



Special Called Meeting of County Council

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

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County Council Agenda

Monday, October 05, 2020 at 6:00 PM

[This meeting is being held virtually in accordance with Beaufort County Resolution 2020-05]

CITIZEN COMMENTS AND PUBLIC HEARING COMMENTS WILL BE ACCEPTED IN WRITING VIA EMAIL TO THE CLERK TO COUNCIL AT SBROCK@BCGOV.NET OR PO DRAWER 1228, BEAUFORT SC 29901. CITIZENS MAY ALSO COMMENT DURING THE MEETING THROUGH FACEBOOK LIVE

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. *(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

ACTION ITEMS

5. COUNCIL COMMUNICATIONS MANAGER POSITION
6. AMENDMENT TO THE 2020-2021 BEAUFORT COUNTY BUDGET ORDINANCE
7. CONSIDERATION OF AN ORDINANCE EXTENDING THE STATE OF EMERGENCY IN BEAUFORT COUNTY

CITIZEN COMMENTS

8. **CITIZEN COMMENTS** *(Every member of the public who is recognized to speak shall limit comments to three minutes- Citizens may email sbrock@bcgov.net, or comment on our Facebook Live stream to participate in Citizen Comment)*
9. ADJOURNMENT

2020 / 22

FY 2020-2021 BEAUFORT COUNTY BUDGET

To provide for the levy of tax for corporate Beaufort County for the fiscal year beginning July 1, 2020 and ending June 30, 2021, to make appropriations for said purposes, and to provide for budgetary control of the County's fiscal affairs.

BE IT ORDAINED BY COUNTY COUNCIL OF BEAUFORT COUNTY:

SECTION 1. TAX LEVY

The County Council of Beaufort County hereby appropriates the funds as detailed in the attached "Exhibit A" and the below Sections 3, 4, 5, 6, 7 and 8 of this Ordinance. Further, that the County Council of Beaufort County hereby establishes the millage rates as detailed in Sections 2 and 3 of this Ordinance. However, the County Council of Beaufort County reserves the right to modify these millage rates as may be deemed necessary and appropriate.

SECTION 2. MILLAGE

The County Auditor is hereby authorized and directed to levy in Fiscal Year 2020-2021 a tax of 65.22 mills on the dollar of assessed value of property within the County, in accordance with the laws of South Carolina. These taxes shall be collected by the County Treasurer, as provided by law, and distributed in accordance with the provisions of this Ordinance and subsequent appropriations hereafter passed by the County Council of Beaufort County.

County Operations	50.0
Higher Education	2.3
Purchase of Real Property Program	4.8
Indigent Care BJHCHS	0.4
Indigent Care BMH	0.4
Economic Development	0.2
County Capital	0.6
County Debt Service	5.5

SECTION 3. SPECIAL DISTRICT TAX LEVY

The County Auditor is hereby authorized and directed to levy, and the County Treasurer is hereby authorized and directed to collect and distribute the mills so levied, as provided by law, for the operations of the following special tax districts:

	<u>Revenues</u>	<u>Expenditures</u>	<u>Millage Rate</u>
Bluffton Fire District Operations	\$15,964,382	\$15,973,426	24.1
Bluffton Fire District Debt Service	\$ 991,000	\$ 991,000	1.6
Burton Fire District Operations	\$ 5,194,996	\$ 5,296,558	70.3
Burton Fire District Debt Service	\$ 385,268	\$ 385,268	5.1
Daufuskie Island Fire District Operations	\$ 1,211,046	\$ 1,247,134	62.0
Daufuskie Island Debt Service	\$ 0	\$ 0	0.0

Lady’s Island/St. Helena Is. Fire District Operation	\$ 6,499,820	\$ 6,480,400	40.1
Lady’s Island/St. Helena Is. Fire District Debt Service	\$ 310,337	\$ 310,337	2.0
Sheldon Fire District Operations	\$ 1,499,683	\$ 1,499,683	38.8
Sheldon Fire District Debt Service	\$ 142,778	\$ 142,778	3.7

Note: Any difference between revenue and expenditures will constitute a use of fund balance.

