

COUNTY COUNCIL OF BEAUFORT COUNTY



BY: _____

Joseph F. Passiment, Jr., Chairman

ATTEST:



Sarah W. Brock, Clerk to Council

Ratified: February 26, 2024