



**County Council of
Beaufort County
Executive Committee
Meeting**

Chairman
JOSEPH PASSIMENT

Vice Chairman
PAUL SOMMERVILLE

Committee Members
BRIAN FLEWELLING
ALICE HOWARD
LAWRENCE MCELYNN
CHRIS HERVOCHON

County Administrator
ASHLEY M. JACOBS

Clerk to Council
SARAH W. BROCK

Administration Building
Beaufort County Government
Robert Smalls Complex
100 Ribaut Road

Contact
Post Office Drawer 1228
Beaufort, South Carolina 29901-1228
(843) 255-2180
www.beaufortcountysc.gov

Executive Committee Minutes

Monday, April 13, 2020 at 5:00 PM

**THIS MEETING WAS HELD VIRTUALLY IN ACCORDANCE WITH
RESOLUTION 2020 / 05**

PRESENT: Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Dawson, Council Member Flewelling, Council Member Covert, Council Member Glover, Council Member Rodman, Council Member McElynn, Council Member Hervochoon, Council Member Howard

CALL TO ORDER

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

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.

APPROVAL OF AGENDA

Motion: It was moved by Council Member Flewelling, seconded by Council Member Hervochoon to approve the agenda. The Vote - Voting Yea: Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Dawson, Council Member Flewelling, Council Member Covert, Council Member Glover, Council Member Rodman, Council Member McElynn, Council Member Hervochoon, Council Member Howard. The motion passed.

APPROVAL OF MINUTES

Motion: It was moved by Council Member Flewelling, seconded by Council Member Hervochoon to approve the minutes with the exception that Council Member Dawson was not present at the March 23, 2020 Executive Committee Meeting. The Vote - Voting Yea: Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Dawson, Council Member Flewelling, Council Member Covert, Council Member Glover, Council Member Rodman, Council Member McElynn, Council Member Hervochoon, Council Member Howard. The motion passed.

DISCUSSION ITEMS

Discussion of a proposed Stormwater Ordinance that would include the exemption of private roadways that are not shown as a separate parcel of land but are used by more than one property owner to access their property and update the ordinance to provide clarification and reflect organizational changes. – Neil Desai, Public Works Director

Currently, the ordinance includes an exemption for improved private roadways that are shown as a separate parcel of land on the most current Beaufort County tax maps and are used by more than one property owner to access their property. Amendment to the Ordinance is needed to include an exemption for improved private roadways that are not shown as a separate parcel of land on the most current Beaufort County tax maps but are used by more than one property owner to access their property. This will allow fair and equitable assessment of stormwater fees. Other proposed revisions are to reflect organizational changes and provide clarification in regards to Beaufort County Stormwater Utility's jurisdiction.

Consistent application of stormwater fees for roadways used by more than one property owner to access their property. Presented to Stormwater Management Utility Board on February 12, 2020, and the Board recommends the proposed changes to the ordinance. This allows stormwater rate structure to be more defensible and consistently applied.

The recommendation is to approve the proposed amendment of the Stormwater Ordinance to include the exemption of private roadways that are not shown as a separate parcel of land but are used by more than one property owner to access their property and update the ordinance to provide clarification and reflect organizational changes.

Discussion:

Council Member Flewelling: How much revenue will be lost?

Neil Desai: We have not calculated it because there are not many roads that meet that criteria.

Council Member Flewelling: What are the utilities obligation to preform stormwater remediation on these very private roads we are seeking to exempt?

Neil Desai: Beaufort County's obligation is to not use public funds, remediate repair, or maintenance on these private roads.

Council Member Sommerville: Clarify the exemption, does that mean we do or do not do maintenance on private roads?

Neil Desai: This ordinance is for stormwater utility not maintenance operations on the road. It is how we access the stormwater utility fee for private roads that fall under the criteria of serving multiple parcels on that road.

Council Member Dawson: If a matter arises and the need for stormwater relief or maintenance to their system is required, is the County obligated to assist them?

Neil Desai: Not if it is private property.

Motion: It was moved by Council Member Flewelling, seconded by Council Member Glover to forward the proposed Stormwater Ordinance that would include the exemption of private roadways that are not shown as a separate parcel of land but are used by more than one property owner to access their property and update the ordinance to provide clarification and reflect organizational changes to County Council for a first reading on April 27, 2020. The Vote - Voting Yea: Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Dawson, Council Member Flewelling, Council Member Covert, Council Member Glover, Council Member Rodman, Council Member McElynn, Council Member Hervocho, Council Member Howard. The motion passed.

EXECUTIVE SESSION

S.C. Code Section 30-4-70(2): Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property through the Rural and Critical Lands Program Project ID 2020 B.

S.C. Code Section 30-4-70(2): Discussion of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property through the Rural and Critical Lands Program Project ID Longwood Drive PDR.

MATTERS ARISING OUT OF EXECUTIVE SESSION

Motion: It was moved by Council Member Glover, seconded by Council Member Howard to allow for due diligence of negotiations incident to proposed contractual agreements and proposed sale or purchase of property through Rural and Critical Lands Program Project ID 2020B for approximately \$15,000.00 The Vote - Voting Yea: Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Dawson, Council Member Glover, Council Member Rodman, Council Member Hervochon, Council Member Howard, Council Member Lawson, Council Member McElynn. Recused: Council Member Flewelling. The motion passed.

Motion: It was moved by Council Member McElynn, seconded by Council Member Glover to allow for due diligence of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property through the Rural and Critical Lands Program Project ID Longwood Drive PDR in the amount of \$360,000.00. Voting Yea: Chairman Passiment, Vice Chairman Sommerville, Council Member Covert, Council Member Dawson, Council Member Flewelling, Council Member Glover, Council Member Rodman, Council Member Hervochon, Council Member Howard, Council Member Lawson, Council Member McElynn.

BOARDS AND COMMISSIONS

Airports Board Vacancy - Chamber of Commerce Seat

Chairman Passiment: Chamber of Commerce is receiving applications, once received and forwarded, it will be discussed for approval.

CITIZEN COMMENT

No Citizen Comments

ADJOURNMENT

The meeting adjourned at 5:40 PM

Ratified on: April 27, 2020