SECTION 4. COUNTY OPERATIONS APPROPRIATION

An amount of \$44,683,094.00 is appropriated to the Beaufort County General Fund to fund County Administration Operations, Elected Officials, and State Appropriations as provided on the attached “Exhibit A”:

Management of Elected Officials and State Appropriations’ individual accounts shall be the responsibility of the duly elected official for each office. At no time shall the elected official exceed the budget appropriation identified above without first receiving an approved supplemental appropriation by County Council.

The detailed Fiscal Year 2021 Beaufort County Operations budget provided in the attached “Exhibit A” containing line-item accounts by department and/or agency is hereby adopted as part of this Ordinance.

SECTION 5. COUNTY OPERATIONS REVENUES

The appropriation for County Operations will be funded from the following revenue sources:

- A. \$ 99,872,000 to be derived from tax collections;
- A.1 \$ 6,345,968 Ad Valorem Tax Collections (separately stated millage)
- B. \$ 8,882,160 to be derived from charges for services;
- C. \$ 9,058,838 to be derived from intergovernmental revenue sources;
- D. \$ 3,244,160 to be derived from fees for licenses and permits;
- E. \$ 1,545,000 to be derived from inter-fund transfers;
- F. \$ 729,500 to be derived from fines and forfeitures' collections;
- G. \$ 180,000 to be derived from miscellaneous revenue sources;
- H. \$ 442,805 to be derived from interest on investments;

Additional operations of various County departments are funded by Special Revenue sources. The detail of line-item accounts for these funds as shown on “Exhibit A” is hereby adopted as part of this Ordinance.

SECTION 6. PURCHASE OF DEVELOPMENT RIGHTS AND REAL PROPERTY PROGRAM

The revenue generated by a 4.8 mill levy is appropriated for the County’s Purchase of Development Rights and Real Property Program.

SECTION 7. COUNTY DEBT SERVICE APPROPRIATION

The revenue generated by a 5.5 mill levy is appropriated to defray the principal and interest payments on all County bonds and on the lease-purchase agreement authorized to cover other Capital expenditures.

SECTION 8. BUDGETARY ACCOUNT BREAKOUT

The foregoing County Operations appropriations have been detailed by the County Council into line-item accounts for each department and is attached as "Exhibit A." The Fire Districts, as described in Section 3 of this Ordinance, line-item budgets are attached hereto as Exhibit B, and are also part and parcel of this Ordinance.

SECTION 9. OUTSTANDING BALANCE APPROPRIATION

The balance remaining in each fund at the close of the prior fiscal year, where a reserve is not required by State or Federal law, is hereby transferred to the Unreserved Fund Balance of that fund.

SECTION 10. AUTHORIZATION TO TRANSFER FUNDS

In the following Section where reference is made to "County Administrator", it is explicit that this refers to those funds under the particular auspices of the County Administrator requiring his or her approval shown on the attached "Exhibit A" as "County Administration Operation."

Transfers of monies/budgets among operating accounts, capital accounts, funds, and programs must be authorized by the County Administrator or his designee, upon the written request of the Department Head. Any transfer in excess of \$50,000 for individual or cumulative expenditures during any current fiscal year is to be authorized by the County Council, or its designee.

Transfer of monies/budgets within operating accounts, capital accounts, funds, and programs must be authorized by the County Administrator or his designee, upon written request of the Department Head. The County Administrator, or his designee, may also transfer funds from any departmental account to their respective Contingency Accounts. All transfers among and within accounts in excess of \$50,000 for individual or cumulative expenditures during any current fiscal year are to be reported to County Council through the Finance Committee on a quarterly basis.

SECTION 11. ALLOCATION OF FUNDS

The County Administrator is responsible for controlling the rate of expenditure of budgeted funds in order to assure that expenditures do not exceed funds on hand. To carry out this responsibility, the County Administrator is authorized to allocate budgeted funds.

SECTION 12. MISCELLANEOUS RECEIPTS ABOVE-ANTICIPATED REVENUES

Revenues other than, and/or in excess of, those addressed in Sections 4, 5, 6 and 7 of this Ordinance, received by Beaufort County, and all other County agencies fiscally responsible to

Beaufort County, which are in excess of anticipated revenue as approved in the current budget, may be expended as directed by the revenue source, or for the express purposes for which the funds were generated without further approval of County Council. All such expenditures, in excess of \$10,000, shall be reported, in written form, to the County Council of Beaufort County on a quarterly basis. Such funds include sales of products, services, rents, contributions, donations, special events, insurance and similar recoveries.

SECTION 14. TRANSFERS VALIDATED

All duly authorized transfers of funds heretofore made from one account to another, or from one fund to another during Fiscal Year 2021, are hereby approved.

SECTION 15. AIRPORTS BUDGET (ENTERPRISE FUND)

The Hilton Head and Lady’s Island airports operate as an enterprise fund (appropriations from the Beaufort County General Fund being unnecessary for the operations of the Airports). Beaufort County Code of Ordinance Chapter 6 establishes the Beaufort County Airports Board (BCAB), a purpose of which includes advising County Council on financial matters including the establishment of an annual budget. The BCAB met on June 18, 2020 and reviewed the proposed annual budget as proposed by the Airports Director, and recommended the following to County Council. An amount of \$631,740.00 for the operations of the Lady's Island Airport and an amount of \$4,061,469.00 for the operations of the Hilton Head Island Airport, as shown on the attached Exhibit B “Hilton Head Airport” and “Lady’s Island Airport” is hereby approved.

SECTION 16. STORMWATER MANAGEMENT UTILITY BUDGET (ENTERPRISE FUND)

Beaufort County Code of Ordinance Chapter 99 establishes the Beaufort County Stormwater Management Utility and specifically Sec. 99-116 establishes the Beaufort County Stormwater Management Utility Board (SWMUB). The SWMUB purpose includes advising and recommending to County Council appropriate funding levels for the provision of stormwater management services. The SWMUB met on March 11, 2020, reviewed the proposed annual budget, and recommended approval of the 2020-21 operations budget attached hereto for Storm water Utility Management services and programs. An amount of \$7,126,994.00 for the operations of the Stormwater Management Utility services and programs as shown on the attached Exhibit C "Stormwater Management Utility Operations Budget for Fiscal Year 2020-21" is hereby approved.

SECTION 17. EFFECTIVE DATE

This Ordinance shall be effective July 1, 2020. Approved and adopted on third and final reading this 22nd day of June, 2020.

COUNTY COUNCIL OF BEAUFORT COUNTY

BY: Joseph Passiment
Joseph Passiment, Chairman

Sarah W. Brock

Sarah W. Brock, Clerk to Council

First Reading, By Title Only: May 26, 2020 / Vote 11:0

Second Reading: June 8, 2020 / Vote 7:3

Public Hearings: June 8, 2020 & June 22, 2020

Third and Final Reading: June 22, 2020/ Vote 10:1

ORDINANCE No. 2020 / _____

AMENDING THE 2020-2021 BEAUFORT COUNTY BUDGET ORDINANCE

WHEREAS, on June ____, 2020 County Council adopted Ordinance No. 2020-22, adopting and establishing the countywide budget, to provide for the levy of tax for corporate Beaufort County for the fiscal year beginning July 1, 2020 and ending June 30, 2021, to make appropriations for said purposes, and to provide for budgetary control of the County’s fiscal affairs (the “Budget Ordinance”); and

WHEREAS, since that time it has been determined that a mathematical error was contained in the Budget Ordinance, necessitating a correction,

NOW, THEREFORE, be it ordained by Beaufort County Council, that Section 2, paragraph 2 sentence 1 of the Budget Ordinance be amended to read “The County Auditor is hereby authorized and directed to levy in Fiscal Year 2020-2021 a tax of 64.20 mills on the dollar of assessed value.”

THE REMAINDER of the Budget Ordinance remains unchanged and is in full force and effect.

ORDERED in meeting duly assembled this 5th day of October, 2020

Joe Passiment, Chairman

Attest: Sarah W. Brock, Clerk to Council



BEAUFORT COUNTY COUNCIL AGENDA ITEM SUMMARY

ITEM TITLE:
<i>Amendment to the 2020-2021 Beaufort County Budget Ordinance</i>
MEETING NAME AND DATE:
Special County Council Meeting
PRESENTER INFORMATION:
<i>Hayes Williams Interim CFO</i> <i>30 Minutes</i>
ITEM BACKGROUND:
<i>Original Ordinance 2020/22</i> First Reading By Title Only: May 26, 2020/ Vote 11:0 Second Reading: June 8, 2020/ Vote 7:3 Public Hearings: June 8, 2020 and June 22, 2020 Third and Final Reading: June 22, 2020/ Vote 10:1
PROJECT / ITEM NARRATIVE:
The original Ordinance 2020/22 had a mathematical error necessitating a correction in Section 2 Millage; Paragraph 1; Sentence 1, the 65.22 mills on the dollar was calculated on the original mills that were proposed that had two digits past the decimal point (hundredth). The County updated the detail to include only one digit past the decimal (tenth) changing the total amount to 64.20. The total number was not updated in Section 2 Millage; Paragraph 1; Sentence 1.
FISCAL IMPACT:
<i>None</i>
STAFF RECOMMENDATIONS TO COUNCIL:
Approve Amended Ordinance
OPTIONS FOR COUNCIL MOTION:
<i>Motion to approve the amended Ordinance 2020/22.</i>

EMERGENCY ORDINANCE No. 2020 / 07

EXTENDING THE STATE OF EMERGENCY IN BEAUFORT COUNTY

WHEREAS, on March 16, 2020 County Council adopted emergency Ordinance No. 2020-01, declaring a state of emergency existed due to the effects of the COVID-19 coronavirus; and

WHEREAS, since that time certain steps have been taken to protect public health and safety in accord with the authority vested in the County Council and following the orders of the Governor as well; and

WHEREAS, while those protective and preventative effects have succeeded in limiting the dangers of the COVID-19 virus, the dangers have not passed and ongoing protective and preventative measures are still necessary in the County; and

WHEREAS, on May 11, 2020, council adopted Emergency Ordinance 2020-02 which extended the state of emergency until June 11, 2020; and

WHEREAS, County Council extended the state of emergency from June 11 to August 10 by Emergency Ordinance 2020-04; and

WHEREAS, County Council extended the state of emergency from August 10 through October 9 by emergency ordinance 2020-05; and

WHEREAS, the state of emergency has continued to exist, uninterrupted, following the extensions of the state of emergency; and

NOW, THEREFORE, Beaufort County Council hereby finds that a state of emergency has continued to exist, uninterrupted, as evidenced by existing conditions and the Governor’s extended declaration of a state of emergency for South Carolina with regard to the effects of the COVID-19 virus, thus necessitating the extension of the effective date of ordinance 2020-01 from October 9, 2020 for sixty days as allowed by law;

IT IS ORDERED that the terms of emergency ordinance 2020-01 are hereby continued to be in full force and effect for an additional sixty days after its extended expiration date of October 9, 2020, and thus it shall expire on December 8, 2020, unless earlier repealed or further extended. All acts taken in accord with the state of emergency are hereby ratified and have full force and effect. This ordinance shall take effect October 9, 2020.

ORDERED in meeting duly assembled this 5th day of October, 2020

Joe Passiment, Chairman

Attest: Sarah Brock, Clerk to Council